

**PERTH COUNTY COUNCIL  
MINUTES**

January 22, 2009  
9 a.m.

**1. ROLL CALL**

Bill Arthur, County Clerk, summoned the members of County Council and conducted the roll call.

**2. OPENING PRAYER**

Julie Behrns, Warden, presided with all members of County Council present except Ian Forrest. The January 22, 2009 Session of Perth County Council commenced with an Opening Prayer at 9:00 a.m.

Staff in attendance:

Bill Arthur, CAO/Clerk; Carol Zimmer, Deputy Clerk; John McClelland, Maintenance Co-Ordinator of Public Works; Dave Hanly, Director of Planning; Linda Rockwood, Directory of Emergency Medical Services; Renato Pullia, Director of Corporate Services.

**3. DISCLOSURE OF PERCUNIARY INTEREST and the general nature thereof**

None declared

**4. ADDITIONS TO AGENDA/ADOPTION OF AGENDA**

**Resolution: 2009-13**

Moved by: Councillor McKay

Seconded by: Councillor Hollinger

That correspondence from Perth South concerning shared services be added to agenda as item 14.3 and that the Council agenda as amended for January 22, 2009 be approved.

Carried

**5. CONSENT AGENDA**

**Resolution: 2009-14**

Moved by: Councillor McTavish

Seconded by: Councillor Van Bakel

That Consent Agenda items 5.1 be received for information.

Carried

**Resolution: 2009-15**

Moved by: Councillor Wilhelm

Seconded by: Councillor Kehl

That the minutes of January 8, 2009 regular Council session be approved.

Carried

**Resolution: 2009-16**

Moved by: Councillor McTavish

Seconded by: Councillor McMillan

That Item 5.2 be received and the discrepancy in amount payable from the Federal Gas Tax Fund be investigated.

Carried

**6. DELEGATIONS:**

**6.1 Agriculture Business Community – Hwy 7/8**

On behalf of the Agricultural Business Community of Perth East, Perth South and Wilmot West, Sharon Weitzel and Paula Neice made a presentation on the new proposed corridor study on Hwy 7/8.

Paula Neice summarized the recommendation requests from the group and advised that a second brief is being prepared for submission.

The group has asked Perth County to submit a new response to the November/December 2008 options proposed by the consultants, reinforcing the same or similar issues on County priorities as evidenced in the County's summer 2008 response.

Secondly, based on the need for data to monitor incremental loss, Perth County is asked to initiate a county level process to actively track the loss of agricultural land including losses resulting from municipal annexation.

Thirdly, Perth County was asked to be proactive and not wait for the possibility of the existing Highway 7/8 to be designated a County Road, but rather that Perth County upgrade their existing road infrastructure and build a simple transportation solution that satisfies community needs.

Fourthly, because our area is vastly different from Toronto. Perth County was encouraged to facilitate a broad-based community visioning and strategic planning exercise to help clearly define our unique community and to specify what sets us apart which would enable the County to stand together in the face of future invasive studies.

## 6.2 Economic Development Committee – Branding/Logo

Bernia Wheaton, Economic Development Co-Ordinator, reviewed the branding process that has just been completed to develop a logo to promote the County internally and externally. The logo needs to be clear, crisp, easy to read, easily converted to reflective print and readable in large or small print. A logo contest was held at local high schools and the submissions were used to develop the final proposal for a logo. Jessica Benneweis-Bradley, a Northwestern student was awarded a \$500.00 education bursary for the best logo, chosen from 14 submissions. The logo will be used when promoting the County on website, business cards, letterhead, signs, vehicles and buildings as well on promotional items i.e. shirts, pens.

Much thought and research was put into developing a slogan to portray what Perth County is all about. 'Cultivating Opportunity' is the suggested slogan.

## 6.3 Perth County Federation of Agriculture – Secondary Farm Occupation

Mr. Russ Danbrook of the Perth County Federation of Agriculture addressed County Council on the secondary farm occupation issue.

The Perth County Federation of Agriculture supports improving the policies to define and encourage secondary farm occupation. Specific definitions should be incorporated into the Official Plan and more than one secondary use on a property should be allowed. The example giving was processing corn. Although the commodity is the same, processing in spring and fall are different, requiring two different businesses. Mr. Hanly, Planning Director, stated that this could be overcome by adding 'at one time' to the wording in the Official Plan.

Requirements on secondary farm occupations are sometimes restrictive, such as requiring his and her washrooms when only 2 people are employed. What can be done to eliminate some of these restrictive requirements?

Mr. Danbrook asked that an appeal procedure should be in place for owners to dispute tax designations changed by IMPAC from agricultural to commercial or industrial are detrimental and punitive to owners. Assessments should be increased through value added features and incentives to accomplish them. Support is needed to change the tax laws at all levels of government.

Mr. Danbrook stated that secondary farm occupations should be small and when a designated size is attained, the business should move to an agricultural industrial park. Opportunity for farmers to have a secondary farm occupation should be encouraged but with the knowledge that once a designated size is attained, the business will have to relocate or endure the higher tax rate to be fair to similar businesses operating in non-farm situations.

Mr. Hanly explained that the appeal process is in place through zoning to address the size of an operation. Definite wording can be put into planning documents specifically stating the resultant actions if a business grows beyond the designated size in order to avoid future conflict.

7. **ADJOURN TO PUBLIC MEETING:** - None

8. **ADJOURN TO COMMITTEE OF THE WHOLE**

**Resolution: 2009-17**

Moved by: Councillor McMillan

Seconded by: Councillor Wilhelm

That this meeting adjourns to convene as Committee of the Whole at 10:03 a.m.

Councillor Van Bakel chaired the Committee of the Whole.

## **PRESENTATION AND CONSIDERATION F REPORTS**

### **8.1 Planning and Development**

8.1.1 Task Lead for Policy Development in the Lake Erie Source Protection Region Terms of Reference – Milverton Water Supply

**Resolution: 2009-18**

Moved by: Councillor McKay

Seconded by: Councillor McTavish

That the County of Perth agrees to take the lead for the following tasks listed in the work plan for the Township of Perth East in the proposed Grand River Source Protection Area Terms of Reference – policy development to address drinking water threats; policy development for monitoring drinking water threats or issues; and establishing timelines for policy implementation;

And further that the County's decision to take this lead and its work on the policy development issue in no way obligates the County or the Township of Perth East in

respect to financial obligations for the implementation of the policies that are developed.

Carried

#### 8.1.2 Secondary Farm Occupation

**Resolution: 2009-19**

Moved by: Councillor McTavish

Seconded by: Councillor Wilhelm

That Clause b) of the Secondary Farm Occupation policy (Section 5.5.7) concerning the number of off-farm resident employees be increased to 3 from 2.

Defeated

**Resolution: 2009-20**

Moved by: Councillor McKay

Seconded by: Councillor McTavish

That County Council proceeds with a proposed amendment to the Section 5.5.7 policies of the County Official Plan (i.e. Secondary Farm Occupation Use policies) and that a Public meeting as required by the Planning Act be scheduled at an appropriate time.

Carried

#### 8.1.3 Land Division Report

**Resolution: 2009-21**

Moved by: Councillor Behrns

Seconded by: Councillor Hollinger

That the Land Division Secretary-Treasurer's January 22, 2009 report on the Land Division Committee's December 8 and 22, 2008 meetings be received for information.

Carried

**Resolution: 2009-22**

Moved by: Councillor McTavish

Seconded by: Councillor McMillan

That the Planning Department bring a report to Council for options on how to deal with the effect that Commercial and Industrial tax status has on abutting lands through the MDS calculation.

Carried

#### 8.1.4 Tree Inspection Report

**Resolution: 2009-23**

Moved by: Councillor Wilhelm

Seconded by: Councillor Hollinger

That the Tree Inspection report dated January 22, 2009 be accepted as presented.

Carried

#### 8.1.5 Winter Spreading of manure

**Resolution: 2009-24**

Moved by: Councillor Kehl

Seconded by: Councillor Seiler

That the Planning Director's January 22, 2009 report on winter manure spreading regulations be received for information.

Carried

#### 8.1.6 Consent Agreements for Application B19/08

**Resolution: 2009-25**

Moved by: Councillor McMillan

Seconded by: Councillor Seiler

That Perth County Council proceeds with the approval of the two agreements required for the severed and remnant parcels under Consent Application No. B19/08 affecting property described as part of Lot 21, Concession 10 in the Ellice Ward of the Township of Perth East by adopting By-law No. 3121-2009.

Carried

#### 8.1.7 Weed problems

**Resolution: 2009-26**

Moved by: Councillor McTavish

Seconded by: Councillor McKay

That Perth County Council receives and accepts the report as submitted.

Carried

#### 8.1.8 Hwy 7/8 Corridor

**Resolution: 2009-27**

Moved by: Councillor McKay

Seconded by: Councillor McTavish

That Planning Department drafts a letter of response regarding the present Corridor Study for Council's review on February 5<sup>th</sup>, 2009.

Carried

### 8.2 CAO

#### 8.2.1 Economic Development – Logo/Branding

**Resolution: 2009-28**

Moved by: Councillor Hollinger

Seconded by: Councillor Kehl

That the unused Economic Development Budget (Revenues and expenses) from 2008 be transferred to the 2009 Economic Development Budget.

Carried

**Resolution: 2009-29**

Moved by: Councillor Wilhelm

Seconded by: Councillor McTavish

That the 2009 Economic Development budget be accepted for consideration in the 2009 County budget as presented.

Carried

**Resolution: 2009-30**

Moved by: Councillor Hollinger

Seconded by: Councillor Seiler

That the Perth County logo and graphics as presented be approved.

Carried

**Resolution: 2009-31**

Moved by: Councillor McTavish

Seconded by: Councillor Behrns

That Bernia Wheaton be authorized to attend, with representatives from the Perth Community Futures Development Corporation (CFDC), the "World Renewable Energy Conference" in Las Vegas, March 10 to 12, 2009 with all expenses covered by the CFDC.

Carried

8.2.2 Public Works Director

**Resolution: 2009-32**

Moved by: Councillor Seiler

Seconded by: Councillor Kehl

That the Personnel Ad Hoc Committee is authorized to proceed with interviews for the position of Public Works Director and to make a recommendation to Council.

Carried

8.3 Corporate Services - none

8.4 Emergency Medical Services – None

8.5 **Public Works** – None

9. **Minutes of Outside Boards/Committees**

10. **CORRESPONDENCE**

11. **AMO Alerts** - See Consent agenda

**Resolution: 2009-33**

Moved by: Councillor Wilhelm

Seconded by: Councillor Kehl

That Council rise from Committee of the Whole at 11:56 a.m.

Carried

Warden Behrns resumed the chair.

12. **BUSINESS ARISING FROM COMMITTEE OF THE WHOLE**

12.1 Removal of any recommendations from Committee of the Whole - none

12.2 Deferral of recommendations from Committee of the Whole - none

12.3 Endorsement of recommendations from Committee of the Whole

**Resolution: 2009-34**

Moved by: Councillor Wilhelm

Seconded by: Councillor Van Bakel

That Council of the Corporation of the County of Perth endorses all recommendations from Committee of the Whole from the January 22, 2009.

Carried

13. **NOTICE OF MOTIONS** – None

14. **NEW BUSINESS**

14.1 Western Warden's

14.2 Training Education

**Resolution: 2009-35**

Moved by: Councillor Hollinger

Seconded by: Councillor McKay

That Perth County Council meet in closed session on May 21, 2009 for training and education under Section 239(3.1) of the Municipal Act to discuss, in general, the direction and understanding of Council and the County.

Carried



14.3 Perth South – Shared Services

**Resolution: 2009-36**

Moved by: Councillor Wilhelm

Seconded by: Councillor McKay

To receive correspondence from Perth South regarding shared services for information and that County staff follow up with St Marys and Stratford requesting response.

Carried

15. **BY-LAWS**

15.1 By-law 3121-2009 Authority to sign Consent Agreement

**Resolution: 2009-37**

Moved by: Councillor McTavish

Seconded by: Councillor Wilhelm

That By-law 3121-2009 authorizing the signing of the Consent Agreements between the County of Perth, Barbara Breen, Dianne Mary Lou Shiell and Lloyd Lawrence Shiell

Be read a first and second time

Carried

**Resolution: 2009-38**

Moved by: Councillor McMillan

Seconded by: Councillor Hollinger

That By-law 3121-2009 authorizing the signing of the Consent Agreements between the County of Perth, Barbara Breen, Dianne Mary Lou Shiell and Lloyd Lawrence Shiell

Be read a third and final time

AND THAT the Warden and the Clerk are hereby authorized and instructed to sign the same, and attach the Corporate Seal thereto

Carried

16. **CLOSED SESSION:**

**Resolution: 2009-39**

Moved by: Councillor Wilhelm

Seconded by: Councillor Seiler

That Perth County Council move to Closed Session at 12:24 p.m. in accordance with Sec. 239 of the *Municipal Act S.O. 2001 c. 25* (as amended), regarding subject matter as follows:

Personnel matters about an identifiable individual, including municipal or local board employees.

Carried

**Resolution: 2009-40**

Moved by: Councillor McTavish

Seconded by: Councillor Van Bakel

That the Council of the Corporation of the County of Perth rises from Closed Session and reconvenes the regular meeting at 12:26 p.m.

Carried

**17. CONFIRMATORY BY-LAW**

**Resolution: 2009-41**

Moved by: Councillor Wilhelm

Seconded by: Councillor Hollinger

That By-law 3122-2009 being a By-law to confirm the proceedings of the Council of the Corporation of the County of Perth, at its regular meeting on January 22, 2009 be read a first, second and third time and

That the Warden and Clerk are hereby authorized and instructed to sign the same, and attach the Corporate Seal thereto.

Carried

**18. ADJOURNAMENT**

**Resolution: 2009-42**

Moved by: Councillor McMillan

Seconded by: Councillor Seiler

That this meeting adjourns at 12:27 p.m.

"Julie Behrns"

Warden, Julie Behrns

"R. William Arthur"

Clerk, R. William Arthur