

**PERTH COUNTY COUNCIL
Minutes**

June 18, 2009
9:00 a.m.

1. ROLL CALL

Bill Arthur, 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 Councillor McTavish. The June 18, 2009 session of Perth County Council commenced with an Opening Prayer at 9:02 a.m.

Staff in attendance:

Bill Arthur, CAO/Clerk; Carol Zimmer, Deputy Clerk; Dave Hanly, Director of Planning & Development; Renato Pullia, Director of Corporate Services/Treasurer, Linda Rockwood, Director of Emergency Medical Services, Matt Ash, Director of Public Works.

3. DISCLOSURE OF PECUNIARY INTEREST and the general nature thereof

None declared

4. ADDITIONS TO AGENDA/ADOPTION OF AGENDA

Resolution: 2009-317

Moved by Councillor Wilhelm Seconded by Councillor Kehl

That the Revised Council agenda for June 18, 2009 be approved.

Carried

5. CONSENT AGENDA

Resolution: 2009-318

Moved by Councillor McKay Seconded by Councillor Seiler

That the Items 5.1 to 5.8 be received and the minutes of the June 4, 2009 Regular session and Closed Session be approved.

Carried

6. DELEGATIONS - None

7. PUBLIC MEETING - None

8. ADJOURN TO COMMITTEE OF THE WHOLE

Resolution: 2009-319

Moved by Councillor McMillan

Seconded by Councillor Hollinger

That the Council of the County of Perth adjourns to convene as Committee of the Whole at 9:05 a.m.

Carried

Councillor Hollinger chaired the Committee of the Whole.

PRESENTATION AND CONSIDERATION OF REPORTS

8.1 Planning and Development

8.1.1 Plan of Condominium – CD09-01 – Perth East - Herrfort

Resolution: 2009-320

Moved by Councillor Seiler

Seconded by Councillor Forrest

That the Council of the County of Perth give draft plan approval to Plan of Condominium Application No. PE CD 09-01 by Mel Herrfort Investments Inc. affecting property described as part of Lots 199, 200, 201, and 202, part of a 1.006 metre wide reserve, part of Perth Street, and part of Wellington Street, Registered Plan No. 261 (Millbank) in the Mornington Ward of the Township of Perth East subject to the condition of draft plan approval as set out in the Planning Director's June 18, 2009 report to County Council.

Carried

8.1.2 Official Plan Amendment No. 96 – Perth East

By consensus of County Council, Carolyn Drapper, agent for the applicants, was given permission to address Council concerning the application.

Resolution: 2009-321

Moved by Councillor Wilhelm

Seconded by Councillor McMillan

That the Application for Official Plan Amendment by Kirk Smith and Klaudia Radchenka and Stephen and Elizabeth Cooper affecting lands described as part of Lot 46, Concession 3 in the South Easthope Ward of the Township of Perth East be approved with the properties in question being subject to an exception to the "Agriculture" land use policies for the purpose of creating two new lots for non-farm residential use.

Carried

8.1.3 Surplus Farm House Severance Issue

Correspondence read from Perth County Federation of Agriculture.

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Resolution: 2009-322

Moved by Councillor Wilhelm

Seconded by Councillor Van Bakel

That the Planning Director's June 18, 2009 report on the surplus farm dwelling severance issue be received.

Carried

Resolution: 2009-323

Moved by Councillor Van Bakel

Seconded by Councillor McKay

That the County move to a Public Meeting for the Surplus Farm dwelling severance issue at July 16th or August 13 Council using Option 5 as presented.

Motion withdrawn

Resolution: 2009-324

Moved by Councillor Van Bakel

Second by Councillor McKay

That the County move to a public meeting for the surplus farm dwelling severance issue in the evening using Option 6 as presented.

Carried

8.1.4 Land Division Committee

Resolution: 2009-325

Moved by Councillor Seiler

Seconded by Councillor Wilhelm

That the Land Division Secretary-Treasurer's June 18, 2009 report on the Land Division Committee's May 25, 2009 meeting be received for information.

Carried

8.1.5 Other Matters

OMB has issued their oral decision approving remaining sections of Official Plan Amendment No. 47.

8.2 **CAO**

8.2.1 Warden's Activity Report January – May, 2009

Resolution: 2009-326

Moved by Councillor Kehl

Seconded by Councillor McKay

That the Warden's Activity Report dated June 18, 2009 be received for information.

Carried

8.2.2 Community Adjustment Fund Report

Resolution: 2009-327

Carried

8.3.3 Other Corporate Services Matters

8.4 Emergency Medical Services –

8.4.1 EMS Inventory

Resolution: 2009-331

Moved by Councillor Behrns

Seconded by Councillor Wilhelm

That EMS and Corporate Services staff continue with the inventory project with the support of the Protek software consultant to review the information and systems in place to ensure that we are correctly applying the functions of the program to give Council and staff confidence in the inventory numbers and values that the ACCPAC Inventory module is producing.

Carried

8.4.2 Other EMS Matters

None

8.5 Public Works

8.5.1 Infrastructure Stimulus Fund

Resolution: 2009-332

Moved by Councillor Forrest

Seconded by Warden Behrns

That the update report on the Infrastructure Stimulus Fund be received for information.

Carried

8.5.2 Perth Road 180 Joint project with Huron County

Resolution: 2009-333

Moved by Councillor Wilhelm

Seconded by Warden Behrns

That the Corporation of the County of Perth agree that the repaving project on Perth Road 180 from Line 44 to Line 55 proceed in 2009, to be administered and financed by Huron County at an estimated cost of about \$900,000. and

That the financing of the Perth County share be negotiated through a mutual financing agreement.

Carried

8.5.3 Provincial Lease for Court House

Resolution: 2009-334

Moved by Councillor Van Bakel Seconded by Councillor Wilhelm
That the Corporation of the County of Perth Enter into a Lease Extension and Amending Agreement with Her Majesty the Queen in Right of Ontario for the lease of the County Courthouse.

Carried

8.5.4 Other Public Works Matters - None

9.0 **MINUTES OF OUTSIDE BOARDS/COMMITTEES** - None

10. **CORRESPONDENCE**

10.1 Wallaceburg Relief Fund requesting financial contribution for Relief fund

10.2 Fort Erie Resolution requesting support of resolution to include hospitals under the Ombudsman Act

10.3 Ministry of Municipal Affairs and Housing requesting registration for meeting with Minister at AMO

Resolution: 2009-335

Moved by Councillor Wilhelm Seconded by Councillor Kehl

That correspondence from Wallaceburg Relief Fund, Town of Fort Erie and Ministry of Municipal Affairs and Housing be received for information.

Carried

11. **AMO ALERTS** – See Consent Agenda

Resolution: 2009-336

Moved by Councillor Forrest

Seconded by Councillor McKay

That the Committee of the Whole adjourns and reconvenes as Council at 11:25 a.m.

Warden Behrns resumed 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: 2009-337

Moved by Councillor Kehl

Seconded by Councillor Wilhelm

That the Council of the Corporation of the County of Perth endorses recommendations from Committee of the Whole from June 18, 2009.

Carried

13. **NOTICE OF MOTIONS** – None

14. **NEW BUSINESS** –

14.1 Procedural By-law Committee meeting June 19th at 9:30 a.m.

15. **BY-LAWS**

15.1 By-law 3144-2009 – To approve Official Plan Amendment No 96

Resolution: 2009-338

Moved by Councillor Van Bakel

Seconded by Councillor Seiler

That By-law 3144-2009 being a by-law to approve Official Plan Amendment No. 96 be read a first and second time.

Carried

Resolution: 2009-339

Moved by Councillor McMillan

Seconded by Councillor McKay

That By-law 3144-2009 being a by-law to approve Official Plan Amendment No. 96 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

15.2 By-law 3146-2009 to appoint Land Division Committee member

Resolution: 2009-340

Moved by Councillor Van Bakel

Seconded by Councillor Hollinger

That By-law 3146-2009 being a By-law amending By-law 2998 to appoint Pat Taylor a member of Land Division Committee to November 30, 2010 be read a first and second time.

Carried

Resolution: 2009-341

Moved by Councillor McKay

Seconded by Councillor Kehl

That By-law 3146-2009 being a By-law amending By-law 2998 to appoint Pat Taylor a member of Land Division Committee to November 30, 2010 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

15.3 By-law 3147-2009 to approve New Construction Tax policy

Resolution: 2009-342

Moved by Councillor Forrest

Seconded by Councillor Wilhelm

That By-law 3147-2009 being a By-law to approve a new construction tax policy be read a first and second time.

Carried

Resolution: 2009-343

Moved by Councillor Hollinger

Seconded by Councillor Van Bakel

That By-law 3147-2009 being a By-law to approve a new construction tax policy 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

15.4 By-law to authorize signing of lease with Province of Ontario

Resolution: 2009-344

Moved by Councillor Seiler

Seconded by Councillor Wilhelm

That By-law 3148-2009 being a By-law to authorize the signing of a lease agreement with the Province of Ontario for Court House offices be read a first and second time

Carried

Resolution: 2009-345

Moved by Councillor McMillan

Seconded by Councillor Forrest

That By-law 3148-2009 being a By-law to authorize the signing of a lease agreement with the Province of Ontario for Court House offices 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: 2009-346

Moved by Councillor McKay

Seconded by Councillor Hollinger

That Perth County Council move to Closed Session in accordance with Sec. 239 of the Municipal Act S.O. 2001, c. 25 (as amended), at 11:31 a.m. regarding subject matter as follows:

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

Carried

Resolution: 2009-347

Moved by Councillor Seiler

Seconded by Councillor Wilhelm

That the Council of the Corporation of the County of Perth rises from Closed Session and reconvenes the regular meeting at 11:37 a.m.

Carried

Resolution: 2009-348

Moved by Councillor Kehl

Seconded by Councillor McKay

That Bill Arthur be confirmed in the position of CAO/Clerk for the County of Perth, based on the completion of the probationary period, during which Bill Arthur has successfully met the expectations of this position, effective July 5, 2009.

Carried

18. CONFIRMATORY BY-LAW

Resolution: 2009-349

Moved by Councillor Hollinger

Seconded by Councillor Wilhelm

That By-law 3149-2009 being a By-law to confirm the proceedings of the Council of the Corporation of the County of Perth, at its regular meeting on June 18, 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

19. ADJOURNAMENT

Resolution: 2009-350

Moved by Councillor Seiler

Seconded by Councillor Wilhelm

That this meeting adjourns at 11:39 a.m.

Carried

"Julie Behrns"

Warden, Julie Behrns

"R. William Arthur"

Clerk, R. William Arthur