

**PERTH COUNTY COUNCIL
Minutes**

November 19, 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 Hollinger. The November 19, 2009 Regular Meeting of Perth County Council commenced with an Opening Prayer at 9:04 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, Matt Ash, Director of Public Works.

3. DISCLOSURE OF PERCUNIARY INTEREST and the general nature thereof

None declared

4. ADDITIONS TO AGENDA/ADOPTION OF AGENDA

Resolution: 2009-556

Moved by Councillor Van Bakel

Seconded by Councillor Kehl

That a delegation concerning the 2010 Insurance premium be added as Item No. 7.1 and a Public Works Matter as Item No. 8.5.2 and

That the Council agenda for November 19, 2009 as amended be approved.

Carried

5. CONSENT AGENDA

Resolution: 2009-557

Moved by Councillor McTavish

Seconded by Councillor Wilhelm

That the Items 5.1 to 5.7 be received for information and the minutes of the November 5, 2009 Regular Meeting be approved.

Carried

6. PUBLIC MEETING - None

7. DELEGATIONS –

7.1 2010 Insurance Premium

Mr. Bryce Sibbick of Cowan Insurance Company Limited and Al Campbell of F. A. Campbell Insurance Brokers Ltd. were present to present information concerning the 2010 insurance premium

The increase in insurance premium for 2010 is based on scope of business and claims experience. The claims experience was high in 2003-04 but has been low since. For the County, road liability is the issue.

Proposed AMO changes to Municipal Act will hopefully improve the cost of insurance. The Negligence Act was beneficial when first introduced but because of high claims being awarded has become unmanageable. Crisis is needed for changes to be made. Claims against County could be higher because people are reducing their insurance to save money. If documentation in place and road standards met, the other side will have to prove error. Judges are sympathetic to seriously injured people.

8. ADJOURN TO COMMITTEE OF THE WHOLE

Resolution: 2009-558

Moved by Councillor McMillan

Seconded by Councillor Seiler

That the Council of the County of Perth adjourns to convene as Committee of the Whole at 9:20 a.m.

Carried

Councillor Forrest took the Chair for the Committee of the Whole.

PRESENTATION AND CONSIDERATION OF REPORTS IN COMMITTEE OF THE WHOLE

Words of appreciation to planning committee was expressed for Perth Municipal Day held on November 18, 2009

8.1 Planning and Development

8.1.1 Other Matters

Official Plan Amendment 96 for Cooper and Smith in Perth South was appealed by the City of Stratford and now before the Ontario Municipal Board. As the applicants have engaged a solicitor, the Planning Director will contact their solicitor to determine if the County should hire a solicitor as well.

Official Plan Amendment 101, addressing surplus farm severances in West Perth and Perth South has been received. Council directed the Planning Director to proceed with the public meeting on December 17, 2009.

8.2 **CAO**

8.2.1 2010 County Council dates

Recommendation: 2009-R559

Moved by Councillor McKay

Seconded by Councillor McTavish

Whereas By-law 3049 requires public notice of the regular meeting schedule for Perth County Council;

It is recommended that the following meeting dates for the Council of the County of Perth be approved:

January 7, 2010	Regular meeting	June 17, 2010	Regular meeting
January 21, 2010	Regular meeting	July 15, 2010	Regular meeting
February 4, 2010	Regular meeting Budget Presentation	August 12, 2010	Regular meeting
February 11, 2010	Budget meeting	September 2, 2010	Regular meeting
February 18, 2010	Regular meeting Budget	September 16, 2010	Regular meeting
March 4, 2010	Regular meeting Budget meeting	October 7, 2010	Regular meeting
March 11, 2010	Budget meeting (if required)	October 21, 2010	Regular meeting
March 18, 2010	Regular meeting	November 4, 2010	Regular meeting
April 1, 2010	Regular meeting	November 18, 2010	Regular meeting
April 15, 2010	Regular meeting	December 1, 2010	Inaugural meeting Warden's election
April 29, 2010	Regular meeting	December 2, 2010	First Regular meeting
May 20, 2010	Regular meeting	December 16, 2010	Regular meeting
June 3, 2010	Regular meeting		

Carried

8.2.2 Spruce Lodge – Union Gas Agreement

Recommendation: 2009-R560

Moved by Warden Behrns

Seconded by Councillor Van Bakel

That the Council of the County of Perth approves and authorizes the Warden and Clerk to sign the appropriate consent agreement with Union Gas for the supply of Natural Gas.

Carried

8.2.3 Other Matters - None

8.3 Corporate Services

8.3.1 MLC Report for Archives and POA

Recommendation: 2009-R561

Moved by Councillor McTavish

Seconded by Councillor Wilhelm

That the Stratford-Perth Archives report of November 19, 2009 be received for information.

Carried

Recommendation: 2009-R562

Moved by Councillor Van Bakel

Seconded by Councillor McMillan

That the Provincial Offences Administration report of November 19, 2009 be received for information.

Carried

8.3.2 2010 Insurance Renewal

Recommendation: 2009-R563

Moved by Councillor Wilhelm

Seconded by Councillor Kehl

That the County renew the insurance policy with Frank Cowan Company Limited as per their renewal notice for 2010 of \$291,593. Plus applicable taxes; and

That an RFP for such insurance purposes be initiated in 2010 for the 2011 renewal.

Carried

Recommendation: 2009-R564

Moved by Councillor McTavish

Seconded by Councillor Seiler

That a letter be sent to AMO to express concern regarding the current insurance costs indicating that municipalities should only be liable when found to be 50% responsible.

Carried

8.3.3 Other Matters

The County POA Prosecutor will be retiring and RPF to replace him will be going out shortly.

8.4 Emergency Medical Services

8.4.1 EMS report to MLC

Recommendation: 2009 –R565

Moved by Warden Behrns
That the EMS report to the Municipal Liaison Committee be received for information

Seconded by Councillor Wilhelm

Carried

8.4.2 Other Matters - None

8.5 Public Works

8.5.1 Other Matters – None

8.5.2 Speed Limits on County Roads

Councillor Seiler asked about the difference between Perth County and Huron County speed limits on county roads. Huron's speed limit is 90 kmh. and Perth's is 80 kmh.

Recommendation: 2009-R566

Moved by Councillor Van Bakel

Seconded by Councillor McTavish

That the speed limit for roads under the jurisdiction of the County of Perth remain at 80 kmh.

Carried

8.6 Financial Reports

8.6.1 CAO

Recommendation: 2009-R567

Moved by Councillor McKay

Seconded by Warden Behrns

That the CAO October 31st, 2009 financial report be accepted for information.

Carried

8.6.2 Planning and Development

Recommendation: 2009-R568

Moved by Councillor McTavish

Seconded by Councillor Kehl

That the year-end financial projection report prepared by the Planning Director dated November 19, 2009 be received for information purposes.

Carried

8.6.3 Emergency Medical Services

Recommendation: 2009-R569

Moved by Councillor McMillan

Seconded by Councillor Wilhelm

That the EMS October 31st, 2009 financial report dated November 19, 2009 be accepted for information.

Carried

8.6.4 Public Works

Recommendation: 2009-R570

Moved by Warden Behrns

Seconded by Councillor McTavish

That the Public Works October year end projections be accept for information.

Carried

8.6.5 Corporate Services

Recommendation: 2009-R571

Moved by Councillor Kehl

Seconded by Councillor Wilhelm

That the Corporate Services October 31, 2009 financial report be accepted for information.

Carried

8.6.6 County

Recommendation: 2009-R572

Moved by Warden Behrns

Seconded by Councillor McKay

That the County October 31st financial report dated November 19, 2009 be accepted for information.

Carried

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

10. **CORRESPONDENCE** - None

11. **AMO ALERTS** - None

Recommendation: 2009-573

Moved by Councillor Seiler

Seconded by Councillor McTavish

That the Committee of the Whole adjourn and reconvene as Council at 10:15 a.m.

Carried

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: 2009-574

Moved by Councillor Wilhelm

Seconded by Councillor Seiler

That the Council of the Corporation of the County of Perth endorses all recommendations from Committee of the Whole on November 19, 2009.

Carried

13. **NOTICE OF MOTIONS** – None

14. **NEW BUSINESS** –

14.1 County Appreciation Banquet

Appreciation was expressed to the staff committee consisting of Bill Arthur, Carol Zimmer, Calana Hinnegan, Jacquie Hibbert, Leslie Belland and Pauline Walkom for the organization of the County Appreciation Banquet.

15. **BY-LAWS** – None

16. **CLOSED SESSION**

Resolution: 2009-575

Moved by Councillor Forrest

Seconded by Councillor Wilhelm

That Perth County Council move to Closed meeting at 10:47 a.m. in accordance with Section 239 of the Municipal Act S.O. 2001 c.25 (as amended), regarding subject matter as follows:

- Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board

Resolution: 2009-576

Moved by Councillor McKay

Seconded by Councillor Forrest

That the Council of the Corporation of the Council of Perth rises from Closed Meeting and reconvenes the Regular Meeting at 11:07 a.m.

Carried

18. **CONFIRMATORY BY-LAW**

Resolution: 2009-577

Moved by Councillor Van Bakel

Seconded by Councillor Wilhelm

That By-law 3166-2009 being a By-law to confirm the proceedings of the Council of the Corporation of the County of Perth, at its regular meeting on November 5, 2009 be read a first, second and third time and

November 19, 2009

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

Carried

19. **ADJOURNAMENT**

Resolution: 2009-578

Moved by Councillor Kehl

Seconded by Councillor Seiler

That the November 19, 2009 session of Perth County Council adjourns at 11:10 a.m.

Carried

"Julie Behrns"

"R. William Arthur"

Warden, Julie Behrns

Clerk, R. William Arthur