



The Corporation of The County of Perth

Minutes of the November 4, 2010 Council Meeting

November 4, 2010

Council Present: Councillor McKay
Councillor McTavish
Councillor Forrest
Councillor McMillan
Councillor VanBakel
Councillor Kehl
Councillor Hollinger
Warden Behrns
Councillor Seiler

Absent: Councillor Robert Wilhelm

Staff Present: Bill Arthur, CAO
Renato Pullia, Dept Head
Dave Hanly, Dept Head
Matt Ash, Dept Head
Carol Zimmer, Deputy Clerk
Linda Rockwood, Dept Head

1. CALL TO ORDER

The Regular Meeting of Perth County Council with Quorum present was called to order at 9.01 a.m. and the roll call conducted.

2. OPENING PRAYER

The Regular meeting of Perth County Council commenced with Opening Prayer.

3. DISCLOSURE OF PECUNIARY INTEREST

No Disclosure of Pecuniary Interest stated.

4. ADDITION TO AGENDA/ADOPTION

2010-472

Moved By: Councillor McKay

Seconded By: Councillor Kehl

That Item 9.1.1 Correspondence Museum Proposal be moved ahead on the Agenda under Delegation for discussion and action

That Correspondence regarding Low Frequency Noise By-law meeting be added as Item 9.1.2

And that the Council Agenda for November 4, 2010 as amended be adopted.

Carried

5. CONSENT AGENDA AND COUNCIL MINUTES

5.1 Minutes of October 21, 2010 Regular Council Meeting

5.2 AMO Watch File - October 21, 2010

5.3 Perth District Health Unit - Cancer Cluster

5.4 OGRA Nominations - 1st Call

5.5 AMO Watch File -October 28, 2010

5.6 Spruce Lodge Response - Minutes of the Board

5.7 Huron Perth Healthcare Alliance Highlights October 7, 2010

2010-473

Moved By: Councillor McTavish

Seconded By: Councillor Kehl

That the Items 5.1 to 5.7 be received for information and the minutes of October 21, 2010 Regular Meeting be approved.

Carried

6. ADJOURN TO PUBLIC MEETING

2010-474

Moved By: Councillor Kehl

Seconded By: Councillor VanBakel

That the Council of the County of Perth recess for the purpose of moving into a Public Meeting for the Plan of Subdivision Application (WP10-01) submitted by 789274 Ontario Inc. in Mitchell Ward, West Perth on lands described as Lots 13

to 54, Block 96, Part of Sunset Drive, Registered Plan 44M-24 at 9:04 a.m.

Carried

6.1 Public Meeting - Application No: WP 10-01-789274 Ontario Inc

Dave Hanly reviewed the purpose of the application which will create 46 single-detached residential lots, 1 new road, 1 road extension, 1 servicing block and 1 reserve block on a total land area of approx. 4.30 hectares.

Notice was given in accordance with The Planning Act on October 7, 2010. A sign was posted on the property, as well as notice posted on the County website.

West Perth is co-applicant as the roads in the previously approved Plan of Subdivision are owned by the municipality. Once the roads are transferred back, the municipality will be removed from the application.

The roads are being reconfigured in the new Plan of Subdivision and a zoning change will be required. The proposal is reasonable and supported by the municipality and the Planning Department.

There was no response from the public circulation. Huron Perth Roman Catholic School Board and Bell Canada have no concerns. Union Gas has requested standard conditions regarding easements and discussions are ongoing with Upper Thames River Conversation Authority concerning stormwater maintenance and sanitation plan.

The agent, Mr. Ian Rawlings of IBI Group, is in agreement with the recommendations given and are working on the final details to have the roads transferred and have West Perth removed from the application.

It was noted that the tree area on the property does not fall under the County tree by-law.

2010-475

Moved By: Councillor Forrest

Seconded By: Councillor Hollinger

That the Public Meeting for the Plan of Subdivision Application (WP10-01) submitted by 789274 Ontario Inc. in Mitchell Ward, West Perth on lands described as Lots 13 to 54, Block 96, Part of Sunset Drive, Registered Plan 44M-24 be

closed and Council reconvene at 9:15 a.m.

Carried

7. DELEGATIONS

7.1 Museum Proposal - Councillor Gerry Kehl

Councillor Kehl, on behalf of the Stratford Perth Museum, made a presentation requesting that the outstanding loan from the County and City in the amount of \$360,000 to the museum be forgiven.

Bert Vorstenbosch Sr and Wayne Trietz were also present.

The definition for the museum is most important as it is entrusted with holding and protecting the history and artifacts of the area. The Stratford Perth Museum was required to move as their lease cancelled. The recent economic downturn has greatly affected the fundraising campaign for the capital costs of the new location. As well donations to the operating fund have been impacted.

Information was presented to Council outlining the funding to the Archives and Perth Visitors Association which are both important to the well being of the area.

The funds for the loan had come from the County General reserve.

2010-476

Moved By: Councillor McKay

Seconded By: Councillor Hollinger

That the Council of the County of Perth not make any recommendation to the next Council with regards to the Stratford Perth Museum presentation.

Defeated

Carol Zimmer, Deputy Clerk, left the meeting due to family emergency.

2010-477

Moved By: Councillor McKay

Seconded By: Councillor Hollinger

That Council recommends that the incoming Perth County Council give consideration the loan of \$360,000 to **Stratford Perth Museum** be ~~written down~~ forgiven and that

this recommendation be contingent on the City of Stratford agreeing to the same proposal.

Carried

8. ADJOURN TO COMMITTEE OF THE WHOLE

Committee of the Whole Chair is Councillor Forrest.

2010-478

Moved By: Councillor VanBakel

Seconded By: Councillor Seiler

That the Council of the County of Perth adjourns to convene as Committee of the Whole at 9:56 a.m.

Carried

8.1 Planning and Development

Council recessed and reconvened at 10:07 a.m.

8.1.1 Plan of Subdivision/Condominium - WP 10-01

Councillor Van Bakel requested that the parkland conditions be kept in front of the Planning Advisory Committee and ensure that the parkland is developed in a timely manner.

2010-479

Moved By: Councillor Kehl

Seconded By: Councillor Hollinger

That the Committee of the Whole recommends to Perth County Council that the County move toward giving Draft Plan Approval for a subdivision by 789274 Ontario Inc. and the Corporation of the Municipality of West Perth affecting property described as Lots 13 to 54, inclusive, Block 96, Neely Court, and Part of Sunset Drive, Registered Plan No. 44M-24, Mitchell Ward, in the Municipality of West Perth (WP 10-01) and that Planning and Development Department staff proceed with the preparation of a supplementary report containing conditions for the draft plan approval for a subsequent County Council meeting.

Carried

8.1.2 Urban Woodlots

Additional information from Perth South concerning their position on urban woodlots was given to Council and further information will be brought to the November 18th Council.

2010-480

Moved By: Councillor McMillan

Seconded By: Councillor VanBakel

That the Committee of the Whole recommends to Perth County Council that the Planning Director's November 4, 2010 update report on the urban woodlands issue be received for information.

Carried

8.1.3 Plan of Subdivision NP 10-04 Zyta

Mr. Hanly gave update on public meeting process, and draft conditions. Planning is satisfied with conditions and recommends approval.

2010-481

Moved By: Councillor McKay

Seconded By: Councillor Hollinger

That the Plan of Subdivision Application No. NP 10-04 by the Brandon Zyta affecting property described as Park Lots 9 and 10, Registered Plan No. 294, Elma Ward in the Municipality of North Perth be approved subject to the conditions attached to the November 4, 2010 Planning Director's report regarding Plan of Subdivision File No. NP 10-04.

Carried

8.1.4 Plan of Subdivision St Marys 01-10

The application has been circulated to the County as the lands border County lands.

2010-482

Moved By: Warden Behrns

Seconded By: Councillor McTavish

That the Committee of the Whole recommends to Perth County Council that the County advise the Town of St. Marys that it has no objection to an application for Plan of Subdivision by 2231872 Ontario Incorporated affecting property described as part of Lot 15, Concession 18 in the Town of St. Marys (File No. STM 01-10) provided that the conditions of any draft plan approval given by the town include a requirement that a warning clause advising of nearby farm activities be included in every offer of sale or lease of land within in proximity to the Perth South boundary.

Carried

8.1.5 Part Lot Control By-law 127-2010 Bercon

2010-483

Moved By: Councillor Hollinger

Seconded By: Councillor Seiler

That the Committee of the Whole recommends to Perth County Council that the Municipality of North Perth's By-law No. 127-2010 for the removal of part-lot control on property described as Lot 23, Registered Plan No. 44M-27 in the Listowel Ward of the Municipality of North Perth be approved.

Carried

8.1.6 Other Matters - Planning and Development

Mr. Hanly reported that the OMB appeal made by Quereshi on the Terrier subdivision in Listowel has been withdrawn after discussion with the appellants. A tree preservation plan is being prepared. Councillor Hollinger, Mayor of North Perth, participated in the meeting with the Quereshi's.

Mr. Hanly reported that the aerial photography was flown in April of 2010. MNR is looking after it, doing checks and expect to release in March of 2011. Budget money needs to be carried forward to pay for in 2011.

8.2 CAO

8.2.1 Council Schedule

2010-484

Moved By: Councillor McTavish

Seconded By: Councillor VanBakel

Whereas By-law 3174-2010 requires public notice of the Regular Meeting schedule for Perth County Council, the Committee of the Whole recommends to Perth County Council that the following dates for the Council of the County of Perth be approved:

January 13, 2011	Regular Meeting
January 27, 2011	Regular Meeting
February 3, 2011	Regular Meeting Budget Presentation
February 10, 2011	Budget Meeting
February 17, 2011	Regular Meeting
February 24, 2011	Budget Meeting
March 3, 2011	Regular Meeting
March 10, 2011	Budget Meeting
March 17, 2011	Regular Meeting
April 7, 2011	Regular Meeting
April 21, 2011	Regular Meeting
May 12, 2011	Regular Meeting
May 26, 2011	Regular Meeting

June 2, 2011	Regular Meeting
June 16, 2011	Regular Meeting
July 14, 2011	Regular Meeting
August 18, 2011	Regular Meeting
September 1, 2011	Regular Meeting
September 15, 2011	Regular Meeting
October 6, 2011	Regular Meeting
October 20, 2011	Regular Meeting
November 3, 2011	Regular Meeting
November 17, 2011	Regular Meeting
November 30, 2011	Inaugural Meeting Warden's election
December 1, 2011	First Regular Meeting
December 15, 2011	Regular Meeting

Carried

8.2.2 Consent Granting Authority

2010-485

Moved By: Warden Behrns

Seconded By: Councillor McMillan

That the Committee of the Whole recommends to Perth County Council that the Terms of Reference for the Consent Granting Committee be approved and in force as of December 1, 2010 and that By-law 3214-2010 be considered by Council for approval.

Carried

8.2.3 Other Matters -CAO

There will be a joint orientation session for all municipalities on November 30th to address common issues. Orientation for Perth County Council is scheduled for December 15, 2011. Councillor McTavish commended administrators for the combined training.

8.3 Corporate Services

8.3.1 Budget Amendment 4

2010-486

Moved By: Councillor McTavish

Seconded By: Councillor Hollinger

That the Committee of the Whole recommends to Perth County Council that budget amendment #4 report dated November 4, 2010 be received for information.

Carried

8.3.2 POA Collection Update

As previously requested by Council, Renato Pullia, Director of Corporate Services, gave an update of the success of our POA collection process.

Other municipalities have been contacted with regards to collection procedures and success rate regarding collection of fines and also compared Perth's

success with industry benchmarks. The industry standard is 15-21% and Perth County is currently 15.6%, currently being within the industry range.

67% of fines are paid within 15 days of charge. Of those that go to court, 46% are paid within 30 days with the balance going to collection. In total, about 18% go to collection. Our collection agency has available all legal avenues permissible in order to collect fines. Collection costs are borne by the defendant. The same firm serves Oxford and Huron Counties as well. Collection success will be reviewed again.

Time lines for payment of outstanding fines may be set by the Justice of the Peace. Presently, the collection agency is paid 32% of the fine.

2010-487

Moved By: Councillor Hollinger

Seconded By: Councillor Seiler

That the Committee of the Whole recommends to Perth County Council that the POA collection update be received for information.

Carried

8.3.3 Other Matters - Corporate Services

Renato Pullia reported on the new reporting requirements for EMS funding stating that there will be some changes in funding arrangements for capital purchases under PSAB. Capital will be funded on amortization and not the capital purchase. Ministry of Health is receiving direction from the Minister of Finance. Further discussion is to take place on the funding formula. Several municipalities have a concern with the new requirements.

Also, there will be approximately \$185,000 in total to be distributed between all parties for the EMS Claw back and will be addressed for the 2010 year end.

8.4 Emergency Medical Services

8.4.1 Other Matters - Emergency Medical Services

Linda Rockwood provided an update on the STEMI program. Research has yet to be published addressing the concern in long distance transport and the need for additional ALS intervention. Implementation of the new defibs will be delayed until the research is published. The delay of the STEMI program has been recommended by the base hospital. Some doctors have questioned the

value of the ALS program and money may be better spent to provide better response times and better trained paramedics.

CPAP (Continuous Positive Airway Pressure) will be requested in 2011 for respiration emergencies.

8.5 Public Works

8.5.1 Other Matters - Public Works

None.

8.6 Financial Reports

No Financial Reports presented.

9. CORRESPONDENCE/BOARD AND COMMITTEE MINUTES

9.1 Correspondence

9.1.1 Museum Proposal

The request from the Stratford Perth Museum to give consideration of forgiving the outstanding loan to the Museum by the County of Perth and the City of Stratford was discussed and acted upon under Delegation.

Correspondence from Huron East Council concerning an upcoming meeting to discuss Low Frequency Noise by-law on November 9, 2010 at 1:30 p.m. at the Huron East office was added to the agenda as Item 9.2.1.

2010-488

Moved By: Councillor McKay

Seconded By: Councillor Seiler

That the correspondence from Huron East regarding upcoming meeting on November 9, 2010 regarding Low Frequency Noise bylaw be received for information.

Carried

9.2 Minutes of Committees

None.

9.3 Minutes of Outside Boards

9.3.1 Spruce Lodge Minutes - September 15, 2010

2010-489

Moved By: Councillor Hollinger

Seconded By: Councillor McTavish

That the Committee of the Whole recommends to Perth County Council that the minutes of Spruce Lodge Board of Management from September 15, 2010 be received.

Carried

2010-490

Moved By: Councillor VanBakel

Seconded By: Councillor Seiler

That the Committee of the Whole adjourn and reconvene as Council at 11:05 a.m.

Carried

10. BUSINESS ARISING FROM COMMITTEE OF THE WHOLE

No items were deferred or removed from the Committee of the Whole recommendations.

2010-491

Moved By: Councillor Forrest

Seconded By: Councillor Kehl

That the Council of the County of Perth endorses all recommendations from the committee of the whole on November 4, 2010.

Carried

11. NOTICE OF MOTIONS

No Notices of Motion were stated.

12. NEW BUSINESS

No new business.

13. BY-LAWS

None.

13.1 By-law 3214-2010 to Amend Procedural By-law 3174-2010

2010-492

Moved By: Councillor Forrest

Seconded By: Councillor McKay

That By-law 3214-2010 being a By-law to Amend Procedural By-law 3174-2010 establishing a policy to govern the calling, place and proceedings of The County of the Corporation of the County of Perth and to provide notice of Council meetings and Committees

Be read a first and second time

Carried

2010-493

Moved By: Councillor McMillan

Seconded By: Councillor McTavish

That By-law 3214-2010 being a By-law to Amend Procedural By-law 3174-2010 establishing a policy to govern the calling, place and proceedings of The County of the Corporation of the County of Perth and to provide notice of Council meetings and Committees 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

14. CLOSED MEETING

No closed meeting.

15. REPORT OUT

November 4, 2010

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No report out required.

16. CONFIRMING BY-LAW

2010-494

Moved By: Councillor Hollinger

Seconded By: Councillor Seiler

That By-law 3215-2010 being a By-law to confirm the Proceedings of the Council of the Corporation of the County of Perth at its regular meeting held on November 4, 2010 be read a first, second and third time. And that the Warden and the Clerk are hereby authorized and instructed to sign the same, and attach the Corporate Seal thereto

Carried

17. ADJOURNMENT

2010-495

Moved By: Councillor Kehl

Seconded By: Councillor McKay

THAT the meeting adjourn at 11:10 AM

Carried

Julie Behrns, Warden

R. William Arthur, Clerk