



The Corporation of The County of Perth

Minutes of the November 17, 2011 Council Meeting

November 17, 2011

Council Present: Councillor Wilhelm
Councillor Forrest
Councillor McMillan
Warden Behrns
Councillor Aitcheson
Councillor Schneider
Councillor Judge
Councillor French
Councillor Ehgoetz
Councillor McKenzie

Staff Present: Bill Arthur, CAO
Linda Rockwood, Director of Emergency Services
Renato Pullia, Director of Corporate Services, Treasurer
Dave Hanly, Director of Planning & Development
Matt Ash, Director of Public Works
Kerri Ann O'Rourke, Clerk
Pauline Walkom, Administrative Support Clerk/Recording Secretary

Others Present: Past Wardens, Barb MacLean, Dave Shearer and Annabell Thomson

Geoff VanderBaaren, Planner and Mary Anne Melanson, Accessibility Coordinator

1. CALL TO ORDER

The Regular Meeting of Perth County Council with Quorum present was called to order at 9:00 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

2011-404

Moved By: Councillor Schneider

Seconded By: Councillor Ehgoetz

That the following items be added/changed/deleted to the agenda;

AND THAT the Council agenda for November 17, 2011 be approved;

Carried

5. CONSENT AGENDA AND COUNCIL MINUTES

Councillor Ian Forrest complemented Bill Arthur, Chief Administrative Officer on work for recent Ontario Municipal Administrators Association Conference.

5.1 Perth County Council - Regular Minutes - November 3, 2011

5.2 Western Ontario Wardens' Caucus -Meeting Highlights - October 14, 2011

5.3 Ontario Municipal Administrators' Association November 7, 2011 - Letter of Appreciation;

2011-405

Moved By: Councillor Wilhelm

Seconded By: Councillor McKenzie

THAT the Consent Agenda Items 5.1 to 5.3 be received for information and the minutes of the November 3, 2011 Regular Minutes be approved;

Carried

6. ADJOURN TO PUBLIC MEETING

2011-406

Moved By:

Councillor Judge

Seconded By:

Councillor Aitcheson

THAT the Council of the County of Perth recess for the purpose of moving into a Public Meeting to address the following applications:

Official Plan Amendment Application No. 113 by Ken Dosman

Official Plan Amendment Application No. 114 by John and Charlene Witt;

Carried

6.1.1. Official Plan Amendment Application No. 113 by Ken Dosman

The purpose of the public meeting is to provide an opportunity to advise the public of the purpose and intent of the amendment and to receive input prior to considering adoption of an implementing bylaw. The Public Meeting will deal with an Application to amend the County of Official Plan submitted by Ken Dosman, the owners of Lot 5, Concession 7 in the North Easthope Ward of the Township of Perth East. Those present wanting to receive written notice of the decision were asked to provide their name, address and telephone number to the Clerk. Dave Hanly, Director of Planning provided comments in respect to the purpose of the Application and noted that the purpose of the Application is to amend the "Natural Resources/Environment" policies of the County Official Plan as they relate specifically to the subject property in order to permit the construction of a single residence/establishment of a residential use in an area that is designated "Natural Resources/Environment" in the County Official Plan.

Comments were then made in respect to the Notice of the Public Meeting details. Written Correspondence received prior to the preparation of the planning report was referred to with copies being attached to the planning report.

Correspondence received after the planning report:

1. November 10, 2011 correspondence from the Grand River Conservation Authority
2. November 16, 2011 Resolution from Township of Perth East

The Director of Planning and Development referred to the planning report that was included in Council's meeting agenda package, with specific reference to the recommendation section.

Warden Behrns offered those in attendance the opportunity to speak in support of the Application (other than the applicant). No person in attendance spoke in support of the application.

Warden Behrns offered those in attendance the opportunity to speak in opposition to the Application. No person spoke in opposition of the application.

Warden Behrns offered the Applicant/Applicant's Agent the opportunity to speak to the Application. No person in attendance spoke regarding the application.

The Warden noted that the Committee of the Whole would give consideration to all information received in respect to the subject application prior to making a recommendation to Council. Council considers the recommendation of the Committee and makes a decision. Notice of that decision is given in accordance with the Planning Act, R.S.O. 1990 (as amended). The decision is subject to appeal to the Ontario Municipal Board.

6.1.2 Official Plan Amendment Application No. 114 by John and Charlene Witt

The purpose of the public meeting is to provide an opportunity to advise the public of the purpose and intent of the amendment and to receive input prior to considering adoption of an implementing bylaw. The Public Meeting will deal with an Application to amend the County of Official Plan submitted by John and Charlene Witt. Those present wanting to receive written notice of the decision were asked to provide their name, address and telephone number to the Clerk. Dave Hanly, Director of Planning provided comments in respect to the then is to amend the "Agriculture" policies of the County Official Plan as they relate specifically to the subject property in order to permit the creation of two new non-farm residential building lots.

Comments were then made in respect to the Notice of the Public Meeting details. Written Correspondence received prior to the preparation of the planning report was referred to, with copies being attached to the planning report.

Correspondence received after the planning report:

1. November 14, 2011 letter from the Town of St. Marys
2. November 15, 2011 letter from Upper Thames River Conservation Authority

The Director of Planning and Development referred to the planning report that was included in Council's meeting agenda package, with specific reference to the recommendation section.

Warden Behrns offered those in attendance the opportunity to speak in support of the Application (other than the applicant). No person in attendance spoke in support of the application.

Warden Behrns offered those in attendance the opportunity to speak in opposition to the Application. No person spoke in opposition of the application.

Warden Behrns offered the Applicant/Applicant's Agent the opportunity to speak to the Application. Charlene Witt, applicant spoke to the application.

The Warden noted that the Committee of the Whole would give consideration to all information received in respect to the subject application prior to making a recommendation to Council. Council considers the recommendation of the Committee and makes a decision. Notice of that decision is given in accordance with the Planning Act, R.S.O. 1990 (as amended). The decision is subject to appeal to the Ontario Municipal Board.

2011-407

Moved By: Councillor Wilhelm
Seconded By: Councillor McMillan

THAT the Council of the County of Perth closed the Public Meeting at 9:40 A.M.;

Carried

7. DELEGATIONS

No Delegations.

8. ADJOURN TO COMMITTEE OF THE WHOLE

2011-408

Moved By: Councillor Schneider
Seconded By: Councillor Forrest

THAT the Council of the County of Perth adjourns to convene as Committee of the Whole with Councillor James Aitcheson Chairing the meeting at 9:40 A.M.;

Carried

8.1 Planning and Development

8.1.1 Official Plan Amendment Application No. 113 by Ken Dosman

2011-409

Moved By: Councillor Forrest

Seconded By: Councillor McMillan

THAT the Committee of the Whole recommends to Perth County Council that the Application for an Amendment to the County of Perth Official Plan by Ken Dosman affecting property described as part of Lot 5, Concession 7 in the North Easthope Ward of the Township of Perth East be deferred in order for County planning staff to complete their review of the proposal before making a recommendation to Council and in order for the applicant to provide additional study material in respect to Endangered Species Act;

Carried

8.1.2 Official Plan Amendment Application No. 114 by John and Charlene Witt

2011-410

Moved By: Councillor Wilhelm

Seconded By: Warden Behrns

That the Committee of the Whole recommends to Perth County Council that the Application for an Amendment to the County of Perth Official Plan by John and Charlene Witt affecting property described as part of Lots 13 and 14, Registered Plan No. 295 in the Blanshard Ward of the Township of Perth South be approved;

Carried

8.1.3 Other Matters - Planning and Development

No Other Matters.

8.2 Chief Administrative Officer

8.2.1 Warden's Report - October 2011

2011-411

Moved By: Councillor Ehgoetz

Seconded By: Councillor French

THAT the Committee of the Whole recommends to Perth County Council that the Warden's Activity Report for October, 2011 dated November 17, 2011 be received for information;

Carried

8.2.2 Other Matters - Chief Administrative Officer

No Other Matters.

8.3 Corporate Services

8.3.1 Audit Services Appointment By-law (See Item 13.1)

2011-412

Moved By: Councillor Schneider

Seconded By: Councillor McMillan

THAT the Committee of the Whole recommends to Perth County Council that By-law No. 3269-2011, being a By-law for the Appointment of Auditor, be hereby approved;

Carried

8.3.2 Revised Schedule for 2012 Budget

2011-413

Moved By: Councillor Forrest

Seconded By: Councillor Ehgoetz

THAT the Committee of the Whole recommends to Perth County Council that the revised schedule for the 2012 budget be accepted with Option 1, as presented in the Treasurer's November 17, 2011 report;

Carried

8.3.3 CPP Changes in 2012

2011-414

Moved By: Warden Behrns

Seconded By: Councillor Wilhelm

THAT the Committee of the Whole recommends to Perth County Council that the report on CPP changes for 2012 be received for information;

Carried

8.3.4 Other Matters - Corporate Services

No Other Matters.

8.4 Emergency Medical Services

8.4.1 STEMI Repatriation Agreement Report -November 17, 2011

2011-415

Moved By: Councillor Wilhelm

Seconded By: Councillor McKenzie

THAT the Committee of the Whole recommend to Perth County Council that the Director of Emergency Services be authorized to sign agreements for the purposes of STEMI by-pass protocols once reviewed and approved by the CAO, after being reviewed by legal counsel;

Carried

8.4.2 Other Matters - Emergency Medical Services

No Other Matters.

8.5 Public Works

8.5.1 Roadside Memorials Report - November 2011

2011-416

Moved By: Councillor McKenzie

Seconded By: Councillor French

THAT the Committee of the Whole recommends to Perth County Council that the report titled "Roadside Memorials" dated November 17, 2011 be received for information;

Carried

8.5.2 Archives Ramp - Contract Award

2011-417

Moved By: Councillor Wilhelm

Seconded By: Councillor Forrest

THAT the Committee of the Whole recommends to Perth County Council that the contract for the installation of accessibility improvements to 24 St. Andrews St. be awarded to Marsh Construction Consulting Inc. in the amount of \$83,054.40 plus HST;

Carried

8.5.3 Other Matters - Public Works

Councillor McKenzie requested that the County of Perth consider financially supporting West Perth and Perth East with upgrades to Line 36, as may be required to host the 2013 International Plowing Match.

Staff were directed to discuss this with affected lower tiers and bring back alternatives to next meeting of Council. The request will be considered as part of the 2012 budget deliberations.

Staff were directed to discuss this with affected lower tiers and bring back alternatives to the 2nd meeting in December.

8.6 Financial Reports

8.6.1 October 31st Variance and Year-End Projections

2011-418

Moved By: Councillor Wilhelm

Seconded By: Councillor Schneider

THAT the Committee of the Whole recommends to Perth County Council that the County's October 31st Variance and Year-End Projections financial reports be received for information;

Carried

9. CORRESPONDENCE/BOARD AND COMMITTEE MINUTES

9.1 Correspondence

9.1.1 Ministry of Transportation and Infrastructure -November 4, 2011 - Update from Ministry

2011-419

Moved By: Councillor Forrest

Seconded By: Councillor Wilhelm

THAT the Committee of the Whole recommend to Perth County Council that update from Ministry of Transportation and Infrastructure dated November 4, 2011 be received;

Carried

9.1.2 Township of Mulmur - November 9, 2011 - Approval Process Alternative Energy Projects

2011-420

Moved By: Councillor Forrest

Seconded By: Councillor Wilhelm

THAT the Committee of the Whole recommend to Perth County Council that Corporation of the Township of Mulmur resolution dated November 9th regarding Approval Process for Alternative Energy Projects be received;

Carried

9.2 Minutes of Committees

9.2.1 Municipal Liaison Committee - Draft Regular Minutes -July 14, 2011

2011-421

Moved By: Warden Behrns

Seconded By: Councillor Forrest

THAT the Committee of the Whole recommend to Perth County Council that the Municipal Liaison Committee draft regular minutes dated July 14, 2011 be received;

Carried

9.3 Minutes of Outside Boards

2011-422

Moved By: Councillor McKenzie

Seconded By: Councillor Judge

THAT the Committee of the Whole adjourn and reconvene as Council at 10:47 a.m.;

Carried

10. BUSINESS ARISING FROM COMMITTEE OF THE WHOLE

2011-423

Moved By: Councillor Wilhelm

Seconded By: Councillor Forrest

THAT the Council of the County of Perth endorses all recommendations from the Committee of the Whole on November 17, 2011; with the exception of Item 8.1.2;

Carried

2011-424

Moved By: Councillor Wilhelm

Seconded By: Councillor Judge

THAT Council of the County of Perth endorse Resolution #2011-410 (Item 8.1.2) from the Committee of the Whole to approve OPA No. 114 which recommends approval of OPA No. 114 (John and Charlene Witt):

Carried

Councillor Wilhelm requested a recorded vote.

COUNCILLOR	VOTE YES	VOTE NO	WEIGHTED VOTE	VOTE CALCULATION YES
Robert Wilhelm	X		1	
Ian Forrest		X	2	
Bob McMillan	X		2	
Julie Behrns	X		2	
James Aitcheson	X		1	
Meredith Schneider	X		2	
Vince Judge	X		2	
Bill French	X		2	
Rhonda Ehgoetz	X		2	
Walter McKenzie	X		2	

Carried

11. NOTICE OF MOTIONS

No Notice of Motions were stated.

12. NEW BUSINESS

As normal protocol, during the last meeting prior to the election of Warden, Council Councillors provided comments and reflections on the past year.

13. BY-LAWS

13.1 3269-2011 Being a Bylaw to Appoint Auditor

2011-425

Moved By: Councillor Wilhelm

Seconded By: Councillor Schneider

THAT Bylaw 3269-2011 For the Appointment of an Auditor;

AND Bylaw 3270-2011 to adopt OPA No. 114 (Witt)

Be read a first and second time;

Carried

2011-426

Moved By: Councillor McKenzie

Seconded By: Councillor McMillan

THAT Bylaw 3269-2011 For the Appointment of an Auditor;

And Bylaw 3270-2011 to adopt OPA No. 114 (Witt)

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

2011-427

Moved By: Councillor Forrest

Seconded By: Councillor Wilhelm

THAT Perth County Council moved to Closed meeting at 11:25 A.M. in accordance with Sec. 239 of the Municipal Act S.O. 2011 c 25 (as amended), regarding subject matter as follows:

-Advice that is subject to solicitor-client privilege, including communications necessary for that purpose;

Carried

15. REPORT OUT

No Report Out.

2011-428

Moved By: Councillor French

Seconded By: Councillor Ehgoetz

That Council adjourn from the Closed Meeting at 11:36 a.m.;

Carried

16. CONFIRMING BY-LAW

2011-429

Moved By: Councillor Judge

Seconded By: Councillor Aitcheson

That By-law 3271-2011, 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 15, 2011 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

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17. ADJOURNMENT

2011-430

Moved By: Councillor Schneider

Seconded By: Councillor Judge

THAT the meeting adjourn at 11:39 a.m.;

Carried

WARDEN JULIE BEHRNS

KERRI ANN O'ROURKE, CLERK