



The Corporation of The County of Perth

Minutes of the December 15, 2011 Council Meeting

December 15, 2011

Council Present: Councillor Wilhelm
Warden Forrest
Councillor McMillan
Councillor 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: Christel Hollinger -Ivanyshyn, CEMC
Allan Rothwell, Senior Planner
Geoff VanderBarren, Planner
Will Jaques, CAO Municipality of West Perth
Kriss Snell, CAO Municipality of North Perth
Tim Ivanyshyn, CAO Township of Perth South

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

2011-455

Moved By: Councillor Wilhelm

Seconded By: Councillor French

THAT the following items be added to the agenda:

12.1 New Business - Spruce Lodge Budget

AND THAT the Council Agenda for December 15, 2011 be approved as amended;

Carried

5. CONSENT AGENDA AND COUNCIL MINUTES

5.1 Perth County Council Minutes - Regular Meeting - November 15, 2011

5.2 Ministry of Citizenship and Immigration - Volunteer Service Awards Program - November 2011

5.3 Canadian Amputee Hockey Committee - December 5, 2011 - Appreciation for Fundraising Event

2011-456

Moved By: Councillor Aitcheson

Seconded By: Councillor Behrns

THAT the Consent Agenda Items 5.1 to 5.3 be received for information and the minutes of November 15, 2011 Regular Council Meeting be approved;

Carried

6. ADJOURN TO PUBLIC MEETING

6.1 Official Plan Amendment #115 by Abner Martin (Agent/Applicant) Affecting Property Described as Part of Lots 35 and 36, Concession 5 in the Elma Ward of the Municipality of North Perth (See Item 8.1.1)

2011-457

Moved By: Councillor McKenzie

Seconded By: Councillor Aitcheson

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

1. Abner Martin – Part of Lots 35 and 36, Concession 5 in the Elma Ward of the Municipality of North Perth;

Carried

Warden Forrest stated that 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 Perth Official Plan submitted by Abner Martin, Agent/Applicant of Part of Lots 35 and 36, Concession 5 in the Elma Ward of the Municipality of North Perth. (File No. Official Plan Amendment #115)

Those in attendance were given an opportunity to comment on the application. 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. Dave Hanly noted that the purpose of the Application is to allow for a meeting house to be on leased land, away from the farm buildings, without calculating MDS to the host barns.

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

Extra correspondence was distributed at the meeting:

December 15, 2011

Page 4 of 14

1. Kevin McClure, Planner, Ontario Ministry of Municipal Affairs and Housing – December 14, 2011
2. Carol Neumann – December 12, 2011
3. Sam Head – December 14, 2011

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.

Warden Forrest offered those in attendance the opportunity to speak in support of the Application (other than the applicant).

1. Jason M. Martin addressed Council regarding the precedent and rationale for establishment of rural meeting houses or churches. The presentation included Local History; Building Safe Communities, Minimizing conflict about farm odours and protecting farmland from development.
2. Melvin Martin read a letter regarding the new church proposal expressing support.
3. Edward Bennett addressed Council in support of the application.

Warden Forrest offered those in attendance the opportunity to speak in opposition to the Application. No one spoke in opposition.

Warden Forrest offered the Applicant/Agent the opportunity to speak to the application.

Abner Martin, Applicant, read a letter to Council regarding the application and MDS.

Warden Forrest offered Council the opportunity to ask questions 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.

2011-458

Moved By: Councillor Ehgoetz

Seconded By: Councillor Wilhelm

THAT Council adjourn from the Public Meeting at 9:54 A.M.;

Carried

7. DELEGATIONS - NO DELEGATIONS

No Delegations.

8. ADJOURN TO COMMITTEE OF THE WHOLE

2011-459

Moved By: Councillor Schneider

Seconded By: Councillor Aitcheson

THAT the Council of the County of Perth adjourns to convene as Committee of the Whole with Past Warden Julie Behrns chairing the meeting at 9:57 A.M.;

Carried

8.1 Planning and Development

8.1.1 Official Plan Amendment #115 by Abner Martin (Agent/Applicant) Affecting Property Described as Part of Lots 35 and 36, Concession 5 in the Elma Ward of the Municipality of North Perth (See Item 6.1)

2011-460

Moved By: Councillor Wilhelm

Seconded By: Warden Forrest

THAT the Committee of the Whole recommends to County Council that the October 2011 Official Plan Amendment application submitted by Abner Martin affecting property described as part of Lots 35 and 36, Concession 5 in the Elma Ward of the Municipality of North Perth be deferred;

Carried

8.1.2 Plan of Condominium Application Nos. NP 11-02 CD (583 Barber Ltd.), NP 11-03 CD (601 Barber Ltd.), NP 11-04 CD (633 Barber Ltd.), NP 11-05 CD (659 Barber Ltd.), and NP 11-06 CD (689 Barber Ltd.)

2011-461

Moved By: Warden Forrest

Seconded By: Councillor Schneider

1. That the County of Perth give draft plan approval to Plan of Condominium Application No. NP 11-02 CD by 583 Barber Ltd. affecting property described as Part of Block A, Registered Plan No. 419 in the Listowel Ward of the Municipality of North Perth subject to the conditions of draft plan approval attached to the Planning and Development Director's December 15, 2011 report to County Council.
2. That the County of Perth give draft plan approval to Plan of Condominium Application No. NP 11-03 CD by 601 Barber Ltd. affecting property described as Part of Block A, Registered Plan No. 419 in the Listowel Ward of the Municipality of North Perth subject to the conditions of draft plan approval attached to the Planning and Development Director's December 15, 2011 report to County Council.

3. That the County of Perth give draft plan approval to Plan of Condominium Application No. NP 11-04 CD by 633 Barber Ltd. affecting property described as Lot 23, Part of Lot 24, and Part of Block A, Registered Plan No. 419 in the Listowel Ward of the Municipality of North Perth subject to the conditions of draft plan approval attached to the Planning and Development Director's December 15, 2011 report to County Council.
4. That the County of Perth give draft plan approval to Plan of Condominium Application No. NP 11-05 CD by 659 Barber Ltd. affecting property described as Lot 25 and Part of Lots 24 and 26, Registered Plan No. 419 in the Listowel Ward of the Municipality of North Perth subject to the conditions of draft plan approval attached to the Planning and Development Director's December 15, 2011 report to County Council.
5. That the County of Perth give draft plan approval to Plan of Condominium Application No. NP 11-06 CD by 689 Barber Ltd. affecting property described as Part of Lot 26 and All of Lots 27 and 28, Registered Plan No. 419 in the Listowel Ward of the Municipality of North Perth subject to the conditions of draft plan approval attached to the Planning and Development Director's December 15, 2011 report to County Council;

Carried

**8.1.3 Approval of North Perth's Part Lot Control By-law No. 148-2011
Affecting Property Described as Lot 19, Registered Plan No. 44M-21
in the Municipality of North Perth (Listowel Ward)**

2011-462

Moved By: Councillor Schneider

Seconded By: Councillor Wilhelm

THAT the Committee of the Whole recommend to Perth County Council that the Municipality of North Perth's By-law No. 148-2011 for the removal of part-lot control on property described as Lot 19, Registered Plan No. 44M-21 in the Listowel Ward of the Municipality of North Perth be approved;

Carried

8.1.4 Tree Report - December 15, 2011

2011-463

Moved By: Councillor Ehgoetz

Seconded By: Councillor Aitcheson

THAT the Committee of the Whole recommend to Perth County Council that the Tree Inspection Report dated December 15, 2011 be received for information;

Carried

8.1.5 Other Matters - Planning and Development

No other matters.

8.2 Chief Administrative Officer

Recess taken on 10:10 AM

Resumed meeting from recess at 10:24 AM

8.2.1 Warden Activity Report - January to November 2011

2011-464

Moved By: Councillor McKenzie

Seconded By: Councillor Wilhelm

THAT the Committee of the Whole recommends to Perth County Council that the Warden's Activity Report for January through November, 2011 dated December 15, 2011 be received for information;

Carried

8.2.2 Stratford Perth Museum - Sustainable Funding - Final Report

2011-465

Moved By: Warden Forrest

Seconded By: Councillor French

THAT the Committee of the Whole recommends to Perth County Council that the ten year forecast for the Stratford Perth Museum be received and that the municipal councils for the City and the County agree to provide the following to the Stratford Perth Museum:

A 2012 municipal allocation of \$221,000 be provided to the Stratford Perth Museum plus additional funds for any municipal taxes on the property as of Jan 1, 2012.

- That the amount of grant increase annually by the annual average annual Bank of Canada posted rate of inflation being added to the approved amount for the previous year.
- That the interest rate on the original mortgage be secured at 3% for the remaining amortization years.
- That the City and the County provide a second mortgage in the amount of \$320,000 at 0.5% interest and amortization over 26 years.
- That the County amend its charitable rebate by-law to include the Stratford Perth Museum;

Carried

8.2.3 Strategic Plan RFP Award (to be circulated in advance of the meeting)

2011-466

Moved By: Warden Forrest

Seconded By: Councillor Wilhelm

THAT the Committee of the Whole recommends to Perth County Council that the Strategic Planning Contract for Perth County and the four Lower Tier Municipalities be awarded to Miller, Dickinson, Blais in the amount of \$91,634 (plus taxes) subject to all four Lower Tier municipalities participating equally in the project and becoming signatories to the contract, and hereby authorize the Warden & Clerk to sign the contract on behalf of the County;

Carried

8.2.4 Other Matters - Chief Administrative Officer

No other matters.

8.3 Corporate Services

8.3.1 General Insurance and Risk Management RFP Results (to be circulated at the meeting)

2011-467

Moved By: Councillor Aitcheson

Seconded By: Councillor Schneider

THAT the Committee of the Whole recommends to Perth County Council that the General Insurance Contract for 2012 be awarded to JLT in the amount of \$ 391,115.00 plus PST;

Carried

8.3.2 Other Matters - Corporate Services

No Other matters.

8.4 Emergency Medical Services

8.4.1 Ambulance Cross Border Billing Agreement

2011-468

Moved By: Councillor Judge

Seconded By: Councillor McMillan

THAT the Committee of the Whole recommend to Perth County

Council to approve the Ambulance Cross Border Billing agreement, as endorsed by the CAO's group for presentation to the Wardens, effective January 1, 2012;

Carried

8.4.2 2011 Emergency Management Update

2011-469

Moved Councillor Schneider

By: Councillor Aitcheson

Seconded

By:

THAT the Committee of the Whole recommends to Perth County Council that the report dated December 15, 2011 by the Community Emergency Management Coordinator be received for information;

Carried

8.4.3 Other Matters - Emergency Medical Services

No other matters.

8.5 Public Works

8.5.1 Other Matters - Public Works

No other matters.

8.6 Financial Reports

2011-470

Moved By: Councillor Aitcheson

Seconded By: Councillor Wilhelm

THAT the Committee of the Whole recommends to Perth County Council that the County's November 30th Variance and Year-End Projections financial reports be received for information;

Carried

9. CORRESPONDENCE/BOARD AND COMMITTEE MINUTES

9.1 Correspondence - none

No correspondence.

9.2 Minutes of Committees

9.2.1 Facilities Committee Minutes - October 6, 2011

9.2.2 Land Division Committee Minutes - November 7, 2011

2011-471

Moved By: Councillor Schneider

Seconded By: Councillor Wilhelm

THAT the Committee of the Whole recommends to Perth County Council that the following minutes be received and the recommendations contained within the minutes be approved;

Facilities Committee Minutes - October 6, 2011

Land Division Committee Minutes - November 7, 2011;

Carried

9.3 Minutes of Outside Boards - none

2011-472

Moved By: Councillor Wilhelm

Seconded By: Councillor McKenzie

THAT the Committee of the Whole adjourn and reconvene as Council at 10:56 A.M.;

Carried

10. BUSINESS ARISING FROM COMMITTEE OF THE WHOLE

2011-473

Moved By: Councillor Behrns

Seconded By: Councillor Wilhelm

THAT the Council of the County of Perth endorses all recommendations from the Committee of the Whole on Dec 15, 2011; with the exception of Resolution 2011-465, Item 8.2.2 Stratford Perth Museum - Sustainable Funding - Final Report;

Carried

2011-474

Moved By: Councillor McKenzie

Seconded By: Councillor Aitcheson

THAT the Council of the County of Perth endorse the recommendation of Council, Resolution 2011-465, Item 8.2.2 Stratford Perth Museum - Sustainable Funding - Final Report be approved;

Carried

11. NOTICE OF MOTIONS

No Notice of Motions were stated.

12. NEW BUSINESS

12.1 Spruce Lodge – Capital Expenses

Warden Ian Forrest reviewed current and future capital projects that are under consideration Spruce Lodge Board. An immediate roof repair has been identified as a priority. A long term plan for budget considerations will be reviewed during Perth County Council 2012 budget deliberations.

13. BY-LAWS

No Bylaws.

14. CLOSED MEETING - None

15. REPORT OUT - None

16. CONFIRMING BY-LAW

2011-475

Moved By: Councillor Schneider

Seconded By: Councillor Wilhelm

THAT By-law 3274-2011, 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 December 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

17. ADJOURNMENT

2011-476

Moved By: Councillor Judge

Seconded By: Councillor Wilhelm

THAT the meeting adjourn at 11:35 A.M.;

Carried

IAN FORREST, WARDEN

KERRI ANN O'ROURKE, CLERK