



The Corporation of The County of Perth

Minutes of the November 15, 2012 Council Meeting

November 15, 2012

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

Absent: Director of Corporate Services, Treasurer Renato Pullia

Staff Present: Bill Arthur, CAO
Linda Rockwood, Chief/Director of Emergency Services
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: Corey Bridges, Deputy Treasurer and Chris Keyser, Emergency Medical Services Commander

1. CALL TO ORDER

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

2. MOMENT OF REFLECTION

The Regular meeting of Perth County Council commenced with a moment of silent reflection.

3. CONFIRMATION OF THE AGENDA

2012-407

Moved By: Councillor McKenzie

Seconded By: Councillor Schneider

THAT the following amendments be made to the agenda:

Move: Item 6.1 Delegation to After Public Meeting Item 6.2

Carried

4. DISCLOSURE OF PECUNIARY INTEREST

No Disclosure of Pecuniary Interest stated.

5. CONSENT AGENDA

5.1 Perth County Council - October 29, 2012 - Council Education and Training Session Minutes

5.2 Perth County Council - November 1, 2012 - Regular Meeting

5.3 Agriculture Business Community - October 31, 2012 - Hwy 7-8 Transportation Corridor Study - PIC5 Response to AECOM and Ministry of Transportation

5.4 DELCAN-Ministry of Transportation - October 26, 2012 - Notice of Public Information Center-Preliminary and Detailed Design and Class Environmental Assessment Study Highway 7 Rehabilitation from 0.5 km East of Perth Line 9 Easterly to Stratford

2012-408

Moved By: Councillor Aitcheson

Seconded By: Councillor French

THAT the Consent Agenda Items 5.1 to 5.4 be received for information and the minutes of the November 1, 2012 Council Meeting be adopted;

Carried

6. PUBLIC MEETINGS, PUBLIC HEARINGS AND DELEGATIONS

6.2 PUBLIC MEETINGS

6.2.1 OPA No. 128 Application for an Amendment to the County Official Plan by Jennison Construction Ltd. (See Item 7.1.1)

Warden Forrest stated that 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 by-law. The Public Meeting dealt with an Application to amend the County of Official Plan. 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 & Development noted that the purpose of the Application is to establish a gravel pit operation on a 30.6 hectare (75.6 acre) portion of the subject property.

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.

Dave Hanly referred to the planning report that was included in Council's meeting agenda package, with specific reference to the recommendation section.

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

Warden Forrest offered those in attendance the opportunity to speak in opposition to the Application.

1. Nick Huitema spoke in opposition to the proposed amendment application and expressed concern regarding water quality of well adjacent to the subject property.

Warden Forrest offered the Applicant/Applicant's Agent the opportunity to speak to the Application.

1. Dave Blair, Planner, MHBC for Jennison Construction spoke in support of the application and supported the staff recommendation for deferral. Dave Blair provided a power point presentation.

Warden Forrest noted that Council considers the comments made in the Public Meeting when making a decision later in the Council Meeting. 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.

6.2.2 OPA No. 129 Application for an Amendment to the County Official Plan by Andrzej Dziadura (PT Lot 42, Thames Con. Blanshard Ward, Perth South AND OPA No. 130 1579158 Ontario Inc. (Pt. Lot 43, Thames Conc. Blanshard Ward, Perth South (See Item 7.1.2)

Warden Forrest stated that 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 by-law. The Public Meeting dealt with an Application to amend the County of Official Plan. 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 & Development noted that the purpose of the Application is to changing the land use designation of parts of the subject properties to "Mineral Aggregate Resources – Licensed Pit or Quarry" in order to permit aggregate extraction operations (e.g. sand and gravel pits) on the subject properties.

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 subsequent to preparation of planning report and circulated to Council.

1. November 1, 2012 correspondence from Dan Bradley advising concerns of proposed amendment.

2. November 5, 2012 correspondence from George S. and Nancy C. Taylor and George W. Taylor in opposition of the application.

3. November 13, 2012 correspondence from Upper Thames River Conservation Authority (including UTRCA November 13, 2012 letter to County and UTRCA's November 9, 2012 letter to William Bradshaw, applicant's agent) which outlined concerns of proposed amendment.

Dave Hanly referred to the planning report that was included in Council's meeting agenda package, with specific reference to the recommendation section.

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

Warden Forrest offered those in attendance the opportunity to speak in opposition to the Application.

1. Romaine Smith, Stoneleigh Farms spoke in opposition to the proposed amendment application. A copy of the correspondence read to Council was submitted to the Director of Planning and Development.

2. Barnby Cade, spoke in opposition to the amendment application.

3. Howard Bradley, spoke in opposition to the amendment application.

Warden Forrest offered the Applicant/Applicant's Agent the opportunity to speak to the Application.

1. Bill Bradshaw, William Bradshaw, P. Eng., Kitchener spoke in support of the application and proposed deferral.

Warden Forrest noted that Council considers the comments made in the Public Meeting when making a decision later in the Council Meeting. 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.

6.2.3 OPA No. 131 Application for an Amendment to the County Official Plan by Larry Wight (See Item 7.1.3)

Warden Forrest stated that 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 by-law. The Public Meeting dealt with an Application to

amend the County of Official Plan. 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 & Development noted that the purpose of the Application is to allow a secondary residential unit within a portion of an existing ancillary building on the subject property. The property owner wishes to remodel a portion of an existing wood shop into a residence.

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 subsequent to preparation of planning report and circulated to Council.

1. November 13, 2012 letter from Susan Cronin, Clerk, Municipality of West Perth advising of West Perth Council's recommendation and conditions.

Dave Hanly referred to the planning report that was included in Council's meeting agenda package, with specific reference to the recommendation section.

Warden Forrest offered those in attendance the opportunity to speak in support of the Application (other than the applicant). No one spoke 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 to the proposed amendment application.

Warden Forrest offered the Applicant/Applicant's Agent the opportunity to speak to the Application.

1. Trevor McNeil, Applicant's Agent spoke in support of the application and advised the purpose of the application. John Wight was in attendance.

Warden Forrest noted that Council considers the comments made in the Public Meeting when making a decision later in the Council Meeting. 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.

7. STAFF REPORTS

7.1 Planning and Development

7.1.1 OPA No. 128 Application for an Amendment to the County Official Plan by Jennison Construction Ltd.

2012-409

Moved By: Councillor McKenzie

Seconded By: Councillor French

THAT Perth County Council defer making a decision in respect to the OPA application submitted by Jennison Construction Ltd. affecting property described as Lot 14, Concession 9 in the Hibbert Ward of the Municipality of West Perth until such time that aggregate licence review comments are received and reviewed;

Carried

7.1.2 OPA No. 129 Application for an Amendment to the County Official Plan by Andrzej Dziadura (PT Lot 42, Thames Con. Blanshard Ward, Perth South AND OPA No. 130 1579158 Ontario Inc. (Pt. Lot 43, Thames Conc. Blanshard Ward, Perth South

2012-410

Moved By: Councillor Wilhelm

Seconded By: Councillor Aitcheson

THAT Perth County Council defer making a decision in respect to the applications by 1579158 Ontario Inc. and by Andrzej Dziadura affecting properties described as part of Lots 42 and 43, Thames River Concession in the Blanshard Ward of the Township of Perth South until such time that additional information regarding the various issues and matters identified in the Planning Director's November 15, 2012 report is provided and reviewed;

Carried

7.1.3 OPA No. 131 Application for an Amendment to the County Official Plan by Larry Wight

2012-411

Moved By: Councillor McKenzie

Seconded By: Councillor Wilhelm

THAT Perth County Council approve the application for an Amendment to the County of Perth Official Plan by Larry Wight affecting property described as Lot 2, Concession 4 in the Logan Ward of the Municipality of West Perth and that the proposed Official Plan Amendment for this application be adopted;

Carried

Recess taken on 10:15 AM

Meeting resumed at 10:24 AM

6. PUBLIC MEETINGS, PUBLIC HEARINGS AND DELEGATIONS

6.1 DELEGATIONS

6.1.1 Christine Hurtado, Health Promotions Specialist, Heart & Stroke Foundation of Ontario and Dave Cassone, Principle, St. Aloysious School - CPR/Defibrillation and Making a Cardiac Safe Community

Chris Keyser, Supervisor, Perth County Emergency Medical Services introduced Christine Hurtado, Health Promotions Specialist for Heart and Stroke Foundation of Ontario. Chris reviewed the PAD program in Perth County.

Christine Hurtado provided a presentation on CPR Defibrillation and Making a Cardiac Safe Community. The Foundation made the following requests:

1. THAT Perth County commit to implement a broad public education campaign raising awareness around issues such as the ease of CPR training and use of an AED,
2. Work with the Heart and Stroke Foundation through the Ontario Defibrillator Access Initiative (ODAI) to ensure AEDs are placed in all sport and recreation facilities and schools,
3. Write the Minister of Health and Long-Term Care in support of the Heart and Stroke Foundation's request that the script for emergency

medical dispatchers be revised to provide the most compelling, clear and mandatory CPR direction in all cases of cardiac arrest.

7. STAFF REPORTS

7.1 Planning and Development

7.1.4 IPM 2013 County Exhibit and Local Display Committee Report

2012-412

Moved By: Councillor Ehgoetz

Seconded By: Councillor Wilhelm

THAT the November 15, 2012 report prepared by the Planning Director regarding the 2013 IPM County Exhibit and Local Displays Committee be received for information;

Carried

7.1.5 Tree Inspection Report

2012-413

Moved By: Councillor McMillan

Seconded By: Councillor McKenzie

THAT Perth County Council receive the Tree Inspection Report dated November 15, 2012 for information;

Carried

7.1.6 ADDITION - Provincial Policy Statement Review - Verbal Update (Added November 13, 2012)

2012-414

Moved By: Councillor Behrns

Seconded By: Councillor Wilhelm

THAT Perth County Council direct staff to proceed with preparing and submitting comments for the Provincial Policy Statement Review

based on the discussion items at the November 15, 2012 Council meeting;

Carried

7.2 Chief Administrative Officer

7.2.1 Review of Perth County Visitor Association

2012-415

Moved By: Councillor Wilhelm

Seconded By: Councillor McMillan

THAT Perth County Council receive the report dated November 2, 2012, prepared by the Economic Development Coordinator ; and further

THAT Perth County Council adopt the following recommendation of Perth County Economic Development Committee:

THAT Perth County Council approve a five year commitment to funding for the PCVA, including annual contributions of \$105,000 (2013), \$115,000 (2014), \$125,000(2015) \$135,000 (2016) and \$150,000 (2017) subject to:

1. County Council appointed member participating on the PCVA Board of Directors;
2. PCVA focus on promotion of all businesses within the County beyond a membership based focus;

THAT Perth County Council approve the 5 year work plan and budget for PCVA;

Carried

7.2.2 RED Program - Final Report

2012-416

Moved By: Councillor Wilhelm

Seconded By: Councillor McKenzie

THAT report prepared by Kristin Sainsbury, dated November 7, 2012 regarding the RED final reporting be received;

Carried

**7.2.3 Highway 7-8 Transportation Corridor Study - Joint
Municipal Response to AECOM and MTO - PIC5**

2012-417

Moved By: Councillor Wilhelm

Seconded By: Councillor Schneider

THAT Perth County Council endorse the draft correspondence to AECOM and MTO regarding the joint municipal response "Provincial Highway 7 & 8 Transportation and Corridor Planning and Class A Study – Common Municipal Issues response to PIC #5 – August 2012" and that the Warden and CAO be authorized to sign it on behalf of the County of Perth;

Carried

7.2.4 Committee Composition and Committee Meeting Schedule

2012-418

Moved By: Councillor Behrns

Seconded By: Councillor Aitcheson

THAT the report prepared by the County Clerk dated November 15, 2012 regarding County Committee Composition and Committee Meeting Schedule, be received; and

THAT the all members of Council are hereby appointed to the Human Resources Advisory Committee, Facilities Review Committee and Economic Development Committee, effective immediately; and

THAT in accordance with Section 5.8(g) of the Procedure By-law, County Council will confirm Committee membership at the first Regular Meeting of Council after the election of the Warden, including the appointment of a Chairperson;

THAT Committee members be compensated for an extra ½ day per diem rate for a Committee meeting held following a Regular Council Meeting;

THAT the Human Resources Advisory Committee, Facilities Review Committee and Economic Development Committee meetings be scheduled for Thursday afternoons following a Regular Council meetings (1st and 3rd Thursdays) as needed;

THAT Committee meetings will be scheduled for days that the Municipal Liaison Committee is not meeting;

THAT Council will consider amendments to the Procedure By-law and the Council Remuneration By-law, to reflect that above note changes, in the new year;

Carried

7.2.5 ADDITION - International Day for Persons with Disabilities – December 1, 2012 (Circulated November 13, 2012)

Julie Opie, Accessibility Coordinator is present.

2012-419

Moved By: Councillor Behrns

Seconded By: Councillor Wilhelm

THAT Perth County Council recommends that the Warden or designate drop the puck at the International Day for Persons with Disabilities Amputee Hockey Challenge in Milverton on December 1, 2012;

Carried

7.2.6 ADDITION - Employee Benefit Renewal - Verbal Update (Added November 13, 2012)

Recess taken on 12:03 PM

Resumed meeting from recess on 12:46 PM

2012-420

Moved By: Councillor Behrns

Seconded By: Councillor Judge

THAT Perth County Council authorizes the Warden and CAO to

negotiate, prepare and execute the necessary agreements to:

1. Contract with Equitable Life of Canada in conjunction with the consortium for the provision of Employee Benefits for a 27 month term commencing January 1, 2013;

Carried

7.3 Corporate Services

7.3.1 Q3 Variance Reports with Year-End Projections

2012-421

Moved By: Councillor Ehgoetz

Seconded By: Councillor Schneider

THAT the County's October 31st, 2012 Capital and Operating Variance reports be received for information;

Carried

7.3.2 POA Pilot Project Collections Report

Linda Becker, POA Coordinator is present.

2012-422

Moved By: Councillor Wilhelm

Seconded By: Councillor McKenzie

THAT Perth County Council authorize the Director of Corporate Services to enter into contracts with Woodstock Oxford Collections Inc., Credit Risk Management Canada and A1 Credit Recovery & Collection Services Inc. for a 12-month pilot project for the collection of Provincial Offences Administration defaulted fines;

Carried

7.3.3 2013 Budget Schedule Changes

2012-423

Moved By: Councillor McKenzie

Seconded By: Councillor Schneider

THAT the November 29th and December 13th, 2012 budget meetings be cancelled, and that the 2013 budget be presented to Council at the January 10, 2013 meeting;

Carried

7.4 Emergency Services - No Report

7.5 Public Works

7.5.1 Subdivision Agreement - Registered Plan 339 – West Perth

2012-424

Moved By: Councillor Schneider

Seconded By: Councillor Wilhelm

THAT the report dated November 15, 2012 regarding the adoption of the Subdivision Agreement (Registered Plan 339) between the County of Perth and Municipality of West Perth, be received; and

That Council proceed to adopt By-law 3336-2012 being a by-law authorizing the Warden and Clerk to execute the Subdivision Agreement (Registered Plan 339);

Carried

7.5.2 MTO Intersection Signs - Deferred from November 1, 2012 Meeting

Councillor Walter McKenzie provided photographs of MTO road signage which impede the site lines at intersections.

2012-425

Moved By: Councillor McKenzie

Seconded By: Councillor Schneider

THAT the Council of the County of Perth receive the report titled "MTO Intersection Signs" dated November 1st, 2012 for information;

Carried

2012-426

Moved By: Councillor McKenzie

Seconded By: Councillor Wilhelm

THAT staff be directed to communicate issues to the Ministry of Transportation (MTO) related to signage at MTO and County intersections as they become known;

Carried

7.5.3 Sale of Solar Contract (Circulated Tuesday November 13, 2012)

2012-427

Moved By: Councillor Wilhelm

Seconded By: Councillor Judge

That the Council of the County of Perth approve the transfer of the Ontario Power Authority Solar Contract, originally for the Milverton Public Works Yard, to the Municipality of West Perth; and

THAT any costs related to the transfer be paid by the Municipality of West Perth;

Carried

8. CORRESPONDENCE - NO CORRESPONDENCE

9. COUNCIL REPORTS

9.1 Warden Meeting Log & Report - No Report

9.2 Council Member Reports – No Reports

10. BY-LAWS

10.1 3335-2012 OPA 131 Application for an Amendment to the County Official Plan by Larry Wight (See Item 7.1.3)

10.2 3336-2012 Authorize Execution of Subdivision Agreement - Registered Plan 339 – West Perth (See Plan 7.5.1)

2012-428

Moved By: Councillor Ehgoetz

Seconded By: Councillor McMillan

3335-2012 OPA 131 Application for an Amendment to the County Official Plan by Larry Wight;

3336-2012 Authorize Execution of Subdivision Agreement - Registered Plan 339 - West Perth

Be read a First, Second and Third time and finally passed this 15th day of November 2012;

AND THAT the Warden and Clerk are hereby authorized and instructed to sign the same, and attach the Corporate Seal thereto;

Carried

11. NOTICE OF MOTIONS - NO NOTICE OF MOTION

12. OTHER BUSINESS

12.1 Council Comments - Review 2012 and Looking To 2013

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

Councillors Vince Judge and Rhonda Ehgoetz declared their intent to run for the position of 2013 Perth County Warden.

13. ANNOUNCEMENTS - NO ANNOUNCEMENTS

14. CLOSED SESSION MEETING AND REPORTING OUT

2012-429

Moved By: Councillor Schneider

Seconded By: Councillor Wilhelm

That Perth County Council move to Closed Meeting at 1:30 a.m. in

accordance with Sec. 239 of the Municipal Act S.O. 2001 c. 25 (as amended), regarding subject matter as follows:

X personal matters about an identifiable individual, including municipal or local board employees;

X labour relations or employee negotiations;

X litigation or potential litigation, including matters before administrative tribunals, affecting the municipality regarding; o advice that is subject to solicitor-client privilege, including communications necessary for that purpose;

14.1 October 18, 2012 – Closed Session Minutes

14.2 November 1, 2012 – Closed Session Minutes

14.3 EMS Land Purchase Update (To be circulated at the meeting)

14.4 EMS 2012 CUPE Local 4514 Negotiations (To be circulated at the meeting)

14.5 Essential Services Agreement (ES) (Added November 13, 2012 – To be circulated at the meeting)

14.6 Compensation System & Market Review Final Report (Circulated in advance of the meeting)

14.7 Chief Administrative Officer Compensation Review (Circulate in advance of the meeting)

Carried

15. CONFIRMATORY BY-LAW

2012-430

Moved By: Councillor Schneider

Seconded By: Councillor Ehgoetz

THAT By-law 3337-2012, 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, 2012 be read a first, second and third time;

Carried

16. ADJOURNMENT

November 15, 2012

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2012-431

Moved By: Councillor Schneider

Seconded By: Councillor Behrns

THAT the meeting adjourn at 3:06 PM;

Carried

IAN FORREST, WARDEN

KERRI ANN O'ROURKE, CLERK