



The Corporation of The County of Perth

Minutes of the July 18, 2013 Council Meeting

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

Absent: Director of Emergency Services Linda Rockwood
Director of Public Works Matt Ash
Administrative Support Clerk/Recording Secretary Pauline Walkom

Staff Present: Bill Arthur, CAO
Renato Pullia, Director of Corporate Services, Treasurer
Dave Hanly, Director of Planning & Development
Kerri Ann O'Rourke, Clerk

Others Present: John McClelland, Public Works Operations Coordinator
Cliff Eggleton, EMS Operations Manager
Kristin Sainsbury, Economic Development Coordinator
Corey Bridges, Deputy Treasurer
Christel Ivanyshyn, CEMC
Betty Jo Belton, Archivist

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

2013-149

Moved By: Councillor Wilhelm

Seconded By: Councillor French

THAT the Council Agenda for the July 18, 2013 be approved;

Carried

4. DISCLOSURE OF PECUNIARY INTEREST

No Disclosure of Pecuniary Interest stated.

5. CONSENT AGENDA

- 5.1 Perth County Council - June 6, 2013 Regular Minutes**
- 5.2 Perth County Council - June 20, 2013 - Regular Minutes**
- 5.3 Randy Pettapiece, MPP, Perth Wellington - June 11, 2013 - Hansard - Not A Willing Host**
- 5.4 Perth District Health Unit Board - May 15, 2013 - Regular Minutes**
- 5.5 AMO Communications - June 2013 - Highlights of Board of Directors Meeting**
- 5.6 Strengthening the Ontario Horse Racing Industry - July 2013**
- 5.7 Perth County Accessibility Advisory Committee - June 25, 2013 - Draft Regular Minutes**
- 5.8 Township of Warwick - July 4, 2013 - Not a Willing Host - Wind Turbines**
- 5.9 Economic Development Committee - June 6, 2013 - Draft Regular Minutes**
- 5.10 Stantec Consulting Ltd. - July 8, 2013 - Structural Culverts in Southwestern Ontario Study Commencement**
- 5.11 Chris D Lewis, Commissioner, OPP - July 10, 2013 - OPP Billing Reform Survey Clarification**
- 5.12 AECOM - July 5, 2013 - Transportation Corridor Planning Class EA Study**

2013-150

Moved By: Councillor Aitcheson

Seconded By: Councillor McKenzie

THAT the Consent Agenda Items 5.1 to 5.12 be received for information and the minutes of the June 6, 2013 Council Meeting and June 20, 2013 Council meeting be adopted;

Carried

6. PUBLIC MEETINGS, PUBLIC HEARINGS AND DELEGATIONS

6.1 Public Meeting

6.1.1 Official Plan Amendment #137 (see 7.1.1)

Warden Judge 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 for the purpose of amending the Official Plan on a site specific property basis to permit the sale of farm equipment as an additional use on 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. Correspondence received after the preparation of the planning report:

1. July 18, 2013 email from Kevin McClure, Ministry of Municipal Affairs and Housing expressing concern that the proposed amendment does not change the "Agricultural" designation on the subject lands.

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

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

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

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

Steven Montieth, Acting Agent for the applicants was available for questions.

Warden Judge 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 Delegations

6.2.1 Brenda Jamieson, Consultant Project Manager, AECOM and Charles Organ, Project Manager, Ministry of Transportation - Highway 7 & 8 Transportation Corridor Planning and Class EA Study Update

AECOM Consultant Project Manager, Brenda Jamieson presented the Study Update outlining changes made to the preliminary design alternatives presented at the PIC#5 in July 2012 and identified the "Recommended Plan" (Segment A through E). Brenda Jamieson summarized the key reasons why the south bypass of Shakespeare is preferred. Detailed large scale drawings of the entire recommended plan will identify specific impacts to properties, buildings and operations. Details will be available at PIC # 6 meeting as follows:

July 24, 2013 - Shakespeare Optimist Hall (5PM-9PM)

July 25, 2013 - Stratford Rotary Complex (5PM-9PM)

August 14, 2013 - Wilmot Recreation Complex (5PM-9PM)

Comments on the Recommended Plan being presented at the PIC#6 are requested by October 31, 2013 in order to be considered in the finalization

of the Plan and completion of the Transportation Environmental Study Report (to be filed in 2014).

Council posed questions regarding:

1. The status of the portion of the highway which may not be utilized in the final Highway 7/8 design;
2. Status and timing of disposal of Ministry owned land adjacent to the unutilized portion of the existing Highway 7/8 corridor;
3. Responsibility for any testing and cleanup of any contamination of the unutilized portion of the existing Highway 7/8 corridor;
4. Need and timing of design changes and/or repairs to portions of the existing Highway 7/8 that cannot wait for the construction of a new Highway 7/8 route;
5. Concern expressed with the removal of prime agricultural land by constructing a South Bypass of Shakespeare and the level of detail received in MTO/AECOM response to written comments. Questions regarding 'bumping up' from the Class EA Study.

It was stated that many of the questions and concerns with the remaining portions of Highway 7/8 will be addressed in the Transportation Environmental Study Report or accompanying Implementation Strategy.

6.2.2 Rick Banks, General Manager - Mornington Communications - Perth County and the Participation in the Western Ontario Warden Caucus Broadband Project

Rick Banks, General Manager for Mornington Communications (accompanied by Rob Figliuzzi, Executive Vice-President and CFO, Wightman Communications & John DeHeer, General Manager, Quadro Communications) made a presentation (circulated with the agenda) regarding the Western Ontario Warden Caucus plans to pursue ultra-high speed broadband internet access to all of Southwestern Ontario.

The purpose of the presentation was to inform Perth County Council that the local independent telecoms throughout the county have the proven track record and history of innovation necessary to be a partner in this project. The presentation included areas which have already been serviced with ultra-broadband connections and the pockets that they are planning to expand to, communities serviced & commercial customers and concerns with the WOWC project.

CAO Bill Arthur was directed to provide the Western Ontario Warden Caucus project team with a copy of the presentation made by Mornington Communications, Wightman Communications and Quadro Communications.

7. STAFF REPORTS

7.1 Planning and Development

7.1.1 Application for an Amendment to the County of Perth Official Plan by Scott Steckly and James Roes

2013-151

Moved By: Councillor Aitcheson

Seconded By: Councillor Forrest

THAT Perth County Council approve the application for an Amendment to the County of Perth Official Plan by Scott Steckly and James Roes affecting property described as part of Lot 5, Concession 3 in the Mornington Ward of the Township of Perth East and that the proposed Official Plan Amendment for this application be adopted;

Carried

7.1.2 2013 IPM County Exhibit Area

2013-152

Moved By: Councillor Ehgoetz

Seconded By: Councillor French

THAT the Planning Director's July 18, 2013 report on behalf of the 2013 IPM County Exhibit and Local Displays Committee updating County Council on the Committee's preparation for the County exhibit area at the 2013 IPM be received for information;

Carried

7.1.3 Grand Bend Wind Farm – Municipal Consultation Form/Questionnaire

2013-153

Moved By: Councillor McKenzie
Seconded By: Councillor Schneider

THAT Perth County Council support West Perth in its comments regarding the transmission corridor for the Grand Bend Wind Farm Project (Project No. PIA 019991) by completing and submitting its consultation form/questionnaire in a manner similar to West Perth's submitted form/questionnaire.

Carried

2013-154

Moved By: Councillor Forrest
Seconded By: Councillor Behrns

THAT staff be directed to initiate research necessary to establish a County approved position regarding the preferred method of moving power from wind energy projects through the County (i.e. above or below ground) to utilize when commenting on future energy projects;

Carried

7.1.4 West Perth Request For Release from an Agreement For Placement of Woodlot and Planting of Trees on Lot 19, Concession 1 (Logan Ward) Municipality of West Perth

2013-155

Moved By: Councillor McKenzie
Seconded By: Councillor McMillan

THAT Perth County Council is in agreement with the March 24, 1981 Agreement between the former Corporation of the Town of Mitchell and the Corporation of the County of Perth being removed from the title of the southerly portion of the West Perth municipally owned lands at Lot 19, Concession1, geographic Township of Logan,

formerly Town of Mitchell, now Municipality of West Perth with the Agreement remaining in force on the title of the lands described as Part 1, Plan No. 44R-4579;

AND THAT the Warden and Clerk be authorized to sign the appropriate and necessary legal documentation giving effect to the removal of the Agreement from the title of the southerly portion of the Lot 19, Concession 1 lands and to the retention of the Agreement on the northerly portion of the Lot 19, Concession 1 lands owned by the Municipality of West Perth and described as Part 1, Plan No. 44R-4579;

Carried

7.2 Chief Administrative Officer

7.2.1 SWEA Assembly - June 2013 Update

2013-156

Moved By: Councillor Wilhelm

Seconded By: Councillor Ehgoetz

THAT Perth County Council receive the SWEA Assembly – June 2013 Update report, for information;

Carried

7.2.2 Western Ontario Wardens Caucus June 2013 Update

2013-157

Moved By: Councillor Aitcheson

Seconded By: Councillor McMillan

THAT Perth County Council receive the CAO report Western Ontario Wardens Caucus June 2013 Update for information;

Carried

7.2.3 Western Ontario Warden Caucus (WOWC)– Broadband Project Update June 2013

2013-158

Moved By: Councillor Wilhelm

Seconded By: Councillor Forrest

THAT Perth County Council receive the CAO Report "WOWC - Broadband Project Update June 2013" for information;

Carried

7.3 Corporate Services

7.3.1 2012 Audited Consolidated Financial Statements

2013-159

Moved By: Councillor Wilhelm

Seconded By: Councillor Ehgoetz

THAT the Consolidated Financial Statements for the fiscal year ending December 31, 2012, as audited by the firm BDO Canada, LLP, be hereby approved;

Carried

7.3.2 Second Quarter (Q2) Variance Reports

2013-160

Moved By: Councillor Aitcheson

Seconded By: Councillor Schneider

THAT the County's June 30th, 2013 Capital and Operating Variance reports be received for information;

Carried

7.3.3 Visioning Session Follow-Up and Gas Tax Update

Recess taken on 10:41 AM
Resumed meeting from recess on 10:51 AM

Discussion Highlights:

- Approved 3-year Operating Budget (2013-2015) indicates a 10.18% increase in 2014.
- Separate operating and capital budget targets.
- The use of the Council approved annual CP adjustment will not be sufficient to cover (operating or capital) expenditure increases and revenue decreases.
- Currently, contributions to capital reserves are in the operating budget. Discussed making contributions to reserves a capital budget item and having capital budget targets applied.
- Draft 2014 Operating Budget shows a 10.18% increase. Any decrease will require service level changes. Comprehensive internal search for budget savings was undertaken in 2013. Look to Service Delivery Review for potential future savings.
- Use a target of 10% net increase to the County Levy as the 2014 budget target.
- Do not budget for amortization at this time.

2013-161

Moved By: Councillor Wilhelm
Seconded By: Councillor McKenzie

That Perth County Council receive the update on the Federal gas tax funding for information; and

That Perth County Council recommend to MLC that:

1. The October 17, 2013 meeting be replaced with December 5, 2013 to review the 2014-2016 budgets.
2. For 2014 onwards, 3rd Thursday of November, except in an election year, in which case the meeting to be held the last Thursday of the following January;

Carried

2013-162

Moved By: Councillor Forrest

Seconded By: Councillor Aitcheson

THAT Perth County Council direct staff to proceed with utilizing a 10% increase to the Net County Levy as a 2014 budget target (Operating and Capital costs separated with contributions to reserves be included in the capital costs);

Carried

7.4 Emergency Services

7.4.1 Ambulance Purchase: Type II, MirageEXA – 13 Sprinter Diesel

Staff directed to provide a report to Council which outlines the frequency which ambulances transport one or two patients in the two-stretcher ambulance.

2013-163

Moved By: Councillor Wilhelm

Seconded By: Councillor French

THAT Perth County Council authorize the purchase of Type II, Mirage EXA - 13 Sprinter Diesel Ambulance for \$127,921.65 (taxes included);

Carried

7.4.2 Courthouse Safety Procedures

Christel Ivanyshyn provided Council with training on Courthouse Evacuation, Shelter-in-Place and Lock-Down Procedures.

2013-164

Moved By: Councillor Behrns

Seconded By: Councillor Ehgoetz

THAT Perth County Council receive the report prepared by the Community Emergency Management Coordinator dated June 20, 2013 for information;

Carried

7.5 Public Works

7.5.1 Purchase of Property - Stratford-Perth Museum - Archives Building Relocation

2013-165

Moved By: Councillor Wilhelm
Seconded By: Councillor McKenzie

THAT bylaw #3370-2013, authorizing the Agreement of Purchase and Sale between the County of Perth and the Stratford-Perth Museum Board, be approved;

Carried

8. CORRESPONDENCE - NONE

9. COUNCIL REPORTS

9.1 Warden Meeting Log & Report - June 2013

2013-166

Moved By: Councillor Ehgoetz
Seconded By: Councillor Schneider

THAT the June, 2013 Warden's Activity Report dated July 18, 2013 be received for information;

Carried

9.2 Council Member Reports - NONE

10. BY-LAWS

10.1.1 By-law 3370-2013 Agreement Between County of Perth and Stratford Perth Museum for purchase of Real Property Parts 2 and 4 Plan 44R 5065 (See 7.5.1)

10.1.2 By-Law 3371-2013 To Adopt Amendment No. 137 to the Corporation of the County of Perth Official Plan (See 7.1.1)

2013-167

Moved By: Councillor Wilhelm

Seconded By: Councillor Forrest

3370-2013 By-law to authorize the entering into and execution of an Agreement between the Corporation of the County of Perth and the Stratford Perth Museum Association for the Purposes of the purchase of real property, being described as Parts 2 and 4 on Plan 44R-5065;

3371-2013 By-law to Adopt Amendment No. 136 to the County of Perth Official Plan;

BE READ a first, second and third time and finally passed this 18th day of July, 2013;

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

Notice of Motion by Councillor Behrns

Moved By: Councillor Behrns

Seconded By:

THAT Perth County Council support the Perth County lower tier municipalities which have declared to the Premier of Ontario that they are "Not a Willing Host Community" for Industrial Wind Turbine Projects; and

THAT staff prepare a report summarizing municipal declarations of the same;

12. OTHER BUSINESS

NONE

13. ANNOUNCEMENTS

NONE

14. CLOSED SESSION MEETING AND REPORTING OUT

15. CONFIRMATORY BY-LAW

2013-168

Moved By: Councillor Schneider

Seconded By: Councillor McMillan

THAT By-law 3372-2013, 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 July 18, 2013 be read a first, second and third time;

Carried

16. ADJOURNMENT

2013-169

Moved By: Councillor Ehgoetz

Seconded By: Councillor Wilhelm

THAT the meeting adjourn at 11:53 AM;

Carried

Vince Judge, Warden

Kerri Ann O'Rourke, Clerk