



# The Corporation of The County of Perth

## Minutes of the March 20, 2014 Council Meeting

March 20, 2014

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

Absent: CAO Bill Arthur  
Director of Corporate Services, Treasurer Renato Pullia  
Councillor James Aitcheson

Staff Present: Linda Rockwood, Director of Emergency Services  
Allan Rothwell, 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 Acting Director of Corporate Services and Deputy Treasurer

### **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**

**2014-59**

**Moved By: Councillor McMillan**

**Seconded By: Councillor Forrest**

THAT the following items be added:

Addition 7.5.8 Public Works – Winter Maintenance Cost Update (Verbal)

Move: 7.1.1 to after 6.1.1 and

7.2.1 to after 6.2.1

AND THAT the Council agenda for March 20, 2014 be approved;

Carried

### **4. DISCLOSURE OF PECUNIARY INTEREST**

No Disclosure of Pecuniary Interest stated.

### **5. CONSENT AGENDA**

- 5.1 Perth County Council - February 20, 2014 - Draft Regular Minutes**
- 5.2 Town of Hawkesbury - February 13, 2014 - OPP Billing Model**
- 5.3 Town of Arnprior - February 11, 2014 - Resolution Supporting No Further Increase to Electrical Rates**
- 5.4 Town of Atikokan - January 13, 2014 - OPP Costing Solution Resolution**
- 5.5 Spruce Lodge Board of Management - January 15, 2014 - Regular Minutes**
- 5.6 Ministry of Municipal Affairs And Housing - February 24, 2014 - Invitation To Training Session For Provincial Policy Statement**
- 5.7 Perth County Accessibility Advisory Committee - February 25, 2014 - Draft Regular Minutes**
- 5.8 Perth District Health Unit Board - January 15, 2014 - Regular Minutes**
- 5.9 Ministry Of Finance - January 3, 2014 - Reply To Randy Pettapiece, MP Regarding Ontario Municipal Partnership Fund (OMPF)**
- 5.10 Town of Aurora - February 21, 2014 - Resolution Regarding Implementation Of Recall Legislation For Municipally Elected Officials**
- 5.11 Ministry of Transportation - February 20, 2014 -Letter to Randy Pettapiece**

- 5.12 In Response to Request for PEER Review of Highway 7-8 Class EA Study Stratford Perth Museum - April 5, 2014 - Innkeepers Dinner**
- 5.13 Randy Pettapiece, MPP Perth Wellington - March 5, 2014 - Update On Resolution On Joint And Several Liability**
- 5.14 Office Of Fire Marshal And Emergency Management - February 18, 2014 - Municipal Emergency Management Programs Review**
- 5.15 Western Ontario Wardens Caucus - February 27, 2014 - Media Release - Progress Made Towards Regional Broadband**

**2014-60**

**Moved By: Councillor McKenzie**

**Seconded By: Councillor Schneider**

THAT the Consent Agenda Items 5.1 to 5.15 be received for information and the minutes of the February 20, 2014 Council Meeting be adopted;

Carried

## **6. PUBLIC MEETINGS, PUBLIC HEARINGS AND DELEGATIONS**

### **6.1 Public Meeting**

#### **6.1.1 Proposed Official Plan Amendment - Township of Perth South, Part Lot 7, NBC 2269 Rd 120 Blanshard Ward - 232247 Ontario Inc. (See 7.1.1)**

Warden Wilhelm 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. Allan Rothwell, Director of Planning & Development noted that the purpose of the Application is to permit the severance of a 14.4 hectare (35.58 acre) parcel and convey it to the owner of the abutting 26 hectare (64 acre) farm parcel to the north as a farm enlargement. The property owner wishes to retain a 0.391 hectare (0.97 acre).

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.

The following comments were received after the preparation of the report:

- 1 Township of Perth South Council – Resolution in support of application passed at March 18, 2014 Council meeting:

“That the Township of Perth South recommend that Perth County Council approves the application for an Amendment to the County of Perth Official Plan by 2322477 Ontario Inc. affecting the property described as Part of Lot 7, North Boundary Concession, Blanshard Ward, Township of Perth South.”

Allan Rothwell referred to the Planning report that was included in Council’s meeting agenda package, with specific reference to the recommendation section.

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

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

Warden Wilhelm offered the Applicant/Applicant’s Agent the opportunity to speak to the application.

Trevor McNeil, McNeil Surveying Limited, applicant’s agent provided a sketch of the property and spoke in support of the application. Gary Richardson, owner was in the audience.

Warden Wilhelm 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.

Warden Wilhelm stated the reasons that the County of the Township of Perth South had supported the application.

## **7. STAFF REPORTS**

### **7.1 Planning and Development**

#### **7.1.1 Application for Amendment to the County of Perth Official Plan by 232247 Ontario Inc. (6.1.1)**

**2014-61**

**Moved By: Councillor McMillan**

**Seconded By: Councillor Behrns**

THAT Perth County Council deny the application for an Amendment to the County of Perth Official Plan by 2322477 Ontario Inc. affecting property described as Part of Lot 7, North Boundary Concession, Blanshard Ward, Township of Perth South;

Carried

## **6. PUBLIC MEETINGS, PUBLIC HEARINGS AND DELEGATIONS**

### **6.2 Delegation**

#### **6.2.1 Oscar Poloni, Partner, KPMG - Joint Service Delivery Review - Report Presentation (See 7.2.1)**

Oscar Poloni, Partner, KPMG presented the final draft of the study entitled "Perth Area Municipalities Joint Service Delivery Review" dated March 20, 2014.

Oscar Poloni outlined amendments made since the January 9, 2014 draft report presentation and subsequent comments received from County Councillors and five CAO's.

Oscar Poloni recommended seven joint service delivery opportunities, restated the "case for charge" and identified a process for implementation and next steps.

Councillors asked questions of the report and requested clarification and minor amendments to statistical and financial details in the report.

## **7. STAFF REPORTS**

### **7.2 Chief Administrative Officer**

#### **7.2.1 KPMG Joint Service Delivery Review**

**2014-62**

**Moved By: Councillor Behrns**

**Seconded By: Councillor Judge**

THAT Perth County Council receive the Joint Service Delivery Review, Final Report, prepared by KPMG, March 20, 2014;

Carried

**2014-63**

**Moved By: Councillor Behrns**

**Seconded By: Councillor Schneider**

THAT subsequent to the KPMG Joint Service Delivery Review Report being presented to the Perth County lower tier municipalities,

THAT staff schedule a special meeting of County Council (lower tier CAO's invited) to discuss the report recommendations and provide direction to staff;

Carried

## **7. STAFF REPORTS**

### **7.1 Planning and Development**

#### **7.1.2 Approval of North Perth's Part Lot Control By-law No. 27-2014 Affecting Property Described as Lot 39, Registered Plan 44M-33 in the Municipality of North Perth (Hutton Street E., Listowel Ward)**

**2014-64**

**Moved By: Councillor Behrns**

**Seconded By: Councillor Schneider**

THAT Perth County Council approve the Municipality of North Perth's By-law No. 27-2014 for the removal of part-lot control on property described as Lot 39, Registered Plan 44M-33 in the Municipality of North Perth (Hutton Street, E. Listowel Ward);

Carried

### **7.1.3 Tree Inspection Report**

**2014-65**

**Moved By: Councillor Schneider**

**Seconded By: Councillor McMillan**

THAT Perth County Council receive the Tree Inspection report dated March 6, 2014 for information;

Carried

## **7.2 Chief Administrative Officer**

### **7.2.2 Joint & Several Liability - Support of Combined Method**

**2014-66**

**Moved By: Councillor Behrns**

**Seconded By: Councillor Forrest**

THAT the report dated March 20<sup>th</sup>, 2014, prepared by the CAO regarding Joint and Several Liability, be received for information; and

THAT the County of Perth support the Association of Municipalities recommendation of the Combined Model of Joint and Several Liability, as outlined in the March 4, 2014 AMO Policy Statement; and

THAT the Warden execute a letter of support in this regard to the Premier and the Minister of the Attorney General of Ontario;

Carried

### **7.2.3 Healthy Kids Challenge Application - March 2014**

**2014-67**

**Moved By: Councillor Forrest**

**Seconded By: Councillor McKenzie**

THAT Perth County Council approves of the submission of the joint municipal application for funding under the Healthy Kids Community Challenge as offered by the Ontario Ministry of Health and Long-Term Care. Support for implementation of the Healthy Kids Community Challenge programs will be subject to approval of any budget amendment and the necessary cost sharing agreement being in place amongst the partners;

Carried

### **7.2.4 Ontario Association of County Clerks Treasurers and Administrators (OACCTA) Spring 2015 Conference**

**2014-68**

**Moved By: Councillor Schneider**

**Seconded By: Councillor Forrest**

**By:**

THAT the report prepared by the County Clerk dated March 20, 2014 regarding the Ontario Association of County Clerks, Treasurers and Administrators, be received for information; and

That the Clerk be directed to include a \$1500 contribution to the 2015 Spring OACCTA Conference in the 2015 draft operating budget for consideration during the 2015 budget process;

That the County of Perth supports co-sponsoring the 2015 Spring OACCTA Conference pending 2015 budget approval and an equivalent financial commitment by the County of Huron;



Carried

### **7.2.5 Facility Road Tour Route and Time Table**

**2014-69**

**Moved By: Councillor McKenzie**

**Seconded By: Councillor Ehgoetz**

THAT County Council defer tour and include it as part of new Council Orientation or as soon as possible after the new Council is sworn in;

Carried

## **7. STAFF REPORTS**

### **7.3 Corporate Services**

#### **7.3.1 Regulation 284/09 Impact of Amortization**

**2014-70**

**Moved By: Councillor Judge**

**Seconded By: Councillor Forrest**

THAT Perth County Council adopt Ontario Regulation 284/09 impact report for 2014 budget year;

Carried

### **7.4 Emergency Services**

#### **7.4.1 Memorandum of Understanding for Emergency Medical Services Equipment and Vehicle Sharing Between the County of Perth and the County of Huron**

**2014-71**

**Moved By: Councillor Behrns**

**Seconded By: Councillor Ehgoetz**

THAT the report dated March 20<sup>th</sup>, 2014 prepared by the Director of Emergency Services regarding a Memorandum of Understanding with the County of Huron for EMS Equipment and Vehicle Sharing, be received for information; and

That Council proceed to give three readings to By-law 3405-2014 being a by-law to authorize the Warden and County Clerk to sign a Memorandum of Understanding with the County of Huron to permit Emergency Medical Service Vehicle and Equipment Sharing;

Carried

**7.4.2 National EMS Data Base Sharing Agreement Between the Corporation of the County of Perth and the Emergency Medical Services Chiefs of Canada**

**2014-72**

**Moved By: Councillor Judge**

**Seconded By: Councillor Schneider**

THAT the report dated March 20<sup>th</sup>, 2014 prepared by the Director of Emergency Services regarding the National EMS Data Base Sharing Agreement Between the Corporation of the County of Perth and the Emergency Medical Services Chiefs of Canada be received for information; and

That Council proceed to give three readings to By-law 3405-2014 being a by-law to authorize the Warden and County Clerk to sign National EMS Data Base Sharing Agreement Between the Corporation of the County of Perth and the Emergency Medical Services Chiefs of Canada;

Carried

### **7.4.3 EMS Response Time Reporting**

**2014-73**

**Moved By: Councillor Schneider**

**Seconded By: Councillor Judge**

THAT County Council authorize the submission of the 2013 EMS Response Time Performance results as required by O. Reg 257/00 (as amended by Reg. 267/08) with a cautionary note indicating that the data is incomplete.;

Carried

The Director of Emergency Services was directed to prepare a report on the impact on Emergency Medical Services response times subsequent to ending non-urgent patient transfers.

### **7.4.4 Community Patient Paramedicine Provincial Funding Announcement**

Councillor Forrest left the meeting at 10:30 A.M.

**2014-74**

**Moved By: Councillor French**

**Seconded By: Councillor McMillan**

THAT the report dated March 20<sup>th</sup>, 2014 prepared by the Director of Emergency Services regarding a Memorandum of Understanding with the County of Huron for EMS Equipment and Vehicle Sharing, be received for information; and

That Council proceed to give three readings to By-law 3405-2014 being a by-law to authorize the Warden and County Clerk to sign a Memorandum of Understanding with the County of Huron to permit Emergency Medical Service Vehicle and Equipment Sharing;

Carried

Recess taken at 10:42 AM;

Council resumed at 10:49 AM;

## **7.5 Public Works**

### **7.5.1 Cold-in-place Recycling Tender Results**

**2014-75**

**Moved By: Councillor Schneider**

**Seconded By: Councillor Ehgoetz**

THAT Contract #02-2014, Cold-in-place Recycled Mix, be awarded to Lavis Contracting Co. Ltd. in the amount of \$752,500.00 plus HST;

Carried

### **7.5.2 Hot Mix Paving Tender Results**

**2014-76**

**Moved By: Councillor McKenzie**

**Seconded By: Councillor McMillan**

THAT Contract #03-2014, Hot Mix Pavement, be awarded to Cox Construction Limited in the amount of \$1,695,060.18 plus HST;

Carried

### **7.5.3 Snow Plow Equipment Tender Results**

**2014-77**

**Moved By: Councillor Schneider**

**Seconded By: Councillor French**

THAT the Contract for the supply of snow plow equipment be awarded to Viking-Cives Ltd. in the amount of \$253,514.44 plus HST;

Carried

#### **7.5.4 Rebuild Line 36 Tender Results**

**2014-78**

**Moved By: Councillor Judge**

**Seconded By: Councillor Schneider**

THAT contract #05-2014, Perth Line 36 Road Reconstruction, be awarded to Steve Smith Construction Corporation in the amount of \$751,333.00 plus HST;

Carried

#### **7.5.5 AMO Request for Action on Proposed "Prompt Payment Act"**

**2014-79**

**Moved By: Councillor Behrns**

**Seconded By: Councillor French**

THAT the Council of the County of Perth endorse the proposed AMO letter to the Standing Committee regarding Private Member's Bill 69, the Prompt Payment Act, and that staff be directed to send this letter to the recipients as listed in the AMO notice;

Carried

#### **7.5.6 Update on Mitchell PW Fire**

**2014-80**

**Moved By: Councillor McKenzie**

**Seconded By: Councillor Judge**

THAT the report titled "Update on Mitchell PW Fire" dated March 20, 2014 be received for information only; and

THAT the Warden prepare correspondence to JLT expressing concern with the length of time it has taken to bring the Mitchell Public Works

Fire claim to a conclusion;

Carried

The Director of Public Works was directed to draft a letter to the County's insurer, expressing displeasure with the length of time it has taken to settle the Mitchell Public Works fire claim (under Warden's signature).

#### **7.5.7 Negligence Suit Update - Kelly**

**2014-81**

**Moved By: Councillor Ehgoetz**

**Seconded By: Councillor Schneider**

THAT the report titled "Negligence Suit Update" dated March 20, 2014 be received for information only;

Carried

#### **7.5.8 Verbal Update - Winter Maintenance**

Discussion was held on Winter Maintenance. A Q1 report will be proved at April 3, 2014 meeting.

Director of Public Works was directed to bring back a report on winter maintenance and summer projects for 2014.

Matt Ash advised that additional information is being obtained for the roofing tenders received.

### **8. CORRESPONDENCE - None**

### **9. COUNCIL REPORTS**

#### **9.1 Warden Meeting Log & Report**

### **9.1.1 Warden Activity Report – February 2014**

**2014-82**

**Moved By: Councillor Judge**

**Seconded By: Councillor Schneider**

THAT the February, 2014 Warden's Activity Report dated February 6, 2014 be received for information;

Carried

### **9.2 Council Member Reports**

Warden Wilhelm advised that Western and Eastern Wardens Associations are working on items to be forwarded to the Province.

Councillor Aitcheson advised that there will be a Human Resources Committee meeting following the next County Council meeting on April 3, 2014.

It will be a Closed Meeting for the purpose of conducting the annual CAO Performance Review.

## **10. BY-LAWS**

### **10.1 3404-2014 By-law To Adopt Amendment No. 139 To The County Of Perth Official Plan (See 7.1.1)**

**2014-83**

**Moved By: Councillor Judge**

**Seconded By: Councillor McMillan**

3405-2014 Being a By-law to Authorize the Entering into and Execution of a Memorandum of Understanding Between the Corporation of the County of Perth and the Corporation of the County of Huron to Provide for Emergency Medical Services Vehicles(s) and Equipment Sharing;

3406-2014 Being a By-law to Authorize the Entering into and Execution of a Data Sharing Agreement (National Emergency Medical Services Database) Between the Corporation of the County of Perth and The Emergency Medical Serviced Chiefs of Canada be read a first, second and third time and finally passed; and

THAT the Warden and Clerk be hereby authorized to affix their signatures and the corporate seal thereto;

Carried

**11. NOTICE OF MOTIONS - None**

**12. OTHER BUSINESS - None**

**13. ANNOUNCEMENTS**

**14. CLOSED SESSION MEETING AND REPORTING OUT**

**15. CONFIRMATORY BY-LAW**

**2014-84**

**Moved By: Councillor Schneider**

**Seconded By: Councillor Ehgoetz**

THAT By-law 3407-2014, 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 March 20, 2014 be read a first, second and third time;

Carried

**16. ADJOURNMENT**

**2014-85**

**Moved By: Councillor Behrns**

**Seconded By: Councillor McKenzie**

THAT the meeting adjourn at 11:11 AM

Carried

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Warden Robert Wilhelm

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Kerri Ann O'Rourke, Clerk