

The first regular Council meeting for the month of March for the Municipality of North Perth was held on Monday, March 1st, 2010.

Members of Council Present:

Mayor Ed Hollinger
Councillor Jeff Bannerman
Deputy Mayor Julie Behrns
Councillor Paul Horn
Councillor David Johnston (arrived at 7:53 p.m.)
Councillor Doug Kellum
Councillor Randy Pettapiece
Councillor Meredith Schneider
Councillor Terry Seiler

Members of Council Absent

Councillor Robert Martin

Staff of the Municipality of North Perth Present:

CAO Kriss Snell
Clerk Patricia Berfelz
Director of Finance/Treasurer Frances Hale
Director of Public Works Gary Pipe
Deputy Clerk Danette Beare

Media coverage was provided by Andrew Smith, Reporter for the Listowel Banner and Shelley Miller-Cameron, Reporter for CKNX.

Mayor Hollinger called the meeting to order at 7:00 p.m.

RESOLUTION: 73.03/10

It was moved by: Paul Horn, Seconded by: Randy Pettapiece

THAT:

The Agenda for tonight's meeting, as amended be approved.

CARRIED

Mayor Hollinger invited members of Council to disclose a pecuniary interest with items on the Agenda at any time.

RESOLUTION: 74.03/10

It was moved by: Jeff Bannerman, Seconded by: Terry Seiler

THAT:

The minutes of the February 9th, 2010 regular Council meeting as printed and earlier distributed, be approved and signed by the Mayor and the Clerk.

CARRIED

RESOLUTION: 75.03/10

It was moved by: Julie Behrns, Seconded by: Randy Pettapiece

THAT:

The Council of the Municipality of North Perth will proceed to a Public Meeting concerning an Official Plan Amendment and a Zoning By-law Amendment application affecting property in the Municipality of North Perth described as Part of Park Lot 7, Registered Plan No. 159, Listowel Ward owned by 771887 Ontario Limited.

CARRIED

The minutes of the Public Meeting are attached as Schedule "A".

RESOLUTION: 77.03/10

It was moved by: Meredith Schneider, Seconded by: Paul Horn

THAT:

The Council of the Municipality of North Perth will proceed to a Public Meeting concerning a Zoning By-law Amendment application by Sherry Vollmer affecting property in the Municipality of North Perth described as Lots 1 though 6 (inclusive), Registered Plan No. 194, Listowel Ward owned by R & D Tanner Automotive Ltd.

CARRIED

The minutes of the Public Meeting are attached as Schedule "B".

RESOLUTION: 79.03/10

It was moved by: Julie Behrns, Seconded by: Randy Pettapiece

THAT:

The Council of the Municipality of North Perth will proceed to a Public Meeting concerning a Zoning By-law Amendment application affecting property in the Municipality of North Perth described as Part Lot 14, Concession 18, Elma Ward owned by Wallenstein Feed & Supply Ltd.

CARRIED

The minutes of the Public Meeting are attached as Schedule "C".

RESOLUTION: 81.03/10

It was moved by: Doug Kellum, Seconded by: Jeff Bannerman

THAT:

The Council of the Municipality of North Perth will receive for information the following Committee/Board Reports:

- i) Mayors Report for the month of February
- ii) February 18th County Council Meeting
- iii) North Perth Committee of Adjustment Meeting February 23rd minutes
- iv) North Perth Building Report for the month of January
- v) North Perth Public Library Board Meeting January 12th minutes
- vi) Listowel Business Improvement Area Board Meeting January 12th minutes
- vii) Elma Logan Recreation Complex Rehabilitation Project Advisory Committee Meeting December 2nd and December 22nd, 2009 minutes

CARRIED

Deputy Mayor Behrns indicated that Public Forums/meetings will be held regarding the County of Perth Forestry By-law.

Kriss Snell, CAO informed Council that the Health and Safety Committee met on February 18th, 2010. Mark Hackett will attend the Committee of the Whole Council Meeting on March 8th, 2010.

RESOLUTION: 82.03/10

It was moved by: Jeff Bannerman, Seconded by: Terry Seiler

THAT:

The Council of the Municipality of North Perth proceed with retaining the IBI Group to prepare and assist North Perth in the preparation of a Proposal Request for engineering firms interested in providing engineering peer review for development submissions and engineering design services for public work and other municipal projects.

CARRIED

Kriss Snell, CAO reviewed a report regarding the Employee Assistance Program.

Discussion ensued regarding a Downtown Banner Hanging Policy prepared by the Listowel BIA. Council requested additional information identifying the applicable poles and definition of “downtown core”.

RESOLUTION: 83.03/10

It was moved by: Terry Seiler, Seconded by: Doug Kellum

THAT:

The Council of the Municipality of North Perth defer consideration of the Downtown Banner Hanging Policy as prepared by the Listowel Business Improvement Area.

CARRIED

Patricia Berfelz, Clerk reminded Council of two upcoming events as follows:

- North Perth Master Growth Plan Notice of Public Information Centre No. 2 on Wednesday, March 10th, 2010 from 5:00 p.m. to 8:00 p.m.; and
- Builders’ Forum 2010 on Thursday, March 25th, 2010 from 9:00 a.m. to 4:00 p.m.

RESOLUTION: 84.03/10

It was moved by: Dave Johnston, Seconded by: Randy Pettapiece

THAT:

The Council of the Municipality of North Perth accepts the Development Charges Report for period ending 12/31/2009;

AND FURTHER THAT:

The report be forwarded to Provincial Ministries as required.

CARRIED

RESOLUTION: 85.03/10

It was moved by: Julie Behrns, Seconded by Dave Johnston

THAT

The Council of the Municipality of North Perth receives for information the Parkland Reserve and Cemetery Trust Fund Reports for the period ending 12/31/2009.

CARRIED

Frances Hale, Director of Finance/Treasurer reviewed the report regarding OMPF Funding Issues.

RESOLUTION: 86.03/10

It was moved by: Meredith Schneider, Seconded by: Dave Johnston

THAT:

The Council of the Municipality of North Perth support Western Warden's initiative to forward OMPF concerns to the appropriate Ministries.

CARRIED

RESOLUTION: 87.03/10

It was moved by: Randy Pettapiece, Seconded by: Jeff Bannerman

THAT:

The Council of the Municipality of North Perth approve the tendering of Operational expenditures and Capital projects indentified in the amended budget proposal presented February 24th, 2010, conditional on Council approval.

CARRIED

RESOLUTION: 88.03/10

It was moved by: Doug Kellum, Seconded by: Paul Horn

THAT:

The Council of the Municipality of North Perth will proceed with the recruitment of an Information Technology Support Staff.

CARRIED

By consensus, the Council of the Municipality of North Perth shall consider final approval of the 2010 Budget at the April 26th, 2010 Regular Council Meeting.

Councillor Randy Pettapiece indicated that the Atwood Sewer Project is complete. A letter will be sent to Atwood residents providing them with information regarding hooking up to the system.

Councillor Paul Horn, Recreation Complex Chair indicated that the next meeting will be held on Tuesday, March 2nd, 2010 at 7:00 p.m.

Councillor Doug Kellum, Listowel Fire Station Chair indicated that construction is progressing with an anticipated completion date of June 30th, 2010. A tentative meeting has been set for March 8th, 2010 at 4:00 p.m.

The next Administration Building Committee Meeting will be held on March 10th, 2010 at 3:30 p.m.

RESOLUTION: 89.03/10

It was moved by: Doug Kellum, Seconded by: Paul Horn

THAT:

The following accounts are approved for payment:

General Administration	121,356.61
Business Improvement Association	186.55
Cemetery	706.80
Fire-Administration	2,523.94
Fire-Atwood Department	5,179.20
Fire-Elma Logan Department	8,349.04
Fire-Listowel Department	12,534.21
Day Care	15,872.18
Library	9,371.92
Police	216,316.71
Public Works & Sanitation-Capital	40,300.54
Landfill	21,842.97
Roads	54,589.33
Sewer & Water	67,837.35
Recreation	40,307.36
Payroll #4	95,144.59
Total	<u>712,419.30</u>

CARRIED

Councillor Jeff Bannerman reviewed an option being considered by the Accommodation Review Committee and requested Council comments.

RESOLUTION: 90.03/10

It was moved by: Randy Pettapiece, Seconded by: Paul Horn

THAT:

By-law No. 6-2010, being a By-law to amend the Municipality of North Perth (Listowel Ward) Official Plan, be introduced, read and considered read a first, second and third time and be finally passed and that the said By-law be signed by the Mayor and the Clerk and sealed with the seal of the Corporation.

CARRIED

RESOLUTION: 91.03/10

It was moved by: Julie Behrns, Seconded by: Meredith Schneider

THAT:

By-law No. 7-2010, being a By-law to amend By-law No. 6-ZB-1999, be introduced, read and considered read a first, second and third time and be finally passed and that the said By-law be signed by the Mayor and the Clerk and sealed with the seal of the Corporation.

CARRIED

RESOLUTION: 92.03/10

It was moved by: Paul Horn, Seconded by: Doug Kellum

THAT:

By-law No. 14-2010, being a By-law to amend By-law No. 6-ZB-1999, be introduced, read and considered read a first, second and third time and be finally passed and that the said By-law be signed by the Mayor and the Clerk and sealed with the seal of the Corporation.

CARRIED

RESOLUTION: 93.03/10

It was moved by: Meredith Schneider, Seconded by: Terry Seiler

THAT:

By-law No. 15-2010, being a By-law to amend By-law No. 6-ZB-1999, be introduced, read and considered read a first, second and third time and be finally passed and that the said By-law be signed by the Mayor and the Clerk and sealed with the seal of the Corporation.

CARRIED

RESOLUTION: 94.03/10

It was moved by: Paul Horn, Seconded by: Doug Kellum

THAT:

By-law No. 22-2010, being a By-law to withdraw funds from the Development Charges Reserve, be introduced, read and considered read a first, second and third time and be finally passed and that the said By-law be signed by the Mayor and the Clerk and sealed with the seal of the Corporation.

CARRIED

Councillor Doug Kellum declared a pecuniary interest for personal reasons and left the meeting.

RESOLUTION: 95.03/10

It was moved by: Dave Johnston, Seconded by: Randy Pettapiece

THAT:

By-law No. 23-2010, being a By-law to amend By-law No. 24-2006, be introduced, read and considered read a first, second and third time and be finally passed and that the said By-law be signed by the Mayor and the Clerk and sealed with the seal of the Corporation.

CARRIED

Councillor Doug Kellum returned to the meeting.

RESOLUTION: 96.03/10

It was moved by: Dave Johnston, Seconded by: Terry Seiler

THAT:

By-law No. 24-2010, being a By-law to authorize the signing of an amending agreement with The Minister of Community Safety and Correctional Services, be introduced, read and considered read a first, second and third Resolution Cont'd on Page (723)

Resolution Cont'd from Page (722)

time and be finally passed and that the said By-law be signed by the Mayor and the Clerk and sealed with the seal of the Corporation.

CARRIED

RESOLUTION: 97.03/10

It was moved by: Julie Behrns, Seconded by: Doug Kellum

THAT:

By-law No. 25-2010, being a By-law to authorize the signing of an agreement with the Association of Municipalities of Ontario, be introduced, read and considered read a first, second and third time and be finally passed and that the said By-law be signed by the Mayor and the Clerk and sealed with the seal of the Corporation.

CARRIED

RESOLUTION: 98.03/10

It was moved by: Paul Horn, Seconded by: Terry Seiler

THAT:

By-law No. 26-2010, being a By-law to amend By-law No. 150-2008, be introduced, read and considered read a first, second and third time and be finally passed and that the said By-law be signed by the Mayor and the Clerk and sealed with the seal of the Corporation.

CARRIED

RESOLUTION: 99.03/10

It was moved by: Randy Pettapiece, Seconded by: Meredith Schneider

THAT:

The Council of the Municipality of North Perth defer consideration of By-law No. 27-2010.

CARRIED

RESOLUTION: 100.03/10

It was moved by: Jeff Bannerman, Seconded by: Paul Horn

THAT:

This Committee proceed "In Camera" at 9:20 p.m. to address a matter pertaining to:

- security of the property of the municipality or local board regarding the Court System;
- personal matters about an identifiable individual, including municipal or local board employees regarding a Public Works Employee;
- a proposed or pending acquisition/sale of land for municipal or local board purposes regarding the following municipally owned properties:
 1. corner of Mowat and Reserve Ave. S. Listowel Ward;
 2. north of the Kin Station, Listowel Ward; and
 3. South Part Lots 27 & 28, Concession 1, Elma Ward
- litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board regarding the Municipality of North Perth and Ronald Michael Scott

CARRIED

RESOLUTION: 101.03/10

It was moved by: Doug Kellum, Seconded by: Paul Horn

THAT:

The “In Camera Session” is now adjourned at 9:49 p.m. and the Council reconvene into regular open Council.

CARRIED

Councillor Doug Kellum left the meeting.

RESOLUTION: 102.03/10

It was moved by: Paul Horn, Seconded by: Randy Pettapiece

THAT:

By-law No. 28-2010, being a By-law to confirm generally previous actions of the Council of the Municipality of North Perth; be introduced, read and considered read a first, second and third time and be finally passed and that the said By-law be signed by the Mayor and the Clerk and sealed with the seal of the Corporation.

CARRIED

RESOLUTION: 103.03/10

It was moved by: Terry Seiler, Seconded by: Meredith Schneider

THAT:

The Council meeting do now adjourn to meet again for general Council business on Monday, March 15th, 2010 at 7:00 p.m.

CARRIED

The meeting adjourned at 9:50 p.m.

M A Y O R

C L E R K

**SCHEDULE "A" TO THE MINUTES DATED
MARCH 1ST 2010**

RECORD OF PROCEEDINGS OF THE PUBLIC MEETING HELD IN THE MUNICIPALITY OF NORTH PERTH COUNCIL CHAMBERS ON MONDAY, MARCH 1ST, 2010 AT 7:05 P.M.

The purpose of the Public Meeting was to consider an Official Plan Amendment and a Zoning By-law Amendment affecting property in the Municipality of North Perth described as Part of Park Lot 7, Registered Plan No. 159, Listowel Ward owned by 771887 Ontario Limited.

Present for the Public Meeting were members of Council. Councillor Dave Johnston was absent. Mayor Hollinger was the Chairperson.

The Chairperson called on the Clerk, Patricia Berfelz to explain the public notice circulation procedure. Mrs. Berfelz indicated the notices inviting persons to the public meeting were mailed on February 9th, 2010 by first class mail to landowners within 120 meters of the area and the applicable agencies. The notice was posted by the Building Department on February 9th, 2010 on the subject property and the municipal website advising of the Public Meeting.

Mr. Rothwell explained that the amendment will permit a townhouse development with a private, common use road allowance rather than an open, public road allowance.

Chairperson Hollinger requested anyone to speak in favour of this application. No one responded.

Chairperson Hollinger requested anyone to speak in opposition to this application. No one responded.

Mrs. Berfelz indicated that correspondence had been received from the County of Perth Planning and Development Department recommending approval.

Mr. Ron DeKoning, on behalf of DeKoning Bros Inc. reviewed the proposed development. He indicated that they held an information meeting at the Kin Station for the neighbouring property owners.

Mr. Mike Arent indicated that he owns the land adjacent to the south east corner of the subject property. He had concerns with the storm water management plan as well as sewer capacity.

Mr. Allan Rothwell indicated that a preliminary drainage plan had been completed by MTE.

Mr. Gary Pipe, Director of Public Works indicated that the existing sanitary sewers were sufficient for this development.

Members of Council were given opportunity for comments.

Mr. Rothwell explained the available options and rights of appeal to the public and Council.

RESOLUTION: 76.03/10

It was moved by: Jeff Bannerman, Seconded by: Doug Kellum

THAT:

The Council of the Municipality of North Perth will hereby close the Public Meeting concerning an Official Plan Amendment and a Zoning By-law Amendment application by DeKoning Bros Inc. affecting property in the Municipality of North Perth described as Part of Park Lot 7, Registered Plan No. 159, Listowel Ward owned by 771887 Ontario Limited.

CARRIED

There being no further comments, the Chairman declared the Public Meeting closed at 7:15 p.m.

Patricia Berfelz
Clerk
Municipality of North Perth

**SCHEDULE "B" TO THE MINUTES DATED
MARCH 1ST 2010**

RECORD OF PROCEEDINGS OF THE PUBLIC MEETING HELD IN THE MUNICIPALITY OF NORTH PERTH COUNCIL CHAMBERS ON MONDAY, MARCH 1ST, 2010 AT 7:16 P.M.

The purpose of the Public Meeting was to consider a Zoning By-law Amendment affecting property in the Municipality of North Perth described as Lots 1 through 6 (inclusive), Registered Plan No. 194, Listowel Ward owned by R & D Tanner Automotive Ltd.

Present for the Public Meeting were members of Council. Councillor Dave Johnston was absent. Mayor Hollinger was the Chairperson.

The Chairperson called on the Clerk, Patricia Berfelz to explain the public notice circulation procedure. Mrs. Berfelz indicated the notices inviting persons to the public meeting were mailed on February 9th, 2010 by first class mail to landowners within 120 meters of the area and the applicable agencies. The notice was posted by the Building Department on February 9th, 2010, on the subject property and the municipal website advising of the Public Meeting.

Mr. Rothwell explained that the amendment will permit a wine making establishment.

Chairperson Hollinger requested anyone to speak in favour of this application. No one responded.

Chairperson Hollinger requested anyone to speak in opposition to this application. No one responded.

Mrs. Berfelz indicated that correspondence had been received from the County of Perth Planning and Development Department recommending approval.

Members of Council were given opportunity for comments.

Mr. Rothwell explained the available options and rights of appeal to the public and Council.

RESOLUTION: 78.03/10

It was moved by: Meredith Schneider, Seconded by: Paul Horn

THAT:

The Council of the Municipality of North Perth will hereby close the Public Meeting concerning a Zoning By-law Amendment application by Sherry Vollmer affecting property in the Municipality of North Perth described as Lots 1 through 6 (inclusive), Registered Plan No. 194, Listowel Ward owned by R & D Tanner Automotive Ltd.

CARRIED

There being no further comments, the Chairman declared the Public Meeting closed at 7:20 p.m.

Patricia Berfelz
Clerk, Municipality of North Perth

**SCHEDULE "C" TO THE MINUTES DATED
MARCH 1ST 2010**

RECORD OF PROCEEDINGS OF THE PUBLIC MEETING HELD IN THE MUNICIPALITY OF NORTH PERTH COUNCIL CHAMBERS ON MONDAY, MARCH 1ST, 2010 AT 7:21 P.M.

The purpose of the Public Meeting was to consider a Zoning By-law Amendment affecting property in the Municipality of North Perth described as Part Lot 14, Concession 18, Elma Ward owned by Wallenstein Feed & Supply Ltd.

Present for the Public Meeting were members of Council. Councillor Dave Johnston was absent. Mayor Hollinger was the Chairperson.

The Chairperson called on the Clerk, Patricia Berfelz to explain the public notice circulation procedure. Mrs. Berfelz indicated the notices inviting persons to the public meeting were mailed on February 9th, 2010 by first class mail to landowners within 120 meters of the area and the applicable agencies. The notice was posted by the Building Department on February 9th, 2010, on the subject property and the municipal website advising of the Public Meeting.

Mr. Rothwell explained that the amendment will permit the manufacturing and assembly of components for farm machinery as an additional permitted use.

Chairperson Hollinger requested anyone to speak in favour of this application. No one responded.

Chairperson Hollinger requested anyone to speak in opposition to this application. No one responded.

Mrs. Berfelz indicated that correspondence had been received from the County of Perth Planning and Development Department recommending approval and The Ministry of Transportation requesting the applicant to submit a Traffic Impact Study.

Mr. Jeff Sippel, on behalf of Wallenstein Feed & Supply Ltd. indicated that he had discussions with Allan Rothwell and David Secord, Ministry of Transportation and indicated that MTO's concerns had been addressed regarding traffic impact and the size of the manufacturing component on the subject property.

Mr. Rothwell reiterated that the MTO no longer requires a Traffic Impact Study and that a revised by-law limiting the manufacturing area to 500 m² is available for Council consideration later in the meeting.

Members of Council were given opportunity for comments.

Mr. Rothwell explained the available options and rights of appeal to the public and Council.

RESOLUTION: 80.03/10

It was moved by: Julie Behrns, Seconded by: Terry Seiler

THAT:

The Council of the Municipality of North Perth will hereby close the Public Meeting concerning a Zoning By-law Amendment application affecting property in the Municipality of North Perth described as Part Lot 14, Concession 18, Elma Ward owned by Wallenstein Feed & Supply Ltd.

CARRIED

There being no further comments, the Chairman declared the Public Meeting closed at 7:31 p.m.

Patricia Berfelz
Clerk
Municipality of North Perth