

The first regular Council meeting for the month of June for the Municipality of North Perth was held on Monday, June 1<sup>st</sup>, 2009.

Members of Council Present:

Mayor Ed Hollinger  
Councillor Jeff Bannerman  
Deputy Mayor Julie Behrns  
Councillor Paul Horn  
Councillor David Johnston  
Councillor Doug Kellum  
Councillor Robert Martin  
Councillor Randy Pettapiece  
Councillor Meredith Schneider  
Councillor Terry Seiler

Staff of the Municipality of North Perth Present:

Clerk Patricia Berfelz  
Director of Finance/Treasurer Frances Hale  
Interim Director of Public Works Gary Pipe  
Perth County Planner Allan Rothwell  
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: 260.06/09

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

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: 261.06/09

It was moved by: Robert Martin, Seconded by: Dave Johnston

THAT:

The minutes of the May 25<sup>th</sup>, 2009 regular Council meeting as printed and earlier distributed, be approved and signed by the Mayor and the Clerk.

CARRIED

RESOLUTION: 262.06/09

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

THAT:

The Council of the Municipality of North Perth will proceed to a Public Meeting to consider the adoption of The Municipality of North Perth (Listowel Ward) Official Plan.

CARRIED

The minutes are attached as Schedule "A".

RESOLUTION: 264.06/09

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

THAT:

The Council of the Municipality of North Perth defer consideration to adopt the Municipality of North Perth (Listowel Ward) Official Plan By-law 77-2009 until July 6<sup>th</sup>, 2009.

CARRIED

RESOLUTION: 265.06/09

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

THAT:

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

- i) North Perth Animal Control Report for the month of May
- ii) North Perth Planning Advisory Committee Meeting May 26<sup>th</sup> minutes
- iii) North Perth Committee of Adjustment Meeting May 26<sup>th</sup> minutes

CARRIED

RESOLUTION: 266.06/09

It was moved by: Robert Martin, Seconded by: Dave Johnston

THAT:

The Council of the Municipality of North Perth approves:

- the submission of a grant funding application to the Recreational Infrastructure Canada Program in Ontario and Ontario REC for the Elma Memorial Community Centre Rehabilitation and Upgrade Project for an estimated cost of \$450,000.00 being priority #1 of 4 applications, and
- the municipal contribution conditional on receiving grant funding approval,

AND FURTHER THAT:

The Council of the Municipality of North Perth attests that the Elma Memorial Community Centre Rehabilitation and Upgrade Project would not be completed over the next two construction seasons without receiving federal and provincial grant funding approval.

CARRIED

RESOLUTION: 267.06/09

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

THAT:

The Council of the Municipality of North Perth approves:

- the submission of a grant funding application to the Recreational Infrastructure Canada Program in Ontario and Ontario REC for the Wallace Community Centre Rehabilitation and Renewal Project for an estimated cost of \$135,000.00 being priority #2 of 4 applications, and

Resolution Cont'd on Page (542)

Resolution Cont'd from page (541)

- the municipal contribution conditional on receiving grant funding approval,

AND FURTHER THAT:

The Council of the Municipality of North Perth attests that the Wallace Community Centre Rehabilitation and Renewal Project would not be completed over the next two construction seasons without receiving federal and provincial grant funding approval.

CARRIED

RESOLUTION: 268.06/09

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

THAT:

The Council of the Municipality of North Perth approves:

- the submission of a grant funding application to the Recreational Infrastructure Canada Program in Ontario and Ontario REC for the Listowel Memorial Park Project for an estimated cost of \$227,500.00 being priority #3 of 4 applications, and
- the municipal contribution conditional on receiving grant funding approval,

AND FURTHER THAT:

The Council of the Municipality of North Perth attests that the Listowel Memorial Park Project would not be completed over the next two construction seasons without receiving federal and provincial grant funding approval.

CARRIED

RESOLUTION: 269.06/09

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

THAT:

The Council of the Municipality of North Perth approves:

- the submission of a grant funding application to the Recreational Infrastructure Canada Program in Ontario and Ontario REC for the Elma-Logan Recreation Complex Rehabilitation and Upgrade Project for an estimated cost of \$455,000.00 being priority #4 of 4 applications, and
- the municipal contribution conditional on receiving grant funding approval,

AND FURTHER THAT:

The Council of the Municipality of North Perth attests that the Elma-Logan Recreation Complex Rehabilitation and Upgrade Project would not be completed over the next two construction seasons without receiving federal and provincial grant funding approval.

CARRIED

Council granted permission to Frances Hale, Director of Finance/Treasurer to send a letter to The Municipality of West Perth and RAC informing them of the application for the Elma-Logan Recreation Complex Rehabilitation Upgrade Project.

Council directed staff to arrange a meeting with the Atwood Lions to inform them of the application for the Elma Memorial Community Centre Rehabilitation and Upgrade Project.

RESOLUTION: 270.06/09

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

THAT:

The Council of the Municipality of North Perth approve the submission of applications to Industry Canada under the Community Adjustment Fund (CAF) Ontario program to fund municipal services to industrial lands available for sale to promote local employment opportunities.

CARRIED

RESOLUTION: 271.06/09

It was moved by: Dave Johnston, Seconded by: Jeff Bannerman

THAT:

The Council of the Municipality of North Perth award the job to install water main in Atwood Smith Subdivision to United Contracting in the amount of \$229,934.00 plus GST.

CARRIED

Staff was directed to prepare a by-law authorizing landowners to connect to the Atwood Smith Subdivision water main when available.

RESOLUTION: 272.06/09

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

THAT:

The Council of the Municipality of North Perth award the assignment for the North East Reconstruction Program to Gamsby and Mannerow in the amount of \$597,000.00.

CARRIED

RESOLUTION: 273.06/09

It was moved by: Randy Pettapiece, Seconded by: Doug Kellum

THAT:

The following accounts are approved for payment:

General Administration	50,785.36
Business Improvement Association	-
Cemetery	2,545.73
Fire-Administration	61.94
Fire-Atwood Department	153.81
Fire-Elma Logan Department	169.49
Fire-Listowel Department	245.83
Day Care	1,416.88
Library	5,587.50
Police	-
Public Works & Sanitation-Capital	1,016,947.98

Resolution Cont'd on Page (544)

## Resolution Cont'd from Page (543)

Public Works & Sanitation	14,115.02
Recreation	12,688.48
Payroll #11	102,314.65
Total	1,207,032.67

CARRIED

## RESOLUTION: 274.06/09

It was moved by: Robert Martin, Seconded by: Julie Behrns

THAT:

The Council of the Municipality of North Perth approve the request from the Portuguese Community of St. Joseph's Roman Catholic Church for a special occasion permit for the Listowel Agricultural Hall for June 26, 2009 from 5:00 p.m. to 10:00 p.m., June 27, 2009 from 5:00 p.m. to 1:00 a.m., and June 28, 2009 from 12:00 noon to 1:00 a.m. for the purpose of celebrating the Portuguese Festival.

CARRIED

## RESOLUTION: 275.06/09

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

THAT:

The Council of the Municipality of North Perth approve the recommendation from the North Perth Planning Advisory Committee to recommend to the County Land Division Committee that the Application for Consent to Sever by Sharon Lynch (No. B09/09) affecting property described as Part Lot 19, Concession 4 (5797 Line 81, Elma Ward) in the Municipality of North Perth be approved, subject to the following conditions:

1. Section 50 (3)/(5) of the Planning Act applying to all future severances involving either the severed and/or retained lands;
2. The severed land being deeded in the same name to the abutting property owners (Paul and Sharon Lynch);
3. The mortgages being amended (if required) for both the severed and retained lands; and
4. The financial requirements of the Municipality of North Perth being met (if any)."

CARRIED

## RESOLUTION: 276.06/09

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

THAT:

The Council of the Municipality of North Perth approve the recommendation from the North Perth Planning Advisory Committee to recommend to the County of Perth to proceed with Option No. 1 as defined in the County of Perth Report prepared by Dave Hanly dated April 30, 2009."

CARRIED

Allan Rothwell, County Planner reviewed a report and the North Perth Planning Advisory Committee recommendation regarding possible

“housekeeping” amendments to the North Perth Zoning by-law as a result of OPA No. 94 which changed polices in the County of Perth Official Plan regarding Secondary Farm Occupations. Council members were concerned that undersized farm parcels are allowed to engage in Secondary Farm Occupations.

RESOLUTION: 277.06/09

It was moved by: Julie Behrns, Seconded by: Paul Horn

THAT:

The Council of the Municipality of North Perth refer back to the North Perth Planning Advisory Committee to provide additional information regarding “Secondary Farm Occupations” in relation to undersized farm parcels containing non-farm dwellings in the Agricultural Zone (A) [Section 3.160 (k)].

CARRIED

RESOLUTION: 278.06/09

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

THAT:

The Council of the Municipality of North Perth approve the request from the Portuguese Community of St. Joseph’s Roman Catholic Church to hold a parade on Sunday, June 28, 2009 at 12:00 noon, commencing at St. Joseph’s Catholic Church, proceeding south on Wallace Ave. to McDonald St., west on McDonald St. to Kilberg Crt., follow Kilberg Crt. to McDonald St., east on McDonald St. to Wallace Ave., north on Wallace Ave to St. Joseph’s Catholic Church.

AND FURTHER THAT:

The North Perth OPP, Fire Service, Public Works Department and Perth County EMS will be advised of this event.

CARRIED

RESOLUTION: 279.06/09

It was moved by: Robert Martin, Seconded by: Julie Behrns

THAT:

The Council of the Municipality of North Perth approve the request from the Listowel Agricultural Society to hold their annual parade on Thursday, July 16, 2009 at 7:00 p.m., commencing from Livingstone Park behind the library, proceeding north on Livingstone Ave. to Main St., east on Main St. to Maitland Ave., south on Maitland Ave. to Clayton St., east on Clayton St. to Tremaine Ave., south on Tremaine to the south gate of the fairgrounds.

AND FURTHER THAT:

The North Perth OPP, Fire Service, Public Works Department and Perth County EMS will be advised of this event.

CARRIED

RESOLUTION: 280.06/09

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

THAT:

By-law No. 83-2009, being a By-law to approve the 2009 Budget of the Business Improvement Area, be introduced, read and considered read a first, second and Resolution Cont’d on Page (546)

Resolution Cont'd from page (545)

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: 281.06/09

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

THAT:

By-law No. 87-2009, 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: 282.06/09

It was moved by: Robert Martin, Seconded by: Paul Horn

THAT:

The Council meeting do now adjourn to meet again for general Council business on Monday, June 22<sup>nd</sup>, 2009 at 7:00 p.m.

CARRIED

The meeting adjourned at 8:45 p.m.

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M A Y O R

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C L E R K

**SCHEDULE "A" TO THE MINUTES DATED  
June 1<sup>st</sup>, 2009**

RECORD OF PROCEEDINGS OF THE PUBLIC MEETING HELD IN THE MUNICIPALITY OF NORTH PERTH COUNCIL CHAMBERS ON MONDAY, JUNE 1<sup>st</sup>, 2009 AT 7:02 P.M.

The purpose of the Public Meeting was to consider the adoption of The Municipality of North Perth (Listowel Ward) Official Plan.

Present for the Public Meeting were members of Council. Mayor Hollinger was the Chairperson.

The Chairperson called on Dave Hanly and Allan Rothwell from the Perth County Planning and Development Office.

Mr. Rothwell provided an overview of the process for the review of the Listowel Ward Official Plan. Notice of the consideration of the adoption was mailed to interested parties who attended at the Open House and Public Meeting held at an earlier date. The notice was also published in the Listowel Banner and on the Municipal website.

Mr. Hanly indicated that OPA No. 25 to the current Listowel Ward Official Plan has been appealed to the Ontario Municipal Board by Spinrite Inc. He suggested that Council may wish to defer adoption of the new Listowel Ward Official Plan at such time that the appeal has been resolved.

Mr. Stephen Gardiner, on behalf of The Lakeshore Group reviewed a letter prepared by Rick Pennycooke dated May 22, 2009. He made special note of points 3 and 4.

Mr. Morrie Kilberg, on behalf of Kilberg Developments Limited reviewed a letter dated June 1<sup>st</sup>, 2009. He requested that Schedule "A" be amended to change the portion (woodlot) designated as "Natural Resource/Environment" to "Industrial" on their property described as Part Lot 33, Concession 1 in order for industrial development to occur. Section 10 of the proposed Official Plan does not allow for severances/lot creations in the "Natural Resource/Environment designation.

Mrs. Berfelz indicated that correspondence had been received The Lakeshore Group and Kilberg Developments Limited.

In response to Mr. Kilberg's comments, Mr. Hanly indicated that the proposed Official Plan includes the Provincial Policy Statement "to protect and preserve wherever possible" natural resource areas. The proposed Plan treats all woodlots the same. He suggested that the Tree Inspector could be contacted to determine if the lands in question fall under the definition of "woodlot" in the County of Perth Forest Conservation By-law.

Mr. Rothwell indicated that the proposed Listowel Ward Official Plan includes the same polices with regards to woodlots as the County of Perth Official Plan in order to be consistent across the municipality.

Mr. Morrie Kilberg commented that they are aware that the woodlot restricts the development of the property however if it remains in the Natural Resource/Environment designation as defined in the proposed Plan they will have land on the easterly side of the woodlot landlocked and unable to develop.

RESOLUTION: 263.06/09

It was moved by: Terry Seiler, Seconded by: Robert Martin

THAT:

The Council of the Municipality of North Perth will hereby close the Public Meeting to consider the adoption of The Municipality of North Perth (Listowel Ward) Official Plan.

CARRIED

There being no further comments, the Chairman declared the Public Meeting closed at 7:45 p.m.

Patricia Berfelz  
Clerk  
Municipality of North Perth