

The first regular Council meeting for the month of July for the Municipality of North Perth was held at the Wallace Community Centre on Monday, July 6th, 2009.

Members of Council Present:

Mayor Ed Hollinger
Councillor Jeff Bannerman
Councillor Paul Horn
Councillor David Johnston arrived at 7:03 p.m.
Councillor Doug Kellum
Councillor Robert Martin
Councillor Randy Pettapiece
Councillor Terry Seiler

Members of Council Absent:

Deputy Mayor Julie Behrns
Councillor Meredith Schneider

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: 306.07/09

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

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: 307.07/09

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

THAT:

The minutes of the June 22nd, 2009 regular Council meeting as printed and earlier distributed, be approved and signed by the Mayor and the Clerk.

CARRIED

RESOLUTION: 308.07/09

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

THAT:

The Council of the Municipality of North Perth will proceed to a Public Meeting to consider the disposal and sale of real property described as Part 1 of part of Lot 1, Registered Plan 252 and part of Lot 16, Concession 8 (Village of Atwood), Elma Ward, Municipality of North Perth.

CARRIED

Mayor Hollinger opened the Public Meeting at 7:03 p.m. and explained the process to be followed. Patricia Berfelz, Clerk indicated that notice of the Public Meeting was published in The Listowel Banner, The Plus and on the municipal website. The notice was also mailed to six landowners abutting the subject land. No one spoke in favour of or opposed to the proposed sale. No correspondence was received. Council was given opportunity to comment. There being no further discussion, Mayor Hollinger declared the Public Meeting closed at 7:05 p.m.

RESOLUTION: 309.07/09

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

THAT:

The Council of the Municipality of North Perth will hereby close the Public Meeting to consider the disposal and sale of real property described as Part 1 of part of Lot 1, Registered Plan 252 and part of Lot 16, Concession 8 (Village of Atwood), Elma Ward, Municipality of North Perth.

CARRIED

RESOLUTION: 310.07/09

It was moved by: Terry Seiler, 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 June
- ii) North Perth Planning Advisory Committee June 23rd minutes
- iii) North Perth Committee of Adjustment June 23rd minutes
- iv) Recreation Advisory Committee Meeting June 10th minutes
- v) Elma Logan Arena & Park Committee March 11th minutes
- vi) North Perth Administration Building Committee June 16th minutes
- vii) North Perth Multi-Complex Committee June 17th minutes

CARRIED

RESOLUTION: 311.07/09

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

THAT:

The Council of the Municipality of North Perth recommends to the Council of the Township of Perth East that George Wicke be appointed as a Board Representative to the Grand River Conservation Authority to the end of the current Term of Council.

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Resolution Cont'd from Page (559)

AND FURTHER THAT:

George Wicke as per an Agreement with the Township of Perth East will continue to represent the Municipality of North Perth as a Board Member of the Grand River Conservation Authority

CARRIED

Tom Pridham, P. Eng., R.J. Burnside & Associates reviewed the Hanna Drain Realignment Report dated June 2009. He indicated that this was part of the Elma Landfill project and was situated downstream from the landfill site.

RESOLUTION: 312.07/09

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

THAT:

The Council of the Municipality of North Perth will accept the Hanna Drain Realignment Report prepared by T. M. Pridham, P. Eng., R. J. Burnside & Associates Limited dated June 2009;

AND FURTHER THAT:

North Perth Council will consider that report at the Regular Council meeting on July 20th, 2009 at 7:00 p.m.;

AND FURTHER THAT:

The Clerk will be instructed to circulate the report to the assessed landowners and the applicable agencies.

CARRIED

Allan Rothwell, County Planner reviewed a report prepared by Dave Hanly dated July 6th, 2009 regarding the Listowel Ward Official Plan. He suggested that consideration of the by-law be deferred until Terrier Inc. and Spinrite LP have resolved their differences with regards to the appeal by Spinrite LP to the Ontario Municipal Board regarding OPA No. 25.

Given the delay of adopting the Listowel Ward Official Plan, Patricia Berfelz, Clerk informed Council that she will move forward with the Master Growth Plan for the municipality. Council had no concerns.

RESOLUTION: 313.07/09

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

THAT:

The Council of the Municipality of North Perth defer consideration of By-law No. 77-2009 being a by-law to adopt the new Municipality of North Perth (Listowel Ward) Official Plan for thirty (30) days.

CARRIED

Mayor Hollinger reminded Council of the Public Meeting concerning a proposed Official Plan Amendment regarding the severance of surplus farm dwellings to be held in Sebringville on July 22nd, 2009 at 7:30 p.m.

Frances Hale, Director of Finance/Treasurer provided Council with an update regarding Health and Safety training. Most of the committee members have been certified, the supervisors and managers received special training and the committee has reviewed the terms of reference which will be brought forward to Council for consideration at a later date.

Frances Hale, Director of Finance/Treasurer reviewed the financial statements for 2008 prepared by BDO Dunwoody LLP.

RESOLUTION: 314.07/09

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

THAT:

The Council of the Municipality of North accept the 2008 Financial Statements for the Municipality of North Perth, the North Perth Cemetery Board, the North Perth Public Library Board, the North Perth BIA and the North Perth Trust Funds – Cemetery Board.

CARRIED

RESOLUTION: 315.07/09

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

THAT:

The Council of the Municipality of North accepts the 2008 Financial Information Return for information.

CARRIED

RESOLUTION: 316.07/09

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

THAT:

The Council of the Municipality of North appoints BDO Dunwoody LLP as auditors for the 2009 audit.

CARRIED

Frances Hale, Director of Finance/Treasurer requested to hold a public meeting regarding development charges.

RESOLUTION: 317.07/09

It was moved by: Robert Martin, Seconded by: Jeff Bannerman

THAT:

The Council of the Municipality of North Perth will hold a Public Meeting on Wednesday, August 5th, 2009 at 7:00 p.m. to consider Development Charges.

CARRIED

Gary Pipe, Interim Director of Public Works reviewed a report prepared by Gamsby and Mannerow Engineers regarding Briarwood Avenue Rear Lot Storm Sewer.

RESOLUTION: 318.07/09

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

THAT:

The Council of the Municipality of North Perth will accept and proceed with the proposal prepared by Gambsy and Mannerow Engineers dated July 2nd, 2009 regarding the Briarwood Avenue Rear Lot Storm Sewer Project.

AND FURTHER THAT:

The Briarwood Project will be financed through the future development reserve fund.

CARRIED

Gary Pipe, Interim Director of Public Works brought back to Council the request for “no parking” on Elizabeth Street East from Nichol Avenue to Davidson Avenue. In response to a letter from the municipality, the hospital board will not lower the fee for the parking lot fronting onto Elizabeth Street East. Discussion followed regarding different options i.e. no parking on the south side, allow parking in front of the church.

RESOLUTION: 319.07/09

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

THAT:

The Council of the Municipality of North Perth instruct Staff to prepare the amendment to the North Perth Traffic By-law No. 78-2006 to post “No Parking Signs” on both sides of Elizabeth St. E. from Davidson Avenue to Nichol Avenue in the Listowel Ward.

RESOLUTION: 320.07/09

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

THAT:

The Council of the Municipality of North Perth defer consideration of Resolution 319.07/09 until July 20th, 2009.

CARRIED

Councillor Paul Horn, Chair North Perth Recreation Complex Committee advised Council that the next meeting will be held on July 15th at 7:00 p.m.

Councillor Doug Kellum, Chair Listowel Fire Station Committee informed Council that they have had several meetings reviewing locations for the new Listowel Fire Station. The report will be available at the July 20th Council meeting for consideration.

Councillor Robert Martin, Chair indicated that the North Perth Administration Building Committee will be meeting on July 7th at 4:00 p.m.

RESOLUTION: 321.07/09

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

THAT:

The following accounts are approved for payment:

General Administration	85,956.07
Business Improvement Association	-
Cemetery	8,239.81
Fire-Administration	396.22
Fire-Atwood Department	150.00
Fire-Elma Logan Department	125.00
Fire-Listowel Department	297.73
Day Care	3,639.83
Library	5,171.88
Police	27.05
Public Works & Sanitation-Capital	837,779.77
Public Works & Sanitation	29,514.25
Recreation	71,392.09
Payroll #13	107,391.87
Total	<u>1,150,081.57</u>

CARRIED

RESOLUTION: 322.07/09

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

THAT:

The Council of the Municipality of North Perth approves the recommendation from the North Perth Planning Advisory Committee to proceed to a public meeting and approve the Zoning By-law Amendment application by Rolan Holdings Inc. on property described as Lot 1, Reg. Plan 194, and Part of the lane on Reg. Plan 194 (191 Main St. W., Listowel).

CARRIED

RESOLUTION: 323.07/09

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

THAT:

The Council of the Municipality of North Perth approves the recommendation from the North Perth Planning Advisory Committee to recommend to County Council the Application for Official Plan Amendment by Larry and Terri Kraus on property described as Lot 35, Concession 7 (6310 Line 89, Wallace Ward, Municipality of North Perth) be approved, subject to a Zoning By-law Amendment to permit the proposed extraction.

AND FURTHER THAT:

The North Perth Planning Advisory Committee recommend to North Perth Council that it proceed to a Public Meeting and approve the Zoning By-law Amendment by Larry and Terri Kraus on property described as Lot 35, Concession 7 (6310 Line 89, Wallace Ward, Municipality of North Perth) once the County holds the Public Meeting regarding the Amendment to the County Official Plan to permit the proposed extraction.

CARRIED

RESOLUTION: 324.07/09

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

THAT:

The Council of the Municipality of North Perth approves the recommendation from the North Perth Planning Advisory Committee to recommend to County Council that the Application for an Amendment to the County Official Plan by Donegan's Haulage Ltd. and Wallaceview Developments Ltd. for various locations in North Perth proceed to a Public Meeting and be approved. It is further recommended that the County consider amendments to the County Plan to allow for Common Elements Condominiums within North Perth.

AND FURTHER THAT:

The North Perth Planning Advisory Committee recommend to North Perth Council that the Application for an Amendment to the North Perth (Listowel Ward) Official Plan, as well as the related Zoning By-law Amendment by Donegan's Haulage Ltd. and Wallaceview Developments Ltd. for various locations in North Perth proceed to a Public Meeting and be approved. It is further recommended that the Municipality of North Perth consider amendments to the North Perth (Listowel Ward) Official Plan to allow for Common Elements Condominiums within the Municipality.

CARRIED

RESOLUTION: 325.07/09

It was moved by: Randy Pettapiece, Seconded by: Robert Martin

THAT:

The Council of the Municipality of North Perth approves the recommendation from the North Perth Planning Advisory Committee that the application for secondary farm occupation be amended to include Farm Business Number.

CARRIED

RESOLUTION: 326.07/09

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

THAT:

The Council of the Municipality of North Perth approve the recommendation from the North Perth Planning Advisory Committee to proceed to a public meeting on the proposed Zoning By-law Amendment regarding "Secondary Farm Occupations" as part of the Municipality's Housekeeping" Amendments to the Comprehensive Zoning By-law

as follows:

- A secondary farm occupation use must be secondary to a farm use, with the farm family conducting the secondary farm occupation use being actively involved in the farm operation;
- The maximum floor area for a secondary farm occupation use in the Municipality of North Perth is 200 square metres;
- A secondary farm occupation use in the Municipality of North Perth may be permitted to have a maximum of one (1) off-farm resident employees;
- The policy provides that not more than one secondary farm occupation use is permitted on a farm property at any one time."

CARRIED

RESOLUTION: 327.07/09

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

THAT:

By-law No. 90-2009, being a By-law to authorize the signing of a Letter of Undertaking with the Ministry of Transportation, 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: 328.07/09

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

THAT:

By-law No. 51-2009, being a By-law to authorize a Franchise Agreement between the Corporation of the Municipality of North Perth and Union Gas Limited be read a 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: 329.07/09

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

THAT:

By-law No. 97-2009, being a By-law to assume the services of the Lone Oak Subdivision 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: 330.07/09

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

THAT:

This Committee proceed "In Camera" at 8:45 p.m. to address a matter pertaining to:

- security of the property of the municipality or local board;
- personal matters about an identifiable individual, including municipal or local board employees; and
- litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board;

CARRIED

RESOLUTION: 331.07/09

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

THAT:

The "In Camera Session" is now adjourned at 9:10 p.m. and the Council reconvene into regular open Council.

CARRIED

RESOLUTION: 332.07/09

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

THAT:

By-law No. 98-2009, being a by-law to authorize the sale of lands, 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: 333.07/09

It was moved by: Robert Martin, Seconded by: Jeff Bannerman

THAT:

By-law No. 99-2009, 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: 334.07/09

It was moved by: Doug Kellum, Seconded by: Dave Johnston

THAT:

The Council meeting do now adjourn to meet again for general Council business on Monday, July 20th, 2009 at 7:00 p.m.

CARRIED

The meeting adjourned at 9:12 p.m.

M A Y O R

C L E R K