

The first regular Council meeting for the month of October for the Municipality of North Perth was held on Monday, October 5th, 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
Director of Recreation Steve Hardie
Interim Director of Public Works
Fire Chief Ed Smith
Deputy Clerk Danette Beare
Perth County Planner Allan Rothwell

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

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

RESOLUTION: 509.10/09

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

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: 510.10/09

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

THAT:

The minutes of the September 28th, 2009 regular Council meeting as printed and earlier distributed, be approved and signed by the Mayor and the Clerk.

CARRIED

RESOLUTION: 511.10/09

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 concerning a Zoning By-law Amendment application affecting property in the Municipality of North Perth described as Part Lot 24, Concession 4, Wallace Ward owned by the Richard and Denise Boisvert.

CARRIED

The minutes are attached as Schedule 'A'.

RESOLUTION: 513.10/09

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) October 1st, County Council Report
- iii) North Perth Administration Building Committee Meeting September 15th minutes
- iv) Listowel Fire Station September 14th minutes
- v) North Perth Recreation Complex Committee September 22nd and September 23rd Minutes
- vi) North Perth Building Report for the month of September
- vii) North Perth Canine Control Report for the month of September
- viii) Mayors Report for the month of September

CARRIED

The minutes from the Recreation Advisory Committee Meeting dated September 16th, 2009 was struck from the motion because a quorum was not present.

Clerk Patricia Berfelz reviewed a report regarding 2010 Municipal Election – Vote by Mail.

MOTION: 514.10/09

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

THAT:

The Council of the Municipality of North Perth approve that the following actions be taken with respect to the upcoming 2010 Municipal Election:

- (A) The Council approve the use of a Vote by Mail process for the 2010 Municipal Election being held on November 8, 2010;
- (B) The Clerk be requested to prepare the necessary by-law to authorize the use of Vote by Mail for the 2010 Municipal Election for consideration by the Council at a future meeting;
- (C) The Clerk be requested to prepare the necessary procedures and forms for the use of the Vote by Mail process; and

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Motion Cont'd from Page (629)

- (D) The Clerk be requested to prepare a report outlining a suggested public notification process to advise electors of the Vote by Mail process and to submit such report to the Council for consideration at a future meeting.

Discussion followed regarding voter turnout, security, and the Elector's list. The Clerk was requested to bring back additional information.

RESOLUTION: 515.10/09

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

THAT:

Consideration of Motion 514.10/09 be postponed until additional information is provided.

CARRIED

Clerk Patricia Berfelz indicated that three proposals for the North Perth Master Growth Plan had been received earlier that day. A report will be provided for Council following a review of the proposals.

Clerk Patricia Berfelz reviewed a report regarding the Southern Ontario Development Program – Local Initiatives Program. She requested permission to submit an application for funding which will go towards the cost of the North Perth Master Growth Plan.

RESOLUTION: 516.10/09

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

THAT:

The Council of the Municipality of North Perth approves the submission of an application to the Perth Community Future Development Corporation for funding from the Local Initiatives Program the amount of \$10,000.00 to assist in covering the costs for the North Perth Master Growth Plan.

CARRIED

Allan Rothwell, County Planner reviewed a report regarding a Site Plan Agreement with Mapleton Estates Inc. A by-law will be available for consideration later in the meeting.

Clerk Patricia Berfelz introduced members from STMS Films Inc. to Council who will be shooting a film called "Small Town Murder Scenes" in North Perth.

RESOLUTION: 517.10.09

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

THAT:

The Council of the Municipality of North Perth approves the request from STMS Films Inc to close Wallace Avenue North from Main Street to Queen St. on Monday, October 19th, 2009 for four hours commencing at approximately 9:00 a.m.

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AND FURTHER THAT:

The North Perth Public Works Department, Fire Department, OPP and EMS be notified of this event.

CARRIED

Deputy Mayor Behrns brought forward item 11.4 of the Agenda regarding the use of hand-held cell phones and other hand-held communications and entertainment devices while driving. Direction was given to the Clerk to prepare a policy with regards to this to be added to the HR Policy after approval by the HR Committee and Council.

Director of Recreation Steve Hardie reviewed a report regarding the Atwood Lions Pavilion Project. He asked that the comments section be struck out given the fact that a quorum was not present at the Recreation Advisory Committee meeting.

RESOLUTION: 518.10/09

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

THAT:

The Council of the Municipality of North Perth approves the demolition and reconstruction of the EMCC park pavilion as proposed by the Atwood Lions Club;

AND FURTHER THAT:

The Municipality commit to 25% of the total cost of the project to a maximum of \$40,000.00.

CARRIED

Director of Recreation Steve Hardie reviewed a report regarding the Elma Logan Recreation Complex Rehabilitation Project. It was indicated that financial commitments have not been received from the Municipality of West Perth, local service clubs or churches. The options as noted in the report dated October 5th, 2009 were discussed.

RESOLUTION: 519.10/09

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

THAT:

The Council of the Municipality of North Perth moves toward Option 3, with the understanding that confirmation be received from West Perth, service groups and churches for their financial commitment.

CARRIED

Councillor Horn left the meeting due to a pecuniary interest with the next item on the Agenda.

RESOLUTION: 520.10/09

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

THAT:

The Council of the Municipality of North Perth accept the tender submitted by Midwestern Equipment Ltd. for the purchase of a Landpride AFM4211 Flex Mower in the amount of \$6,900.00 plus taxes.

CARRIED

Councillor Horn returned to the meeting.

Councillor Seiler put his name forward to meet with agencies regarding the Listowel Memorial Park Pond.

RESOLUTION: 521.10/09

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

THAT:

The Council of the Municipality of North Perth continues to investigate methods of pond maintenance and that Councillor Seiler be appointed as a Council representative to meet with agencies to formulate recommendations for future pond maintenance.

CARRIED

Frances Hale, Director of Finance/Treasurer reviewed a draft policy regarding Accounting and Reporting for Tangible Capital Assets.

RESOLUTION: 522.10/09

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

THAT:

The Council of the Municipality of North Perth approve the application for loan under the Tile Drainage Act for \$15,000.00 pertaining to Pt Lot 5 & Pt Lot 6 Concession 13, in Wallace Ward, conditional on availability of Provincial financing.

CARRIED

Frances Hale, Director of Finance/Treasurer reviewed the report regarding the Municipality of North Perth's annual repayment limit.

RESOLUTION: 523.10/09

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

THAT:

The Council of the Municipality of North Perth receive for information the Annual Repayment Limit report provided by the Ministry of Municipal Affairs and Housing and the Updated Annual Repayment Limit report provided by the Treasurer.

CARRIED

RESOLUTION: 524.10/09

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

THAT:

The Council of the Municipality of North Perth award the tender for the Briarwood Storm Drainage to Moorefield Excavating in the amount of \$149,360.22 taxes included.

CARRIED

RESOLUTION: 525.10/09

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

THAT:

The Council of the Municipality of North Perth approves the request from Penny Killam to place a four way stop at the intersection of David Street and King Street in Atwood.

Discussion followed regarding the need for a 4-way stop at this location.

RESOLUTION: 526.10/09

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

THAT:

Consideration of Resolution 525.10/09 be postponed until such time that the Interim Director of Public Works Gary Pipe reviews the stop signs in Atwood as well as place counters to monitor speed and traffic flow when the roads are paved following the completion of the Atwood Sewer Project.

CARRIED

RESOLUTION: 527.10/09

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

THAT:

The Council of the Municipality of North Perth award the tender for the construction of the Zyta Drain to A.G. Hayter Contracting Ltd. in the amount of \$83,250.00.

CARRIED

Councillor Horn, Recreation Complex Committee Chair requested Council to consider allocating land for the new complex to provide direction to the committee

Moved and seconded that “The Council of the Municipality of North Perth allocates the southernmost 20 acres of the property currently known as the Purcell Farm to the eventual development of the new Recreation Complex.

The intent of this Recreation Complex would be to supply present and future North Perth recreational needs as well as the replacement of the Listowel Memorial Arena.”

Discussion followed regarding the need to provide direction to the Committee. Deputy Mayor Behrns indicated that the ISF Funding announcement is anticipated to be in 4 to 6 weeks.

RESOLUTION: 528.10/09

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

THAT:

The Council of the Municipality of North Perth agrees to amend the main motion to strike the word “eventual” and replace with “potential” as well as striking out the following “The intent of this Recreation Complex would be to supply present and future North Perth recreational needs as well as the replacement of the Listowel Memorial Arena.”

CARRIED

RESOLUTION: 529.10/09

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

THAT:

The Municipality of North Perth allocates the southernmost 20 acres of the property currently known as the Purcell Farm to the potential development of the new Recreation Complex.

CARRIED

Councillor Kellum, Listowel Fire Station Committee Chair indicated that the Request for Proposal for the new Fire Station is ready to go out.

RESOLUTION: 530.10/09

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

THAT:

The Council of the Municipality of North Perth approves the recommendation from the Listowel Fire Station Committee to proceed with the Request for Proposal process for the new Listowel Fire Station.

CARRIED

RESOLUTION: 531.10/09

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

THAT:

The following accounts are approved for payment:

| | |
|-----------------------------------|------------|
| General Administration | 61,619.20 |
| Business Improvement Association | 40.50 |
| Cemetery | 11.28 |
| Fire-Administration | 1,758.75 |
| Fire-Atwood Department | 504.87 |
| Fire-Elma Logan Department | 1,279.66 |
| Fire-Listowel Department | 302,253.43 |
| Day Care | 1,293.31 |
| Library | 173.93 |
| Police | 156,031.47 |
| Public Works & Sanitation-Capital | 1,095.61 |
| Public Works & Sanitation | 19,637.36 |
| Recreation | 22,265.19 |

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| | |
|-------------|-------------------|
| Payroll #20 | 97,646.21 |
| Total | <u>665,610.77</u> |

CARRIED

RESOLUTION: 532.10/09

It was moved by: Jeff Bannerman, Seconded by: Julie Behrns

THAT:

By-law No. 130-2009, being a By-law to provide for a Drainage Works, be read and considered 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: 533.10/09

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

THAT:

Consideration of By-law No. 127-2009, be deferred to the October 26th, 2009 Council meeting.

CARRIED

RESOLUTION: 534.10/09

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

THAT:

By-law No. 143-2009, being a By-law to authorize the signing of a Site Plan Agreement with Mapleton Estates Inc., 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: 535.10/09

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

THAT:

Consideration of By-law No. 144-2009 be deferred to the October 26th, 2009 Council meeting.

CARRIED

RESOLUTION: 536.10/09

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

THAT:

By-law No. 146-2009, being a By-law to authorize the execution of an Agreement with Her Majesty The Queen in Right of the Province 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: 537.10/09

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

THAT:

This Committee proceed "In Camera" at 9:45 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;

CARRIED

RESOLUTION: 538.10/09

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

THAT:

The "In Camera Session" is now adjourned at 10:30 p.m. and the Council reconvene into regular open Council.

CARRIED

RESOLUTION: 539.10/09

It was moved by Dave Johnston Seconded by Randy Pettapiece

THAT:

The Council of the Municipality of North Perth will instruct Jenn Robinson, Payroll/Benefits Administrator to proceed with the circulation process for the removal of page 12 regarding Department Head Compensation from the Municipality of North Perth HR Policy.

CARRIED

RESOLUTION: 540.10/09

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

THAT:

By-law No. 145-2009, 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: 541.10/09

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

THAT:

The Council meeting do now adjourn to meet again for general Council business on Monday, July 6th, 2009 at 7:00 p.m.

CARRIED

The meeting adjourned at 10:37 p.m.

M A Y O R

C L E R K

SCHEDULE "A" to the minutes dated October 5th, 2009

RECORD OF PROCEEDINGS OF THE PUBLIC MEETING HELD IN THE MUNICIPALITY OF NORTH PERTH COUNCIL CHAMBERS ON MONDAY, OCTOBER 5th, 2009 AT 7:05 P.M.

The purpose of the Public Meeting was to consider an amendment to the Town of North Perth's Zoning By-law 6-ZB-1999 for property described as Part Lot 24, Concession 4, Wallace Ward owned by Richard and Denise Boisvert.

Present for the Public Meeting were members of Council. 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 September 15th, 2009 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 September 15th, 2009, on the subject property and the municipal website advising of the Public Meeting to consider the Zoning By-law Amendment.

Chairperson Hollinger requested Allan Rothwell, County Planner to comment on the application to amend the Town of North Perth's Zoning By-law.

Mr. Rothwell explained the purpose of the application is to amend the by-law which will permit the placement of a garden suite on the property for up to three years.

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.

The Chairperson asked Mr. Rothwell to explain the available options and rights of appeal to the public and Council.

RESOLUTION: 512.10/09

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

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 24, Concession 4, Wallace Ward owned by the Richard and Denise Boisvert.

CARRIED

There being no further comments, the Chairman declared the Public Meeting closed at 7:10 p.m.

Patricia Berfelz
Clerk
Municipality of North Perth