

The second regular Council meeting for the month of October for the Municipality of North Perth was held on Monday, October 26th, 2009.

Members of Council Present:

Mayor Ed Hollinger
Councillor Jeff Bannerman
Deputy Mayor Julie Behrns
Councillor Paul Horn
Councillor David Johnston arrived at 7:40 p.m.
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
Financial Assistant Lois McLaughlin
Interim Director of Public Works Gary Pipe
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: 550.10/09

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

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.

Councillor Doug Kellum indicated he had a pecuniary interest with Item 7.5 of the Agenda.

RESOLUTION: 551.10/09

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

THAT:

The minutes of the October 5th, 2009 Regular Council meeting and the October 13th, 2009 Special Council Meeting as printed and earlier distributed, be approved and signed by the Mayor and the Clerk.

CARRIED

RESOLUTION: 552.10/09

It was moved by: Randy Pettapiece, 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 Lot 7, Registered Plan 509, Elma Ward owned by Mario and Catherine Mazzorato.

CARRIED

The minutes are attached as Schedule 'A'.

Mayor welcomed Rick Boisvert to the meeting.

Mr. Boisvert reviewed a report requesting Council to waive the Development Charges to a Garden Suite Agreement to be considered later in the meeting.

RESOLUTION: 554.10/09

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

THAT:

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

- i) October 15th County Council Report
- ii) Economic Development Committee October 5th minutes
- iii) North Perth Police Services Board Meeting September 15th minutes
- iv) North Perth Public Library Board Meeting September 8th minutes

CARRIED

Patricia Berfelz, Clerk reviewed a report regarding Request for Proposal (RFP) submissions received regarding the North Perth Master Growth Plan.

RESOLUTION: 555.10/09

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

THAT:

The Council of the Municipality of North Perth proceed with retaining the IBI Group to prepare the North Perth Master Growth Plan for the total of \$49,491.00 plus GST and disbursements.

CARRIED

Allan Rothwell, County Planner reviewed an application for a Site Plan Agreement with L.V.C. Management Services Limited. A by-law has been prepared for consideration later in the meeting.

Patricia Berfelz, Clerk reminded Council that the Auction for the former "McDowell Property" will be held on Friday October 30th, 2009 at 11:00 a.m.

Patricia Berfelz, Clerk indicated that she had received a request from the Avon Maitland District School Board to appoint an alternate for the Accommodation Review Committee.

RESOLUTION: 556.10/09

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

THAT:

The Council of the Municipality of North Perth appoint Councillor Paul Horn to be North Perth's alternate elected municipal representative on the Avon Maitland District School Board Accommodation Review Committee

CARRIED

Allan Rothwell, County Planner reviewed a report regarding the Listowel Ward Official Plan. Discussions continue between Spinrite Yarns and Terrier Inc. Concerns have also been received from Kilberg Developments Limited.

RESOLUTION: 557.10/09

It was moved by: Randy Pettapiece Seconded by: Terry Seiler

THAT:

The Council of the Municipality of North Perth defer the adoption of the Listowel Ward Official Plan to allow further discussion to deal with concerns with a report being brought back for Council consideration in January 2010.

CARRIED

Patricia Berfelz, Clerk indicated that a request had been received from STMS Films Inc. to close Wallace Avenue North.

RESOLUTION: 558.10/09

It was moved by: Paul Horn, Seconded by: Dave Johnston

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, November 2nd, 2009 for four hours commencing at approximately 9:00 a.m.

AND FURTHER THAT:

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

CARRIED

Patricia Berfelz, Clerk reminded Council that there will be a tender opening on October 28th, 2009 at 2:30 for the pump replacement at the Hwy 23 transfer station.

RESOLUTION: 559.10/09

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

THAT:

The Council of the Municipality of North Perth accept the Negotiated Renewal with Sun Life for the County of Perth – Employee Group Benefit Plan for the 2009-10 renewal as presented.

CARRIED

RESOLUTION: 560.10.09

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

THAT:

The Council of the Municipality of North Perth accept the funding contribution of \$24,412.97 from the former North Perth Community Transportation Board and with the monies establish a reserve fund called Community Transportation Reserve Fund, to be used for the special transportation service needs of the residents of North Perth.

CARRIED

Frances Hale, Director of Finance/Treasurer reviewed the Combined Operating Budget.

RESOLUTION: 561.10/09

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

THAT:

The Council of the Municipality of North Perth receive for information the 2009 Combined Operating Budget dated September 30, 2009.

CARRIED

Frances Hale, Director of Finance/Treasurer reviewed a report regarding the Ontario Municipal Partnership Fund concerning farmland and managed forests.

RESOLUTION: 562.10/09

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

THAT:

The Council of the Municipality of North Perth petition the Province of Ontario to remove the sliding scale funding reduction from the Farmland and Managed Forest Grant component of the Ontario Municipal Partnership Fund to ensure that all municipalities with weighted-assessment for the farmland and managed forest tax classes are fairly compensated.

CARRIED

Frances Hale, Director of Finance/Treasurer reviewed a report regarding financing options for capital projects.

RESOLUTION: 563.10/09

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

THAT:

The Council of the Municipality of North Perth approve the submission of an application to the Canadian Mortgage and Housing Corporation to finance \$1,500,000.00 for the Wastewater/Water/Road Restoration Project known as the (known as NERP) approved municipal capital works with funding under BCF-CC Intake II.

CARRIED

RESOLUTION: 564.10/09

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

THAT:

The Council of the Municipality of North Perth approve the submission of an application to Infrastructure Ontario to finance \$1,600,000.00 of the North Perth Administration Building/Listowel Fire Station Project approved municipal capital works with funding under ISF.

CARRIED

Randy Pettapiece, Atwood Sewer Servicing Project Committee Chair updated Council on the status of the project. Paving has been completed on a portion of roads on the west side of Hwy 23. He requested Council consider providing residents the opportunity to pay a portion of their estimated costs.

RESOLUTION: 565.10/09

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

THAT:

The Council of the Municipality of North Perth approves the recommendation from the Atwood Sewer Servicing Project Committee to allow the residents of the Village of Atwood the opportunity to pay up to 90% of their estimated cost of the installation of the sewers starting November 16th, 2009.

CARRIED

Paul Horn, Recreation Complex Committee Chair indicated that the next meeting will be held on December 9th, 2009 at 7:00 p.m.

Doug Kellum, Listowel Fire Station Committee Chair informed Council that an "On Site" meeting with contractors had been held on October 14th. The Request for Proposals will be opened on Wednesday, October 28th, 2009 at 2:00 p.m. to be forwarded to the consultant for review. It is the intent of the committee to award the tender to the successful bidder at November 2nd, 2009 Council Meeting.

Robert Martin, Administration Building Committee Chair indicated that the next meeting will be held on Monday November 2nd, 2009 at 5:30 p.m.

RESOLUTION: 566.10/09

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

THAT:

The following accounts are approved for payment:

General Administration	11,111.92
Business Improvement Association	22,234.31
Cemetery	4,780.25
Fire-Administration	1,904.46
Fire-Atwood Department	1,554.96
Fire-Elma Logan Department	546.13
Fire-Listowel Department	2,039.98

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Day Care	6,828.99
Library	6,388.69
Police	156,471.74
Public Works & Sanitation-Capital	1,576,792.64
Public Works & Sanitation	355,809.12
Recreation	52,142.46
Payroll #21	110,809.47
Total	<u>2,309,415.12</u>

CARRIED

RESOLUTION: 567.10/09

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

THAT:

By-law No. 127-2009, 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

Moved and seconded that "By-law No. 144-2009, being a By-law to authorize the signing of a Garden Suite Agreement, 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."

RESOLUTION: 568.10/09

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

THAT:

The Council of the Municipality of North Perth agrees to amend the Garden Suite Agreement authorized by By-law No. 144-2009 by striking out the following:

3. The Owner hereby agrees to pay the applicable Development Charges as imposed by By-law No. 119-2009.

CARRIED

RESOLUTION: 569.10/09

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

THAT:

By-law No. 144-2009, being a By-law to authorize the signing of a Garden Suite Agreement, 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: 570.10/09

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

THAT:

By-law No. 147-2009, 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

Councillor Kellum left the meeting.

RESOLUTION: 571.10/09

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

THAT:

By-law No. 152-2009, being a By-law to authorize the signing of an agreement with The Listowel Minor Baseball Association, 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 Kellum returned to the meeting.

RESOLUTION: 572.10/09

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

THAT:

By-law No. 153-2009, being a By-law to authorize the signing of an agreement with The Elma Minor Baseball Association, 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: 573.10/09

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

THAT:

By-law No. 154-2009, being a By-law to authorize the signing of a Site Plan Agreement with L.V.C. Management Services Limited, 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: 574.10/09

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

THAT:

By-law No. 150-2009, being a By-law to appoint an Officer of the Corporation,
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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: 575.10/09

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

THAT:

By-law No. 155-2009, 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 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: 576.10/09

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

THAT:

By-law No. 156-2009, being a By-law to authorize the signing of an agreement with The Minister of Community Safety and Correctional Services, 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: 577 .10/09

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

THAT:

By-law No. 151-2009, being a By-law to authorize the signing of an 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: 578.10/09

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

THAT:

This Committee proceed "In Camera" at 9:05 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: 579.10/09

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

THAT:

The “In Camera Session” is now adjourned at 9:42 p.m. and the Council reconvene into regular open Council.

CARRIED

RESOLUTION: 580.10/09

It was moved by: Paul Horn, Seconded by: Dave Johnston

THAT:

The Council of the Municipality of North Perth will proceed to a Public Meeting on Monday, December 7th, 2009 at 7:00 p.m. concerning a Zoning By-law Amendment Application by Heinrich and Katharina Klassen for property described as Part of Lot 36, Concession 6, Elma Ward, Municipality of North Perth.

CARRIED

RESOLUTION: 581.10/09

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

THAT:

By-law No. 157-2009, 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: 582.10/09

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

THAT:

The Council meeting do now adjourn to meet again for general Council business on Monday, November 2nd, 2009 at 7:00 p.m.

CARRIED

The meeting adjourned at 9:44 p.m.

M A Y O R

C L E R K

SCHEDULE "A" to the minutes dated October 26th, 2009

RECORD OF PROCEEDINGS OF THE PUBLIC MEETING HELD IN THE MUNICIPALITY OF NORTH PERTH COUNCIL CHAMBERS ON MONDAY, OCTOBER 24th, 2009 AT 7:03 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 Lot 7, Registered Plan 509, Elma Ward owned by Mario and Catherine Mazzorato.

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 October 6th, 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 October 6th, 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 satisfy one of the conditions of the County of Perth Land Division Committee.

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: 553.10/09

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

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 Lot 7, Registered Plan 509, Elma Ward owned by Mario and Catherine Mazzorato.

CARRIED

There being no further comments, the Chairman declared the Public Meeting closed at 7:09 p.m.

Patricia Berfelz
Clerk
Municipality of North Perth