

**THE CORPORATION OF THE
TOWNSHIP OF WELLINGTON NORTH**

REGULAR MEETING OF COUNCIL

Monday, May 28, 2012

Following Committee of Adjustment (7:40 p.m.)

Members Present:

**Mayor: Raymond Tout
Councillors: Sherry Burke
Mark Goetz
Andy Lennox
Dan Yake**

**Also Present: Chief Administrative Officer/Clerk: Lorraine Heinbuch
Executive Assistant: Cathy Conrad
Director of Recreation, parks: Barry Lavers**

The meeting was held in the Municipal Office Council Chambers, Kenilworth.

A. **CALLING THE MEETING TO ORDER**

Mayor Tout called the meeting to order.

B. **O' CANADA**

C. **PASSING AND ACCEPTANCE OF AGENDA**

**Moved by: Councillor Goetz
Seconded by: Councillor Burke**

THAT the Agenda for the May 28, 2012 Regular Meeting of Council be accepted and passed.

Resolution Number: 1

Carried

D. **DECLARATION OF PECUNIARY INTEREST AND GENERAL NATURE
THEREOF**

None declared.

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E. MINUTES

1. Public Meeting, May 7, 2012
2. Regular Meeting of Council, May 7, 2012
3. Public Meeting – Development Charge By-law, May 10, 2012

Moved by: Councillor Goetz

Seconded by: Councillor Burke

THAT the minutes of the Public Meeting and Regular Meeting of Council held on May 7, 2012 and the minutes of the Public Meeting held on May 10, 2012 be adopted as circulated.

Resolution Number: 2

Carried

F. BUSINESS ARISING FROM MINUTES

None

G. DELEGATIONS, DEPUTATIONS, PETITIONS

None

H. STANDING COMMITTEE, STAFF REPORTS, MINUTES AND RECOMMENDATIONS

1. Economic Development Committee
- Minutes, May 9, 2012

Moved by: Councillor Goetz

Seconded by: Councillor Burke

THAT the Council of the Corporation of the Township of Wellington North receive the minutes of the Economic Development Committee meeting held on May 9, 2012.

Resolution Number: 3

Carried

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H. **STANDING COMMITTEE, STAFF REPORTS, MINUTES AND
RECOMMENDATIONS** (continued)

2. Recreation & Culture Advisory Committee
- Minutes, May 1, 2012

Moved by: Councillor Burke
Seconded by: Councillor Goetz

THAT the Council of the Corporation of the Township of Wellington North receive the minutes of the Recreation & Culture Advisory Committee meeting held on May 1, 2012.

Resolution Number: 4

Carried

Moved by: Councillor Burke
Seconded by: Councillor Goetz

THAT the Council of the Corporation of the Township of Wellington North accept the gift from the Arthur Agricultural Society of a walk-in-cooler at the Arthur Community Centre for a total price of \$10,986.19 plus HST, price to include installation, as recommended by the Recreation & Culture Advisory Committee.

Resolution Number: 5

Carried

3. Water / Sewer Committee
- Minutes, May 15, 2012

Moved by: Councillor Burke
Seconded by: Councillor Goetz

THAT the Council of the Corporation of the Township of Wellington North receive the minutes of the Water/Sewer Committee meeting held on May 15, 2012.

Resolution Number: 6

Carried

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H. **STANDING COMMITTEE, STAFF REPORTS, MINUTES AND
RECOMMENDATIONS** (continued)

3. Water / Sewer Committee
- Minutes, May 15, 2012 (continued)

Moved by: Councillor Burke
Seconded by: Councillor Goetz

THAT the Council of the Corporation of the Township of Wellington North approve the proposed amendment to By-law Number 73-10 being the Fees and Charges By-law, Schedule "H" as recommended by the Water/Sewer Committee and forward amendment to the Clerk for inclusion in the proposed amendments to the Fees & Charges By-law.

Resolution Number: 7

Carried

- 2012 Reserve Capacity Calculations Arthur Waste Water Treatment Plant

Moved by: Councillor Burke
Seconded by: Councillor Goetz

THAT the Council of the Corporation of the Township of Wellington North adopt the report prepared by Triton Engineering Services Limited regarding 2012 Reserve Capacity Calculations for the Arthur Waste Water Treatment Plant.

Resolution Number: 8

Carried

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H. **STANDING COMMITTEE, STAFF REPORTS, MINUTES AND
RECOMMENDATIONS** (continued)

3. Water / Sewer Committee (continued)
- 2012 Reserve Capacity Calculations Mount Forest Waste Water
Treatment Plant

Moved by: Councillor Burke
Seconded by: Councillor Goetz

THAT the Council of the Corporation of the Township of Wellington North adopt the report prepared by Triton Engineering Services Limited regarding 2012 Reserve Capacity Calculations for the Mount Forest Waste Water Treatment Plant.

Resolution Number: 9 **Carried**

- Quotations Received for New Truck

Moved by: Councillor Burke
Seconded by: Councillor Goetz

THAT the Council of the Corporation of the Township of Wellington North authorize the purchase of a Ford F250 truck from Leslie Ford for the Water/Sewer Department at the quoted price of \$32,960.58 as recommended by the Water/Sewer Committee.

Resolution Number: 10 **Carried**

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H. **STANDING COMMITTEE, STAFF REPORTS, MINUTES AND
RECOMMENDATIONS** (continued)

4. Works Committee
- Minutes, May 15, 2012

Moved by: Councillor Yake
Seconded by: Councillor Lennox

THAT the Council of the Corporation of the Township of Wellington North receive the minutes of the Works Committee meeting held on May 15, 2012.

Resolution Number: 11

Carried

Moved by: Councillor Lennox
Seconded by: Councillor Yake

THAT the Council of the Corporation of the Township of Wellington North approve the replacement of the existing broken and damaged curb and gutter in Arthur by D.T. Contracting at the quoted price of \$44.20/foot as recommended by the Works Committee.

Resolution Number: 12

Carried

- Tender - Fergus Street Reconstruction

Moved by: Councillor Yake
Seconded by: Councillor Lennox

THAT the Council of the Corporation of the Township of Wellington North award the contract for the Fergus Street Reconstruction to Reeves Construction Limited at the tendered price of \$626,692.76 as recommended by Township Engineer, B.M. Ross and Associates Limited.

Resolution Number: 13

Carried

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H. **STANDING COMMITTEE, STAFF REPORTS, MINUTES AND
RECOMMENDATIONS** (continued)

4. Works Committee (continued)
- Report Regarding Grader Tender

Moved by: Councillor Lennox
Seconded by: Councillor Yake

THAT the Council of the Corporation of the Township of Wellington North award the tender for the purchase of a new road grader to Nortrax at the tendered price of \$299,813.00, unit price less trade, plus HST.

Resolution Number: 14

Carried

5. Building/Property Committee
- Minutes, May 10, 2012

Moved by: Councillor Yake
Seconded by: Councillor Lennox

THAT the Council of the Corporation of the Township of Wellington North receive the minutes of the Building/Property Committee meeting held on May 10, 2012.

Resolution Number: 15

Carried

Moved by: Councillor Yake
Seconded by: Councillor Lennox

THAT the Council of the Corporation of the Township of Wellington North give support endorsing the letter from Minto C.A.O./Clerk Bill White, and recommend to the County of Wellington a meeting be set up between the C.B.O.'s, C.A.O./Clerks and the Police Services Board with respect to the recent version of the Draft Fortification of Lands By-law, as recommended by the Building/Property Committee.

Resolution Number: 16

Carried

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H. **STANDING COMMITTEE, STAFF REPORTS, MINUTES AND
RECOMMENDATIONS** (continued)

5. Building/Property Committee
- Minutes, May 10, 2012 (continued)

Moved by: Councillor Yake
Seconded by: Councillor Lennox

THAT the Council of the Corporation of the Township of Wellington North amend Building Department Policy BD-03 regarding engineering for on-site sewage systems on lots of less than 0.4 ha (1.0 ac) in area to allow this policy to be utilized at the discretion of the Chief Building Official with considerations being given to daily flow of the proposed building and septic system construction, as recommended by the Building/Property Committee.

Resolution Number: 17

Carried

6. Fire Committee
- Minutes, May 17, 2012

Moved by: Councillor Goetz
Seconded by: Councillor Burke

THAT the Council of the Corporation of the Township of Wellington North receive the minutes of the Fire Committee meeting held on May 17, 2012.

Resolution Number: 18

Carried

Moved by: Councillor Goetz
Seconded by: Councillor Burke

THAT the Council of the Corporation of the Township of Wellington North approve the Draft Fire Agreement prepared by Lori Heinbuch, CAO/Clerk to be presented to Southgate at a joint meeting, as recommended by the Fire Committee.

Resolution Number: 19

Carried

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H. **STANDING COMMITTEE, STAFF REPORTS, MINUTES AND
RECOMMENDATIONS** (continued)

6. Fire Committee
- Minutes, May 17, 2012 (continued)

Moved by: Councillor Goetz
Seconded by: Councillor Burke

THAT the Council of the Corporation of the Township of Wellington North direct the Clerk to prepare an amendment to By-law Number 73-11 being a by-law to permit for setting of open air fires – barbeques with the following:

Section 5.1 should read – The Barbeque shall be supervised at all times.

Section 5.3 (new) No person shall light, ignite or start, or permit to be lighted, ignited or started, a fire in a grill, barbeque on a balcony of any building containing two (2) or more dwelling units;

Section 5.4 to read Chimeneas are permitted providing they are placed on a non-flammable surface and a minimum of 4 meters from any structure.

The Application Form be amended to include “A Permit will not be issued for a property that does not have a posted 911 Number”.

Resolution Number: 20

Carried

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I. CORRESPONDENCE FOR COUNCIL'S INFORMATION AND DIRECTION

1. The Royal Canadian Legion
Re: Request for Approval of Bar for the Agricultural Society Lawn Mower Races on June 10, 2012 from 11:00 a.m. to 9:00 p.m.

**Moved by: Councillor Yake
Seconded by: Councillor Lennox**

THAT the Council of the Corporation of the Township of Wellington North approve the Royal Canadian Legion, Mount Forest Branch 134, to provide a bar for the Agricultural Society Lawn Mower Races on Sunday, June 10, 2012 from 11:00 a.m. till 9:00 p.m. at the Mount Forest Agricultural Building on King Street East, Mount Forest.

Resolution Number: 21

Carried

2. County of Wellington
Re: Draft Source Water Plan, Wellington County Comments

**Moved by: Councillor Lennox
Seconded by: Councillor Yake**

THAT the Council of the Corporation of the Township of Wellington North support the County of Wellington comments regarding the Draft Source Water Plan prepared by the Saugeen, Grey, Sauble, North Bruce Peninsula Source Protection Region.

Resolution Number: 22

Carried

3. Ministry of Natural Resources
Re: Bear Wise Program
- Received as information
4. Ministry of Citizenship and Immigration
Re: Ontario Medal For Good Citizenship
- Received as information

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I. **CORRESPONDENCE FOR COUNCIL'S INFORMATION AND DIRECTION**

5. Arthur Optimist Club
Re: Request to Declare Annual Canada Day Weekend as a Community Festival, June 29 & 30, July 1 & 2, 2012

Moved by: Councillor Lennox

Seconded by: Councillor Yake

THAT the Council of the Corporation of the Township of Wellington North classify the Arthur Optimist Club Annual Canada Day Celebration to be held June 29 & 30, July 1 & 2, 2012 as a community festival subject to approval from other agencies.

Resolution Number: 23

Carried

J. **BY-LAWS**

1. 32-12 Being a By-law to Authorize Temporary Borrowing from Time to Time to Meet Current Expenditures During the Fiscal Year Ending December 31, 2012

Moved by: Councillor Lennox

Seconded by: Councillor Yake

THAT By-law Number 32-12 being a by-law to authorize temporary borrowing from time to time to meet current expenditures during the fiscal year ending December 31, 2012 be read a First, Second and Third time and finally passed.

Resolution Number: 24

Carried

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J. **BY-LAWS** (continued)

2. 33-12 Being a By-law to Amend By-law No. 52-08, as Amended Respecting Development Charges

Moved by: Councillor Lennox
Seconded by: Councillor Yake

THAT By-law Number 33-12 being a by-law to amend By-law Number 52-08, as amended, respecting Development Charges be read a First, Second and Third time and finally passed.

Resolution Number: 25

Carried

3. 34-12 Being a By-law Imposing Special Annual Drainage Rates Upon Land In Respect Of Which Money is Borrowed Under the *Tile Drainage Act*.

Moved by: Councillor Yake
Seconded by: Councillor Lennox

THAT By-law Number 34-12 being a by-law imposing special annual drainage rates upon land in respect of which money is borrowed under the Tile Drainage Act be read a First, Second and Third time and finally passed. (Manion)

Resolution Number: 26

Carried

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J. **BY-LAWS** (continued)

4. 35-12 Being a By-law to Amend Zoning By-law Number 66-01 being the Zoning By-law for the Township of Wellington North (Part Lot 10, Concession 7, former Township of West Luther – Cole)

Moved by: Councillor Yake
Seconded by: Councillor Lennox

THAT By-law Number 35-12 being a by-law to amend Zoning By-law Number 66-01 being the zoning by-law for the Township of Wellington North be read a First, Second and Third time and finally passed. (Part Lot 10, Concession 7, former Township of West Luther, 8420 Line 6 – Cole)

Resolution Number: 27

Carried

5. 36-12 Being a By-law to Amend Zoning By-law Number 66-01 being the Zoning By-law for the Township of Wellington North (Part Lot 8, Concession 2, former Township of West Luther – Pronk)

Moved by: Councillor Goetz
Seconded by: Councillor Yake

THAT By-law Number 36-12 being a by-law to amend Zoning By-law Number 66-01 being the zoning by-law for the Township of Wellington North be read a First, Second and Third time and finally passed. (Part Lot 8, Concession 2, former Township of West Luther, 8355 Line 2 – Pronk)

Resolution Number: 28

Carried

K. **OTHER/NEW BUSINESS**

None.

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L. ITEMS FOR COUNCIL'S INFORMATION

Cheque Distribution Report dated May 24, 2012

Saugeen Conservation Authority

- 2011 Annual Report
- 2011 Audited Financial Statements

Grand River Conservation Authority

- Strategic Plan, updated 2012

M. NOTICE OF MOTION

None.

N. ANNOUNCEMENTS

None

O. CLOSED MEETING SESSION

1. "Legal", "Personal" and "Personnel" matters

Moved by: Councillor Yake

Seconded by: Councillor Lennox

THAT Council go into a meeting at 8:32 p.m. that is closed to the public under subsections 239 (2) (e) (f) (b) (d) of the Municipal Act, 2001

- *to consider litigation or potential litigation;*
- *to consider advice that is subject to solicitor-client privilege, including communication for that purpose;*
- *to consider personal matters about an identifiable individual;*
- *to consider labour relations or employee negotiations.*

Resolution Number: 29

Carried

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O. **CLOSED MEETING SESSION** (continued)

Moved by: Councillor Lennox

Seconded by: Councillor Yake

THAT Council rise from a closed meeting session at 10:33 p.m.

Resolution Number: 30

Carried

P. **CONFIRMING BY-LAW**

Moved by: Councillor Yake

Seconded by: Councillor Lennox

THAT By-law Number 37-12 being a By-law to Confirm the Proceedings of the Council of the Corporation of the Township of Wellington North at its Regular Meeting held on May 28, 2012 be read a First, Second and Third time and finally passed.

Resolution Number: 31

Carried

Q. **ADJOURNMENT**

Moved by: Councillor Lennox

Seconded by: Councillor Yake

THAT the Regular Council meeting of May 28, 2012 be adjourned at 10:34 p.m.

Resolution Number: 32

Carried

C.A.O./CLERK

MAYOR