

TOWNSHIP OF WELLESLEY

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April 19, 2011

COUNCIL MEETING MINUTES

Present: Mayor, Ross Kelterborn,
Council – Jim Olender, Herb Neher, Paul Hergott
Staff - Susan Duke, CAO/Clerk
- Will McLaughlin, Director of Public Works & Environment
- Fire Chief Andrew Lilloco
- Sarah Peck, Junior Planner

The regular meeting of the Township of Wellesley was held at the Council Chambers in Crosshill at 6:45 P.M. on April 19, 2011 with all members in attendance except Councillor Shelley Wagner. The Council meeting opened with Susan Duke leading in prayer and Mayor Kelterborn was in the chair.

Minutes of the Previous Meeting:

97 Moved by: Herb Neher – Seconded by: Paul Hergott
That the minutes of the Regular Council Meeting of April 4, 2011 at the Crosshill Council Chambers be adopted as presented. Carried

Petitions: None

Delegations:

98 Moved by: Jim Olender – Seconded by: Herb Neher
That the following be received as delegations:
1) Regional Councillor Jean Haalboom, HPAC Chair and Anne Fitzpatrick, Cultural Heritage Planner, Heritage Planning Advisory Committee re: Current Work of the Committee

Regional Councillor Jean Haalboom, Heritage Planning Advisory Committee
Jean Haalboom presented an overview of HPAC work, further detailing past and current projects through a power point presentation. See attached Appendix “A”.

Councillor Hergott asked if there is any funding on the horizon for heritage asset protection? Jean Haalboom replied there is still a need to continue dialogue on the value of heritage with both Provincial and Federal representatives to motivate funding. Mayor Kelterborn stated we did have a reserve started in the budget for Bridge #6 but that funding has been removed from the 2011 budget. Jean Haalboom suggest the Region Creative Enterprises may be a source of support and tourism may assist in increasing funding opportunities.

Committee of the Whole:

A Moved by: Paul Hergott – Seconded by: Herb Neher
That the Council rise and go into a Committee of the Whole to receive reports and recommendations. Carried

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Planning & Development:

Chairperson: Jim Olender

P. & D. 49/11 – Certificate of Occupancy – For information

CO-11-11 re: Henry M. Martin, 3246 Moser Young Rd., RR#1 St. Clements

CO-25-11 re: Isaiah B. Martin, 3482 Hessen Strasse, RR#1 St. Clements

CO-26-11 re: Eli Bauman, 4488 Hessen Strasse, RR#3 Wellesley

P. & D. 50/11 – Region of Waterloo re: Proposed Place of Employment Survey
– For information

P. & D. 51/11 – Region of Waterloo re: Raising Awareness of the 2011 Census – For
information

P. & D. 52/11 – GRCA Application for Permission No. 96/11 re: 3031 Herrgott Rd.,
- For information

P. & D. 53/11 – GRCA Application for Permission No. 101/11 re: 4 Firella Place,
Wellesley – For information

P. & D. 54/11 – Wellesley Trails Report from Guelph Students re: On the Path to
Consensus – For information

P. & D. 45/11 – Zoning By-law Amendment 01/11, 4664 Lobsinger Line – Deferred
from April 4th, 2011 Council Meeting

99 Moved by: Paul Hergott - Seconded by: Herb Neher

That the Council of the Township of Wellesley accept this planning memo and
comments; and further

That the Council of the Township of Wellesley complete the first, second and third
readings of the Zoning By-law for ZBA 01/11. Carried

P. & D. 56/11 – Minor Variance Application A2/11 re: 4024 Temperance Rd.,
Wallenstein

100 Moved by: Ross Kelterborn - Seconded by: Paul Hergott

That the Council of the Township of Wellesley accept the comments in this report and
forward this report to the Committee of Adjustment for their consideration in the matter
of Application A2/11. Carried

P. & D. 44/11 – Zoning By-law Amendment 02/08, 1016 Doering St., Wellesley
– Deferred from April 4th, 2011 Council Meeting

101 Moved by: Herb Neher - Seconded by: Paul Hergott

That the Council of the Township of Wellesley accept this planning memo and
comments; and further,

That the Council of the Township of Wellesley complete the first, second and third
readings of the Zoning By-law for 02/08 (REVISED). Carried

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Mayor Kelterborn requested the two letters be read into record. Sarah Peck, Junior Planner read each of the letters into the record. Gretchen & Don Robertson and Tim & Lori Carter have each expressed they wished to be advised of further decisions or actions involving this matter.

Mayor Kelterborn asked questions pertaining to this application. Sarah Peck responded.

Road & Bridge; Property & Fire:

Chairperson: Paul Hergott

R. & B.; P. & F. 36/11 – Region of Waterloo re: Special Event Permit – For information

R. & B.; P. & F. 37/11 – Fire Department Instructors Conference 2011 – For information

R. & B.; P. & F. 38/11 – Fire Call Reports – For information

R. & B.; P. & F. 39/11 – Resolution from the City of Kitchener re: Request to the Federal Government to release Regulations Respecting Products Containing Certain Substances and Extended Producer Responsibility Regulations

102 Moved by: Herb Neher - Seconded by: Ross Kelterborn

That the Council of the Township of Wellesley support the resolution brought forth by the City of Kitchener regarding the request to the Federal Government to release Regulations Respecting Products Containing Certain Substances and Extended Producer Responsibility Regulations as detailed in File No. R. & B.; P. & F. 39/11; and further, That this resolution be forwarded to the Regional Municipality of Waterloo who locally owns and operates the local landfill, local municipalities with the regions and the 4 local MP's and the Federation of Canadian Municipalities. Carried

R. & B.; P. & F. 40/11 – 2011 Asphalt Paving Tender

103 Moved by: Jim Olender - Seconded by: Ross Kelterborn

That the Council of the Township of Wellesley accept the tendered price of \$409,351.56 plus HST and award the 2011 Asphalt Contract to Steed an Evans Ltd. Funding for this project is included in the 2011 Roads Capital Reserve. Carried

R. & B.; P. & F. 41/11 – Citizen Request for Changes to the Township of Wellesley Fire Cracker/Fireworks Regulating By-law

Moved by: Herb Neher – Seconded by: Jim Olender

Motion withdrawn.

104 Moved by: Herb Neher - Seconded by: Jim Olender

That the Council of the Township of Wellesley defer consideration of R. & B.; P. & F. 41/11 until further information is obtained regarding long term storage of low-hazard fireworks. Carried

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Councillor Olender expressed concerns with the year round storage, wondering if this will affect the quality of the fireworks as well as the hazards surrounding lengthy storage of explosives.

Council Hergott stated the fireworks should not be stored on an annual basis.

Councillor Neher suggested the purpose of this request was to permit storage over a long period of time.

Fire Chief Andrew Lillico stated he is not in support of long term storage of fireworks further stating the existing By-law removes fireworks from the site which increase firefighter safety.

Susan Duke, CAO/Clerk explained the concerns of the lengthy storage and that this By-law would apply to the entire Township and further suggested if year round storage of fireworks is to be permitted, the Township should have inspection rights.

Mayor Kelterborn asked Councillor Hergott to provide Council with written information about the impacts of long term storage of low-hazard fireworks at a future meeting.

Administration/Finance:

Chairperson: Ross Kelterborn

Admin./Finance 24/11 – 2009 Final Reconciliation – OMPF – For information

Admin./Finance 25/11 – Resolution from the City of Mississauga re: Revenue from HST Charged on Gasoline & Diesel Sales Transportation Infrastructure Funding – For information

Admin./Finance 26/11 – Resolution from Halton Region re: HST Revenue and a New Funding Mechanism for Transportation Infrastructure – For information

Recreation:

Chairperson: Paul Hergott

Recreation 24/11 – Ministry of Citizenship & Immigration re: Call for Nominations, Lincoln M. Alexander Award 2011 – For information

Recreation 25/11 – Ontario Arts Council re: The Arts & the Quality of Life: The Attitudes of Ontarians Survey – For information

Personnel: No Report

Chairperson: Herb Neher

B Moved by: Paul Hergott - Seconded by: Jim Olender
That the Committee of the Whole rise and Council resume and report. Carried

C Moved by: Paul Hergott - Seconded by: Herb Neher
That the report of the Committee of the Whole be adopted as set forth in the motions and actions detailed above. Carried

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Accounts:

- 105 Moved by: Herb Neher - Seconded by: Jim Olender
That the Accounts in the amount of \$ 1,537,688.88 dated March 31, 2011 be approved as presented. Carried
- 106 Moved by: Paul Hergott - Seconded by: Herb Neher
That the Financial Statement as of March 31, 2011 be approved as presented. Carried

Unfinished Business:

New Business:

Council discussed the possibility of moving the next Council Meeting date to the 3rd of May. Council decided that would not be necessary.
An annual Fire Trade Show in St. Jacobs is scheduled for April 28, 2011 starting at 6pm. The new Linwood Tanker will be at the show and participating in a demonstration.

Caucus:

- 107 Moved by: Paul Hergott – Seconded by: Jim Olender
That this portion of the meeting be closed to the public in order to consider the following:
X Section 239(2)(a) of the Municipal Act – the security of the property of the municipality or local board;
X Section 239(2)(b) of the Municipal Act – personal matters about an identifiable individual, including municipal local board employees. Carried
- 108 Moved by: Herb Neher – Seconded by: Paul Hergott
That the Council meeting resume and report. Carried
- R. & B.; P. & F 42/11 – Section 239(2)(b) of the Municipal Act
- 109 Moved by: Jim Olender - Seconded by: Herb Neher
That the Council for the Township of Wellesley approve the Emergency Management Plan drafted December 1, 2010 and as amended April 6, 2011 as detailed in File No. CAUCUS - R. & B.; P. & F. 42/11 and authorize the Fire Chief to distribute the new plan to staff and other agencies. Carried
- Personnel 4/11 – Section 239(2)(b) of the Municipal Act
- 110 Moved by: Paul Hergott - Seconded by: Jim Olender
That the Council of the Township of Wellesley approve the promotion of firefighter James Gingrich to Captain for the Linwood Station, Township of Wellesley Fire Department subject to a six month probation period. Carried

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- Personnel 5/11 – Section 239(2)(b) of the Municipal Act
111 Moved by: Herb Neher - Seconded by: Paul Hergott
That the Council of the Township of Wellesley approve the promotion of firefighter Claude Hergott to Captain for the St. Clements Station, Township of Wellesley Fire Department subject to a six month probation period. Carried

Personnel 6/11 – Section 239(2)(b) of the Municipal Act – For information

By-Laws:

- D Moved by: Paul Hergott - Seconded by: Herb Neher
By-Law Nos.
13/2011 – A By-law to Amend By-law Number 28/2006 Being a Zoning By-law for the Township of Wellesley (William Herbert Melnyk)
16/2011 – Erb Drain Branch “A” Repair, 2011
17/2011 – A By-law to Amend By-law No. 23/2010 to Implement the Addition of a Certain No Parking area within Wellesley Settlement Area and to Replace Certain Yield Signs with Stop Signs in the Township of Wellesley
18/2011 – A By-law to Adopt an Emergency Management Program and an Emergency Response Plan for the Township of Wellesley
19/2011 - Confirming be read a first and second time. Carried
- E Moved by: Jim Olender - Seconded by: Herb Neher
That By-Laws No. 13/2011; 16/2011; 17/2011; 18/2011 and 19/2011 pass first and second readings. Carried
- F Moved by: Paul Hergott - Seconded by: Herb Neher
That By-Law No 11/2011; 12/201; 13/2011; 14/2011; 16/2011; 17/2011; 18/2011 and 19/2011 be read a third time and passed and the Mayor and Clerk be authorized to sign and seal the By-Laws under the Corporate Seal. Carried

Other Reports:

<u>Next Meetings:</u> Regular Committee Meeting	April 26, 2011	6:45pm
Regular Council Meeting	May 2, 2011	6:45pm
Regular Council Meeting	May 17, 2011	6:45pm

- 112 On a motion by Paul Hergott, the Council meeting adjourned. Carried

Mayor Ross Kelterborn

CAO/Clerk, Susan Duke