

**A G E N D A**  
**COUNCIL MEETING**

**TOWNSHIP HALL – CROSSHILL**

**December 5, 2011**

**6:45 P.M. – Council Session Opens With Prayer**

Declaration of Interest (if any) in accordance with the Municipal Conflict of Interest Act

- I Minutes of Previous Meeting - Regular Council Meeting of November 15, 2011
- II Receiving Petitions:
- III Delegations:
  - 1) Mr. Wrubel re: Surplus Lands
- IV Committee of the Whole:
  - (1) Planning & Development
  - (2) Road & Bridge; Property & Fire
  - (3) Administration/Finances
  - (4) Recreation
  - (5) Personnel
- V Accounts as of  
Financial Statement as of
- VI Unfinished Business: Strategic Plan
- VII New Business:
- VIII Other Reports:
- IX Caucus: Section 239(2)(c) of the Municipal Act
- X Read By-Laws First and Second Times:  
40/2011 – Confirming
- XI Pass First and Second Readings:  
40/2011
- XII Read By-Laws Third Time, Pass, Sign and Seal:  
40 /2011
- XIII Next Meetings:

<i>All Council Meeting</i>	<i>December 7, 2011</i>	<i>2:00pm – 5:00pm</i>
Regular Council Meeting	December 20, 2011	6:45pm
Regular Council Meeting	January 3, 2012	6:45pm
Regular Council Meeting	January 17, 2012	6:45pm
- XIV Motion to Adjourn

## TOWNSHIP OF WELLESLEY

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### COUNCIL MEETING MINUTES

November 15, 2011

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**Present:** Mayor, Ross Kelterborn,  
Council – Shelley Wagner, Jim Olender, Herb Neher, Paul Hergott  
Staff - Susan Duke, Executive Director Corporate/Clerk  
- Will McLaughlin, Executive Director Operations  
- 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 November 15, 2011 with all members in attendance. The Council meeting opened with Susan Duke leading in prayer and Mayor Kelterborn was in the chair.

#### Minutes of the Previous Meeting:

278 Moved by: Herb Neher – Seconded by: Jim Olender  
That the minutes of the Regular Council Meeting of November 7, 2011 at the Crosshill Council Chambers be adopted as presented. Carried

**Petitions:** Mayor Kelterborn read the Rogers Telecommunication Tower petition consisting of 17 names and 14 addresses. Matter to be dealt with during the Planning Committee.

**Delegations:** None

#### Committee of the Whole:

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

#### Planning & Development:

Chairperson: Jim Olender

P. & D. 131/11 – Zoning By-law Amendment 03/11 re: 1020 Molesworth St., Wellesley  
279 Moved by: Paul Hergott - Seconded by: Herb Neher  
That the Council of the Township of Wellesley authorize the preparation of a By-law for ZBA 03/11, subject to the following condition(s):

1. That the owner/applicant provide the Township of Wellesley with a lot grading and drainage plan which incorporates the proposed development, to the satisfaction of the Township of Wellesley prior to final approval of the Zoning By-law Amendment.
2. That the owner/applicant complete the proposed work to expand the off-street parking area fronting onto Maple leaf St. as shown in Appendix A to the satisfaction of the Township of Wellesley, prior to the issuance of building permits.
3. That the owner/applicant erect an appropriate fence which complies with the Township's Fence By-law (By-law 29/2010) along the western side line of the subject property to the satisfaction of the Township of Wellesley prior to the issuance of building permits.

**COUNCIL MEETING MINUTES**

And further that Zoning By-law for ZBA 03/11 shall include the following regulations:

Additional permitted uses:

- a) A triplex

Subject to the following regulations:

- i. Off-street parking shall be provided in accordance with Section 4.30 of Zoning By-law 28/2006.
- ii. Total parking space lot coverage shall not exceed 23% of the total lot area of the subject property.

Carried

Mayor Kelterborn questioned the difference between this submission and the original submission? Sarah Peck, Junior Planner responded.

P. & D. 132/11 – Zoning By-law Amendment & Official Plan Amendment re: B.G. Frey Collectables Inc.

280 Moved by: Shelley Wagner - Seconded by: Paul Hergott

That the Council of the Township of Wellesley schedule and advertise a public meeting in the matter of a proposed Zoning By-law Amendment 05/2011 and Official Plan Amendment 02/2011 for lands owned by B. G. Frey Collectables, Inc. and known municipally as Part Lot 2, Concession 12, Eastern Section, Township of Wellesley, and that the meeting be scheduled for December 20, 2011 at 6:45 p.m. in the Council Chambers at 4805 William Hastings Line, Crosshill. Carried

P. & D. 133/11 – Designation of Site Plan Control Area re: 4831 Deborah Glaister Line

281 Moved by: Ross Kelterborn - Seconded by: Shelley Wagner

That the Council of the Township of Wellesley support the By-law to designate a Site Plan Control Area for 4831 Deborah Glaister Line, Part Lot 12, Concession 3, West Section. Carried

P. & D. 134/11 – Certificate of Occupancy – For information

CO-63-11 re: Sidney W. Martin 2900 Hackbart Road

CO-64-11 re: Christian B. Bauman, 3935 Herrgott Rd., RR#3 Wallenstein

P. & D. 135/11 – Rogers Telecommunication Tower update

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

That the Council for the Township of Wellesley defer consideration of this submission to provide sufficient time for Council to review the petition and the response provided by Mr. Jeff McKay; and further to schedule a meeting for the public to participate in prior to direction being given regarding the Statement of Concurrence. Carried

**Road & Bridge; Property & Fire:**

Chairperson: Paul Hergott

R. & B.; P. & F. 96/11 – Region of Waterloo Special Event Permit re: Christmas Tyme In Wellesley Parade, December 9, 2011 – For information

**COUNCIL MEETING MINUTES**

**November 15, 2011**

R. & B.; P. & F. 97/11 – Region of Waterloo Special Event Permit re: St. Clements Parade, December 17, 2011 – For information

R. & B.; P. & F. 98/11 – Fire Call Reports – For information

**Administration/Finance:**

Chairperson: Ross Kelterborn

Admin./Finance 91/11 – Notice of an “All Council Meeting” December 7, 2011 – For information

Admin./Finance 92/11 – Message from the Honourable Bob Chiarelli, Minister of Transportation and Minister of Infrastructure– For information

Admin./Finance 93/11 – AMO re: Bill C-13 – For information

- Admin./Finance 88/11 - 2012 Council & Committee Calendar revised
- 283 Moved by: Herb Neher - Seconded by: Paul Hergott  
That the Council of the Township of Wellesley consider scheduling a Committee/Council Meeting for July 9<sup>th</sup>, 2012 and August 21<sup>st</sup>, 2012; and further That the Committee Meeting scheduled for February 28<sup>th</sup>, 2012 be cancelled in order that Council members be available to attend the Ontario Good Roads Conference.  
Carried

**Recreation:**

Chairperson: Shelley Wagner

Recreation 55/11 – Request for Permission from the Paradise & District Lions Club re: Super Jack Pot Bingo

- 284 Moved by: Jim Olender - Seconded by: Paul Hergott  
That the Council of the Township of Wellesley has no objections to the Paradise & District Lions Club applying for a license to run a Super Jack Pot Bingo in the St. Clements Community Centre. Carried

Mayor Kelterborn spoke about the soccer pitch improvements, complimenting on the “good job” done by the Township Operations Staff in getting the work done.

**Personnel:**

Chairperson: Herb Neher

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

**COUNCIL MEETING MINUTES**

C Moved by: Shelley Wagner - Seconded by: Jim Olender  
That the report of the Committee of the Whole be adopted as set forth in  
the motions and actions detailed above. Carried

**Accounts:**

285 Moved by: Herb Neher - Seconded by: Jim Olender  
That the Accounts in the amount of \$ 1,519,435.30 dated October 31, 2011 be approved  
as presented. Carried

Councillor Hergott questioned why more than one coffee supplier required. Facilities  
Director is resolving this for the recreation facilities.

286 Moved by: Shelley Wagner - Seconded by: Paul Hergott  
That the Financial Statement as of October 31, 2011 be approved as presented. Carried

**Unfinished Business:** Strategic Plan – Report for Council November 29<sup>th</sup>, 2011

**New Business:** None

**Other Reports:** None

**Caucus:**

287 Moved by: Shelley Wagner – Seconded by: Paul Hergott  
That this portion of the meeting be closed to the public in order to consider the  
following:  
  X   Section 239(2)(b) of the Municipal Act – personal matters about an identifiable  
individual, including municipal or local board employees. Carried

288 Moved by: Shelley Wagner – Seconded by: Paul Hergott  
That the Council meeting resume and report. Carried

Personnel 45/11 – Section 239(2)(b) of the Municipal Act –labour relations or  
employee negotiations – For information

Caucus Minutes from meeting held November 7, 2011  
289 Moved by: Jim Olender – Seconded by: Shelley Wagner  
That the Council of the Township of Wellesley approve the Caucus Minutes from  
November 7, 2011 as presented. Carried

Council discussion ensued.

**COUNCIL MEETING MINUTES**

**By-Laws:**

D Moved by: Paul Hergott - Seconded by: Shelley Wagner  
By-Law Nos.  
38/2011 – By-law to Designate a Site Plan Control Area re: 4831 Deborah Glaister Line  
39/2011 - Confirming be read a first and second time. Carried

E Moved by: Jim Olender - Seconded by: Herb Neher  
That By-Law No. 38/2011 and 39/2011 pass first and second readings. Carried

F Moved by: Herb Neher - Seconded by: Paul Hergott  
That By-Law No. 38/2011 and 39/2011 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

Susan Duke, Executive Director Corporate reviewed upcoming meetings and dates/times  
of events.

<b><u>Next Meetings:</u></b>	Regular Committee Meeting	November 29, 2011	6:45pm
	Regular Council Meeting	December 5, 2011	6:45pm
	<i>All Council Meeting</i>	<i>December 7, 2011</i>	<i>2:00pm – 5:00pm</i>
	Regular Council Meeting	December 20, 2011	6:45pm

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

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Executive Director Corporate/Clerk – Susan Duke

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Mayor – Ross Kelterborn



LOT GRADING DEPOSITS		LOT	PLAN	
STREET NAME				
Voisin Crescent	9	58M405	\$ 1,250.00	
Nithbank Road	90	58M476	\$ 1,250.00	
			\$ -	
			\$ -	
<b>Total</b>			<b>\$ 2,500.00</b>	
<b>FINAL INSPECTIONS</b>				
STREET NAME	LOT	PLAN		
Voisin Crescent	9	58M405	\$ 600.00	
Nithbank Road	90	58M476	\$ 600.00	
			\$ -	
			\$ -	
<b>Total</b>			<b>\$ 1,200.00</b>	
<b>ROAD DAMAGE DEPOSITS</b>				
STREET NAME	LOT	PLAN		
Voisin Crescent	9	58M405	\$ 1,250.00	
Nithbank Road	90	58M476	\$ 1,250.00	
			\$ -	
			\$ -	
<b>Total</b>			<b>\$ 2,500.00</b>	
<b>SERVICE CONNECTION FEE</b>				
Voisin Crescent	9	58M405	\$ 40.00	
Nithbank Road	90	58M476	\$ 40.00	
			\$ -	
			\$ -	
<b>Total</b>			<b>\$ 80.00</b>	
<b>WATER METERS</b>				
Voisin Crescent	9	58M405	\$ 100.00	
Nithbank Road	90	58M476	\$ 100.00	
			\$ -	
<b>Total</b>			<b>\$ 200.00</b>	
<b>H.S.T.</b>				
Voisin Crescent	9	58M405	\$ 13.00	
Nithbank Road	90	58M476	\$ 13.00	
			\$ -	
			\$ -	
<b>Total</b>			<b>\$ 26.00</b>	

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**CORPORATION OF THE  
TOWNSHIP OF WELLESLEY**

**BY-LAW NUMBER 40/2011**

**BEING A BY-LAW TO CONFIRM ALL  
ACTIONS AND PROCEEDINGS OF COUNCIL.**

WHEREAS Section 8 of the Municipal Act, S.O. 2001, c.25 and amendments thereto provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under the Municipal Act or any other Act; and

WHEREAS Subsection 2 of Section 11 of the Municipal Act, S.O. 2001, c.25 and amendments thereto provides that a lower-tier municipality and an upper-tier municipality may pass by-laws respecting matters within the spheres of jurisdiction described in the Table to Subsection 2 subject to certain provisions; and

WHEREAS Section 5 of the Municipal Act, S.O. 2001, c.25 and amendments thereto provides that a municipal power, including a municipality's capacity, rights, powers and privileges under Section 8 shall be exercised by its council and by by-law unless the municipality is specifically authorized to do otherwise; and

WHEREAS the Council of the Corporation of the Township of Wellesley deems it expedient to confirm its actions and proceedings;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF WELLESLEY hereby enacts as follows:

1. That all actions and proceedings of the Council of the Corporation of the Township of Wellesley taken at its meeting held on the 5th day of December, 2011 be confirmed as actions for which the municipality has the capacity, rights, powers and privileges of a natural person.
2. That all actions and proceedings of the Council of the Corporation of the Township of Wellesley taken at its meeting held on the 5th day of December, 2011 be confirmed as being matters within the spheres of jurisdiction described in Subsection 2 of Section 11 of the Municipal Act, S.O. 2001, c.25 and amendments thereto.
3. That all actions and proceedings of the Council of the Corporation of the Township of Wellesley taken at its meeting held on the 5th day of December, 2011 except those taken by by-law and those required by by-law to be done by resolution are hereby sanctioned, ratified and confirmed as though set out within and forming part of this by-law.
4. That this by-law shall come into force and take effect as of the final passing thereof.

Read a first and second time this 5<sup>th</sup> day of December, 2011.

Read a third and final time and passed this 5<sup>th</sup> day of December, 2011.

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Mayor Ross Kelterborn

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Grace Kosch, Acting Clerk

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