

## TOWNSHIP OF WELLESLEY

Page 1 of 7  
May 4, 2009

### COUNCIL MEETING MINUTES

---

Present: Mayor, Ross Kelterborn,  
Council – Shelley Wagner, Jim Olender, Herb Neher, Paul Hergott  
Staff - Susan Duke, CAO/Clerk

The regular meeting of the Township of Wellesley was held at the Council Chambers in Crosshill at 6:45 P.M. on May 4, 2009 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:**

140 Moved by: Shelley Wagner – Seconded by: Paul Hergott  
That the minutes of the Regular Council Meeting of April 21, 2009 at the Crosshill Council Chambers be adopted as presented. Carried

Mayor Kelterborn spoke to Mr. Ken Seiling about a Regional the event on June 13, 2009 to honour the return of Canadian soldiers. Councillor Olender will attend

**Petitions:** None

#### **Delegations:**

141 Moved by: Herb Neher – Seconded by: Jim Olender  
That the following be received as delegations:  
1) Mr. Glen Baechler, ESPO Representative re: Presentation  
2) Mr. Ron Hackett, Heritage/Historical Society

#### *Mr. Glen Baechler*, ESPO Representative

Mr. Baechler spoke about the ESPO organization, explaining their position as it pertains to the Township of Wellesley. Mr. Baechler provided a presentation to Council (see attached Appendix “A”). Council asked questions and Mr. Baechler responded.

#### *Mr. Ron Hackett*, Heritage/Historical Society

Mr. Hackett spoke on behalf of the Wellesley Township Heritage/Historical Society, specifically regarding the merge of the two organizations to protect the heritage/culture of the Township. Mr. Hackett provided an update of progress within the Heritage/Historical Society and further advised Council that the groups have ample funds to operate and therefore would like to return the donated funds and recommended and carried that no grants be applied for on behalf of the Heritage/Historical Society this year.

#### **Committee of the Whole:**

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

**COUNCIL MEETING MINUTES  
2009**

**May 4,**

---

**Planning & Development:**

- Chairperson: Jim Olender
- P. & D. 49/09 – Planning & Development Committee Meeting Minutes from meeting held April 28, 2009
- 142 Moved by: Paul Hergott – Seconded by: Herb Neher  
That the minutes of the Planning & Development Committee meeting held on April 28, 2009 at the Crosshill Council Chambers be adopted as presented. Carried
- P. & D. 50/09 – Grand River Conservation Authority re: Application for Permission No. 84/09, 1163 Geddes St., Hawkesville – For information
- P. & D. 51/09 – Amendment to Fees & Charges By-law 19/2005 – For information
- P. & D. 52/09 – Planning Report re: Elmarco Developments
- 143 Moved by: Paul Hergott – Seconded by: Shelley Wagner  
That the Council of the Township of Wellesley accept the proposed changes in the By-law attached as Appendix “A” to the Planning Report regarding a Zoning By-law Amendment to the Comprehensive Zoning By-law 28/2006. Carried
- P. & D. 53/09 – Minor Variance Application A4/09, 35 Jane St., St. Clements
- 144 Moved by: Herb Neher – Seconded by: Paul Hergott  
That the Council of the Township of Wellesley advise the Committee of Adjustments that it has no objection in the matter of the Minor Variance Application A4 for lands owned by M. Ratthe, 35 Jane St., St. Clements, Plan 620 Pt Lt 4 & 5 Township of Wellesley and that the application may be approved by the Committee of Adjustments. Carried
- P. & D. 54/09 – Planning Report re: Places to Grow Conformity Request
- 145 Moved by: Herb Neher – Seconded by: Paul Hergott  
That the Council of the Township of Wellesley approve the following resolution:  
Whereas the Province’s *Places to Grow Act, 2005* requires municipalities within the Greater Golden Horseshoe Growth Plan Area to amend their Official Plans to conform with the Provincial Growth Plan by June 16, 2009;  
And whereas area municipalities in the Regional Municipality of Waterloo are dependent upon completion of the Regional Municipality of Waterloo Official Plan in order to complete area municipal official plans and conform with the *Places to Grow Act, 2005*;  
And whereas the Region of Waterloo is in the midst of reviewing its Official Plan to, among other things, bring the Regional Official Plan into conformity with the *Places to Grow Act, 2005*;  
And whereas the Region contemplates adoption of the new Regional Official Plan by June 16, 2009;

---

And whereas the Draft Regional Municipality of Waterloo Official Plan contains provisions requiring area municipal official plans to be brought into conformity with the approved Regional Municipality of Waterloo Official Plan within two years of the date of approval of the Regional Official Plan;

BE IT RESOLVED THAT The Council of the Corporation of the Township of Wellesley hereby advises the Ministry of Energy and Infrastructure that the City cannot achieve the conformity requirements of the *Places to Grow Act, 2005* by June 16, 2009 and hereby requests that the Minister extend the period for Official Plan conformity for one year to June 16, 2010.

AND FURTHER THAT Wellesley Council authorize the Mayor to forward a letter regarding this request to the Minister of Energy and Infrastructure. Carried

Additional material from K. Smart & Associates regarding ROP will be included in the May 19, 2009 Council Agenda. Mr. Jefferson will attend.

- 146 Moved by: Ross Kelterborn – Seconded by: Shelley Wagner  
That the Council of the Township of Wellesley provide a copy of the ESPO delegation report from May 4, 2009 to Regional Planning staff with a request that Regional staff attend Township Council to provide a response to the ESPO report. Carried

- 147 Moved by: Ross Kelterborn – Seconded by: Paul Hergott  
That the Council of the Township of Wellesley authorize WTH to access funds from the Koehler Estate to purchase supplies for Historical documents preservation; to hire the archivists for 2 additional days and to complete the reproduction of microfilm copies of the Maple Leaf Newspaper at a cost of \$150.00 per roll (2 rolls). Funds to be accessed from interest accrued to the Mr. Koehler Estate Account. Carried

Councillor Olender spoke about the site inspection attended by some Councillors with Owen Bauman who is looking for advice on how to get development in the manner that he wants it. Councillor Olender indicated no commitments were made to Mr. Bauman at that time.

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

Chairperson: Paul Hergott

R. & B.; P. & F. 56/09 – Road & Bridge; Property & Fire Committee Meeting Minutes  
Held on April 21, 2009

- 148 Moved by: Ross Kelterborn – Seconded by: Jim Olender  
That the minutes of the Road & Bridge; Property & Fire Committee meeting held on April 28, 2009 at the Crosshill Council Chambers be adopted as presented. Carried

**COUNCIL MEETING MINUTES  
2009**

**May 4,**

- 
- R. & B.; P. & F. 57/09 – Resolution from the Region of Waterloo re: Fees & Charges By-law for Heidelberg Water Works Upgrade
- 149 Moved by: Jim Olender – Seconded by: Herb Neher  
That the Council of the Township of Wellesley support the resolution brought forth by the Region of Waterloo regarding Fees & Charges By-law for Heidelberg Water Works Upgrade as detailed in File No. R. & B.; P. & F. 57/09. Carried
- R. & B.; P. & F. 58/09 – Letter from Nestle Waters Canada re: Bottled Water Issue - For information
- R. & B.; P. & F. 59/09 – Fire Call Reports – For information
- Mayor Kelterborn spoke to the letter regarding Ament Line/Manser Road property owners (see attached Appendix “B”).

**Administration/Finance:**

- Chairperson: Ross Kelterborn
- Admin./Finance 69/09 – Administration & Finance Committee Minutes from meeting Held on April 28, 2009
- 150 Moved by: Jim Olender – Seconded by: Shelley Wagner  
That the minutes of the Administration & Finance Committee meeting held on April 28, 2009 at the Crosshill Council Chambers be adopted as presented. Carried
- Admin./Finance 70/09 – Alternative Land Use Services – For information
- Admin./Finance 71/09 – Transfer of Reserve Accounts
- 151 Moved by: Shelley Wagner – Seconded by: Jim Olender  
That the Council of the Township of Wellesley approve the transferring of funds into Reserve Accounts in the amount of \$3,799,299.12 for 2008. Carried
- Admin./Finance 72/09 – Civic Night in Stratford June 17, 2009 – For information
- Admin./Finance 73/09 – Ontario Budget Commentary March 26, 2009 – For information
- Admin./Finance 74/09 – Federation of Canadian Municipalities – Update of Federal Infrastructure Funding – For information
- Admin./Finance 75/09 – Signing of WNH Proxy
- 152 Moved by: Herb Neher – Seconded by: Paul Hergott

That the Council of the Township of Wellesley authorize the Mayor and Clerk to sign the Proxy solicited by management for the Annual Meeting of Waterloo North Hydro Shareholders. Carried

Page 5 of

7

**COUNCIL MEETING MINUTES  
2009**

---

May 4,

**Recreation:**

Chairperson: Shelley Wagner

Recreation 23/09 – Recreation Committee Minutes from April 21, 2009

153 Moved by: Jim Olender – Seconded by: Paul Hergott

That the minutes of the Recreation Committee meeting held on April 28, 2009 at the Crosshill Council Chambers be adopted as presented. Carried

Mayor Kelterborn addressed Service Challenges further suggesting a letter be drafted to Service Board Chairs to congratulate for their initiatives.

Recreation 24/09 – Land Acquisition Offer from the Nafziger Family

154 Moved by: Jim Olender – Seconded by: Ross Kelterborn

That the Council of the Township of Wellesley offer the Nafzigers a donation receipt in an amount to be negotiated as compensation for lands being Lot 62, Plan 1148 Gerber Road, Wellesley. The lands are to be used by the Township of Wellesley for open space and passive recreational purposes. Carried

155 Moved by: Ross Kelterborn – Seconded by: Paul Hergott

That the Council of the Township of Wellesley forward a congratulatory letter to each Recreation Service Board recognizing their continued and successful efforts to enhance new membership. Carried

**Personnel:**

Chairperson: Herb Neher

Personnel 14/09 – OAPSO Training Program – Request from the By-law Enforcement Officer

156 Moved by: Jim Olender – Seconded by: Paul Hergott

That the Council of the Township of Wellesley authorize Andrew Loch to attend the five day training program in King City, Ontario being the OAPSO Basic Training, Part One of the Certification Program. The total cost of \$875.00 + \$127.28 in expenses to be funded from the 2009 By-law Seminars and Workshops Account, and further that Andrew Loch be paid his regular wages for the additional two days. Carried

Personnel 15/09 – Linwood Training Report – For information

Councillor Wagner questioned the reason for the second day of training in order for the people who missed the first session were able to attend the second session? Councillor Hergott responded affirmative.

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

**Page 6 of**

**7**

**COUNCIL MEETING MINUTES  
2009**

**May 4,**

- 
- C** Moved by: Jim Olender - 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

**Accounts:** None

**Unfinished Business:**

Rik Louwagie, CBO to provide costs on painting or dry walling in the Council Chambers.

**New Business:**

Restrooms in the Township facilities are for the public. Brad Voisin, Director of Recreation to report at the Committee Meeting on May 26<sup>th</sup>, 2009 regarding access to washrooms at parks and public washrooms to promote tourism.

**Other Reports:**

Councillor Olender attended Block Parent meeting.  
KW Community Foundation wants to come as a delegation. Arrangements in progress.  
Linwood Library – suggestion to have a wall mural. Mayor Kelterborn advised he would like to look at Elmira's Library mural before committing and in his opinion, the mural should be realistic.

**Caucus:**

**By-Laws:**

- D** Moved by: Herb Neher - Seconded by: Paul Hergott  
By-Law Nos.  
21/2009 – By-law to Amend By-law 19/2005 Fees & Charges  
22/2009 – By-law to Confirm Establishing and Laying Out of Highways being extensions of Nithbank Road and Village Road in the Township of Wellesley  
23/2009 – A By-law to Amend By-law Number 28/2006, as Amended, Being a Zoning By-law for the Township of Wellesley (Elmarco Developments)  
24/2009 - Confirming
- E** Moved by: Jim Olender - Seconded by: Herb Neher

That By-Law No. 21/2009; 22/2009; 23/2009 and 24/2009 pass first and second readings. Carried

F Moved by: Shelley Wagner - Seconded by: Herb Neher  
That By-Law No. 21/2009; 22/2009; 23/2009 and 24/2009 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

**Page 7 of**

**7**  
**COUNCIL MEETING MINUTES**  
**2009**

**May 4,**

---

<b>Next Meetings:</b>	Regular Council Meeting	May 19, 2009	6:45pm
	Regular Committee Meeting	May 26, 2009	6:45pm
	Regular Council Meeting	June 1, 2009	6:45pm

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

---

CAO/Clerk, Susan Duke

---

Mayor – Ross Kelterborn