

TOWNSHIP OF WELLESLEY

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April 21, 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 April 21, 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:

118 Moved by: Jim Olender – Seconded by: Paul Hergott
That the minutes of the Regular Council Meeting of April 6, 2009 at the Crosshill Council Chambers be adopted as presented. Carried

Petitions: None

119 Moved by: Herb Neher – Seconded by: Shelley Wagner
That the Council Meeting adjourn in order to hold a Public Meeting in the matter of an Amendment By-law 19/2005 Regulating Fees & Charges for Certain Services in the Township of Wellesley. Carried

PUBLIC MEETING:

Mr. Rik Louwagie. CBO presented a report detailing the additions to the Fees & Charges By-law 19/2005 to include septic system installation and improvement fees. No one from the public addressed Council in this matter. Council discussed monitoring fees for one year prior to making adjustments to the fees charged by the Region of Waterloo.

120 Moved by: Paul Hergott – Seconded by: Shelley Wagner
That the Public Meeting in the matter of an Amendment By-law 19/2005 Regulating Fees & Charges for Certain Services in the Township of Wellesley does now adjourn and the Regular meeting resume. Carried

Delegations:

121 Moved by: Herb Neher – Seconded by: Jim Olender
That the following be received as delegations:
1) Cathy Durst, LHIN Presentation to Council
2) Barbara Wurtele, Avon Train Member re: Avon Trail Re-Route request
3) Willard Barth and Ed Ries, Township Residents re: Avon Trail Re-Routing issue
4) Sandra Burt, President ESPO re: Avon Trail Re-Routing issue

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Cathy Durst and Sandra Hanmer, LHIN

Cathy Durst presented the LHIN presentation. Copies of the presentation was provided to Council in the agenda package (See attached Appendix "A"). Cathy Durst provided Council with an update of activities of LHIN organization since the last visit to Council. Council asked questions and Cathy Durst responded.

Barbara Wurtele, Avon Trail Member

Barbara Wurtele stated that the Avon Trail is just a foot path which follows the Bruce Trail guidelines for installation. Barbara Wurtele requested that Council consider extending the Avon Trail on unopened road allowance east of Notre Dame to Cedar Grove Road.

Willard Barth, founding member of ESPO spoke regarding the ESL in respect of the Avon Trail. Ed Reis, ESPO member owns property at the west side of Sunfish Lake on the north side of Berlets Road, indicated the property backs onto the road allowance and has wet areas with spots of quicksand which makes the area hazardous. Mr. Reis is in opposition because of the liability and the potential disruptive uses issue.

Sandra Burt, President ESPO owns property which abuts Schnieder's Bush Trail, indicating the aforementioned issues exist on the Schneiders Trail to date. Sandra Burt spoke about the ESPO organization, summarizing members of ESPO are in opposition to trails and that they are contrary to the goals of ESL.

Mayor Kelterborn suggested private land owners should be contacted to ask for permission prior to any commitment being made to the Avon Trails request.

Committee of the Whole:

A Moved by: Paul Hergott – Seconded by: Shelley Wagner
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. 36/09 – Certificate of Occupancy – For information
CO-16-09, Tobias M. Bauman, 5885 Derobah Glaister Line, RR# 2 Wellesley

P. & D. 37/09 – Minor Variance Application A3/09 re: 3593 Manser Road
– For information

P. & D. 38/09 – Minor Variance Application A2/09 re: 5705 Buehler Line – For
information

P. & D. 39/09 – Minor Variance Application A1/09 re: 4263 Lobsinger Line
– For information

P. & D. 40/09 – Grand River Conservation Authority re: Green Energy & Green
Economy Act, 2009 – Bill 150 – For information

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- P. & D. 41/09 – Committee of Adjustments Minutes re:4161 Weimar Line – For information
- 122 P. & D. 42/09 – Septic System Permit Fee Structure
Moved by: Herb Neher – Seconded by: Paul Hergott
That the Council of the Township of Wellesley amend By-law 19/2005 to include building permits for a new septic system or alteration to an existing septic system at a fee of \$450.00 each. Carried
- 123 P. & D. 46/09 – 35 Jane St. St. Clements
Moved by: Paul Hergott – Seconded by: Shelley Wagner
That the Council of the Township of Wellesley authorize the CAO/Clerk and Mayor to prepare and enter into an agreement with the owners of 35 Jane St. St. Clements to allow them to use the accessory building being constructed under building permit number 2009-21 for storage purposes only pending the outcome of a minor variance application to allow for an increased building height. Carried
- 124 P. & D. 43/09 – Comprehensive Zoning By-law Amendment re: Travel Trailer
Moved by: Herb Neher – Seconded by: Paul Hergott
That the Council of the Township of Wellesley approve Option #2 in P. & D. 43/09 Report regarding the interpretation of By-law 28/2006 regarding occupancy of trailers. Carried
- P. & D. 44/09 – Grey-Bruce OBOA Chapter Builder Forum – Summary of Seminar
– For information
- 125 P. & D. 45/09 – Planning Report re: Wellesley Public School Site Plan Agreement
Moved by: Paul Hergott – Seconded by: Shelley Wagner
That the Council of the Township of Wellesley authorize the Mayor and Clerk to sign the Wellesley Public School Site Plan Control Agreement, subject to insertion of the revised Schedule “B” as attached to the report in File No. P. & D. 45/09 and subject to direction from the Chief Building Official. Carried
- Council discussed construction issues surrounding the Wellesley School site.
- 126 P. & D. 47/09 – Notice of Application & Request for a Public Meeting re: 1001 Isabella St. Linwood
Moved by: Ross Kelterborn – Seconded by: Shelley Wagner
That the Council of the Township of Wellesley schedule and advertise a public meeting in the matter of a proposed Zoning By-law Amendment 03/2008 for lands owned by Jones Feed Mill, 1001 Isabella St., Lot 10, Concession 10, Township of Wellesley and that the meeting be scheduled for May 19, 2009 at 6:45pm in the Council Chambers at 4805 William Hastings Line, Crosshill. Carried

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Road & Bridge; Property & Fire:

Chairperson: Paul Hergott

- R. & B.; P. & F. 46/09 – Resolution from the Tay Valley Township re: Ministry of Natural Resources Fisheries Zone 18
- 127 Moved by: Herb Neher – Seconded by: Jim Olender
That the Council of the Township of Wellesley support the resolution brought forth by the Tay Valley Township regarding Fisheries Zone 18 as detailed in File No. R. & B.; P. & F. 46/09. Carried
- R. & B.; P. & F. 47/09 – Fire Call Reports – For information
- R. & B.; P. & F. 48/09 – Lot Grading Release for Lots 27 & 72, RP58M-189 Wellesley Village Estates
- 128 Moved by: Jim Olender – Seconded by: Herb Neher
That the Council of the Township of Wellesley approve a lot grading release for lots 27 and 72 RP58M-189 in the Wellesley Village Estates Subdivision. Carried
- R. & B.; P. & F. 49/09 – 2009 Maintenance Gravel Tender
- 129 Moved by: Jim Olender – Seconded by: Shelley Wagner
That the Council of the Township of Wellesley accept the tendered price from Joe Kerr Ltd., to crush, load and haul 40,000 tonnes of granular “M” maintenance gravel for \$243,600.00 or \$6.09 per tonne plus GST in 2009. Funding for this project is included in the 2009 Roads Operating Budget under the Gravel Resurfacing item. Carried
- R. & B.; P. & F. 50/09 – Region of Waterloo Special Event Permit – For information
- R. & B.; P. & F. 51/09 – Build Canada Fund – Communities Component – Intake #2 Application
- 130 Moved by: Jim Olender – Seconded by: Herb Neher
That the Council of the Township of Wellesley endorse the Public Works proposal for upgrading Greenwood Hill Road from a gravel road surface to a paved surface and further that Council authorize the Director of Public Works to submit Greenwood Hill Road from Weimar Line to Lobsinger Line for road base improvements and paving in our application for the Build Canada Fund – Communities Component Intake # 2 to be submitted by May 1, 2009 and further that the estimated total project cost of \$740,000.00 is to be cost shared on a 1/3rd basis with the Federal and Provincial governments leaving the Township of Wellesley share at \$246,666.67 (estimated) to be funded from the 2009 Future Roads Reserve. Carried
- Mayor Kelterborn questioned the volume of “digging out” to be done. Will McLaughlin, Director of Public Works & Environment responded.

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- R. & B.; P. & F. 52/09 – Infrastructure Stimulus Fund Application for Weimar Line Upgrades
- 131 Moved by: Shelley Wagner – Seconded by: Jim Olender
That the Council of the Township of Wellesley endorse the Public Works proposal for upgrading Weimar Line from a gravel road surface to a paved surface and further that Council authorize the Director of Public Works to submit Weimar Line from Greenwood Hill Road to Hutchison Road for road base improvements and paving in our application for the Infrastructure Stimulus Fund to be submitted by May 1, 2009 and further that the estimated total project cost of \$305,000.00 is to be cost shared on a 1/3rd basis with the Federal and Provincial governments leaving the township of Wellesley share at \$101,666.67 (estimated) to be funded from the 2009 Future Roads Reserve. Carried
- R. & B.; P. & F. 53/09 – Infrastructure Stimulus Fund Application for Hessen Strasse Upgrades
- 132 Moved by: Jim Olender – Seconded by: Herb Neher
That the Council of the Township of Wellesley endorse the Public Work proposal for upgrading Hessen Strasse from a gravel road surface to a paved surface and further that Council authorize the Director of Public Works to submit Hessen Strasse from Moser Young Road to Hutchison Road for road base improvements and paving as application number two for the Infrastructure Stimulus Fund to be submitted by May 1, 2009 and further that the estimated total project cost of \$1,200,000.00 is to be cost shared on a 1/3rd basis with the Federal and Provincial governments leaving the Township of Wellesley share at \$400,000.00 (estimated) to be funded from the 2009 Future Roads Reserve. Carried
- R. & B.; P. & F. 54/09 – Infrastructure Stimulus Fund Application for Siegner Bridge Upgrades
- 133 Moved by: Ross Kelterborn – Seconded by: Jim Olender
That the Council of the Township of Wellesley endorse the Public Work proposal for upgrade the handrails on the Siegner Bridge to enhance the safety of the travelling public and further that Council authorize the Director of Public Works to submit Siegner Bridge Handrail Upgrades as application number three for the Infrastructure Stimulus Fund to be submitted by May 1, 2009 and further that the estimated total project cost of \$300,000.00 is to be cost shared on a 1/3rd basis with the Federal and Provincial governments leaving the Township of Wellesley share at \$100,000.00 (estimated) to be funded from the 2009 Future Roads Reserve. Carried
- Council discussed concern about the condition of the asphalt where the sidewalk and parking lot meet at Water and Queen’s Bush at the Erb Financial property in Wellesley. Staff advised a catch basin in the parking lot of Erb Financial property connecting to the road catch basin should be installed by the owner. Township can provide outlet.

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- 134 Moved by: Ross Kelterborn – Seconded by: Jim Olender
That the Council of the Township of Wellesley authorize Public Works to contribute funding from the Storm Drain Account to install a drain from the Erb Financial lot line, a distance of approximately 10 feet to the catch basin on the opposite side of the sidewalk on Water Street. Carried

Administration/Finance:

Chairperson: Ross Kelterborn

Admin./Finance 66/09 – Lincoln M. Alexander Award 2009 – Call for Nominations
– For information

Admin./Finance 67/09 – 2009 Donation Requests

- 135 Moved by: Paul Hergott – Seconded by: Jim Olender
That the Council of the Township of Wellesley approve the distribution of funds to the recipients on the list of donations as detailed in File No. Admin./Finance 67/09 for 2009. Carried

Recreation:

Chairperson: Shelley Wagner

Recreation 17/09 – Enabling Accessibility Fund Program

- 136 Moved by: Paul Hergott – Seconded by: Herb Neher
That the Council of the Township of Wellesley authorize the Director of Recreation to make an application to the Enabling Accessibility Fund Program for improvements to the Wellesley Community Centre washroom facilities and to install door assists on the front doors of the Hawkesville/St. Clements/Wellesley Community Centres and the St. Clements / Wellesley Arenas. Matching funding is available through the Recreation Capital budget for 2009. Carried

Mayor Kelterborn asked if there will be recognition for St. Clements Ringette Team for their success? Brad Voisin advised it is being worked on and some suggestions were reviewed.

Personnel:

Chairperson: Herb Neher

Personnel 13/09 – Linwood Fire Station re: Training Reports – For information

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

- 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

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Accounts:

- 137 Moved by: Shelley Wagner – Seconded by: Jim Olender
That the Accounts in the amount of \$1,414,841.37 dated March 31, 2009 be approved as presented. Carried
- 138 Moved by: Paul Hergott – Seconded by: Jim Olender
That the Financial Statement as of March 31, 2009 be approved as presented. Carried

Unfinished Business: None

New Business:

Caucus: None

By-Laws:

- D Moved by: Jim Olender - Seconded by: Herb Neher
By-Law Nos.
20/2009 - Confirming be read a first and second time. Carried
- E Moved by: Paul Hergott - Seconded by: Jim Olender
That By-Law No. 20/2009 pass first and second readings. Carried
- F Moved by: Herb Neher - Seconded by: Shelley Wagner
That By-Law No. 20/2009 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

Other Reports:

A Celebration is scheduled for the Health Centre on Wednesday April 22, 2009.
Suggestion that Mayor Kelterborn ask Ken Seiling to host a reception for the Highland Fusilliers.

Next Meetings:

Regular Committee Meeting	April 28, 2009	6:45pm
Regular Council Meeting	May 4, 2009	6:45pm
Regular Council Meeting	May 19, 2009	6:45pm

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

CAO/Clerk, Susan Duke

Mayor – Ross Kelterborn