

A G E N D A
COUNCIL MEETING

TOWNSHIP HALL – CROSSHILL

October 3, 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 September 20, 2011

II Receiving Petitions:

PUBLIC MEETING: Zoning By-law Amendment 03/2011
1020 Molesworth St.,
Wellesley

III Delegations:

1) Jason & Cynthia Jantzi and Robert Doerner re: Proposed 45 Metre Telecommunications
Monopole at Moser-Young and Hessen Strasse

IV Committee of the Whole:

- (1) Planning & Development
- (2) Road & Bridge; Property & Fire
- (3) Administration/Finances
- (4) Recreation
- (5) Personnel

V Accounts

Financial Statement

VI Unfinished Business:

VII New Business:

VIII Other Reports:

IX Caucus: Section 239(2)() of the Municipal Act

X Read By-Laws First and Second Times:
35/2011 – Confirming

XI Pass First and Second Readings:
35/2011

XII Read By-Laws Third Time, Pass, Sign and Seal:
35/2011

XIII	Next Meetings: Regular Council Meeting	October 18, 2011	6:30pm
	Regular Committee Meeting	October 25, 2011	6:45pm
	Regular Council Meeting	November 7, 2011	6:45pm

XIV Motion to Adjourn

TOWNSHIP OF WELLESLEY

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COUNCIL MEETING MINUTES

September 20, 2011

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 September 20, 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:

215 Moved by: Paul Hergott – Seconded by: Shelley Wagner
That the minutes of the Regular Council Meeting of September 6, 2011 at the Crosshill Council Chambers be adopted as presented. Carried

Petitions: None

Delegations:

216 Moved by: Shelley Wagner – Seconded by: Jim Olender
That the following be received as delegations:
1) Mr. Ron Hackett re: WTHHS Matters
2) Mr. Derek Snyder, Pro Sunday Hunting Advocate
Carried

Mr. Ron Hackett

Mr. Hackett updated Council on the WTHHS financials status including accounts, GIC's, DVD sales etc. Mr. Hackett requested permission from Council to digitalize the Maple Leaf Journal and make it available for sale to the public.

Mr. Hackett informed Council that a historical presentation is scheduled for October 18, 2011 starting at 7:30pm by Mr. Ron Futher who will be talking about the Wellesley Fire Station. Mr. Hackett further requested Council change the October 18th Council Meeting date in order that members of Council could be available to attend this presentation.

Mr. Hackett invited everyone to come to the Historical/Heritage room in the Wellesley Library during the ABC Festival on September 24, 2011.

Mr. Hackett thanked all Township staff for their support and help and wanted to request the contract for Nancy Maitland, Curator be extended to December 2012.

Mr. Derek Snyder

Mr. Snyder spoke of the new petition in support of Sunday Gun Hunting and has requested Council consider holding a public meeting to entertain the pros and cons of this issue, further suggesting there is not enough information received to date. Councillors asked questions with Mr. Snyder responding.

Mayor Kelterborn indicated this issue will be dealt with under unfinished business later in the agenda.

Committee of the Whole:

- A Moved by: Herb Neher – Seconded by: Jim Olender
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. 110/11 – Certificate of Occupancy – For information
CO-51-11 re: Emerson L. Martin, 5381 Ament Line, RR#1 Linwood
CO-52-11 re: Amos L. Martin, 4066 Lobsinger Line / 2641 Moser Young
RR#1 St. Clements
CO-53-11 re: Manassa S. Martin, 4176 Lobsinger Line, RR#1 St. Clements
CO-54-11 re: Amsey M. Martin, 2994 Manser Rd., RR#1 Linwood
CO-55-11 re: Soloman Brubacher, 7254 Line 86, Wallenstein

- 217 P. & D. 111/11 – Permission to Reproduce & Sell The Maple Leaf Journal
Moved by: Herb Neher - Seconded by: Ross Kelterborn
That the Council of the Township of Wellesley authorize Township staff to have the Township solicitor draft a Permissions Agreement pursuant to the Copyright Act regarding the request of the WTHHS to digitally reproduce and sell the Maple Leaf Journal: A Settlement History of Wellesley Township to the public. Carried
- 218 Moved by: Ross Kelterborn – Seconded by: Paul Hergott
That the Council of the Township of Wellesley support the Wellesley Township Heritage and Historical Society in their initiative to extend the contract for Nancy Maitland to December 2012. Funds to be taken from the Koehler Estate Interest Fund at a rate of \$19.00 per hour for 15 hours per month. Carried

Road & Bridge; Property & Fire:

Chairperson: Paul Hergott

- R. & B.; P. & F. 76/11 – Special Event Permit re: Wellesley Apple Butter & Cheese Festival September 24, 2011 – For information
- R. & B.; P. & F. 77/11 – Special Event Permit re: KW Oktoberfest October 2, 2011 – For information

COUNCIL MEETING MINUTES**Administration/Finance:**

Chairperson: Ross Kelterborn

Admin./Finance 77/11 – CUPE-SCFP re: Proclamation – Day of Recognition
Celebrating Child Care Workers Across Ontario on October
26th, 2011 – For information

Admin./Finance 78/11 – Resolution from the Town of Petrolia re: The Town of
Goderich

- 219 Moved by: Herb Neher – Seconded by: Paul Hergott
That this matter be deferred to the next meeting of Council. Carried

Admin./Finance 79/11 – Local Government Week October 16 – 22, 2011 – For
information

Admin./Finance 80/11 – Resolution from Southwest Economic Alliance (SWEA)
re: Request for an Economic Development Fund

- 220 Moved by: Herb Neher - Seconded by: Jim Olender
That the Council of the Township of Wellesley support the recommendation of the
Southwest Economic Alliance (SWEA) calling on the provincial government to
introduce a multi-year Southwestern Ontario Development Fund in the first budget of the
new legislative season as detailed in File No. Admin./Finance 80/11. Carried

Admin./Finance 81/11 – Sunday Gun Hunting
Moved by: Paul Hergott – No Seconder – Motion lost

- 221 Moved by: Herb Neher – Seconded by: Jim Olender
That the Council of the Township of Wellesley does not support Sunday Gun Hunting in
Wellesley Township. Carried

Recreation:

Chairperson: Shelley Wagner

Recreation 41/11 – Request from the Linwood & District Lions Club re: Special
Occasion Permit

- 222 Moved by: Jim Olender – Seconded by: Herb Neher
That the Council of the Township of Wellesley authorize the Linwood & District Lions
Club to hold their 25th Annual Cash Give Away Dinner & Dance on Saturday November
5th, 2011. Carried

Personnel:

Chairperson: Herb Neher

Personnel 38/11 – Thank You from Carol Gregory re: Roads Crew work – For
information

COUNCIL MEETING MINUTES

- B** Moved by: Paul Hergott - Seconded by: Shelley Wagner
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

Accounts:

- 223 Moved by: Shelley Wagner – Seconded by: Jim Olender
That the Accounts in the amount of \$1,517,557.09 dated August 31, 2011 be approved as presented. Carried
- 224 Moved by: Herb Neher – Seconded by: Paul Hergott
That the Financial Statement as of August 31, 2011 be approved as presented. Carried

Unfinished Business:**New Business:**

- 225 Moved by: Herb Neher – Seconded by: Jim Olender
That the Council of the Township of Wellesley change the starting time of the October 18th, 2011 Council Meeting to 6:30pm. Carried

Other Reports:

Councillor Olender stated he attended a meeting on September 9th focusing on violence against women. Councillor Olender stated statistics are astronomical and it is a growing problem.

Caucus:

- 226 Moved by: Paul Hergott – Seconded by: Shelley Wagner
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
- 227 Moved by: Paul Hergott – Seconded by: Jim Olender
That the Council meeting resume and report. Carried
- 228 Moved by: Ross Kelterborn – Seconded by: Shelley Wagner
That the minutes of the Caucus meeting held on September 6, 2011 at the Crosshill Council Chamber be adopted as presented. Carried

COUNCIL MEETING MINUTES

By-Laws:

- D Moved by: Paul Hergott - Seconded by: Herb Neher
By-Law Nos.
33/2011 – By-law to Designate a Site Plan Control Area – Linwood Public School
34/2011 - Confirming be read a first and second time. Carried

- E Moved by: Shelley Wagner - Seconded by: Paul Hergott
That By-Law No. 33/2011 and 34/2011 pass first and second readings. Carried

- F Moved by: Herb Neher - Seconded by: Jim Olender
That By-Law No. 33/2011 and 34/2011 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

Next Meetings:

Regular Committee Meeting	September 27, 2011	6:45pm
Regular Council Meeting	October 3, 2011	6:45pm
<i>Public Meeting – Zoning By-law Amendment 03/2011 re: 1020 Molesworth St. Wellesley</i>		
Regular Council Meeting	October 18, 2011	6:45pm

229 On a motion by Paul Hergott, the Council meeting does now adjourn.

Executive Director Corporate/Clerk – Susan Duke

Mayor – Ross Kelterborn

**CORPORATION OF THE
TOWNSHIP OF WELLESLEY**

BY-LAW NUMBER 35/2011

**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 3rd day of October, 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 3rd day of October, 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 3rd day of October, 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 3rd day of October, 2011.

Read a third and final time and passed this 3rd day of October, 2011.

Mayor Ross Kelterborn

Executive Director Corporate/Clerk, Susan Duke