



**TOWNSHIP OF WILMOT
COUNCIL MEETING MINUTES
MONDAY, JUNE 1, 2015**

**CLOSED COUNCIL MEETING
WILMOT COMMUNITY ROOM
5:45 P.M.
REGULAR COUNCIL MEETING
COUNCIL CHAMBERS
7:00 P.M.**

**Members Present: Mayor L. Armstrong, Councillors A. Junker, P. Roe, B. Fisher, J. Gerber,
M. Murray**

**Staff Present: Chief Administration Officer G. Whittington, Director of Clerk's Services
B. McLeod, Deputy Clerk D. Mittelholtz, Director of Public Works G. Charbonneau,
Director of Facilities and Recreation Services S. Nancekivell, Director of
Development Services H. O'Krafka, Fire Chief M. Raine, Planner/EDO A. Martin,
Manager of Accounting P. Kelly**

1. MOTION TO CONVENE INTO CLOSED SESSION

Resolution No. 2015-118

Moved by: B. Fisher

Seconded by: A. Junker

**That Council convene into Closed Session on Monday, June 1, 2015 at 5:45 P.M. to consider
subject matter that falls under the *Municipal Act 2001, Section 239 (2) (a) the security of the
property of the municipality or local board, and Section 239 (2) (g) a matter in respect of which a
council, board, committee or other body may hold a closed meeting under another Act.***

CARRIED.

2. MOTION TO RECONVENE IN OPEN SESSION

Resolution No. 2015-119

Moved by: P. Roe

Seconded by: J. Gerber

That we reconvene into Open Session of Council at 7:00 p.m. in the Council Chambers.

CARRIED.

3. MOMENT OF SILENCE

4. ADDITIONS TO THE AGENDA

**5. DISCLOSURE OF PECUNIARY INTEREST UNDER THE MUNICIPAL CONFLICT OF INTEREST
ACT**

6. MINUTES OF PREVIOUS MEETINGS

6.1 Council Meeting Minutes May 25, 2015

Resolution No. 2015-120

Moved by: M. Murray

Seconded by: A. Junker

THAT the minutes of the following meeting be adopted as presented:

Council Meeting May 25, 2015.

CARRIED.

7. PUBLIC MEETINGS

8. PRESENTATIONS/DELEGATIONS

9. REPORTS

9.1 CAO – no reports

9.2 CLERKS

9.2.1 REPORT NO. CL2015-15

**Baden Corn Festival and Baden Fire Fighters Association Co-ed Slo-Pitch
Baseball Tournament Noise By-Law Exemption and
Amending By-law**

Resolution No. 2015-121

Moved by: P. Roe

Seconded by: A. Junker

THAT Schedule A of By-law No. 2007-17 be amended to include the Baden Corn Festival and Baden Firefighters Association Co-ed Slo-Pitch Baseball Tournament.

CARRIED.

**9.2.2 REPORT NO. CL2015-16
Independent Electricity System Operator (IESO)
FIT Program
Request for Municipal Support
Re Rooftop Solar Applications
Wilmot Township**

Resolution No. 2015-122

Moved by: M. Murray

Seconded by: P. Roe

WHEREAS Green Energy Cooperatives of Ontario (GECO) (the “Applicant”) proposes to construct and operate several rooftop solar PV systems, (the “Projects”) on 66, 108, 116, 124, 132, 140 and 148 Hincks Street, New Hamburg (the “Lands”) in the Township of Wilmot under the Province’s FIT Program. (Attached as Schedule ‘A’ to this report.)

AND WHEREAS Solar Power Network (the “Applicant”) proposes to construct and operate rooftop solar PV systems, (the “Projects”) on 65 Heritage Drive and 30 Marvin Street, New Hamburg (the “Lands”) in the Township of Wilmot under the Province’s FIT Program. (Attached as Schedule ‘B’ to this report.)

AND WHEREAS the Applicants have requested that the Council of The Township of Wilmot indicate by resolution, Council’s support for the construction and operation of the projects on the lands,

AND WHEREAS pursuant to the FIT Rules, Version 4.0, Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicants being offered a FIT Contract prior to other Persons applying for FIT Contracts;

NOW THEREFORE BE IT RESOLVED,

THAT the Council of The Township of Wilmot supports the construction and operation of the Projects on the Lands.

AND FURTHER THAT all requests for municipal support for the Province’s FIT Program shall continue to be considered by Council on an individual basis,

AND FURTHER THAT this resolution’s sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be used for the purpose of any other form of municipal approval in relation to the Application or Projects, or for any other purpose.

CARRIED.

9.3 FINANCE

**9.3.1 REPORT NO. FIN 2015-22
Canada 150 Community Infrastructure Program**

Resolution No. 2015-123

Moved by: B. Fisher

Seconded by: A. Junker

THAT the Township of Wilmot application to Canada 150 Community Infrastructure Program for trail development within the WRC Woodlot and Schmidt Woods be endorsed.

CARRIED.

The Director of Facilities and Recreation Services highlighted the report.

Councillor J. Gerber expressed that all residents and visitors to the Township will benefit from this potential funding. He also noted his pleasure in seeing so many Township Departments being involved in this project.

9.4 PUBLIC WORKS

9.4.1 REPORT NO. PW-2015-14 Phragmites Control in the Laurel Creek Headwaters Environmentally Sensitive Landscape

Resolution No. 2015-124

Moved by: P. Roe

Seconded by: A. Junker

THAT the Township of Wilmot authorize Region of Waterloo staff to work on the Wilmot Line and Carmel-Koch road allowances, within the Laurel Creek Headwaters ESL, to undertake a control program for Phragmites.

CARRIED.

The Director of Public Works highlighted the report and noted that the Townships of Wellesley and Woolwich and the City of Waterloo have passed resolutions for the Region to carry out the program.

Councillor P. Roe noted that taking steps to eliminate this evasive species is a positive initiative and that taking similar action for other species would have been beneficial, however they have now become too wide spread.

Mayor L. Armstrong concurred with Councillor P. Roe and indicated that provincial intervention could be considered or requested in the future.

9.5 DEVELOPMENT SERVICES

9.5.1 REPORT NO. DS 2015-21 Beckdale Trailways and Schmidt Woods

Resolution No. 2015-125

Moved by: M. Murray

Seconded by: B. Fisher

- 2. THAT Council accept the generous donation of lands from the Schmidt Estate for the purposes of trails and parklands as follows:**
 - 2. Schmidt Woods (Parts 1&2, 58R-18339);**
 - 2. Beckdale North Trailway (Parts 1, 2 & 3, 58R-18335);**
 - 3. Beckdale South Trailway & Gateway Park (Part 3, 58R-18584 and Parts 1, 2 & 3, 58R-18304); and,**

4. Beckdale Lane & Path (Parts 1 & 2, 58R-18584 and Parts 1, 2, 3, 4 & 5, 58R-13806)

- 2. THAT Council agree to convey an easement over the future Beckdale Lane in favour of the properties abutting the lane and subject to the conditions of use, maintenance and future construction identified within the document attached as Appendix C to this report.**

CARRIED.

The Director of Development Services highlighted the report.

Mr. Brian Kelly, the Solicitor for the Schmidt Estate stated his belief that Harold and Enid Schmidt would have been proud to donate this legacy for recreational purposes that will link Baden to the Wilmot Recreational Complex. He thanked the Director of Development Services for his work and the work of his staff in completing this part of the project.

Councillor B. Fisher commented that he is very excited about this project. He offered his thanks to the Estate, the churches and staff for their hard work and efforts.

Councillor M. Murray reiterated the comments made by Councillor B. Fisher and commended all individuals involved.

Councillor A. Junker echoed the statements made by the other members of Council and reflected on the time he worked with Harold Schmidt as a member of Council and as a Member of Local Architectural Conservation Advisory Committee. He remembered Mr. Schmidt as a man with deep passion for heritage and for helping the youth of Baden. He noted that this use of their Estate is very appropriate to the type of people they were.

Councillor J. Gerber thanked Councillor A. Junker for his personal account of who Harold and Enid Schmidt were and what they meant to the community. Councillor J. Gerber noted his personal satisfaction is seeing what has grown since the initial purchase of the property which is now the Wilmot Recreation Complex. He further commended the Director of Development Services and his staff for what they have accomplished.

Councillor P. Roe was in agreement with the comments raised previously by the other Members of Council. He expressed that he is pleased with the lasting benefits that this project will have for generations to come and that it will incorporate the Beckdale name which retains the Sir Adam Beck history in Baden.

Mayor L. Armstrong also thanked the work of the people involved with this project. He stated his appreciation for ensuring that the legacy of the Schmidt Estate is preserved and he commented that Harold would be pleased.

**9.5.2 REPORT NO. DS 2015-22
Zone Change Application 07/15
Craig McNally
Lot 130 and Part of Lot 129, Plan 627
Parts 2 and 3, Plan 58R-4327
55 Snyder's Road West, Baden**

Resolution No. 2015-126

Moved by: A. Junker

Seconded by: M. Murray

THAT Zone Change Application 07/15 made by Craig McNally, affecting Lot 130 and Part of Lot 129, Plan 627, being Parts 2 and 3, Plan 58R-4237, be approved to permit a dwelling unit to be

located within an accessory building and to reduce the required off-street parking spaces for the property to a minimum of five spaces.

CARRIED.

The Planner/EDO highlighted the report.

**9.5.3 REPORT NO. DS 2015-23
Partial Release of Safety Berm Easement
Lot 46, Plan 58M-495
96 Smith's Creek Drive, New Hamburg**

Resolution No. 2015-127

Moved by: B. Fisher

Seconded by: A. Junker

THAT the Township release the Safety Berm Easement between the Township of Wilmot and the owner(s) of 96 Smith's Creek Drive from the title of Lot 46, Plan 58M-495 as it applies to the portion said lands where the berm has not been constructed, subject to the following conditions:

- 1. That, prior to registration of the release, the Township of Wilmot be advised by the Region of Waterloo that they have no objection to the release;**
- 2. That the applicant be responsible to provide, at no cost to the Township, revised engineering drawings to reflect the modified berm and lot grading and drainage on Lot 96;**
- 3. That the applicant be responsible for all costs associated with the preparation and registration of a reference plan to describe the lands to be released;**
- 4. That the applicant be responsible for all costs related to the preparation and registration of the release by the Township or that the applicant prepare and register the release of the agreement at no cost to the Township of Wilmot.**

CARRIED.

The Planner/EDO highlighted the report.

9.6 FACILITIES AND RECREATION SERVICES – no reports

9.7 FIRE – no reports

9.8 CASTLE KILBRIDE – no reports

10. CORRESPONDENCE – no correspondence

11. BY-LAWS

- 11.1 By-law No. 2015-35 – Zone Change Application 07/15, Craig McInally, Lot 130 and Part of Lot 129, Plan 627, Parts 2 and 3, Plan 58R-4327, 55 Snyder's Road West, Baden**
- 11.2 By-law No. 2015-36 – By-Law to Amend Schedule A of By-Law 2007-17, Permanent Exemptions To The Noise By-Law**

Resolution No. 2015-128

Moved by: A. Junker

Seconded by: P. Roe

THAT By-law Nos. 2015-35 and 2015-36 be read a first, second and third time and finally passed in Open Council.

CARRIED.

12. NOTICE OF MOTIONS

13. QUESTIONS/NEW BUSINESS/ANNOUNCEMENTS

- 13.1 Mayor L. Armstrong noted the success of the Mennonite Relief Sale on May 30, 2015. Despite the rain it was well attended.
- 13.2 Mayor L. Armstrong reminded Council of the Splash Pad Grand Opening taking place on June 5, 2015 beginning at 5:30 pm.
- 13.3 Councillor P. Roe informed Council that he will regretfully be absent from the June 22, 2015 Council Meeting.

14. BUSINESS ARISING FROM CLOSED SESSION

15. CONFIRMATORY BY-LAW

- 15.1 By-law No. 2015-37

Resolution No. 2015-129

Moved by: J. Gerber

Seconded by: M. Murray

THAT By-law No. 2015-37 to Confirm the Proceedings of Council at its Meeting held on June 1, 2015 be introduced, read a first, second, and third time and finally passed in Open Council.

CARRIED.

16. ADJOURNMENT (7:40 P.M.)

Resolution No. 2015-130

Moved by: J. Gerber

Seconded by: B. Fisher

THAT we do now adjourn to meet again at the call of the Mayor.

CARRIED.

Mayor

Clerk