

**ST. CLAIR TOWNSHIP
COUNCIL MINUTES
SESSION #12**

St. Clair Civic Centre
Council Chambers
June 22, 2009
7:00 p.m.

The regular semi-monthly meeting of the Council of the Corporation of the Township of St. Clair was held this evening with the following members present:

	S. Arnold	Mayor
	P. Gilliland,	Deputy Mayor
	P. Carswell-Alexander,	Councillor
	P. Brown,	“
	D. Randell,	“
	S. Miller,	“
	J. Agar,	“
Staff:	J. Rodey,	CAO
	J. DeMars,	Director of Administration/Clerk/ Deputy CAO

AGENDA:

Declaration of Conflict of Interest:

Adopt Minutes:

Council Meeting of June 8, 2009 Session #11
Committee of the Whole of June 8, 2009
Moore Museum of May 6, 2009
Sombra Museum of May 21, 2009

Business Arising from the Minutes:

DEPUTATIONS AND APPOINTMENTS:

7:00pm – Raymond Fillion – Sarnia and District Labor Council – buy Canadian
7:30pm - Proposed by-law amendment for 3121 Waubuno Road
7:40pm – Mark Huzveka - site plan amendment Envirofresh
8:00pm – Don Fysh – Dow Chemical decommissioning project
8:30pm – Nancy Lisabeth – Taxi by-law amendment

CORRESPONDENCE:

- a) Brigden Optimist – Permission
- b) Ontario Federation of Anglers and Hunters – Small game license
- c) Nancy Lisabeth – Taxi license by-law
- d) Jeff Tromblay – Parking regulation
- e) Port Lambton Gala Days Committee – Permission
- f) Angela and Joshua Follett – Parking regulation
- g) Frank Peters – Permission
- h) Wallace burg Disaster Relief Committee – Request
- i) Rich and Mary McFadden – Stokes Award Drain-Burns Drain

INFORMATION:

- 1) County of Lambton –Agricultural Advisory Committee
- 2) County of Lambton – Children’s Charter of Rights
- 3) County of Lambton – G.I.S. maps
- 4) County of Lambton – Council highlights

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- 5) County of Lambton – Road designation study
- 6) O.M.A.F.R. – 2009/20101 Tile loan program
- 7) AMO Alert – Green Energy Act
- 8) St. Clair River Trail – May 27th meeting minutes
- 9) SHCA – invitation
- 10) Kaitlynn and Debbie Anderson – Water project
- 11) Lambton Farm Safety – April 27th meeting minutes
- 12) Raymond Fillion – Buy Canadian
- 13) Town of Fort Erie – Hospital closures
- 14) SCRCA – Conservation update
- 15) Egg Farmers of Ontario – Contest
- 16) Greg Shaw – Temporary second residence
- 17) Sarnia-Lambton Chamber of Commerce – LGS
- 18) Jim and Helga Loxton – damage
- 19) Andrew Cowie – HMCS St. Clair
- 20) Pat Davidson MP – Delegation appointments
- 21) John Kayer-Krauss – Brigden postal service
- 22) Michael Ignatieff MP – Rural leadership
- 23) Petition – Parking in Courtright

DRAINS:

Drainage By-law #28 of 2009 – Burch Drain South – Construction
Drainage By-law #29 of 2009 – Wright Drain – Construction
Drainage By-law #30 of 2009 – Gov't #3 Drain – Construction
Drainage By-law #31 of 2009 - Burns Drain – Construction
Drainage By-law #32 of 2009 – Repeal By-law #26 of 2002 – Courtright #1 Drain

REPORTS OF COMMITTEES AND OFFICERS:

PLANNER'S REPORT:

Site plan amendment for Envirofresh Farms
Site plan amendment for Invenergy
Report for proposed Zoning By-law amendment R3/09

TREASURER'S REPORT:

CMHC Municipal Infrastructure Lending program

CLERK'S REPORT:

Taxi licensing by-law

CAO'S REPORT:

CMHC financing
Legal – in camera

MOTIONS:

Lease – Port Lambton Athletic Association ~ VanDamme Park

BY-LAWS:

By-law #28 of 2009 - OIPC
By-law #32 of 2009 – parking regulations
By-law #33 of 2009 – Wilkesport sewer rate
By-law #21 of 2009 – 2009 operating budget
By-law #34 of 2009 – temporary residence
By-law #35 of 2009 – Fortification regulation
By-law #36 of 2009 – Amended site plan for Invenergy

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By-law #37 of 2009 – Amended site plan - Envirofresh

By-law #38 of 2009 – Townhouse - Site plan development agreement with Danbury Dev. for Walnut Grove

By-law #39 of 2009 – Condominium development site plan agreement with Marcel Beaubien and Michael Bourque

By-law #40 of 2009 – Zoning by-law amendment – B. Nicholson

By-law #41 of 2009 – Site Plan control agreement - Rogers Communications

COUNCILLORS REPORTS:

UNFINISHED BUSINESS:

NEW BUSINESS:

UPCOMING MEETINGS:

Committee of the Whole – Monday July 6, 2009 ~ 6:00pm

Regular Council – Monday July 20, 2009 ~ 7:00pm

ADJOURNMENT:

The Mayor called the meeting to order at 7:00 p.m. and welcomed Mr. Ray Phillion of the Sarnia and District Labor and the Canadian Labor Congress to make a presentation to Council in an effort for Council to adopt the Labor Council's buy Canadian strategy. Mr. Phillion in his presentation demonstrated that buying goods and services with at least a 50% domestic content would stimulate the Canadian economy and increase employment opportunities. In response to Council's questions, Mr. Phillion advised that to this point the cities of Stratford, Leamington, Chatham-Kent, Ingersol, Windsor, Toronto and York Region and Hamilton have adopted the buy Canadian procurement protocol. At the conclusion of the discussion it was;

Moved by D. Randell

Seconded by S. Miller

Motion #1: That St. Clair Township approve in principal the "Buy Canadian" protocol suggested by the Sarnia and District Labor Council and the Canadian Labor Congress and that Council would have regard to the practice in future procurements.

CARRIED

The Mayor asked members of Council to declare any conflicts of interest at the appropriate time.

DECLARATION OF CONFLICT OF INTEREST:

Mayor Arnold declared a conflict of interest in the discussion of the June 8th Council minutes at which time was discussed the Marcel Beaubien request and Council's consideration of By-law #39 of 2009. Mayor Arnold declared that he was an owner at the property known as 1590 St. Clair Parkway, did not participate in the discussion and left the Council Chambers. Councillor Brown declared a conflict of interest in the review of the Sombra Museum Boards minutes since he is related to a contractor hired to do maintenance work at the museum. Councillor Brown also did not participate in the discussion and left the Council meeting.

MINUTES:

Council proceeded to review the minutes of the June 8th meeting of Council. Mayor Arnold declared a conflict of interest as a resident of the subject property known as 1590 St. Clair Parkway and left the Council Chambers, turning the meeting over to Deputy Mayor Gilliland.

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Moved by S. Miller

Seconded by P. Carswell-Alexander

Motion #2: That the minutes of the Council meeting held, June 8 2009 – Session #11 be adopted as printed and circulated

CARRIED

Mayor Arnold returned to the meeting.

Moved by J. Agar

Seconded by D. Randell

Motion #3: That the minutes of the Finance and Administration meeting held June 8, 2009 be adopted as printed and circulated.

CARRIED

Council reviewed the minutes of the Public Works and Operations meeting held June 8, 2009. Deputy Mayor Gilliland pointed out that an omission in the minutes relative to motion #1, it was his intention that the progress of the hydro seeding for the Wilkesport sanitary sewers system be reviewed and further discussed by Council if required, at the appropriate time. Mayor Arnold questioned staff as to the status of the paving that is required in the Wilkesport village. Mr. Rodey advised that it was his understanding that the paving of the Wilkesport streets would be done in conjunction with the surfacing on the Rokeby Line. Councillor Miller advised Council that he attended the streets in Wilkesport today and felt there are numerous soft spots and ruts and the road base is not settled sufficiently to accommodate paving.

Moved by P. Carswell-Alexander

Seconded by S. Miller

Motion #4: That the minutes of the Public Works and Operations meeting held June 8, 2009 be adopted as printed and circulated and as clarified relative to motion #1

CARRIED

Moved by D. Randell

Seconded by J. Agar

Motion #5: That the minutes of the Moore Museum meeting held May 6, 2009 be adopted as printed and circulated.

CARRIED

Deputy Mayor Gilliland questioned the Council representative on the board as to whether or not there is continued interest in the Museum acquiring the Moore Center Women's Institute Hall. Councillor Randell advised that the subject was discussed at the last meeting of the advisory board and notwithstanding the historical significance of the building, the Board has decided not to pursue the acquisition of the building.

Council proceeded to review the minutes of the May 21st meeting of the Sombra Museum Board. Councillor Brown identified himself as a relative of one of the contractors at the museum, did not participate in the discussion and left the Council Chambers.

Moved by S. Miller

Seconded by P. Carswell-Alexander

Motion #6: That the minutes of the Sombra Museum meeting held May 21, 2009 be adopted as printed and circulated.

CARRIED

Councillor Brown returned to the meeting.

Council reviewed the minutes of the June 9th Drainage Committee meeting.

Moved by D. Randell

Seconded by P. Carswell-Alexander

Motion #7: That the minutes of the June 9th Drainage Committee meeting be adopted as presented.

CARRIED

CORRESPONDENCE:

Council proceeded to review the correspondence as listed on the agenda.

Moved by P. Carswell-Alexander

Seconded by P. Gilliland

Motion #8: The permission be granted to the Moore Optimist for an application for a special occasion permit for the two-pitch tournament to be held July 24-26th at the Brigden ball park subject to the provision of the Township's alcohol management policy.

CARRIED

Council reviewed the communication received from the Ontario Federation of Anglers and Hunters, requesting that the Township repeal its by-law requiring possession of a small game license. Councillor Randell took exception to several of the comments and statements made in the correspondence.

At the appointed time, Mayor Arnold called the public hearing to consider the request for the zoning by-law for property referred to as 3121 Waubuno Road. Mayor Arnold expressed to those in attendance the protocols that would be followed at this meeting allowing everyone the opportunity to comment on the application should they wish to do so. Mayor Arnold then called upon Mr. Jeff Baranek who provided his planner's report on the issue dated June 9, 2009. Mr. Baranek pointed out that the rezoning is required as a condition of a recent successful application to the Committee of Adjustment for consent to sever a surplus farm dwelling as per Provincial policy statement the remnant vacant parcel must be zoned as not to accommodate a residence being constructed in the future. At the conclusion of the Planner's presentation, the Clerk advised that there were no written submissions for this application. No one was present at the meeting to either speak in opposition or in support of the application. Hearing no further comment, Mayor Arnold declared the public meeting closed. Council reserved its decision on the rezoning request until later in the meeting.

Mr. Art Caron and Mr. Mark Huzevka of Envirofresh were present to present to Council their request for a site plan amendment to accommodate changes necessary due to the relocation of the processing facility. Mr. Huzevka stated that an application had been made to and an approval received from the Committee of Adjustment to accommodate the relocation of the building. However this building relocation renders the existing site plan agreement as inappropriate. Council referenced Mr. Jeff Baranek's report on the subject dated June 17, 2009. In his report, Mr. Baranek has provided background information and detail on the current issue. After a short discussion it was;

Moved by S. Miller

Second by P. Brown

Motion #9: That By-law Number 37 of 2009, being a by-law to amend the site plan agreement with Envirofresh Produce Inc. and Terra International (Canada) Inc. for Part of Lot 1, Concession 15, Geographic Township of Sombra, Township of St. Clair be given the necessary three readings, signed by the Mayor and Clerk, the Corporate Seal affixed thereto and finally passed.

CARRIED

Mr. Huzevka thanked Council for their consideration in this matter and provided a brief overview on the time lines of the completion of the greenhouse facility which will hopefully be November of this year for the first planting.

Council continued its review of the correspondence.

Moved by S. Miller

Seconded by P. Carswell-Alexander

Motion #10: That Port Lambton Gala Days scheduled to be held on July 31st, August 1st, and 2nd, 2009 be declared a community festival and that permission be given for a licensed refreshment tent subject to the provisions of the Township Alcohol Management policy.

CARRIED

Council reviewed the request received from Angela and Joshua Follet owners of Gerry's Pizza located at 221 Hill Street for establishment of angle parking only with a 15 minute limit for the approximate 3 on street parking spaces. Council reviewed the request and forwarded it to the appropriate staff for review and comment. It was suggested that since Hill Street is a County road, the County of Lambton should be made aware of the request.

Moved by D. Randell

Seconded by J. Agar

Motion #11: That permission be granted to Mr. Frank Peters to apply for the appropriate license for a wedding reception scheduled for Cathcart Park subject to the provisions of the Township's Alcohol Management policy.

CARRIED

Council reviewed the request received from the Wallaceburg Disaster Relief Committee.

Moved by D. Randell

Seconded by P. Carswell-Alexander

Motion #12: That a \$200 contribution be made to the Wallaceburg Disaster Relief Committee.

CARRIED

Council suggested that the information received from the County of Lambton regarding the Children's Rights Initiatives be included as a link on the Township's website. Council discussed the County Council highlights, particularly the portion in point #3 relative to paved shoulders.

Moved by P. Gilliland

Seconded by P. Brown

Motion #13: That the County of Lambton be requested to establish Petrolia Line/Hill Street from Polymore Drive to Highway #40 as a 4 lane road with the inclusion of a bicycle path from the Corunna community to Highway #40.

CARRIED

In discussion of the AMO alert regarding the Green Energy Act planning approval regulation consultations, Mayor Arnold volunteered to prepare a brief on behalf of the Municipality to be filed on the EBR. Council reviewed the invitation from the Sarnia Heavy Construction Association to participate in its July 10th golf tournament.

Moved by P. Carswell-Alexander

Seconded by J. Agar

Motion #14: That the Township of St. Clair sponsor a hole in the amount of \$100 for the Sarnia Heavy Construction Association July 10th golf tournament to be held at the St. Clair Parkway golf course.

CARRIED

Moved by P. Brown

Seconded by P. Gilliland

Motion #15: That the Township enter a foursome in the Sarnia Heavy Construction Association golf tournament to be held at the St. Clair Parkway golf course in the amount of \$400 with an additional 4 prizes to be provided.

CARRIED

At the appointed time, Mayor Arnold welcomed on behalf of Council Mr. Don Fysh, Site Operations Director of Dow Chemical and Catherine Crebar also from Dow to make a presentation to Council as to the status of the decommissioning of the Dow Facilities in Lambton County and the future of current Dow assets, particularly those in St. Clair Township. In his presentation, Mr. Fysh pointed out that by the end of 2009, all operational units will be shut down and will be in various stages of demolition. Currently Dow has 125 employees and the employment base is estimated to be 25 employees in 2010. It was pointed out that the hydrocarbon storage facility on LaSalle Line is being offered for sale as an operating venture and the land owned by Dow where the residential units were demolished is currently being farmed but that an industrial use purchaser is actively being sought. The LaSalle Line landfill closure is planned to begin in 2009 and be completed in 2010. Dow will file with the Ministry of the Environment an ongoing management plan for the site. Also the Dow Wetlands will be retained as an environmental and educational opportunity for the area under the operation of the SCRCA. Mr. Fysh also outlined Dow's history in the past for contributions to the community through things like the Dow People Place and the past contributions to the Sarnia Lambton United Way and the One Million Dollar Legacy Fund. At the conclusion of the presentation the meeting was open to questions. Councillor Agar questioned the Dow representatives why the residential homes were demolished. Mr. Fysh responded that the residential units were disposed of in an environmentally safe manner to provide a greater opportunity for the land to be used for agricultural purposes prior to a possible sale for

industrial use. Councillor Carswell-Alexander questioned where the demolition material was disposed. Ms. Crebar stated that most of the material was disposed of at a London landfill and the remaining 50% went to an American landfill. She also questioned why materials could not have been salvaged from the homes and donated to organizations like Habitat for Humanity. Ms. Crebar stated that some of the units contained asbestos material that was removed and disposed of appropriately prior to the actual demolition. Deputy Mayor Gilliland questioned the disposal of hazardous and non hazardous material. Mr. Fish pointed out that the non-hazardous material went to Dow's LaSalle Line landfill and generally speaking the hazardous material was taken to the Clean Harbors facility. Deputy Mayor Gilliland asked for a percentage of the material going to both disposal sites. At this point of the discussion, Mr. Fysh offered to host Council for a tour of the Dow LaSalle Line landfill sites. Also, in response to the Deputy Mayor's question, Mr. Fysh advised that broken concrete material after lab testing, is being used as road base and some of this material has been taken to the landfill site west of Highway #40 for roads construction on site. Councillor Carswell-Alexander stated that from her experience, disposal sites such as Clean Harbors, provide a very comprehensive annual report as to the tonnage and types of material disposed of and questioned Mr. Fysh if such information was available for the materials disposed of by Dow. Mr. Fysh said that such information is available. Mayor Arnold questioned the Dow representatives as to how many loads of material has been disposed of in St. Clair Township and what types of materials they were. He would like to see the bills of lading identifying this material and the number of loads, Mayor Arnold also questioned why Dow seems to have been excavating material at its landfill site on LaSalle Line to be trucked to the Vidal Street site where fill material is being trucked back to the LaSalle Line site from the Vidal Street Site. Mayor Arnold wondered why if fill material was required, for the Vidal Street site, native material was not used but rather material on hand was trucked to St. Clair Township. Mayor Arnold also questioned the tree removal from the Dow property. Mr. Fysh stated that the trees removed were from the residential areas and were residential shade trees and ornamental shrubs and that this was done to increase agricultural opportunities. Councillor Randell questioned if any water wells on the Dow properties have been identified. Ms. Crebar stated that abandoned water wells were identified and were capped and sealed in accordance with legislative standards. At the conclusion of the discussion, Councillor Brown stated that he would like to accept Dow's offer for a tour of the two landfill sites. Mayor Arnold thanked Mr. Fysh and Ms. Crebar for the information provided and their attendance at this meeting and that he looked forward to hearing their response to several of the issues raised by Council.

Nancy Lisabeth of Shooter's Shuttle was present to present to Council her request for the taxi cab regulation by-law to be amended to remove the requirement that a taxi cab broker license could only be issued for the establishment of a taxi cab company in a commercially zoned area. Ms. Lisabeth stated that Shooter's Shuttle was created earlier this year to provide delivery services for packages and commodities but now with new regulations such as stronger drinking and driving regulations, they wish to expand their business to allow them to transport passengers but wants to continue for financial reasons to operate out of her residence. Councillor Carswell- Alexander questioned where Ms. Lisabeth resided and advised that prior to her being prepared to make a decision on the request, she would like to view the property and surrounding neighborhood. Mayor Arnold thanked Ms. Lisabeth for her presentation.

Council proceeded to review the communications as listed on the agenda.

Moved by P. Carswell-Alexander

Seconded by J. Agar

Motion #16: That St. Clair Township sponsor the Dawello School water project with a water drop level of sponsorship in the amount of \$75 plus the Township make a further contribution by way of two door prizes consisting of two rounds of golf including cart for the local groups November 6, 2009 fundraising banquet.

CARRIED

Council reviewed the information received by the Mayor on the HMCS St. Clair renaming opportunity. Council pointed out that the information received was a little confusing and asked the Clerk to obtain further clarifications. Council reviewed the offer from MP Pat Davidson to set up appointments with Ministers and or Ministry officials for the St. Clair Township delegation to the annual AMO conference in Ottawa. Council discussed several

possible opportunities and discussion topics. The Mayor requested Council to give the offer some additional thought and let the CAO or the Clerk know in a timely fashion the desired appointments. Council reviewed the request received from Jeff Tromblay on behalf of the Courtright Variety store and the adjacent business for the imposition of a 15 minute parking regulation in front of the two business establishments. Council also reviewed the petition received from Mr. Trombaly signed by approximately 150 of his customers supporting the parking regulation. At the conclusion of the discussion Council was of the opinion that generally speaking there is considerable parking on the west side of the St. Clair Parkway and felt that the 15 minute parking restriction would be nearly impossible to enforce.

Moved by S. Miller

Seconded by P. Carswell-Alexander

Motion #17: That the request to restrict parking on the east side of the St. Clair parkway in front of the Courtright Variety and adjacent commercial establishment be denied due to the difficulty of the enforcement of such a by-law.

CARRIED

Moved by J. Agar

Seconded by D. Randell

Motion #18: That the following correspondence be received and dealt with as per Council's instructions as noted:

- a. Brigden Optimist – permission
Inst. See motion #7
- b. Ontario Federation of Anglers and Hunters – small game license
Inst. Request denied
- c. Nancy Lisabeth – taxi license by-law
Inst. Received
- d. Jeff Trombaly – parking regulation
Inst. See motion #16
- e. Port Lambton Gala Days Committee – permission
Inst. See motion #9
- f. Angel and Joshua Follett – parking regulation
Inst. Referred to staff for review and report
- g. Frank Peters – permission
Inst. See motion #10
- h. Wallaceburg Disaster Relief Committee – request
Inst. See motion #11
- i. Rich and Mary McFadden – Stokes Award Drain – Burns Drain
Inst. Received

CARRIED

DRAINS:

Moved by P. Brown

Seconded by P. Carswell-Alexander

Motion #19: That Drainage By-law #28 of 2009, being a by-law to raise the sum of \$41,700.00 being money expended out of the General Funds of the Township of St. Clair for the reconstruction and improvement to the Burch Drain South be given the first and second readings and be provisionally adopted by the Mayor and Clerk, and the Corporate Seal affixed thereto.

CARRIED

Moved by D. Randell

Seconded by J. Agar

Motion #20: That Drainage By-law #29 of 2009, being a by-law to raise the sum of \$29,300.00 being money expended out of the General Funds of the Township of St. Clair for the reconstruction and improvement to the Wright Drain be given the first and second readings and be provisionally adopted by the Mayor and Clerk, and the Corporate Seal affixed thereto.

CARRIED

Moved by P. Brown

Seconded by P. Carswell-Alexander

Motion #21: That Drainage By-law #30 of 2009, being a by-law to raise the sum of \$175,400.00 being money expended out of the General Funds of the Township of St. Clair for the reconstruction and improvement to the Gov't #3 Drain be given the first and second readings and be provisionally adopted by the Mayor and Clerk, and the Corporate Seal affixed thereto.

CARRIED

During the consideration of By-law #31, Council reviewed the letter received from Mr. and Mrs. Richard McFadden relative to their concerns regarding the Burns Drain. Council discussed the McFadden's position that the \$100 allowance provided for in the Engineer's report was insufficient based on the relative value of the property. Council also discussed the McFadden's claim for a \$10,000 per year fee for the usage of the property as a municipal drain. After discussion on the McFadden correspondence, it was;

Moved by J. Agar

Seconded by D. Randell

Motion #22: That Drainage By-law #31 of 2009, being a by-law to raise the sum of \$11,450.00 being money expended out of the General Funds of the Township of St. Clair for the reconstruction and improvement to the Burns Drain be given the first and second readings and be provisionally adopted by the Mayor and Clerk, and the Corporate Seal affixed thereto.

Moved by S. Miller

Seconded by P. Carswell-Alexander

Motion #23: That Drainage By-law #32 of 2009, being a by-law to repeal By-law #26 of 2002 authorizing the construction and financing of the Courtright #1 Drain be read the first, second and third time and be passed and signed by the Mayor and Clerk, and the Corporate Seal affixed thereto and finally passed.

CARRIED

REPORTS OF COMMITTEES AND OFFICERS:

Moved by S. Miller

Seconded by P. Brown

Motion #24: That the report submitted by Jeff Baranek, Planner dated June 18, 2009 recommending that Council receive the report as information with regards to the landscape plan amendment for Invenergy be received and accepted.

CARRIED

Moved by P. Brown

Seconded by S. Miller

Motion #25: That the report submitted by Jeff Baranek, Planner dated June 17, 2009 recommending that Council receive the report as information with regards to the landscape amendment for Envirofresh.

CARRIED

TREASURER'S REPORT:

Moved by P. Carswell-Alexander

Seconded by P. Brown

Motion #26: That the report submitted by the Treasurer dated June 16, 2009 recommending that Council apply for funding of their One-Third share of the Canada Building Fund for the Regional Wastewater Treatment plant from the CMHC Municipal Infrastructure Lending Program in the amount of \$9,000,000 for a fifteen year term and the Mayor and Treasurer be authorized to execute all the necessary paper work be received and accepted.

CARRIED

CLERK'S REPORT:

Moved by P. Carswell-Alexander

Seconded by D. Randell

Motion #27: That the report received from the Clerk dated June 18, 2009 regarding the taxi licensing by-law be accepted as information.

CARRIED

CHIEF ADMINISTRATIVE OFFICER'S REPORT:

The CAO discussed briefly with Council the report he co-authored with the Treasurer regarding the CMHC funding. Also the CAO advised Council of the need for an in-camera session to discuss property, personnel and legal issues.

MOTIONS:

Moved by D. Randell

Seconded by P. Carswell-Alexander

Motion #28: That Council accepts the draft operational lease for VanDamme Park in Port Lambton to the Port Lambton Athletic Association and the Mayor and Clerk be authorized to sign the appropriate lease agreements.

CARRIED

BY-LAWS:

Moved by P. Gilliland

Seconded by P. Carswell-Alexander

Motion #29: That By-law Number 28 of 2009, a By-law of the Corporation of the Township of St. Clair (the Municipality); to authorize the submission of an application to the Ontario Infrastructure Project Corporation (OIPC) and to authorize long term borrowing from the OIPC for the Emergency Service Building through the issue of debenture, have been given the necessary three readings, be signed by the Mayor and Clerk, the Corporate seal affixed thereto and finally passed.

CARRIED

Moved by J. Agar

Seconded by D. Randell

Motion #30: That By-law Number 32 of 2009, being a by-law to regulate parking on municipally owned property be given the necessary three readings, signed by the Mayor and Clerk, the Corporate Seal affixed thereto and finally passed.

CARRIED

Moved by P. Brown

Seconded by P. Gilliland

Motion #31: That By-law Number 21 being a by-law to adopt the budget for 2009 for the Municipality of The Corporation of the Township of St. Clair, having been given the necessary three readings, be signed by the Mayor and Clerk, the Corporate seal affixed thereto and finally passed.

CARRIED

Moved by J. Agar

Seconded by D. Randell

Motion #32: That By-law Number 34 of 2009, being a by-law to authorize execution of an Agreement with Mary Ann Watson and Greg and Jody Shaw as parties to the third part on property known municipally as 959 Wilkesport Line, for the temporary use of an existing dwelling while a new one is being constructed be given the necessary three readings, signed by the Mayor and Clerk, the Corporate Seal affixed thereto and finally passed.

CARRIED

Moved by S. Miller

Seconded by P. Brown

Motion #33: That By-law Number 35 of 2009, being a by-law to regulate the fortification of Land and to Prohibit Excessive Fortification of Land and to Prohibit the Application of Excessive Protective Elements to Land within the Municipality of the Township of St. Clair be given the necessary three readings, signed by the Mayor and Clerk, the Corporate Seal affixed thereto and finally passed.

CARRIED

Moved by D. Randell

Seconded by J. Agar

Motion #34: That By-law Number 36 of 2009, being a by-law to amend the site plan agreement with St. Clair Power, LP and Shell Canada Limited for Part Lots 22 and 23, Concession 11, Geographic Township of Moore, Township of St. Clair be given the necessary three readings, signed by the Mayor and Clerk, the Corporate Seal affixed thereto and finally

CARRIED

Moved by J. Agar

Seconded by D. Randell

Motion #35: That By-law Number 38 of 2009, being a by-law to authorize execution of a Townhouse Site Plan control Agreement with Danbury Developments Inc., geographic Township of Moore, Township of St. Clair be given the necessary three readings, signed by the Mayor and Clerk, the Corporate Seal affixed thereto and finally passed.

CARRIED

Prior to the discussion of By-law #39 of 2009, Mayor Arnold declared a conflict of interest as a resident of the subject property and left the Council Chambers, turning the meeting over to Deputy Mayor Gilliland.

Moved by S. Miller

Seconded by P. Carswell-Alexander

Motion #36: That By-law Number 39 of 2009, being a by-law to authorize execution of a Condominium Development Site Plan Control Agreement with Marcel Beaubien and Michael Bourque, geographic Township of Moore, Township of St. Clair be given the necessary three readings, signed by the Mayor and Clerk, the Corporate Seal affixed thereto and finally passed.

CARRIED

The Mayor returned to the meeting.

Moved by J. Agar

Seconded by D. Randell

Motion #37: That By-law Number 40 of 2009, being a by-law to amend the Comprehensive Zoning By-law No 17 of 2003 be given the necessary three readings, signed by the Mayor and Clerk, the Corporate Seal affixed thereto and finally passed.

CARRIED

Moved by P. Brown

Seconded by S. Miller

Motion #38: That By-law Number 41 of 2009, being a by-law to approve a site plan agreement for the location of a Roger's Telecommunications Tower near Brigden be given the necessary three readings, signed by the Mayor and Clerk, the Corporate Seal affixed thereto and finally passed.

CARRIED

COUNCILLORS REPORTS:

Jeff Agar

Councillor Agar asked staff to communicate with the local OPP detachment the regarding the congregation of young people at the Township park on Templeton Street with a request to increase patrols in that area. Also asked staff to investigate and have relocated the real estate sign blocking visibility at the intersection of Fane and Colborne Streets. Councillor Agar then led Council into a discussion with a request received from Dr. William O'Mahony for possible Municipal financial assistance to facilitate the relocation of a physician to his offices in the Corunna Medical Clinic.

Darrell Randell

Councillor Randell had information that he supplied to staff regarding the Shell Environmental Fund and suggested that perhaps the Mayor and CAO could have a discussion at a forthcoming meeting with the Shell Corunna Site Manager.

Steve Miller

Councillor Miller advised of attending the 50th anniversary celebrations at the Sombra Museum and expressed his congratulations to the board for a job well done in the management of the Museum and the 50th anniversary celebration. Councilor Miller also recently attended a meeting of the Lambton Group Police Services Board. He also requests that the weed inspector to attend the former public school site in Sombra village and take the appropriate action.

Pat Carswell-Alexander

Councillor Carswell-Alexander asked staff to investigate the breaking up of the River Trail south of Guthrie Park. Councillor Carswell-Alexander also requested “no parking “ signs to be placed on the south side of Boswell Street east of Main Street in Brigden. There was some question whether this area had the parking restriction prior to the construction and staff was asked to investigate. The Councillor also requested that in the first draft of the 2010 budget, a five foot chain link fence be provided for the Waubuno Park along the Oil Springs Line. Also staff was asked to investigate the unsatisfactory operation of the heating and cooling system for the south side of the building on the main floor.

Pat Brown

Councillor Brown asked staff to contact the CSX Railway regarding needed crossing repairs at Hill Street and Emily Street. Councillor Brown also attended the June 17th open house hosted by Clean Harbors as well as the Sombra Museum’s 50th anniversary celebration.

Steve Arnold

Mayor Arnold advised that he attended most of the other functions previously mentioned by Council such as the Sombra Museum celebration and as well attended a seminar on the Green Energy Act. Mayor Arnold suggested that a meeting of Council be held after the Committee of the Whole meeting on Monday July 6th.

Moved by S. Miller

Seconded by P. Carswell-Alexander

Motion #39: That the meeting enter an in camera session to discuss legal, property and personnel issues.

CARRIED

The meeting returned to order.

ADJOURNMENT:

Moved by S. Miller

Seconded by D. Randell

That the meeting do hereby adjourn.

CARRIED

The meeting adjourned at 10:35 p.m.

MAYOR

CLERK