

**ST. CLAIR TOWNSHIP  
COUNCIL MINUTES  
SESSION #25**

St. Clair Civic Centre  
Council Chambers  
October 17, 2011  
8:00 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
	J. DeGurse,	“
	D. Randell,	“
	S. Miller,	“
	J. Agar,	“
Staff:	J. Rodey,	CAO
	J. DeMars,	Director of Administration/Clerk/ Deputy CAO
	J. Baranek	Deputy Clerk/Coordinator of Planning

**AGENDA:**

**Declaration of Conflict of Interest:**

**Adopt Minutes:**

Council meeting minutes of October 3, 2011 – Session #24

**Business Arising from the Minutes:**

**DEPUTATIONS AND APPOINTMENTS:**

8:00 pm South Courtright Drain – Court of Revision

**CORRESPONDENCE:**

- a) Gary Smith – appointment
- b) Lauren VanEwyk – street closing request
- c) BF Environmental – traffic study
- d) Property Standards – 386 Nash Drive

**INFORMATION:**

- 1) MOE – Drinking water license
- 2) Allan and Jan Anderson – thank you
- 3) OPP – June 1 to June 30 cost remuneration
- 4) CCPC – October 4<sup>th</sup> minutes
- 5) County of Lambton – Council highlights
- 6) Chatham-Kent Public Utilities – October 19<sup>th</sup> meeting
- 7) St. Clair River Trail – September 28<sup>th</sup> minutes

**DRAINS:**

**REPORTS OF COMMITTEES AND OFFICERS:**

**PLANNING APPLICATIONS:**

**DEPUTY CLERK/COORDINATOR OF PLANNING REPORT:**

Traffic impact study requirement – BF Environmental

**MOTIONS:**

Recommendations from October 17, 2011 Finance and Administration Committee and the Public Works and Operations Committee meetings

**BY-LAWS:**

**COUNCILLORS REPORTS:**

**UNFINISHED BUSINESS:**

**NEW BUSINESS:**

**UPCOMING MEETINGS:**

Children's Safety Village information meeting – Wednesday October 19, 7:00 pm  
Regular meeting of Council – Monday November 7, 2011 ~ 6:00 pm  
Committee of Whole – Monday November 21, 2011 ~ 6:00 pm  
Regular meeting of Council – Monday November 21, 2011 ~ 8:00 pm

**ADJOURNMENT:**

The Mayor called the meeting to order at 7:45 p.m. and asked members of Council to declare any possible conflicts of interest at the appropriate time.

**DECLARATION OF CONFLICT OF INTEREST:**

None declared.

Moved by D. Randell

Seconded by S. Miller

**Motion #1:** That this regular meeting of Council do commence at 7:45 pm.

**CARRIED**

**MINUTES:**

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

Moved by D. Randell

Seconded by J. Agar

**Motion #2:** That the minutes of the Council meeting held October 3, 2011 – Session #24 be adopted as printed and circulated

**CARRIED**

**CORRESPONDENCE:**

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

Council reviewed the letter of request from Mr. Gary Smith regarding possible reinstatement as the Township Crier for participation in the War of 1812 200<sup>th</sup> anniversary celebration in Kingston. Mr. Smith was present and advised that he was undecided if he would accept the invitation to attend. Mr. Smith stated he is not seeking a budget allocation.

Moved by D. Randell

Seconded by P. Carswell-Alexander

**Motion #3:** That Mr. Gary Smith be appointed as the official Township Crier to represent the Township at the War of 1812 Bicentennial celebration in eastern Ontario in the summer of 2012.

**CARRIED**

Moved by P. Carswell-Alexander

Seconded by S. Miller

**Motion #4:** That permission be granted close Smith Street in Sombra on October 31 from 3 pm to 7:30pm to host the annual “truck or treat” event.

**CARRIED**

Moved by S. Miller

Seconded by D. Randell

**Motion #5:** That the request of BF Environmental for exemption from the requirement for the traffic study for a proposed new residential development on property known as Part Lot E concession 5 geographic Township of Sombra be accepted and that the traffic study not be required.

**CARRIED**

Moved by P. Carswell-Alexander

Seconded by S. Miller

**Motion #6:** That the property standards complaint received on property referred to as 386 Nash Drive be forwarded to the Property Standards Officer for investigation and report.

**CARRIED**

Moved by J. DeGurse

Seconded by D. Randell

**Motion #7:** That the following correspondence be received and dealt with as per Council’s instructions as noted:

- a. Gary Smith – appointment  
**Inst.** See motion #3
- b. Lauren VanEwyk – street closing request  
**Inst.** See motion #4
- c. BF Environmental – traffic study  
**Inst.** See motion #5
- d. Property Standards – 386 Nash Drive  
**Inst.** See motion #6

**CARRIED**

Council reviewed the information items of correspondence and provided information received from the SCRCA that Mr. Ralph Coe has resigned from his position of General Manager and information received from the County of Lambton regarding upcoming flu clinics.

Moved by D. Randell

Seconded by P. Gilliland

**Motion #8:** That the items of information be received as information.

**CARRIED**

**REPORTS OF COMMITTEES AND OFFICERS:**

**DEPUTY CLERK/COORDINATOR OF PLANNING REPORT:**

Moved by P. Carswell-Alexander

Seconded by P. Gilliland

**Motion #9:** That application B9/11 submitted by the Coordinator of Planning for the month of September be received and accepted as information.

**CARRIED**

Moved by P. Gilliland

Seconded by P. Carswell-Alexander

**Motion #10:** That the report submitted by the Deputy Clerk/Coordinator of Planning dated October 13 2011 regarding a traffic impact study on B. Frye’s development be received and accepted as information.

**CARRIED**

**MOTIONS:**

Moved by P. Gilliland

Seconded by J. DeGurse

**Motion #11:** That the recommendations made at the Finance and Administration meeting and Public Works and Operations meeting held October 17, 2011 be accepted and approved.

**CARRIED**

**COUNCILLORS REPORTS:**

**Pete Gilliland**

Deputy Mayor Gilliland advised of attending in place of the Mayor, the October 12<sup>th</sup> Union Gas 100<sup>th</sup> anniversary celebration. Also Deputy Mayor Gilliland requested a report from the Property Standards Officer as to the status of various property standard issues.

**Darrell Randell**

Councillor Randell advised of a need to have a meeting of the Rick Hansen 25 year Man in Motion tour committee. It was suggested that the meeting be held on Monday October 24<sup>th</sup> at 3:00pm.

**Steve Arnold**

Mayor Arnold advised requested staff to replace as required the flags at Dedecker Park.

Mayor Arnold reconvened the Court of Revision on the South Courtright Drain. The Clerk pointed out that the only rate payer with standing at this reconvened court is the Township itself as the only one with a proposed larger assessment.

Moved by D. Randell

Seconded by P. Gilliland

**Motion #12:** That the engineer's assessment on the South Courtright Drain as per his report dated July 8, 2011 as amended by the Court of Revision under date of October 3, 2011 be confirmed as amended and that the Court of Revision on the South Courtright Drain be adjourned.

**CARRIED**

Several neighbors of the Clean Harbors facility were present to discuss with Council the incidents on the weekend in which noxious odors from the Clean harbors facility had an adverse off site impact. Mr. James Stenton asked to address Council to express the group's concerns and question why representatives from the MOE were not present at this meeting of Council. Mayor Arnold advised that the MOE were not invited to attend this meeting but would be invited to attend a future meeting of Council to discuss Clean Harbor's report on off site odor mitigation measures. While present, Mr. Stenton also presented to the Township, several impact statements. Mr. Stenton was critical of Council and what he perceives as its lack of action in addressing the Clean Harbors odor issues and being more diligent in assisting the rate payers' efforts for improvements at the Clean Harbors site. The Mayor stressed that Council is powerless to affect the operations at Clean Harbors and on behalf of Council, expressed its frustration that the odor problem continues. Mr. Stenton as well as several of the others present also expressed their frustration relative to what they consider the lack of effort on behalf of the Township to protect their rights. At the conclusion of the discussion, it was;

Moved by P. Gilliland

Seconded by J. Agar

**Motion #13:** That the impact statements received from Mr. James Stenton, Doug Cook and Lisa Cameron, Bob and Betty Cole and Cassie Acs be received as information and forwarded to the Township's Environmental lawyer and the MOE.

**CARRIED**

**ADJOURNMENT:**

Moved by S. Miller

Seconded by D. Randell

**Motion #14:** That the meeting do hereby adjourn.

**CARRIED**

The meeting adjourned at 8:30 p.m.

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MAYOR

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CLERK