

**ST. CLAIR TOWNSHIP  
COUNCIL MINUTES  
SESSION #13**

St. Clair Civic Centre  
Council Chambers  
July 8, 2013  
5:00 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. Baranek	Deputy Clerk/Coordinator of Planning
Absent	J. DeMars,	Director of Administration/Clerk/ Deputy CAO

**AGENDA:**

**Declaration of Conflict of Interest:**

**Adopt Minutes:**

Finance and Administration – June 17, 2013  
Public Works and Operation – June 17, 2013  
Regular Council – June 17, 2013 - Session #12

**Business Arising from the Minutes:**

**DEPUTATIONS AND APPOINTMENTS:**

5:00 pm – Peter Pickfield  
Peer Review Team –Clean Harbors  
-In camera – legal

6:30 pm – Max Weiner –AFT – in camera - property

7:00 pm –Ontario Heritage Trust awards – presentation  
-Catherine Bouman  
-Bob Johnson

**CORRESPONDENCE:**

- a) Port Lambton Gala Days – permission
- b) Royal Canadian Legion Br 635 – permission and road closing
- c) AMO - August 18-21 conference program
- d) Heritage St. Clair – 2014 budget request
- e) Property Standards – 2421 Courtright Line
- f) Property Standards – 414 Murray Street
- g) Laura Kennedy – water/sewage bill
- h) S.H.C.A. – July 19th invitation
- i) K and D Shane - noise complaint
- j) B and J Racher – noise complaint
- k) Adrienne Elson – extension to order
- l) Property Standards – 128 Church Street

**INFORMATION:**

- 1) AMO – delegation request
- 2) Village of Oil Springs – IWT
- 3) A Pole Family thank you
- 4) Moore Presbyterian Foundation back ground
- 5) R.F.H.T – thank you
- 6) Grant and Carol Keay – Thank you
- 7) Heritage St. Clair – April 17 and May 15 minutes
- 8) S.L. Chamber of Commerce – invitation
- 9) Frank Chiarotto – retirement
- 10) Historical Society minutes June 27<sup>th</sup> meeting
- 11) County of Lambton Council highlights

**DRAINS:**

- By-law 10 of 2013 – Dawson Drain – 3<sup>rd</sup> reading
- By-law 11 of 2013 – Gauld Drain – 3<sup>rd</sup> reading
- By-law 12 of 2013 – Baxter Drain – 3<sup>rd</sup> reading

**REPORTS OF COMMITTEES AND OFFICERS:**

**PROPERTY STANDARDS OFFICER:**

- 3444 John Street Sombra

**DEPUTY CLERK/COORDINATOR OF PLANNING:**

- Construction agreement – Eastern Power

**DIRECTOR OF PUBLIC WORKS REPORT:**

- Hill Street/Petrolia Line Paved Bicycle Path Cost

**CO-ORDINATOR OF WORKS:**

- Salt shed tender
- 4702 Riverside Drive – complaint

**CLERK'S REPORT:**

**CAO'S REPORT:**

**MOTIONS:**

**BY-LAWS:**

- By-law 36 of 2013 – Final tax levy
- By-law 37 of 2013 – Confirming by-law
- By-law 38 of 2013 – Construction agreement – Eastern Power

**COUNCILLORS REPORTS:**

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**UNFINISHED BUSINESS:**

Complaint – 4702 Riverside Drive

**NEW BUSINESS:**

**UPCOMING MEETINGS:**

Committee of the Whole – Monday July 22, 2013 – 3:00 pm  
Regular Council Monday July 22, 2013 ~ 4:30 pm (after committee)  
Drainage Committee – Wednesday July 24, 2013 -6:30 pm  
Committee of the Whole Monday – Aug 12, 2013 – 3:00 pm  
Regular Council Monday Aug 12, 2013 ~ 4:30 pm (after committee)  
Regular Council Monday Sept 9, 2013 – 6:30 pm

**ADJOURNMENT:**

The Mayor called the meeting to order at 5:00 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 P. Gilliland

Seconded by D. Randell

**Motion #1** That the meeting enter an in camera session to discuss a legal issue.

**CARRIED**

The meeting returned to order at 6:15 pm

The Mayor welcomed Brian and Jane Racher of 2837 St. Clair Parkway, and Douglas Shane of 2831 St. Clair Parkway to speak to council regarding noise issues with Bogey's Inn at 2845 St. Clair Parkway. Each weekend Bogey's Inn has an event that results in excessive noise into the morning hours often not ending until after 1am. The Racher's and Mr. Shane informed Council that they have tried speaking with the owner of the facility and have called the OPP on numerous occasions asking for the noise to at least be contained to within the building. Mr. Shane stated he has asked the owner to turn off the outdoor speakers at 11 p.m. to limit the outside noise. To date, this has not occurred. Mayor Arnold suggested liquor licenses issued to tenants of the premises could have a time limit introduced. Jeff Baranek informed Council that a letter was issued on July 8 that informed the owner of the premises that an earlier letter has not appeared to work, and that the OPP will now have the authority to issue fines to not only the tenant of the facility but also the property owner. Discussions with the OPP were undertaken with John De Mars and he can report with more detail the results of those talks.

Moved by J. DeGurse

Seconded by S. Miller

**Motion #2** That the meeting enter an in camera session to discuss a property issue.

**CARRIED**

Meeting returned to order

Moved by S. Miller

Seconded by P. Carswell-Alexander

**Motion #3** That the final payment due to the Township by Max Weiner as it relates to the AFT property at 451 Polymoore Drive be reduced by \$46,460.00 being a value equivalent to the repair of building deficiencies.

**CARRIED**

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**ADOPT MINUTES:**

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

Moved by S. Miller

Seconded by P. Gilliland

**Motion # 4** That the Minutes of the Finance and Administration Committee meeting held on June 17, 2013 be received and accepted as printed.

**CARRIED**

Moved by P. Gilliland

Seconded by S. Miller

**Motion # 5** That the Minutes of the Public Works and Operations Committee meeting held on June 17, 2013 be received and accepted as printed.

**CARRIED**

Moved by P. Gilliland

Seconded by D. Randell

**Motion #6** That the Minutes from the Council meeting held June 17, 2013 – Session #12 be received and accepted as printed.

**CARRIED**

**DEPUTATIONS AND APPOINTMENTS:**

At the appointed time the mayor welcomed Catherine Bouman and Bob Johnson where they were presented with the Ontario Heritage Trust award. The Mayor congratulated Ms. Bouman and Mr. Johnson in their receiving of the long service and lifetime contribution awards and thanked the two volunteers in their dedicated service to the Sombra and Moore Museums.

**CORRESPONDENCE:**

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

Moved by D. Randell

Seconded by P. Gilliland

**Motion #7** That the request received from the Port Lambton Athletic Association for a refreshment license on Aug 2, 3, and 4 at MacDonald Park be approved subject to the Townships alcohol management policy.

**CARRIED**

Moved by Pat Carswell-Alexander

Seconded by P. Gilliland

**Motion #8** That permission be granted to the Brigden Legion for the issuing of a refreshment license, subject to the Townships alcohol management policy, and the closing of Brigden Road from Courtright Line to Jane Street for their annual Car Show and Street Dance to be held August 17, 2013.

**CARRIED**

Mayor Arnold, Councillor De Gurse, CAO John Rodey, Councillor Miller, Councillor Randall, and Deputy Clerk Jeff Baranek confirmed their interest in attending the AMO Conference.

Moved by D. Randell

Seconded by P. Carswell-Alexander

**Motion #9** That the funding request from the Heritage St. Clair Committee be tabled and brought to 2014 Budget.

**CARRIED**

Moved by S. Miller

Seconded by P. Carswell-Alexander

**Motion #10** That property standards complaints identified on the agenda as correspondence items e, f, l, and m, be forwarded to the Property Standards Officer for investigation and report.

**CARRIED**

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Moved by P. Gilliland

Seconded by J. DeGurse

**Motion #11** That the water/sewer bill of Laura Kennedy of 1574 St. Clair PKWY Courtright be adjusted so that the sewer portion of the bill would be the equivalent to the average monthly sewage charge on the account.

**CARRIED**

Moved by J. Agar

Seconded by P. Carswell-Alexander

**Motion #12** That the Township be a hole sponsor in the amount of \$100.00 and provide a door prize for the upcoming Sarnia Heavy Construction Association annual fundraising Golf Tournament to be held at the St. Clair Parkway Golf Course.

**CARRIED**

Moved by S. Miller

Seconded by J. Agar

**Motion #13** That the deadline for the Order on 1330 Wilkesport Line be extended until August 31, 2013.

**CARRIED**

Moved by S. Miller

Seconded by P. Gilliland

**Motion #14** That the following items of correspondence be dealt with as per Councils instructions.

- a) Port Lambton Gala Days – permission-Motion #7
- b) Royal Canadian Legion Br 635 – permission and road closing-Motion #8
- c) AMO - August 18-21 conference program
- d) Heritage St. Clair – 2014 budget request-Motion #9
- e) Property Standards – 2421 Courtright Line-Motion #10
- f) Property Standards – 414 Murray Street-Motion #10
- g) Laura Kennedy – water/sewage bill-Motion #11
- h) S.H.C.A. – July 19th invitation-Motion # 12
- i) K and D Shane - noise complaint- no action taken
- j) B and J Racher – noise complaint- no action taken
- k) Adrienne Elson – extension of order-Motion #13
- l) Property Standards – 128 Church Street-Motion #10
- m) Property Standards -101 Main Street – Motion #10

**CARRIED**

**INFORMATION:**

Moved by D. Randell

Seconded by S. Miller

**Motion #15** That the items of information be dealt with as per Councils instructions.

**CARRIED**

**DRAINS:**

Moved by D. Randell

Seconded by P. Gilliland

**Motion #16** That Drainage By-law #10 of 2013, being a by-law to raise the sum of \$17,000.00 being money expended out of the General Funds of the Township of St. Clair for reassessment of the Dawson Drain be given the third and final reading and be signed by the Mayor and Clerk, and the Corporate Seal affixed thereto and finally passed.

**CARRIED**

Moved by S. Miller

Seconded by D. Randell

**Motion #17** That Drainage By-law #11 of 2013, being a by-law to raise the sum of \$7,500.00 being money expended out of the General Funds of the Township of St. Clair for reassessment of the Gauld Drain be given the third and final reading and be signed by the Mayor and Clerk, and the Corporate Seal affixed thereto and finally passed.

**CARRIED**

Moved by J. Agar

Seconded by J. DeGurse

**Motion #18** That Drainage By-law 12 of 2013, being a by-law to raise the sum of \$204,214.00 being money expended out of the General Funds of the Township of St. Clair for reassessment of the Baxter Drain be given the third and final reading and be signed by the Mayor and Clerk, and the Corporate Seal affixed thereto and finally passed.

**CARRIED**

**REPORTS OF COMMITTEES AND OFFICERS:**

**PROPERTY STANDARDS OFFICER:**

Moved by J. DeGurse

Seconded by P. Carswell-Alexander

**Motion #19** That the Property Standards Officer be directed to issue an Order utilizing the Property Standards By-law stating repair or demolish of the building on 3444 John Street in Sombra with a 15 day deadline.

**CARRIED**

**DEPUTY CLERK COORDINATOR OF PLANNING:**

Moved by J. Agar

Seconded by J. DeGurse

**Motion #20** That Council authorizes the Mayor and Clerk to enter into a construction agreement with Greenfield South Power Corporation (an affiliate of Eastern Power) and pass the appurtenant by-law by giving it all three readings.

**CARRIED**

**DIRECTOR OF PUBLIC WORKS:**

Moved by P. Carswell-Alexander

Seconded by J. Agar

**Motion #21** That the report of the Director of Public Works on the Hill Street Petrolia Line paved bicycle path cost dated July 3, 2013 be received as information.

**CARRIED**

**COORDINATOR OF OPERATIONS:**

Moved by J. Agar

Seconded by P. Carswell-Alexander

**Motion #22** That the quote price of \$134,982 (plus HST) from Morris Modular Space Inc. be approved for the construction of a new salt storage building at Moore Operation Center, and the Clerk and Mayor sign the necessary contract documents.

**TABLED**

Moved by P. Gilliland

Seconded by J. Agar

**Motion #23** That the report on 4702 Riverside Drive tabled at the last meeting of Council be lifted from the table

**CARRIED**

Moved by J. DeGurse

Seconded by P. Carswell-Alexander

**Motion #24** That the report of the Coordinator of Operations (Works) on trailer at 4702 Riverside Drive dated July 3, 2013 be received as information.

**CARRIED**

Moved by: S. Miller

Seconded by: D. Randell

**Motion #25** That staff be directed to send a letter to the complainant informing them of the result of the investigation towards the subject property at 4702 Riverside Drive and no further action be authorized at this time.

**CARRIED**

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**BY-LAWS:**

Moved by J. Agar  
**Motion #26** That By-law Number 36 of 2013, being a by-law to levy taxes for the year 2013 be given the necessary three readings, be signed by the Mayor and Clerk, the corporate seal affixed thereto and finally passed.

Seconded by P. Carswell-Alexander

**CARRIED**

Moved by P. Carswell-Alexander  
**Motion #27** That By-law Number 37 of 2013, being a by-law to confirm the resolutions and motion of St. Clair Township which were adopted up to and including June 17, 2013 having been given the necessary three readings, be signed by the Mayor and Clerk, the Corporate seal affixed thereto and finally passed.

Seconded by J. Agar

**CARRIED**

Moved by D. Randell  
**Motion #28** That By law Number 38 of 2013 being a by-law to enter into a pre construction agreement with Eastern Power be given the necessary three readings, be signed by the Mayor and Clerk, the corporate seal affixed thereto and finally passed.

Seconded by P. Gilliland

**CARRIED**

**NEW BUSINESS:**

Moved by S. Miller  
**Motion #29** That Mayor Arnold and Deputy Mayor Gilliland make up a sub-committee of council to attend meetings about the expansion and current condition of the Clean Harbors facility along with the Peer Review Team.

Seconded by D. Randell

**CARRIED**

**COUNCILLORS REPORTS:**

**Pete Gilliland**

Deputy Mayor Gilliland was pleased to see Sergeant Tim Woodland of the OPP get involved with a safety concern with the crossing guard at Lyndoch and Cameron Streets. We will continue to monitor this once school returns in the fall. Deputy Mayor Gilliland also attended the recent pre-school graduation at Riverview School and brought greeting from Council.

**Jeff Agar**

Moved by J. Agar  
**Motion #30** That the Township provide four rounds of golf for the prize table at the upcoming Cichinni memorial fundraising Golf Tournament.

Seconded by J. DeGurse

**CARRIED**

**Pat Carswell-Alexander**

Councillor Carswell-Alexander advised that the weeds at Murray Street School need to be trimmed along the edges.

**Jim DeGurse**

Councillor DeGurse informed Council that he has been approached by Anne's taxi company about locating in the township. Councillor DeGurse also advised that the grass needs to be cut along the road to the old treatment plant in Corunna and a man hole cover on Bentinck and Parkdale has sunk and needs to be replaced.

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**Steve Arnold**

Mayor Arnold attended the recent opening of the Lazy River Gift shop in Sombra and, attended a recent fundraiser for the Enniskellin Express and brought greetings from Council. Mayor Arnold asked staff to look into the taxation for Mr. Robert Nantais who is seeking clarification for sudden increases in his taxes.

**UNFINISHED BUSINESS:**

**ADJOURNMENT:**

Hearing no further business it was

Moved by D. Randell

Seconded by S. Miller

**Motion#31** That the meeting do hereby adjourn.

**CARRIED**

The meeting adjourned at 7:45 p.m.

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MAYOR

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CLERK