

TOWNSHIP OF ST. CLAIR

COUNCIL AGENDA

SESSION #1

St. Clair Township Civic Centre
January 8, 2018
5:00 p.m.

A Regular Meeting of Council was held Monday, January 8, 2018 at the Council Chambers in Mooretown at 5:00 p.m. with the following people present:

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|--------------|--------------|
| S. Arnold | Mayor |
| P. Gilliland | Deputy Mayor |
| J. Agar | Councillor |
| J. De Gurse | “ |
| D. Randell | “ |
| T. Kingston | “ |
| S. Miller | Councillor |

| | | |
|--------|------------|-------|
| Staff: | J. Rodey | CAO |
| | J. Baranek | Clerk |

Declaration of Conflict of Interest:

Minutes:

Regular Council Meeting – Session #24 – December 18, 2017

Business Arising from the Minutes:

DEPUTATIONS AND APPOINTMENTS:

5:45 p.m. – Public Meeting – Temporary Use By-Law – Grove Street
(Applicant: Ben Arnold)*

*See separate agenda

CORRESPONDENCE:

- 1) Royal Canadian Legion Br.447 – Emergency Shelter
- 2) Spectrum – Industry Canada Licensing Request
- 3) 3947 Leeland Drive – Property Request
- 4) Highway 40 – Noise By-law Exemption
- 5) Fire Radio Participation Agreement

INFORMATION:

- a) WSP – Highway 40 from Rokeby to Petrolia Line
- b) Notice of Public Hearing – Woodlot Exemption
- c) New Municipal Asset Management Regulation
- d) Agricultural Drainage Infrastructure Program
- e) AMO Conference
- f) Bill 59 – Putting Consumers First Act
- g) PowerTel – Transmission line refurbishment
- h) Minister of Infrastructure – CWWF Update
- i) New MPAC President & CAO Appointment

DRAINS:

- That Drainage By-law #1 of 2018, being a by-law to raise the sum of \$633.19 being money expended out of the General Funds of the Township of St. Clair for maintenance and reassessment completed by the Municipality of Enniskillen on the McKenzie Drain be given the necessary readings and be signed by the Mayor and Clerk, and the Corporate Seal affixed thereto and finally passed.
- That Drainage By-law #22 of 2017, being a by-law to raise the sum of \$99,200.00 being money expended out of the General Funds of the Township of St. Clair for improvement and reassessment of the Talfourd Creek Drain be given the third and final readings and be signed by the Mayor and Clerk, and the Corporate Seal affixed thereto and finally passed.
- That Drainage By-law #23 of 2017, being a by-law to raise the sum of \$340,300.00 being money expended out of the General Funds of the Township of St. Clair for improvement and reassessment of the Booth Creek Drain be given the third and final readings and be signed by the Mayor and Clerk, and the Corporate Seal affixed thereto and finally passed.

REPORTS OF COMMITTEES AND OFFICERS:

CLERK'S REPORT:

CAO'S REPORT:

MOTIONS:

BY-LAWS:

- 1 of 2018 – Borrowing By-law
- 2 of 2018 – Zoning By-law Amendment – Temporary Use By-Law – Grove St.
- 3 of 2018 – Water & Sewer Rate By-law

COUNCILLORS' REPORTS:

UNFINISHED BUSINESS:

NEW BUSINESS:

UPCOMING MEETINGS:

- Regular Council – Monday, January 15, 2017 ~ 6:30 p.m.
- Regular Council – Monday, February 5, 2018 ~ 6:30 p.m.
- Committee of the Whole – Monday, February 12, 2018 ~ 3:00 p.m.
- Regular Council – Monday, February 19, 2018 ~ 6:30 p.m.

In Camera:

ADJOURNMENT:

Mayor Arnold 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:

Mayor Arnold declared a Pecuniary Interest in the Public Meeting as the proponent was his son.

ADOPT MINUTES:

Moved by D. Randell

Seconded by J. Agar

Motion #1 Be it resolved that the Minutes from the Council meeting Session #24 held December 18, 2017 be received and accepted as printed.

CARRIED

CORRESPONDENCE:

Moved by J. Agar

Seconded by D. Randell

Motion #2 Be it resolved that Council accept the following items of correspondence as per Council's direction:

- 1) Royal Canadian Legion Br.447 – Emergency Shelter
- 2) Spectrum – Industry Canada Licensing Request
- 3) 3947 Leeland Drive – Property Request
- 4) Highway 40 – Noise By-law Exemption
- 5) Fire Radio Participation Agreement

CARRIED

Moved by P. Gilliland

Seconded by J. Agar

Motion #3 Be it resolved that the request submitted by Royal Canadian Legion Branch 447 to act as an emergency evacuation shelter for the Township be approved and that the Fire Chief assist with its establishment.

CARRIED

Moved by T. Kingston

Seconded by S. Miller

Motion #4 Be it resolved that Spectrum Communications Ltd. be authorized to complete the Industry Canada application to complete the county-wide Radio Communication System.

CARRIED

Moved by S. Miller

Seconded by T. Kingston

Motion #5 Be it resolved that the request submitted by the owners of 3947 Leeland Drive to install a dock in the local canal be referred to staff for a report.

CARRIED

Moved by P. Gilliland

Seconded by J. Agar

Motion #6 Be it resolved that the Ministry of Transportation receive an exemption from the Township of St. Clair Noise By-law 44 of 2014 for their upcoming improvements to Highway 40 from 800 metres south of Rokeby Line to 800 metres north of Petrolia Line during the months of May through November 2018.

CARRIED

Moved by T. Kingston

Seconded by S. Miller

Motion #7 Be it resolved that the Mayor and Clerk be authorized to execute the County wide Fire Radio Participation Agreement.

CARRIED

INFORMATION:

Moved by D. Randell

Seconded by J. Agar

Motion #8 Be it resolved that the following items of information be dealt with as per Council's instructions for items identified as agenda items a) thru i):

- a) WSP – Highway 40 from Rokeby to Petrolia Line
- b) Notice of Public Hearing – Woodlot Exemption
- c) New Municipal Asset Management Regulation
- d) Agricultural Drainage Infrastructure Program
- e) AMO Conference
- f) Bill 59 – Putting Consumers First Act
- g) PowerTel – Transmission line refurbishment

- h) Minister of Infrastructure – CWWF Update
- i) New MPAC President & CAO Appointment

CARRIED

DRAINS:

Moved by J. Agar

Seconded by D. Randell

Motion #9 That Drainage By-law #1 of 2018, being a by-law to raise the sum of \$633.19 being money expended out of the General Funds of the Township of St. Clair for maintenance and reassessment completed by the Municipality of Enniskillen on the McKenzie Drain be given the necessary readings and be signed by the Mayor and Clerk, and the Corporate Seal affixed thereto and finally passed.

CARRIED

Moved by P. Gilliland

Seconded by J. Agar

Motion #10 That Drainage By-law #22 of 2017, being a by-law to raise the sum of \$99,200.00 being money expended out of the General Funds of the Township of St. Clair for improvement and reassessment of the Talfourd Creek 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 P. Gilliland

Seconded by J. Agar

Motion #11 That Drainage By-law #23 of 2017, being a by-law to raise the sum of \$340,300.00 being money expended out of the General Funds of the Township of St. Clair for improvement and reassessment of the Booth Creek 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:

MOTIONS:

Moved by J. Agar

Seconded by P. Gilliland

Motion #12 Be it resolved that the recommendations from the January 8, 2018 – Finance & Administration and Public Works & Operations Committee meetings be received and approved.

CARRIED

DEPUTATIONS:

5:45 p.m. – Public Meeting – Temporary Use By-Law – Grove Street
(Applicant: Ben Arnold)

Mayor Arnold vacated the Chamber for the public meeting, leaving Deputy Mayor Gilliland to chair the public meeting.

Deputy Mayor Gilliland asked Senior Planner Barry Uitvlugt to present his report. The application was for a temporary use by-law under Section 39 of the Planning Act to permit a 30 foot by 30 foot greenhouse on lands zoned for Future Development.

The proposed building would not have a proper foundation and would have the ability to be removed easily. If approved, it would have setbacks of 44 metres from the north, 30 metres from the east, 54 metres from the south and 66 metres from the west to reduce any potential adverse impacts on adjacent residential uses.

Mr. Myers of 308 Lambton Line inquired as to the temporary status of the potential building. The Temporary By-law would expire after three years. Any potential extension would be considered at a public meeting. If approved, the building would not achieve non-conforming status after the original three years.

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Councillor Steve Miller acknowledged that the proposed use was much less intense than the potential subdivision intended by the FD zone.

Seeing no other parties that wished to speak for or against the application, Deputy Mayor Gilliland declared the public meeting closed.

Moved by J. Agar

Seconded by D. Randell

Motion #13 Be it resolved that the Temporary Use By-law report submitted by Senior Planner Barry Uitvlugt dated December 12, 2017 be received and a greenhouse be permitted on the subject lands for a period of three years as per the application, and that any extension be subject to a subsequent public meeting.

CARRIED

Mayor Arnold returned to the Chamber and assumed his role as Chair.

BY-LAWS:

Moved by J. De Gurse

Seconded by T. Kingston

Motion #14 Be it resolved that By-law 1 of 2018, being a borrowing by-law, receive all three readings and that the Mayor and Clerk be authorized to execute appurtenant agreements and be thereby passed.

CARRIED

Moved by T. Kingston

Seconded by S. Miller

Motion #15 Be it resolved that By-law 2 of 2018, being a Temporary Use By-law to permit an agricultural structure on Future Development lands on Grove Street in Port Lambton, receive all three readings and that the Mayor and Clerk be authorized to execute appurtenant agreements and be thereby passed.

CARRIED

Moved by T. Kingston

Seconded by S. Miller

Motion #16 Be it resolved that By-law 3 of 2018, being a Water and Sewer Rate By-law, be tabled to allow staff time to consider an increase to the waste water rates.

TABLED

COUNCILLORS' REPORTS:

Deputy Mayor Gilliland:

Deputy Mayor Gilliland reminded staff of two outstanding reports: for sewer connections in Froomfield and for a weathervane on the clock tower in Corunna. He also asked for information on Bills 139 and 148.

Councillor Miller:

Councillor Miller attended Marilyn Gladu's Holiday Open House to extend thanks on behalf of the Township for her continued work. He also asked for the status of a fence complaint in Sombra.

Councillor Kingston:

Councillor Kingston attended the New Year's Day Levee at the Legion in Corunna which was a terrific event.

Councillor De Gurse:

Councillor De Gurse also attended the New Year's Day Levee at the Legion in Corunna.

Mayor Arnold:

Mayor Arnold represented the Township at many events since the last meeting of Council including an emergency response simulation on December 20, 2017; the New Year's Day

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Levee at the Corunna Legion; the Hussars Presentation and he dropped the puck during the Opening Ceremonies for the Silver Stick.

The Mayor has also been monitoring the water levels in the St. Clair River as flood concerns escalate.

Mayor Arnold also announced that he became a grandfather again with the birth of his first granddaughter! Congratulations Grandpa Mayor Arnold!!

UNFINISHED BUSINESS:

NEW BUSINESS:

UPCOMING MEETINGS:

The upcoming meeting schedule was discussed and amended:

- Regular Council – Monday, January 15, 2018 ~ 5:00 p.m.
- Special Council Meeting – Wednesday, January 17, 2018 ~ 3:00 p.m.
- Regular Council – Monday, January 29, 2018 ~ 6:30 p.m.
- Committee of the Whole – Monday, February 12, 2018 ~ 3:00 p.m.
- Regular Council – Tuesday, February 20, 2018 ~ 6:30 p.m.

Seeing no further business to discuss, it was thereby moved:

Moved by S. Miller

Seconded by D. Randell

Motion #17 That the meeting of Council be hereby adjourned.

CARRIED

The meeting adjourned at 6:00 p.m.

Mayor - Steve Arnold

Clerk- Jeff Baranek