

**ST. CLAIR TOWNSHIP
COUNCIL MINUTES
SESSION #4**

St. Clair Civic Centre
Council Chambers
February 19, 2008
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 February 4, 2008
Moore Museum of February 6, 2008
Sombra Museum of January 17, 2008
Drainage Committee minutes of February 6, 2008
Site Plan Committee minutes of February 6, 2008
Finance & Administration, Public Works of February 11, 2008
Emergency Services Committee of February 12, 2008

Business Arising from the Minutes:

DEPUTATIONS AND APPOINTMENTS:

7:15pm Robert Murray – St. Joseph’s Hospice
7:30 pm Catherine Creber – Dow Sarnia Site Closure Program Leader

CORRESPONDENCE:

- a) St. Joseph’s Hospice – donation request
- b) Lambton County Municipal Association – annual meeting April 10, 2008
- c) Ashley Lang – donation request
- d) London Health Sciences – lottery
- e) Moore Optimist – proclamation
- f) Sombra Sports and Recreation – grant request

INFORMATION:

- 1) S.C.R.C.A. – Guthrie Park
- 2) Drinking Water Source Protection – terms of reference
- 3) County of Lambton – fire dispatch
- 4) County of Lambton – Council Highlights
- 5) S.C.R.C.A. – January 31, 2008 minutes
- 6) Corunna Community Policing Committee – minutes of February 5, 2008
- 7) O.M.B. – March 31, 2008 hearing

DRAINS:

REPORTS OF COMMITTEES AND OFFICERS:

Committee of Adjustment-Decisions for A1, A2 & A3/08

- Minutes of January 28, 2008

- Applications A4, A5, A6, A7, A8, A9 & B1, B2/08

COORDINATOR OF OPERATIONS (WATER/WASTEWATER):

Wastewater Treatment Operations Contract with OMI
2007 Annual Water Quality Report

COORDINATOR OF ENGINEERING SERVICES:

Urban Asphalt Resurfacing

TREASURER'S REPORT:

Moore Foundation

DIRECTOR OF EMERGENCY SERVICES:

Emergency vehicle

Greenfield Energy – use of vehicle

CLERK'S REPORT:

Taxi broker license

CAO'S REPORT:

MOTIONS:

BY-LAWS:

By-law #8 of 2008 – Crossing Agreement with Enbridge Gas

COUNCILLORS REPORTS:

UNFINISHED BUSINESS:

NEW BUSINESS:

IN-CAMERA:

Legal, Lawyer – client privilege

UPCOMING MEETINGS:

ADJOURNMENT:

The Mayor called the meeting to order at 7:00 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.

MINUTES:

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

Councillor Brown pointed out that he was absent from the Site Plan meeting due to a previous conflict and attended the Moore Museum meeting at the same date and time.

Moved by P. Brown

Seconded by P. Carswell-Alexander

Motion #1 That the minutes of the following meetings be adopted as printed and circulated:

- Council meeting of February 4, 2008, Session #3
- Moore Museum of February 6, 2008
- Sombra Museum of January 17, 2008
- Drainage Committee of February 6, 2008
- Site Plan Committee of February 6, 2008
- Finance and Administration, Public Works of February 11, 2008
- Emergency Services of February 12, 2008

CARRIED

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

Moved by D. Randell

Seconded by P. Gilliland

Motion #2 That the annual membership to the Lambton Municipal Association be approved for payment and that arrangements be made for 7 Township delegates to attend the annual meeting.

CARRIED

Moved by S. Miller

Seconded by P. Brown

Motion #3 That the letter received from London Health Sciences Foundation asking permission to sell Dream Home Lottery tickets at the Corunna Shopper's Drug Mart be accepted and permission granted.

CARRIED

Moved by S. Miller

Seconded by D. Randell

Motion #4 That the request for grant funding filed by Ashley Lang be referred to the February 20th budget deliberations.

CARRIED

Moved by J. Agar

Seconded by P. Brown

Motion #5 That the Mayor be authorized by Council to issue a proclamation in recognition of Youth Appreciation Week as per the format suggested by the Optimist Club of Moore.

CARRIED

Council instructed Staff to prepare a draft policy regarding proclamations for consideration by Council.

Moved by P. Gilliland

Seconded by P. Carswell-Alexander

Motion #6 That the request of the Sombra Sports and Recreation Association for funding from the Municipality to construct a splash pad be referred to budget deliberations.

CARRIED

At the appointed time Council welcomed Mr. Bob Murray and Mr. Tom Fischer of the St. Joseph's Hospice Group present to present to Council a grant funding request for the establishment of the Hospice. Mr. Murray detailed the history of the presence in Sarnia/Lambton of the St. Joseph's Hospital facility and the current efforts being made to establish a 10 bed residential palliative care facility on Water Street together with a counseling and resource centre. In response to Council's questions Mr. Murray advised that the funding being sought is pledges from Municipalities to be paid over a 5 year

period. Mr. Murray also presented a copy of the suggested donation levels and naming opportunities. After the presentation it was:

Moved by P. Carswell-Alexander

Seconded by D. Randell

Motion #7 That the request received from the St. Joseph's Hospice of Sarnia-Lambton for grant funding be referred to the February 20th budget deliberations.

CARRIED

Council welcomed Catherine Creber the Dow Sarnia Site Closure Program Leader and Mr. John Elliott also with Dow Chemical present at Council's invitation to present a brief overview of the Dow Chemical closure plans. Ms. Creber stated that most of the Dow operations have ceased and plans are being forwarded in 2008 for building demolition. The last process will cease on April 30th, 2009. It is proposed that full site demolition will be carried out and the main Dow site will be returned to a grassed area. Other Dow facilities not necessarily located at the main facility such as the hydrocarbon storage at the intersection of LaSalle Road and Highway 40 will be sold as an operating venture. The LaSalle Road Landfill Site will require ongoing site management and the Dow Wetlands are proposed to be maintained as a recreational and educational asset to the community. It was also pointed out that the vacant properties in the vicinity owned by Dow will be sold for other uses. It was also hoped that the main Dow facility will be sold for industrial purposes as a single piece of property. Also, in response to questions Ms. Creber stated that the Ministry of the Environment approval is required for all closure plans and financial guarantees are part of the Ministry's criteria. At the conclusion of the presentation Mayor Arnold presented Ms. Creber information on the waste disposal area on the Petrolia Line east of the community of Corunna which apparently is or at one time was operated by Dow. Ms. Creber stated that she was familiar with the property and was unaware of Dow's involvement. She offered to research the issue with further information to the Municipality. Mayor Arnold also sited issues complicating the Guthrie Park shoreline remediation due to sediment contaminates from upstream industries. At the conclusion of the presentation Mayor Arnold on behalf of Council thanked Ms. Creber and Mr. Elliott for their presentation.

Moved by D. Randell

Seconded by S. Miller

Motion #8 That the St. Clair Region Conservation Authority asked for a report in consultation with the Ministry of the Environment what impacts in legal liabilities may arise if the Guthrie Park seawall in its current condition fails causing sediment relocation downstream.

CARRIED

Council acknowledged the information received from the O.M.B. who have established a two day hearing commencing on March 31st to consider the rezoning appeal filed by Chinook Global Limited and Scrap Metal Coordinators.

Moved by D. Randell

Seconded by P. Gilliland

Motion #9 That the following correspondence be received and dealt with as per Council's instructions as noted:

- a. St. Joseph's Hospice – donation request
Inst. Motion #7
- b. Lambton County Municipal Assoc. – annual meeting April 10, 2008
Inst. Motion #2
- c. Ashley Lang – donation request
Inst. Motion #4
- d. London Health Sciences – lottery
Inst. Motion #3

CARRIED

REPORTS OF COMMITTEES AND OFFICERS:

Council reviewed the recent Committee of Adjustment decisions and minutes of its January 28th meeting and applications to be heard at the February meeting of the Committee. It was pointed out that Deputy Mayor Gilliland and Councillor Agar will not

be in attendance at the February 25th meeting but that Council has appointed Councillor Carswell-Alexander and Councillor Brown to act in their absence. Deputy Mayor Gilliland had comments on Application A8/08 and questions on B2/08 and questioned the property size involved in Application A4/08. These comments were passed on to those two Councillors attending the next meeting of the Committee.

COORDINATOR OF OPERATIONS (WATER/WASTEWATER):

Moved by P. Brown

Seconded by S. Miller

Motion #10 That the report submitted by the Coordinator of Operations (Water/Wastewater) regarding the 2007 Annual Water Quality report for the St. Clair Township Distribution System be accepted and received as information.

CARRIED

Moved by S. Miller

Seconded by P. Carswell-Alexander

Motion #11 That the Township accepts the agreement with OMI for the management of the Township's Wastewater Treatment Plants as drafted and be executed by the Mayor and Clerk or their designates.

CARRIED

COORDINATOR OF ENGINEERING SERVICES:

Moved by D. Randell

Seconded by P. Gilliland

Motion #12 That the report submitted by the Coordinator of Engineering dated February 13, 2008 regarding urban asphalt resurfacing be accepted and received as information.

CARRIED

TREASURER'S REPORT:

Council discussed in detail the Treasurer's Report relative to the establishment of guidelines for the Moore Community and Recreational Foundation.

Moved by P. Carswell-Alexander

Seconded by P. Brown

Motion #13 That the report submitted by the Treasurer of St. Clair Township dated February 14, 2008 regarding the Moore Community and Recreational Foundation guidelines be accepted and received as information.

CARRIED

Moved by D. Randell

Seconded by P. Carswell-Alexander

Motion #14 That the Moore Community and Recreational Foundation be asked to provide to Council a copy of the Foundations's Constitution information to Council as to who is on the Foundation and how those persons are appointed and replaced and a suggestion that the grant protocol be changed to a fall intake and a spring grant announcement and consideration for a possible name change and a requirement as part of the guideline that the St. Clair River Trail is not to be considered as an eligible beneficiary of Foundation grant funds.

CARRIED

DIRECTOR OF EMERGENCY SERVICES:

Moved by P. Gilliland

Seconded by J. Agar

Motion #15 That the report submitted by the Fire Chief dated February 14, 2008 regarding the fire truck refurbishment be received and the Fire Chief be granted permission to pursue the possibility of purchasing such vehicle as detailed in his report.

CARRIED

Moved by P. Carswell-Alexander

Seconded by S. Miller

Motion #16 That the report submitted by the Fire Chief dated February 14, 2008 regarding Greenfield Energy's use of the Township's pumper truck and 2 operators be accepted and that Chief Dewhirst report to Council with the details of this event when known.

CARRIED

In discussion of the assistance to Greenfield Energy several members of Council expressed concern on possible liabilities such as Worker's Safety Insurance Board coverage and possible liability to the Township due to possible vehicle malfunction. Council requested to see a draft copy of the agreement between the Municipality and Greenfield Energy once prepared by the Fire Chief. Also, in discussion of Motion #15 Councillor Carswell-Alexander cautioned of possible difficulties importing the vehicle that was subject to Chief Dewhirst's report.

CLERK'S REPORT:

Moved by P. Gilliland

Seconded by J. Agar

Motion #17 That the request for renewal of a taxicab broker license for Downriver Taxi be denied, unless the business can be located in a commercially zoned property as required by the Township Taxi licensing by-law.

CARRIED

BY-LAWS:

Moved by P. Brown

Seconded by S. Miller

Motion #18 That By-law Number 8 of 2008, which is a By-law for the Township of St. Clair to enter into a crossing agreement with Enbridge Gas, having been given the necessary three readings, be signed by the Mayor and Clerk, the Corporate seal affixed thereto and finally passed.

CARRIED

COUNCILLOR'S REPORT:

Peter Gilliland

Deputy Mayor Gilliland provided to Council a verbal report on Council's request that a previous meeting to obtain information regarding a Trillium Grant. The Deputy Mayor advised of consulting with the Director of Community Services regarding his report. There is an active application for grant funding filed on behalf of the Brigden Hall totaling approximately \$80,000.00 which has been given priority status by Council. There are several other applications pending for skate boards and splash park construction that have yet to be submitted for consideration due to the outstanding nature of the Brigden Hall application. The Deputy Mayor offered to lobby the local member on the Grant Review Committee. Several members of Council felt that all projects should be submitted for consideration and that the Township should not restrict itself to 1 application at a time only.

Jeff Agar

Councillor Agar advised Council that his earlier request to have no cell phones or cameras signs posted in the dressing room areas of the Sports Complex has not been completed.

Moved by J. Agar

Seconded by P. Carswell-Alexander

Motion #19 That Staff be instructed to install appropriate signs warning of the prohibition of cell phones and cameras in all dressing room areas in the Sports Complex.

CARRIED

Councillor Agar questioned whether the Moore Foundation funding could be made available through a grant application process for additional netting around the ice surfaces. It was suggested that Councillor Agar proceed with the appropriate grant application.

Darrell Randell

Councillor Randell advised of receiving information from the Ministry of Natural Resources advising that there are no signs of the chronic deer disease present in the U.S. and that the Ministry will authorize a fall wild turkey hunt. Also, grant funding has been received from the Friends of the St. Clair River to post signs in high traffic areas detailing

progress made in St. Clair River clean-ups. Councillor Randell advised that there are two locations in St. Clair Township in Township riverfront parks where the signs are proposed.

Moved by D. Randell

Seconded by S. Miller

Motion #20 That permission be granted for the installation of two signs sponsored by the Friends of the St. Clair River in two locations in Township riverfront parks.

CARRIED

Pat Brown

Councillor Brown requested clarification as to the relationship to the Municipality of the Parks Board Advisory Committee and the various Sports and Recreation Associations. The Clerk advised that the Parks Board Advisory Committee assists the Director of Community Services as to parks maintenance and development and that the various Sports Associations promote the use of those facilities owned and maintained by the Municipality. Councillor Brown also advised that he would be away for the next meeting of Council.

Steve Arnold

Mayor Arnold expressed his disappointment with the type of building being constructed by Shell on their property west of the St. Clair Parkway proposed to house containment booms. Council was instructed to research the site plan to see if the type of building was specified in that document. The Mayor was advised that CSX have not returned the CAO's call requesting a meeting with the Municipality. Also, the Director of Public Works Operations and Engineering was asked to prepare a report for Council consideration as to the status of the proposal of the Wastewater Treatment Plant proposed to service the Courtright, Mooretown and Corunna communities as well as the residential development along the St. Clair Parkway. Also, the Mayor questioned the status of the forwarding of the various letters of support for the Wilkesport sanitary sewer grant application. The CAO advised that although the application was filed electronically the support letters have been filed with the appropriate Ministries and MPP's. The Mayor attended a blue ribbon Committee meeting on the St. Clair River quality as well as the District Fire Chief's meeting and the recent meeting of the Sombra Sports and Recreation Association. Also, he and Deputy Mayor Gilliland attended a meeting with the local MPP and planned on meeting with the local MP shortly.

NEW BUSINESS:

Councillor Randell expressed his concerns regarding planning processes particularly related to Official Plan and Zoning changes in Agricultural areas to support industrial development.

Moved by D. Randell

Seconded by J. Agar

Motion #21 That St. Clair Township Planning officials along with Lambton County planning officials prepare a report on a trigger for when Official Plan and Zoning change applications are received to change agricultural areas to industrial development on a portion of the property, that it will also require environmental improvements according to the Lambton County Natural Heritage System, The St. Clair River Area of Concern, and other provincial and municipal initiatives and laws.

CARRIED

Councillor Carswell-Alexander also lead Council in a general discussion on the possibility of hiring consultants with specific expertise to advise and comment on major projects within the Municipality to provide an expertise base above that of Staff. Also, in response to Council's question the CAO advised that the Architect hoped to have the plans for the former Nordia building in Corunna completed and ready for tender circulation at the end of February.

Moved by P. Carswell-Alexander

Seconded by D. Randell

Motion #22 That the meeting enter an in camera session with the Mayor as Chair to discuss a legal, lawyer/client privilege issue and a property issue.

CARRIED

Meeting returned to order.

Moved by S. Miller

Seconded by P. Brown

Motion #23 That the Township's Property Standards Officer not be authorized to initiate any clean-up of the property known as 1784 Petrolia Line at this time.

CARRIED

ADJOURNMENT:

Moved by S. Miller

Seconded by D. Randell

Motion #24 That the meeting do hereby adjourn.

CARRIED

The meeting adjourned at 10:00 p.m.

MAYOR

CLERK