

**ST. CLAIR TOWNSHIP
COUNCIL MINUTES
SESSION #19**

St. Clair Civic Centre
Council Chambers
October 6, 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 September 22, 2008
Sombra Museum meeting of August 21, 2008
Site Plan Committee meeting of September 24, 2008

Business Arising from the Minutes:

DEPUTATIONS AND APPOINTMENTS:

CORRESPONDENCE:

- a) Rick Wither – traffic
- b) Marcel Beaubien – dock
- c) Claude Raymond – building permit request

INFORMATION:

- 1) Rick Vesser – MNR-Bickford Oak Woods
- 2) Great Lakes and St. Lawrence Cities Initiative, information
- 3) Warden Jim Burns – Invitation
- 4) County of Lambton – Council Highlights
- 5) 2052689 Ontario Ltd. – Property Standards
- 6) County of Lambton – Plan of Subdivision approval
- 7) Enbridge – Open House
- 8) County of Lambton – Winter Maintenance Agreement
- 9) Stantec Consulting Ltd. – Dawn Gateway LP Pipeline Project
- 10) S.C.R.C.A. – Watershed Report Card
- 11) Royal Canadian Legion – Remembrance Day

DRAINS:

By-law #13 of 2008 – Payne Drain – amending
By-law #14 of 2008 – Tulloch Drain – amending
By-law #15 of 2008 – Warren Creek Drain – amending

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By-law #16 of 2008 – Eyre Drain – amending
By-law #17 of 2008 – Vancouter Drain – amending
By-law #18 of 2008 – Dicer Drain – actual costs

REPORTS OF COMMITTEES AND OFFICERS:

TREASURER'S REPORT:

Building Canada Fund

DIRECTOR OF PUBLIC WORKS:

Stanley Line Bridge R.F.P.

COORDINATOR OF OPERATIONS (WATER/WASTEWATER):

Disposal of surplus Hyprescon pipe

CLERK'S REPORT:

Open Meeting Investigator

CAO'S REPORT:

MOTIONS:

BY-LAWS:

By-law #65 of 2008 – Deeming By-law Lot 15 & 16 Plan 24 (Fawn Island)
By-law #66 of 2008 – Confirming By-law
By-law #67 of 2008 - Winter Maintenance Agreement with the County of Lambton

COUNCILLORS REPORTS:

UNFINISHED BUSINESS:

NEW BUSINESS:

Community Control Group – Training Manual

UPCOMING MEETINGS:

Committee of the Whole – Monday October 20, 2008 – 5pm (Capital Budget)
Regular Council – Monday October 20, 2008 – time tentative after Committee of the Whole
Regular Council – Monday November 3, 2008 – 7:00pm

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:

Mayor Arnold declared a conflict of interest during the discussion of the request received from Mr. Beaubien to purchase or lease a portion of municipal property adjacent to the new condominium development in Courtright as being a future owner of a unit in the facility.

MINUTES:

Council proceeded to review the minutes as listed on the agenda. It was noted that in the minutes of September 22nd meeting of Council, motion #4 had the motion moved by Mayor Arnold and it was corrected to read Councillor Agar.

Moved by J. Agar

Seconded by D. Randell

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

Council meeting of September 22, 2008, Session #18 as amended
Sombra Museum of August 21, 2008
Site Plan Committee of September 24, 2008

CARRIED

CORRESPONDENCE:

Moved by D. Randell

Seconded by J. Agar

Motion #2: That the request for more stop signs and road painting on Beckwith Street from Rick Witcher be forwarded to the Public Works Department for further investigation and also referred to the Corunna Community Police Committee

CARRIED

Council considered the request received from Mr. Marcel Beaubien for permission to establish a dock in front of his property known as 1590 St. Clair Parkway. Prior to the discussion, Mayor Arnold declared a conflict of interest as a future owner of a unit in the building, left the Council Chambers and turned the meeting over to Deputy Mayor Gilliland to chair. Deputy Mayor Gilliland advised Council of a conversation this afternoon with Mr. Beaubien and as opposed to the information stated in the letter, he hopes to construct a deck on municipal property measuring approximately 6 ft by 20 ft. Council was advised by the Clerk that the property in question is owned by the Municipality by virtue of the transfer of St. Clair parkway Commission assets. Council felt if an encroachment agreement is granted, Council should have design approval on the deck and that the permission will be subject to an encroachment agreement. After considerable discussion it was;

Moved by P. Carswell-Alexander

Seconded by S. Miller

Motion #3: That the request from Marcel Beaubien requesting permission to build a dock in front of property know as 1590 St. Clair Parkway be granted and Mr. Beaubien be contacted to advise of the next steps he must follow, by way of an encroachment agreement.

CARRIED

Mayor Arnold returned to the chair.

Council reviewed the request received from Mr. Claude Raymond for permission to have the current garage on his property on Hill Street in Corunna remain as a material storage facility while a new garage is being constructed.

Moved by S. Miller

Seconded by P. Carswell-Alexander

Motion #4: That the request from Claude Raymond requesting permission to leave intact an existing garage while a new garage is being built be approved with a deposit of \$200 to guarantee the removal of the existing building once the new garage is completed with removal of the old current, garage within 30 days of completion of the new garage and that the Mayor and Clerk e authorized to sign the required agreement.

CARRIED

INFORMATION:

Council reviewed the communication received from Mr. Ric Visser of the Ministry of Natural Resources regarding Bickford Oak Woods. Council requested the Clerk contact Mr. Visser to determine where the proposed planting is going to take place relative to the Municipal Drains in the area. Council reviewed the invitation received from the Royal

Canadian Legion regarding Remembrance Day celebrations. Mayor Arnold will attend the Corunna Remembrance Day Ceremony, Deputy Mayor Gilliland or Councilor Carswell-Alexander will attend the Brigden ceremony and the Wallaceburg Ceremony will be attended by Councilor Randell.

Moved by D. Randell

Seconded by S. Miller

Motion #5: That donation to the Poppy Fund be made on behalf of the Municipality to the Corunna, Brigden and Wallaceburg Legions as per previous practice.

CARRIED

Moved by J. Agar

Seconded by D. Randell

Motion #6: That the following correspondence be received and dealt with as per Council's instructions as noted:

- a. Rick Witcher – traffic
Inst. See motion #2
- b. Marcel Beaubien – dock request
Inst. See motion #3
- c. Claude Raymond – building permit request
Inst. See motion #4

CARRIED

DRAINS:

Moved by D. Randell

Seconded by J. Agar

Motion #7: That Drainage By-law #13 of 2008, being a by-law to raise the sum of \$3,402.51 being money expended out of the General Funds of the Township of St. Clair for the maintenance to the Payne 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. Carswell-Alexander

Seconded by P. Brown

Motion #8: That Drainage By-law #14 of 2008, being a by-law to raise the sum of \$3,735.02 being money expended out of the General Funds of the Township of St. Clair for maintenance repairs on the Tulloch Drain be given the necessary readings and signed by the Mayor and Clerk, and the Corporate Seal affixed thereto and finally passed.

CARRIED

Moved by D. Randell

Seconded by J. Agar

Motion #9: That Drainage By-law #15 of 2008, being a by-law to raise the sum of \$2,679.00 being money expended out of the General Funds of the Township of St. Clair for the maintenance to the Warren Creek 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 D. Randell

Seconded by J. Agar

Motion #10: That Drainage By-law #16 of 2008, being a by-law to raise the sum of \$3,720.89 being money expended out of the General Funds of the Township of St. Clair for the maintenance to the Eyre 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. Carswell-Alexander

Seconded by P. Brown

Motion #11: That Drainage By-law #17 of 2008, being a by-law to raise the sum of \$1,590.10 being money expended out of the General Funds of the Township of St. Clair for the maintenance repairs to the Vancouver Drain be given the necessary readings and signed by the Mayor and Clerk, and the Corporate Seal affixed thereto and finally passed.

CARRIED

Moved by S. Miller

Seconded by P. Carswell-Alexander

Motion #12: That Drainage By-law #18 of 2008, being a by-law to raise the sum of \$6,554.34 being money expended out of the General Funds of the Township of St. Clair for the reconstruction and improvement to the Dicer Drain be given the necessary readings and be signed by the Mayor an Clerk, and the Corporate Seal affixed thereto and finally passed.

CARRIED

REPORTS OF COMMITTEES AND OFFICERS:

Council discussed in detail, Mr. Quenneville's report on the Building Canada Fund. Council was generally of the opinion that the Building Canada Fund has two components and based on information received from the representative of the Federal Infrastructure Minister during the meeting conducted during the AMO conference that a municipality is entitled to apply for one funding grant under either component of the grant. After considerable discussion, Council asked staff for comment at the October Committee of the Whole meeting.

Moved by J. Agar

Seconded by D. Randell

Motion #13: That the report submitted by the Treasurer of St. Clair Township dated October 1, 2008 recommending the Regional Waste Water Treatment Plant capital project be applied for under the Building Canada Fund.

CARRIED

DIRECTOR OF PUBLIC WORKS:

Moved by S. Miller

Seconded by P. Brown

Motion #14: That the report submitted by the Director of Public Works dated October 2, 2008 recommending that the RFP submitted by Burgess Engineering Inc. in the amount of \$38,500.00 (plus GST) for the detailed engineering design of the Stanley Line Bridge east of Kimball Road be accepted and the Mayor and Clerk be authorized to sign the contract and other related documents.

CARRIED

COORDINATOR OF OPERATIONS (WATER/WASTEWATER):

The Committee reviewed Mr. VanHyfte's report on the results for the tender for sale of 92 lengths of pipe. Tenders were as follows;

Robert MacPherson	\$2769.49
Brandon Contractors	\$1130.04

Moved by P. Brown

Seconded by P. Carswell-Alexander

Motion #15: That the report submitted by the Coordinator of Operations (Water/Wastewater) dated October 3, 2008 regarding the 92 lengths of Hyprescon pipe be sold to Robert MacPherson in the amount of \$2,769.49 be accepted and received with the material to be removed by the end of 2008.

CARRIED

CLERK'S REPORT:

Moved by J. Agar

Seconded by D. Randell

Motion #16: That the report submitted by the Clerk dated October 2, 2008 regarding the contract with JGM Consulting to provide Open Meeting Investigation Services to the Township of St. Clair as per the proposal dated September 25, 2008 be extended to January 1, 2010 be received and accepted.

CARRIED

CHIEF ADMINISTRATIVE OFFICER'S REPORT:

Mr. Rodey advised Council that he has revamped the Township's Strategic Plan prepared by Citymedia and made several abbreviations. The Mayor requested Council to review the latest draft document and report their comments to the CAO.

BY-LAWS:

Moved by D. Randell

Seconded by J. Agar

Motion #17: That By-law Number 65 of 2008, being a deeming by-law for Lots 15 & 16 Plan 24(Fawn Island) to 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 #18: That By-law Number 66 of 2008, the by-law for the Township of ST. Clair to confirm the resolutions and motions of St. Clair Township which were adopted up to and including the September 22, 2008 Council Meeting, having been given the necessary three readings, by signed by the Mayor and Clerk, the Corporate seal affixed thereto and finally passed.

CARRIED

Moved by P. Gilliland

Seconded by D. Randell

Motion #19: That By-law #67 of 2008, being an agreement by-law with the County of Lambton for the purpose of road maintenance to be given the necessary three readings, signed by the Mayor and Clerk, the Corporate Seal affixed thereto and finally passed

CARRIED

COUNCILLORS REPORTS:

Pete Gilliland

Deputy Mayor Gilliland advised of a travel trailer parked at property known as 358 Astor Park that is parked in such a way as to limit vehicular visibility and also in front of the same address there is a basketball net on the road property. It was suggested that the By-law Enforcement Officer attend the property to investigate and report. Also it was pointed out there are several cars for sale at CAP park. The Clerk advised that past protocols where the By-law Enforcement Officer has contacted the owners and asked that the vehicle be removed with a fair degree of success. The same protocol will be followed this time. Also the Deputy Mayor attended the September 25th meeting of the Southwest Economic Alliance in Point Edward. Council was advised that the County has applied for membership to this group. The Deputy Mayor attended the Emergency Control Group training conducted by the Township's Fire Services last week and is attending a future meeting of Tourism Sarnia-Lambton.

Jeff Agar

Councillor Agar advised of a rather large compost pile in a backyard in Corunna. The Clerk advised that on complaint, this situation could be investigated as a property standards issue. Councillor Agar also provided to the Clerk with contact information for the Transport Safety Board.

Steve Miller

Councillor Miller advised that he would bring forward at the next meeting of the Public Works and Operations Committee a possible traffic study for John Street in Port Lambton.

Pat Carswell-Alexander

Councillor Carswell-Alexander advised that in one of these Tourism Sarnia-Lambton publications, the Township's three campgrounds were omitted. Also in response to her questions, Councillor Carswell-Alexander was advised that the Director of Community

Services is dealing with the lighting of the Brigden Centopath. It was pointed out that the flag at the centopath is in need of replacement and it was suggested that the Brigden Legion would probably tend to the replacement prior to the November 11th ceremonies. Councillor Carswell-Alexander attended, today, an on-site drainage meeting for the Arn Drain in Enniskillen. She also received a complaint from Marilyn Johnston regarding the Township's practice of charging \$6.00 as a dumping fee for a travel trailer. It was pointed out that such services are available free to campers in the Township's three campgrounds but since Mrs. Johnston camps in facilities outside of the Municipality the consensus of Council was that the charging of such a usage fee was appropriate.

Pat Brown

Councillor Brown advised of attending a recent Terra Community meeting at which time the August 28th ammonia release was discussed. It was pointed out that the incident is being investigated with a letter forth coming to Council with the results of the investigation. Also Councillor Brown suggested improved signage for the pedestrian crossing at Lyndoch Street with the addition of a "stop for pedestrian" sign beneath the current existing signage. Councillor Brown also asked staff to advise to that expiry date of the waste and recycling contract.

Steve Arnold

Mayor Arnold attended a recent meeting of the Aamjiwnaag official recognition of the air monitoring system. The Mayor also noticed that while in attendance what he observed was excessive speed on LaSalle and asked Council to consider a possible request to the County to have the speed limit lowered in that area to 60 km per hour. The Mayor also noticed the construction of two greenhouses east of Brigden on County Road 80 near Waterworks Road and asked if building permits had been secured for those facilities. The Mayor is also awaiting the staff report on the cost incurred by the Municipality in the consideration of the Shell proposal to develop a new refinery within the Township. The Mayor also requested staff arrange for a meeting with Shell to discuss what he considers the next steps relative to issues such as the Ministerial Zoning order. The Mayor also requested a staff report on the status of the new emergency services building as to when the building will be available for occupancy and questioned the need for the continuation of using the services of an architect and wondered if current community Services Staff could monitor the contract in lieu of the architect in effort to reduce costs. The Mayor also requested Council to give consideration to a possible list to be developed at the next Public Works and Operations Committee relative to County roads such as the resurfacing of County Road #31 and County Road #80 and the paving of the Mandaumin Road to the Bentpath Line and eventually the Lambton Line as well as the expansion to from lanes from Corunna to just east of the intersection of Highway #40 with the inclusion of a bicycle trail. The establishment of rumble strips on the Brigden Road at the Petrolia Line was also discussed. In new business, Council was advised that the staff lunch will be held at Hawthorne's at the St. Clair Parkway golf course on Thursday October 16th commencing at 12 noon.

Hearing no further business it was;

ADJOURNMENT:

Moved by S. Miller
That the meeting do hereby adjourn.

Seconded by D. Randell

CARRIED

The meeting adjourned at 8:15 p.m.

MAYOR

CLERK