

**ST. CLAIR TOWNSHIP
COUNCIL MINUTES
SESSION #22**

St. Clair Civic Centre
Council Chambers
November 17, 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 November 3, 2008 Session #21
Finance & Administration Committee Meeting of November 3 and 10, 2008
Drainage Committee minutes of November 4, 2008

Business Arising from the Minutes:

DEPUTATIONS AND APPOINTMENTS:

7:00 pm – Fire Service Awards

CORRESPONDENCE:

- a) Justin Ireland – Refund request
- b) Moore Museum Board – Appointment
- c) Marcel Beaubien – Dock request
- d) OGRA/ROMA – Annual conference

INFORMATION:

- 1) Grant Cemetery Association – Thank you
- 2) C.C.P.C. – November 4, 2008 minutes
- 3) Lambton County – Council highlights
- 4) T.S.L. – October 9, 2008 meeting minutes
- 5) T.S.L. – Manager’s report

DRAINS:

Drainage By-law #24 of 2008 – Cameron Drain - amending
Drainage By-law #25 of 2008 – Wadsworth Dr. (culvert Lot 3 Con 6) – amending
Drainage By-law #26 of 2008 – Wadsworth Dr. (access pipe Lot 3 Con w 6) – amending
Drainage By-law #27 of 2008 – Feddes Drain & Pump – amending
Drainage By-law #28 of 2008 – De Mars Drain & Pump – amending

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Drainage By-law #29 of 2008 – Bawden Drain & Pump – amending
Drainage By-law #30 of 2008 – Miller Drain – amending
Drainage By-law #31 of 2008 – Intercolonial Drain (Lot 1 to 4) – amending
Drainage By-law #32 of 2008 – Intercolonial Drain (Lot 4 to 6) - amending
Drainage By-law #33 of 2008 – Gibb Drain – 1st and 2nd reading
Drainage By-law #34 of 2008 – Bell-Maitland Drain – amending
Drainage By-law #35 of 2008 – Bell-Maitland Drain – amending
Drainage By-law #36 of 2008 – Dicer Drain – amending
Drainage By-law #37 of 2008 – Dicer Drain - amending

REPORTS OF COMMITTEES AND OFFICERS:

COMMITTEE OF ADJUSTMENT:

Application A27/08

COORDINATOR OF PLANNING REPORT:

St. Clair Mechanical site plan

PLANNERS' REPORT:

Draft Biomass Energy Policies
Draft Wind Turbine Policies
Draft Solar Policies

TREASURER'S REPORT:

2009 Capital projects

CLERK'S REPORT:

High speed internet

CAO'S REPORT:

In camera - personnel

MOTIONS:

Tile Loan approval

BY-LAWS:

By-law #70 of 2008 ~ Site Plan Agreement – St. Clair Mechanical Brigden
By-law #71 of 2008 ~ Tile loan rating

COUNCILLORS REPORTS:

UNFINISHED BUSINESS:

NEW BUSINESS:

UPCOMING MEETINGS:

Regular meeting of Council – Monday December 1, 2008 ~ 7pm
Committee of the Whole – Monday December 8, 2008 ~ 6pm
Regular meeting of Council – Monday December 15, 2008 ~ 7pm

IN-CAMERA – PERSONNEL:

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 Marcel Beaubien dock request as a future owner of the affected property and left the Council Chambers during that discussion.

MINUTES:

Council proceeded to review the minutes as listed on the agenda. Mayor Arnold pointed out that at the Maria VanBommel anniversary celebration, MPP Bob Bailey was not present but Minister Jim Watson was.

Moved by P. Brown

Seconded by P. Carswell-Alexander

Motion #1 That the minutes of the Council meeting of November 3, 2008 – Session #21 be adopted as corrected, printed and circulated.

CARRIED

In discussion of the November 3rd and 10th meeting of the Finance and Administration Committee it was noticed that Motions #5 and 6 are not shown as being carried.

Moved by D. Randell

Seconded by P. Gilliland

Motion #2: That the minutes of the Finance and Administration Committee meeting of November 3rd & 10th be adopted as corrected, printed and circulated.

CARRIED

In discussion of the November 10th meeting of the Public Works and Operations Committee, Deputy Mayor Gilliland clarified his position relative to the Plank Road, stating that he would like to see that portion of the Plank Road between Mandaumin Road and the Petrolia Line be paved and assumed as a County Road.

Moved by J. Agar

Seconded by P. Brown

Motion #3: That the minutes of the Public Works and Operations Committee meeting of November 10th 2008 be adopted as printed and circulated.

CARRIED

Moved by D. Randell

Seconded by P. Gilliland

Motion #4: That the minutes of the Drainage Committee meeting of November 4, 2008 be adopted as printed and circulated.

CARRIED

In response to Mayor Arnold's question regarding the ownership of the land occupied by the current Stokes Award Drain, Chairman Randell advised that the engineer has done some research to determine the ownership of the land and it is anticipated that a land allowance will be provided for in the Engineer's report.

At the appointed time, Mayor Arnold on behalf of Council, welcomed Fire Chief Roy Dewhirst and Deputy Chiefs Tom Boon and Steve Bicum as well as several volunteer firefighters present to receive their long service awards. Prior to the presentation, Mayor Arnold thanked the volunteer firefighters for their dedicated and selfless service to the citizens of St. Clair Township. Mayor Arnold and Chief Dewhirst presented the service awards to firefighters ranging in 5 year service to a high of 40 years service. After the presentation of the service awards, a 10 minute recess was called.

The meeting returned to order and Council proceeded to review the Correspondence as listed on the agenda.

CORRESPONDENCE:

Moved by P. Carswell-Alexander

Seconded by D. Randell

Motion #5: That the request received from Mr. Justin Ireland for relief from an excessive water and sewage usage bill be granted a refund in the amount of \$480.72 for the sanitary sewer usage portion of the billing.

CARRIED

Council asked staff to investigate whether or not the meter for the Ireland residence was read. Council reviewed the list of appointees in the Moore Museum Advisory Board effective January 1, 2009.

Moved by P. Carswell-Alexander

Seconded by S. Miller

Motion #6: That the letter received from the Moore Museum recommending to Council the appointment of the following members be approved as of January 1, 2009:

Jim Townsend
Joyce Brock
Bob Johnson
Dave Robinson
Arnold Pole
Bob McPhee
Marg Griffiths
Kathy Roswell

Judy Rausa
Marilyn Johnson
David Pattenden
Shirley Warner
Fred Strickland
Gary Smith
Susanne Hodgins

CARRIED

Council proceeded to review the request received from Mr. Marcel Beaubien for permission to construct a dock on Township property opposite his new residential development on the St. Clair Parkway in Courtright. Mayor Arnold declared a conflict of interest as a future owner of a unit in the subject residential development and turned the meeting over to Deputy Mayor Gilliland and left the Council Chambers. Council reviewed the sketch of the proposed dock submitted by Mr. Beaubien and several issues were raised. The Clerk advised that the proposal has been forwarded to the Public Works and Operations group for comment on Mr. Beaubien's request to alter the guard rail in the area to accommodate pedestrian traffic to the dock. The Clerk also advised that if Council proceeds with the request, legal advice should be obtained relative to the Township liability for the dock.

Moved by D. Randell

Seconded by J. Agar

Motion #7: That the letter from Marcel Beaubien regarding the dock request at 1590 St. Clair Parkway be forwarded to the proper staff for further investigation.

CARRIED

Council reviewed the information received from the Ontario Good Roads Association and the Rural Ontario Municipal Association regarding the February 2009 annual conference. Staff was directed to make the appropriate arrangements for those attending the conference.

Moved by S. Miller

Seconded by P. Brown

Motion #8: That the following correspondence be received and dealt with as per Council's instructions as noted:

- a. Justin Ireland – refund request
Inst. See motion #5
- b. Moore Museum Board - appointment
Inst. See motion #6
- c. Marcel Beaubien – dock request
Inst. See motion #7

- d. OGRA/ROMA – annual conference

Inst. Received as information

CARRIED

Council reviewed the information correspondence as listed on the agenda. Council discussed in detail the correspondence received from Tourism Sarnia Lambton and in particular the fact that the issue of continued County Council support will be discussed at this week's meeting of County Council. After considerable discussion, it was;

Moved by P. Carswell-Alexander

Seconded by P. Brown

Motion #9: That St. Clair Township oppose the requested 48% increase in the County grant requested by Tourism Sarnia-Lambton for 2009.

CARRIED

DRAINS:

Moved by D. Randell

Seconded by P. Gilliland

Motion #10: That Drainage By-law #24 of 2008, being a by-law to raise the sum of \$1,490.24 being money expended out of the General Fund of the Township of St. Clair for the maintenance repairs to the Cameron 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 #11: That Drainage By-law #25 of 2008, being a by-law to raise the sum of \$1,925.90 being money expended out of the General Fund of the Township of St. Clair for the maintenance repairs to the Wadsworth 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 P. Gilliland

Motion #12: That Drainage By-law #26 of 2008, being a by-law to raise the sum of \$2,122.10 being money expended out of the General Fund of the Township of St. Clair for the maintenance repairs to the Wadsworth 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 P. Carswell-Alexander

Seconded by S. Miller

Motion #13: That Drainage By-law #27 of 2008, being a by-law to raise the sum of \$846.76 being money expended out of the General Fund of the Township of St. Clair for the maintenance repairs to the Feddes Drain and Pump 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 P. Gilliland

Motion #14: That Drainage By-law #28 of 2008, being a by-law to raise the sum of \$1,086.85 being money expended out of the General Fund of the Township of St. Clair for the maintenance repairs to the DeMars Drain and Pump be given the necessary readings and 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 #15: That Drainage By-law #29 of 2008, being a by-law to raise the sum of \$988.22 being money expended out of the General Fund of the Township of St. Clair for the maintenance repairs to the Bawden Drain and Pump be given the necessary readings and 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 #16: That Drainage By-law #30 of 2008, being a by-law to raise the sum of \$676.99 being money expended out of the General Fund of the Township of St. Clair for the maintenance repairs to the Miller 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 #17: That Drainage By-law #31 of 2008, being a by-law to raise the sum of \$5,648.23 being money expended out of the General Fund of the Township of St. Clair for the maintenance repairs to the Intercolonial 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 P. Gilliland

Seconded by D. Randell

Motion #18: That Drainage By-law #32 of 2008, being a by-law to raise the sum of \$1,226.19 being money expended out of the General Fund of the Township of St. Clair for the maintenance repairs to the Intercolonial 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. Brown

Motion #19: That Drainage By-law #33 of 2008, being a by-law to provide drainage works on the Gibb 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 P. Gilliland

Seconded by D. Randell

Motion #20: That Drainage By-law #34 of 2008, being a by-law to raise the sum of \$2,684.63 being money expended out of the General Fund of the Township of St. Clair for the maintenance repairs to the Bell-Maitland 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 P. Brown

Seconded by S. Miller

Motion #21: That Drainage By-law #35 of 2008, being a by-law to raise the sum of \$6,326.20 being money expended out of the General Fund of the Township of St. Clair for the maintenance repairs to the Bell-Maitland 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 P. Gilliland

Seconded by D. Randell

Motion #22: That Drainage By-law #36 of 2008, being a by-law to raise the sum of \$2,298.96 being money expended out of the General Fund of the Township of St. Clair for the maintenance repairs to the Dicer 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. Brown

Motion #23: That Drainage By-law #37 of 2008, being a by-law to raise the sum of \$1,733.36 being money expended out of the General Fund of the Township of St. Clair for the maintenance repairs to the Dicer 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 P. Gilliland

Seconded by D. Randell

Motion #24: That Drainage By-law #38 of 2008, being a by-law to raise the sum of \$764.00 being money expended out of the General Fund of the Township of St. Clair for the maintenance repairs to the Bolton Drain be given the necessary readings and signed by the Mayor and Clerk, and the Corporate Seal affixed thereto and finally passed.

CARRIED

REPORTS OF COMMITTEES AND OFFICERS:

Council reviewed application A27/08 to the Committee of Adjustments and offered no comments.

CO-ORDINATOR OF PLANNING REPORT:

Council reviewed the report and recommendation submitted by the Coordinator of Planning relative to the St. Clair Mechanical site plan.

Moved by P. Brown

Seconded by P. Carswell-Alexander

Motion #25: That the report submitted by the Coordinator of Planning, dated November 12, 2008 recommending the Township of St. Clair authorize the Mayor and Clerk to enter into a site plan agreement between the Municipality and St. Clair Mechanical to permit a 948 square meter addition to the existing 604 square meter fabricating shop and to permit the existing modular office units to remain on site for a maximum of five years be received and accepted.

CARRIED

PLANNER'S REPORT:

Council reviewed the Planner's draft report on Biomass Energy Wind Turbines and Solar Policies. Council reviewed the suggested amendments offered by Mayor Arnold and those were directed to Mr. Uitvlugt for incorporation in his draft reports.

Moved by J. Agar

Seconded by P. Gilliland

Motion #26: That the report submitted by Barry Uitvlugt, Lambton County Planner, concerning the Draft Biomass Energy Policies, Wind Turbine Policies and Solar Policies be received and accepted as information.

CARRIED

TREASURER'S REPORT:

Council reviewed Mr. Quenneville's report on the designation of road reconstruction projects to be funded from the Investing Ontario grant program.

Moved by P. Brown

Seconded by S. Miller

Motion #27: That the report submitted by the Treasurer dated November 11, 2008 recommending that the following 2009 capital projects be designated for the Investing Ontario grant:

Main Street
Alfred Street

Vroom Street
Paget Street

CARRIED

CLERK'S REPORT:

The Clerk provided a verbal report as to the latest development as to the rural broadband program that St. Clair Township participated in, in conjunction with the Township of Dawn-Euphemia and the Township of Enniskillen. The Clerk advised that Bell Alliant in an attempt to improve service in Port Lambton and the riverfront areas will, as part of the program costs, install a fiber optic cable from Wallaceburg to the Bell tower currently situated at the Bickford Line and Highway #40. The Bell engineers have projected that this installation of the transmitter on the existing tower should reduce the areas where high speed internet is not available.

CHIEF ADMINISTRATIVE OFFICER'S REPORT:

Mr. Rodey advised of a personnel issue to be discussed at an in-camera session.

MOTIONS:

Moved by P. Carswell-Alexander

Seconded by P. Brown

Motion #28: That the following application for loan under the Tile Drainage Act be approved subject to Provincial funding:

Ron Kraayenbrink

Lot 15, Con. 6

Amount \$11,200.00

CARRIED

BY-LAWS:

Moved by D. Randell

Seconded by J. Agar

Motion #29: That By-law #70 of 2008, being a by-law to execute a Site Plan Control agreement with St. Clair Mechanical be given the necessary three readings, signed by the Mayor and Clerk, the Corporate Seal affixed thereto and finally passed.

CARRIED

Moved by S. Miller

Seconded by D. Randell

Motion #30: That By law #71 of 2008, being a by-law imposing special annual rates upon lands subject to the Tile Drainage Act 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 Council that he attended with several other members of Council, the AMO Southwest Regional Conference on November 7th at which time Councillor Steve Miller was honored with a twenty-five year long service award. The Deputy Mayor also attended the November 8th dinner at the Corunna Legion as well as having the privilege of attending the November 11th Remembrance Day Ceremonies at the Brigden Cenotaph. The Deputy Mayor also advised Council of what he suspects will be a future lobbying effort for Council's assistance to change the gaming laws in Ontario to allow service clubs such as the Royal Canadian Legion to host fundraisers such as card tournaments.

Darrell Randell

Councillor Randell advised that he placed on behalf of the Municipality, on November 11th, a wreath at the Wallaceburg cenotaph. Also Council was advised that the Wallaceburg Legion's fundraising efforts to install an elevator in the current Legion building are progressing well with a grant for possible Trillium Funding being prepared.

Pat Brown

Councillor Brown advised of attending the Corunna Remembrance Day ceremonies to place a wreath on behalf of the Corunna Community Policing Community. Also reminded Council of this week's poor boy luncheon at the Corunna Legion as a fundraising effort for the 2008 Operation Christmas Tree campaign.

Steve Arnold

Mayor Arnold presented to Council a letter he has received from Shell Canada about the demolition of three decommissioned storage tanks on site. Also, Council was presented a letter from Ontario Premier Dalton McGuinty thanking Council for its information relative to its position on the city of Orillia resolution. Mayor Arnold attended the November 8th dinner at the Corunna Legion as well as the November 11th Remembrance Day wreath laying ceremony. Also, Mayor Arnold had obtained information from Mr. Jim Sanders regarding possible Enbridge financial assistance for firefighter training. Mayor Arnold also suggested for next year, banners be purchased for the wreaths provided by the Township for Remembrance Day services acknowledging the contribution made by the Municipality. The Mayor also advised Council of several other functions that he attended

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including the Brigden Fair volunteer dinner and several other social functions. At the conclusion of his report, Mayor Arnold advised of a request made by him to staff asking for a report as to the most recent improvements to the Booth Creek Bridge on the McCallum Line. Mayor Arnold was of the opinion that perhaps the Engineering portion of this project could be included in the 2009 capital budget but perhaps bridge rehabilitation could be delayed until 2010.

Moved by S. Miller

Seconded by D. Randell

Motion #31: That Council enter an in-camera session to discuss a personnel and property issue.

CARRIED

Meeting returned to order.

ADJOURNMENT:

Moved by S. Miller

Seconded by D. Randell

That the meeting do hereby adjourn.

CARRIED

The meeting adjourned at 9:20 p.m.

MAYOR

CLERK