

**ST. CLAIR TOWNSHIP
COUNCIL MINUTES
SESSION #14**

St. Clair Civic Centre
Council Chambers
July 20, 2009
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 June 22, 2009
Council meeting of July 6, 2009
Finance and Administration Committee of July 6, 2009
Public Works and Operations of July 6, 2009
Moore Museum meeting of June 3, 2009

Business Arising from the Minutes:

DEPUTATIONS AND APPOINTMENTS:

7:15 pm Ralph Campbell – Camp Wadiscoca
7:30 pm Burch Drain South Court of Revision
7:45 pm Wright Drain Court of Revision
8:00 pm – Government #3 Drain Court of Revision
8:15 pm – Burns Drain Court of Revision

CORRESPONDENCE:

- a) Moore Optimist – Santa Claus parade
- b) Township of Enniskillen – Deer hunting season
- c) Moore Agricultural Society – Request
- d) Property Standards – Brigden Road
- e) Rob Klompstra – Deeming Lots 117 & 118, Plan 27
- f) E.C.R.C. – use of boat ramp

INFORMATION:

- 1) Burch Drain South – Court of Revision notice
- 2) Wright Drain – Court of Revision notice
- 3) Government #3 Drain – Court of Revision notice
- 4) Burns Drain – Court of Revision notice
- 5) Lambton Metal Service – Donation request

- 6) Government of Canada – Ice breaking
- 7) AMO – 2009 Ontario West Municipal Conference
- 8) Ida Swartz – Claim
- 9) SCRT – June 24th minutes
- 10) LGPSB – May 20th minutes
- 11) Mary McFadden – Burns Drain appeal
- 12) Joseph Fournie – Burns Drain appeal
- 13) County of Lambton – Council highlights
- 14) Michael Hurley – Bike path
- 15) Allan Anderson – Noise
- 16) Pat Davidson MP – Pre budget consultation
- 17) Ronald Kerr – Wright and Burch Drain appeal
- 18) Captain Kidd Committee – Captain Kidd’s Day Parade – August 1, 2009

DRAINS:

- By-law #28 of 2009 – Burch Drain South
- By-law #29 of 2009 – Wright Drain
- By-law #30 of 2009 – Government #3 Drain
- By-law #31 of 2009 – Burns Drain
- By-law # 33 of 2009 Harkness Drain
- By-law #34 of 2009 O’Connor Drain
- By-law #35 of 2009 Hawkins Drain

REPORTS OF COMMITTEES AND OFFICERS:

PROPERTY STANDARDS OFFICER REPORT:

Status report

PLANNER’S REPORT:

Shelby Lane Heights Subdivision Agreement

COORDINATOR OF OPERATIONS (WORKS):

Hill Street widening

DIRECTOR OF PUBLIC WORKS AND OPERATIONS:

Vandersteen / Thompson Development – Fane & Colborne Street
St. Clair Parkway at Holt Line – road crossing

TREASURER’S REPORT:

CMHC Financing

CLERK’S REPORT:

CAO’S REPORT:

Workwell Evaluation

MOTIONS:

- adapt Health & Safety Policy

BY-LAWS:

- By law #43 of 2009 –2009 tax levy
- By-law #44 of 2009 –Shelby Lane Heights subdivision agreement

By-law #45 of 2009 - Dedicating a portion of St. Clair Parkway road allowance (B & R Atkins)
By-law #46 of 2009 – Dedication of road allowance - Part 1, Plan 25R965
By-law #47 of 2009 – Traffic Control Signage ~ Sombra Village
By-law #48 of 2009 – Renewal of lease Xcelco ~ Brigden water tower
By-law #49 of 2009 – Deeming by-law – Lot 117 & 119, Plan 27

COUNCILLORS REPORTS:

UNFINISHED BUSINESS:

NEW BUSINESS:

UPCOMING MEETINGS:

Committee of the Whole meeting Monday August 10, 2009 ~ 6:00 pm
Regular Council meeting Monday August 24, 2009 ~ 7:00 pm

ADJOURNMENT:

Prior to calling the meeting to order Mayor Arnold thanked Council and staff for the support provided to him and his family following the tragedy suffered last week.

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.

Moved by S. Miller

Seconded by P. Carswell-Alexander

Motion #1 That the minutes of the Council meeting held June 22, 2009 - Session #12 and July 6, 2009 - Session #13 be adopted as printed and circulated.

CARRIED

In discussion of business arising from the minutes, Councillor Carswell-Alexander requested a staff report on the parking signs on Boswell Street in Brigden.

Moved by J. Agar

Seconded by D. Randell

Motion #2: That the minutes of the Finance and Administration meeting held July 6, 2009 be adopted as printed and circulated.

CARRIED

Moved by P. Carswell-Alexander

Seconded by P. Brown

Motion #3: That the minutes of the Public Works and Operations meeting held July 6, 2009 be adopted as printed and circulated.

CARRIED

Moved by D. Randell

Seconded by J. Agar

Motion #4: That the minutes of the Moore Museum meeting held June 3, 2009 be adopted as printed and circulated.

CARRIED

CORRESPONDENCE:

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

Council reviewed the correspondence received from the Moore Optimist Club relative to the Santa Claus parade scheduled for November 28, 2009. It was pointed out that the grant requested from the Township as a sponsor for the parade has already been sent to the Moore Optimist. Mayor Arnold asked staff to advise the Committee that he would be in attendance at the parade.

Moved by D. Randell

Seconded by J. Agar

Motion #5: That the letter received from the Township of Enniskillen requesting Council's support that the second shot gun season for deer take place during the first week of January to reduce potential conflict with the harvest of crops be received and a letter be sent to the Ministry of Natural Resources stating our support for this recommendation.

CARRIED

Moved by S Miller

Seconded by P. Carswell-Alexander

Motion #6: That the Township donate a flag pole for the Moore Agricultural Society at the Brigden Fair Grounds.

CARRIED

Moved by P. Carswell-Alexander

Seconded by J. Agar

Motion #7: That the motion to donate a flag pole to the Moore Agricultural Society be amended to provide for the donation of a 50 foot high flag pole to be financed out of the Township's Environment and Education Reserve Fund with the Moore Agricultural Society to be responsible for the installation of the donated pole.

CARRIED

At the appointed time, Mr. Ralph Campbell a scout leader for the Sombra Township Scout group was present together with other scout leaders, parents and Scouts and Cubs to discuss with Council the probable fate of Camp Wadiscoca. It was pointed out that Camp Wadiscoca, located north of the Bentpath Line and west of the Kimball Road is the property of Scouts Canada who has plans to dispose of the property later this summer. Mr. Campbell stated that currently there is a group of volunteers willing to do maintenance and repair on the property but what is needed is someone to co-ordinate the effort. Unfortunately to this point, no such person has been found. Mr. Campbell also stated that there was a group of private donators that have pledged to contribute an annual sum of approximately \$3,500 for the maintenance at the camp. It was pointed out that the camp was widely used not only for local scouts but also sea cadets and other groups. In response to questions, Mr. Campbell advised that there currently is a charge to use the camp but unfortunately the revenues are not enough to cover the costs. In response to Council's questions, Mr. Campbell stated that he is seeking Township support to partner with perhaps the SCRCA to place the ownership of the camp in the public domain for the use of the community at large.

Moved by D. Randell

Seconded by P. Carswell-Alexander

Motion #8: That the Township support in principle, efforts to pursue avenues by way of partnerships to secure the ownership of Camp Wadiscoca and have it remain in the public domain.

CARRIED

Council thanked Mr. Campbell and guests for bringing this matter to the Township's attention.

At the appointed time Council adjourned and convened a meeting of the Court of Revision to consider any possible assessment of appeals relative to the Burch Drain by-law, By-law #28 of 2009. The Clerk advised the Court that a written appeal has been received from Mr. Ron Kerr owner of Basswood Farms on both the Burch Drain and the Wright Drain dated June 24th, 2009. Mr. Ron Kerr appellant was duly sworn. Mr. Kerr asked if his brother, Mr. Joe Kerr could act as his spokes person. Mr. Joe Kerr was duly sworn. Mr. Kerr

stated that his experience from having surveyed the farm for a tiling project, feels that most of the fall of the property is to the west rather than to the south and feels that the benefit assessment for the Basswood Farm properties is too high. Chairman Arnold then called upon Mr. Mike Devos of Spriet and Associates, author of the engineer's report to provide an explanation as to the assessment and cost distribution. Following Mr. Devos' explanation, it was pointed out that the Wright Drain is proposed to be extended east across the Basswood Farms property and would increase the flow of water into the Wright and Burch Drain systems. It was pointed out that the previous assessment for the majority of the Basswood farm lands was to the O'Leary Drain to the south. It was pointed out that the extension of the Wright Drain is proposed to be relatively shallow and provide a cut off benefit for surface water from property to the north of Mr. Kerr's property. Mr. Devos stated that the current assessment proposed is considerably different than the current assessment on the Burch and Wright Drains. Due to this fact, Mr. Kerr has asked for an extension of the Wright Drain across the entire northerly border of his property. Currently there is only three to four acres draining into the Wright Drain. David Neely, St. Clair Township's Drainage Superintendent, explained to the Court the drainage history in the area and stated that M. Kerr's request for the extension of the Wright Drain was demonstrated at the on site meeting, initiated by a request for a cleanout of the Wright and Burch Drain by another ratepayer. Mr. Devos stated that the benefit assessment for the Basswood Farm properties could be lowered by increasing the outlet assessment for neighboring properties either to the north or to the west. Mr. Elliott Langstaff asked for an opportunity to address the Court.

Moved by D. Randell

Seconded by P. Carswell-Alexander

Motion #9: That Mr. Elliott Langstaff be allowed to address the Court of Revision on the Burch Drain.

CARRIED

Mr. Langstaff was duly sworn. Mr. Langstaff stated his opinion that the Basswood Farm properties is only currently assessed for a few acres but if the swale that is present now on the property is lengthened and deepened, there would be far more water entering the Wright and Burch Drain watersheds. Mr. Langstaff stated that surface drainage from the Kerr property frequently enters his property causing flooding damage and suggested that if Mr. Kerr is unwillingly to pay his cost contribution to a proper cut off drain, the Wright Drain should be dammed to keep the surface water from Mr. Kerr's property on his property. Mr. Langstaff also took exception to a statement made earlier by Mr. Kerr that as a cost saving measure perhaps the cut off drain prescribed for in the Engineer's report could be eliminated and he would achieve the same results by digging his own drain on his own property. Mr. Langstaff stated that in his opinion this would be unfair because Mr. Kerr would be putting extra water into the Wright and Burch Drain systems to a degree greater than he is being assessed for. It was pointed out that notwithstanding the fact that this Court of Revision was called to hear assessment appeals on the Burch Drain most of the conversation has been about the Wright Drain.

Moved by P. Carswell-Alexander

Seconded by P. Gilliland

Motion #10: That the Court of Revision on the Burch Drain be adjourned to allow the Engineer the opportunity to review his assessment calculations relative to the Ron Kerr property.

CARRIED

Chairman Arnold called to order the Court of Revision to discuss assessment appeals on the Wright Drain as per provisionally adopted By-law #29 of 2009. The Chair declared that the participants in the discussion of the Wright Drain assessment were the same rate payers that were duly sworn to discuss assessment appeals on the Burch Drain and that they be continued to be duly sworn. Mr. Doug McGee asked to address the court representing his brother Gary McGee.

Moved by J. Agar

Seconded by P. Gilliland

Motion #11: That the Court allow Mr. Doug McGee an opportunity to address the Court as a representative of his brother Gary McGee.

CARRIED

The Clerk pointed out that the drain under discussion is the Wright Drain and that Mr. Gary McGee is not a rate payer of the Wright Drain therefore his representative did not have status before the court. It was agreed that all of the issues relative to the Wright Drain had been discussed during the debate on the Burch Drain.

Moved by P. Gilliland

Seconded by P. Carswell-Alexander

Motion #12: That the meeting of the Court of Revision be adjourned to allow the opportunity for the Engineer to discuss assessment issues and calculations with the affected rate payers.

CARRIED

The Chair called to order the Court of Revision on the Government #3 Drain to hear any assessment appeals relative to provisionally adopted By-law #30 of 2009. The Clerk advised the meeting that no written appeals had been received and no verbal appeals were offered by those in attendance.

Moved by P. Gilliland

Seconded by D. Randell

Motion #13: That the Engineer's assessment as prescribed in the Engineer's report prepared by Dillon Consulting Engineer's dated May 21, 2009 be adopted and that the Court of Revision on the Government #3 Drain be closed.

CARRIED

The Chair called to order the Court of Revision on the Burns Drain to discuss any appeals relative to the Engineer's assessment as detailed and provisionally adopted as By-law #31 of 2009. The Clerk advised the Committee that appeals have been received from Joseph R. Fournie and Rich and Mary McFadden. The Court had copies of correspondence from Mr. Fournie and Mr. and Mrs. McFadden. It was pointed out that in the letter of appeal from Mr. and Mrs. McFadden that they are not only appealing the assessment as prescribed by the Engineer's report but also the entire report that proposes to change the status of the Stokes Award Drain to a municipal drain to be known as the Burns Drain. Mr. Rich McFadden, appellant was duly sworn. Mr. McFadden stated that the Township initiated the process to make the Stokes Award Drain a municipal drain which he feels unnecessary since he acknowledges the drainage rights of the adjacent properties including the agricultural parcel on the east side of the St. Clair Parkway. Mr. McFadden stated that elevating the drain to municipal drain status diminishes his property rights as the owner of the property to be occupied by the Burns Drain. Mr. McFadden also stated that the property is owned by his son Matt and as a Canadian Armed Forces Veteran; he feels he is due to appropriate respect by the Township. Mr. McFadden further stated that he may enclose the drain in the future at his own expense. Joseph Fournie, representing his son, was duly sworn. Mr. Fournie stated that since the Engineer's report did not prescribe that any work to be done on the drain, therefore he is not receiving any additional benefit from the fact that the drain will now be under the provisions of the Drainage Act. In his opinion, since he has no benefit from the process, he should not be levied any assessment. Matt McFadden, owner of the subject property was duly sworn. Mr. McFadden questioned if the Stokes Award Drain became a municipal drain what restrictions would be placed on his property that may affect his ability to replace the existing dwelling and build a new residence. The Clerk advised that the current zoning provisions call for a 5 meter setback from an enclosed drain and a 15 meter setback from the top of bank on an open drain. These restrictions would be imposed on the building permit process whether the drain was an award drain, a private drain or a municipal drain. In response to Mr. McFadden's questions, the Clerk advised that if Mr. McFadden in the future found these restrictions prohibited, he could apply to the Township's Committee of Adjustment for a minor variance who would rule on a possible application based on the merits of the application. Mr. McFadden also requested the process required if he desired to enclose the drain at a future date. Mr. McFadden was advised that should he wish to enclose the open portion of the drain at a future date, he would make application to the Township to secure an engineer's report to provide for a requested enclosure. Mr. McFadden stated that he was a Canadian Forces Veteran and expected the appropriate respect from the Township. At the conclusion of the discussion it was;

Moved by P. Gilliland

Seconded by D. Randell

Motion #14: That the assessment on the Burns Drains as prescribed in the engineer's report as prepared by Dillon Consulting dated May 21st, 2009 be amended to remove all the assessments from the private land owners with those assessments to be added to the assessment for the Township as owners of the St. Clair Parkway road allowance and further that the schedule of assessment referred to as Schedule A in the engineer's report be adopted for cost distribution on any future maintenance expense and that the Court of Revision be adjourned to August 24th, 2009.

CARRIED

Mr. Rich McFadden questioned what he consider nominal land allowance provided for his son's property based on what he considers to be the true market value of the property. Mr. Adam Sullo, author of the report provided an explanation relative to the provisions of the Drainage Act as to how he calculated the land allowances provided. Mr. Sullo was of the opinion that the original Stokes Award Drain was created in approximately 1903 under the authority of the Ditches and Watercourses Act and due to the fact the open drain was created at that time, it was anticipated that land allowances were provided for when the open drain was created and additional allowances at this time due to the fact that the open drain already exists would not be warranted.

Council returned to order and proceeded to review the communications as listed on the agenda.

Moved by J. Agar

Seconded by D. Randell

Motion #15: That the property standards complaint received regarding 3025 Brigden Road be received and that the issue be referred to the Property Standards Officer to investigate and submit a report to Council.

CARRIED

Moved by P. Brown

Seconded by S. Miller

Motion #16: That By-law #49 of 2009 being a by-law to deem Lots 117 & 118, Plan 27 be given the necessary three readings, signed by the Mayor and Clerk and the Corporate seal affixed thereto and finally passed.

CARRIED

Council reviewed the correspondence received from ECRC regarding the use of the Township's boat launch at Mooretown. Council expressed some concern regarding the use of a 50 ton crane on site to launch and retrieve boats to be used in the ECRC exercise.

Moved by P. Gilliland

Seconded by D. Randell

Motion #17: That permission be granted to the ECRC for use of the Townships' boat launch at Mooretown provided that efforts be made to allow public access to the boat launch during the ECRC exercise and that staff approve the location and placement of the 50 ton crane.

CARRIED

Moved by J. Agar

Seconded by D. Randell

Motion #18: That the following correspondence be received and dealt with as per Council's instructions as noted:

- a. Moore Optimist – Santa Claus parade
Inst. previously dealt with
- b. Township of Enniskillen – Deer hunting season
Inst. See Motion #5
- c. Moore Agricultural Society - Request
Inst. See Motion #6
- d. Property Standards – Brigden Road
Inst. See Motion #14

- e. Rob Klompstra – Deeming lots 117 & 118, Plan 27
Inst. See Motion #15
- f. ECRC – request
Inst. See Motion #16

CARRIED

Moved by P. Gilliland

Seconded by P. Brown

Motion #19: That the County of Lambton Infrastructure Committee be requested to consider the construction of a pedestrian bicycle path from Queen Street in Corunna to Highway #40.

CARRIED

Council reviewed the communication received from MP Pat Davidson regarding pre-budget consultations. Mayor Arnold advised that he proposed to attend the session to be held in Toronto in October. In response to the invitation received from the Captain Kidd Committee, Mayor Arnold requested that Councillor Brown represent the municipality at the August 1st parade.

Mr. Devos and the ratepayers of the Wright Drain returned to the meeting with a further report to the Court of Revision. Chairman Arnold adjourned Council and called to order the re-convened meeting of the Court of Revision on the Wright Drain. Mr. Devos stated that he has reviewed the issues raised at the Court of Revision on the Wright Drain earlier this evening. Mr. Devos stated that in discussion with the affected ratepayers, he is proposing that the benefit assessment to the Basswood Farm property be reduced from 75% to 60% with the result that adjacent properties to the north and to the west be assessed at a higher rate. After the explanation by Mr. Devos, Chairman Arnold asked those in attendance if they had any comments on the recommendations made by Mr. Devos, hearing no comments it was;

Moved by P. Gilliland

Seconded by J. Agar

Motion #20: That the assessment on the Wright Drain as prescribed in By-law #29 of 2009 be amended to be as follows and that the Court of Revision be adjourned until August 24, 2009.

<u>Roll #</u>	<u>Benefit</u>	<u>Outlet</u>	<u>Total</u>
010-30-236-00	1,930.00	134.00	2,064.00
010-30-237-00	3,540.00	706.00	4,246.00
010-60-010-00	2,610.00	1,324.00	3,934.00
010-60-010-01	420.00	7.00	427.00
010-30-238-00	7,115.00	742.00	7,857.00
010-60-013-00	0	4,290.00	4,290.00
010-60-014-00	0	2,282.00	2,282.00
010-60-015-00	0	2,688.00	2,688.00
010-60-016-00	<u>0</u>	<u>1,512.00</u>	<u>1,512.00</u>
Total Assessment on Lands	15,615.00	13,685.00	29,300.00

CARRIED

Chairman Arnold reconvened the Court of Revision on the Burch Drain South. Mr. Devos reported that he has reviewed the assessments with the ratepayers affected and is not recommending any change from the assessments as prescribed and provisionally adopted in By-law #28 of 2009 which were consistent with his engineer's report. Mr. Doug McGee representing his brother Gary McGee, having been duly sworn stated that in his opinion the Township is being inconsistent in levying drain assessments possibly due to the fact that the Township uses multiple consultants who have different techniques and formulas to calculate assessments and requested that the Township give consideration to adopting a consistent assessment policy. Hearing no further comments, it was;

Moved by P. Gilliland

Seconded by D. Randell

Motion #21: That the Engineer's assessment as prescribed in provisionally adopted By-law #28 of 2009 be adopted and that the Court of Revision on the Burch Drain be closed.

CARRIED

Council returned to order.

Moved by P. Carswell-Alexander

Seconded by S. Miller

Motion #22: That By-law #28 of 2009 being a by-law to authorize the construction and financing of the Burch Drain South be read the third time, and be finally passed, signed and sealed.

CARRIED

Moved by P. Gilliland

Seconded by D. Randell

Motion #23: That By-law #30 of 2009 being a by-law to provide for the construction and financing of the Government #3 Drain be read the third time, signed by the Mayor and Clerk, the Corporate Seal affixed thereto and finally passed.

CARRIED

Moved by P. Carswell-Alexander

Seconded by S. Miller

Motion #24: That By-law #33 of 2009 being a by-law to levy a maintenance assessment on the Harkness Drain be read the third time, signed by the Mayor and Clerk, the Corporate Seal affixed thereto and finally passed.

CARRIED

Moved by D. Randell

Seconded by J. Agar

Motion #25: That By-law #34 of 2009 being a by-law to authorize the levying of a maintenance assessment on the O'Connor Drain be read the third time, signed by the Mayor and Clerk, the Corporate Seal affixed thereto and finally passed.

CARRIED

Moved by P. Brown

Seconded by P. Carswell-Alexander

Motion #26: That By-law #35 of 2009 being a by-law to levy a maintenance expense on the Hockins Drain be read the third time, signed by the Mayor and Clerk, the Corporate Seal affixed thereto and finally passed.

CARRIED

REPORTS OF COMMITTEES AND OFFICERS:

PROPERTY STANDARDS OFFICER REPORT:

Moved by J. Agar

Seconded by D. Randell

Motion #27: That the report submitted by the Property Standards Officer dated July 3rd 2009 be received as information.

CARRIED

PLANNERS REPORT:

Moved by P. Brown

Seconded by J. Agar

Motion #28: That the report submitted by Barry Uitvlugt, Planner dated July 15, 2009 recommending that Council accept the street name "Shelby Lane" for the new road (cul-de-sac) for 38T-08006 and has reviewed the agreement for the development of 24 dwelling units in single-detached form and Council gives approval in principle to the agreement, provided all municipal concerns are addressed financially and otherwise be accepted.

CARRIED

COORDINATOR OF OPERATIONS (WORKS) REPORT:

Moved by J. Agar

Seconded by D. Randell

Motion #29: That the report submitted by the Coordinator of Operations (Works) dated May 13, 2009 regarding the Hill Street proposed construction be received as information.

CARRIED

DIRECTOR OF PUBLIC WORKS AND OPERATIONS REPORT:

Moved by P. Gilliland

Seconded by P. Carswell-Alexander

Motion #30: That the report of the Director of Public Works and Operations relative to the Vandersteen/Thomson Development at Fane and Colborne Street be received as information.

CARRIED

Moved by S. Miller

Seconded by P. Carswell-Alexander

Motion #31: That the Director of Public Works and Operations report on the St. Clair Parkway crossing on the Holt Line be received as information.

CARRIED

TREASURER'S REPORT:

Moved by P. Brown

Seconded by S. Miller

Motion #32: That the report submitted by the Treasurer dated June 16, 2009 recommending that Council apply for funding of their One-Third share of the Canada Building Fund for the Regional Wastewater Treatment plant from the CMHC Municipal Infrastructure Lending Program in the amount of \$9,000,000 for a fifteen year term and the Mayor and Treasurer be authorized to execute all the necessary paper work be received and accepted

CARRIED

CHIEF ADMINISTRATIVE OFFICER'S REPORT:

Moved by D. Randell

Seconded by J. Agar

Motion #33: That the report received from the CAO dated July 15, 2009 recommending that the Municipal Health and Safety Association be retained to conduct an audit of our current health and safety programs and to provide follow up an order to get our municipality prepared for a Workwell Audit by WSIB be received and accepted.

CARRIED

BY-LAWS:

Moved by S. Miller

Seconded by P. Brown

Motion #34: That By-law #43 of 2009 being a by-law to impose the 2009 tax levy be given the necessary three readings, signed by the Mayor and Clerk, the Corporate Seal affixed thereto and finally passed.

CARRIED

Moved by P. Gilliland

Seconded by J. Agar

Motion #35: That By-law #44 of 2009 being a by-law to approve the Shelby Lane Heights subdivision agreement be given the necessary three readings, signed by the Mayor and Clerk, the Corporate Seal affixed thereto and finally passed.

CARRIED

Moved by D. Randell

Seconded by P. Gilliland

Motion #36: That By-law #45 of 2009 being a by-law to dedicate the portion of the St. Clair Parkway road allowance and to deem property be given the necessary three readings, signed by the Mayor and Clerk, the Corporate Seal affixed thereto and finally passed.

CARRIED

Council discussed with the Clerk, draft By-laws #46 and #47 that may need further consideration. The Clerk advised that he would bring forward his recommendations relative to these by-laws at the next meeting of the Public Works & Operations Committee.

Moved by S. Miller

Seconded by P. Gilliland

Motion #37: That By-law #48 of 2009 being a by-law to renew the lease for the use of the Brigden Water Tower for a telecommunications antenna 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 attending a meeting earlier today hosted by the Town of Petrolia regarding the possible creation of a family health team for Petrolia and the surrounding areas. It was pointed out that the application for funding must be submitted by the end of July. Deputy Mayor Gilliland pointed out that this health care team, although sponsored by the Bluewater Health would operate outside of the LHINS network and would be funded by the Ministry of Health. The Town of Petrolia has requested letters of support from neighboring municipalities whose citizens may benefit from this new health initiative. Council expressed its general disappointment on what is perceived to be deteriorating health care particularly in St. Clair Township and what Council feels is a lack of support from Bluewater Health and perhaps even the Ministry of Health itself. After considerable discussion it was;

Moved by P. Gilliland

Seconded by D. Randell

Motion #38: That Council endorse a letter of support to the efforts being made by the Town of Petrolia on behalf of itself and surrounding communities to establish a family health team in Petrolia.

DEFEATED

Darrell Randell

Councillor Randell asked for an in-camera session to discuss a property issue.

Pat Carswell-Alexander

Councillor Carswell-Alexander requested consideration in the initial draft of the 2010 budget for the installation of a solar powered display light at the promotional sign for the Township's Industrial Park at the intersection of the Petrolia Line and Highway #40.

Moved by P. Carswell-Alexander

Seconded by J. Agar

Motion #39: That the owner of property known municipally as 826 St. Clair Parkway be requested to trim the shrubs and bushes on the property that are obstructing the view for the users on the St. Clair River Trail.

CARRIED

Councillor Carswell-Alexander advised of attending a recent meeting of Clean Harbors at which time the company revealed its plans for a major capital investment to assist in the pre-treatment of organic waste.

Pat Brown

Councillor Brown also attended the meeting referred to by Councillor Carswell-Alexander at Clean Harbors. Councillor Brown also stated that the recent tanker truck accident near Detroit demonstrated the need for continued Township vigilance regarding fuel tanker traffic in Corunna. Councillor Brown also requested improved crosswalk pavement painting at the intersection of Beckwith and Lyndoch Street.

Steve Arnold

Mayor Arnold advised of attending the recent grand opening of the Corunna Splash Pad at CAP Park as well as a meeting with potential developers.

Moved by D. Randell

Seconded by S. Miller

Motion #40: That the meeting enter an in-camera session to discuss a property matter.

CARRIED

Meeting returned to order.

Deputy Mayor Gilliland briefed Council on the information received from the Moore Optimist that the Trillium Foundation may withdraw its \$40,000 funding commitment due to the fact work at the Corunna Splash Park commenced technically before the Trillium Foundation grant funding was announced.

Hearing no further business it was:

ADJOURNMENT:

Moved by S. Miller

Seconded by D. Randell

Motion #41: That the meeting do hereby adjourn.

CARRIED

The meeting adjourned at 10:40 p.m.

MAYOR

CLERK