

**ST. CLAIR TOWNSHIP
COUNCIL MINUTES
SESSION # 18**

St. Clair Civic Centre
Council Chambers
September 21, 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,	“
	J. Agar,	“
Staff:	J. Rodey,	CAO
	J. DeMars,	Director of Administration/Clerk/ Deputy CAO
Absent:	S. Miller,	Councillor

AGENDA:

Declaration of Conflict of Interest:

Adopt Minutes:

Council meeting of September 8, 2009 Session #17
Sombra Museum of August 21, 2009
Finance and Administration meeting of September 14, 2009
Public Works and Operations meeting of September 14, 2009

Business Arising from the Minutes:

DEPUTATIONS AND APPOINTMENTS:

7:05 pm Moore Community & Recreation Foundation presentation to Sombra Museum

CORRESPONDENCE:

- a) John Maddox – Open Meeting Investigator
- b) Dorothy Green – Open burning
- c) Laurie Mason – Grant application

INFORMATION:

- 1) C.C.P.C. – September 1, 2009 minutes
- 2) Willms and Shier – Green Energy Act
- 3) John Buda Riverfront property
- 4) MMA&H – MPMP
- 5) Lupers Foundation – Proclamation
- 6) Byron Warwick – Tom Street
- 7) Douglas Cucksey – truck traffic on Beckwith Street

DRAINS:

By-law #50 of 2009 – McGillvery Drain – 1st & 2nd reading

REPORTS OF COMMITTEES AND OFFICERS:

DEPUTY TREASURER'S REPORT:

2009 OPG Refund Explanation

COORDINATOR OF ENGINEERING REPORT:

Street light – Hwy#40/Lambton Line

DIRECTOR OF PUBLIC WORKS & OPERATIONS:

Lambton Line/ Mandaumin Road resurfacing

DIRECTOR OF COMMUNITY SERVICES REPORT:

Moore Center Ball Park

CLERK'S REPORT:

CAO'S REPORT:

MOTIONS:

Tile Loan approval

BY-LAWS:

By-law #57 of 2009 – Fees by-law – Clean Harbors
By-law # 58 of 2009 – Parking regulations Boswell Street
By-law #59 of 2009 – Tile Loan rating

COUNCILLORS REPORTS:

UNFINISHED BUSINESS:

NEW BUSINESS:

UPCOMING MEETINGS:

Regular Council meeting Monday October 5, 2009 ~ 7 pm
Committee of the Whole Tuesday October 20, 2009 ~ ? pm
Regular Council meeting Tuesday October 20, 2009 ~ following Committee of the Whole

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:

Councillor Randell advised that as an applicant for a tile loan he declared a conflict of interest on the discussion on the motion to approve the tile loans and By-law #59 of 2009 and left the Council chambers.

On behalf of Council Mayor Arnold welcomed Ms. Jane Marsh representing the Moore Community and Recreation Foundation, Charlie Grant chairperson of the Sombra Museum Board and Shelley Lucier, Sombra Museum Curator for the presentation of the donation from the Foundation to the Sombra Museum. Ms. Marsh stated that the \$2000 grant was given to the Museum for their flooring improvement project. She also later advised that

such grant funding from the Foundation is not a one-time situation and that the museum would be welcomed to apply for funding consideration for future projects. Both Mr. Grant and Ms. Lucier thanked the Foundation on behalf of the Museum Board and stated that the money will be well spent and that the flooring project is just one of many for the maintenance and improvement of the Sombra facility. Mayor Arnold thanked Ms. Marsh and the Moore Foundation for the generosity and also thanked the Sombra Museum volunteers who do so much to keep the facility active and a popular local attraction.

MINUTES:

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

Moved by P. Brown

Seconded by P. Carswell-Alexander

Motion #1: That the minutes of the Council meeting held September 8, 2009 – Session #17 be adopted as printed and circulated

CARRIED

Staff was requested to contact the Director of Community Services regarding a possible date for the ribbon cutting for the new playground equipment in Brigden.

Moved by D. Randell

Seconded by J. Agar

Motion #2: That the minutes of the Sombra Museum Meeting held August 21, 2009 be adopted as printed and circulated.

CARRIED

Moved by P. Gilliland

Seconded by P. Carswell-Alexander

Motion #3: That the minutes of the Finance and Administration meeting held September 14, 20-09 be adopted as printed and circulated.

CARRIED

In response to Council's questions Mr. Rodey advised that Barry Uitvlugt is preparing an information package relative to the Newalta issue relative to zoning conformity as a briefing package for the Township solicitor.

Moved by J. Agar

Seconded by D. Randell

Motion #4: That the minutes of the Public Works and Operations meeting held September 14, 2009 be adopted as printed and circulated.

CARRIED

CORRESPONDENCE:

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

Moved by D. Randell

Seconded by J. Agar

Motion #5: That the letter from John Maddox being retained for a 2 year time period as the Closed Meeting Investigator be received and accepted.

CARRIED

Moved by D. Randell

Seconded by J. Agar

Motion #6: That the letter from Dorothy Green regarding open burning be forwarded to Chief Roy Dewhirst for further investigation and clarification on our policy for bonfires in Port Lambton.

CARRIED

Moved by P. Carswell-Alexander

Seconded by P. Brown

Motion #7: That the request from Laurie Mason for a motion to allow the Moore Museum to make an application to the Ministry of Culture for a Museums and Technology Fund grant be received and accepted.

CARRIED

Council reviewed the correspondence received from Mr. Byron Warwick regarding the condition of Tom Street. Staff was requested to refer the request to the Director of Public

Works and Operations with a report for the next meeting of the Committee of the Whole addressing the status of the Tom Street rehabilitation project. The correspondence from Douglas Cucksey regarding traffic on Beckwith Street to be forwarded to the Director of Public Works for a traffic count on Beckwith Street and also to the local OPP for the suggested enforcement issues.

Moved by J. Agar

Seconded by D. Randell

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

- a. John Maddox – open meeting investigator
Inst. See motion #5
- b. Dorothy Green – open burning
Inst. See motion #6
- c. Laurie Mason – grant application
Inst. See motion #6

CARRIED

DRAINS:

Moved by P. Brown

Seconded by P. Carswell-Alexander

Motion #9: That Drainage By-law #50 of 2009, being a by-law to raise the sum of \$165,000.00 being money expended out of the General Funds of the Township of St. Clair for the reconstruction and improvement to the McGillivray Drain be given the first and second readings and be provisionally adopted by the Mayor and Clerk, and the Corporate Seal affixed thereto.

CARRIED

REPORTS OF COMMITTEES AND OFFICERS:

Moved by D. Randell

Seconded by J. Agar

Motion #10: That the report submitted by the Deputy Treasurer dated September 15, 2009 regarding the 2009 OPG Refund Explanation be received as information.

CARRIED

Council asked the Treasurer to prepare a report on the summary of all major industries in the Township relative to possible assessment reductions and the impact that may be had for the Township's 2010 property taxation.

COORDINATOR OF ENGINEERING REPORT:

Moved by J. Agar

Seconded by P. Gilliland

Motion #11: That the report submitted by the Coordinator of Engineering dated September 18, 2009 recommending that Council waive the Township procurement policy and accept the quotation submitted by Ron Field & Son Electrical Ltd. in the amount of \$18,750 (plus GST) for the installation of streetlights at the intersection of Highway 40 and Lambton Line be received and accepted.

CARRIED

Council discussed the resolution relative to other possible competitive bidders on the street light installation project. According to Mr. Deline's report, the chosen contractor was the preferred candidate suggested by MTO and the Township's current streetlight maintenance person was not interested in putting in a bid to complete the work.

DIRECTOR OF PUBLIC WORKS & OPERATIONS REPORT:

Moved by J. Agar

Seconded by D. Randell

Motion #12: That the report submitted by the **Coordinator of Engineering** dated September 17, 2009 recommending that \$15,000 be approved for the re-surfacing of Lambton Line at Mandaumin Road be received and accepted.

CARRIED

DIRECTOR OF COMMUNITY SERVICES REPORT:

Moved by P. Carswell-Alexander

Seconded by J. Agar

Motion #13: That the report submitted by the Director of Community Services dated September 21, 2009 recommending that the Mr. Hackett be authorized to negotiate a property maintenance arrangement with the abutting land owner for the Moore Center Park be received and accepted.

CARRIED

Council asked Mr. Hackett to do some research on the park in question to see if there is possibly any restrictions or covenants on the property stating that the entire acreage must be maintained as an active park. It was suggested that perhaps the neighbors to the park could be consulted.

CHIEF ADMINISTRATIVE OFFICER'S REPORT:

Mr. Rodey provided Council with a verbal report relative to the recent tree removal activity at 1975 Rokeby Line and 2468 Rokeby Line. Council was advised that the County of Lambton has been made aware of the tree removal activity and have investigated the issue relative to the County's woodlot by-law. It seems that on one property approximately 15 acres of bush lot has been cleared.

MOTIONS:

Prior to the consideration of the motion to approve the two tile loan applications and consideration of By-law #59 of 2009, Councillor Randell declared a conflict of interest and left the Council Chambers.

Moved by P. Brown

Seconded by P. Carswell-Alexander

Motion #14: That the applications for tile loan received from Moore-Glen Farms and Darrell Randell be accepted and approved subject to provincial funding.

CARRIED

BY-LAWS:

Moved by P. Carswell-Alexander

Seconded by P. Gilliland

Motion #15: That By-law #59 of 2009, 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

Councillor Randell returned to the meeting.

Moved by P. Gilliland

Seconded by P. Brown

Motion #: That By-law # 57 of 2009, being a by-law to establish a tariff or fees for the processing of planning applications for Clean Harbors 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 P. Brown

Motion #16: That By-law #58 of 2009, being a by-law to regulate parking on Boswell Street in Brigden be given the necessary three readings, signed by the Mayor and Clerk, the Corporate Seal affixed thereto and finally passed.

CARRIED

COUNCILLORS REPORTS:

Pat Carswell-Alexander

Councillor Carswell-Alexander has traveled the newly reconstructed portion of the Rokeby Line and asked staff to pass on to the Public Works and Operations staff her compliments on a job well done. Also staff was asked to investigate the ownership of the property that hosts the Riviera Estates sign on Lyndoch Street adjacent to the **Presbyterian** Church. Councillor Carswell-Alexander stated that the sign and the landscaping is in disrepair.

Pat Brown

Councillor Brown attended the September 20th craft sale at the Moore Museum which was very well attended.

Steve Arnold

Mayor Arnold attended the Southwest Economic Alliance meeting in Chatham on Friday and as well as attended the St. Clair/Enbridge golf fundraising day at which time over \$15,000 was raised for the possible establishment of an early warning siren in the Mooretown area. The Mayor would like to extend his thanks to Chief Roy and his volunteers and as well as the Enbridge organizers for a job well done on arranging a very successful event. Mayor Arnold also advised of receiving compliments during the golf day as to the improved condition of the golf course itself. The Mayor attended the Sombra Day Care picnic. The mayor is also requesting that the St. Clair Beacon be used as an information tool to provide perhaps on a monthly basis, information to rate payers on subjects ranging for reasons for obtaining a building permit, the County tree cutting by-law and protocol, open burning regulations and items of general interest and concern to St. Clair Township residents.

The Mayor also advised of attending a meeting with a developer to ask the Township's assistance in intervening with the two school boards to investigate the feasibility of locating a joint use high school in Corunna.

UPCOMING MEETINGS:

Regular Council meeting - Monday October 5, 2009 ~ 7pm

Committee of the Whole - Tuesday October 20, 2009 ~ 6pm with regular Council meeting to follow

Capital Budget meeting – Wednesday October 28, 2009 ~ 5pm

ADJOURNMENT:

Moved by D. Randell

Seconded by P. Brown

That the meeting do hereby adjourn.

CARRIED

The meeting adjourned at 7:55 p.m.

MAYOR

CLERK