

**ST. CLAIR TOWNSHIP
COUNCIL MINUTES
SESSION # 20**

St. Clair Civic Centre
Council Chambers
September 20, 2010
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
	J. Baranek	Deputy Clerk

AGENDA:

Declaration of Conflict of Interest:

Adopt Minutes:

Sombra Museum minutes of August 19, 2010
Regular meeting of Council minutes of September 7, 2010 ~ Session #18
Emergency Services meeting minutes of September 9, 2010
Finance and Administration Committee minutes of September 13, 2010
Public works and Operation Committee minutes of September 13, 2010
Special meeting of Council minutes of September 13, 2010 ~ Session #19

Business Arising from the Minutes:

DEPUTATIONS AND APPOINTMENTS:

7:10 pm – Namesake Presentation ~ HMCS St. Clair
7:20 pm – Moore Foundation presentation
7:30 pm – Rezoning public meeting ~ Part Lot 11, Con 12
7:45 pm – Brent Steeves – J. Hookey tribute

CORRESPONDENCE:

- a) Property Standards Complaint – Kimball road
- b) Royal Canadian Legion – request
- c) Moore Agricultural Society – refreshment service
- d) Brigden decorating Team – request
- e) Town of Petrolia – resolution

INFORMATION:

- 1) OMB – St. Clair Township/ T. Mayhead
- 2) GMSB – fence issue
- 3) SCRT – June 23 meeting minutes
- 4) Lambton Farm Safety – June 21 minutes
- 5) Township of St. Clair – Notice of public meeting

DRAINS:

REPORTS OF COMMITTEES AND OFFICERS:

PLANNER'S REPORT:

Applications A21/10 & A22/10

COORDINATOR OF OPERATIONS (ROADS/DRAINAGE) REPORT:

Slope stability

DEPUTY CLERKS' REPORT:

Maple Street fence

CLERK'S REPORT:

CAO'S REPORT:

MOTIONS:

BY-LAWS:

By-law #44 of 2010 – OPP Contract extension
By-law #45 of 2010 – OPP Contract renewal
By-law #46 of 2010 – signs for Municipal elections
By-law #47 of 2010 – rezoning Part Lot 11, Con 12

COUNCILLORS REPORTS:

UNFINISHED BUSINESS:

NEW BUSINESS:

Petrolia Family Health Team

UPCOMING MEETINGS:

Drainage Committee meeting – Wednesday September 29, 2010 ~ 7:00pm
Regular meeting of Council – Monday October 4, 2010 ~ 7:00pm
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:

None declared.

MINUTES:

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

Moved by J. Agar

Seconded by P. Gilliland

Motion #1 That the minutes of the Sombra Museum meeting held August 19, 2010 be adopted as printed and circulated

CARRIED

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In discussion of the September 13, 2010 regular meeting of Council minutes, Councillor Carswell-Alexander pointed out that resolution #10 on page 4 read that the Township approved the Brigden splash pad concept in principal and it was her intention that Council approved the project subject to the final agreement of the Brigden Optimist Club.

Moved by P. Brown

Seconded by S. Miller

Motion #2: That the minutes of the Council meeting held September 7, 2010 Session #18 and September 13, 2010 Session #19 be adopted as printed and circulated as amended.

CARRIED

Moved by P. Gilliland

Seconded by J. Agar

Motion #3: That the minutes of the Public Works and Operations meeting held September 13, 2010 be adopted as printed and circulated.

CARRIED

In discussion of the Public Works and Operations minutes, Councillor Brown advised that he attended with Councillor Carswell-Alexander, the recent tour of the Regional Waste water Treatment Plant as well as the improvements to the Corunna facility and also received a phone call regarding the location of the proposed sidewalk on the west side of Albert Street. This item was tabled for further discussion later in the meeting.

Moved by S. Miller

Seconded by P. Carswell-Alexander

Motion #4: That the minutes of the Finance and Administration Meeting held September 13, 2010 be adopted as printed and circulated.

CARRIED

CORRESPONDENCE:

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

Moved by P. Carswell-Alexander

Seconded by P. Gilliland

Motion #5: That the property standards complaint received on property known as 3068 Kimball Road be accepted and referred to the Property Standards Officer for investigation and report.

CARRIED

Moved by P. Gilliland

Seconded by P. Brown

Motion #6: That the request of the Brigden Legion regarding this year's Remembrance Day ceremony be accepted with the financial commitment to be made equal to that made in 2009.

CARRIED

Moved by P. Carswell-Alexander

Seconded by S. Miller

Motion #7: That permission be granted to the Moore Agricultural Society for the establishment of a licensed refreshment tent on Friday October 8th, 2010 subject to the terms of the Township's alcohol management policy.

CARRIED

Moved by P. Gilliland

Seconded by J. Agar

Motion #8: That the communications received from the Town of Petrolia regarding Canadian TODS signage be received and filed.

CARRIED

At the appropriate time, Mayor Arnold on behalf of Council welcomed Captain Peter Fleming of the HMCS Hunter stationed in Windsor together with several other members of his party including WWII veterans. Capt. Fleming stated that this year is the 100th anniversary of the founding of the Canadian Navy and his group is making namesake presentations for municipalities after which a Canadian vessel has been named. The presentation was made to commemorate the HMCS St. Clair that saw active duty in the Second World War. At the conclusion of the informative presentation, Mayor Arnold thanked Capt. Fleming and his party.

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Jane Marsh, Chair of the Moore Foundation was present together with several members of the Foundation to present cheque in the amount of \$1000 each to the Brigden Community decoration team, the Moore Optimist and the Port Lambton Athletic & Community Services Association. This financial contribution was made by the Foundation to allow these 3 groups to continue with their community service. Chair Marsh advised that typically the Foundation receives applications for grants in April or May and hopes that future fundraising activities would increase the volume and the scope of the grants that are given which are currently financed from the interest generated on the reserve fund.

At the appointed time, the Mayor called to order the public meeting called to consider a rezoning proposal for property known as Part Lot 11, Concession 12, geographic Township of Moore, and Township of St. Clair. It was pointed out that the proposed zoning would see the zoning on the property change from its current highway commercial zone to a rural residential zone. The Mayor called upon Mr. Barry Uitvlugt to present his planning report. Mr. Uitvlugt advised that the subject property is located near the intersection of LaSalle Road and Plank Road known municipally as 1962 Plank Road. This application for rezoning is a result of condition imposed by the Committee of Adjustment in application identified as B10/10. It was pointed out that the property was previously the site of a former garage repair shop and has since been converted to residential use. Mr. Uitvlugt pointed out that the proposed rezoning is consistent with the Township's Official Plan and the Provincial Policy statements. Mr. Uitvlugt pointed out that the relatively short front yard setback could have an effect for future redevelopment on the property. In conclusion, Mr. Uitvlugt is recommending approval of the rezoning proposal. No written comments were received relative to the application and no verbal comments were received either for or against the proposal. It was noted that the applicant was not present. Hearing no further comments, the Mayor called the public meeting closed.

Moved by D. Randell

Seconded by J. Agar

Motion #9: That by-law #47 of 2010 being a by-law to rezone property known as Part Lot 11, Concession 12, geographic township of Moore, Township of St. Clair to rezone property from Highway Commercial to Rural Residential be read the required number of times, finally passed, signed and sealed.

CARRIED

Mr. Gary Smith together with several members of the Moore Museum Board and staff were present for the presentation by the Mayor of the Ontario Heritage Service award. Mayor Arnold thanked Mr. Smith for his many hours of community service and congratulated him on being a recipient of the award.

Two members of the Brigden Community Decorating Team were present following their presentation by the Moore Foundation to discuss their groups request for financial assistance in purchasing four new trash cans for Brigden as well as improvement to the north and south signage entering the community.

Moved by P. Gilliland

Seconded by J. Agar

Motion #10: That the request of the Brigden Community Decorating Team for the Township's supply of 4trash receptacles be accepted and that the group be referred to the Director of Community Services to coordinate the purchase of the receptacles.

CARRIED

Moved by P. Carswell-Alexander

Seconded by S. Miller

Motion #11: That the request for improved signage at the north and south entrances to the community of Brigden by way of cleaning a refurbishing be referred to the Director of Community Services for investigation and report to Council.

CARRIED

Ed Linton, a Courtright volunteer firefighter was present and briefed Council on the success of the recent Carter's Day fundraising efforts at the Courtright Fire Hall.

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Mayor Arnold presented information to Council regarding the request from BOOST, the child abuse prevention and intervention center requesting the proclamation of October as Child Abuse Prevention month.

Moved by D. Randell

Seconded by S. Miller

Motion #12: That the Mayor be authorized to proclaim on behalf of the Township, that October 2010 be the official Child Abuse Prevention and Intervention Month.

CARRIED

Moved by J. Agar

Seconded by P. Gilliland

Motion #13: That the following correspondence be received and dealt with as per Council's instructions as noted:

- a. Property Standards Complaint – Kimball Road
Inst. See motion #5
- b. Royal Canadian Legion - request
Inst. See motion #6
- c. Moore Agricultural Society – refreshment services
Inst. See motion #7
- d. Brigden Decorating Team - request
Inst. See motion #10 and #11
- e. Town of Petrolia – resolution
Inst. See motion #8

CARRIED

Council was advised of a Drainage Committee meeting scheduled for Wednesday September 29th starting at 7pm. It was pointed out that those members of Council seeking reelection have been invited to participate in a candidate's night at the Courtright Community Hall and two members of the Drainage Committee are subject to this invitation.

Moved by D. Randell

Seconded by P. Carswell-Alexander

Motion #14: That Deputy Mayor Gilliland and Councillor Steve Miller be appointed as members of the Township's Drainage Committee for the purposes of the September 29th 2010 Drainage Committee meeting.

CARRIED

REPORTS OF COMMITTEES AND OFFICERS:

PLANNING DEPARTMENT REPORT:

Moved by P. Carswell-Alexander

Seconded by P. Brown

Motion #15: That the applications received from the Planning Department detailing applications to the Committee of Adjustment for the month of September 201 be received as information.

CARRIED

CORDINATOR OF OPERATIONS (ROADS/DRAINAGE) REPORT:

Moved by J. Agar

Seconded by P. Gilliland

Motion #16: That the report submitted by the Coordinator of Operations (Works) dated September 15, 2010 recommending that "Shoreplan Engineering" be appointed to provide a preliminary study to address the erosion concern on the privately owned property south of Oil Springs Line along the St. Clair Parkway, with cost of the report estimated at \$8,000 to be paid as a 2011 capital cost be received and accepted.

CARRIED

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When questioned, the Clerk advised in his opinion, Council was authorized to make the financial commitment as prescribed in the recommendation of the Coordinator of Operations. In discussion of the slope stability issue, Council requested a staff report regarding slope stability issues along the area of the St. Clair Parkway immediately north of the area discussed in Mr. DePooter's report.

DEPUTY CLERK'S REPORT:

Moved by P. Brown

Seconded by P. Carswell-Alexander

Motion #17: That the report received from the Deputy Clerk, Jeff Baranek dated September 10, 2010 recommending that Council consider sending a letter to the owner of the Youseff Subdivision inflicting a deadline to repair the fence and finish the pathway to the park including a clause stating that if the deadline lapses and the work is not complete, the Township will have the work done out of the securities collected upon signing of the agreement be received and accepted.

CARRIED

BY-LAWS:

Moved by S. Miller

Seconded by P. Carswell-Alexander

Motion #18: That By-law #44 of 2010 being a by-law to authorize the extension beyond May 31st 2010 of the contract with the OPP, having been given the necessary three readings, be signed by the Mayor and Clerk, the Corporate seal affixed thereto and finally passed.

CARRIED

Moved by P. Gilliland

Seconded by P. Brown

Motion #19: That By-law #45 of 2010 being a by-law to renew for a 5 year period the contract with the OPP to provide policing services, having been given the necessary three readings, be signed by the Mayor and Clerk, the Corporate seal affixed thereto and finally passed.

CARRIED

In discussion of draft By-law #46 of 2010 being a by-law to regulate municipal election, signage the clerk is recommending that due to the current vote by mail protocol, the time restriction as to when signs can be placed be removed from the by-law. A motion from Councillor Carswell-Alexander to pass By-law #46 with requirements that signs cannot be put up prior to twelve weeks before elections did not get a seconder and failed.

Moved by J. Agar

Seconded by D. Randell

Motion #20: That By-law #46 of 2010 being a by-law to regulate municipal election signage having been given the necessary three readings, be signed by the Mayor and Clerk, the Corporate seal affixed thereto and finally passed.

CARRIED

COUNCILLORS REPORTS:

Pete Gilliland

Deputy Mayor Gilliland advised that he attended the recent Township/Enbridge charity golf tournament where \$20,000 was raised and also attended the recent Carter's Day fundraiser in Courtright. He also received a comment from a person entering the Sutherland Cemetery and was almost hit by a CSX train due to the fact that the train did not sound a whistle and the high weeds at the intersection of the road and the rail line posed a visibility problem. Council directed that staff send a letter to CSX advising them on the problem and a request to improve the visibility at this intersection.

Jeff Agar

Councillor Agar also attended the Enbridge charity golf tournament and the Carter's Day fundraiser. Councillor Agar questioned the status of the staff report on the possible refund of a Committee of Adjustment fee as discussed at the last meeting of Council. Council

was advised that a report would be available for the next meeting of the Finance and Administration Committee.

Steve Miller

Councillor Miller advised of attending a recent meeting of the Lambton Group Police Services Board and at which time it was pointed out that the contract that expired May 31st will be extended to approximately November 1st at the former contract rate.

Pat Carswell-Alexander

Councillor Carswell-Alexander asked staff to investigate the poor condition of the rail crossings in the community of Courtright and also advised of attending a recent meeting with Councillor Brown of the Clean Harbors Community Committee.

Pat Brown

Councillor Brown also attended the Carter's Day fundraiser as well as the recent Moore Museum craft sale which was very popular. Councillor Brown led Council into discussion of the sidewalk proposed to be constructed on the west side of Albert Boulevard. Councillor Brown pointed out that he has received information that apparently the residents in the area are unaware of the location of the sidewalk.

Moved by P. Brown

Seconded by P. Carswell-Alexander

Motion #21: That Council reconsider its position on the proposed Albert Street sidewalk and that staff be directed to relocate the sidewalk from the west side of Albert Street to the east side of Albert Street.

DEFEATED

Moved by P. Carswell-Alexander

Seconded by J. Agar

Motion #22: That the construction of a sidewalk on the east side of Albert Street be incorporated in the initial draft of the 2011 capital budget.

CARRIED

Steve Arnold

Mayor Arnold attended a recent meeting of the Sarnia Heavy Construction Association, the Carter's Day fundraiser, as well as the Moore Museum craft show and also attended the meeting of the Grand River Watershed workshop in Cambridge in the hopes of being able to have a conversation with the Minister of the Environment. The Mayor also met with Kristine Zimmer from Shell to discuss the possible development of water fountains, a memorial garden and accessible playground equipment at Guthrie Park opposite the Shell main administration building. Shell is proposing to contribute \$100,000 to this \$104,000 project with one third to be paid to the Municipality on approval by Shell and the remaining third on January 1st 2011 and 2012 respectively.

Moved by P. Gilliland

Seconded by P. Brown

Motion #23: That Council approve the development of a water fountain memorial garden and accessible playground equipment at Guthrie Park at an estimated cost of \$104,000 subject to the approval to a Shell Canada contribution of \$100,000 to be paid over a two year period with construction to start in the fall of 2010 with completion in 2011.

CARRIED

Mayor Arnold advised that he has not received any word from OPG regarding a request for sponsorship for time clocks at the arena.

NEW BUSINESS:

Council discussed information received from the Town of Petrolia regarding initial funding for the study required for the proposed family health team in Petrolia. Council reviewed the utilization figures from the CEE Hospital emergency room at which time it determined that St. Clair Township residents used the facility approximately 8-10% compared with

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other area municipalities. The Committee investigating the establishment of the family health team are looking to finance an initial study estimated to cost \$45,000 to help determine the best suitable location for the site. The group is seeking financial contribution from St. Clair Township in the amount of \$4500 based on the percentage of resident usage of the CEE Hospital facility.

Moved by D. Randell

Seconded by S. Miller

Motion #24: That a \$4500 contribution be made to finance an initial study in the efforts to achieve a family health team in Petrolia with the donation to be funded out of the Township's Education and Environment Reserve Fund.

CARRIED

Moved by P. Gilliland

Seconded by S. Miller

Motion #25: That the minutes of the September 9th meeting of the Emergency Services Committee be adopted and received as presented.

CARRIED

Council reviewed the October meeting dates particularly relative to the Thanksgiving Day holiday.

Moved by P. Gilliland

Seconded by S. Miller

Motion #26: That the regularly scheduled meeting of Council for October 11, 2010 be postponed until Monday October 18, 2010 at 8:00pm immediately following the Committee of the Whole Committee meeting.

CARRIED

Moved by S. Miller

Seconded by D. Randell

Motion #27: That the meeting enter an in-camera session to discuss property and legal issues.

CARRIED

The meeting returned to order.

Moved by D. Randell

Seconded by S. Miller

Motion #28: That the Township is not interested in selling the vacant residential property in Froomfield at this time.

CARRIED

Hearing no further business it was;

ADJOURNMENT:

Moved by S. Miller

Seconded by D. Randell

Motion #29: That the meeting do hereby adjourn.

CARRIED

The meeting adjourned at 8:15 p.m.

MAYOR

CLERK