

**ST. CLAIR TOWNSHIP
COUNCIL MINUTES
SESSION # 26**

St. Clair Civic Centre
Council Chambers
November 7, 2011
6:00 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
	J. DeGurse,	“
	D. Randell,	“
	S. Miller,	“
	J. Agar,	“
Staff:	J. Rodey,	CAO
	J. DeMars,	Director of Administration/Clerk/ Deputy CAO
	J. Baranek	Deputy Clerk/Coordinator of Planning

AGENDA:

Declaration of Conflict of Interest:

Adopt Minutes:

Finance and Administration Committee meeting minutes of October 17, 2011
Public Works and Operations Committee meeting minutes of October 17, 2011
Council meeting minutes of October 17, 2011 ~ Session #25
Moore Museum meeting minutes of October 5, 2011

Business Arising from the Minutes:

DEPUTATIONS AND APPOINTMENTS:

6:15 pm Don Anderson~ Sarnia Lambton Business Development Corporation

CORRESPONDENCE:

- a) Hector and Yvonne VanDamme – temporary residence
- b) Eric Allaer – request
- c) Town of Plympton Wyoming – resolution
- d) JGM Consulting – open meeting investigator
- e) Kevin & Diane McIver – sewer backup property damage

INFORMATION:

- 1) Building Canada Fund – funding approval
- 2) Physician Recruitment Taskforce – status report
- 3) County of Lambton – Official Plan review
- 4) Katie Lebel – firearms by-law
- 5) Ontario West Municipal Conference – invitation
- 6) MOE – Provincial Officers Order
- 7) BF Environmental – erosion control ~ Seagar Park
- 8) Stantec – NOVA pipeline open house
- 9) MOE ~ Clean Harbors – community letter
- 10) MPP Bob Bailey – announcement
- 11) Port Lambton Pirates – thank you

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- 12) SCRT – October 26 minutes
- 13) Lambton Historical Society – October 27 meeting report
- 14) Museum Sampler
- 15) County of Lambton – Council highlights

REPORTS OF COMMITTEES AND OFFICERS:

PROPERTY STANDARDS OFFICER'S REPORT:

Status report

DEPUTY CLERK/COORDINATOR OF PLANNING REPORT:

Planning documents on line
Request for waiving fee

COORDINATOR OF OPERATIONS (ROADS/DRAINAGE) REPORT:

Waste collection protocol
Vandendool Drain extension
Watson Creek Drain

COORDINATOR OF ENGINEERING REPORT:

Rehabilitation of Smith Line Bridge at Sydenham River – RFP results
Relocation of speed limit signs in Corunna

DRAINAGE SUPERINTENDANT REPORT:

New Mutual Drain Agreement Drain (Waubuno Road)

BY-LAWS:

Drainage By-law #8 of 2011 – Sinclair Drain ~ 3rd reading
Drainage By-law #9 of 2011 – South Courtright Drain ~ 3rd reading
By-law #44 of 2011 – Development Agreement ~ St. Clair Energy
By-law #45 of 2011 – Confirming
By-law #46 of 2011 – Winter Control Agreement

COUNCILLORS REPORTS:

UNFINISHED BUSINESS:

NEW BUSINESS:

UPCOMING MEETINGS:

Committee of the Whole – Monday November 21, 2011 ~ 6:00 pm
Regular Council – Monday November 21, 2011 ~ 8:00 pm (following Committee)
Finance and Administration Committee Capital budget – Thursday December 1, 2011 ~ 5:00 pm

ADJOURNMENT:

The Mayor called the meeting to order at 6:00 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. Carswell-Alexander

Motion #1: That the minutes of the Finance and Administration meeting held October 17, 2011 be adopted as printed and circulated

CARRIED

Moved by D. Randell

Seconded by S. Miller

Motion #2: That the minutes of the Public Works and Operations Meeting held October 17, 2011 be adopted as printed and circulated.

CARRIED

Moved by P. Carswell-Alexander

Seconded by J. Agar

Motion #3: That the minutes of the Council meetings held October 17, 2011, Session #25 be adopted as printed and circulated.

CARRIED

Moved by P. Gilliland

Seconded by D. Randell

Motion #4: That the minutes of the Moore Museum meeting held October 5, 2011 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 S. Miller

Motion #5: That permission be granted for the temporary second residence on property known as 823 Buckingham Road subject to the appropriate agreement between the Municipality and the property owners.

CARRIED

Moved by P. Gilliland

Seconded by J. Agar

Motion #6: That the request by Mr. Eric Allaer for the refund of registration fees paid by the Township to register documents necessary on a consent granted in 2008 be denied.

CARRIED

Moved by P. Carswell-Alexander

Seconded by P. Gilliland

Motion #7: That the resolution of the Town of Plympton Wyoming seeking funding assistance from senior levels of government to assist in the removal emerald Ash borer trees be endorsed and circulated to the local MP and local MPP

CARRIED

Moved by D. Randell

Seconded by S. Miller

Motion #8: The contract with JGM Consulting for the provision of closed meeting investigator services be renewed for the year 2012.

CARRIED

Moved by P. Gilliland

Seconded by J. Agar

Motion #9: That the letter of request for reimbursement for out of pocket costs incurred during a recent sewer back up on property owned by Kevin and Diane McIver be referred to the next meeting of the Public Works and Operations Committee for further discussion.

CARRIED

Moved by J. Agar

Seconded by P. Carswell-Alexander

Motion #10: That the following correspondence be received and dealt with as per Council's instructions as noted:

- a. Hector and Yvonne VanDamme – temporary residence
Inst. See motion #5

- b. Eric Allaer - request
Inst. See motion #6
- c. Town of Plympton-Wyoming - resolution
Inst. See motion #7
- d. JGM Consulting – open meeting investigator
Inst. See motion #8
- e. Kevin and Diane McIver – sewer back up property damage
Inst. See motion #9

CARRIED

Council reviewed the items listed on the agenda as information correspondence. The offer of service from BF Environmental was referred to the Public Works and Operation Committee for discussion. Council was also advised of notice of a public open house hosted by Clean Harbors at the Brigden Fairgrounds on November 15th and as well as copies of the recent Community Liaison Committee for Clean Harbors was circulated to members of Council.

Moved by J. DeGurse

Seconded by D. Randell

Motion #11: That the items of information correspondence be accepted and received as information.

CARRIED

REPORTS OF COMMITTEES AND OFFICERS:

COORDINATOR OF OPERATIONS (ROAD/DRAINAGE) REPORT:

Council briefly discussed the report of the Coordinator of Operations (Roads/Drainage) relative to possible improvement to the Watson Creek Drain. A ratepayer from the Watson Creek Drain watershed was present to explain his drainage issue.

Moved by D. Randell

Seconded by S. Miller

Motion #12: That the report submitted by the Coordinator of Operations (Roads/Drainage) dated November 3, 2011 recommending that the road authority be authorized to request a preliminary Engineer's report to investigate improvement options on the Watson Creek Drain through the village of Sombra be received and accepted.

CARRIED

At the appointed time Council welcomed Mr. Don Anderson of the Sarnia Lambton Business Development Corporation present to explain to Council the structure and the programs offered by the Development Corporation. Mr. Anderson stated that the development corporation offers assistance by providing business and management advice as well as an additional source of capital financing the smaller businesses in Lambton County. Mr. Anderson stated that the group is also involved as a joint venture with Tourism Sarnia Lambton, the agricultural program known as "shop local, buy local" as well as programs such as the "downtown players" which hires summer students seeking a future career in performing arts to provide entertainment in various downtown areas. At the conclusion of the presentation, Council thanked Mr. Anderson for his attention and advised that those small business owners who are seeking assistance would be directed to the Sarnia Lambton Business Development Corporation for such information as requested.

PROPERTY STANDARDS REPORT:

Council reviewed the status report from the Property Standards Officer on the status of various outstanding property standards issues. Council asked for a status on the outstanding issue at the intersection of Highway #40 and French Line and in response to questions, the Clerk advised that the Officer did not yet make an examination of the Curran Ave. property.

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Moved by S. Miller

Seconded by P. Gilliland

Motion #13: That the report submitted by the Property Standards Officer dated October 31, 2011 be received and accepted as information.

CARRIED

DEPUTY CLERK/COORDINATOR OF PLANNING REPORT:

Council advised that they did not receive a copy of Mr. Baranek's report relative to filing planning documents on line.

Moved by P. Carswell-Alexander

Seconded by J. DeGurse

Motion #14: That the report submitted by Jeff Baranek, Deputy Clerk/Coordinator of Planning dated November 1, 2011 recommending that Council approves making the Official Plan and Zoning By-law and all applicable schedules available to the public online be tabled until the next meeting of Council.

CARRIED

Council reviewed Mr. Baranek's report on the request of the Committee of Adjustment to waive the minor variance fee necessitated from a recent decision of the Committee on a consent.

Moved by S. Miller

Seconded by Randell

Motion #15: That the report submitted by Jeff Baranek, Deputy Clerk/Coordinator of Planning dated November 1, 2011 asking for direction from Council with regards to waiving an application fee be received and accepted.

CARRIED

Moved by P. Gilliland

Seconded by D. Randell

Motion #16: That the fee for application for minor variance to the Committee of the Adjustment for property owned by Rob and Don Poland be waived prior to the calling of the ??? staff provided an explanation to Council that the applicable fee would have been imposed even if both issues would have been heard by the Committee of Adjustment at the same meeting.

DEFEATED

Moved by P. Carswell-Alexander

Seconded by S. Miller

Motion #17: That the fee to the Committee of Adjustment for a minor variance for property affecting Robert and Donald Poland not be waived.

CARRIED

COORDINATOR OF OPERATIONS (ROAD/DRAINAGE) REPORT:

Moved by J. DeGurse

Seconded by P. Carswell-Alexander

Motion #18: That the report submitted by the Coordinator of Operations (Roads/Drainage) dated November 2, 2011 regarding the waste collection protocol be received and accepted as information.

CARRIED

Mr. DePooter's report on the Vandendool drain extension was withdrawn pending a submission with updated issues.

COORDINATOR OF ENGINEERING REPORT:

Moved by J. DeGurse

Seconded by J. Agar

Motion #19: That the report submitted by the Coordinator of Engineering dated November 2, 2011 recommending that the RFP submitted by BM Ross & Associates Ltd. in the amount of \$27,300 (plus HST) for the detailed inspection and rehabilitation recommendations of the Smith Line Bridge at Sydenham River be accepted and the Mayor and Clerk be authorized to sign the contract and other related documents be received and accepted.

CARRIED

Moved by P. Gilliland

Seconded by D. Randell

Motion #20: That the report submitted by the Coordinator of Engineering dated November 2, 2011 recommending that By-law #19 of 2007 be amended to alter the location of the speed signs located on St. Clair Parkway, at approximately 619 St. Clair Parkway as detailed on attached documents with the new location would be approximately 65 m (215') south of the existing location be received and accepted.

CARRIED

DRAINAGE SUPERINTENDANT REPORT:

Moved by J. DeGurse

Seconded by J. Agar

Motion #21: That the report submitted by the Drainage Superintendent dated November 2, 2011 recommending that Council approve a new Mutual Agreement Drain with Jim Dawson and St. Clair Township to be located on East ½ Lot 13, Concession 2 (former Moore Township) at an estimated total project cost of \$4,000 with 100% paid from the Public Works Operations budget item "Storm Drain Repair" be received and accepted.

CARRIED

BY-LAWS:

Moved by D. Randell

Seconded by S. Miller

Motion #22: That Drainage By-law #8 of 2011, being a by-law to raise the sum of \$229,300.00 being money expended out of the General Funds of the Township of St. Clair for the drainage reassessment to the drainage works to the Sinclair Drain be given the third and final reading and be signed by the Mayor and Clerk, and the Corporate Seal affixed thereto and finally passed.

CARRIED

Moved by J. DeGurse

Seconded by P. Carswell-Alexander

Motion #23: That Drainage By-law #9 of 2011, being a by-law to raise the sum of \$387,600.00 being money expended out of the General Funds of the Township of St. Clair for the drainage reassessment to the drainage works to the South Courtright Drain be given the third and final reading and be 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 the passage of By-law Number 44 of 2011, be tabled pending clarification as to the appropriate property description.

CARRIED

Moved by J. Agar

Seconded by J. DeGurse

Motion #25: That By-law Number 45 of 2011, being a by-law to confirm the resolutions and motion of St. Clair Township which were adopted up to and including October 17, 2011 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 D. Randell

Seconded by S. Miller

Motion #26: That By-law Number 46 of 2011, being an agreement by-law with the County of Lambton for the purpose of road maintenance for various County Roads to be given the necessary three readings, signed by the Mayor and Clerk, the Corporate Seal affixed thereto and finally passed.

CARRIED

CLERK'S REPORT:

The Clerk provided a brief, verbal report on the status of the replacement of the livestock valuer. Council agreed with the Clerk's suggestion that an ad be placed in the next issue of the St. Clair Beacon to solicit possible interest in this position.

COUNCILLORS REPORTS:

Pete Gilliland

Deputy Mayor Gilliland questioned if meeting dates have been established for a meeting with the Township's Peer Review key team members and Clean Harbors to discuss odor issues and the progression of the environmental assessment process. Mr. Rodey is to contact Mr. Peter Pickfield for several possible meeting date options.

Steve Miller

Councillor Miller attended the site of the Watson Creek Drain in Sombra at the invitation of the property owner and Township staff to see the need for improved drainage.

Darrell Randell

Councillor Randell attended the meetings of the Rick Hansen 25th anniversary Man in Motion Committee were held with the event to be carried on through St. Clair Township on Thursday November 24th. Councillor Randell also explained that the capital improvements invested in the Wilkesport Community Center are contributing to increased rentals and revenue opportunities.

Jeff Agar

Councillor Agar requested a commemorative certificate for a 50th wedding anniversary celebration.

Pat Carswell-Alexander

Councillor Carswell-Alexander advised that the Brigden Christmas tree lighting will be held December 4th at 7 pm.

Jim DeGurse:

Councillor DeGurse advised that Operation Christmas Tree will be conducted this year from the former Baptist Church on Hill Street in Corunna.

Steve Arnold

Mayor Arnold advised of an invitation to the Pathway Center for future presentation to Council in advance of the completion of the 2012 budget.

In Discussion of future meetings, Council suggested the regular meeting of Council be held Monday December 5th at 6pm and that the Monday December 19th meeting of the Committee of the Whole and Council commence at 7pm.

ADJOURNMENT:

Hearing no further business, it was:

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

Seconded by D. Randell

CARRIED

The meeting adjourned at 6:55p.m.

MAYOR

CLERK