

**ST. CLAIR TOWNSHIP
COUNCIL MINUTES
SESSION # 15**

St. Clair Civic Centre
Council Chambers
July 23, 2012
7:30 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:

Regular Council from July 9, 2012 - Session #14

Business Arising from the Minutes:

DEPUTATIONS AND APPOINTMENTS:

7:30 pm St Clair River Trail – Project Proposal
7:40 pm Planning public meeting-Langstaff
7:50 pm Planning public meeting-Surplus farm dwelling Jack Renders
8:00 pm Terry and Julie Dolbear fence exemption

CORRESPONDENCE:

Township of Tillsonburg – resolution

INFORMATION:

1. St. Clair River trial – June 27 minutes
2. S.H.C.A. – invitation Aug 9, 2012
3. S.H.C.A. – invitation Aug 24, 2012
4. Sarnia Lambton Physicians Recruitment-thank-you
5. Lambton County – Building permit summary
6. Public meeting Notice – part lot 22, con 12
7. Public meeting Notice – part lot A, con 5
8. L.K.D.S.B – 2020 vision
9. Township of North Huron – Aug 2 invitation
10. Nicholas Mulyk fence exemption

REPORTS OF COMMITTEES AND OFFICERS:

Property Standards Report

Updated report dated July 19, 2012

Deputy Clerk / Coordinator of Planning

Dobson site plan

Livestock Valuers Report

-C. Anderson-claim

CLERK'S REPORT:

-IN CAMERA - legal

CAO'S REPORT:

- IN CAMERA - property

MOTIONS:

BY-LAWS:

By-Law #29 of 2012 – Confirming by law
By-Law #30 of 2012 – Dobson site plan
By-Law #31 of 2012 – Renders Rezoning
By-Law #32 of 2012 – Langstaff Rezoning

COUNCILLORS REPORTS:

UNFINISHED BUSINESS:

NEW BUSINESS:

UPCOMING MEETINGS:

Committee of the Whole – Monday Aug 13, 2012 -6:00pm
Regular Council Monday Aug 13, 2012 – 7:15 (after Committee)
Drainage Committee-Monday Aug 1 2012-6:30pm
Regular Council Tuesday Sept 4, 2012

ADJOURNMENT:

The Mayor called the meeting to order at 7:30 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.

Moved by S. Miller

Seconded by P. Gilliland

Motion #1 That the minutes from the Council meeting held, July 9, 2012 – Session #14 be received and accepted as printed.

CARRIED

CORRESPONDENCE:

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

Moved by P. Carswell-Alexander

Seconded by D. Randell

Motion #2 That the resolution from the town of Tillsonburg regarding taxation be received and filed.

CARRIED

Moved by P. Carswell-Alexander

Seconded by P. Gilliland

Motion #3 That the Township be a hole sponsor in the amount of \$100.00 for the August 24, 2012 Sarnia Heavy Construction Association Golf Tournament to be held at the St. Clair Parkway Golf Course

CARRIED

Moved by J. Degurse

Seconded by P. Carswell-Alexander

Motion #4 That the following correspondence be received and dealt with as per Council's instructions as noted:

- a. Township of Tillisonburg – resolution-received and filed-Motion #2

CARRIED

INFORMATION:

Moved by P. Gilliland

Seconded by D. Randell

Motion #5 That the items of information Correspondence be received as information.

CARRIED

Mayor Arnold on behalf of Council welcomed Peter Cassel, Jane Marsh, and Dave Cram on behalf of the St. Clair River Trail, present to discuss with Council the next project in the continuation of the River Trail development. Mr. Cram stated that a public meeting in Port Lambton in late June that was very positive. The majority of the rate payers present wanted the trail to be on the south side of the road with the trail to be off road if possible. Mr. Cram stated that the proposal would be to go from Brander Park eventually to the White Bread line with the possibility of partnering with the municipality of Chatham Kent for Provincial Grant Funding to continue the trail to Macdonald Park. Mr. Cram advised that section required through Brander Park would cost approximately \$40 000.00, the Brander Park to Indian Rd. link is cost estimated to be \$73 000.00 and the link from Indian Rd. to White Bread line would be approximately \$131 000.00. In response to questions from Council Mr. Cram stated that there is very little cost difference between an off road trail or a paved shoulder. Mrs. Marsh explained to Council funding opportunities perhaps through the Trillium Fund in partnership with Chatham Kent or a relatively new program known as The Community Infrastructure Improvement Fund. Council advised that the Township already has four selected projects for possible consideration for funding. Mrs. Marsh said that the River Trail Committee agreed to prepare the grant application for submission by the Township under its authority.

Moved by S. Miller

Seconded by J. Agar

Motion #6 That the Township apply for Community Infrastructure Improvement Funding on behalf of the St. Clair River Trail for further trail expansion.

CARRIED

Moved by P. Gilliland

Seconded by J. Degurse

Motion #7 That the Township support the current extension proposal to extend the trail from Brander Park to the White Bread line subject to funding and that the engineering department be requested to provide input and technical approval for the extension, from through Brander Park and then from Brander Park to Indian Road.

CARRIED

Council Meeting Minutes
July 23, 2012

Committee members also thanked Council for the townships participation in the very successful recent St. Clair River Run.

At the appointed time Mayor Arnold called to order the public hearing to consider the application to rezone property known as North Part lot A Concession 5 geographic Township of Sombra, Township of St. Clair. Mayor Arnold explained a procedure that would be followed at the meeting, then anyone wishing to speak in support of or in opposition of the application would be given the opportunity to do so. He then turned the meeting over to County Planner Ezio Nadaline who provided a verbal summary of his planning merit report. Mr. Nadalin advised this application for rezoning was necessitated by a recent conditional severance grant by the Townships Committee of Adjustment. The effect of the decision and the subsequent rezoning would provide for a surplus farm residence, with the agricultural parcel to be rezoned to prohibit residential development. The Clerk advised that there are no written comments on the proposed rezoning a no one at the meeting asked to speak either in support or in opposition of the application. Hearing no comments the Mayor declared the meeting closed.

Moved by P. Carswell-Alexander

Seconded by J. Degurse

Motion #8 That By-law #31 of 2012 being a By-Law to amend zoning By-Law #17 of 2003 as it relates to property known as North Part Lot A con 5, geographic Township of Sombra, Township of St. Clair, be given the required three readings, be signed by the Mayor and Clerk, the Corporate seal affixed.

CARRIED

At the appointed time Mayor Arnold called to order the public hearing called to consider the application from property known as South east Quarter Lot 21 and South East 1/2 of Lot 22 Concession 12 geographic Township of Sombra, Township of St. Clair. The Mayor explained that the purpose of this public meeting is to give wishing speak in opposition of or in support of the application the opportunity to do so. The Mayor then turned the meeting over to County Planner Ezio Nadalin to provide a verbal summary of his written planning merit report Mr. Nadalin stated that the purpose of the application is to meet a condition of a resent Committee of Adjustment decision dividing the agricultural property owned by Mr. Elliott Langstaff to allow the sale to family members. At the conclusion of the presentation the Clerk advised that no written comments were received relative to this proposed rezoning. No one was present at the public meeting to speak either in support or in opposition of the proposal. Hearing no comments the Mayor declared the public hearing closed.

Moved by S. Miller

Seconded by D. Randell

Motion #9 That By-law #32 of 2012 being a By-Law to amend zoning By-Law #17 of 2003 as it relates to property known as South East 1/4, Part Lot 21, and SE 1/2 Lot 22 Con 12, geographic Township of Sombra, Township of St. Clair, be given the required three readings, be signed by the Mayor and Clerk, the Corporate seal affixed.

CARRIED

Terry and Julie Dolbear were present to address Council regarding their request for an exemption of a portion of the Townships fencing By-law that would allow the construction of a front yard fence. Mr. Dolbear stated that such a fence was in existence up until a few years ago when the neighbour unilaterally removed the fence in the Dolbears absence. Council acknowledged a letter of objection to the fence received from Nicholas Mulyk neighbors to the Dolbear's property expressing concerns about the proposed new fence. Mr. Mulyk was not present at the meeting.

Moved by P. Carswell-Alexander

Seconded by J. Agar

Motion #10 That permission be granted to Terry and Julie Dolbear owners of property known as 1734 St. Clair Parkway to construct a fence 4ft in height open chain link construction in the front yard within 20ft of the sanitary sewer line on the east side of the St. Clair Parkway

CARRIED

Property Standards Report

Council reviewed the report of the Property Standards officer Dated July 19, 2012 regarding the status of various properties subject to property standards complaints Council discussed in length the options available to remedy the complaint received on property known as 2984 Bickford line

Moved by P. Gilliland

Seconded by Carswell-Alexander

Motion #11 That the property Standards Officer be instructed to proceed with the necessary action including a possible order on property known as 2984 Bickford line. To remove derelict material that visible to the public

Defeated

Moved by J. Agar

Seconded by Carswell-Alexander

Motion #12 That the property Standards Officer be instructed to proceed with on order on property known as 2984 Bickford line that would require the clean up of the entire property with sixty days notice

CARRIED

The Clerk advised Council the Property Standards Officer has a meeting on Thursday with the owner of the property known as 1367 Wilkesport Line Mayor Arnold also questioned the lack of progress in the clean up of the property known as 3068 Kimball Road.

Moved by P. Gilliland

Seconded by Carswell-Alexander

Motion #13 That the report from the Property Standards office dated July 19, 2012, recommendations be accept as information and recommendations approved

CARRIED

DEPUTY CLERK COORDINATOR OF PLANNING:

Moved by D. Randell

Seconded by S. Miller

Motion #14 That the Township to enter into a site plan agreement with David Dobson for his industrial warehouse a 561 Moore Line known as East Part Lot 25, Con 6, Part 3 RPZ-1314 and By-Law #30 of 2012 be given the required number of reading and finally passed, and signed and finally passed and sealed

CARRIED

Livestock Valuers Report

Moved by P. Carswell-Alexander

Seconded by J. Degurse

Motion #15 That the livestock values claim in the amount of \$140.00 in favour of Chad Anderson be approved and accepted for payment with possible compensation under the provincial wild life damage compensation fund.

CARRIED

MOTIONS:

Moved by J. Agar

Seconded by P.Carswell-Alexander

Motion #16 That the recommendations made by the Finance and Administration Committee and the Public Works and Operations Committee held on July 23, 2012 be accepted and approved

CARRIED

BY-LAWS:

Moved by P. Carswell-Alexander

Seconded by J. agar

Motion #17 That By-law Number 29 of 2012, being a by-law to confirm the resolutions of Council up to and including July 9, 2012, be given the required three readings, be signed by the Mayor and Clerk, the Corporate seal affixed.

CARRIED

COUNCILORS REPORTS:

Pete Gilliland

Deputy Mayor Gilliland advised that he attended the recent St. Clair river run event terminating in Brander Park.

Darrell Randell

Councilor Randell advised that he also attended the recent St Clair River run event and advised Council that the Sombra Museum board is continuing it's fund raising efforts for the new facility. Also the Museum Board has engaged paranormal investigators to determine if the museum located in the Bury House is haunted

Pat Carswell-Alexander

Councilor Alexander lead council in discussion of possible staff investigation of a new metering protocol that would allow residents to use potable water for gardening purposes without the sanitary sewer surcharge.

Moved by P. Carswell-Alexander

Seconded by J. agar

Motion #18 That Staff be requested to investigate and report on possible water metering protocol that would allow water use for yard and gardening purposes and avoid sanitary sewer surcharge.

Defeated

Jim Degurse

Councilor Degurse Advised of attending the volunteer Fire fighters family picnic and received question on the reduced speed limit on the St. Clair Parkway in the area of the sanitary sewer construction. His fellow Councilors reminded Councilor Degurse based on a report by the engineering department the speed limit was temporary lowered to 50km per hour during construction period only. Councilor Degurse advised council that information is contrary to local perceptions on the status of the speed limit.

Steve Arnold

Mayor Arnold provided council with information received from a recent news release from the London Free Press regarding the possibility of establishing a nuclear waste disposal site at the Bruce nuclear station.

Moved by P. Gilliland

Seconded D. Randell

Motion#19 That a letter of objection be sent to the appropriate authorities expressing council's opinion as to the inappropriate location of the proposed nuclear waste disposal facility on or near the Bruce nuclear generation property.

CARRIED

NEW BUSINESS:

Moved by S. Miller

Seconded by D. Randell

Motion #20 That staff be instructed to apply for possible Wilkesport Library renovations in the amount of 50% to the Federal Community Infrastructure Improvement fund

CARRIED

Moved by P. Carswell-Alexander

Seconded by S. Miller

Motion #21 That staff be authorized to prepare for grant funding to the amount of 50% for the Port Lambton Pavilion expansion under the Community Infrastructure Improvement fund.

CARRIED

Moved by J. Agar

Seconded by J. Degurse

Motion #22 That Staff be authorized to apply for funding in the amount of 50% for Emergency Services building renovations to accommodate a possible relocation of the Corunna Library.

CARRIED

Moved by P. Gilliland

Seconded S. Miller

Motion #23 That staff be authorized to apply for 50% grant funding under Federal Community Infrastructure Improvement fund for possible Courtright ball park street light improvements.

CARRIED

UPCOMING MEETINGS:

Drainage Committee meeting -Aug 1 2012-6:30 pm

Committee of the Whole – Monday Aug 13, 2012 -6:00pm

Regular Council Monday Aug 13, 2012 – 7:15 (after Committee of the Whole meeting)

Regular Council Tuesday Sept 4 2012 – 6:00pm

Committee of the Whole – Monday Sept 17, 2012 -6:00pm

Regular Council Monday Sept 17, 2012 – 7:30 (after Committee of the Whole meeting)

Moved by S. Miller

Seconded by P. Gilliland

Motion #24 That the meeting enter into an in camera session to discuss a legal and property issue.

CARRIED

Meeting returned to order

Moved by D. Randell

Seconded by J. Agar

Motion #25 That staff be instructed to contact the Townships solicitor regarding correspondence to the owner of a property that is host of a placement of a travel trailer south of Courtright.

CARRIED

Moved by J. Agar

Seconded by P.Carswell-Alexander

Motion #26 That an extension to the offer of purchase and sale option for a two acre parcel in the Township industrial park be provided, commencing this date in exchange for a \$5000.00 non refundable deposit that could be placed towards the purchase price of the property if the offer of purchase sale is complete.

CARRIED

ADJOURNMENT:

Moved by S. Miller

Seconded by D. Randell

Motion #27 That the meeting do hereby adjourn.

CARRIED

The meeting adjourned at 9:30pm

MAYOR

CLERK