

**ST. CLAIR TOWNSHIP  
COUNCIL MINUTES  
SESSION # 21**

St. Clair Civic Centre  
Council Chambers  
Nov 5, 2012  
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 - October 15, 2012  
Public Works and Operation - October 15, 2012  
Regular Council - October 15, 2012 - Session #20  
Sombra Museum – September 20 and Oct 18, 2012  
Moore Museum – October 3, 2012  
Drainage Committee – October 30, 2012

**Business Arising from the Minutes:**

**DEPUTATIONS AND APPOINTMENTS:**

5:30 pm – In camera – property R.F.H.T  
6:15 pm - Rob Vandenberghe – permission to trap  
6:30 pm - Public Meeting- Zoning By-law amendment-Queen St. Corunna-6:30 pm

**CORRESPONDENCE:**

- a) County of Lambton –Smoke free outdoor spaces
- b) L.K.D.S.B - A.R.C representative
- c) LAS Closed meeting investigation
- d) Rob Vandenberghe – permission to trap
- e) Jack Struck – Lambton Shrine Club – can recycle
- f) CCPC – 2013 funding request

**INFORMATION:**

- 1) Royal Canadian Legion – invitation
- 2) Canadian Cancer – Smoke free spaces
- 3) E.C.R.C – Thank you
- 4) County of Lambton – Petrolia Line renaming
- 5) County of Lambton – defibrillator
- 6) Corunna Medical Clinic – lab service
- 7) Moore Optimist – Santa Claus Parade
- 8) Sombra museum – coming events
- 9) 2013 - Big Bike - Corunna
- 10) Twp of Uxbridge – resolution
- 11) Clean Harbours – September 11 minutes
- 12) Twp of St. Clair – Notice of Public meeting
- 13) Airzone – offer of service
- 14) Heritage of St. Clair – September 24 minutes
- 15) Nova Chemical donation
- 16) P&D FitzGerald – FitzGerald drain
- 17) Ministry of Tourism – CM06
- 18) Ontario West Municipal Conference

**DRAINS:**

- By-law 23 of 2012 – Osborne Drain- amending
- By-law 24 of 2012 – Gray Drain - amending
- By-law 25 of 2012 – Watson Creek drain 1<sup>st</sup> and 2<sup>nd</sup> reading

**REPORTS OF COMMITTEES AND OFFICERS:**

**Property Standards Officer**

- Status report
- quotes

**Coordinator of Operations:**

- Summons to witness
- Crossing Guard Compensation
- Janitor Service
- Lambton County Winter Maintenance Agreement
- Flygt Contol Upgrade Quote

**Water/wastewater Specialist/ORO:**

- Chatham-Kent Water Supply

**Co-ordinator of Engineering:**

- St. Clair Parkway Closure – Froomfield Sanitary Sewer Construction
- Water Distribution Analysis

**Director of Public Works and Operations:**

- water supply to Eastern Energy

**TREASURER'S REPORT:**

**Deputy Clerk/Planning Co-ordinator:**

- Methes site plan

Council Meeting

**Director of Community Services Report:**

-Cathcart Park Phase 2

**CLERK'S REPORT:**

**CAO'S REPORT:**

**MOTIONS:**

**BY-LAWS:**

By-law 39 of 2012 – Traffic Control – St. Clair Blvd.

By-law 40 of 2012 – Confirming By-law

By-law 41 of 2012 – Methes site plan

**COUNCILLORS REPORTS:**

**UNFINISHED BUSINESS:**

**NEW BUSINESS:**

In camera - personnel

**UPCOMING MEETINGS:**

Committee of the Whole – Monday November 19, 2012 - 6:00 pm

Regular Council– Monday November 19, 2012 ~ 7:00 pm (following Committee)

**ADJOURNMENT:**

The Mayor called the meeting to order at 5:30 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 meeting enter into an in camera session to discuss a property issue

**CARRIED**

Meeting returned to order

Moved by P. Carswell-Alexander

Seconded by J. DeGurse

**Motion #2** The the Director of Community Services be authorized to engage a contractor to do lease hold improvements at the Townships Emergency Services Building at an estimated cost of \$40 000.00, and further that staff be authorize to secure a legal survey for the property owned by the municipality known as 487 Polymore Dr. relative to the rail siding.

**CARRIED**

**ADOPT MINUTES:**

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

Moved by D. Randell

Seconded by S. Miller

**Motion #3** That the minutes of the Finance and Administration Committee meeting held on Oct 15, 2012 be received and accepted as printed.

**CARRIED**

Moved by J. DeGurse

Seconded by J. Agar

**Motion #4** That the minutes of the Public Works and Operations Committee meeting held on Oct 15, 2012 be received and accepted as printed.

**CARRIED**

Moved by P. Gilliland

Seconded by D. Randell

**Motion #5** That the minutes from the Council meeting held Oct 15, 2012 – Session #20 be received and accepted as printed.

**CARRIED**

Moved by J. Agar

Seconded by J. DeGurse

**Motion #6** That the minutes of the Sombra Museum Committee meeting held on September 20, and October 18, 2012 be received and accepted as printed.

**CARRIED**

Moved by P. Carswell-Alexander

Seconded by J. Agar

**Motion #7** That the minutes of the Moore Museum Committee meeting held on October 3, 2012 be received and accepted as printed.

**CARRIED**

Councillor Randell briefed Council on the discussion held with the Moore Museum advisory board of the discussion held relative to proposed reduction of hours at the Moore Museum.

Moved by D. Randell

Seconded by S. Miller

**Motion #8** That the minutes of the Drainage Committee meeting held on October 30, 2012 be received and accepted as printed. And recommendation contained therein approved.

**CARRIED**

**DEPUTATIONS AND APPOINTMENTS:**

Mr. Rob Vandenberghe was present to request Council's permission to trap on municipal road allowances. Mr. Vandenberghe explained to Council the type of trap he uses which is described as a non body grip trap, and that his service reduces damage to municipal drains and reduce crop damage. Mr. Vandenberghe also stated that he is a certified licensed and fully insured trapper he only traps on private property with permission of the property owner. Mr. Vandenberghe responded to several questions posed by Council.

Moved by J. DeGurse

Seconded by J. Agar

**Motion #9** That permission be granted to Mr. Rob Vandenberghe to trap on municipal road allowance properties where there is a municipal drain present, provided that the type of trap is described as a non body grip type trap, with permission to be granted by the adjacent property owner, and with trapping to be done only in rural areas, and that the appropriate level of public liability insurance be maintained.

**CARRIED**

**CORRESPONDENCE:**

Council reviewed the information received from the County of Lambton regarding the request for municipal support for the proposed open space anti smoking By-law. Council posed several questions such as the possible affect the open space By-law would have on Township parks and recreation facilities. The CAO pointed out that the definition of open spaces in the proposed By-law is not particularly specific. After considerable discussion it was

Moved by J. Agar

Seconded by P. Gilliland

**Motion #10** That the proposed County of Lambton open space anti smoking By-law be supported.

**CARRIED**

Prior to the call to order at the appointed time the public hearing to consider a zoning by-law amendment for property on Queen St. in Corunna, Council was advised by the Deputy Clerk that the solicitor for the proponent has asked for a postponement in the public meeting to allow his client to react to a relatively unfavorable planning report. The public meeting to be rescheduled at the proponent's request.

Moved by P. Gilliland

Seconded by J. Agar

**Motion #11** That the public meeting to consider the application to rezone property known as on Queen St. in Corunna be postponed at the request of the clients solicitors with a recirculation and administration fee be imposed relative to the rescheduled hearing.

**CARRIED**

Council reviewed the request received from the Lambton Kent District School Board for Township representative on the accommodations review committee for various schools under the Boards jurisdiction.

Moved by P. Gilliland

Seconded by J. DeGurse

**Motion #12** That Councillor Darrell Randell, and Councillor Steve Miller as an alternate, be appointed as Council representative on the Lambton Kent District School Board Accommodation Review Committee.

**CARRIED**

Moved by D. Randell

Seconded by P. Gilliland

**Motion #13** That the Township contract with LAS for the provision of closed meeting investigator services as per the offer of service provided by LAS, and that the Clerk be authorized to sign on behalf of the Municipality the necessary agreement.

**CARRIED**

Council review the request received from Lambton Shrine Club for can recycling depots at the Townships six fire halls and three campgrounds. Council reviewed a photo of the appearance of the depots and suggested that due to their proposed prominent locations improvements be made to appearance of the depots.

Moved by P. Carswell-Alexander

Seconded by S. Miller

**Motion #14** That permission be given to the Lambton Shrine Club to establish can recycling facilities at the Township six fire halls and three campgrounds, provided that the construction design and appearance of the depots are approved by staff, for a one year trial period.

**CARRIED**

Moved by P. Carswell-Alexander

Seconded by S. Miller

**Motion #15** That the request from the Corunna Community Policing Committee for 2013 funding be referred to operating budget discussions.

**CARRIED**

Council Meeting

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

Moved by J. DeGurse

Seconded by P. Carswell-Alexander

**Motion #16** That the information correspondence be received and dealt with as per Council's instructions as noted:

- a) County of Lambton – Motion # 10
- b) L.K.D.S.B – Motion # 12
- c) LAS – Motion # 13
- d) Rob Vandenberghe – Motion # 9
- e) Jack Struck – Motion # 14
- f) CCPC – funding – Motion # 15

**CARRIED**

Council reviewed the letter received by the Corunna Medical Clinic regarding physicians intention to closed the Blood Clinic Lab as of December 31, 2012

Moved by P. Gilliland

Seconded by D. Randell

**Motion #17** That the Corunna Medical Clinic physicians be requested to extent the closing of the Blood Lab facility to January 31, 2013, with the current financial relationship maintained to the end of that period.

**CARRIED**

Moved by P. Carswell-Alexander

Seconded by J. Agar

**Motion #18** That the communications received regarding the proposed 2013 Big Bike Ride in Corunna be forwarded to staff to determine if there is an interest in a staff volunteer to facilitate Township participation in this proposed event.

**CARRIED**

Council reviewed the letter received from Mr. and Mrs. FitzGerald regarding their comments on the proposed FitzGerald drain. Council was advised by Drainage Committee Chairman Randell that the questions posed in the FitzGerald letter were answered at a recent Drainage Committee Meeting and that the Engineers report on the FitzGerald Drain has been referred back for engineering revisions and the FitzGerals will have another opportunity to comment on the revised report.

Council Randell advised of his interest in attending the upcoming Ontario West Municipal Conference in London.

**INFORMATION:**

Moved by P. Carswell-Alexander

Seconded by J. DeGurse

**Motion #19** That the information correspondence be received as information.

**CARRIED**

**DRAINS:**

Moved by S. Miller

Seconded by D. Randell

**Motion #20** That Drainage By-law #23 of 2012, being a by-law to amend Drainage By-law #4 of 2011 for drainage works of the Osborne Drain in the Township of St. Clair be given the necessary readings and signed by the Mayor and Clerk, and the Corporate Seal affixed thereto and finally passed.

**CARRIED**

Moved by P. Carswell-Alexander

Seconded by J. Agar

**Motion #21** That Drainage By-law #24 of 2012, being a by-law to amend Drainage By-law #5 of 2011 for drainage works of the Gray Drain in the Township of St. Clair be given the necessary readings and signed by the Mayor and Clerk, and the Corporate Seal affixed thereto and finally passed.

**CARRIED**

Moved by D. Randell

Seconded by S. Miller

**Motion #22** That Drainage By-law #25 of 2012, being a by-law to raise the sum of \$202,471.00 being money expended out of the General Funds of the Township of St. Clair for construction of the Watson Creek Drain be given first and second readings and be provisionally adopted

**CARRIED**

**REPORTS OF COMMITTEES AND OFFICERS:**

**Property Standards Officer**

Moved by J. Agar

Seconded by J. DeGurse

**Motion #23** That it be recommended to Council that the Property Standards Update report dated October 31, 2012 submitted by the Property Standards By-law enforcement Officer be received and all recommendations contained within be accepted, with the exception of the recommendations related to 67 McDonald St., 1367 Wilkesport line.

**CARRIED**

Council asked the Clerk to contact the Property Standards officer relative to the status of the Property Standards Complaint received on the Mill St. Wilkesport Property. Council reviewed the quotes received by the Property Standards Officer for the initial phase one clean up of the Bickford Line property. Quotes ran from a low of \$38 700.00 to a high of \$46 600.00. It was pointed out that the time has expired for compliance with the order.

Moved by P. Gilliland

Seconded by S. Miller

**Motion #24** That the issue of the initial clean up on the Bickford Line property be tabled until the November 19<sup>th</sup> Meeting of Council To allow Property Standards Officer an opportunity to provide to the property owner the results of her quote request.

**CARRIED**

**Coordinator of Operations:**

Moved by J. Agar

Seconded by P. Carswell-Alexander

**Motion #25** That it be recommended to Council that the Coordinator of Operations is authorized on behalf of St. Clair Township, to give evidence at the Superior Court of Justice, in defense of the Township of Oro-Medonte at the upcoming Oro-Medonte vs. Morris hearing, and that the appropriate expenses are paid.

**CARRIED**

Moved by S. Miller

Seconded by P. Gilliland

**Motion #26** That it be recommended to Council that the rate of pay for crossing guards in St. Clair Township be increased 2% from \$26.52 per day to \$27.06 per day.

**CARRIED**

Moved by P. Carswell-Alexander

Seconded by J. DeGurse

**Motion #27** That it be recommended to Council that the rate of pay for the Janitor Services at the Wilkesport and Moore Operations Centers is increased from \$12.00 per hour to \$13.25 per hour.

**CARRIED**

Moved by P. Gilliland

Seconded by S. Miller

**Motion #28** That it be recommended to Council that the Lambton County Winter Maintenance Agreement be approved and signed by the Mayor and Clerk.

**CARRIED**

Moved by J. DeGurse

Seconded by J. Agar

**Motion # 29** That it be recommended to Council that the normal tendering process for equipment purchases be waived and that the quote from Xylem Water Solutions (Flygt Equipment) for pump station control upgrades, in the amount of \$59,156.20 be approved.

**CARRIED**

**Water/wastewater Specialist/ORO:**

Moved by S. Miller

Seconded by P. Gilliland

**Motion #30** That it be recommended to Council that the Report from the Water/Waste Specialist/ORO dated October 30, 2012 be received as information.

**CARRIED**

Council requested a report from Public Works relative to the connection at the White Bread Line and the St. Clair Parkway that previously provided water service to that portion of Chatham Kent to determine if the connection will still be available for emergency purposes and as well what the current Chatham Kent water usage rate is for that area.

**Co-ordinator of Engineering:**

Moved by J. DeGurse

Seconded by P. Carswell-Alexander

**Motion #31** That it be recommended to Council that the Report from the Coordinator of Engineering dated October 30, 2012 be received as information.

**CARRIED**

Council requested, if the Froomfield sewer construction project requires the closure of the St. Clair PKWY beyond this week. that the St. Clair Parkway be made available for one way traffic at nights and on weekends with the appropriate traffic control mechanism.

Moved by S. Miller

Seconded by D. Randell

**Motion #32** That it be recommended to Council that the Township procurement policy be waived and the quote submitted by Stantec Consulting Limited in the amount of \$13,850.00 plus HST for completion of a water distribution analysis, be accepted and the Director of Public Works be authorized to sign a professional service agreement with the consultant.

**CARRIED**

**Director of public Works and Operations:**

Moved by J. DeGurse

Seconded by P. Carswell-Alexander

**Motion #33** That it be recommended to Council that Eastern Power's request for a supply of potable water to their future site on Oil Springs line be approved subject to Stantec's modeling of the Township water systems and confirmation that no Township water customers are adversely affected.

**CARRIED**

**Deputy Clerk/Planning Coodinator:**

Moved by D. Randell

Seconded by P. Gilliland

**Motion #34** That it be recommended to Council that the report dated October 31, 2012 submitted by Jeff Baranek, Planning Coordinator be received and all recommendations contained within be accepted.

**CARRIED**



**Director of Community Services Report:**

Moved by J. Agar

Seconded by J. DeGurse

**Motion #35** That Council Authorize the St. Clair Conservation Authority to tender for half of phase 2 a \$250,000.00 project, with the Township of St. Clair contributing \$132,000.00 to complete the project.

**CARRIED**

**BY-LAWS:**

Moved by P. Gilliland

Seconded by D. Randell

**Motion #36** That By-law #39 of 2012 being a By-Law to regulate vehicular traffic flow and authorize the placement of the appropriate signs. be given the required three readings, be signed by the Mayor and Clerk, the Corporate seal affixed.

**CARRIED**

Moved by P. Carswell-Alexander

Seconded by J. DeGurse

**Motion #37** That By-law #40 of 2012 being a By-Law of the Corporation of the Township of St. Clair to confirm the resolutions and motions of St. Clair which were adopted up to and including Oct 15, 2012 be given the required three readings, be signed by the Mayor and Clerk, the Corporate seal affixed.

**CARRIED**

Moved by S. Miller

Seconded by D. Randell

**Motion #38** That By-law #41 of 2012 being a by-law to authorize the execution of a site plan agreement the Municipality and Methes be given the required three readings signed by the Mayor and Clerk and the corporate seal affixed.

**CARRIED**

**COUNCILLORS REPORTS:**

**Steve Miller**

Councillor Miller advised that the OPP maybe reconsidering there current policy on paid duty security may not make themselves available in the future for certain social functions which are licensed.

**Darrell Randell**

Councillor Randell advised of the Townships participation in a November 8<sup>th</sup> 4 agency meeting to be held in the Townships committee room #1 in the afternoon portion of the meeting Councillor Randell will conduct a tour of various municipal facilities that have been built and financed by the municipality to enhance environmental improvements.

**Jim DeGurse**

Councillor DeGurse advised that the Operation Christmas Tree Campaign will be conducted out of the former Baptist Church on Hill St. and that the Brigden Fair Board is hosting volunteer appreciation dinner on November 17<sup>th</sup>.

**Steve Arnold**

Mayor Arnold advised of recent functions he has attend on behalf of the Township and County and functions he will attend including this weekends Remembrance Day celebrations.

Members of Council were asked to advise the Clerk if they had a need for accommodation for the February 2013 Ontario Good Roads Association Conference.

Moved by S. Miller

Seconded by D. Randell

**Motion #39** That the meeting enter into an in camera session to discuss and legal and personal issues

**CARRIED**

Council Meeting

Meeting returned to order  
Moved by S. Miller

Seconded by D. Randell

**Motion #40** That the Terms of Employment for Management and Exempt Staff changes be consistent with the Collective Agreement changes for Union Employees with the exception of Article 14.02, Call Back and Standby and the one time \$100.00 clothing allowance. The Terms of Employment for Management and Exempt Staff is effective October 1, 2012 to September 30, 2015.

**CARRIED**

Moved by P. Carswell-Alexander

Seconded by J. Agar

**Motion #41** That staff be authorized to retain the services of Peter Pickfield as the Townships legal representative for the Seward rezoning appeal to the Ontario Municipal Board and further that Mr. Pickfield be authorized to retain the services of an independent planner to provide planning evidence on the Townships behalf.

**CARRIED**

**UNFINISHED BUSINESS:**

**NEW BUSINESS:**

**ADJOURNMENT:**

Moved by S. Miller

Seconded by D. Randell

**Motion #42** That the meeting do hereby adjourn.

**CARRIED**

The meeting adjourned at 9:00 p.m.

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MAYOR

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CLERK