

**ST. CLAIR TOWNSHIP
COUNCIL MINUTES
SESSION #7**

St. Clair Civic Centre
Council Chambers
April 1, 2013
6:30 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:

Finance and Administration – March 18, 2013
Public Works and Operation – March 18, 2013
Regular Council – March 18, 2013 - Session #6
Drainage Committee – March 27, 2013

Business Arising from the Minutes:

DEPUTATIONS AND APPOINTMENTS:

7:00 pm Bill Myers – Moore Agricultural Society

CORRESPONDENCE:

- a) Corunna Wild Cats – Fencing request
- b) Sombra Sports and Rec – permission
- c) Rob and Sue Temple – Water bill
- d) John Courtney – agricultural lease
- e) Property Standards complaint – Brigden
- f) Chief Building Officer – demolition order
- g) Corunna Volunteer Firefighter – Community Festival request

INFORMATION:

- 1) Hydro One – Transmission upgrade
- 2) Heritage St. Clair – February 20, 2013 Minutes
- 3) County of Lambton – Hill Street renaming
- 4) County of Lambton – Council highlights
- 5) Valerie M’Garry-Property Standards
- 6) AMO – Aug 18-21, 2013 Conference
- 7) Fire Department – Appreciation of support
- 8) Great Lakes and St. Lawrence Cities Initiative – Conference
- 9) CITIG –Cross Boarder Forum Series
- 10) GMSB – Moore Agricultural Society loan

DRAINS:

- By-law 2 of 2013 – Allingham Drain - third reading
- By-law 3 of 2013 – Bennett Drain – third reading
- By-law 4 of 2013 – Burgess Drain – third reading
- By law 7 of 2013 – Amending various drains
- By-law 8 of 2013 – Fitzgerald – first and second reading
- By-law 9 of 2013 – Emmons – first and second reading

REPORTS OF COMMITTEES AND OFFICERS:

DEPTY CLERK/COORDINATOR OF PLANNING

- Bell Communication Tower
- Pipeline assessment
- Renewable Energy

COORDINATOR OF ENGINEERING:

- Froomfield sewer connection deadline
- Designation of Construction Zone
- Speed limit - St. Clair Parkway

COORDINATOR OF PUBLIC WORKS:

- Staffing
- Water/sewer account credit

DIRECTOR OF PUBLIC WORKS AND OPERATIONS

- Speed limit Brigden Road
- Reg WWTP – odour complaint

FIRE CHIEF’S REPORT:

- Pembina Donation - EOC
- lawn tractor

CLERK'S REPORT:

CAO’S REPORT:

MOTIONS:

BY-LAWS:

By-law 15 of 2013 – 2013 Budget
By-law 17 of 2013 – Property Standards
By-law 18 of 2013 – Designation of Construction Zone

COUNCILLORS REPORTS:

UNFINISHED BUSINESS:

NEW BUSINESS:

In camera
-legal

UPCOMING MEETINGS:

Committee of the Whole – Monday April 15, 2013 – 3:00 pm
Regular Council – Monday April 15, 2013 ~ 4:30 pm (following Committee)
Drainage Committee – Wednesday April 24, 2013 – 6:30 pm

ADJOURNMENT:

The Mayor called the meeting to order at 6:30 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.

ADOPT MINUTES:

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

Moved by J. DeGurse

Seconded by J. Agar

Motion #1 That the minutes of the Finance and Administration Committee meeting held on March 18, 2013 be received and accepted as printed.

CARRIED

In review of the minutes of the Public Works and Operations Committee meeting held March the 18th it was pointed out the Councillor Agar assumed the chair of the Public Works and Operations Meeting in the absence of Councillor Carswell-Alexander, and the recommendation to purchase a new Case International tractor for the Community Services be expanded to included the tendered attachments.

Moved by P. Gilliland

Seconded by S. Miller

Motion #2 That the minutes of the Public Works and Operations Committee meeting held on March 18, 2013 be received and accepted as printed as corrected.

CARRIED

In review of the minutes of the regular meeting of Council held March 18th It was pointed out that Mayor Arnold was incorrectly identified, and the annual General Meeting of the Wilkesport Community board is scheduled for April 22nd.

Moved by J. Agar

Seconded by J. DeGurse

Motion #3 That the minutes from the Council meeting held March 18, 2013 – Session #6 be received and accepted as printed and amended.

CARRIED

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Moved by P. Gilliland

Seconded by D. Randell

Motion #4 That the minutes from the Drainage Committee meeting held March 27, 2013 be received and accepted as printed.

CARRIED

DEPUTATIONS AND APPOINTMENTS:

CORRESPONDENCE:

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

Moved by J. Agar

Seconded by J. DeGurse

Motion #5 That the request of the Corunna Wild Cats soccer team for a proposal to cost share new fencing at Cap Park be accepted

TABLED

Moved by S. Miller

Seconded by D. Randell

Motion #6 That the request of the Corunna Wild Cats soccer team for the cost share of proposed new fencing at Cap park be Tabled pending a report for the Director of Community Services.

CARRIED

Moved by D. Randell

Seconded by S. Miller

Motion #7 That the requests of the Sombra Sports and Recreation Association for the declaration of a Community festival and the granting of a refreshment license for the 2013 Sombra Days, be approved subject to the Township Alcohol Management Policy.

CARRIED

That the letter of request from Rob and Sue Temple regarding a sanitary sewer reduction was to be dealt with in a Public Works and Operation report later in the meeting.

Council reviewed the offer of rent from Mr. John Courtney to lease an agricultural property adjacent to the Moore Line Work Centre. Council was advised that the Treasurer is working on a listing of all such leased Township lands.

Moved by P. Gilliland

Seconded by S. Miller

Motion #9 That the request from Mr. John Courtney to continue his agricultural lease on Township owned property adjacent the Moore Line Works Centre be tabled pending the land rental ownership report from the Treasurer.

CARRIED

Moved by P. Gilliland

Seconded by D. Randell

Motion #10 That the property Standards complaint relative to a Brigden Rd. Brigden property be referred to the Property Standards Officer for investigation and report.

CARRIED

Moved by P. Gilliland

Seconded by P. Carswell-Alexander

Motion #11 That Council accept option #1 as detailed in the report dated March 23rd 2013 relative to Property known at 697 St. Clair Parkway and that the order against the property be registered on title.

CARRIED

Moved by S. Miller

Seconded by P. Carswell-Alexander

Motion #12 That Permission be granted to the Corunna Fire Fighters Association to apply for the appropriate refreshment license and that the 2013 annual Corunna Fire Fighters Field Day be declared as a Community Festival subject to the Township Alcohol Management Policy.

CARRIED

In review of the Information Correspondence Council suggested that in the future any such letter of appreciation such as that sent by the Fire Chief to Clean Harbours should include a signature by the Mayor.

Moved by D. Randell

Seconded by P. Gilliland

Motion #13 That St. Clair Township become a member of the Great Lakes and St. Lawrence City's Initiative at an initial membership fee of \$1,250.00 and further that Mayor Arnold be authorized to attend the group's annual conference with the appropriate fees and expenses to be paid.

CARRIED

Moved by J. DeGurse

Seconded by J. Agar

Motion #14 That the following items of correspondence be dealt with as per Councils instructions.

- a) – Corunna Wild Cats – Fencing request - Motion # 6
- b) – Sombra Sports and Rec- permission - Motion # 7
- c) – Rob and Sue Temple – Water bill - Motion # 8
- d) – John Courtney – agricultural lease - Motion # 9
- e) – Property Standards complaint – Brigden - Motion # 10
- f) – Chief Building Officer – demolition order - Motion # 11
- g) – Corunna Volunteer Firefighters – Community festival request - Motion # 12

CARRIED

INFORMATION:

Moved by P. Gilliland

Seconded by S. Miller

Motion #15 That the following items of information be dealt with as per Councils instructions.

CARRIED

DRAINS:

Moved by P. Carswell-Alexander

Seconded by J. DeGurse

Motion #16 That Drainage By-law #2 of 2013, being a by-law to raise the sum of \$41,860.00 being money expended out of the General Funds of the Township of St. Clair for construction of the Allingham Drain be read the third time, 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 #17 That Drainage By-law #3 of 2013, being a by-law to raise the sum of \$71,598.00 being money expended out of the General Funds of the Township of St. Clair for construction of the Bennett Drain be read the third time, be signed by the Mayor and Clerk, the Corporate seal affixed thereto and finally passed.

CARRIED

Moved by P. Carswell-Alexander

Seconded by J. Agar

Motion #18 That Drainage By-law #4 of 2013, being a by-law to raise the sum of \$1,500.00 being money expended out of the General Funds of the Township of St. Clair for construction of the Burgess Drain be read the third time, be signed by the Mayor and Clerk, the Corporate seal affixed thereto and finally passed.

CARRIED

Moved by P. Gilliland

Seconded by S. Miller

Motion #19 That Drainage By-law #7 of 2013 being a by-law to raise the sum of money expended out of the General Funds of the Township of St. Clair for drain repair expenses to various drains be read the required number of times, be signed by the Mayor and Clerk, the Corporate seal affixed thereto and finally passed.

CARRIED

Moved by J. Agar

Seconded by P. Carswell-Alexander

Motion #20 That Drainage By-law #8 of 2013, being a by-law to raise the sum of \$84,400.00 being money expended out of the General Funds of the Township of St. Clair for construction of the Fitzgerald Drain be given first and second readings and be provisionally adopted.

CARRIED

Moved by P. Gilliland

Seconded by D. Randell

Motion #21 That Drainage By-law #9 of 2013, being a by-law to raise the sum of \$3,009.00 being money expended out of the General Funds of the Township of St. Clair for construction of the Emmons Drain be given first and second readings and be provisionally adopted.

CARRIED

At the appointed time Bill Myers and Michelle Ivinski representing the Moore Agricultural Society Board were present to discuss with Council the Boards earlier request to Council for financial assistance to facilitate repairs and upgrade for one the Agricultural Societies buildings at the fair grounds. Councillor Carswell-Alexander stated that she was a member of the Agricultural Society but did not feel she was in a conflict of interest position. Mr. Myers restated the earlier request, requesting a \$65,000.00 grant, a grant representing 50% of the \$65,000.00 repair cost and an interest free loan for the balance of the cost, with a 5 year repayment, or and interest free loan of \$65,000.00 to be repaid over a 10 year period. Council shared with the representative the legal opinion obtained stating that the Township could grant or make a loan to a recognized non profit group. Deputy Mayor Gilliland then asked the group if they had sought the assistance of a financial lending institution. Mr. Myers said that such an application has been made and would probably be approved. Councillor Randell stated his opinion that the rental of the fair building for Community functions is actually running in direct competition with the Municipalities operations at the Bridgen Community Centre and the Wilkesport Community Centre. Councillor Agar questioned the group as to the typical attendance at the Brigden Fall Fair. In anticipation of Council's request Ms. Ivinski provided members of Council with the financial statement for the Moore Agricultural Society for the year 2012.

Moved by P. Carswell-Alexander

Seconded by D. Randell

Motion #22 That the request for financial assistance for the Moore Agricultural Society be tabled until the next Meeting of Council to allow members of Council and Staff and opportunity to review the financial statements.

CARRIED

REPORTS OF COMMITTEES AND OFFICERS:

DEPUTY CLERKCOORDINATOR OF PALNNING:

Moved by J. Agar

Seconded by P. Carswell-Alexander

Motion #23 That Council direct staff to work with representatives from Bell to draft an informal letter to be sent to the residence who attended a public meeting regarding a possible telecommunications tower installation at 1446 St. Clair Parkway, informing them that an alternative location is not available on site, as well as providing them with an answer to the questions raised the night of the meeting. Further, staff be directed to undertake the site plan process with Bell for the originally proposed location.

CARRIED

Moved by P. Gilliland

Seconded by D. Randell

Motion #24 That the Report received from Jeff Baranek, Deputy Clerk/Planning Coordinator on pipeline assessments on pipelines be received as information.

CARRIED

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Council asked the Deputy Clerk to invite representatives from MPAC to a future meeting of Council or the Finance Committee to discuss pipeline assessment issues. It was suggested that members of Council forward any questions they would like addressed at the meeting to staff for circulation to the MPAC attendee. Council discussed with Deputy Clerk the preferred circulation method for the public meeting to consider the Township renewable energy By-law.

Moved by J. Agar

Seconded by P. Carswell-Alexander

Motion #25 That Council direct staff to issue notice, as per the Ontario Building Code, online and in the newspaper for the Township's intention to consider a By-Law amendment that would establish a building permit fee for renewable energy projects.

CARRIED

COORDINATOR OF ENGINEERING:

Moved by S. Miller

Seconded by D. Randell

Motion #26 That the deadline for connection to the Froomfield Sanitary Sewers be established as September 5, 2014 and that a letter be sent to each affected property owner advising of the same.

CARRIED

Moved by J. DeGurse

Seconded by P. Carswell-Alexander

Motion #27 That a By-law be drafted to give the Director of Public Works the authority to designate a construction zone to allow the speed limit to be adjusted, and enforced, to an appropriate rate required for the duration of the construction period.

CARRIED

Moved by D. Randell

Seconded by S. Miller

Motion #28 That the Report received from Matt Deline Coordinator of Engineering dated March 19, 2013 be received as information.

CARRIED

Moved by P. Gilliland

Seconded by J. DeGurse

Motion #29 That the 50 km per hour speed limit imposed on the temporary construction zone on the St. Clair Parkway North of Corunna remain a 50 km per hour speed limit and that the appropriate authorization By-law be drafted for Council consideration.

CARRIED

COORDINATOR OF OPERATIONS:

Moved by J. DeGurse

Seconded by P. Carswell-Alexander

Motion #30 That it be recommended to Council that the report from the Coordinator of Operations (Works) dated March 27, 2013 on Staff updates be received as information.

CARRIED

Moved by S. Miller

Seconded by D. Randell

Motion #31 That Rob and Sue Temple at 3438 St. Clair Parkway, Sombra receive a credit of \$1,398.41 on their March 2013 water/sewer bill.

CARRIED

DIRECTOR OF PUBLIC WORKS:

Moved by P. Carswell-Alexander

Seconded by J. DeGurse

Motion #32 That it be recommended to Council that the report from the Director of Public works on speed limit changes, dated March 27, 2013 be received as information.

CARRIED

Moved by P. Gilliland

Seconded by S. Miller

Motion #33 That it be recommended to Council that the report from the Director of Public works on odor concerns, dated March 27, 2013 be received as information.

CARRIED

In discussion of Mr. Burnham's Report on the Regional Waste Water Treatment Plant odor issues, Council asked staff to investigate possible other odor sources that may have caused the odor at the time identified in the earlier complaint.

FIRE CHIEF'S REPORT:

Moved by J. Agar

Seconded by J. DeGurse

Motion #34 That Council for the Township of St. Clair accept the Fire Chief's request for the donation, received from Pembina's head office in Calgary, be earmarked for upgrades to the Emergency Operations centre.

CARRIED

Moved by P. Gilliland

Seconded by S. Miller

Motion #35 That Council for the Township of St. Clair accept the Fire Chief's recommendation regarding one of the Pembina grants to be devoted to the replacement of the fire departments lawn tractor.

TABLED

Moved by P. Carswell-Alexander

Seconded by J. DeGurse

Motion #36 That the dedication of the \$1,500.00 Pembina grant to the purchase of a replacement Fire Department lawn tractor be tabled pending further information from the Fire Chief regarding the lawn tractor.

CARRIED

CLERK'S REPORT:

The Clerk provided a verbal reminder of the April 4th Lambton Municipal Association annual Meeting in Camlachie

BY-LAWS:

Moved by J. Agar

Seconded by J. DeGurse

Motion #37 That By-law Number 15 of 2013, being a By-law to adopt the budget for 2013 for the Municipality of The Township of St. Clair, be given the necessary three readings, be signed by the Mayor and Clerk, the corporate seal affixed thereto and finally passed.

CARRIED

Moved by S. Miller

Seconded by P. Gilliland

Motion #38 That By-law Number 17 of 2013, being a By-law to provide standards for maintenance of the physical condition and occupancy of property in the Township of St. Clair, be 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. Carswell-Alexander

Motion #39 That By-law Number 18 of 2013, being a By-law of the Corporation of the Township of St. Clair, to authorize the establishment of construction zone sand temporary reduced speed limits in construction zones, be given the necessary three readings, be signed by the Mayor and Clerk, the corporate seal affixed thereto and finally passed.

CARRIED

COUNCILLORS REPORTS:

Darrell Randell

Councillor Randell advised of the recent final meeting of the Accommodation Review Committee established on behalf of the Lambton Kent District School Board, at which time the ARC Committee recommended that grade seven and eight student from all Wallaceburg elementary schools and Riverview Central School be accommodated in the school with in a school concept at Wallaceburg District Secondary School. Councillor Randell has drafted a letter in opposition to this proposal and received Councils endorsement to have the Mayor send the letter on behalf of the Municipality. Councillor Randell also thanked Deputy Mayor Gilliland for acting as chair at the recent Drainage Committee Meeting in his absence due to a meeting conflict.

Jeff Agar

Councillor Agar advised of a request from the St. Clair Heritage Committee for copies of all building and demolition permits to be forwarded to the Heritage Committee for their review.

Moved by J. Agar

Seconded by J. DeGurse

Motion #40 That staff be instructed to forward copies of all building permits and demolition permits to the St. Clair Heritage Committee for their review.

DEFEATED

Pat Carswell-Alexander

Councillor Carswell-Alexander question if the Township should send a Council representative to the next meeting of the School Board. Also Councillor Carswell-Alexander wanted a financial report as to the status of Township Education and Environment fund in reaction to the Moore Agricultural Societies financial assistance request. The Mayor advised that information requested by Councillor Carswell-Alexander is in the 2013 budget information.

Steve Arnold

Mayor Arnold attended a recent area meeting at which time at which time volunteer fire fighter liabilities and responsibilities were discussed with two Provincial Ministry representatives. The Mayor also attended the opening of the OPP Forensic Centre in Chatham.

Moved by S. Miller

Seconded by P. Carswell-Alexander

Motion #41 That the meeting enter an in camera session to discuss legal issues.

CARRIED

Meeting returned to order

Moved by D. Randell

Seconded by P. Gilliland

Motion #42 That staff be instructed to communicate with Factor Gas the results of the legal opinion obtained from the municipality's solicitor stating that the Factor Gas proposal for development in the Township industrial park would generate the need for an official plan amendment and zoning By-law amendment and further that the Township as owner of one of the subject properties which was optioned by Factor Gas would not make the applications for the planning amendments required.

CARRIED

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ADJOURNMENT:

Hearing no further business

Moved by S. Miller

Seconded by D. Randell

Motion #43 That the meeting do hereby adjourn.

CARRIED

The meeting adjourned at 8:25p.m.

MAYOR

CLERK