

**ST. CLAIR TOWNSHIP
COUNCIL MINUTES
SESSION # 17**

St. Clair Civic Centre
Council Chambers
September 23, 2013
4:30 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 – Sept 9, 2013 - Session #16

Business Arising from the Minutes:

DEPUTATIONS AND APPOINTMENTS:

CORRESPONDENCE:

- a) London Health Sciences - lottery
- b) Adrienne Elson – trailer extension
- c) Paul Russell – St. Clair Blvd. Parking
- d) Moore Optimist – Santa Clause parade
- e) Thompson St. – Property Standards
- f) Sombra Museum - Nomination
- g) Mike Parker river trail
- h) Lambton Shrine Club – recycle permission
- i) Moore Museum – nomination
- j) River Bend Square condos – fence complaint
- k) County of Lambton – Hill St. - Veterans Way
- l) St. Clair Conservation – Risk Management Service
- m) William Miller Bear creek Cemetery
- n) Don Gibbs – Solar panels

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INFORMATION:

- 1) Heritage St. Clair Committee- Aug 7th minutes
- 2) Kim and Doug Shane – thank you
- 3) County of Lambton – Highlights – September 4
- 4) CCPC – September 3rd minutes
- 5) Adeline Brown – thank you
- 6) Enbridge – application
- 7) Brook-Alvinston - invitation

DRAINS:

REPORTS OF COMMITTEES AND OFFICERS:

PROPERTY STANDARDS OFFICER:

-Status report

DEPUTY CLERK/COORDINATOR OF PLANNING:

CLERK'S REPORT:

- Fawn Island parking lease

CAO'S REPORT:

MOTIONS:

-Recommendations from Finance and Administration and Public Works and Operations Committee.

BY-LAWS:

By-law #43 of 2013 – Agreement - OPG memorandum

COUNCILLORS REPORTS:

UNFINISHED BUSINESS:

NEW BUSINESS:

UPCOMING MEETINGS:

- Property Standards Committee – Thursday Sept 26, 2013 @ 6:30pm
- Regular Meeting of Council – Monday October 7, 2013 – 6:30 pm
- Drainage Committee – Wednesday Oct 9, 2013 – 6:30 pm
- Committee of the Whole – Monday Oct 21, 2013 – 3:00 pm
- Regular Meeting of Council Monday Oct 21, 2013 ~ 5:00 pm (following Committee)

ADJOURNMENT:

The Mayor called the meeting to order at 4:20 p.m.

Moved by S. Miller

Seconded by D. Randell

Motion #1 That this meeting of Council do commence early at 4:20 pm.

CARRIED

The Mayor 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 P. Gilliland

Seconded by D. Randell

Motion #2 That the Minutes from the Council meeting held September 9, 2013 – Session #16 be received and accepted as printed.

CARRIED

CORRESPONDENCE:

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

Moved by D. Randell

Seconded by P. Gilliland

Motion #3 That permission be granted to the London Health Sciences Foundation to sell Dream Home Lottery tickets at Shoppers Drug Mart in Corunna for the period of October 2013 to January 2014 under the authority of a Provincial lottery license

CARRIED

Moved by S. Miller

Seconded by J. Agar

Motion #4 That an extension to the end of November 2013 be granted to Adrienne Elson for the conversion or the removal of a residential house trailer on property at the intersection of Baby Road and the Wilkesport Line.

CARRIED

Moved by S. Miller

Seconded by D. Randell

Motion #5 That the communication received from Mr. Paul Russell regarding vehicular parking in the vicinity of Sir John Moore School in Corunna be received and filed.

CARRIED

Moved by P. Gilliland

Seconded by J. DeGurse

Motion #6 That St. Clair Township be identified as an elf sponsor in the amount of \$250.00 for the Moore Optimist Corunna Santa Clause Parade to be held Saturday November 23, 2013.

CARRIED

Moved by P. Carswell Alexander

Seconded by S. Miller

Motion #7 That the property standards complaint received relative to property known Municipality as 72 Thomson St. Courtright be accepted and forwarded to the Property Standards Officer for investigation and report.

CARRIED

Moved by S. Miller

Seconded by D. Randell

Motion #8 That St. Clair Township Council support the Sombra Museum nomination of Murray McAllister for the Heritage Community recognition (Built Heritage) Award.

CARRIED

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Council reviewed the communication received from Mr. Mike Parker regarding his concerns of apparent vehicular parking on the trail portion of the St. Clair Parkway through Port Lambton. Council was of the opinion that the area in question is actually a paved shoulder incorporating part the St. Clair Parkway road allowance that is used for trail purposes but is still part of the road allowance.

Moved by S. Miller

Seconded by D. Randell

Motion #9 That the communication received from Mr. Mike Parker regarding vehicular parking on a portion of the road allowance used for St. Clair River Trail purposes be received and filed for information.

CARRIED

Moved by S. Miller

Seconded by J. Agar

Motion #10 That permission be granted to the Lambton Shrine Club Incorporated to continue with its can recycling project at the six Municipal Fire Halls and that the St. Clair River Trail Committee be given exclusive rights for can recycling at the Townships three public campgrounds.

CARRIED

Moved by P Carswell-Alexander

Seconded by D. Randell

Motion #11 That St. Clair Township Council support the Moore Museum nomination of David Taylor for an Ontario Heritage Trust Award.

CARRIED

Council reviewed the correspondence received relative to the condition of the fence at the River Bend Square Condominiums in Corunna. The Deputy Clerk advised that the fence in question has been identified in an original site plan but unfortunately the drawings identifying the location of the fence had not been included with the original agreement.

Moved by P. Gilliland

Seconded by P. Carswell Alexander

Motion #12 That maintenance of the boundary fence at property known as River Bend Square Condo's, 220 St. Clair Blvd. be enforced as in accordance with the original property site plan agreement.

CARRIED

Moved by P. Gilliland

Seconded by J. Agar

Motion #13 That St. Clair Township Council approve the designation of Hill St./Petrolia Line as Veterans Way from Beresford Street, West to Polymore Drive, with appropriate signage to be placed on the South side of the road at Township expense.

CARRIED

Council reviewed the correspondence received from the St. Clair Regional Conservation Authority regarding Drinking Water Source Protection Risk Management Services. The Conservation authority advised that if St. Clair Township has an interest they will prepare a proposal to provide those services to interested Municipalities affected by the Drinking Water Source Protection Act. Mr. Rodey advised that the cost estimate received from the authority was approximately \$22,000.00 per year to provide the services to St. Clair Township but this quote could be subject to considerable refinement.

Moved by D. Randell

Seconded by J. DeGurse

Motion #14 That the St. Clair Regional Conservation Authority be advised that St. Clair Township will be recommending their services for the Drinking Water Source Protection Act Risk Management Service as a option for Council to consider along with other options.

CARRIED

Moved by S. Miller

Seconded by P. Carswell-Alexander

Motion #15 That the communication received from Mr. William Miller on behalf of the Bear Creek Cemetery be referred to the 2014 budget process to allow for a comparison of funding provided by the Municipality to other area cemeteries.

CARRIED

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Moved by S. Miller

Seconded by P. Carswell Alexander

Motion #16 That the request for support received from Mr. Don Gibbs of Spectrum Wind and Solar Incorporated to support the development of a solar panel array at property known as the former East Sombra School under the FIT contract be received as information and filed.

CARRIED

Moved by J. Agar

Seconded by P. Carswell Alexander

Motion #17 That the following items of correspondence be dealt with as per Councils instructions.

- a) London Health Sciences – lottery- Motion #3
- b) Adrienne Elson – trailer extension – Motion #4
- c) Paul Russell – St. Clair Blvd. Parking – Motion #5
- d) Moore Optimist – Santa Clause parade – Motion #6
- e) Thompson St. – Property Standards – Motion #7
- f) Sombra Museum – Nomination – Motion #8
- g) Mike Parker river trail – Motion #9
- h) Lambton Shrine Club – recycle permission – Motion #10
- i) Moore Museum – nomination – Motion #11
- j) River Bend Square condos – fence complaint – Motion #12
- k) County of Lambton – Hill St. - Veterans Way – Motion #13
- l) St. Clair Conservation – Risk Management Service – Motion #14
- m) William Miller Bear creek Cemetery – Motion #15
- n) Don Gibbs – Solar panels – Motion #16

CARRIED

INFORMATION:

Moved by D. Randell

Seconded by S. Miller

Motion #18 That the following items of information be dealt with as per Councils instructions for items identified as agenda items #1 - 7

CARRIED

REPORTS OF COMMITTEES AND OFFICERS:

PROPERTY STANDARDS OFFICER REPORT:

Moved by P. Gilliland

Seconded by P. Carswell-Alexander

Motion #20 That the status report from the Townships Property Standards Officer dated Sept 18, 2013 be received.

Moved by S. Miller

Seconded by P. Carswell Alexander

Motion #21 That the Property Standards Officer be directed to issue an Order, on property known as 171 Templeton Cr. utilizing the Property Standards By-law with a 15 day deadline to repair or demolish.

CARRIED

Moved by S. Miller

Seconded by J. Agar

Motion 22 That the Property Standards Officer be directed to issue an Order on Property known as 357 Murray Street Unit #9 utilizing the Property Standards By-Law stating repair within a 15 day deadline. And further the Property Standards Officer be directed to obtain quotes and have the outstanding work completed in the event the Order is not complied with by specified deadline.

CARRIED

Moved by S. Miller

Seconded by P. Carswell Alexander

Motion #23 That the Property Standards Officer be directed to obtain quotes for demolition on Property known as 3028 Brigden Road, and to choose the lowest quote to comply with the decision of the appeal committee.

CARRIED

Moved by P. Carswell-Alexander

Seconded by P. Gilliland

Motion #24 That the Property Standards Officer allow an additional 60 days for compliance on property known as 128 Church Street.

CARRIED

CLERK'S REPORT:

Council reviewed the Clerks report regarding the possibility of the renegotiation of the main land parking lease, on property owned by the Township, to the Fawn Island Owners Association. Mr. Jim Hunt past president of the Fawn Island Owners Association was present to address any question Council may have regarding this parking lease issue. The Clerk supplemented his report on the issue with several historical aspects of the lease between the Island Association and the former Sombra Township. Deputy Mayor Gilliland expressed his opinion that a new draft lease should attract a lease fee considerably higher than the current fee prescribed in the expired lease. After considerable discussion it was

Moved by J. Agar

Seconded by J. DeGurse

Motion #25 That the Township of St. Clair be willing to enter into negotiations to lease, for a 5 year period, a portion of its property to the Fawn Island Owners Association (F.I.O.A.) for residential vehicular parking, at fair market value.

CARRIED

Another resident of Fawn Island was present to address his concerns about establishing either the Fawn Island Club House or the main land parking area as a Canada Customs phone in centre. Mayor Arnold advised that this item was not on Councils agenda and had nothing to do with the possible lease renewal and was out of order.

CHIEF ADMINISTRATIVE OFFICER'S REPORT:

Mr. Rodey advised a need to discuss in camera property and legal issues.

MOTIONS:

Moved by D. Randell

Seconded by S. Miller

Motion #26 That the recommendations from the Finance and Administration Committee and the Public Works and Operations Committee held Sept 23, 2013 be approved and accepted.

CARRIED

COUNCILLORS REPORTS:

Pete Gilliland

Deputy Mayor Gilliland requested staff to contact the owners that have communicated with the Township relative to the River Bend Condo fence issue.

Moved by P. Gilliland

Seconded by J. Agar

Motion #27 That staff be instructed to contact the correspondents for the St. Clair River Bend Condo fence needs issue.

CARRIED

Darrell Randell

Councillor Randell advised that the Wilkesport Community Centre would not be supporting the annual jamboree for the year 2014. Councillor Randell also had a letter from Mr. Robert Climie requesting Townships consideration for another option to provide access to his property, on property owned by the Municipality and occupied by the Sombra Museum. The request has been considered by the Sombra Museum Board and denied.

Pat Carswell-Alexander

Councillor Carswell-Alexander brought to Councils attention that recent activities conducted on behalf of Hydro One which resulted in the partial blocking of Duncan Street in Brigden.

Jim DeGurse

Councillor DeGurse advised that he is a rate payer on a drain to be considered at the next meeting of the Drainage Committee and questioned Councils opinion as to any conflict of interest he may attract. In response to Councils Question the Clerk advised that his knowledge of the Municipal conflict of interest legislation, the Councillor would not in conflict of interest if he is receiving a service such as a Municipal Drain, Tile Drain, or Local Improvement and is treated in a like manner as any other contributor to the capital project. However the Councillor may want to consider his involvement in the Court of Revision that will be held to consider Drain assessments.

Steve Arnold

Mayor Arnold advised of attending a ceremony at the Brigden Cenotaph and was somewhat disappointed in the condition of the flag pole. Mayor Arnold had suggested that Council earlier agreed to facilitate the replacement of the flag pole. It was hoped that the replacement flag pole be in place prior to the Nov 11th Ceremonies. Also the Mayor received a request for the posting of Children at Play signs on Argyle Street, that will be considered at a later meeting of Council. The Mayor also advised of the September 25th meeting in Toronto with the Minister of Finance to discuss issues such as the OPG assessment issues and the Townships involvement in the OMPF funding. The Mayor also discussed with representatives of the Rapids Family Health Team of the possibility of expanding the facilities in Corunna to broaden the base of medical services offered locally for St. Clair Township residents.

Councillor Carswell-Alexander asked for the staff reports on the results of the recent deployment of the Townships traffic counting equipment.

Moved by P. Carswell-Alexander

Seconded by P. Gilliland

Motion #28 that the meeting enter an in camera session to discuss property and legal issues.

CARRIED

The meeting returned to order

Moved by P. Gilliland

Seconded by S. Miller

Motion #29 That the in camera session rise and report and make public resolutions be made during the in camera session.

CARRIED

Moved by P. Gilliland

Seconded by J. DeGurse

Motion #30 That St. Clair Township wave its right of first refusal agreement for the possible repurchase of a 1 acre parcel adjacent to the current AFT facility prior to the execution of the completion of the sales from the Municipality to AFT.

CARRIED

Moved by D. Randell

Seconded by P. Gilliland

Motion #31 That Council approve the Memorandum of Agreement between Ontario Power Generation Inc., Municipal Property Assessment Corporation and The Township of St. Clair for the assessment appeal for the 2003 to 2012 years for a refund of \$3.3 million over a three year period and authorizes the Treasurer to sign the agreement subject to the concurrence of the County of Lambton.

CARRIED

BY-LAWS:

Moved by P. Carswell Alexander

Seconded by J. DeGurse

Motion #32 That By-law Number 43 of 2013, being a by-law to authorize the execution of a memorandum of agreement be given the necessary three readings, be signed by the Mayor and Clerk, the corporate seal affixed thereto and finally passed.

CARRIED

UNFINISHED BUSINESS:

NEW BUSINESS:

ADJOURNMENT:

Hearing no further business

Moved by S. Miller

Seconded by D. Randell

Motion #33 That this regular meeting do hereby adjourn.

CARRIED

The meeting adjourned at 5:55 p.m.

MAYOR

CLERK