

**ST. CLAIR TOWNSHIP
COUNCIL MINUTES
SESSION # 10**

St. Clair Civic Centre
Council Chambers
May 20, 2014
5:00 pm

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
	D. Randell,	“
	S. Miller,	“
	J. Agar,	“
	J. DeGurse	“
Staff:	J. Rodey,	CAO
	J. DeMars,	Director of Administration/Clerk/ Deputy CAO
	J. Baranek	Deputy Clerk/Coordinator of Planning
Absent:	J. DeMars	Director of Administration/Clerk/ Deputy CAO

AGENDA

Declaration of Conflict of Interest:

Adopt Minutes:

- Minutes of Council – Session #9, May 5, 2014

Business Arising from the Minutes:

DEPUTATIONS AND APPOINTMENTS:

7:00 pm – Court of Revision – Powers Drain West
7:05 pm – Court of Revision – Vandertil & Broad

CORRESPONDENCE:

- a) Sarnia Lambton Children’s Aid Society – 2014 Holiday Gift Program
- b) 2014 Captain Kidd Days – Parade participation
- c) Property Standards – 542 Murray Drive
- d) Lambton Children’s Safety Village – Proposed lease
- e) Gerry O’Neil – Water bill relief
- f) Sombra Optimist Club – Car Show

INFORMATION:

- 1) AMO – Request for Nominations
- 2) County of Lambton – Council Highlights
- 3) Ministry of Labour – Minimum wage
- 4) CPSO – Nominations outstanding physicians
- 5) Ministry of Citizenship & Immigration – Nomination request
- 6) AMO Alert - Firefighters

7) Union Gas - response

DRAINS:

REPORTS OF COMMITTEES AND OFFICERS:

DEPUTY CLERK/COORDINATOR OF PLANNING:

- Temporary Use By-law – 156 King Street, Sombra

CLERK'S REPORT:

CAO'S REPORT:

MOTIONS:

-Recommendation from the Finance and Administration and the Public Works and Operations Committee

BY-LAWS:

By-law 24 of 2014 - Temporary Use By-law – 156 King Street, Sombra
By-law 23 of 2014 – Gas Tax Fund
By-law 25 of 2014 – Appointment of Clerk /Deputy Clerk

COUNCILLORS' REPORTS:

UNFINISHED BUSINESS:

- 1) Landlocked parcel –tax information
- 2) Vendor permit – 159 King Street

NEW BUSINESS:

UPCOMING MEETINGS:

In Camera

- property (Jeff B.)
- property

ADJOURNMENT

The Mayor called the meeting to order at 5:00 p.m. and asked members of Council to declare any possible conflicts of interest at the appropriate time.

Moved by: P. Gilliland

Seconded by J. Agar

Motion #1 That Council enter into an in-camera session to discuss a legal matter.

CARRIED

The Mayor declared the meeting back in open session and extended a warm welcome to Carlie McClemens who has accepted the position of Planning Coordinator/Deputy Clerk for the Township of St. Clair.

DECLARATION OF CONFLICT OF INTEREST:

None declared.

ADOPT MINUTES:

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

Moved by J. DeGurse
Motion #2 That the Minutes from the Council meeting held May 5, 2014 – Session #9 be received and accepted as printed

Seconded by P. Carswell-Alexander

CARRIED

CORRESPONDENCE:

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

Moved by P. Carswell-Alexander
Motion #3 That Council donate \$500 to support five children in the Sarnia Lambton Children's Aid Society's 2014 Holiday Gift Program.

Seconded by J. Agar

CARRIED

The Mayor encouraged any councillor who wished to take part in the 2014 Captain Kidd Day Parade to contact Rebecca McNaule.

After a brief discussion the Mayor directed staff to send a letter to the owner of 542 Murray Drive encouraging them to repair the perimeter fence to avoid further action.

Moved by S. Miller
Motion #4 That the proposed lease for the Lambton Children's Safety Village be sent to the township solicitor for his review.

Seconded by D. Randell

CARRIED

Moved by S. Miller
Motion #5 That staff produce a report addressing the request for relief on a water bill from Gerry O'Neil for his property at 388 April Court.

Seconded by D. Randell

CARRIED

Moved by D. Randell
Motion #6 That permission be granted to the Sombra Optimist Club to obtain a Special Occasion Permit for the classic car show that would permit the operation of a refreshment tent on June 21, 2014.

Seconded by S. Miller

CARRIED

Moved by J. Agar
Motion #7 That the following items of correspondence be dealt with as per Council's instructions:

Seconded by J. DeGurse

- a) Sarnia Lambton Children's Aid Society – 2014 Holiday Gift Program
- b) 2014 Captain Kidd Days – Parade participation
- c) Property Standards – 542 Murray Drive
- d) Lambton Children's Safety Village – Proposed lease
- e) Gerry O'Neil – Water bill relief
- f) Sombra Optimist Club – Car Show

CARRIED

INFORMATION:

Moved by P. Carswell-Alexander
Motion #8 That the following items of information be dealt with as per Council's instructions for items identified as agenda items #1 thru 7:

Seconded by J. Agar

- 1) AMO – Request for Nominations

- 2) County of Lambton – Council Highlights
- 3) Ministry of Labour – Minimum wage
- 4) CPSO – Nominations outstanding physicians
- 5) Ministry of Citizenship & Immigration – Nomination request
- 6) AMO Alert - Firefighters
- 7) Union Gas - response

CARRIED

DRAINS:

REPORTS OF COMMITTEES AND OFFICERS:

DEPUTY CLERK/COORDINATOR OF PLANNING REPORT:

Moved by J. DeGurse

Seconded by J. Agar

Motion #9 That the report from the Planning Coordinator related to a temporary use by-law for the property at 156 King Street in Sombra be received as information.

CARRIED

CLERK'S REPORT:

CAO'S REPORT:

The CAO reported that he had in-camera items to discuss related to property and legal.

MOTIONS:

Moved by J. DeGurse

Seconded by P. Carswell-Alexander

Motion #10 That the recommendations from the Finance and Administration Committee and the Public Works and Operations Committee meetings held April 29, 2014 be approved and accepted.

CARRIED

BY-LAWS:

Moved by S. Miller

Seconded by P. Gilliland

Motion #11 That By-law 23 of 2014 being a by-law to authorize the execution of a gas tax fund agreement 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. Carswell-Alexander

Seconded by D. Randell

Motion #12 That By-law 24 of 2014 being a by-law to authorize the execution of a temporary use by-law permitting the use of a mobile trailer to assist business operations at 156 King Street in Sombra for a period of 24 months be tabled until such time as the owner produces the required authorizations from the Ministry of Health and the Township Fire Department for the subject trailer.

CARRIED

Moved by P. Gilliland

Seconded by D. Randell

Motion #13 That By-law 25 of 2014 being a by-law to appoint a Clerk, a Deputy Clerk and a Deputy Clerk/Consultant 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. Carswell-Alexander

Motion #14 That Motion #11 being a motion to table By-law 24 of 2014 be reconsidered.

CARRIED

Moved by S. Miller

Seconded by J. Agar

Motion #15 That By-law 24 of 2014 being a by-law to authorize the execution of a temporary use by-law permitting the use of a mobile trailer to assist business operations at 156 King Street in Sombra for a period of 24 months be denied and the owner thereby be subjected to the typical site plan process.

CARRIED

COUNCILLORS' REPORTS:

Darrell Randell

Councilor Randell informed Council of an upcoming meeting he was attending with the Sourcewater Technical Team where they will discuss the significant concern related to blue green algae in Lake Erie with the Essex Region technical team.

Steve Arnold

Mayor Arnold stated that he would be in Toronto on May 21 meeting with representatives from Ontario Power Generation and he would thereby miss County Council.

UNFINISHED BUSINESS:

- 1) Landlocked Parcel – The Clerk reminded council of a land locked parcel west of Nash Court in Corunna and a report that was before council at their first meeting April 29, 2014. At that time staff was directed to research how much tax was paid on the property and Clerk informed Council the taxes collected in 2013 were \$80.40. No further direction was provided.
- 2) Vendor Permit 159 King Street – At the last meeting of Council Brenda Coulombe requested a vendor's permit for 159 King Street and was told to produce authorization from the Ministry of Health, and the Fire Department. The Clerk informed Council that the Ministry of Health provided documentation indicating no cooking could be done within the unit as there is no CO2 unit. Since no interior cooking was permitted there was no permit required from the fire department.

Moved by S. Miller

Seconded by P. Carswell-Alexander

Motion #16 That the vending permit for 159 King Street in Sombra be denied until such time as a proper ventilation unit is installed within the trailer and proper permits are obtained from the Ministry of Health and the St. Clair Township Fire Department.

CARRIED

NEW BUSINESS:

IN-CAMERA:

Moved by: P. Gilliland

Seconded by J. DeGurse

Motion #17 That Council enter into an in-camera session to discuss a legal and a property matter.

CARRIED

The Mayor declared the meeting back into open session at 7:00 p.m.. There were no items to rise and report from the in-camera session.

APPOINTMENTS AND DEPUTATIONS:

Court of Revision

Mayor Arnold declared a conflict of interest with the Vandertil & Broad Drain and vacated his chair for both court hearings leaving Deputy Mayor Gilliland as Chairperson for the proceedings. Deputy Mayor Gilliland called to order the Court of Revision to hear any assessment appeals on the Vandertil & Broad Drain, and the Powers Drain West. In discussion of the Powers Drain West assessment the Clerk advised that no written appeals had been received. No verbal appeals were offered at this sitting of the Court.

7:00pm – Powers Drain West

Engineer Ray Dobbin summarized his report and informed the Court that he had no correspondence with anyone associated with the drain since the consideration meeting.

Moved by D. Randell

Seconded by J. DeGurse

Motion #18 That the Engineer's assessment on the Powers Drain West in accordance with the Engineer's report dated January 31, 2014 be accepted and confirmed and that the Court of Revision on the Powers Drain West be closed.

CARRIED

7:05 – Vandertil & Broad Drain

Engineer Ray Dobbin summarized his report and informed the Court that he had no correspondence with anyone associated with the drain since the consideration meeting. He further stated that there is a parcel of land with roll number 50-063 with an assessment of \$2807 that is actually not in the watershed for the Vandertil and Broad Drain. It was his recommendation that 2/3 of this assessment be absorbed by E & R Vandertil, and the remaining 1/3 be assessed to Union Gas.

Moved by D. Randell

Seconded by P. Carswell-Alexander

Motion #19 That the Engineer's report on the Vandertil and Broad Drain dated March 15, 2014 be accepted and confirmed including removing the assessment for 50-063 and putting 2/3 of that assessment onto 50-062 and the remaining 1/3 onto 50-044 and that the Court of Revision on the Vandertil and Broad Drain be adjourned.

CARRIED

The Court of revision thereby adjourned and Mayor Arnold returned to the chair.

Moved by P. Gilliland

Seconded by J. DeGurse

Motion #20 That this meeting of Council do hereby adjourn.

CARRIED

The meeting adjourned at 8:30 pm.

MAYOR

CLERK