

**TOWNSHIP OF ST. CLAIR
COUNCIL MINUTES
SESSION #9**

St. Clair Township Civic Centre
May 4, 2015
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
	T. Kingston	Councillor
	D. Randell	“
	J. Agar	“
	J. DeGurse	“
	S. Miller	“
Staff:	J. Rodey	CAO
	J. Baranek	Clerk/ Deputy CAO

**TOWNSHIP OF ST. CLAIR
COUNCIL AGENDA**

St. Clair Township Civic Centre
May 4, 2015
6:30 p.m.

Declaration of Conflict of Interest:

Minutes:

Regular Council – Session #8 – April 20, 2015
Finance & Administration Minutes – April 20, 2015
Public Works & Operations Minutes – April 20, 2015
Lambton County Historical Society Meeting Minutes – April 23, 2015

Business Arising from the Minutes:

DEPUTATIONS AND APPOINTMENTS:

6:45 p.m. - Royal Canadian Legion Br. 635 – Award presentation
7:00 p.m. – Paul DeMars – Fence variance request
7:15 p.m. – Eric Allaer – Geese in Brander Park
7:25 p.m. – Marietta Zammit - 1195 Emily St. – Fence growth issue
7:35 p.m. – Brenda Coloumbe – Business licence relief

CORRESPONDENCE:

- a) Marie & Roddie Morrison - Water bill relief
- b) 2979 St. Clair Parkway – Property Standards
- c) Request – Planning application fees (1617 Courtright Line, Thompson)
- d) Heart & Stroke Big Bike Event
- e) Mooretown Flags Fundraising Golf Tournament
- f) 250 Cameron Street – Property Standards

INFORMATION:

- 1) Royal Canadian Legion Br. 635 – Award presentation
- 2) 4664 Riverside Drive – Fence request

- 3) Eric Allaer – Deputation request – Geese in Brander Park
- 4) 1195 Emily St. – Alley maintenance
- 5) Brenda Coloumbe – Deputation request – Business licence relief
- 6) Drug Addictions Awareness Seminar
- 7) OMB Memorandum of Oral Decision & Order of the Board
- 8) Support for Township of Madawaska Valley resolution (re: Ontario Hydro Rates)
- 9) OPP – Citizen Self Reporting
- 10) CPSO – Council Award to honour outstanding Ontario physicians

DRAINS:

By-law #4 of 2015, being a by-law to raise the sum of \$4455.00 being money expended out of the General Funds of the Township of St. Clair for reassessment of the Jarvis Drain to be given the third and final reading and be signed by the Mayor and Clerk, and the Corporate Seal affixed thereto and finally passed.

By-law #12 of 2015, being a by-law to amend Drainage By-law #12 of 2013 for reassessment and improvements on the Baxter Drain in the Township of St. Clair be given the necessary readings and be signed by the Mayor and Clerk, and the Corporate Seal affixed thereto and finally passed.

REPORTS OF COMMITTEES AND OFFICERS:

COORDINATOR OF ENGINEERING REPORT:

- LaSalle Line & Rokeby Line Financial Reallocations
- 2015 Summer Students
- 2015 Urban Asphalt Resurfacing
- Polymoore Drive – Sanitary Sewer Extension

WATER/WASTE WATER SPECIALIST/ORO REPORT:

- Courtright WWTP Odour Control Project Update

MOTIONS:

BY-LAWS:

COUNCILLORS' REPORTS:

UNFINISHED BUSINESS:

NEW BUSINESS:

UPCOMING MEETINGS:

- Committee of the Whole – Tuesday, May 19, 2015 ~3:00 p.m.
- Regular Council – Tuesday, May 19, 2015 ~ 5:00 p.m. after Committee of the Whole
- May 13, 2015 – Drainage Meeting ~ 6:30 p.m.
- Regular Council – Monday, June 1, 2015 ~6:30 p.m.
- Committee of the Whole – Monday, June 15, 2015 ~3:00 p.m.
- Regular Council – Monday, June 15, 2015 ~ 5:00 p.m. after Committee of the Whole

In Camera

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.

None declared.

ADOPT MINUTES:

Moved by D. Randell

Seconded by J. Agar

Motion #1 That the Minutes from the Council meeting Session #8 held April 20, 2015 be received and accepted as corrected.

CARRIED

Moved by J. Agar

Seconded by D. Randell

Motion #2 That the Minutes from the Finance and Administration meeting held April 20, 2015 be received and accepted as printed.

CARRIED

Moved by D. Randell

Seconded by J. Agar

Motion #3 That the Minutes from the Public Works meeting held April 20, 2015 be received and accepted as printed.

CARRIED

Moved by P. Gilliland

Seconded by J. Agar

Motion #4 That the Minutes from the Lambton County Historical Society meeting held April 23, 2015 be received as printed.

CARRIED

CORRESPONDENCE:

Moved by S. Miller

Seconded by J. Agar

Motion #5 That the excessive water bill submitted by Marie and Roddie Morrison be referred to staff for a report at the upcoming Committee of the Whole meeting.

CARRIED

Moved by J. Agar

Seconded by S. Miller

Motion #6 That the property standards complaint received for 2979 St. Clair Parkway be referred to staff to initiate an investigation.

CARRIED

Moved by S. Miller

Seconded by T. Kingston

Motion #7 That the request for relief of Official Plan Amendment and Zoning By-law Amendment application fees submitted by Justin Thompson be referred to staff for a report.

CARRIED

Moved by P. Gilliland

Seconded by J. Agar

Motion #8 That the Township support and endorse the heart and Stroke Big Bike Event to be held in Corunna on May 20, 2015.

CARRIED

Moved by J. Agar

Seconded by S. Miller

Motion #9 That the Township be a hole sponsor and provide a door prize of 4 rounds of golf with carts for the Mooretown Flags Annual Golf Tournament to be held June 6, 2015.

CARRIED

Moved by J. Agar

Seconded by J. Degurse

Motion #10 That the property standards complaint received for 250 Cameron Street be referred to staff to initiate an investigation.

CARRIED

Moved by P. Gilliland

Seconded by J. Agar

Motion #11 That Council accept the following items of correspondence as per Council's direction:

- a) Marie & Roddie Morrison - Water bill relief
- b) 2979 St. Clair Parkway – Property Standards
- c) Request – Planning application fees (1617 Courtright Line, Thompson)
- d) Heart & Stroke Big Bike Event
- e) Flags Golf Tournament
- f) Property Standards – 250 Cameron St.

CARRIED

INFORMATION:

Moved by P. Gilliland

Seconded by J. Degurse

Motion #12 That the resolution passed by the Township of Madawaska Valley related to stabilizing hydro rates, be supported by Council.

CARRIED

Moved by J. Agar

Seconded by P. Gilliland

Motion #13 That the following items of information be dealt with as per Council's instructions for items identified as agenda items #1 thru 11:

- 1) Royal Canadian Legion Br. 447 – Award presentation
- 2) 4664 Riverside Drive – Fence request
- 3) Eric Allaer – Deputation request – Geese in Brander Park
- 4) 1195 Emily St. – Alley maintenance
- 5) Brenda Coloumbe – Deputation request – Business licence relief
- 6) Drug Addictions Awareness Seminar
- 7) OMB Memorandum of Oral Decision & Order of the Board
- 8) Support for Township of Madawaska Valley resolution (re: Ontario Hydro Rates)
- 9) OPP – Citizen Self Reporting
- 10) CPSO – Council Award to honour outstanding Ontario physicians
- 11) Hometown Heroes Award

CARRIED

DRAINS:

Moved by T. Kingston

Seconded by J. DeGurse

Motion #14 That By-law #4 of 2015 being a by-law to raise the sum of \$4455.00 being money expended out of the General Funds of the Township of St. Clair for reassessment of the Jarvis Drain be given the third and final reading and signed by the Mayor and Clerk, and the Corporate Seal affixed thereto and be finally passed.

CARRIED

Moved by J. DeGurse

Seconded by T. Kingston

Motion #15 That By-law #12 of 2015, being a by-law to amend Drainage By-law #12 of 2013 for reassessment and improvements on the Baxter 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

DEPUTATIONS:

Royal Canadian Legion:

At the appointed time of 6:45 p.m., Mayor Arnold asked Louise Ogilvie, President of Royal Canadian Legion Branch 635, to come forward.

Louise presented the Mayor and Council an award to recognize their continued contributions to Branch 635, further thanking them for the new flagpole and sidewalk recently installed at the Brigden cenotaph.

Mayor Arnold graciously accepted the award and thanked Louise for all the hard work put forth by Branch 635 in the community.

Jim and Stephanie Degurse:

Mayor Arnold then took the opportunity to present a certificate of achievement and congratulate Councillor Jim Degurse and his wife Stephanie on their 50th wedding anniversary. Congratulations!

Paul DeMars – Fence Variance – 4664 Riverside Drive:

At the appointed time of 7:00 p.m., Mayor Arnold asked Paul DeMars to come forward and explain the variance request to Council.

Paul DeMars advised Council that he is only seeking to erect a fence along his southern property line and would like to use wood, although he would use chain link. He submitted photographs to Council showing that vision is not an issue here as there is already a boat house prohibiting a view of the water.

Clerk Jeff Baranek advised Council of six letters of opposition received from neighbours and read letters from the following people: John and Susan Colley of 4674 Riverside Drive, Darryl Gray of 4668 Riverside Drive, Mary McFadden of 4667 Riverside Drive, John Bowman of 4659 Riverside Drive, Bob Murphy, and Richard and Karen McCready of 4661 Crescent Drive.

Deputy Mayor Peter Gilliland sought clarification as to why the fence was necessary and Mr. DeMars informed Council that he wished to grow pumpkins and that he had grandkids. Councillor Miller asked if the fence was intended to close in the canal waterway, and Mr. DeMars indicated that it was not, and would only be erected along the south property line.

Councillor Miller advised that he visited the site and there are other fences in the area, but they pre-date the by-law which was put in place by Council to retain control of fences in the area in an effort to maintain the integrity of the area and preserve views.

Mr. Gray advised Council that, as per his letter, he is concerned with the location of the fence as his seawall tie-backs cross the property line and he is worried about them being damaged during fence post installation, as well as with future maintenance. Further, Mr. Gray is concerned the location of the fence may impact the location of his air conditioner as a survey shows the concrete pad it sits on is dissected by the lot line.

Moved by S. Miller

Seconded by J. Agar

Motion #16 That the variance be granted to permit the erection of a 4 foot tall chain-link fence at 4664 Riverside only if the location of the fence posts does not impact the seawall tie-backs from 4668 Riverside Drive.

DEFEATED

John Bowman, of 4659 Riverside Drive, advised Council that in his opinion this is nothing more than a neighbour's dispute and the given reasons for the need for the fence were not logical.

Moved by D. Randell

Seconded by P. Gilliland

Motion #17 That the variance requested by the owners of 4664 Riverside Drive to erect a fence along the southern boundary of their lot be denied.

CARRIED

Eric Allaer – Geese in Brander Park:

At the appointed time of 7:15p.m., Mayor Arnold called Eric Allaer to come forward to make his presentation to Council.

Mr. Allaer advised Council that he lives across from Brander Park and that the geese infestation makes the enjoyment of the park impossible. He cited many health concerns that fecal matter from geese presents and indicated they have made using the trail within the park disgusting at times. He commended Council on their recent investment in the park and acknowledged it is a very nice asset within the Township.

Among ways to assist with this issue, Mr. Allaer cited hunting, control of eggs, bird bangers and other methods to scare them off.

Mayor Arnold advised Mr. Allaer that we had an issue in some other parks and at the golf course and that our Director of Community Services Gary Hackett has had some success removing them. He informed Mr. Allaer that Gary will get in contact with him and that he will draft a report identifying some possible options to reduce the geese population within the park and estimated costs.

Marietta Zammitt – Alley Maintenance:

At the appointed time of 7:25 p.m., Mayor Arnold called Marietta Zammitt to come forward to make her presentation to Council.

Marietta advised Council that she resides at 1195 Emily Street and has an alley between her property and the neighbour behind her. The neighbour behind her has taken the alley and planted shrubbery and a garden which is now leaning over and through her fence. This fence was replaced in 2012 and this shrubbery has caused it to already be in disrepair. She advised Council that she approached the landowner to remove the vegetation and the confrontation became contentious resulting in no progress. She is asking Council to maintain and remove the vegetation from the alley.

Moved by S. Miller

Seconded by P. Gilliland

Motion #18 That staff prepare a report related to the vegetation in this alley and possible solutions to ensure nothing growing on township property negatively impacts private property.

CARRIED

Brenda Coulombe-Permit Extension:

At the appointed time of 7:35 p.m., Mayor Arnold asked Brenda Coulombe to come forward to make her presentation to Council.

Brenda advised Council that in September of 2014, she obtained a vendor's permit to operate her chip truck which included fire, propane and health inspections. What she did not realize was that it expired at the end of the year in 2014. She advised that to undertake all the necessary inspections, which are good for 12 months, it cost her \$2000, including the township portion which is \$250.

Moved by S. Miller

Seconded by P. Gilliland

Motion #19 That the vendor's license for Brenda Coulombe to operate a chip truck at 159 King Street, Sombra be extended at no cost until September 30, 2015.

CARRIED

REPORTS OF COMMITTEES AND OFFICERS:

COORDINATOR OF ENGINEERING REPORT:

Moved by T. Kingston

Seconded by J. DeGurse

Motion #20 That it be recommended to Council that the report of Paul DaSilva – Coordinator of Engineering dated April 29, 2015 be received with the following recommendations:

1. That \$240,000.00 of the current \$460,000.00 Rokeby Line Reconstruction capital budget be allocated to the reconstruction of LaSalle Line from Kimball Road to Plank Road.
2. That the remaining \$220,000.00 be allocated to the reconstruction of Rokeby Line from Kimball Road to Waubuno Road and the surface improvements (patching, cross-fall correction) of Rokeby Line from Waubuno Road to Telfer Road.

CARRIED

Moved by J. Agar

Seconded by P. Gilliland

Motion #21 That the surplus from the 2015 urban resurfacing be put towards the Rokeby Line Reconstruction project to help offset the deficiency caused by the reallocation of funds to Lasalle Line as per Motion #20.

CARRIED

Prior to the consideration of the next report, Councillor Kingston declared a pecuniary interest due to her daughter being hired as a summer student with the township.

Moved by S. Miller

Seconded by J. DeGurse

Motion #22 That it be recommended to Council that the report of Paul DaSilva – Coordinator of Engineering with regard to 2015 Summer Students be received as information.

CARRIED

Councillor Kingston resumed her participation in the meeting.

Moved by T. Kingston

Seconded by S. Miller

Motion #23 That it be recommended to Council that the report of Paul DaSilva – Coordinator of Engineering dated April 29, 2015 with regard to 2015 Urban Asphalt Resurfacing be accepted and received and that Council accept the tender submitted by Sevcon Paving in the amount of \$286,451.56 net HST and the Mayor and Clerk be authorized to sign the contract and other related documents.

CARRIED

Moved by T. Kingston

Seconded by S. Miller

Motion #24 That it be recommended to Council that the report of Paul DaSilva – Coordinator of Engineering dated April 29, 2015 with regard to Polymoore Drive – Sanitary Sewer Extension be accepted and received and that Council accept the tender submitted by A-Xcavating in the amount of \$83,620.26 net HST and the Mayor and Clerk be authorized to sign the contract and other related documents.

CARRIED

WATER/WASTE WATER SPECIALIST/ORO REPORT:

Moved by J. DeGurse

Seconded by T. Kingston

Motion #25 That it be recommended to Council that the report of Nova VanderSlagt – Water/Wastewater Specialist/ORO with regard to the Courtright WWTP Odour Control Project Update be received as information.

CARRIED

MOTIONS:

Moved by S. Miller

Seconded by T. Kingston

Motion #26 That the letter submitted by the Whittal Company related to drainage concerns at 4492 St. Clair Parkway be referred to staff for a report.

CARRIED

BY-LAWS:

UNFINISHED BUSINESS:

NEW BUSINESS:

UPCOMING MEETINGS:

- Committee of the Whole – Tuesday, May 19, 2015 ~3:00 p.m.
- Regular Council – Tuesday, May 19, 2015 ~ 5:00 p.m. after Committee of the Whole
- May 13, 2015 – Tentatively scheduled – Drainage Meeting ~ 6:30 p.m.
- Regular Council – Monday, June 1, 2015 ~6:30 p.m.

COUNCILLOR'S REPORTS:

Peter Gilliland:

Deputy Mayor Gilliland advised Council of a loose plank in the rail crossing at Moore Line near Nova and asked staff to look into its repair.

Jeff Agar:

Councillor Agar advised Council that he brought greetings on their behalf to the Elderly Outreach dinner. He continued by reflecting Mayor Arnold's previous congratulations to Jim and Stephanie Degurse on their 50th wedding anniversary. He concluded by highlighting the ineffectiveness of the crosswalk at Beckwith and St. Clair Parkway as he witnessed a lady use the crosswalk safely, but then 5 cars didn't even slow down when the lights were flashing as they raced through. The OPP should be made aware of this and Councillor Miller can bring this up at the next police board meeting.

Steve Miller:

Councillor Miller advised Council that the representatives from Rogers didn't show up to the public meeting related to a telecommunications tower proposed for the works yard on Moore Line. He then reminded Council of a retirement open house for Les Fournie on Thursday May 7 at 4-6 p.m.

Tracy Kingston:

Councillor Kingston advised Council of the upcoming Youth Appreciation Night hosted by the Moore Optimists. She continued by expressing her concern about the parking lane in downtown Corunna being used as a passing lane and the dangers it presents. She concluded by advising that she, along with Shirley Warner and Harry Rome, attended a property standards appeal committee training session. Among the things she learned was that Council should not be dealing with extensions to Orders, as that is the responsibility of the Appeal Committee.

Jim Degurse:

Councillor Degurse advised Council that the Shred It day held on May 3 in Corunna was a success as they had 185 people take the opportunity to have documents shredded.

Mayor Steve Arnold:

Mayor Arnold advised Council that he attended the OSUM (Ontario Small Urban Municipalities) conference in Belleville last week where he was introduced to many innovative concepts including accessible park benches and tables, and a mountable radar gun that records speed of passing vehicles.

Among the highlights of the conference, Mayor Arnold was able to achieve a private audience with Premier Wynne where he discussed the closure of the OPG plant. She admitted its closure was an unfortunate unforeseen result of the Green Energy Act and she provided the name of someone within her office for the Mayor to contact to set up a subsequent meeting related to the OPG site and its future.

IN-CAMERA:

Moved by D. Randell

Seconded by J. Degurse

Motion #27 That the meeting enter an in-camera session to discuss a property matter.

CARRIED

Mayor Arnold declared the meeting back into open session at 8:25 p.m. and noted there was nothing to rise and report from the in-camera session.

Seeing no further business to discuss, it was thereby moved:

Moved by S. Miller

Seconded by D. Randell

Motion #28 That the meeting do hereby adjourn.

CARRIED

The meeting adjourned at 8:25 p.m.

Mayor - Steve Arnold

Clerk - Jeff Baranek