

TOWNSHIP OF ST. CLAIR

COUNCIL MINUTES

SESSION #20

St. Clair Township Civic Centre
Council Chambers
November 7, 2016
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
	J. DeGurse	“
	D. Randell	“
	S. Miller	“
	J. Agar	“
Staff:	J. Rodey	CAO
	J. Baranek	Clerk/ Deputy CAO

TOWNSHIP OF ST. CLAIR

COUNCIL AGENDA

St. Clair Township Civic Centre
November 7, 2016
6:30 p.m.

Declaration of Conflict of Interest:

Minutes:

Regular Council Meeting – Session #19 – October 17, 2016
Finance & Administration Meeting – October 17, 2016
Public Works & Operations Meeting – October 17, 2016
Emergency Services Committee Meeting – October 17, 2016
Drainage Committee Meeting – October 13, 2016
Moore Museum Advisory Committee Meeting – October 5, 2016
Heritage St. Clair Committee Meeting – September 21, 2016
Lambton County Historical Society Meeting – October 27, 2016

Business Arising from the Minutes:

DEPUTATIONS AND APPOINTMENTS:

6:30 p.m. – Donation – Royal Canadian Legion Branch #18
6:45 p.m. – Scott Janssens – Recognition of Service
7:00 p.m. – Richard King – 4677 Riverside Drive
7:15 p.m. – Dr. Marc Austin – Sign Request

CORRESPONDENCE:

- 1) 150 Kimball Rd. – Temporary By-law Request
- 2) Alley Congestion Complaint
- 3) Reagan Park Burning Concerns

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- 4) Celebration of Lights – Donation Request
- 5) Legion Br. 447 – 7th Annual Summer Kick Off
- 6) Legion Br. 447 – New Year’s Day Levee

INFORMATION:

- a) Lafarge Gravel Dock Complaint
- b) Corunna Infrastructure Complaint
- c) Sombra Park Dock – Letter of Opposition
- d) Warden’s Banquet Invitation
- e) HydroOne NEB – Upgrades to L4D and L51D
- f) Dawn Euphemia – Severance Application Notice
- g) 4677 Riverside Dr. – Concerns
- h) OPP – Billing statements

DRAINS:

REPORTS OF COMMITTEES AND OFFICERS:

DRAINAGE SUPERINTENDENT’S REPORTS:

- Walker Drain – RFQ results
- Lane Drain – RFQ results
- O’Leary Drain East (west portion)

DIRECTOR OF COMMUNITY SERVICES REPORT:

- Wilkesport Community Hall – Roof Replacement

TREASURER’S REPORT:

- Water Service Line Repair Coverage

FIRE CHIEF’S REPORT:

- Courtright Fire Station Communications Tower

DEPUTY CLERK/COORDINATOR OF PLANNING:

CLERK'S REPORTS:

- Rate Increase – By-law Enforcement Officer
- Property Standards Update – 2417/2421 Courtright Line
- By-law 44 of 2016 – To Prohibit Transport & Overnight Parking on Baby Road

CAO’S REPORTS:

MOTIONS:

BY-LAWS:

- 44 of 2016 - To Prohibit Transport & Overnight Parking on Baby Road
- Burton Creek Drain –By-law 19 of 2016 – 3rd & Final Reading
- O’Leary Drain East – By-law 20 of 2016 – 3rd & Final Reading

COUNCILLORS’ REPORTS:

UNFINISHED BUSINESS:

NEW BUSINESS:

UPCOMING MEETINGS:

- Committee of the Whole – Monday, November 21, 2016 ~ 3:00 p.m.
- Regular Council – Monday, November 21, 2016 ~ 5:00 p.m. after Committee of the Whole
- Regular Council – Monday, December 5, 2016 ~ 6:30 p.m.
- Committee of the Whole – Monday, December 19, 2016 ~ 3:00 p.m.
- Regular Council – Monday, December 19, 2016 ~ 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 J. Agar Seconded by D. Randell
Motion #1 That the Minutes from the Council meeting Session #19 held October 17, 2016 be received and accepted as printed.

CARRIED

Moved by D. Randell Seconded by J. Agar
Motion #2 That the Minutes from the Finance and Administration meeting held October 17, 2016 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 October 17, 2016 be received and accepted as printed.

CARRIED

Moved by J. Agar Seconded by P. Gilliland
Motion #4 That the Minutes from the following meetings be received and accepted as printed:

- Emergency Services Committee Meeting – October 17, 2016
- Drainage Committee Meeting – October 13, 2016
- Moore Museum Advisory Committee Meeting – October 5, 2016
- Heritage St. Clair Committee Meeting – September 21, 2016
- Lambton County Historical Society Meeting – October 27, 2016

CARRIED

DEPUTATIONS AND APPOINTMENTS:

Donation – Royal Canadian Legion Branch #18:

At the appointed time of 6:30 p.m., Mayor Arnold welcomed Leonard Drouillard and Peter Polkinghorne, President and Secretary respectively, of Legion Branch #18 out of Wallaceburg to come forward.

Mayor Arnold first presented a Certificate of Achievement for celebrating their 90th year in existence at Branch #18 and acknowledged Council's appreciation for what they do and what they represent. Mayor Arnold proudly presented Branch #18 with a donation in

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the amount of \$2500 to be used to purchase a new furnace for their hall. Branch #18 is used by many residents of St. Clair Township and Council is grateful for all their contributions to community events for the past 90 years.

Scott Janssens – Recognition of Service:

At the appointed time of 6:45 p.m., Mayor Arnold welcomed retired Commander Scott Janssens to come forward. Inspector Janssens served with the OPP for 32 years. He was the local Detachment Commander for the past 5 years and remains a resident of the Township. Mayor Arnold thanked him for his years of dedicated service and wished him well in his retirement.

Commander Janssens thanked Council for their years of support and for the token of recognition.

Richard King – 4677 Riverside Drive:

At the appointed time of 7:00 p.m., Mayor Arnold welcomed Richard King to come forward to make his presentation to Council. Mr. King was challenging a recent decision of the Committee of Adjustment. He inquired as to the wording on the decision specifically: “that this is not considered desirable for the proper good development of the lot.” Mr. King advised that, in his opinion, he felt he had been “duped” and would like the decision reviewed.

Mayor Arnold advised that it is not a role of Council to question decisions of the Committee of Adjustment and informed Mr. King that, if he was unhappy with the decision, his avenue would have been to appeal the decision to the Ontario Municipal Board, an opportunity that has now lapsed. Mayor Arnold advised that staff would get in touch with Mr. King to arrange for a meeting to explain the format and procedure for what goes into a decision of the Committee of Adjustment.

Dr. Marc Austin – Sign Request:

At the appointed time of 7:15 p.m., Mayor Arnold welcomed Dr. Austin to make his presentation to Council.

Dr. Austin thanked Council for their continued support in establishing his practice within the Shell Health Centre in the Pembina Health Wing. He advised that they have begun seeing patients at the facility in the past few weeks but, have experienced difficulty with patient recruitment thus, triggering the need for advertising signs. They have approached local businesses for sign location opportunities but, have not had any luck. Dr. Austin has placed a sign on his residence lawn. He advised that he was unaware that it violated any by-law as its message was not controversial.

Mayor Arnold advised Dr. Austin to contact the Director of Community Services and Fire Chief Walt Anderson, both of whom may be able to provide potential locations for signs in the Township. In the meantime, the sign located on Dr. Austin’s lawn violates the zoning by-law for a residential zone and must be removed without special permission of Council.

Moved by J. Agar

Seconded by S. Miller

Motion #5 That the sign for patient recruitment on the residential property known as 3847 St. Clair Parkway be permitted to remain in place until December 7, 2016, after which time it must be relocated to a permitted location.

CARRIED

CORRESPONDENCE:

Moved by D. Randell

Seconded by J. DeGurse

Motion #6 That the request submitted by the owners of 150 Kimball Road to permit the habitation of the current dwelling on-site while a new dwelling is being constructed be approved subject to the owners entering into an agreement with the Township permitting

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the second dwelling for a period of one year and submitting security in the amount of \$3000 to be returned upon the removal or demolition of the current dwelling.

CARRIED

Moved by S. Miller

Seconded by P. Gilliland

Motion #7 That the complaint about a congested alley submitted by the owners of 4370 St. Clair Parkway be received and that staff be directed to produce a report about its clearance.

CARRIED

Moved by S. Miller

Seconded by J. DeGurse

Motion #8 That the concerns received from the owners of 3602 St. Clair Parkway related to burn permits within Reagan Park be referred to the Fire Department for review.

CARRIED

Moved by P. Gilliland

Seconded by J. Agar

Motion #9 That the request submitted by the Celebration of Lights Committee for a donation be received and that the Township donate four passes for a round of golf with cart at the Parkway Golf Course to be used as a raffle prize for their fundraiser to be held November 26, 2016.

CARRIED

Moved by D. Randell

Seconded by J. Agar

Motion #10 That the request submitted by Legion Branch 447 to extend their licensed patio to facilitate the 7th Annual Summer Kick Off being held on June 17, 2017 be approved subject to the Township Alcohol Management Policy.

CARRIED

Moved by S. Miller

Seconded by D. Randell

Motion #11 That the report and quotes submitted by the Sombra Parks and Rec Group be tabled until additional information is provided.

TABLED

Moved by D. Randell

Seconded by J. Agar

Motion #12 That the following items of correspondence be accepted per Council's direction:

- 1) 150 Kimball Rd. – Temporary By-law Request
- 2) Alley Congestion Complaint
- 3) Reagan Park Burning Concerns
- 4) Celebration of Lights – Donation Request
- 5) Legion Br. 447 – 7th Annual Summer Kick Off
- 6) Legion Br. 447 – New Year's Day Levee
- 7) Sombra Sports and Rec – Community Dock Quotes

CARRIED

INFORMATION:

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 a) thru h):

- a) Lafarge Gravel Dock Complaint
- b) Corunna Infrastructure Complaint
- c) Sombra Park Dock – Letter of Opposition
- d) Warden's Banquet Invitation
- e) HydroOne NEB – Upgrades to L4D and L51D
- f) Dawn Euphemia – Severance Application Notice
- g) 4677 Riverside Dr. – Concerns
- h) OPP – Billing statements

CARRIED

DRAINS:

Moved by T. Kingston

Seconded by S. Miller

Motion #14 That Drainage By-law #19 of 2016, being a by-law to raise the sum of \$43,252.00 being money expended out of the General Funds of the Township of St. Clair for improvements to the Burton Creek Drain be given the third and final readings and be signed by the Mayor and Clerk, and the Corporate Seal affixed thereto and finally passed.

CARRIED

Moved by D. Randell

Seconded by J. DeGurse

Motion #15 That By-law #20 of 2016, being a by-law to raise the sum of \$62,683.00 being money expended out of the General Funds of the Township of St. Clair for improvements to the O'Leary Drain East be given the third and final reading and be signed by the Mayor and Clerk, and the Corporate Seal affixed thereto and finally passed.

CARRIED

REPORTS OF COMMITTEES AND OFFICERS:

DRAINAGE SUPERINTENDENT'S REPORTS:

Moved by P. Gilliland

Seconded by D. Randell

Motion #16 That it be recommended to Council that the report of David Neely – Drainage Superintendent dated October 26, 2016 with regard to the Walker Drain – RFQ results be received with the following recommendation:

- That the revised quotation submitted by JLH Excavating Inc. in the amount of \$53,414.84 (including net HST) for the Walker Drain maintenance be accepted and awarded.

CARRIED

Moved by J. Agar

Seconded by P. Gilliland

Motion #17 That it be recommended to Council that the report of David Neely – Drainage Superintendent dated October 26, 2016 with regard to the Lane Drain – RFQ results be received with the following recommendation:

- That the quotation submitted by GS Contracting Ltd. in the amount of \$40,543.07 (including net HST) for the Lane Drain construction be accepted and awarded.

CARRIED

Moved by P. Gilliland

Seconded by J. Agar

Motion #18 That it be recommended to Council that the report of David Neely – Drainage Superintendent dated October 19, 2016 with regard to the O'Leary Drain East (west portion) be received with the following recommendation:

- That the quotation submitted by JLH Excavating Inc. in the amount of \$9589.44 (including net HST) for the O'Leary Drain East (west portion) construction be accepted and awarded.

CARRIED

DIRECTOR OF COMMUNITY SERVICES REPORT:

Moved by J. DeGurse

Seconded by T. Kingston

Motion #19 That it be recommended to Council that the report of Gary Hackett – Community Services dated November 2, 2016 with regard to the Wilkesport Community Hall – Roof Replacement be received as information.

CARRIED

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Moved by D. Randell

Seconded by J. Agar

Motion #20 That the additional costs related to the roof replacement for the Wilkesport Hall resulting from the need to remove the existing roof in the approximate amount of \$30,000 be approved to be funded from the Education and Environment Fund.

CARRIED

TREASURER'S REPORT:

Moved by T. Kingston

Seconded by J. DeGurse

Motion #21 That the report by Charles Quenneville – Director of Finance dated October 31, 2016 with regard to Water Service Line Repair Coverage be received.

CARRIED

Moved by P. Gilliland

Seconded by J. Agar

Motion #22 That representatives from Service Line Warranties of Canada be asked to attend the next Committee of the Whole meeting being held on November 21, 2016 to provide more information and focus on the sewer line being the priority for Township residents.

CARRIED

FIRE CHIEF'S REPORT:

Moved by T. Kingston

Seconded by J. DeGurse

Motion #23 That the report by Walt Anderson – Director of Emergency Services with regard to the Courtright Fire Station Communications Tower be received with the following recommendations:

1. That Council approves the new tower and location at the Courtright Fire Station.
2. That the Fire Chief be given authorization to utilize the existing 50 foot tower in any capacity within the Township where a benefit can be secured and that it be declared surplus if no such use can be determined.

CARRIED

CLERK'S REPORTS:

Moved by T. Kingston

Seconded by S. Miller

Motion #24 That it be recommended to Council that the report of Jeff Baranek – Clerk with regard to the Rate Increase – By-law Enforcement Officer dated October 25, 2016 be received; and that Council approve the By-law Officer's rate of pay be increased by \$0.40 from \$16.88/hour to \$17.28 to reflect the increase in the OPSEU Local 123 collective bargaining agreement, retroactively to October 1, 2016.

TABLED

Moved by S. Miller

Seconded by T. Kingston

Motion #25 That it be recommended to Council that the report of Jeff Baranek – Clerk with regard to the Status Update – Property Standards Files 2417 & 2421 Courtright Line dated November 1, 2016 be received; and that Council direct the Property Standards Officer to issue Do Not Occupy Orders against both 2421 and 2417 Courtright Line until the owner can provide proof the buildings are structurally sound and in full compliance with By-law 3 of 2015; and that staff be directed to invoice the owners for the outstanding balance for both properties.

CARRIED

Moved by S. Miller

Seconded by T. Kingston

Motion #26 That it be recommended to Council that the report of Jeff Baranek – Clerk with regard to By-law 44 of 2016 – To Prohibit Transport Overnight Parking on Baby Road dated November 1, 2016 be received and that offender of the bylaw be fined \$35 rising to \$50 if not paid within 14 days.

CARRIED

BY-LAWS:

Moved by T. Kingston

Seconded by S. Miller

Motion #27 That the following By-laws receive all three readings and that the Mayor and Clerk are authorized to execute appurtenant agreements and be thereby passed:

- 44 of 2016 - To Prohibit Transport & Overnight Parking on Baby Road
- Burton Creek Drain –By-law 19 of 2016 – 3rd & Final Reading
- O’Leary Drain East – By-law 20 of 2016 – 3rd & Final Reading

CARRIED

COUNCILLORS’ REPORTS:

Deputy Mayor Gilliland:

Deputy Mayor Gilliland advised that he attended the MADD candlelight vigil on October 20, 2016 which was a solemn and emotional event.

Councillor Agar:

Councillor Agar advised that he attended the LAV III ceremony and that the Children’s Safety Village Committee is hosting a quarter auction on November 30 at the Legion in Corunna.

Moved by J. Agar

Seconded by D. Randell

Motion #28 That the Township donate two rounds of golf with cart at the Parkway Golf Course to be used as an item for the Children’s Safety Village Fundraising Auction being held on November 30, 2016.

CARRIED

Councillor Miller:

Councillor Miller went to the World War I dedication memorial where a very nice service was held.

Councillor Kingston:

Councillor Kingston attended the Nova 20-20 Open House, the LAV III Dedication and a number of other events. She reported that the Corunna Community Safety Committee is seeking direction and advised that she will have the committee draft a report to Council proposing changes to its composition and mandate.

Councillor DeGurse:

Councillor DeGurse reported that the Brigden Fair is hosting a quarter auction on November 8, 2016 and that the boat storage within the buildings at the fairground is approximately 50% occupied.

Mayor Arnold:

Mayor Arnold represented the Township at many events since the last meeting including the LAV III dedication. He will be attending the Aamjiwnaang Remembrance Day event being held on November 9, 2016 and the Township events on November 11, 2016.

Mayor Arnold asked staff to attach urgency to a survey for Lafarge to ensure they are entirely on their own property and for an update on the progress towards stabilizing Baby Road.

Finally, Mayor Arnold noted that he, along with Deputy Mayor Gilliland, attended the Legion Awards on November 5, 2016, which was a great event.

UNFINISHED BUSINESS:

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Moved by D. Randell

Seconded by J. Agar

Motion #29 That staff be directed to obtain a quote from the contractor retained to construct the community dock in Sombra for the removal of the spiles in the dock's location to ensure safety for its recreational use once completed.

CARRIED

NEW BUSINESS:

UPCOMING MEETINGS:

- Committee of the Whole – Monday, November 21, 2016 ~ 3:00 p.m.
- Regular Council – Monday, November 21, 2016 ~ 5:00 p.m. after Committee of the Whole
- Regular Council – Monday, December 5, 2016 ~ 6:30 p.m.
- Committee of the Whole – Monday, December 19, 2016 ~ 3:00 p.m.
- Regular Council – Monday, December 19, 2016 ~ 5:00 p.m. after Committee of the Whole

IN-CAMERA:

Moved by T. Kingston

Seconded by J. DeGurse

Motion #30 That the meeting enter an in-camera session to discuss personnel and property issues.

CARRIED

Mayor Arnold declared the meeting back into open session and asked for a motion rising from the in-camera session.

Moved by P. Gilliland

Seconded by J. Agar

Motion #31 That the hiring committee for the two open Coordinator positions include the CAO, the vacating Director of Public Works and Works Coordinators, and the Mayor or his delegate.

CARRIED

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

Moved by D. Randell

Seconded by S. Miller

Motion #32 That the meeting of Council hereby adjourned.

CARRIED

The meeting adjourned at 8:00 p.m.

MAYOR

CLERK