

TOWNSHIP OF ST. CLAIR

COUNCIL MINUTES

SESSION #13

St. Clair Township Civic Centre
July 4, 2017
6:30 p.m.

A Regular Meeting of Council was held Tuesday, July 4, 2017 at the Council Chambers in Mooretown at 6:30 p.m. with the following people present:

S. Arnold	Mayor
P. Gilliland	Deputy Mayor
J. Agar	Councillor
J. De Gurse	“
D. Randell	“
S. Miller	“

Staff: J. Baranek Director of Administration/Clerk

Regrets: T. Kingston Councillor
J. Rodey CAO

AGENDA:

Declaration of Conflict of Interest:

Minutes:

Regular Council Meeting – Session #12 – June 19, 2017
Lambton County Historical Society Meeting – June 22, 2017
Sombra Township Museum Board Committee Meeting – June 15, 2017
St. Clair River Trail Planning & Development Meeting – May 24, 2017
Heritage St. Clair Committee Meeting – May 17, 2017
Lambton County Fire Chiefs Meeting – May 17, 2017

Business Arising from the Minutes:

DEPUTATIONS AND APPOINTMENTS:

6:45 p.m. – Ernie Roberts - Contractor Invoice - 4166 St. Clair Parkway

CORRESPONDENCE:

- 1) Complaint – Idling Trucks
- 2) Legion Branch 447 – Licenced Patio Request
- 3) Port Lambton Gala Days – August 4-6, 2017 – Refreshment Tent Request
- 4) Riverside Canal – Boat Dock Concern
- 5) Property Standards – 575 Agile Court

INFORMATION:

- a) OPA No. 5 – 321 Devine Street
- b) Top Up OCIF Application
- c) 150th Commemorative Bill Thank You – Jen Ticknor
- d) Bob Bailey MPP – Community Update
- e) Union Gas – Community Update
- f) Union Gas – Invitation
- g) Ontario’s Plan to Strengthen Rural and Northern Education

h) Municipal Class Environmental Assessment Process

DRAINS:

- Drainage By-law #21 of 2017 being a by-law to raise the sum of \$2,272.00 being money expended out of the General Funds of the Township of St. Clair for reassessment of the Brown Drain be given first and second readings and be provisionally adopted.

REPORTS OF COMMITTEES AND OFFICERS:

SENIOR PLANNER'S REPORT:

- BIOX Site Plan Agreement – 224 West Holt Line, Sombra

DIRECTOR OF PUBLIC WORKS' REPORTS:

- FCM – MAMP Application for Funding for AM Towards 2
- Modelling of LAWSS System Demonstrating the Benefit of the Brigden Tower

COORDINATOR OF ENGINEERING'S REPORT:

- Corunna Athletic Park – Parking Lot Paving

CLERK'S REPORT:

- Recreational Trailers in Driveways

CAO'S REPORT:

MOTIONS:

BY-LAWS:

- 29 of 2017 – By-law to Levy Taxes for the Year 2017
- 30 of 2017 – Site Plan & Development Agreement - Terra International (Canada) Inc. – 161 Bickford Line
- 31 of 2017 – Site Plan & Development Agreement – LKDSB (Brigden Public School) – 1540 Duncan Street
- 32 of 2017 – Confirming By-law

COUNCILLORS' REPORTS:

UNFINISHED BUSINESS:

NEW BUSINESS:

UPCOMING MEETINGS:

- Committee of the Whole – Monday, July 10, 2017 ~ 3:00 p.m.
- Regular Council – Monday, July 17, 2017 ~ 6:30 p.m.
- Regular Council – Tuesday, August 8, 2017 ~ 6:30 p.m.
- Committee of the Whole – Monday, August 21, 2017 ~ 3:00 p.m.
- Regular Council – Monday, August 21, 2017 ~ 5:00 p.m. after Committee of the Whole

In Camera:

ADJOURNMENT:

At the appointed time of 6:30 p.m. Mayor Arnold declared the meeting open and asked members of Council to declare any pecuniary interest at the appropriate time.

MINUTES:

Moved by D. Randell

Seconded by J. Agar

Motion #1 That the Minutes from the Council meeting held Session #12 – June 19, 2017 be received and accepted as printed.

CARRIED

Moved by J. Agar

Seconded by D. Randell

Motion #2 That the Minutes from the following meetings be received and accepted as printed:

- Lambton County Historical Society Meeting – June 22, 2017
- Sombra Township Museum Board Committee Meeting – June 15, 2017
- St. Clair River Trail Planning & Development Meeting – May 24, 2017
- Heritage St. Clair Committee Meeting – May 17, 2017
- Lambton County Fire Chiefs Meeting – May 17, 2017

CARRIED

DEPUTATIONS AND APPOINTMENTS:

At the appointed time of 6:45 p.m., Mayor Arnold welcomed Ernie Roberts of 4166 St. Clair Parkway to make his presentation to Council.

Ernie explained that the contractor responsible for installing curbs north of Ward Line on the Parkway began parking service vehicles on his mother's farm without consent. Upon realizing this, Ernie confronted the contractor who agreed to remove and reinstall \$3000 of new gravel that had been installed on the laneway within a month before the commencement of the project and repair any ruts or damage caused by the parking of equipment in this location.

After completion of the project, major ruts were left unrepaired and the gravel was inadequately replaced. Mr. Roberts contacted Township staff who visited the site. In the interim, Mr. Roberts had the necessary repairs completed by his own company and submitted a bill in the amount of \$3022.75 to the Township asking for payment.

Mayor Arnold advised Mr. Roberts that the invoice was not passed on to him directly and the original staff report was tabled and, ultimately, not brought back for consideration. Clause SPS.2 of the project contract requires any damage to private property caused by the contractor to be their responsibility for rehabilitation.

Mr. Roberts stated that his issue was with the principle of a contractor parking equipment on private property without permission and then, not satisfying the terms of the verbal agreement, not with the money itself.

Councillor Agar stated that it was the responsibility of the contractor who was retained by the Township to repair any damages to pre-existing condition. It should not fall to the property owner.

Moved by J. Agar

Seconded by S. Miller

Motion #3 That the entire invoice in the amount of \$3022.75 submitted by Limbwalker Tree Service be paid by the municipality and that an invoice in the same amount be charged to the contractor responsible for the project.

CARRIED

CORRESPONDENCE:

Moved by P. Gilliland

Seconded by J. Agar

Motion #4 That the complaint about idling trucks on Courtright Line in Brigden be referred to Public Works for the County of Lambton for their investigation and that Township staff be directed to review the location of No Parking signs on Mill Street and determine if new signs or sign relocation is required.

CARRIED

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Moved by S. Miller

Seconded by J. Agar

Motion #5 That the request submitted by Royal Canadian Legion Branch 447 to expand their fenced patio and have it be fully licenced be supported by the Township of St. Clair subject to obtaining a legal liquor license from the LCBO.

CARRIED

Moved by P. Gilliland

Seconded by J. De Gurse

Motion #6 That Port Lambton Gala Days be considered a municipally significant event and that, subject to the Township's Alcohol Management Policy, a refreshment tent be permitted for this year's event to be held at McDonald Park on August 4-6, 2017.

CARRIED

Moved by S. Miller

Seconded by D. Randell

Motion #7 That the complaint related to a boat tied off in the canals at Riverside Drive in Port Lambton be received as information and the complainant be advised that the canal is Township land and there is no concern for docking boats within its limits as long as it remains navigable.

CARRIED

Moved by P. Gilliland

Seconded by J. De Gurse

Motion #8 That the Property Standards Complaint received against 575 Agile Court be referred to staff for investigation.

CARRIED

Moved by D. Randell

Seconded by S. Miller

Motion #9 That the request submitted by Sombra Sports and Recreation to close Middle Street in Sombra from Duke Street to East Street and 50 feet of East Street from Middle Street going north for the running of the Soap Box Derby on July 8, 2017 from 6:00 a.m. to 2:00 p.m. as part of 2017 Sombra Days be approved.

CARRIED

Moved by J. Agar

Seconded by D. Randell

Motion #10 That Council accepts the following items of correspondence as per Council's direction:

- 1) Complaint – Idling Trucks
- 2) Legion Branch 447 – Licenced Patio Request
- 3) Port Lambton Gala Days – August 4-6, 2017 – Refreshment Tent Request
- 4) Riverside Canal – Boat Dock Concern
- 5) Property Standards – 575 Agile Court
- 6) Sombra Days - Road Closure Request

CARRIED

INFORMATION:

Moved by D. Randell

Seconded by P. Gilliland

Motion #11 That the notice from the Ministry of Agriculture and Rural Affairs related to top up OCIF Funding be referred to staff to determine if any upcoming projects would qualify for the funding.

CARRIED

Moved by D. Randell

Seconded by J. Agar

Motion #12 That the following items of information be dealt with as per Council's instructions for items identified as agenda items a) thru h):

- a) OPA No. 5 – 321 Devine Street
- b) Top Up OCIF Application
- c) 150th Commemorative Bill Thank You – Jen Ticknor
- d) Bob Bailey MPP – Community Update
- e) Union Gas – Community Update
- f) Union Gas – Invitation
- g) Ontario's Plan to Strengthen Rural and Northern Education

h) Municipal Class Environmental Assessment Process

CARRIED

DRAINS:

Moved by D. Randell

Seconded by J. Agar

Motion #13 That Drainage By-law #21 of 2017 being a by-law to raise the sum of \$2,272.00 being money expended out of the General Funds of the Township of St. Clair for reassessment of the Brown Drain be given first and second readings and be provisionally adopted.

CARRIED

REPORTS OF COMMITTEES AND OFFICERS:

SENIOR PLANNER'S REPORT:

Moved by J. Agar

Seconded by D. Randell

Motion #14 That the report of Barry Uitvlugt – Senior Planner dated June 28, 2017 be received and that Council gives approval in principle to a Site Plan/Development Agreement to address a biodiesel development including: a new methanol dehydration unit, a new cooling tower, a new utility building, a new hot glycol boiler, new stir reactors and a new sound wall on the 224 West Holt Line property with an executing by-law to be passed once the Municipality obtains the matters listed in the background report.

TABLED

DIRECTOR OF PUBLIC WORKS' REPORTS:

Moved by P. Gilliland

Seconded by J. Agar

Motion #15 That the report of Brian Black – Director of Public Works dated July 4, 2017 with regard to FCM – MAMP Application for Funding for AM Towards 2 be received; and that Council pass the following resolutions:

1) that Council directs staff to apply for a grant opportunity from the Federation of Canadian Municipalities' Municipal Asset Management Program for the "AM Towards 2" project, to advance our Asset Management Readiness.

2) that St. Clair Township commits to "AM Towards 2" by conducting tasks in the following areas:

- Activity 1: Build AMS Framework
- Activity 2: Migration of CMMS to EAMS
- Activity 3: Education/Training and O & M Improvements

CARRIED

Moved by P. Gilliland

Seconded by D. Randell

Motion #16 That the report of Brian Black – Director of Public Works dated July 4, 2017 with regard to Modelling of LAWSS System Demonstrating the Benefit of the Brigden Tower be received and staff be directed to proceed with the LAWSS System Modeling to confirm the benefits of the Brigden Tower to the LAWSS Distribution System at a cost of \$14,466.00.

CARRIED

COORDINATOR OF ENGINEERING'S REPORT:

Moved by P. Gilliland

Seconded by J. Agar

Motion #17 That the report of Paul daSilva - Coordinator of Engineering dated June 28, 2017 with regard to Corunna Athletic Park – Parking Lot Paving be received and that the 2017 Urban Resurfacing Contract be extended to include parking lot paving at the Corunna Athletic Park and the quote submitted by Sevcon Paving in the amount of \$30,169.80 net HST be approved by Council.

CARRIED

CLERK'S REPORT:

Moved by J. De Gurse

Seconded by S. Miller

Motion #18 That the report of Jeff Baranek – Clerk dated June 28, 2017 with regard to Recreational Trailers in driveways be received and staff be directed to produce a report identifying options for storage of such recreational trailers.

CARRIED

CAO'S REPORT:

MOTIONS:

Moved by S. Miller

Seconded by J. De Gurse

Motion #19 That the recommendations from June 12, 2017 – Finance & Administration and Public Works & Operations Committees be received and approved.

CARRIED

BY-LAWS:

Moved by S. Miller

Seconded by J. De Gurse

Motion #20 That By-law 29 receive all three readings and that the Mayor and Clerk be authorized to execute appurtenant agreements and thereby passed:

- 29 of 2017 – By-law to Levy Taxes for the Year 2017

CARRIED

Moved by J. De Gurse

Seconded by S. Miller

Motion #21 That By-law 30 receive all three readings and that the Mayor and Clerk be authorized to execute appurtenant agreements and thereby passed:

- 30 of 2017 – Site Plan & Development Agreement - Terra International (Canada) Inc. –
161 Bickford Line

CARRIED

Moved by S. Miller

Seconded by J. De Gurse

Motion #22 That By-law 31 receive all three readings and that the Mayor and Clerk be authorized to execute appurtenant agreements and thereby passed:

- 31 of 2017 – Site Plan & Development Agreement – LKDSB (Brigden Public School) –
1540 Duncan Street

CARRIED

Moved by S. Miller

Seconded by J. De Gurse

Motion #23 That By-law 32 receive all three readings and that the Mayor and Clerk be authorized to execute appurtenant agreements and thereby passed:

- 32 of 2017 – Confirming By-law

CARRIED

COUNCILLOR'S REPORTS:

Deputy Mayor Gilliland

Deputy Mayor Gilliland attended Sesquicentennial \$10 Ceremonies at Colonel Cameron and Sacred Heart Schools; the grand opening for the Courtright Splash Pad; two recent SLEP meetings where strategic planning was discussed; kindergarten graduation at Sacred Heart; and a roundtable with Marilyn Gladu and other dignitaries where future grants were discussed and issues facing municipalities were identified.

Two issues that arose from the recent Clean Harbors Liaison Meeting were: stone purchased from St. Mary's turned out to be contaminated so they are awaiting direction from the MOECC and the recent spontaneous fire could have been extinguished quicker by smothering with clay. Deputy Mayor Gilliland closed by reporting that he has received lots of positive feedback from the ceremonies on July 1 at Mooretown and in Sombra and commended the efforts of all the organizers for both events.

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Councillor Agar

Councillor Agar attended the recent Children's Safety Village meeting where trillium grant funding was discussed. He has also received positive feedback related to the Sesquicentennial Events on July 1 and commended those responsible for the refurbishing of the St. George's Square as it looks great.

Councillor Randell

Councillor Randell attended the grand opening of the community dock in Sombra Park and the events in Mooretown for Canada's Sesquicentennial and commended both events on being great, family oriented celebrations.

Councillor Miller

Councillor Miller attended the Conservation Authority Bus Tour, the Splash Pad Grand Opening in Courtright and the \$10 Sesquicentennial Bill Ceremonies at both Riverview and Sacred Heart Schools.

Councillor Miller echoed the sentiments of Council by congratulating organizers for both the Sombra Community Dock grand opening and the events in Mooretown as both events were well attended and well reviewed!

Councillor De Gurse

Councillor De Gurse advised that he has received complaints from residents about the portion of the trail along Emily Street that is on the shoulder of the road. Mayor Arnold advised that rumble strips will be installed. Councillor De Gurse commended organizers for the Sesquicentennial events.

Mayor Arnold

Mayor Arnold attended many events representing the Township since the last meeting including: the Black Creek Cemetery Meeting, seven schools to deliver the \$10 Sesquicentennial Bills, the Ride Don't Hide event, a Conservation Ontario meeting in Toronto and the Sombra Community Dock grand opening where he noted the Optimists of Sombra made a generous donation towards the project.

Mayor Arnold also met with the project team at Nova related to the 20-20 project where he noted that no formal announcement has been made but, plans continue in preparation for the proposed expansion.

Mayor Arnold closed by thanking organizers for the Sesquicentennial Events. Staff and volunteers devoted tireless hours to the events and it paid off in a day that won't soon be forgotten.

UNFINISHED BUSINESS:

NEW BUSINESS:

IN-CAMERA:

ADJOURNMENT:

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

Moved by S. Miller

Seconded by D. Randell

Motion #24 That the meeting of Council hereby adjourned.

CARRIED

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The meeting adjourned at 7:30 p.m.

MAYOR

CLERK