



**CORPORATION OF THE TOWNSHIP OF ST. CLAIR**

**COUNCIL MINUTES**

**SESSION #6**

St. Clair Township Civic Centre  
May 21, 2019  
6:00 p.m.

A Regular Meeting of Council was held Tuesday, May 21, 2019 at the Council Chambers in Mooretown at 6:00 p.m. with the following people present:

S. Arnold	Mayor
S. Miller	Deputy Mayor
R. Atkins	Councillor
P. Brown	Councillor
J. De Gurse	Councillor
T. Kingston	Councillor
B. Myers	Councillor

Staff:	J. Rodey	CAO
	J. Baranek	Clerk

**AGENDA:**

**1. CALL TO ORDER**

**2. DECLARATION OF PECUNIARY INTEREST**

**3. ADOPTION OF MINUTES**

- 3.1 Regular Council Meeting - Session #5 – April 15, 2019
- 3.2 Committee of the Whole Meeting – May 6, 2019
- 3.3 Police Services Board Meeting – February 28, 2019
- 3.4 Lambton County Regional Trails & Active Transportation Committee Meetings – March 7 and May 2, 2019
- 3.5 Lambton County Regional Trails & Active Transportation – Map Subcommittee Meeting - May 2, 2019
- 3.6 Lambton Farm Safety Meeting – April 15, 2019
- 3.7 Emergency Services Committee Meeting – May 6, 2019

**4. DELEGATIONS/PRESENTATIONS**

- 4.1 - 6:15 p.m. – St. Clair Regional Conservation Authority – Mike Moroney – St. Clair River Sediment Management
- 4.2 – 6:30 p.m. – Ontario Provincial Police – Inspector Chris Avery – Status of Local Break & Enters

**5. CORRESPONDENCE ITEMS**

- 5.1 Beckwith Road Extension Encroachment Concerns
- 5.2 Brander Park – Citizen Requests
- 5.3 Buses on Beechwood Drive – Citizen's Concerns
- 5.4 Corunna Esso Station – Drainage Concerns

- 5.5 County of Lambton – Request for Municipal Larvicide Authorization
- 5.6 Geocaching Request Letter
- 5.7 Optimist Club of Moore – Donation Request Letter
- 5.8 Parachute Safe Kids Week 2019 – Proclamation Request
- 5.9 Property Standards Complaint – 492 Lyndoch Street
- 5.10 Property Standards Complaint – 2588 Bickford Line
- 5.11 Sombra Days – Refreshment Tent Request
- 5.12 St. Clair River Trail – Fundraising Agreement Proposal

## **6. INFORMATION ITEMS**

- 6.1 Association of Municipalities of Ontario – Provincial Budget Update – In-Year Funding Reductions
- 6.2 Notice – CN Rail Right of Way Vegetation Management Program
- 6.3 Enbridge Gas – Notice of Commencement - Sarnia Industrial Line Reinforcement Pipeline Project
- 6.4 Health Canada – Notice of Illegal Marketing of Infrared Saunas
- 6.5 Lambton County Council Highlights – May 1, 2019
- 6.6 Local Planning Appeal Tribunal – Confirmation of Hearing
- 6.7 Shell Manufacturing Centre – Letter of Support Request

## **7. DRAINAGE BY-LAWS**

- 7.1 DRAFT Drainage By-Laws:
  - DRAFT By-Law 11 of 2019 – Biox Drain Construction
  - DRAFT By-Law 12 of 2019 – Bennett Drain Construction
  - DRAFT By-Law 13 of 2019 – Feddes Drain Reassessment

## **8. REPORTS OF COMMITTEES AND STAFF**

### **8.1 DEPUTY CLERK/COORDINATOR OF PLANNING:**

- 1) Terra International Canada – Request for Temporary Modular Buildings – 161 Bickford Line
- 2) Terra International Canada – Site Plan Amendment – 161 Bickford Line

### **8.2 DIRECTOR OF PUBLIC WORKS:**

- 1) Climate Change & Asset Management Resiliency Roadmap Opportunity Report & Proposal

### **8.3. COORDINATOR OF OPERATIONS (WATER/WASTEWATER):**

- 1) Monthly Report #4 – May 2019

### **8.4. TREASURER:**

- 1) RBC Commercial Credit Cards

## **9. NEW BUSINESS**

## **10. BY-LAWS**

- 10.1 By-Law 22 of 2019 – Temporary Modular Building Agreement – 130 St. Clair Parkway – Shell Canada Ltd.
- 10.2 By-Law 23 of 2019 – The Lajoie Corporation – 173 Hill Street
- 10.3 By-Law 24 of 2019 – A by-law to amend Borrowing By-Law 6 of 2019
- 10.4 By-Law 25 of 2019 – Temporary Modular Building Agreement – 161 Bickford Line – Terra International Canada
- 10.5 By-Law 26 of 2019 – Site Plan Agreement – Terra International Canada – 161 Bickford Line
- 10.6 By-Law 27 of 2019 – Confirming By-Law
- 10.7 By-Law 28 of 2019 – Noise By-Law Enforcement Contract

**11. IN CAMERA SESSION**

- 11.1 Municipal Act - Section 239 (2) (c) – To discuss the sale of 1590 Moore Line
- 11.2 Municipal Act – Section 239 (2) (c) – To discuss the disposition of an alley in Courtright
- 11.3 Municipal Act – Section 239 (2) (c) – Potential Litigation related to Property Standards at 137 Church Street

**12. COUNCILLORS' REPORTS**

**13. NOTICES OF MOTION**

**14. UPCOMING MEETINGS**

- 14.1 Committee of the Whole - Monday, June 3, 2019 at 3:00 p.m.
- 14.2 Regular Council - Monday, June 17, 2019 at 6:00 p.m.
- 14.3 Committee of the Whole - Tuesday, July 2, 2019 at 3:00 p.m.
- 14.4 Regular Council - Monday, July 15, 2019 at 6:00 p.m.

**15. ADJOURNMENT**

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**1. CALL TO ORDER**

Mayor Arnold called the meeting to Order at 6:00 p.m.

**2. DECLARATION OF PECUNIARY INTEREST**

None declared.

**3. ADOPTION OF MINUTES**

- 3.1 Moved by R. Atkins Seconded by P. Brown  
**Motion 1** Be it resolved that the Minutes from Council Session #5 held April 15, 2019 be received and accepted as printed.

**CARRIED**

- 3.2 Moved by R. Atkins Seconded by S. Miller  
**Motion 2** Be it resolved that the Minutes from the Finance & Administration and the Public Works & Operations meeting held May 6, 2019 be received and accepted as printed.

**CARRIED**

- 3.3 Moved by R. Atkins Seconded by P. Brown  
**Motion 3** Be it resolved that the Minutes from the following meetings be received and accepted as printed:

- Police Services Board Meeting – February 28, 2019
- Lambton County Regional Trails & Active Transportation Committee Meetings – March 7 and May 2, 2019
- Lambton County Regional Trails & Active Transportation – Map Subcommittee Meeting - May 2, 2019
- Lambton Farm Safety Meeting – April 15, 2019
- Emergency Services Committee Meeting – May 6, 2019

**CARRIED**

**4. DELEGATIONS/PRESENTATIONS**

- 4.1 **St. Clair Regional Conservation Authority – Mike Moroney**

At the appointed time of 6:15 p.m. Mayor Arnold welcomed Mike Moroney to make his presentation regarding the Engineering & Design Plan for Management of Contaminated Sediment in the St. Clair River.

Currently are three remaining areas of concern within the river: the Suncor dock, the Shell dock and at Guthrie Park. The SCRCA is undertaking a project to remediate these locations using Hydraulic Dredging to remove the sediment with higher concentrations of mercury. The project is expected to be completed by 2021.

4.2 **Ontario Provincial Police – Inspector Chris Avery**

This deputation has been postponed to a later date.

5. **CORRESPONDENCE ITEMS**

Moved by P. Brown

Seconded by R. Atkins

**Motion 4** Be it resolved that Council accept the following items of correspondence as per Council's direction:

1. Beckwith Road Extension Encroachment Concerns
2. Brander Park – Citizen Requests
3. Buses on Beechwood Drive – Citizen's Concerns
4. Corunna Esso Station – Drainage Concerns
5. County of Lambton – Request for Municipal Larvicide Authorization
6. Geocaching Request Letter
7. Optimist Club of Moore – Donation Request Letter
8. Parachute Safe Kids Week 2019 – Proclamation Request
9. Property Standards Complaint – 492 Lyndoch Street
10. Property Standards Complaint – 2588 Bickford Line
11. Sombra Days – Refreshment Tent Request

**CARRIED**

5.1 Moved by P. Brown

Seconded by R. Atkins

**Motion 5** Be it resolved that the Beckwith Road Concerns be referred to staff for a report.

**CARRIED**

5.2 Moved by S. Miller

Seconded by T. Kingston

**Motion 6** Be it resolved that the concerns submitted by Michelle Myers related to the condition of Brander Park be referred to staff for a report.

**CARRIED**

5.3 Moved by P. Brown

Seconded by S. Miller

**Motion 7** Be it resolved that the concerns related to busses using Beechwood Drive be referred to staff for a report and that staff consult with the transportation companies to determine their need to use the street.

**CARRIED**

5.4 Moved by P. Brown

Seconded by J. De Gurse

**Motion 8** Be it resolved that the drainage concern submitted by the owners of 336 Lyndoch Street be received and that the owners be provided with an explanation as to the cause for the issue and offered a connection to the storm lateral at the current cost of \$2500.

**CARRIED**

5.5 Moved by S. Miller

Seconded by J. De Gurse

**Motion 9** Be it resolved that the Township of St. Clair authorizes the County of Lambton to apply for any permit necessary to apply larvicide into catch basins and surface water throughout the Township to control the West Nile virus.

**CARRIED**

5.6 Moved by B. Myers Seconded by T. Kingston  
**Motion 10** Be it resolved that the request submitted by Jeremy Compton to use public parks for geocaching be approved subject to the approval of all locations by the Director of Community Services Kendall Lindsay.

**CARRIED**

5.9 Moved by B. Myers Seconded by T. Kingston  
**Motion 11** Be it resolved that the property standards request submitted against the property known as 492 Lyndoch Street be referred to staff for investigation.

**CARRIED**

5.10 Moved by B. Myers Seconded by T. Kingston  
**Motion 12** Be it resolved that the property standards request submitted against the property known as 2588 Bickford Line be referred to staff for investigation.

**CARRIED**

5.11 Moved by S. Miller Seconded by T. Kingston  
**Motion 13** Be it resolved that Sombra Days 2019 being held July 5-7, 2019 at Sombra Community Park be declared a Community Festival and a refreshment tent be permitted subject to the Township's Alcohol Management Policy.

**CARRIED**

5.12 Moved by R. Atkins Seconded by T. Kingston  
**Motion 14** Be it resolved that the amended fundraising formula as presented by the St. Clair River Trail, being a to 1:1 match, to a maximum of \$50,000 be approved beginning in 2020.

**CARRIED**

**6. INFORMATION ITEMS**

Moved by P. Brown Seconded by R. Atkins  
**Motion 15** Be it resolved that the following items of information be dealt with as per Council's instructions for agenda items identified as 1) to 7):

1. Association of Municipalities of Ontario – Provincial Budget Update – In-Year Funding Reductions
2. Notice – CN Rail Right of Way Vegetation Management Program
3. Enbridge Gas – Notice of Commencement - Sarnia Industrial Line 4. Reinforcement Pipeline Project
4. Health Canada – Notice of Illegal Marketing of Infrared Saunas
5. Lambton County Council Highlights – May 1, 2019
6. Local Planning Appeal Tribunal – Confirmation of Hearing
7. Shell Manufacturing Centre – Letter of Support Request

**CARRIED**

**7. DRAINS:**

DRAFT Drainage By-Laws:

7.1 Moved by P. Brown Seconded by S. Miller  
**Motion 16** Be it resolved that Drainage By-law No. 11 of 2019, being a by-law to raise the sum of \$35,822.00 being money expended out of the General Funds of the Township to St. Clair for the construction of the Biox Drain be given first and second readings and be provisionally adopted.

**CARRIED**

7.2 Moved by S. Miller Seconded by P. Brown  
**Motion 17** Be it resolved that Drainage By-law No. 12 of 2019, being a by-law to raise the sum of \$36,228.00 being money expended out of the General Funds of

the Township to St. Clair for the improvement of the Bennett Drain be given first and second readings and be provisionally adopted.

**CARRIED**

7.3 Moved by P. Brown

Seconded by R. Atkins

**Motion 18** Be it resolved that Drainage By-law No. 13 of 2019, being a by-law to raise the sum of \$5,500.00 being money expended out of the General Funds of the Township to St. Clair for the reassessment of the Feddes Drain be given first and second readings and be provisionally adopted.

**CARRIED**

**8. REPORTS OF COMMITTEES AND STAFF**

**8.1 DEPUTY CLERK/COORDINATOR OF PLANNING:**

Moved by S. Miller

Seconded by P. Brown

**Motion 19** Be it resolved that the report submitted by Deputy Clerk/Coordinator of Planning – Carlie McClemens dated May 15, 2019 be received for information purposes and that the following by-law be taken as having been read three time and finally passed and the Mayor and Clerk be authorized to sign the said by-law accordingly: By-law No. 25 of 2019, being a By-law to Authorize an Agreement with Terra International (Canada) for the temporary use of six (6) modular buildings at 161 Bickford Line.

**CARRIED**

Moved by P. Brown

Seconded by S. Miller

**Motion 20** Be it resolved that the report submitted by Deputy Clerk/Coordinator of Planning – Carlie McClemens dated May 15, 2019 be received for information purposes and that By-law No. 26 of 2019, being a By-law to authorize execution of an Agreement with Terra International (Canada) to establish a Site Plan Amendment Agreement for 161 Bickford Line be taken as having been read three times and finally passed and the Mayor and Clerk be authorized to sign the said by-law accordingly.

**CARRIED**

**8.2 DIRECTOR OF PUBLIC WORKS:**

Moved by S. Miller

Seconded by P. Brown

**Motion 21** Be it resolved that the Climate Change & Asset Management Resiliency Roadmap Opportunity report dated May 15, 2019 submitted by Director of Public Works – Brian Black be tabled to the Committee of the Whole meeting.

**TABLED**

**8.3 COORDINATOR OF OPERATIONS (WATER/WASTEWATER):**

Moved by T. Kingston

Seconded by J. De Gurse

**Motion 22** Be it resolved that the monthly report dated May 15, 2019 submitted by Coordinator of Operations (Water/Wastewater) – Chris Westbrook be received as information.

**CARRIED**

**8.4 TREASURER:**

Moved by J. De Gurse

Seconded by T. Kingston

**Motion 23** Be it resolved that the *RBC Commercial Credit Card* report submitted by Treasurer – Charles Quenneville dated April 30, 2019 be received and that Council approves the signing of the RBC Master Client Agreement for Business Clients for Commercial Card Program Service Material by the Treasurer and Deputy Treasurer for the opening of two new credit cards for the Mayor and Deputy Mayor.

**CARRIED**



- 10.5 Moved by B. Myers Seconded by T. Kingston  
**Motion 32** Be it resolved that By-law 26 of 2019 – being a By-law to authorize execution of an Agreement with Terra International (Canada) to establish a Site Plan Agreement for 161 Bickford Line, Township of St. Clair, County of Lambton be given all three readings and be thereby passed and that the Mayor and Clerk be authorized to execute appurtenant agreements.

**CARRIED**

- 10.6 Moved by B. Myers Seconded by T. Kingston  
**Motion 33** Be it resolved that By-law 27 of 2019 – being a By-law of the Township of St. Clair to confirm resolutions and motions of St. Clair Township which were adopted up to and including May 21, 2019 be given all three readings and be thereby passed and that the Mayor and Clerk be authorized to execute appurtenant agreements.

**CARRIED**

- 10.7 Moved by T. Kingston Seconded by B. Myers  
**Motion 34** Be it resolved that By-law 28 of 2019 – being a By-law to Authorize Execution of a Contract for Service Agreement between Kerry Bedard and the Township of St. Clair for the Enforcement of Specific By-Laws be given all three readings and be thereby passed and that the Mayor and Clerk be authorized to execute appurtenant agreements.

**CARRIED**

**11. IN CAMERA SESSION:**

Councillor Kingston declared a pecuniary interest in item 11.1 and vacated the Chamber. She also had the minutes removed from her in-camera package as the item was dealt with at the meeting held on May 6, 2019 where she also declared an interest.

Moved by J. De Gurse Seconded by B. Myers  
**Motion 35** Be it resolved that the meeting enter an in-Camera session under Section 239 to discuss the following:

- 11.1 Municipal Act - Section 239 (2) (c) – To discuss the sale of 1590 Moore Line  
11.2 Municipal Act – Section 239 (2) (c) – To discuss the disposition of an alley in Courtright  
11.3 Municipal Act – Section 239 (2) (c) – Potential Litigation related to Property Standards at 137 Church Street

**CARRIED**

Mayor Arnold declared the meeting back into open session and asked for any forthcoming motions.

- 11.3 Moved by T. Kingston Seconded by B. Myers  
**Motion 36** Be it resolved that the property standards file for 137 Church Street in Froomfield be referred to the County of Lambton Property Standards Officer to pursue compliance.

**CARRIED**

**12. COUNCILLORS' REPORTS**

**Deputy Mayor Miller**

Deputy Mayor Miller attended the Sarnia Heavy Construction Annual Meeting; the Dig Safe Month Flag Raising; the Rural Game Banquet; the Committee of Adjustment meeting; the Integrity Commissioner orientation and the County Council meeting.



**Councillor Brown**

Councillor Brown attended many of the same events listed by Deputy Mayor Miller and reminded everyone of the SADS exercise happening on May 22, 2019. Councillor Brown asked that monthly building permit reports be sent to Council as information and that Council receive a copy of the recently approved new contract between the Township and OPSEU Local 123.

To conclude, Councillor Brown asked that the CAO and Director of Community Services reengage in efforts to market the vacant space in the Emergency Services Building, including what improvements would need to be undertaken prior to its availability.

**Councillor Atkins**

Councillor Atkins attended the same events as listed by Deputy Mayor Miller as well as the Lambton County Regional Trails meeting; the Accessibility Committee meeting and other various webinars. Councillor Atkins also circulated a Travel magazine for Sarnia Lambton where the St. Clair River Trail is highlighted, and identified it is also published in Cycling Ontario.

**Councillor Myers**

Councillor Myers attended the Wilkesport Hall Board Meeting; the Moore Agricultural Society brunch; the Mother's Day Brunch and the Heritage St. Clair meeting. Councillor Myers reminded everyone of the upcoming 60<sup>th</sup> Anniversary for the Sombra Museum to be held at the Wilkesport Hall. Tickets are available for \$50. Councillor Myers also noted that Heritage St. Clair has begun installing the Hamlet signs.

**Councillor Kingston**

Councillor Kingston attended the Intelligent Cities breakfast; a COA Webinar; the opening of the Nova Centre at Lambton College and the Brigden Library meeting where the new water fountain was unveiled. Councillor Kingston noted she will be absent from the June 3 Committee of Adjustment meeting and asked staff to look into the following: a drainage issue at 55 St. James Street; the fence and parking lot in Corunna used by residents of Stag Island and the removal of the town garage sale sign in Courtright after the event.

**Councillor De Gurse**

Councillor De Gurse provided an update on a personal health issue.

**Mayor Arnold**

Mayor Arnold directed Council's attention to Lambton County Council highlights where replacements are being named for County councillors who cannot attend a meeting.

Moved by S. Miller

Seconded by B. Myers

**Motion 37** Be it resolved that Councillor Kingston be appointed an alternate should Mayor Arnold not be able to attend a County Council meeting and Councillor Rose Atkins be appointed an alternate for Deputy Mayor Miller should he not be able to attend a County Council meeting and that these appointments be valid for the length of the current term of municipal council.

**CARRIED**

Mayor Arnold noted Deputy Mayor Miller will be away for the upcoming Committee of the Whole meeting and wondered if the meeting should be postponed.

Moved by P. Brown

Seconded by T. Kingston

**Motion 38** Be it resolved that the Committee of the Whole meeting be moved from June 3, 2019 to June 4, 2019, beginning at 3:00 p.m.

**CARRIED**

Mayor Arnold reminded Council that a decision needs to be made on a potential investment for geothermal research as presented by Sara Shahmohammadi with Hybrixcel.

Moved by S. Miller

Seconded by B. Myers

**Motion 39** Be it resolved that the Township not invest in Hybrixcel at this time.

**CARRIED**

Mayor Arnold concluded by advising he is pursuing a deputation from Robert Wilks of the County of Lambton to determine if there are any opportunities for high speed internet for township residents.

He further reported that dumping is ongoing by the railroad tracks in Courtright.

**13. NOTICES OF MOTION**

**14. UPCOMING MEETINGS**

**14.1** Committee of the Whole - Tuesday, June 4, 2019 at 3:00 p.m.

**14.2** Regular Council - Monday, June 17, 2019 at 6:00 p.m.

**14.3** Committee of the Whole - Tuesday, July 2, 2019 at 3:00 p.m.

**14.4** Regular Council - Monday, July 15, 2019 at 6:00 p.m.

**15. ADJOURNMENT**

Seeing no other business to conduct, it was thereby moved:

Moved by T. Kingston

Seconded by R. Atkins

**Motion 40** Be it resolved that the meeting do hereby adjourn.

**CARRIED**

The meeting was adjourned at 7:50 p.m.

  
Clerk – Jeff Baranek

  
Mayor – Steve Arnold