

Review Access: ● Public ○ Private

MINUTES

County of Lambton
Meeting for the Committee "Lambton County Council"
on
Wednesday May 4, 2005 12:30 PM
Council Chambers
Chair: Patricia Davidson

Orders of the Day:

Silent Reflection
Roll Call
IN-CAMERA SESSION - 12:30 PM
OPEN SESSION
Regular Meeting called to order at 12:45 pm
(tentative)
Disclosures of Pecuniary Interest
Rise and Report motions of the In-Camera
Session
Delegations
Monthly Staff Presentation Re: Activities and
Issues
Minutes of Council (Open Session) and (Closed
Session)
Correspondence
Reports to Council
Reports to Council (not requiring a motion)
Committee Reports
Items Tabled from Previous Meetings
Notice of Motion
Other Business
Notice of By-Laws
Adjournment
O Canada!

Lambton County Council was in session in the Council Chambers, Wyoming, Ontario, at 12:30 p.m. on the above date. Warden in the Chair; Roll called; All members present except M. Bradley and B. McManaman.

Disclosures of Pecuniary Interest: None.

In-Camera

#1: McGugan/Kirkland: That the Warden declare that County Council go in-camera to discuss a matter subject to solicitor-client privilege.

Carried.

Open Session

The Warden declared that County Council go back into open session.

Report of the Closed Session Meeting of Council dated May 4, 2005

#2: Dedecker/McGugan: That Council rise and report.

Carried.

Ms. L. Ross noted that there were no resolutions to report from the Closed Session meeting of May 4, 2005.

#3: Dedecker/McGugan: That County council adopt the report of the Closed Session meeting.

Carried.

Monthly Staff Presentation Re: Activities and Issues

#4: Jamieson/Burns: That we invite Ms. Margaret Roushorne, Manager, Ontario Works, within the Bar, to present an overview of the Social Services Department's operations.

Carried.

Minutes of Council (Open Session) and (Closed Session)

The Lambton County Council (OPEN SESSION) and (CLOSED SESSION) minutes dated April 6, 2005 were presented.

#5: Jamieson/Ivey: That we amend motion #10 of the Lambton County Council (OPEN SESSION) minutes dated April 6, 2005, so that it shows that it was ruled out of order by the Warden under the Rules of Procedure.

Carried.

#6: Foubister/Dedecker: That this day's minutes be adopted as amended.

Carried.

Correspondence

5-5-05 A letter from the Regional Municipality of Niagara, dated March 3, 2005, concerning the long-term viability of Ontario Farmers, and requesting support of its resolution to ask that the Governments of Ontario and Canada ensure that the implementation and application of nutrient management rules are done in a way that addresses the concerns the farm community has repeatedly raised, to recognize that environmental benefits provided by farmers offset any need for administrative charges on water taking permits, to restore confidence of government/farmer partnership by re-establishing long-term investment in drainage infrastructure and to immediately implement an action plan to address the farm income crisis.

5-11-05 A Members' Advisory from the Federation of Canadian Municipalities (F.C.M.), dated April 13, 2005, advising that the Government of Canada released its plan to meet Canada's obligations under the Kyoto Protocol, which came into force on February 16, 2005. F.C.M. has supported the implementation of the Kyoto Protocol since 2002, as well as the plan released on April 13th to reduce greenhouse gas emissions.

5-12-05 A Member Communication from the Association of Municipalities of Ontario (A.M.O.), dated April 14, 2005, advising that Parliament has before it Budget legislation that can put millions of dollars to work for all communities. Failure to pass a Federal budget will cripple hundreds of investments in vital community infrastructure systems such as water and waste water systems, public transit systems and local transportation networks, among other services.

5-14-05 A memorandum from Customs Excise Union Douanes Accise (CEUDA), dated March 18, 2005, requesting support of its resolution to call on the Federal Government to establish a Canadian Border Patrol.

5-15-05 A News Release from the Association of Municipalities of Ontario (A.M.O.), dated April 22, 2005,

advising that A.M.O. is urging the Federal Government to pass the proposed Federal budget prior to another election, to ensure the immediate investment of \$600 million in gas tax revenues in Municipal infrastructure across Canada. For Ontario's tax payers, this means \$224 million in June, 2005.

#7: Ivey/Perry: That the above correspondence items be received and filed.

Carried.

Reports to Council

a) Human Resources Services Report - May 4, 2005

Part B, Item 2 - Corporate Manager's Report

#8: MacDougall/Kirkland: That the Corporate Manager's Report as set out in Part A and Part B be accepted as presented.

Carried.

b) Finance Department Report - May 4, 2005

Part B, Item 3 - Corporate Manager's Report

#9: Dedecker/Murray: That the Corporate Manager's Report as set out in Part A and Part B be accepted as presented.

Carried.

Part C, Item 1 - Correspondence 5-13-05

#10: Jamieson/Kirkland: That correspondence 5-13-05 be received and filed.

Carried.

Part C, Item 2 - 2005 Tax Policy

#11: Foubister/Jamieson: (i) That Council maintain the tax ratios and the use of optional classes unchanged from those established in 2004 except for any adjustment to optional tax classes ratios necessary to maintain the broad class ratio at 2004 values;

(ii) That Council establish a 70% threshold on the tax level for eligible new construction be adopted for the 2005 tax year;

(iii) That Council adopt all By-Laws necessary to levy the taxes specified in the County 2005 combined Operating and Capital Budget in accordance with recommendation 1; and further,

(iv) That Council formally request that the Councils for each of its constituent Municipalities agree to use the same option regarding hard capping and the treatment of municipal budget increases, specifically to apply the 50% flow-through rule.

Defeated.

#12: Ivey/MacDougall: That we defer the four (4) recommendations (i - iv) in Part C, Item 2, until the next meeting of County Council, to allow the local Municipalities the opportunity to consider the same.

A request was made by Councillor Jim Foubister to split the four (4) recommendations (i - iv) into two (2) parts, with recommendations i, ii and iii being treated as the first motion and recommendation iv being treated as the second motion.

A recorded vote, starting with Councillor Bev MacDougall, was requested by Councillor Cam Ivey, to defer consideration of the first three (3) recommendations (i - iii), until the next meeting of County Council, to allow the local Municipalities the opportunity to consider the same.

S. Arnold	No (2)	B. Bilton	No (1)
D. Boushy	No (3)	M. Bradley	Absent
J. Burns	No (1)	T. Case	No (2)
P. Davidson	No (3)	J. Dedecker	No (3)
J. Foubister	No (3)	C. Ivey	Yes (3)
C. Jamieson	No (2)	D. Kirkland	No (1)
B. MacDougall	Yes (3)	D. McGugan	Yes (1)
B. McManaman	Absent	J. Murray	Yes (3)
G. Perry	No (1)		

Yeas - 10; Nays - 22 .

Motion defeated.

A recorded vote, starting with Council Joseph Dedecker, was requested by Councillor Cam Ivey, to defer consideration of the forth (4) recommendation (iv), until the next meeting of County Council, to allow the local Municipalities the opportunity to consider the same.

S. Arnold	No (2)	B. Bilton	No (1)
D. Boushy	No (3)	M. Bradley	Absent
J. Burns	Yes (1)	T. Case	Yes (2)
P. Davidson	No (3)	J. Dedecker	No (3)
J. Foubister	No (3)	C. Ivey	Yes (3)
C. Jamieson	No (2)	D. Kirkland	No (1)
B. MacDougall	Yes (3)	D. McGugan	Yes (1)
B. McManaman	Absent	J. Murray	Yes (3)
G. Perry	No (1)		

Yeas - 13; Nays - 19.

Motion defeated.

#13: Ivey/Jamieson: That Council reconsider the matter and suspend the Rules of Procedure so that the matters can be considered today.

Carried.

#14: Jamieson/Kirkland: That motion #11 of this day's minutes be accepted as presented.

Carried.

Part C. Item 3 - Assessment Appeals By-Law No. 19 of 2005

#15: Perry/Foubister: That By-Law No. 19 of 2005, being "A By-Law to Delegate the Powers and Duties of the Municipality in respect of Filing Complaints with the Assessment Review Board", be approved as presented.

Carried.

c) Provincial Offences Administration Report - May 4, 2005

Part B. Item 4 - Corporate Manager's Report

#16: Burns/Case: That the Corporate Manager's Report as set out in Part A and Part B be accepted as presented.

Carried.

Reports to Council (not requiring a motion)

The following items were presented to Council for its information:

- i) Sarnia Lambton Economic Partnership Board Minutes of January 25 and 31, 2005;
- ii) Tourism Sarnia-Lambton Board Minutes of March 31, 2005; and,
- iii) General Managers' Updates - April 4, 12 and 19, 2005.

Committee Reports

Minutes

Mr. J. Burns presented the Core Services/Governance Committee minutes dated April 11, 2005.

#17: Burns/Arnold: That this day's minutes be adopted as presented (motions #1 and #2). Carried.

Mr. J. Burns presented the Core Services/Governance Committee minutes dated April 19, 2005.

#18: Burns/MacDougall: That this day's minutes be adopted as presented (motions #1 to #4). Carried.

Mr. J. Dedecker presented the Infrastructure and Development/Social and Health Services Committee minutes dated April 20, 2005.

#19: Dedecker/Foubister: That this day's minutes be adopted as presented (motions #1 to #17). Carried.

Mr. C. Jamieson presented the Community Services/Information Technology Committee minutes dated April 20, 2005.

#20: Jamieson/McGugan: That this day's minutes be adopted as presented (motions #1 to #15). Carried.

Items Tabled from Previous Meetings

a) From the Lambton County Council (Open Session) minutes dated April 6, 2005, motion #17 - Finance Department report regarding correspondence 4-24-05 from the Lambton Youth Choir requesting a one-time grant, as follows:

"That further information be sought and that correspondence 4-24-05 be tabled until such information is obtained."

#21: Arnold/Perry: That we lift from the table motion #17 of the Lambton County Council (Open Session) minutes dated April 5, 2005 regarding correspondence 4-24-05 from the Lambton Youth Choir. Carried.

#22: Dedecker/Boushy: That we refer correspondence 4-24-05 from the Lambton Youth Choir to the 2006 Budget. Carried.

Other Business

Ms. Carolyn Jamieson, Deputy Mayor of the Municipality of Lambton Shores, spoke to Council regarding the position of the Association of Municipalities of Ontario (A.M.O.), regarding the Ontario Municipal Partnership Fund (O.M.P.F.).

Ms. Jamieson also informed Council that Mr. Alex Miller from ESRI Canada, presented the County with an

Award of Excellence for innovation in the field of Geographic Information Systems.

Mr. Jim Burns, Mayor of the Township of Enniskillen, spoke to Council regarding the 50th Anniversary of the Petrolia Rotary Club. A special event will be held on Thursday, May 26, 2005. Councillors are to contact Mr. Burns for tickets.

Mr. Joseph Dedecker, Mayor of the Township of St. Clair, spoke regarding his computer. He requested that staff contact him regarding problems he was having with the system.

Mr. Don McGugan, Mayor of the Township of Brooke-Alvinston, informed Council that on Friday, May 6th, 2005 at 11:30 a.m., there will be a sod turning ceremony for the new addition to the Alvinston Library. All are invited to attend.

Ms. Bev MacDougall, Councillor of the City of Sarnia, spoke regarding a community walk scheduled for Friday, May 6, 2005 under the Bluewater Bridge.

Mr. Joe Murray, Councillor of the City of Sarnia, informed Council that all are invited to attend the Lambton Lions football team and cheerleading squad's Home Opener to be held on May 7, 2005.

Notice of By-Laws

#23: Murray/Perry: That By-Laws #19 to #25 of 2005, as circulated, be taken as read a first and second time.

Carried.

#24: McGugan/MacDougall: That By-Laws #19 to #25 of 2005, as circulated, be taken as read a third time and finally passed.

Carried.

Adjournment

The Warden declared the meeting adjourned.

Time: 2:45 p.m.

Patricia Davidson
Warden

Linda Ross
Solicitor/Clerk, General Manager,
Corporate Services