

MINUTES

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

Orders of the Day:

Silent Reflection
Roll Call
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 (not requiring a motion)
Committee Reports
Items Tabled from Previous Meetings
Other Business
Notice of By-Laws
Adjournment

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 J. Foubister.

Disclosures of Pecuniary Interest: None.

In-Camera

#1: Dedecker/MacDougall: 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.

Rise and Report Motions of the In-Camera Session

#2: McManaman/Burns: That Council rise and report.

Carried.

Ms. L. Ross noted that there were no resolutions to report from the Closed Session meeting of November 30, 2005.

#3: McManaman/Burns: That Council adopt the report of the Closed Session meeting.

Carried.

Delegations -

#4: Perry/Bradley: That we invite Mr. Doug Loucks, Chair , Tourism Sarnia-Lambton Board of Directors and Mr. Michael Lawley, Executive Director of Tourism Sarnia-Lambton, to speak to County Council regarding funding.

Carried.

Monthly Staff Presentation Re: Activities and Issues -

#5: McManaman/McGugan: That we invite Ms. Sue O'Brien, Manager, Children's Services, within the Bar, to speak to County Council to present an overview of the Children's Services Department's operations.

Carried.

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

The Lambton County Council (OPEN SESSION) and (CLOSED SESSION) minutes dated November 2, 2005 were presented.

Warden Davidson declared that motion #14 of the Lambton County Council (OPEN SESSION) minutes of November 2, 2005 was out of order under Robert's Rules of Order, as it is in direct conflict with tabled motion #24 of the Corporate and Community Services Committee minutes dated October 19, 2005. Warden Davidson asked that this motion be stricken from the minutes.

#6: Kirkland/Arnold: That this day's minutes be adopted as amended.

Carried.

Correspondence -

11-25-05 A letter from Inky Mark, M.P., Dauphin-Swan River-Marquette, dated October 25, 2005, requesting support of his resolution to ask that the Government of Canada enact Private Members Bill C391, the Heritage Hunting and Fishing Protection Act, to protect in Canada the right to hunt and fish. No law of Canada shall be construed or applied so as to deprive a person of this right and the Minister of Canadian Heritage shall enter into discussions with the Provinces with a view to securing on behalf of all Canadians their continued right to hunt and fish, subject only to any reasonable limits as may be established by law.

#7: Dedecker/Case: That the County support the resolution from Inky Mark, M.P., Dauphin-Swan River-Marquette, to ask that the Government of Canada enact Private Members Bill C391, the Heritage Hunting and Fishing Protection Act, to protect in Canada the right to hunt and fish.

Carried.

11-16-05 A letter from the Association of Municipalities of Ontario (A.M.O.), dated October 14, 2005, regarding Ontario's \$3 billion Provincial Municipal fiscal gap. A.M.O. has always been clear in its opposition to the downloading forced upon Municipal Governments by the previous Provincial Government. A.M.O. feels that there still is no viable plan to ensure that Ontario Municipalities have a financially sustainable future and that Ontario needs plan of action that over time begins to reduce the Provincial reliance on Municipal property taxes.

11-19-05 A letter from the Township of Coleman, dated October 26, 2005, requesting support of its resolution to petition the Ministry of Natural Resources and the Provincial Government to ensure that none of our natural resources (wood), be sold and directed to other Provinces.

11-20-05 A copy of a letter from the Sarnia Lambton Chamber of Commerce to Tourism Sarnia-Lambton, dated October 27, 2005, congratulating Tourism Sarnia-Lambton on its growth and development over the past three years. On October 26th, 2005, the Board of Directors of the Chamber passed a resolution that the President advise Tourism Sarnia-Lambton that it is prepared to re-negotiate and renew the agreement as a funding partner of TSL.

11-23-05 A letter from the Canadian Union of Postal Workers, dated October, 2005, requesting endorsement of its resolution to write to John McCallum, the Minister Responsible for Canada Post and request that the Federal Government instruct Canada Post to:

stop the closure of the mail sorting plant in Quebec City and proposed closures to develop other locations;
consult with the public, postal unions and other major stakeholders to develop a uniform and democratic process for making changes to the Canada Post's network; and,
maintain, expand and improve our public postal network.

11-24-05 A letter from the Sarnia Lambton Chamber of Commerce, dated October 26, 2005, advising that at its recent meeting, the Board of Directors recognized the County of Lambton's Silver Award in the Healthy Workplace awards this year.

11-31-05 A letter from the Township of Loyalist, dated October 31, 2005, requesting endorsement of its resolution to ask the Ministry of Agriculture, Food and Rural Affairs to include fishers as predators for which claims for injured or killed livestock can be reimbursed.

11-32-05 A copy of a letter from the Lambton County Woodlot Owners Association to Mr. Ken Marchant, Network Specialist Forestry Nursery, CFIA Regional Office, dated November 1, 2005, requesting that if the CFIA intends to impose a quarantine in Lambton related to the emerald ash borer, that such a quarantine be appropriate to the area of infestation and not the entire County.

11-33-05 A copy of a letter from the City of Niagara to Ms. Patricia Vanini, Executive Director, Association of Municipalities of Ontario, dated October 11, 2005, advising of its resolution supporting the Canadian Independent Petroleum Marketers Association's ideas of asking the Federal Government to intervene in the wholesale gasoline sector to restore the free market system of competition. The City of Niagara is requesting support of this resolution.

11-34-05 A letter from the Sarnia Lambton Chamber of Commerce, dated October 25, 2005, regarding Lambton County's Core Services Reviews. The Chamber advises that at the end of part 1, it has concerns that most services were identified as essential and question how in depth the study may ultimately be.

11-35-05 A letter from the City of Kitchener, dated November 10, 2005, requesting support of its resolution that the Ministry of Municipal Affairs and Housing, on behalf of Ontario Municipalities, commission an objective review of the results of amalgamations in Ontario relative to the principles of affordability, accountability and political accessibility with a view to determining the financial, service and other benefits and/or drawbacks of amalgamations.

11-36-05 A copy of a letter from the Town of Midland to the Honourable Dalton McGuinty, Premier of Ontario, dated November 17, 2005, advising that the Province make good on its promise of a better working relationship with Municipalities. The Town of Midland is requesting support of its resolution to ask the Province of Ontario to end its continued downloading of Provincial programs and use of municipal property tax dollars for the subsidization of Provincial health and social services programs and that the Province work with the Association of Municipalities of Ontario (A.M.O.), to develop a plan to begin the uploading of Provincial program costs back to where they belong.

#8: Bradley/Burns: That the above correspondence items be received and filed.

Carried.

Reports to Council (not requiring a motion) -

The following item was presented for County Council's information:

a) General Managers' Updates - Minutes dated October 11, 2005.

Re: Core Services Review - Item 2 of the General Managers' Updates - Minutes dated October 11, 2005

#9: Bradley/McManaman: That staff be strongly encouraged to complete the Core Services Review, prior to completion of the 2006 Budget.

Defeated.

Committee Reports -

Mr. Wm. Bilton presented the Woodlot Committee minutes dated November 8, 2005.

#10: Bilton/Arnold: That this day's minutes be adopted as presented (motions #1 to #2).

Carried.

Mr. J. Dedecker presented the Infrastructure and Development/Social and Health Services Committee minutes dated November 16, 2005.

Re: Motion #20: Part C, Item 3 - Memorandum dated November 16, 2005 Regarding Public Disclosure of Convictions under Legislation Governing Food Safety/Tobacco Control/Safe Water/Rabies Control/Health Hazard Abatement

A recorded vote, starting with Councillor Steve Arnold, was requested by Councillor Steve Arnold, on motion #20 of the Infrastructure and Development/Social and Health Services Committee minutes dated November 16, 2005.

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

Yeas - 32; Nays - 2.

Motion carried.

#11: Dedecker/Kirkland: That this day's minutes be adopted as presented (motions #1 to #22).

Carried.

Mr. J. Dedecker presented the Infrastructure and Development/Social and Health Services Committee minutes dated November 28, 2005.

#12: Dedecker/Burns: That this day's minutes be adopted as presented (motion #1).

Carried.

Ms. C. Jamieson presented the Corporate and Community Services Committee minutes dated November 16, 2005.

Re: Motion #14: Part C, Item 2 c) - Memorandum dated November 13, 2005 Regarding Market Rents

A recorded vote, starting with Councillor Brian McManaman, was requested by Councillor Steve Arnold on motion #14 of the Corporate and Community Services Committee minutes dated November 16, 2005.

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

Yeas - 19; Nays - 15.

Motion carried.

Re: Motion #24: Part C, Item 1 - Electronic Agenda System Discontinuance

A recorded vote, starting with Councillor Cam Ivey, was requested by Councillor Mike Bradley, on motion #24 of the Corporate and Community Services Committee minutes dated November 16, 2005.

S. Arnold	Yes (2)
Wm. Bilton	Yes (1)
D. Boushy	Yes (3)
M. Bradley	No (3)
J. Burns	Yes (1)
T. Case	Yes (2)
P. Davidson	Yes (3)
J. Dedecker	No (3)
J. Foubister	Absent
C. Ivey	Yes (3)
C. Jamieson	Yes (2)

D. Kirkland No (1)
B. MacDougall Yes (3)
D. McGugan Yes (1)
B. McManaman Yes (2)
J. Murray Yes (3)
G. Perry Yes (1)

Yeas - 27; Nays - 7.

Motion carried.

#13: Jamieson/McManaman: That this day's minutes be adopted as presented (motions #1 to #30).

Carried.

Items Tabled from Previous Meetings -

Tabled motion #24 of the Corporate and Community Services Committee minutes dated October 19, 2005 regarding correspondence 11-3-05 - Funding of Tourism Sarnia-Lambton. Motion #24 is as follows:

Part C. Item 1 a) - Correspondence 11-3-05

#24: Arnold/Boushy: That total funding of Tourism Sarnia-Lambton be brought under the County funding umbrella and that the financial impacts for local Municipalities be prepared and added to this report so that it can be fully considered at the next meeting of County Council.

Carried.

#14: Bradley/McGugan: That we lift from the table motion #24 of the Corporate and Community Services Committee minutes dated October 19, 2005 regarding correspondence 11-3-05 - Funding of Tourism Sarnia-Lambton.

Carried.

#15: Arnold/Boushy: That motion #24 of the Corporate and Community Services Committee minutes dated October 19, 2005 be accepted as presented.

Carried.

#16: McGugan/Perry: That the County support Tourism Sarnia Lambton for the next three (3) years at full funding for the first year in the amount of \$555,166.00 and 75% of that amount for the second and third year being \$416,375.00 per year, and that the organization be encouraged to implement a destination marketing approach.

A recorded vote, starting with Councillor Mike Bradley, was requested by Councillor Joseph Dedecker, on motion #16 of this day's minutes.

S. Arnold No (2)
Wm. Bilton No (1)
D. Boushy Yes (3)
M. Bradley Yes (3)
J. Burns No (1)
T. Case No (2)
P. Davidson Yes (3)
J. Dedecker No (3)
J. Foubister Absent
C. Ivey No (3)
C. Jamieson No (2)

D. Kirkland Yes (1)
B. MacDougall Yes (3)
D. McGugan Yes (1)
B. McManaman No (2)
J. Murray Yes (3)
G. Perry Yes (1)

Yeas - 18; Nays - 16.

Motion carried.

Other Business -

Memorandum dated November 21, 2005 Regarding the Federal Gas Tax - Terms and Conditions

This item was provided for Council's information.

Mr. Gord Perry, Mayor of the Village of Oil Springs, spoke to County Council regarding the size of the Council package, and requested that the Committee reconsider the value of computers. He stated that he will request that all documents be available to all County Councillors in whatever medium Councillors request. He will raise the issue at the next Committee meeting.

Ms. Carolyn Jamieson, Deputy Mayor of the Municipality of Lambton Shores, spoke regarding the Vubis Smart launch, to be held on Thursday, December 1st, 2005 at 10:00 a.m. at the Sarnia Library. All are invited to attend.

Mr. Todd Case, Mayor of the Township of Warwick, acknowledged those Councillors with twenty-five (25) years or more of service being Councillors Joseph Dedecker, David Boushy and Dick Kirkland. Mr. Case congratulated them on behalf of County Council for their time and commitment.

Ms. Bev MacDougall, Councillor of the City of Sarnia, thanked Warden Davidson for her leadership and service over the last twelve (12) months as Warden.

Ms. Carolyn Jamieson, Deputy Mayor of the Municipality of Lambton Shores, provided Council with an update regarding changes in the leadership at the Research Park. Mr. Joel Adams is the new acting Director.

Warden Patricia Davidson thanked Councillors and staff for their support during this year.

Notice of By-Laws -

#17: Dedecker/Case: That By-Laws #43 to #45 of 2005, as circulated, be taken as read a first and second time.

Carried.

#18: Burns/Boushy: That By-Laws #43 to #45 of 2005, as circulated, be taken as read a third time and finally passed.

Carried.

Adjournment

The Warden declared the meeting adjourned.

Time: 3:00 p.m.

Patricia Davidson
Warden

Linda Ross
Solicitor/Clerk,
General Manager, Corporate Services