

MINUTES
LAMBTON COUNTY COUNCIL

February 6, 2008

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 T. Case.

Disclosures of Pecuniary Interest: None.

Delegations

#1: McGugan/MacDougall: That we invite Ms. Betty Lou Snetselaar, Member of the 2008 Celebrate Committee, within the Bar, to speak to County Council regarding the events taking place in the County to support the "2008 Celebrate" event.

Carried.

In-Camera

#2: Gilliland/Gillis: That the Warden declare that County Council go in-camera to discuss two (2) matters concerning labour relations and employee negotiations.

Carried.

Open Session

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

Rise and Report Motions of the In-Camera Session dated February 6, 2008

#3: Napper/Bilton: That Council rise and report.

Carried.

The County Clerk noted that there was one (1) resolution to report from the Closed Session meeting.

CORPORATE SERVICES DIVISION

In-Camera Report dated February 6, 2008 Regarding CUPE 1291 Ratification

#4: McGugan/Jamieson: That County Council ratify the tentative agreement reached with the Canadian Union of Public Employees Local 1291 and that this motion be released in Open Session this day, February 6, 2008.

Carried.

#4: Napper/Bilton: That Council adopt the report of the Closed Session meeting.
Carried.

Minutes

The Lambton County Council (Open Session) and (Closed Session) minutes dated January 16, 2008 were presented.

#5: Napper/McCharles: That the Lambton County Council (Open Session) and (Closed Session) minutes dated January 16, 2008 be adopted as presented.
Carried.

Correspondence

2-12-08 A letter from Mayor Mike Bradley, City of Sarnia, dated January 24, 2008, requesting that prior to budget, that a report be provided on how the Community Health Organization services and personnel could be re-aligned, using existing resources, to do a pro-active approach on monitoring shelter for the homeless.

#6: Boushy/Foubister: That staff prepare the report on how the Community Health Organization services and personnel could be re-aligned, using existing resources, to do a pro-active approach on monitoring shelter for the homeless.
Defeated.

2-13-08 A letter from the Township of St. Clair, dated January 23, 2008, seeking support on behalf of the Bluewater Ferry, a resolution of Council to have Canada Coast Guard reconsider its current position and cancel the annual levy of \$56,000.00 to provide ice breaking services for which the ferry service receives no benefit and is actually detrimental to the ferry crossings.

#7: Arnold/Gillis: That we support the resolution from Bluewater Ferry to have Canada Coast Guard reconsider its current position and cancel the annual levy of \$56,000.00 to provide ice breaking services for which the ferry service receives no benefit and is actually detrimental to the ferry crossings.
Carried.

2-9-08 A resolution from the City of Port Colborne, dated January 14, 2008, requesting endorsement of its resolution to support the findings of the 2007 FCM-McGill Infrastructure Survey and petition the Federal and Provincial Governments to establish a national plan to eliminate the municipal infrastructure deficit through the provision of equitable long-term funding strategies, to prepare the groundwork for effective management in the future and to undertake a comprehensive national study, involving all three orders of government to determine the size, scope and geographic characteristics of the municipal infrastructure deficit.

#8: McGugan/Arnold: That we support the resolution from the City of Port Colborne, to support the findings of the 2007 FCM-McGill Infrastructure Survey and petition the Federal and Provincial Governments to establish a national plan to eliminate the municipal infrastructure deficit.

Carried.

Correspondence to Receive and File

2-1-08 A memorandum from the Municipality of North Grenville, dated December 18, 2007, requesting endorsement of its resolution to request that the Government of the Province of Ontario commit 1/8th of the current 8% Provincial Sales Tax to Municipalities to fund Municipal Infrastructure Programs.

2-2-08 A copy of a letter from Mary Janes, Secretary, Warwick Landfill Public Liaison Committee to the Honourable Jim Bradley, Minister of Transportation, dated December 12, 2007, concerning Exit 44 on Highway 402, located in the Township of Warwick. The Public Liaison Committee of the Warwick Landfill Site is very concerned that the Ministry of Transportation has decided against making Exit 44 a full cloverleaf. Local residents, slowly accelerating tractor trailers and residential packers crossing a highway are a major traffic hazard, especially during peak times when people are going to and from work and school busses are on the road. The volume of new traffic, along with consideration of local traffic, agricultural equipment movement along Nauvoo Road, and the additional tourist traffic in the six (6) months of milder weather, is a major concern.

2-3-08 A memorandum from the Town of Caledon, dated November 21, 2008, requesting support of its resolution to ask the Province of Ontario to consider increasing the fees and royalties charged to aggregate operators and use this additional revenue exclusively for providing the Ministry of Natural Resources with resources to effectively staff an enforcement branch that will be able to adequately ensure the long term viability of the aggregate industry as well as ensure the responsible protection of the long-term environmental and human health of the community surrounding these aggregate extraction operations.

2-4-08 A letter from Spectra Energy, dated December 7, 2007, providing an update on the proposed Sarnia Airport Pool natural gas underground storage development project that Market Hub Partners Canada L.P. and its partner, AltaGas Operating Partnership have planned for the area. The storage pool will be developed in a depleted underground hydrocarbon reservoir and is proposed to be linked to the Ontario natural gas transmission system. The Sarnia Airport Pool will provide additional natural gas storage space to the nearly 250 Bcf (billion cubic feet) of natural gas storage space currently operated in Ontario.

2-5-08 A letter from the Sarnia Lambton Chamber of Commerce, dated January 11, 2008, asking for an opportunity to provide input to the use of the County Road System by commercial trucks.

2-7-08 A letter from the Ministry of Culture, dated January 17, 2008, regarding an Oil Springs Conservation District in the County of Lambton. Minister M. Aileen Carroll is advising that she is aware that an advisory panel set up last year is recommending the establishment of an Oil Springs Heritage Conservation District, under the Ontario Heritage Act, with a goal of achieving UNESCO World Heritage status for these resources. The Minister also notes the request for funding to conduct a heritage resource assessment and plan.

2-8-08 A letter from the Ministry of Municipal Affairs and Housing, dated January 17, 2008, regarding the County of Lambton's endorsement of the Manitoulin-Sudbury District Social Services Administration Board's resolution concerning rent scales for recipients of social assistance who are living in social housing. The Province announced that it would be uploading from Municipalities the total cost for the Ontario Disability Support Program (ODSP) and Ontario Drug Benefits-a total of \$935 million. The issue of rent scales has been raised with the Province by the Social Housing Services Corporation and the Association of Municipalities of Ontario

2-10-08 A Member Communication from the Association of Municipalities of Ontario (AMO), dated January 23, 2008, advising that AMO supports the position of the Federation of Canadian Municipalities (FCM) that a national policy and funding framework is required to address chronic homelessness and the need for affordable housing in our communities. FCM released its National Action Plan for Housing and Homelessness in Vancouver which calls for greater federal funding to address Canada's affordable housing shortage and eliminate chronic homelessness.

2-11-08 A news release from Waste Management, dated January 28, 2008, advising that it is seeking an amendment to the Certificate of Approval at its Petrolia Landfill Facility to accept an additional 150,000 tonnes per year of municipal waste from the Province of Ontario. The amendment is proposed until December 2010 when the approved expansion of the company's Warwick Landfill Site becomes operational. This proposed increase would assist the Province in fulfilling its agreement of August 31, 2006 to eliminate municipal waste shipments into the State of Michigan by December 31, 2010.

#9: Foubister/Kirkland: That correspondence 2-1-08 to 2-8-08, 2-10-08 and 2-11-08 be received and filed.

Carried.

Information Reports

#10: Gillis/Napper: That the following information reports be received and filed:

INFRASTRUCTURE AND DEVELOPMENT SERVICES DIVISION

- a) Information Report dated February 6, 2008 Regarding Disposal of Expired Marine Flares;
- b) Information Report dated February 6, 2008 Regarding an Update on the Dawn Landfill Site Operations;
- c) Information Report dated February 6, 2008 Regarding 2-6-08 County Road 8 and Confederation Line;
- d) Information Report dated February 6, 2008 Regarding Planning and Development Year End Statistics and Review;
- e) Information Report dated February 6, 2008 Regarding Safe Third Country Agreement;
- f) Information Report dated February 6, 2008 Regarding Building Services Year End Review.

Carried.

#11: Jamieson/Gillis: That the following information reports be received and filed:

CORPORATE SERVICES DIVISION

- a) Information Report dated February 6, 2008 Regarding the Immigration Portal;
- b) Information Report dated February 6, 2008 Regarding the Health and Safety Update;
- c) Information Report dated February 6, 2008 Regarding the NEER Update;
- d) Information Report dated February 6, 2008 Regarding the OMERS Update; and,
- e) Information Report dated February 6, 2008 Regarding Update on Provincial Offences Administration Activities.

Carried.

Reports Requiring a Motion

INFRASTRUCTURE AND DEVELOPMENT SERVICES DIVISION

Report dated February 6, 2008 Regarding Land Transfer - Blackwell Road

#12: Bilton/Minielly: That the appropriate authorizing By-Law for the transfer of Parts 1 and 2 on Reference Plan 25R-5248 from the County of Lambton to the City of Sarnia be presented to Council for its consideration.

Carried.

Report dated February 6, 2008 Regarding Municipal Infrastructure Investment Initiative (MIII) Funding

#13: Gillis/Jamieson: That the Treasurer of the County of Lambton be authorized to submit an application for funding from the Municipal Infrastructure Investment Initiative (MIII);

That the County's highest priority, construction-ready project be designated as the rehabilitation and widening of County Road #22 (London Line) from Modeland Road east through Blackwell Sideroad for a distance of 1.6 kilometres at a gross project cost of \$1,500,000.00;

That the Warden and Clerk be authorized to execute the necessary documents; and further,

That the appropriate By-Law be presented to Council for its consideration.

Carried.

Report dated February 6, 2008 Regarding Restriction of Trucks on County Roads

#14: Minielly/Gillis: That County Council endorse the action plan as presented;

That County Council establish a Sub-Committee comprised of the Warden and three (3) Councillors, to provide advice as the study moves forward; and further,

That the Striking Committee meet to appoint the members to the Sub-Committee.

Carried.

Report dated February 6, 2008 Regarding MTO Emergency Detour Routes

#15: Jamieson/Boushy: That the County of Lambton agree to utilize sections of County Road #8 (Forest Road), County Road #21 (Oil Heritage Road), County Road #22 (London Line/Egremont Road), County Road #26 (Mandaumin Road), County Road #29 (Indian Road), County Road #30 (Oil Heritage Road), County Road #33 (Front Street), and County Road #79 (Nauvoo Road) as Emergency Detour Routes for any unexpected closure of the King's Highway 402; and further,

That the County of Lambton post and maintain the proper signage along those sections of County Roads identified, excepting the route from Interchange 44 (Nauvoo Road) to Interchange 56 (Kerwood Road) until such time as the County of Middlesex has agreed to the route and sign placement.

Carried.

Report dated February 6, 2008 Regarding a Request for Municipal Councillor Representation - Ausable Bayfield and Maitland Valley Partnership

#16: MacDougall/Napper: That the County of Lambton continue to defer representation in the Ausable Bayfield and Maitland Valley Partnership to the Municipality of Lambton Shores as per motion #19 of the June 21, 2006 County Council meeting.

Carried.

Report dated February 6, 2008 Regarding the Woodlands Conservation By-Law No. 45 of 2003 - Amendment

#17: Foubister/Minielly: That the County of Lambton Woodlands Conservation By-Law No. 45 of 2003 be amended, as attached By-Law No. 1 of 2008; and,

That all lower tier Municipalities be circulated.

Carried.

CORPORATE SERVICES DIVISION

Report dated February 6, 2008 Regarding the Renewal of the Service Agreement with Municipal Tax Equity Consultants Inc. (MTE)

#18: Jamieson/McGugan: That the Warden and Treasurer be authorized to sign the Renewal Services Agreement with Municipal Tax Equity Consultants Inc.

Carried.

Report dated February 6, 2008 Regarding the Report on Reserves, Reserve Funds and Trust Funds

#19: Arnold/MacDougall: That the attached Summary Report on Reserves, Reserve Funds and Trust Funds and its recommendations be accepted as presented; and,

That Council authorize the Corporate Manager, Financial Services/Treasurer to make the necessary accounting entries to affect the suggested 2007 closing year-end balances, subject to those balances being verified during the County's December 31, 2007 year end audit.

Carried.

Report dated February 6, 2008 Regarding the Procedural By-Law

#20: Arnold/Foubister: That Council approve, as amended, By-Law No. 6 of 2008 being "A By-Law to Govern the Procedure of Council of The Corporation of the County of Lambton and All of Its Committees, The Call of Meetings and the Conduct of its Members".

Carried.

COMMUNITY SERVICES DIVISION

Report dated February 6, 2008 Regarding the Oil Museum of Canada Request for Funding

#21: Foubister/Boushy: That the request for funding for the Oil Museum of Canada in the amount of \$150,000.00, be referred to the 2008 Budget deliberations.

Defeated.

A discussion ensued. The Warden then called the question.

#22: Boushy/Arnold: That the question be called.

Carried.

#23: MacDougall/Kirkland: That Council approve the one-time expenditure of \$150,000.00 by the Oil Museum of Canada.

Carried.

OTHER BUSINESS

It was noted that immediately following Council, there will be a meeting with the Emergency Management Coordinator regarding the CACC Centre and the JEPP Funding application.

By-Laws

#23: Gillis/Gilliland: That By-Laws #3 to #5 and #7 of 2008, as circulated, and #6 of 2008, as amended, be taken as read a first and second time.

Carried.

#24: Jamieson/Kirkland: That By-Laws #1 and #3 to #5 and #7 of 2008, as circulated, and #6 of 2008, as amended, be taken as read a third time and finally passed.

Carried.

Adjournment

The Warden declared the meeting adjourned.

Time: 2:15 p.m.

Jim Burns
Warden

Linda Ross
County Clerk
General Manager, Corporate Services