

MINUTES
LAMBTON COUNTY COUNCIL

August 20, 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 Wm. Bilton and D. Boushy.

Disclosures of Pecuniary Interest: None.

In-Camera

#1: Gilliland/McGugan: That the Warden declare that County Council go in-camera to discuss a matter concerning litigation or pending litigation (updating Council on one (1) litigation matter).

Carried.

Open Session

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

Rise and Report Motions of the In-Camera Session dated August 20, 2008

#2: Napper/Perry: That Council rise and report.

Carried.

The County Clerk noted that there were no resolutions to report from the Closed Session meeting.

#3: Napper/Perry: That Council adopt the report of the Closed Session meeting.

Carried.

Minutes

The Lambton County Council (Open Session) and (Closed Session) minutes dated July 2, 2008 were presented.

#4: Kirkland/Minielly: That the Lambton County Council (Open Session) and (Closed Session) minutes dated July 2, 2008 be accepted as presented.

Carried.

Correspondence

8-1-08 A letter from the Canadian Union of Postal Workers, dated June 2008, advising that the Federal Government is conducting a review of the public post office called the Canada Post Corporation Strategic Review. The review is looking at whether the public post office will continue to have an exclusive privilege to handle letters so that it has the money to provide universal service, or should the letter market be open to competition. CUPW is requesting support of its resolution to send a letter or submission to the Canada Post Corporation Strategic Review, opposing deregulation of Canada Post and insisting that the government hold public hearings and properly consult with the true owners of Canada Post - the public.

#5: Gillis/Arnold: That we support the resolution from the Canadian Union of Postal Workers (CUPW) (correspondence 8-1-08), to send a letter or submission to the Canada Post Corporation Strategic Review, opposing deregulation of Canada Post and insisting that the government hold public hearings and properly consult with the true owners of Canada Post - the public.

Carried.

Correspondence to Receive and File

8-2-08 A letter from the Ontario Property and Environmental Rights Alliance, dated June 30, 2008, advising that new provincial endangered species legislation was created and in December of 2007, the Ivey Foundation Report confirms that the David Suzuki Foundation, Environmental Defence, Ontario Nature, Sierra Legal Defense Fund (now Ecojustice) and the Wildlands League, a subsidiary of the Canadian Parks and Wilderness Society, organized a cartel in 2005 under the name of Save Our Species (S.O.S.) to devise Ontario's new ESA 2007, eighteen (18) months before it was introduced as a Ministry of Natural Resources invention.

8-3-08 A letter from Colleen Bradley, Secretary - Treasurer for 436 Greenfield St. Tenants, dated July 23, 2008, thanking the County for considering and approving their request for a lift for their two (2) storey apartment building. They have also purchased two (2) used shopping carts to allow groceries and other purchases to be taken up this lift to the apartments and have also received a donation of two (2) used wheelchairs from Branch 216 Petrolia Canadian Legion.

8-4-08 A copy of a letter from the County of Lanark to Premier Dalton McGuinty, dated June 25, 2008, advising of its resolution that it supports the City of Kingston's resolution requesting the Province of Ontario give approval for the Zenn car and other electric automobiles to be used on Ontario Roads.

8-5-08 Standard & Poor's, the County's credit rating company, has issued its annual "Public Finance Report Card". The County's credit rating has been maintained at "A+/Stable/-", and the author comments that Lambton has a low and declining debt burden (among the lowest of its peers). It also states that as a percentage of operating revenues, its operating surpluses are low, as well as cash and equivalent balances, which have declined every year since 2001. The County is, however, setting aside 2% from its levy each year for its reserves to help maintain its cash and equivalent balances.

8-6-08 A letter from the Municipality of Kincardine, dated June 23, 2008, requesting endorsement of its resolution to support the recommendations in the Report on Removing Barriers for International Medical Doctors by Etobicoke-Lakeshore M.P.P. Lauren Broten, Parliamentary Assistant to the Minister of Health and Long-Term Care. The Municipality is also requesting to encourage the Ontario Legislature to support this important legislation once introduced by Minister of Health George Smitherman as per his June 6, 2008 announcement.

8-7-08 A Member Communication from the Association of Municipalities of Ontario (A.M.O.), dated July 4, 2008, providing an update to Members on the June 2008 Board Meeting. Highlights of the meeting were as follows:

- a) Update on A.M.O. Annual Conference 2008;
- b) MPAC Update;
- c) Changes to Human Rights Legislation;
- d) Blue Box Continuous Improvement Fund (CIF) Update;
- e) Blue Box: Status of Municipal Household and Special Waste Program; and,
- f) Federal Gas Tax: Outcomes Report.

8-8-08 Municipal Marketplace from the Federation of Canadian Municipalities, received July 3, 2008, advising that in recent years, the Canadian Red Cross has declared that emergency management and all its components and related programs in preparedness, mitigation, response and recovery are an institutional priority. This renewed focus on emergencies has revealed a framework for cooperation with governments in need of attention. The release of the final report on the Auxiliary Role Project to Public Safety Canada in the early fall of 2008 will set the stage for concrete actions by the Federal Government to revitalize the relationship with the CRC. FCM is requesting the County to support the Auxiliary Role Project and in particular the renewal of the framework for cooperation between public authorities and the Canadian Red Cross to better address the humanitarian challenges of the 21st century by: a) working to reinforce the status and roles of the Canadian Red Cross and auxiliary to public authorities in the humanitarian field; and, b) reviewing existing measures, arrangements and instruments supporting the relationship.

8-9-08 A copy of a letter from the Municipality of Clarington to Premier Dalton McGuinty, dated June 25, 2008, advising of its support of the resolution from the County of Lambton concerning Economic and Environmental Strategies.

8-10-08 A copy of a letter from the Regional Municipality of Durham to Premier Dalton McGuinty, dated June 24, 2008, advising of its support of the resolution from the County of Lambton concerning Economic and Environmental Strategies.

8-11-08 A copy of a letter from the County of Wellington to Premier Dalton McGuinty, dated July 2, 2008, advising of its support of the resolution from the County of Lambton concerning Economic and Environmental Strategies.

8-12-08 A copy of a letter from the Township of Hilliard to Premier Dalton McGuinty, dated July 18, 2008, requesting support of its resolution to petition the Province of Ontario to take the same position that Quebec has taken to allow the Zenn electric vehicles to be licensed in Ontario.

8-17-08 A letter from the Ministry of Health and Long-Term Care, dated July 15, 2008, writing in response to the information received by the County of Lambton regarding the final report for the Ambulance Service Review conducted on April 3-5, 2007. A further review of the qualifications by the EHSB's Education Services, demonstrated all paramedical staff identified within the Final report now to be a holder of an ACP Provincial Certificate, to comply with recommendation five of the final report. The County's continued vigilance of ID Card retrieval and return to the Policy and Operational Assessment unit of EHSB, complies with recommendation nine of the final report. As well, the County indicated that both ERV type vehicles not certified as such, have now been decommissioned. This process now complies with recommendation eighteen of the final report.

8-18-08 A News Release from RONA, dated June 25, 2008, advising that the launch of a used paint recovery program across its stores in Ontario, will be July 1st, 2008. RONA is the first to recover paint in Ontario as part of the new Municipal Hazardous or Special Waste (MHSW) Program Plan. From collection points at RONA's stores across Ontario, the old paint and containers are then sent to the RONA distribution centre in Boucherville, Quebec. From there, the old paint is sent to Peintures recuperees du Quebec. About 80% of the old paint is reconditioned and put back on the market. Leftover latex and alkyd paint, stain and varnish are all accepted in the recovery and recycling program.

8-21-08 A letter from the City of St. Catharines, dated July 23, 2008, advising that its Council endorsed the resolution from the County of Lambton concerning developing economic and environmental strategies.

8-22-08 A letter from Mr. Bruce Curtis, Manager, Community Planning and Development, Ministry of Municipal Affairs and Housing, dated July 31, 2008, extending his thanks and appreciation to St. Clair Township and County of Lambton staff for the work and assistance that was provided during the consideration of the Shell Canada Proposed Oil Refinery Project in St. Clair Township.

#6: Bradley/Perry: That the above correspondence items be received and filed.

Carried.

Information Reports

COMMUNITY SERVICES DIVISION

Re: Item 9 A) h) - Information Report dated August 20, 2008 Regarding the Ministry of Health and Long-Term Care Compliance Visit - North Lambton Lodge

- (A) Councillor Mike Bradley gave Notice of Motion to be considered at the September 3rd, 2008 Council meeting as follows:

“That an ombudsman system be put in place for the three (3) Long-Term Care Homes.”

Re: Item 9 A) a) - Information Report dated August 20, 2008 Regarding the Gallery Lambton Group of Seven on Permanent Display

#7: Arnold/Gillis: That staff produce a further report outlining what is required to enable key pieces of the Group of Seven in the Permanent Collection to be placed on display year round.

Carried.

#8: Foubister/Kirkland: That the following information reports for the Community Services Division be received and filed:

- a) Information Report dated August 20, 2008 Regarding Gallery Lambton Group of Seven on Permanent Display;
- b) Information Report dated August 20, 2008 Regarding Gallery Lambton Change of Public Hours;
- c) Information Report dated August 20, 2008 Regarding Libraries, Museums and Gallery 2008 2nd Quarter Statistics;

- d) Information Report dated August 20, 2008 Regarding Housing Services 2nd Quarter Statistics;
- e) Information Report dated August 20, 2008 Regarding Correspondence 8-13-08;
- f) Information Report dated August 20, 2008 regarding Correspondence 8-16-08 LTC Stabilization Funding Increase;
- g) Information Report dated August 20, 2008 regarding Senior Services 2nd Quarter Statistics;
- h) Information Report dated August 20, 2008 Regarding the Ministry of Health and Long-Term Care Compliance Visit - North Lambton Lodge;
- i) Information Report dated August 20, 2008 regarding Lambton Base Hospital Program; and,
- j) Information Report dated August 20, 2008 regarding EMS 2nd Quarter Statistics.
Carried.

SOCIAL AND HEALTH SERVICES DIVISION

#9: McCharles/Napper: That the following information reports from the Social and Health Services Division be received and filed:

- a) Information Report dated August 20, 2008 Regarding Smoke-Free Ontario Act - Enforcement Update;
- b) Information Report dated August 20, 2008 Regarding Outdoor Air Quality Initiatives - Extreme Temperatures & Smog Protocols;
- c) Information Report dated August 20, 2008 Regarding Ontario Works Caseload Statistics - Q1 and Q2;
- d) Information Report dated August 20, 2008 Regarding Ontario Child Benefit/Social Assistance Rate Restructuring;
- e) Information Report dated August 20, 2008 Regarding Out of Province Travel;
- f) Information Report dated August 20, 2008 Regarding Emergency Shelter Update - Correspondence #8-19-08 and Correspondence #8-20-08;

- g) Information Report dated August 20, 2008 Regarding the Lambton Shared Services Centre - Lease Option - Correspondence #8-23-08;
- h) Information Report dated August 20, 2008 regarding Ontario Works Service Plan - 2008/2009:
- i) Information Report dated August 20, 2008 Regarding Child Care Program for Aboriginal Children;
- j) Information Report dated August 20, 2008 regarding 2008/2009 Best Start - Child Care - Ontario Early Years Centre Integrated Status - Update; and,
- k) Information Report dated August 20, 2008 regarding Coronation Park Day Nursery.

Carried.

CORPORATE SERVICES DIVISION

#10: Kirkland/Jamieson: That the following information reports for the Corporate Services Division be received and filed:

- a) Information Report dated August 20, 2008 Regarding Grant Repository and Tracking System;
- b) Information Report Dated August 20, 2008 Regarding External Auditor's May 8, 2008 Management Letter;
- c) Information Report dated August 20, 2008 Regarding Provincial Offences Administration - 2nd Quarter 2008 Statistics; and,
- d) Information Report dated August 20, 2008 Regarding Revenue Development - Update.

Carried.

CAO

Re: Item 9 D) a) - Information Report dated August 20, 2008 Regarding Legal Fees

- (T) * #11: Arnold/Gillis: That we table the report dated August 20, 2008 regarding Legal Fees
** Fees, to allow staff to bring back further information concerning the cost of staff time, as well as the value of the disbursements incurred as a result of the project.

Carried.

* Lift from the table motion #11 of the Lambton County Council (Open Session) minutes dated August 20, 2008 - see Council September 3, 2008, mot. #21.

** That the information report dated September 3, 2008 regarding Legal Fees be received and filed - see Council September 3, 2008, mot. #23.

Items Not Requiring a Motion

The following items were presented to County Council for its information:

- a) Land Division Committee Minutes dated July 8, 2008; and,
- b) General Managers' Updates - Minutes dated June 17, July 15 and 23, 2008.

Reports Requiring a Motion

COMMUNITY SERVICES DIVISION

Report dated August 20, 2008 Regarding Library High Demand Loan Period

#12: Arnold/Jamieson: That the recommendation be accepted as amended by adding **“and, That the report be brought back to Council within a ninety (90) day period”**, so that it reads as follows:

“That a more comprehensive report be brought back to County Council once feedback has been received from all library patrons and there is better information to base a decision on regarding the shorter loan period; and,

That the report be brought back to Council within a ninety (90) day period.”

Carried.

Report dated August 20, 2008 Regarding Library Donations

#13: Perry/McGugan: That these donations be gratefully accepted and that thank you letters be sent in accordance with the County's Recognition Policy.

Carried.

Report dated August 20, 2008 Regarding the Museums Collection Management

#14: Jamieson/Minielly: That the Curator's Collection Management Report be accepted as presented and that thank you letters be sent in accordance with the County's Recognition Policy.

Carried.

Report dated August 20, 2008 Regarding Gallery Donations

#15: MacDougall/McCharles: That the donations be gratefully accepted and that thank you letters be sent in accordance with the County's Recognition Policy.

Carried.

Report dated August 20, 2008 Regarding Correspondence 8-14-08 Homeownership Program

#16: Arnold/MacDougall: That we table the report dated August 20, 2008 regarding Correspondence 8-14-08 Homeownership Program to the next meeting of County Council, to investigate further options.

Defeated.

#17: Bradley/Jamieson: That the Homeownership Program criteria be changed to provide ten (10) percent down payment assistance, with a maximum limit of \$15,000.00, effective for purchases closing after October 1, 2008.

Carried.

Report dated August 20, 2008 Regarding 730 Cathcart Boulevard

#18: Bradley/Case: That the property be sold immediately (Option #1) through the normal process followed by the County.

Carried.

Report dated August 20, 2008 Regarding Correspondence 8-15-08 RPN Funding

#19: MacDougall/McGugan: That each Home accept the funding and increase their RPN hours of care equivalent to the funding increase and that the agreements be signed and returned to the LHIN office upon County Council approval.

Carried.

Adjournment

County Council adjourned for recess at 1:50 p.m.

Reconvene

County Council reconvened at 2:00 p.m.

SOCIAL AND HEALTH SERVICES DIVISION

Report dated August 20, 2008 Regarding Fall Health Benefit

#20: MacDougall/Kirkland: That County Council provide Ontario Works staff with the authority to issue a one-time 80:20 cost shared discretionary health benefit, known as the Fall Health Benefit, in the amount of \$245.00 for each dependent child under the age of eighteen (18) for which Ontario Works financial assistance is issued for the month of August 2008.

Carried.

CORPORATE SERVICES DIVISION

Report dated August 20, 2008 Regarding the Building Canada Fund - Update

#21: MacDougall/McGugan: That County Council authorize the Warden to send letters to Lawrence Canon, Minister responsible for Infrastructure Canada and George Smitherman, Minister of Public Infrastructure and Renewal, urging their immediate and continued attention to finalizing the full and complete Building Canada Fund – Ontario agreement in time to allow Ontario Municipalities to incorporate funding from this program into their 2009 capital budgets and that area Municipalities, along with local MPs, local MPPs, AMO and FCM be copied and requested to forward similar letters.

Carried.

Report dated August 20, 2008 Regarding Legal Fees

#22: Arnold/Case: That staff produce a report outlining hourly rates for the various firms.

Carried.

Items Tabled from Previous Meetings

Report dated August 20, 2008 Regarding the Town of Petrolia Involvement in the Oil Heritage District Plan

#23: Minielly/Gillis: That we lift from the table motion #19 of the Lambton County Council (Open Session) minutes dated July 2, 2008.

Carried.

#24: Perry/Jamieson: That motion #19 of the Lambton County Council (Open Session) minutes dated July 2, 2008 be accepted as presented as follows:

“That County Council pass the By-Law to accept the delegation from the two local Municipalities of the authority to designate a Heritage Conservation District under the provisions of the Ontario Heritage Act.”

Carried.

Report dated August 20, 2008 Regarding the SWEA Conference - Request for Sponsorship

#25: Kirkland/Napper: That we lift from the table motion #30 of the Lambton County Council (Open Session) minutes dated July 2, 2008.

Carried.

#26: Gillis/Perry: That the County agree to sponsor the presentation by Mr. Friel at a cost not to exceed \$5,000.00; and further,

That the cost of the same be funded internally from a reallocation of existing accounts.

Defeated.

Notice of Motion

#27: Minielly/Bradley: **WHEREAS** the County has experienced significant challenges and pressures over the past 10 to 15 years with the new County of Lambton Act, the restructuring of municipalities carried out by the Province in 2001, Provincial Downloading and uploading, the development of a Strategic Plan etc.;

AND WHEREAS the management structure of the County has been under significant pressure to respond to these changes and maintain high service levels under these challenging conditions with Council and staff having little time or opportunity to assess the overall impact of these changes or the effectiveness of our response;

BE IT THEREFORE RESOLVED THAT County Council establish a Corporate Review Committee made up of the Warden and Council members representing each geographic area of the County, to assess the strengths and weaknesses of the current organizational structure and make recommendations to Council and the administration that will lead to more effective and efficient management of the County and improve the administrative system where needed;

AND FURTHER that the Committee be authorized to use staff and or whatever professional assistance as may be necessary to assist them in this review and that a report on the findings and recommendations of the Committee be submitted to Council within four (4) to six (6) months.

Carried.

Adjournment

County Council adjourned for recess at 2:40 p.m.

Reconvene

County Council reconvened at 2:43 p.m.

Minutes

Warden Burns read out the Striking Committee minutes dated August 20, 2008.

#28: Foubister/Gilliland: That the Striking Committee minutes dated August 20, 2008 be accepted as read.

Carried.

By-Laws

#29: Gilliland/Gillis: That By-Laws #40 and #42 of 2008, as circulated, be taken as read a first and second time.

Carried.

#30: Foubister/Case: That By-Laws #40 and #42 of 2008, 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.

Jim Burns
Warden

Linda Creaghe
County Clerk
General Manager, Corporate Services