

MINUTES
LAMBTON COUNTY COUNCIL

October 1, 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.

Disclosures of Pecuniary Interest: None.

Delegations

#1: McGugan/Gilliland: That we invite Ms. Tanya Cross, Senior Project Engineer, Ministry of Transportation and Mr. Dave Emery, Project Management, Stantec Consulting Ltd., within the Bar, to speak to County Council regarding the proposed Highway 402 widening project.

Carried.

#2: Bradley/Foubister: That the Federal and Provincial Governments be asked to immediately review the need for the project based on environmental impacts and economic need.

A recorded vote, starting with Councillor Gord Perry, was requested by Councillor Jim Foubister, on motion #2 of this day's minutes.

S. Arnold	No	(3)
Wm. Bilton	No	(1)
D. Boushy	Yes	(3)
M. Bradley	Yes	(3)
J. Burns	No	(1)
T. Case	Yes	(2)
J. Foubister	Yes	(3)
P. Gilliland	Yes	(2)
A. Gillis	No	(3)
C. Jamieson	No	(2)
D. Kirkland	No	(1)
B. MacDougall	No	(3)
J. McCharles	No	(2)
D. McGugan	No	(1)
G. Minielly	No	(3)
L. Napper	No	(3)
G. Perry	No	(1)

Yeas - 13; Nays - 24.

Motion defeated.

Monthly Staff Presentations re: Activities and Issues

Mr. Kevin Churchill, Manager, Health Promotion and Program Support, presented an overview of the department's activities.

In-Camera

#3: Foubister/Kirkland: That the Warden declare that County Council go in-camera to discuss a matter concerning litigation or pending litigation (updating Council on one (1) 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 October 1, 2008

#4: Minielly/Jamieson: That Council rise and report.

Carried.

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

#5: Minielly/Jamieson: That Council adopt the report of the Closed Session meeting.

Carried.

Minutes

The Lambton County Council (Open Session) minutes dated September 17, 2008 were presented.

#6: Kirkland/Minielly: That the Lambton County Council (Open Session) minutes dated September 17, 2008 be accepted as presented.

Carried.

Correspondence

10-1-08 A memorandum from the Town of Fort Erie, dated September 10, 2008, regarding the Niagara Health System - Hospital Improvement Plan. The Town of Fort Erie is requesting endorsement of its resolution to support the efforts of Peter Kormos, M.P.P., to introduce a Private Member's Bill calling for the public election of all hospital boards in the Province of Ontario as part of the Municipal Elections commencing in 2010. It is also requesting to petition The Honourable David Caplan, Minister of Health, to legislatively enact the protective status of the Rural Hospital designation as previously defined in 1998 under The Rural and Northern Health Care Framework by the conservative Government and apply the designation to the Douglas Memorial Hospital in the Town of Fort Erie and all other qualifying hospitals in Ontario.

10-2-08 A resolution from the Municipality of Tweed, received September 15, 2008, requesting support of its resolution to ask the Provincial and Federal Governments to become involved and reduce taxes on petroleum products, including the Provincial road taxes and the Federal Excise Tax.

#7: McGugan/Perry: That we endorse the resolution of the Town of Fort Erie, to support the efforts of Peter Kormos, M.P.P., to introduce a Private Member's Bill calling for the public election of all hospital boards in the Province of Ontario as part of the Municipal Elections commencing in 2010 and to petition The Honourable David Caplan, Minister of Health, to legislatively enact the protective status of the Rural Hospital designation as previously defined in 1998 under The Rural and Northern Health Care Framework by the Conservative Government and apply the designation to the Douglas Memorial Hospital in the Town of Fort Erie and all other qualifying hospitals in Ontario; and further,

That we support the resolution from the Municipality of Tweed, to ask the Provincial and Federal Governments to become involved and reduce taxes on petroleum products, including the Provincial road taxes and the Federal Excise Tax.

Carried.

Correspondence to Receive and File

10-3-08 A Member Communication from the Association of Municipalities of Ontario (A.M.O.), dated September 19, 2008, advising that A.M.O. is seeking comment on its Immigration Paper: "Putting Out the Welcome Mat: Why Immigration Matters to Ontario's Municipalities." The paper explores the Municipal context in the attraction, retention and settlement of immigrants in Ontario's Municipalities. It provides considerations, strategies and recommendations as a toolkit for advocacy and planning on moving forward on progressive immigration policy and programs for A.M.O. and Municipalities.

10-4-08 A Member Communication from the Association of Municipalities of Ontario (A.M.O.), dated September 22, 2008, regarding the Federal Election 2008 and Ontario Municipalities. The Premier asked Ontarians to sign an on-line petition urging the Federal Government "to give Ontario a fair shake" and is asking people to raise the issue of fairness with Federal election candidates. In addition, he has asked Ontarians to let all Federal parties know that the Province should keep more of its own money to invest in people and to make Ontario more competitive. Copies of the letter from the Premier to each party leader and each party candidate in Ontario along with the petition are available at www.fairness.ca.

10-5-08 A letter from June Lasenby, dated September 22, 2008, requesting a response to her previous letter to Council concerning the renovations to North Lambton Lodge.

#8: Foubister/McCharles: That correspondence 10-3-08, 10-4-08 and 10-5-08 be received and filed.

Carried.

Information Reports

CORPORATE SERVICES DIVISION

#9: Arnold/Napper: That the following information reports for the Corporate Services Division be received and filed:

- a) Information Report dated October 1, 2008 Regarding Health and Safety Report: NEER Update (partial year);
- b) Information Report dated October 1, 2008 Regarding the Training Report - 3rd Quarter 2008;
- c) Information Report dated October 1, 1008 Regarding 2007 Financial Statements and MPMP Comparison;
- d) Information Report dated October 1, 2008 Regarding the Office of the Ombudsman (Ontario) Closed Meeting Decision Re: City of Greater Sudbury; and,
- e) Information Report dated October 1, 2008 Regarding Accessibility Correspondence.

Carried.

Items Not Requiring a Motion

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

- a) Land Division Committee Minutes dated September 9, 2008; and,
- b) General Managers' Updates - Minutes dated August 19, 2008.

Reports Requiring a Motion

INFRASTRUCTURE AND DEVELOPMENT SERVICES DIVISION

Report dated October 1, 2008 Regarding the Waste Management Capital Reserve Fund - Proposed Wind-Down

#10: Gillis/Case: That the Waste Management Capital Reserve Fund be wound down by:

- Establishing the 2008 base year expenditure for County landfill closure and post closure costs;

- The annual contribution from the Waste Management Capital Reserve to the Waste Management Operating budget would be the incremental difference between that year's County landfill closure and post closure costs and those costs established for the base year (2008); and further,

That staff report to County Council from time-to-time on the status of the Waste Management Capital Reserve Fund and whether the assumptions utilized in the analysis and rationale for the draw down of the reserve remain valid.

Carried.

#11: Arnold/Gillis: That staff provide a further report detailing a breakdown of the costs projected.

Carried.

CORPORATE SERVICES DIVISION

Report dated October 1, 2008 Regarding Property Tax Policy - Business Education Taxes

#12: Bradley/Jamieson: That staff continue to monitor developments and ensure that Council is aware of all developments and their impact on BET rates as it considers setting its 2009 Tax Policies.

Carried.

Report of John Innes, Corporate Manager, Financial Services/Treasurer dated October 1, 2008 and an Additional Report from Ron Van Horne, C.A.O., dated October 1, 2008, Regarding South Western Economic Assembly (SWEA)

#13: Boushy/Jamieson: That the recommendation in the report of John Innes be received and filed and that the recommendation in the report of Ron Van Horne be approved as follows:

“That the County immediately apply for membership in SWEA;

That the cost of joining SWEA be charged to the Membership Fees line in the County Council portion of the 2008 Operating Budget; and,

That impact and means of funding this membership fee be reported by the Treasurer when the results from the 4th Quarter Variance analysis are presented to Council.”

Carried.

Report dated October 1, 2008 Regarding the Acquisition of Software for PSAB 3150 Project

#14: Gillis/Kirkland: That the Warden and Treasurer be authorized to sign the agreements with the Createch Group and Riva Inc. for the provision of asset management software and related services.

Carried.

Report dated October 1, 2008 Regarding the Amendment to By-Law 32-2004, as Amended by By-Law 30-2006, Records Retention

#15: MacDougall/Napper: That the attached Schedule of changes be approved and that By-Law 32-2004 be amended accordingly.

Carried.

By-Laws

#16: Bilton/Arnold: That By-Laws #47 to #49 of 2008, as circulated, be taken as read a first and second time.

Carried.

#17: Case/Boushy: That By-Laws #47 to #49 of 2008, as circulated, be taken as read a third time and finally passed.

Carried.

OTHER BUSINESS

County Council thanked the Lambton Cattlemen's Association for hosting the "Beef on a Bun" lunch today. All proceeds to be donated the Canadian Breast Cancer Association.

Adjournment

The Warden declared the meeting adjourned.

Time: 1:45 p.m.

Jim Burns
Warden

Linda Creaghe
County Clerk
General Manager, Corporate Services