

MINUTES
LAMBTON COUNTY COUNCIL

July 8, 2009

Lambton County Council was in session in the Council Chambers, Wyoming, Ontario, at 1:00 p.m. on the above date. Warden in the Chair; Roll called; All members present except J. Foubister and P. Gilliland.

Disclosures of Pecuniary Interest: None.

In-Camera

#1: Perry/McGugan: That the Warden declare that County Council go in-camera to discuss a matter concerning the acquisition/disposition of land by the Municipality and 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 May 6, 2009

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

Carried.

The Chief Administrative Officer noted that there was one resolution to report from the Closed Session meeting of May 6, 2009 as follows:

"Report dated January 21, 2009 Regarding the CAW Ratification

#20: Kirkland/Napper: That the Committee recommend to County Council that it ratify the tentative agreement reached with The National Automotive, Aerospace, Transportation and General Workers Union of Canada (CAW Local 302).

Carried."

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

Carried.

Delegations

#4: Perry/Jamieson: That we invite the representatives from the Sarnia-Lambton Teens Against Tobacco Industry Control (STATIC), within the Bar, to speak to County Council regarding the "Youth Action Alliance" Program.

Carried.

Minutes

The Lambton County Council (Open Session) and (Closed Session) minutes dated June 3, 2009 and the (Open Session) minutes dated June 29, 2009 were presented.

#5: McCharles/Gillis: That the Lambton County Council (Open Session) and (Closed Session) minutes dated June 3, 2009 and the (Open Session) minutes dated June 29, 2009 be accepted as presented.

Carried.

Correspondence

7-11-09 A copy of a letter from the City of Port Colborne to Premier Dalton McGuinty, dated May 29, 2009, requesting support of its resolution to put an immediate moratorium on any changes to the Niagara Health System's Port Colborne and Fort Erie sites, as well as all northern and rural communities until the government examines the issues, identifies unique needs and provides a provincial framework to support northern and rural communities and until the LHIN completes its Clinical Services Plan and the Ombudsman completes his investigation of the Hamilton Niagara Haldimand Brant Local Health Integration Network.

#6: Bradley/McGugan: That we support the resolution from the City of Port Colborne to request the Ministry of Health and Long Term Care to put an immediate moratorium on any changes to the Niagara Health System's Port Colborne and Fort Erie sites, as well as all northern and rural communities until the government examines the issues, identifies unique needs and provides a provincial framework to support northern and rural communities and until the LHIN completes its Clinical Services Plan and the Ombudsman completes his investigation of the Hamilton Niagara Haldimand Brant Local Health Integration Network.

Carried.

7-13-09 A memorandum from the Town of Fort Erie, dated May 28, 2009, requesting support of its resolution to petition the Premier of Ontario to take the necessary steps in a timely manner to amend the Ombudsman Act to include hospitals under the jurisdiction of the Ombudsman and in the event the Premier responds negatively, the Town of Fort Erie respectfully requests and expects a full and complete explanation as to why the Province will not amend the Act as requested.

#7: McGugan/Bradley: That we support the resolution from the Town of Fort Erie to petition the Premier of Ontario to take the necessary steps in a timely manner to amend the Ombudsman Act to include hospitals under the jurisdiction of the Ombudsman.

Carried.

7-14-09 A memorandum from the Town of Hawkesbury, received June 3, 2009, advising of its resolution to lobby the Federal and Ontario Governments to ensure that investments made by Canadians in industries be protected on a long term basis and be secured against being moved outside of the country or being permanently closed without consultation with Canadian investors.

#8: Bradley/McGugan: That we support the resolution from the Town of Hawkesbury to lobby the Federal and Ontario Governments to ensure that investments made by Canadians in industries be protected on a long term basis and be secured against being moved outside of the country or being permanently closed without consultation with Canadian investors.

Carried.

Correspondence to Receive and File

7-12-09 A letter from Mr. Robert Simpson, Chair of the Wallaceburg Disaster Relief Committee, received June 2, 2009, seeking financial assistance from all Municipalities in Ontario to help the victims of the flood damages which occurred on February 12, 2009. An ice jam caused localized flooding in Wallaceburg and numerous homeowners and small businesses have lost essential property.

7-16-09 A letter from the City of Pickering, dated May 26, 2009, requesting support of its resolution to appeal to the Province of Ontario to stop the implementation of the proposed Provincial Harmonized Sales Tax until more public consultation and input is received.

7-19-09 A letter from the Association of Municipal Managers, Clerks and Treasurers of Ontario, dated June 2, 2009, announcing that Darlene Coke, Marketing and Communications Coordinator for the County, has successfully fulfilled the requirements and graduated from the Association's Diploma in Municipal Administration. Graduates of this Diploma Program are informed professionals with a comprehensive understanding of the complex and rapidly evolving Municipal environment.

7-20-09 A memorandum dated June 16, 2009 from the Township of Stirling-Rawdon requesting support of its resolution to not be willing to pay costs for the preparation of two Municipal Drinking Water Licensing Plans.

7-21-09 A memo from the Town of Innisfil, dated June 16, 2009, requesting support of its resolution to ask the Province of Ontario to exempt electricity sales from the provincial portion of the single harmonized sales tax at least until the stranded debt of Ontario Hydro is fully retired.

#9: Bradley/McGugan: That the above correspondence items be received and filed.
Carried.

Correspondence from Member Municipalities

7-18-09 A copy of a letter from the Honorable Dennis G. Lennox II, Drain Commissioner for the County of Cheboygan, Michigan, U.S.A., to Jim Burns, Mayor of the Township of Enniskillen, dated June 10, 2009, advising that Genesee County is planning to construct a pipeline that would divert 85 million gallons/322 million litres per day from Lake Huron. Genesee County's proposal negatively impacts all of Michigan, as well as other Great Lakes States and Provinces. Mr. Lennox is asking for help to ask the Michigan Department of Environmental Quality to exercise due diligence in this matter and would also appreciate assistance with Provincial leaders in Ontario, as he believes their scrutiny of the proposal is essential before approval is granted.

#10: Boushy/MacDougall: That the Warden and Chief Administrative Officer prepare a letter expressing the County's concerns regarding the proposed diversion;

That a meeting with key agencies and the County's M.P.s and M.P.P.s be requested regarding the proposed diversion; and further,

That the proposed consultation period be extended an additional sixty (60) days to allow all interested parties to obtain further information regarding the issues raised.

Carried.

7-10-09 A copy of a letter from the City of Sarnia to the Honourable Madeleine Meilleur, Minister of Community and Social Services, dated June 4, 2009, requesting support of its resolution to ask the Ministry of Community and Social Services to provide financial assistance to Municipalities for the implementation of Accessibility Standards.

#11: Gillis/MacDougall: That the County of Lambton support the resolution from the City of Sarnia to ask the Ministry of Community and Social Services to provide financial assistance to Municipalities for the implementation of Accessibility Standards.

Carried.

Items Not Requiring a Motion

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

- a) General Managers' Updates - Minutes dated May 19 and 27, 2009; and,
- b) Tourism Sarnia-Lambton - Minutes of the Board of Directors dated April 9, 2009.

Committee Minutes

Mr. S. Arnold presented the Committee A.M. minutes dated June 17, 2009.

Re: Motion #13 - Report dated June 17, 2009 Regarding the Restriction of Trucks on County Roads

#12: Napper/Gillis: That we delete motion #13 of the Committee A.M. minutes dated June 17, 2009 and that we approve Option 2 within that report as follows:

"Option 2 defined Local Pick-ups and Deliveries to within the municipalities containing all or part of the restricted road. Any heavy truck either picking up or delivering to an address within the boundaries of only those municipalities containing all or a section of the restricted route(s) would meet the definition and be exempt from any posted truck restrictions. It would see heavy truck traffic originating outside the identified local municipalities and destined beyond the identified local municipalities restricted from those identified routes. This level of restriction conflicts with the County's Strategic Plan and the County's Official Plan."

A recorded vote, starting with Councillor Don McGugan, was requested by Councillor Lonny Napper on motion #12 of this day's minutes.

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

Yeas - 5; Nays - 27.

Motion defeated.

It was agreed to try to deal with both studies at the October meeting of Council given concerns for scheduling of vacations, et cetera.

#13: Arnold/Perry: That the Committee A.M. minutes dated June 17, 2009 be accepted as presented.

Carried.

Ms. C. Jamieson presented the Committee P.M. minutes dated June 17, 2009.

#14: Jamieson/Kirkland: That the Committee P.M. minutes dated June 17, 2009 be accepted as presented.

Carried.

Items Tabled from Previous Meeting(s)

The report concerning Public Disclosure of Restaurant Inspections and Food Safety Activities dated February 18, 2009 and the subsequent report dated June 17, 2009 will be circulated at the next Committee meeting (August 20th, 2009), for Council approval on September 2, 2009.

OTHER BUSINESS

Re: Grant Application to Cultural Spaces Canada

#15: MacDougall/Jamieson: That Lambton County Council approve the submission of a grant application to Cultural Spaces Canada, and that the Warden be named as the authorized signatory for the application and supporting documentation required under the programme.

Carried.

Councillor Todd Case spoke to the issue of the construction at the overpass on County Road 79 and the request for an extension by the contractor. Better communication is being sought.

Information Report

SOCIAL SERVICES AND CHILDREN'S SERVICES DIVISION

The following information report was circulated to County Councillors for their information:

- a) Information Report dated July 8, 2009 - Minister Deb Matthews Attends Official Opening of Little Friends Child and Family Development Centre and Best Start Hub.

Councillor Don McGugan reminded Councillors of the Alvinston - Pork Producers' Charity Barbeque this evening (July 8, 2009) at the Alvinston Community Centre, Alvinston, ON. Festivities commence at 5:00 p.m. All are invited to attend.

By-Laws

#16: Bilton/Arnold: That By-Laws #31 and #32 of 2009, as circulated, be taken as read a first and second time.

Carried.

#17: Arnold/Bilton: That By-Laws #31 and #32 of 2009, as circulated, be taken as a read a third time and finally passed.

Carried.

Adjournment

#18: Gillis/Jamieson:

- a) That the Warden declare the meeting adjourned.
- b) That the next meeting of County Council be held on Wednesday, September 2, 2009 with the In-Camera Session to commence at 1:00 p.m.

Carried.

Time: 2:40 p.m.

Jim Burns
Warden

Ronald G. Van Horne
Chief Administrative Officer