

MINUTES
LAMBTON COUNTY COUNCIL

September 1, 2021

Lambton County Council was in session via electronic meeting at 9:00 a.m. on the above date. Warden in the Chair; Roll called; All members present except S. Miller.

Disclosures of Pecuniary Interest: None.

In-Camera

#1: Veen/Ferguson: That the Warden declare that County Council go in-camera to discuss the following:

- a) to review the Lambton County Council (Closed Session) minutes dated July 7, 2021, pursuant to s. 239 (2)(d) of the *Municipal Act, 2001*.
- b) to review the Committee A.M. and P.M. (In-Camera) minutes dated August 18, 2021, pursuant to s. 239 (2)(d) of the *Municipal Act, 2001*.

Carried.

Open Session

The Warden declared that County Council go back into Open Session. Council then reconvened at 9:30 a.m.

Rise and Report Motions of the In-Camera Session

The Clerk noted that County Council adopted the Lambton County Council (Closed Session) minutes dated July 7, 2021 as well as the Committee A.M. and P.M. In-Camera minutes dated August 18, 2021. Council also received advice from the legal counsel of the County on a discreet question pertaining to Council members' indemnity insurance coverage in response to correspondence that was distributed to some members of County Council over the past couple of days.

Medical Officer of Health Update on COVID-19

Dr. Christopher Greensmith, Acting Medical Officer of Health, provided an update on the COVID-19 pandemic in Lambton County and responded to questions from County Councillors with respect to same. The [video stream](#) of the meeting can be watched on the Lambton County website.

Delegations

#2: Napper/White: That we invite the delegations within the Bar to speak to County Council.

Carried.

Ontario Federation of Agriculture

Brooke Watson, Office Administrator, Lambton Federation of Agriculture (LFA), presented to Council along with Crispin Colvin, Executive Director, Ontario Federation of Agriculture (OFA), Joanne Fuller, Member Services Representative, OFA, and Gary Martin, President, LFA, regarding Ontario Federation of Agriculture - Home Grown campaign, MZOs (Minister's Zoning Orders) and land use planning.

#3: Weber/White: That County Council receive the information presented by Crispin Colvin, Executive Director, Ontario Federation of Agriculture (OFA), and his team, and that the County send a letter to the Province to support the OFA's position regarding the Minister's Zoning Orders (MZOs).

Carried.

Minutes of Council (Open Session)

The Lambton County Council (Open Session) minutes dated July 7, 2021 were presented.

#4: Hand/White: That the Lambton County Council (Open Session) minutes dated July 7, 2021 be accepted as presented.

Carried.

Correspondence to Receive and File

CC 09-08-21 A letter from Delbert (Deb) Shewfelt, Municipal Advisor to the Great Lakes Fishery Commission dated July 11, 2021 regarding resolutions from the 66th annual meeting of Canada and United States Great Lakes Advisors and Great Lakes Fishery Commission. Advisors passed resolutions to address issues affecting the Great Lakes. All advisors feel strongly that these changes will greatly improve the health of the Great Lakes and are asking for support on the attached resolutions.

CC 09-11-21 A letter from Dave and Maureen Jenkins dated August 6, 2021 regarding Childhood Cancer Awareness Month - September 2021. Dave and Maureen are seeking support of this occasion and permission by way of an official proclamation from Lambton County Council to raise the Childhood Cancer Gold Ribbon Flag at the County Building for one week during the month of September.

Correspondence from Member Municipalities

CC 09-05-21 A letter from Amy Burkhart, Acting City Clerk, City of Sarnia, dated July 21, 2021 regarding Capital Gains Tax Exemptions on Primary Residence. Sarnia City Council passed the resolution below at its July 12, 2021 meeting and is requesting Lambton County Council to also consider the resolution.

That Sarnia City Council endorse the resolution circulated by the Town of Fort Erie requesting that the Federal Government cease further consideration of eliminating capital gains tax exemptions on primary residences.

CC 09-06-21 A letter from Lynda Thornton, Clerk-Treasurer, Village of Oil Springs, dated August 11, 2021 regarding Capital Gains Tax Exemptions on Primary Residence. On August 10, 2021 the Village of Oil Springs Council adopted the resolution below and is requesting County Council's consideration.

That the Council of the Village of Oil Springs support the resolution circulated by the Town of Fort Erie requesting that the Federal Government cease further consideration of eliminating capital gains tax exemptions on primary residences.

CC 09-07-21 A letter from Mandi Pearson, Clerk/Operations Clerk, The Town of Petrolia, dated August 11, 2021 regarding Capital Gains Tax Exemptions on Primary Residence. On August 9, 2021, the Town of Petrolia passed the resolution below.

THAT the Council of the Town of Petrolia support and endorse the resolution circulated by the Town of Fort Erie requesting that the Federal Government cease further consideration of eliminating capital gains tax exemptions on primary residences.

CC 09-09-21 A letter from Erin Kwarciak, Clerk, Town of Plympton-Wyoming dated August 12, 2021 regarding rising costs of building materials. On August 11, 2021, the Town of Plympton-Wyoming Council passed the resolution below.

That Council support item 'h' of correspondence from the City of Kitchener regarding the Rising Costs of Building Materials.

CC 09-10-21 A letter from Mandi Pearson, Clerk/Operations Clerk, dated August 11, 2021 regarding 988, a National three-digit suicide and crisis hotline. On August 9, 2021, the Town of Petrolia Council passed the following resolution:

NOW THEREFORE BE IT RESOLVED:

THAT the Town of Petrolia endorses this 988 crisis line initiative;

AND THAT Staff be directed to send a letter indicating such support to the local MP, MPP, Federal Minister of Health, the CRTC and local area municipalities to indicate our support.

#5: Veen/Arnold: That correspondence CC 09-08-21, CC 09-11-21, CC 05-21, CC 09-06-21, CC 09-07-21, CC 09-09-21 and CC 09-10-21 be received and filed.

Carried.

Information Reports

INFRASTRUCTURE & DEVELOPMENT SERVICES DIVISION

Information Report dated September 1, 2021 Regarding Planning Staff Adjustments Follow up (Financial Implications)

#6: Cook/Ferguson: That Information Report dated September 1, 2021 regarding Planning Staff Adjustments Follow-up (Financial Implications) be received and filed.

Carried.

Items Not Requiring a Motion

#7: Weber/White: That the Sarnia-Lambton Economic Partnership Board minutes dated March 30, 2021 be received and filed.

Carried.

Committee Minutes

Ms. J. Rombouts presented the Committee A.M. minutes dated August 18, 2021.

#8: Stark/Bradley:

- a) That all Board of Health matters be dealt with by the entire Board of Health rather than through the County's Committee system.
- b) That the Board of Health also include members of the public with different professional backgrounds.

Tabled.

#9: Bradley/Weber: That motion #8 of this day's minutes be tabled to the October 6, 2021 County Council meeting and that the previous reports on the issue of the Lambton Public Health's Board of Health's governance be re-circulated to Council members.

Carried.

#10: Rombouts/Bird: That the Committee A.M. minutes dated August 18, 2021 be accepted as presented.

Carried.

Mr. B. White presented the Committee P.M. minutes dated August 18, 2021.

#11: White/Stark: That the Committee P.M. minutes dated August 18, 2021 be accepted as presented.

Carried.

Item Tabled from Previous Meeting

Report dated September 1, 2021 Regarding Medical Tiered Response Agreement - City of Sarnia - Update #4

Re: Tabled motion #11 of the Lambton County Council (Open Session) minutes dated April 7, 2021, and tabled motion #8 of the Committee A.M. minutes dated January 20, 2021 regarding the Medical Tiered Response Agreement - City of Sarnia (the motions were tabled to allow staff to negotiate a new agreement with the City of Sarnia).

#12: Rombouts/Cook: That tabled motion #11 of the Lambton County Council (Open Session) minutes dated April 7, 2021, and tabled motion #8 of the Committee A.M. minutes dated January 20, 2021 regarding the Medical Tiered Response Agreement - City of Sarnia be lifted from the table.

Carried.

#13: Bradley/Veen: That County Council adopt the recommendation in Report dated September 1, 2021 regarding Medical Tiered Response Agreement - City of Sarnia - Update #4 which reads as follows:

- a) That the 2017 Tiered Response Agreements with municipal fire departments, with the exception of Sarnia Fire and Rescue Services, be reinstated and the March 2020 interim COVID-19 Tiered Response Criteria be repealed.
- b) That the 2014 Tiered Response Agreement with Sarnia Fire and Rescue Services be reinstated for a time-limited period expiring effective December 31, 2021 to allow reasonable time for the parties involved to reach a renewed agreement.

#14: Stark/White: That motion #13 of this day's minutes be amended so that the December 31, 2021 deadline be moved to February 28, 2022 so that the motion now reads:

- a) That the 2017 Tiered Response Agreements with municipal fire departments, with the exception of Sarnia Fire and Rescue Services, be reinstated and the March 2020 interim COVID-19 Tiered Response Criteria be repealed.

- b) That the 2014 Tiered Response Agreement with Sarnia Fire and Rescue Services be reinstated for a time-limited period expiring effective February 28, 2022 to allow reasonable time for the parties involved to reach a renewed agreement.

A recorded vote starting with Councillor Broad was requested by Councillor Stark on motion #14 of this day's minutes.

Councillor	Vote
S. Arnold	No (3)
M. Bird	No (3)
D. Boushy	Yes (3)
M. Bradley	Yes (3)
A. Broad	Yes (1)
D. Cook	No (2)
D. Ferguson	No (1)
B. Hand	Yes (1)
B. Loosley	Yes (2)
K. Marriott	No (1)
S. Miller	Absent
L. Napper	Yes (3)
J. Rombouts	No (2)
M. Stark	Yes (3)
I. Veen	No (1)
B. Weber	No (3)
B. White	Yes (3)

Yeas - 19; Nays - 16.

Motion Carried.

A recorded vote starting with Councillor Napper was requested by Councillor Bradley on motion #13, as amended, of this day's minutes.

Councillor	Vote
S. Arnold	No (3)
M. Bird	Yes (3)
D. Boushy	Yes (3)
M. Bradley	Yes (3)
A. Broad	Yes (1)
D. Cook	Yes (2)
D. Ferguson	Yes (1)
B. Hand	Yes (1)
B. Loosley	Yes (2)
K. Marriott	Yes (1)
S. Miller	Absent
L. Napper	Yes (3)

Councillor	Vote
J. Rombouts	Yes (2)
M. Stark	Yes (3)
I. Veen	Yes (1)
B. Weber	Yes (3)
B. White	Yes (3)

Yeas - 32; Nays - 3.

Motion Carried.

#15: Stark/Boushy:

- a) That in the event the parties negotiating the Medical Tiered Response Agreement do not arrive at an agreement by the February 28, 2022 deadline, County Council will appoint two City of Sarnia Councillors and two County Councillors to an ad hoc Committee to come to an agreement within 14 days and report back to Lambton County Council and The City of Sarnia Council for ratification.
- b) That the members of the ad hoc Committee not be appointed until March 1, 2022 and that there be no staff members or staff advisors on the Committee.

A recorded vote starting with Councillor Broad was requested by Councillor Stark on motion #15 of this day's minutes.

Councillor	Vote
S. Arnold	No (3)
M. Bird	No (3)
D. Boushy	No (3)
M. Bradley	No (3)
A. Broad	No (1)
D. Cook	No (2)
D. Ferguson	No (1)
B. Hand	No (1)
B. Loosley	No (2)
K. Marriott	No (1)
S. Miller	Absent
L. Napper	No (3)
J. Rombouts	No (2)
M. Stark	Yes (3)
I. Veen	No (1)
B. Weber	No (3)
B. White	No (3)

Yeas - 3; Nays - 32.

Motion Defeated.

Notice of Motion

Acknowledgement of Ancestral Lands

#16: Weber/Napper: That the Acknowledgement of Ancestral Lands adopted by Council on June 2, 2021, be read aloud by the Warden at the beginning of each Council meeting, after the roll call is taken, commencing the October 6, 2021 Lambton County Council meeting.

#17: Bird/Ferguson: That motion #16 of this day's minutes be tabled to the November 3, 2021 County Council meeting.

A recorded vote starting with Councillor Rombouts was requested by Councillor Bradley on motion #17 of this day's minutes.

Councillor	Vote
S. Arnold	Yes (3)
M. Bird	Yes (3)
D. Boushy	Yes (3)
M. Bradley	No (3)
A. Broad	No (1)
D. Cook	No (2)
D. Ferguson	Yes (1)
B. Hand	No (1)
B. Loosley	Yes (2)
K. Marriott	Yes (1)
S. Miller	Absent
L. Napper	No (3)
J. Rombouts	No (2)
M. Stark	No (3)
I. Veen	Yes (1)
B. Weber	No (3)
B. White	No (3)

Yeas - 14; Nays - 21.

Motion Defeated.

#18: Veen/Loosley: That motion #16 of this day's minutes be amended so that the acknowledgement of ancestral lands statement be recorded at the top of every Council agenda in lieu of the statement being read at every Council meeting by the Warden.

A recorded vote starting with Councillor Bradley was requested by Councillor Bradley on motion #18 of this day's minutes.

Councillor	Vote
S. Arnold	No (3)
M. Bird	No (3)
D. Boushy	No (3)
M. Bradley	No (3)
A. Broad	No (1)
D. Cook	No (2)
D. Ferguson	No (1)
B. Hand	No (1)
B. Loosley	Yes (2)
K. Marriott	No (1)
S. Miller	Absent
L. Napper	No (3)
J. Rombouts	No (2)
M. Stark	No (3)
I. Veen	Yes (1)
B. Weber	No (3)
B. White	No (3)

Yeas - 3; Nays - 32.

Motion Defeated.

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

Councillor	Vote
S. Arnold	Yes (3)
M. Bird	No (3)
D. Boushy	Yes (3)
M. Bradley	Yes (3)
A. Broad	Yes (1)
D. Cook	Yes (2)
D. Ferguson	Yes (1)
B. Hand	Yes (1)
B. Loosley	No (2)
K. Marriott	Yes (1)
S. Miller	Absent
L. Napper	Yes (3)
J. Rombouts	Yes (2)
M. Stark	Yes (3)
I. Veen	No (1)
B. Weber	Yes (3)
B. White	Yes (3)

Yeas - 29; Nays - 6.

Motion Carried.

#19: Arnold/Rombouts:

- a) That starting the beginning of 2022, Lambton County Council invite representative members from all three First Nations communities in the area to participate in a presentation to County Council regarding the ancestral land of the Chippewa, Odawa, and Potawatomi peoples, referred to collectively as the Anishinaabeg, as well as the history of the lands.
- b) That Council extend this invitation every new term of Council for an opportunity to remember and learn about the importance of recognizing ancestral lands.

Carried.

By-Laws

#20: Loosley/Ferguson: That By-Laws #17, #18 and #19 of 2021, as circulated, be taken as read a first and second time.

Carried.

#21: Ferguson/Loosley: That By-Laws #17, #18 and #19 of 2021, as circulated, be taken as read a third time and finally passed.

Carried.

Adjournment

#22: Veen/Napper: That the Warden declare the meeting adjourned with the next regular meeting of County Council to be held on Wednesday, September 1, 2021 at 9:00 a.m.

Carried.

Time: 11:11 a.m.

Kevin Marriott
Warden

Stéphane Thiffeault
County Clerk