

MINUTES
LAMBTON COUNTY COUNCIL

November 5, 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 D. Kirkland.

Disclosures of Pecuniary Interest: None.

Presentations

- a) A recognition plaque was presented by Warden Jim Burns and Ms. Cindy Thayer, General Manager, Community Services to Shell Canada Ltd., in appreciation for their generous donation and ongoing support to the Oil Museum of Canada. Ms. Kristina Zimmer accepted behalf of Shell Canada Ltd.
- b) A recognition plaque was presented by Warden Jim Burns and Ms. Cindy Thayer, General Manager, Community Services to Fairbank Oil Properties, in appreciation for their generous donation and ongoing support to the Oil Museum of Canada. Mr. Robert Tremain, Curator-Supervisor, Lambton Heritage Museum, accepted on behalf of Fairbank Oil Properties.
- c) A recognition plaque was presented by Warden Jim Burns and Ms. Cindy Thayer, General Manager, Community Services to Mr. Roland Fenwick, in appreciation for his generous donation of art works to Gallery Lambton.
- d) A recognition plaque was presented to Mr. Richard Liebtan by Warden Jim Burns and Ms. Cindy Thayer, General Manager, Community Services, in appreciation for his generous donation of art work to Gallery Lambton.
- e) A recognition plaque was presented to Ms. Elva Boyd, in appreciation for her generous donation to the Intergenerational Gardens at North Lambton Lodge.

Monthly Staff Presentations re: Activities and Issues

#1: McGugan/Perry: That we invite Ms. April James, Manager, Libraries, Museums and Cultural Services, within the Bar, to present to Council an overview of the department's activities.

Carried.

Warden Burns welcomed four Grade 9 students participating in the "Take Our Kids to Work" day - Hanna Stalmach, Savannah King, Amber Grant and Chris Posliff.

In-Camera

#2: Napper/Arnold: That the Warden declare that County Council go in-camera to discuss a matter concerning labour relations and employee negotiations and personal matters about identifiable individuals.

Carried.

Open Session

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

Rise and Report Motions of the In-Camera Session dated November 5, 2008

#3: Jamieson/Case: That Council rise and report.

Carried.

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

#4: Jamieson/Case: That Council adopt the report of the Closed Session meeting.

Carried.

Minutes

The Lambton County Council (Open Session) and (Closed Session) minutes dated October 15, 2008 were presented.

#5: Foubister/McCharles: That the Lambton County Council (Open Session) and (Closed Session) minutes dated October 15, 2008 be accepted as presented.

Carried.

Correspondence

11-6-08 A letter from the Sarnia Lambton Chamber of Commerce, dated October 22, 2008, congratulating the County of Lambton for winning a gold Award in the 2008 Healthy Workplace Awards Program. The Award Program recognizes community workplaces that strive to improve the well-being of their employees and make Sarnia-Lambton a healthy place to work and live in.

Carolyn Jamieson spoke to correspondence 11-6-08 and congratulated staff for their efforts.

11-7-08 A letter from the Lambton Federation of Agriculture, dated October 7, 2008, requesting Council to push forward in filling the gaps in the County where high speed internet is not available. Many farm businesses rely on the internet for obtaining necessary information that relates to their farming operations and for communications.

#6: MacDougall/Napper: That staff prepare a report regarding the issues raised in the correspondence.

Carried.

11-5-08 A copy of a letter from the County of Peterborough to the Ontario Federation of Agriculture and to the Peterborough Federation of Agriculture, dated October 21, 2008, requesting endorsement of its resolution to support the Peterborough Federation of Agriculture and the Ontario Federation of Agriculture in their desire to revise the Ontario Clean Water Act, S.O. 2006, c.22 to include “compensation for farmers or small Municipalities” in the Terms of Reference.

#7: McGugan/Jamieson: That the County of Lambton endorse the resolution of the County of Peterborough, to support the Peterborough Federation of Agriculture and the Ontario Federation of Agriculture in their desire to revise the Ontario Clean Water Act, S.O. 2006, c.22 to include “compensation for farmers or small Municipalities” in the Terms of Reference.

Carried.

Correspondence to Receive and File

11-1-08 A letter from the Association of Ontario Road Supervisors, dated September 22, 2008, congratulating Mr. Robert Steiging, Operations Manager, Public Works, for his recent CRS-I certification.

11-2-08 A letter from the Ministry of Health Promotion, dated September 23, 2008, thanking the County of Lambton for helping to collect local information for the trails mapping project. The information the Ministry is assembling, which includes detailed trails data, will provide a comprehensive view of the network of trails across our Province and identify existing gaps. It will also maximize the use of trails, improving the overall health and well-being of Ontarians, while bringing social, economic and tourism benefits to communities across the Province.

11-3-08 A Members' Advisory from the Federation of Canadian Municipalities (F.C.M.), dated October 9, 2008, advising that as a service to its members and those interested in Canadian municipal issues, F.C.M. produces a detailed assessment of the platforms of the major parties. F.C.M.'s assessment measures party platform commitments against the election priorities of Municipalities as described in its own platform released at the beginning of the campaign, “Canada’s Cities and Communities: Securing our Future”.

11-4-08 A letter from Ms. Alma Day, dated October 16, 2008, stating her opinion concerning landed immigrants to Sarnia-Lambton.

#8: Bradley/Perry: That correspondence 11-1-08, 11-2-08, 11-3-08, 11-4-08 and 11-6-08 be received and filed.

Carried.

Information Reports

INFRASTRUCTURE AND DEVELOPMENT SERVICES DIVISION

Re: Item 12 A) e) - Information Report Concerning the OGRA/ROMA Conference

Councillor William Bilton offered his assistance to obtain rooms at the OGRA/ROMA Conference.

#9: Bradley/Foubister: That the following information reports from the Infrastructure and Development Services Division be received and filed:

- a) Information Report dated November 5, 2008 Regarding Building Services Department 3rd Quarter Statistics;
- b) Information Report dated November 5, 2008 Regarding Planning and Development 3rd Quarter Statistics;
- c) Information Report dated November 5, 2008 Regarding Adopt a County Road;
- d) Information Report dated November 5, 2008 Regarding Public Works Maintenance Activity Report - April to October;
- e) Information Report dated November 5, 2008 Regarding the OGRA/ROMA Combined Conference; and,
- f) Information Report dated November 5, 2008 Regarding the Follow-Up to Waste Management Capital Reserve Fund.

Carried.

CORPORATE SERVICES DIVISION

#10: Gillis/Bilton: That the following information reports from the Corporate Services Division be received and filed:

- a) Information Report dated November 5, 2008 Regarding Information Technology Services Activities Update;
- b) Information Report dated November 5, 2008 Regarding the Training Report; and,
- c) Information Report dated November 5, 2008 Regarding POA 3rd Quarter 2008 Statistics.

Carried.

Items Not Requiring a Motion

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

- a) Land Division Committee Minutes dated October 14, 2008; and,
- b) General Managers' Updates - Minutes dated October 7 and 14, 2008.

Reports Requiring a Motion

INFRASTRUCTURE AND DEVELOPMENT SERVICES DIVISION

Report dated November 5, 2008 Regarding the Appointment of an Inspector

#11: Gillis/McGugan: That By-Law No. 55 of 2008 being "A By-Law to Amend By-Law No. 43 of 2008 Being A By-Law to Appoint a Chief Building Official and Inspectors for the County of Lambton, be accepted as presented.

Carried.

Report dated November 5, 2008 Regarding a Proposed Amendment to the City of Sarnia Zoning By-Law

#12: Jamieson/Foubister: That the appropriate staff from the County of Lambton be authorized to make application to the City of Sarnia for amendments to the City's Zoning By-Law 85 of 2002 to include the County in the list of public agencies in Section 3.46(1), and to clarify that the terms "public services" and "public use, non-recreational" would include County projects and uses.

Carried.

Report dated November 5, 2008 Regarding the Reallocation of Budget Surplus

#13: MacDougall/Bilton: That the expected surplus of \$29,100.00 be reallocated from the Planning and Development Services Department's Wages and Benefits line to the Oil Heritage District Special Project line for use in the completion of the Heritage Conservation District Study and Plan.

Carried.

Report dated November 5, 2008 Regarding the Development of an Integrated Sustainable Community Plan for Lambton County

#14: Bradley/Gillis: That Trio Environmental Services be retained to prepare the *Intent to Apply* application document to the Federation of Canadian Municipalities Green Municipal Fund at a cost not to exceed \$3,000 plus expenses; and further,

That should the County be successful in receiving approval from FCM, that staff explore the possibility of working with the City and other interested local Municipalities in preparing a Detailed Application to FCM for further funding of an Integrated Sustainable Community Plan utilizing the assistance of Trio Environmental Services such cost to be referred to the 2009 Budget for Council's consideration; and further,

That the Warden and Clerk be authorized to execute the necessary agreements/applications, et cetera.

Carried.

Report dated November 5, 2008 Regarding the County/Ministry of Transportation Agreement - Nauvoo Road (County Road #79) Improvements

#15: Bilton/Gillis: That County Council authorize the execution of an Agreement with the Ministry of Transportation with respect to the management of road works required on County Road #79 (Nauvoo Road) in relation to Waste Management's Warwick Landfill Expansion as well as rehabilitation/ramp works required by the Ministry of Transportation; and further,

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

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

Carried.

C.A.O.

Report dated November 5, 2008 Regarding the Southwestern Economic Assembly (SWEA) - Membership

#16: Foubister/McGugan: That the correspondence be referred to the Sarnia-Lambton Economic Partnership (SLEP) for its consideration; and further,

That one of the five positions be reserved for a nominee from Tourism Sarnia-Lambton (TSL).

Carried.

Report dated November 5, 2008 Regarding the Council Restructuring Survey Results and Recommendations

#17: Napper/Gillis: That item d) of the recommendation be deleted as follows:

“The Procedural Manual shall be amended so as to require a partial rotation of Committee members every twelve months. Approximately half of each Committee shall rotate to the other Committee after each twelve month period according to the model shown as Schedule ‘B’, attached hereto.”

Defeated.

#18: Jamieson/Napper: That County Council adopt the following:

- a) A return to a modified Committee System of governance with two Committees each having certain Divisions reporting to them according to the structure adopted by Council through the Administrative Review Committee process;
- b) The Committees shall meet in the morning and afternoon of the third Wednesday of every month;
- c) All Councillors shall receive a full Committee package containing the reports and recommendations for all Divisions within the County;
- d) The Procedural Manual shall be amended so as to require a partial rotation of Committee members every twelve months. Approximately half of each Committee shall rotate to the other Committee after each twelve month period according to the model shown as Schedule 'B', attached hereto;
- e) All Councillors shall be permitted to attend either or both Committee meetings and participate in the debate, although the actual vote at Committee shall be restricted to those members formally appointed to the Committee. Each member will have a single vote at Committee;
- f) The Warden and Deputy Warden shall be permitted to attend both Committee meetings. The Warden and Deputy Warden shall be entitled to vote at both meetings;
- g) The adoption of a consent agenda format and the attendance of Managers at Committee meetings shall be encouraged;
- h) The Committee chairs shall be elected by their peers annually after each rotation;
- i) Staff shall review the new system of governance and report in 2009 on ways to streamline both Committee and Council packages;
- j) The effective date of the changes shall be January 2009.

Carried.

Notice of Motion

A Notice of Motion to reconsider the matter pertaining to Restaurant Health Inspection Reports from Councillor Mike Bradley, dated October 27, 2008, was presented.

#19: Bradley/Boushy: That a report be received from the Community Health Services Department on the issue of restaurant health inspection reports.

Carried.

OTHER BUSINESS

Councillor John McCharles inquired as to the scheduling of the In-Camera portion of the County Council agenda.

Councillor Bev MacDougall spoke to County Council to invite them to visit Gallery Lambton on Friday, November 7, 2008 for “This Month’s First Friday”. Councillor MacDougall also spoke to Council regarding room bookings and cancellation policies for conferences.

By-Laws

#20: Jamieson/MacDougall: That By-Laws #53 to #56 of 2008, as circulated, be taken as read a first and second time.

Carried.

#21: McCharles/McGugan: That By-Laws #53 to #56 of 2008, as circulated, be taken as read a third time and finally passed.

Carried.

Adjournment

The Warden declared the meeting adjourned.

Time: 2:00 p.m.

Jim Burns
Warden

Linda Creaghe
County Clerk
General Manager, Corporate Services