

MINUTES
LAMBTON COUNTY COUNCIL

November 4, 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 A. Gillis and D. Kirkland.

Disclosures of Pecuniary Interest: None.

Delegations

#1: Arnold/Perry: That we invite the thirteen children representing the Lambton Children's Planning Network, within the Bar, to present the Children's Charter of Rights which was written by children, for the Children of Lambton County.

Carried.

#2: MacDougall/Perry: That County Council endorse the Children's Charter of Rights as presented.

Carried.

Presentations - Donor Recognition Plaques

(A) Senior Services Division

Recognition Plaques were presented by Warden Jim Burns and Mr. Chris Doyle, (A) General Manager, Senior Services, to the following donors:

- a) Mr. Ed Machura, in recognition of his generous donation and ongoing support to Marshall Gowland Manor.
- b) Royal Canadian Legion, Branch 62 - Sarnia, in recognition of their ongoing support to Marshall Gowland Manor.
- c) Royal Canadian Legion, Branch 216 - Petrolia, in recognition of their ongoing support to Lambton Meadowview Villa.
- d) Royal Canadian Legion, Branch 176 - Forest, in recognition of their ongoing support to North Lambton Lodge.
- e) Lapointe Family, in recognition of their generous donation and ongoing support to Lambton Meadowview Villa.
- f) Lambton Meadowview Villa Auxiliary, in recognition of their generous donation towards the front entrance canopy and their ongoing support to Lambton Meadowview Villa.

(B) Cultural Services Division

Recognition Plaques were presented by Warden Jim Burns and Ms. April James, General Manager, Cultural Services, to the following donors:

- a) Lake Smith Conservationists, in appreciation for their ongoing support of exhibits, programs and events at the Lambton Heritage Museum.
- b) Ms. Jean Muma, in recognition for her ongoing support of exhibits, programs and events at the Lambton Heritage Museum.
- c) Frank Wight Estate, in recognition of his ongoing support of exhibits, programs and events at the Lambton Heritage Museum.
- d) Mr. Henry Cornelissen, in recognition of his generous donation of art work to Gallery Lambton.
- e) Mr. Ron Van Horne, in recognition of his generous donations of furniture collections to the Lambton Heritage Museum.

(C) Public Health Services Division

Recognition Plaques were presented by Warden Jim Burns and Mr. Andrew Taylor, General Manager, Public Health Services, to the following donor:

- a) Cope Construction, in recognition of their generous donation in support of the Student Nutrition-School Breakfast Program, Community Health Services.

Presentation - Architectural Drawings

#3: Bradley/Jamieson: That we invite Mr. David Gilchrist, Architect, within the Bar, to present the Concept Site Plan for the development of the 57-unit Affordable Housing Project at 993 Maxwell Street, Sarnia (former Marshall Gowland Manor site, 1000 London Road, Sarnia).

Carried.

Minutes

The Lambton County Council (Open Session) minutes dated October 7, 2009 and the Special Meeting of Council (Open Session) minutes dated October 28, 2009 were presented.

#4: McGugan/Perry: That the Lambton County Council (Open Session) minutes dated October 7, 2009 and the Special Meeting of Council (Open Session) minutes dated October 28, 2009 be accepted as presented.

Carried.

Correspondence to Receive and File

11-4-09 A Member Communication from the Association of Municipalities of Ontario, dated October 1, 2009, releasing its Federal Gas Tax Fund and Public Transit Fund Outcomes Report. AMO reports that both the gas tax fund and the public transit fund have contributed to quantifiable improvements in our environmental sustainability through investments in the categories of community energy, solid waste, water, wastewater, public transit, roads and bridges. Projects supported by this fund have reduced the number of adverse water quality test results by close to 94% in eight Municipalities; improved drinking water in 29 Municipalities; improved wastewater treatment for more than 40,000 households; diverted 71,000 tonnes of waste from Ontario landfills; expanded composting programs to 270,000 households; improved 2,000 kilometres of roads; and, decreased energy demands in the Province by over 7.65 kilowatt hours annually (enough to power 732 average Ontario homes for a full year). The Gas Tax and Public Transit Funds have also contributed to the social, cultural and economic sustainability of our Municipalities.

11-5-09 A letter from Doug Reycraft, Chair of the Community Schools Alliance, dated October 5, 2009, encouraging Council to write to our local MPPs to support a "Smart Moratorium" on school closures. The goal of the "Smart Moratorium" is to provide time for the Ministry, school boards and Municipalities to work together to develop policies addressing issues such as planning for declining enrollments, a mutually agreed upon Accommodation Review Committee (ARC) process, a review of funding to rural and small community schools and establishing a working relationship between Municipalities and school boards that is transparent and accountable.

11-6-09 A Member Communication from the Association of Municipalities of Ontario (AMO), dated October 15, 2009, providing an update on important issues considered at regular AMO Board of Directors' meetings. Highlights of the September 2009 Board meeting are as follows:

- 1) H1N1 and Influenza Season Update;
 - 2) Recommendations on Provincial Review of Long Term Affordable Housing Strategy;
 - 3) Response to Accessibility for Ontarians with Disabilities Act (AODA) Built Environment Standard;
 - 4) AMO's Federal Gas Tax Fund and Public Transit Fund Outcomes Report; Lambton County Council (OPEN SESSION) – November 4, 2009 (page 4)
-

- 5) Bill 186, Violent and Harassment in the Workplace;
- 6) SLAPP (Strategic Lawsuit Against Public Participation);
- 7) Giant Hogweed - Weed Control Act;
- 8) Proposed Medical Officer of Health and Associate Medical Officer of Health Compensation;
- 9) Energy Issues Update.

11-7-09 A letter from the Ontario Property and Environmental Rights Alliance, dated October 21, 2009, advising that the Township of Essa passed a resolution requesting Municipalities in the Nottawasaga Valley Conservation Authority (NVCA) watershed to support an immediate review by an independent third party who will be asked to develop an action plan on matters such as, but not limited to, the duplication and required level of planning in the NVCA catchment area, halting collection of permit fees by the NVCA, but instead with Municipalities collecting reasonable fees to meet the objectives set out in the Conservation Act, and passing along appropriate fees to the NVCA for services performed, streamlining of services and a strategy for reduction of levy fees.

11-10-09 A letter from the Lambton Kent District School Board, dated October 15, 2009, advising that the Board of Trustees has approved the commencement of an Accommodation Review Process which includes the establishment of an Accommodation Review Committee (ARC). One school area being reviewed is the Petrolia Family of Schools (including Hillcrest Public, Queen Elizabeth II, Lambton Central Centennial and Lambton Central Collegiate Vocational Institute). Membership will consist of representatives from each school (a parent, a school administrator, a community representative, a municipal partner and a First Nations representative if appropriate). The Lambton Kent District School Board would like to appoint a Municipal representative to serve on the ARC.

11-11-09 A letter from The Corporation of the City of North Bay, received October 22, 2009, advising that it is asking Mayors across Ontario to take the Buy American battle directly to their U.S. counterparts. The City of North Bay is asking the County to join in on its letter-writing campaign and write to U.S. Mayors to remind them that the purchases made by Canadian Municipalities have helped their cities survive through the recession. Unfortunately, the same U.S. cities cannot purchase Canadian goods and services with their stimulus money, due to the Buy American provision. Responses from U.S. Mayors indicate that they seem to feel the Buy American provision was meant for China and India, not Canada and are passing Council motions to write to their Senators and Members of Congress to exclude Canada from the restrictions.

11-12-09 A Member Communication from the Association of Municipalities of Ontario, dated October 22, 2009, advising that at the Recycling Council of Ontario's kick-off of Waste Reduction Week, Minister Gerretsen revealed what Municipalities can expect in the Province's soon to be released diversion strategy - "Report on the Waste Diversion Act Review". Some of the key aspects of the strategy are:

- 1) strategy will be based on 100% Extended Producer Responsibility (EPR) and will identify the materials, targets and timelines to meet the targets;
- 2) individual producers will be responsible for diverting the waste and provided the flexibility in how they meet this;
- 3) the framework will recognize broader range processes and technologies;
- 4) the government will clarify roles and responsibilities of all participants;
- 5) the review of the Blue Box and the need to plan for the transition to full EPR, including Municipal investments, consumer accessibility and service standards.

11-13-09 A Member Communication from the Association of Municipalities of Ontario (AMO), dated October 22, 2009, advising that Bill 168, the Occupational Health and Safety Amendment Act (Violence and Harassment in the Workplace), was debated and passed second reading on October 20th by the Legislative Assembly of Ontario. The Bill will require all employers in Ontario with five (5) employees or more to develop policies regarding workplace violence and harassment in order to reduce their occurrence. The Bill's intention is to clarify the Act and to add more certainty to it, by mandating that employers take every reasonable precaution to protect a worker from health and safety issues, including violence. The Bill provides for the right of an employee to refuse work on the basis of workplace violence. It does, however, limit this ability in the case of police, fire, corrections, ambulance, Homes for the Aged and health sectors, if there are inherent risks to the job.

#5: Bradley/Minielly: That the above correspondence items be received and filed.

Carried.

Items Not Requiring a Motion

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

- a) General Managers' Updates - Minutes dated September 15 and 19, 2009; and,
- b) Tourism Sarnia-Lambton Minutes of the Board of Directors dated August 13 and September 10, 2009 as well as the General Manager's Report for July and August 2009.

Committee Minutes

Ms. B. MacDougall presented the Committee A.M. minutes dated October 21, 2009.

#6: MacDougall/Bilton: That the Committee A.M. minutes dated October 21, 2009 be accepted as presented.

Carried.

Ms. C. Jamieson presented the Committee P.M. minutes dated October 21, 2009.

#7: Jamieson/Gilliland: That the Committee P.M. minutes dated October 21, 2009 be accepted as presented.

Carried.

Notice of Motion

#8: Bradley/Jamieson: That staff prepare a report regarding the RFP process and the release of information subject to the MFIPPA provisions, commenting upon its current practices and those of other Municipalities.

Carried.

OTHER BUSINESS

Councillor Mike Bradley spoke to County Council advising that FedDev Ontario is now accepting applications under the Southern Ontario Development Program (SODP) for projects that will stimulate local economies and enhance the growth and competitiveness of Southern Ontario businesses and communities.

#9: Bradley/Foubister: That County Council endorse the following projects for application under the FedDev Ontario programme:

- a) a request for funding to complete the water, sewer and road work at the Western Research Park - Sarnia Lambton Campus;
- b) a request for funding for improved rail service, possibly a "bud car"; and,
- c) a request for funding to implement international marketing initiatives.

Carried.

Councillor Don McGugan thanked Council and staff for the development and support of the Circles programme.

Lambton County Council (OPEN SESSION) – November 4, 2009 (page 7)

Councillor Gord Perry spoke to County Council regarding the Treasured Memories Fundraising Auction to be held on Saturday, November 14, 2009 at 7:00 p.m. at Lambton Meadowview Villa. All are welcome to attend.

By-Laws

#10: Foubister/Case: That By-Laws #44 to #46 of 2009, as circulated, be taken as read a first and second time.

Carried.

#11: Foubister/Case: That By-Laws #44 to #46 of 2009, as circulated, be taken as read a third time and finally passed.

Carried.

Adjournment

#12: Napper/Jamieson:

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

Time: 2:20 p.m.

Jim Burns
Warden

Stéphane Thiffeault
County Clerk
(A) General Manager, Corporate Services