

MINUTES
LAMBTON COUNTY COUNCIL

May 5, 2010

Lambton County Council was in session in Committee Room #3, Wyoming, Ontario, at 1:00 p.m. on the above date. Warden in the Chair; Roll called; All members present.

Disclosures of Pecuniary Interest: None.

In-Camera

#1: Napper/Jamieson: That the Warden declare that County Council go in-camera to discuss a matter concerning the proposed acquisition/disposition of land by the Municipality, matters concerning labour relations and employee negotiations and a matter subject to solicitor-client privilege.

Carried.

Open Session

The Warden declared that County Council go back into open session. Council then reconvened at 1:20 p.m. in the Council Chambers.

Rise and Report Motions of the In-Camera Session dated March 3, 2010

#2: MacDougall/Gilliland: That Council rise and report.

Carried.

The County Clerk noted that there was one resolution to report from the Closed Session meeting of March 3, 2010 as follows:

(A) From the Committee P.M. Minutes dated February 17, 2010:

"CORPORATE SERVICES DIVISION

#10: Gilliland/Perry: That the collective agreement between The Corporation of the County of Lambton and the Communications, Energy and Paperworkers, Local 2003-2004 be ratified, for a term commencing on January 1, 2010 and terminating on December 31, 2012.

Carried."

#3: MacDougall/Gilliland: That Council adopt the report of the Closed Session meeting.
Carried.

Delegations

#4: Gillis/MacDougall: That all delegations be invited within the Bar, to speak to County Council.

Carried.

Ms. Kelley Elliott, Health Promotion Officer of the County of Lambton and Mr. Dave Posliff, Manager, Planning and Development Services, spoke to County Council concerning the importance of how the Built Environment and Active Transportation influence health in the community. Ms. Elliott distributed the Active Communities Charter to Council.

#5: MacDougall/Perry: That the Active Communities Charter be accepted as presented and that June be declared Active Transportation Month.

Carried.

Ms. Lorie Chevalier, founder and co-facilitator for the Chronic Pain Support Group, spoke to County Council regarding the work of the Chronic Pain Support Group and presented a petition in favour of a pain clinic in the new Bluewater Health facility.

#6: McGugan/MacDougall: That Council support the efforts to establish a pain treatment centre at the Bluewater Health facility.

Carried.

Minutes

The Lambton County Council (Open Session) and (Closed Session) minutes dated March 3, 2010 and (Open Session) minutes dated March 17 and March 25, 2010 were presented.

#7: Foubister/Boushy: That the Lambton County Council (Open Session) and (Closed Session) minutes dated March 3, 2010 and the (Open Session) minutes dated March 17 and March 25, 2010, be accepted as presented.

Carried.

Correspondence

5-7-10 A memorandum from the County of Huron, dated February 16, 2010, requesting support of its resolution that the Mandatory Septic System Maintenance Inspection Program for Huron County proceed in 2010 as a user pay program and that an application be made to the Provincial Government for assistance for residential repair or replacement of rural septic systems.

#8: Minielly/Jamieson: That correspondence 5-7-10 from the County of Huron, concerning proceeding with the Mandatory Septic System Maintenance Inspection Program for Huron County as a user pay program, be supported.

Carried.

5-13-10 A Member Communication from the Association of Municipalities of Ontario (AMO), dated April 12, 2010, advising that AMO has presented its paper on Joint and Several Liability Reform to the Attorney General's office. The paper highlights how Municipalities have become the targets of litigation when other defendants fail to have the means to pay high damage awards. Municipal insurance premiums and liability claims continue to increase dramatically. Letters of support and resolutions have been received from Municipal Councils. Councils wishing to add their voice to this issue should send a copy of their resolution to Matthew Wilson, Senior Policy Advisor, AMO. All Municipal resolutions received will be sent to the Province.

#9: Jamieson/McGugan: That correspondence 5-13-10 from the Association of Municipalities of Ontario (AMO), concerning AMO's position as expressed in the Joint and Several Liability Reform paper, be supported.

Carried.

5-1-10 A copy of a letter from The Regional Municipality of Durham to The Honourable Dwight Duncan, Minister of Finance, dated February 16, 2010, advising of Durham Region's concerns with respect to the current revenue sharing formula for slot machine revenues to host communities and the absence of slot revenue allocations to Upper Tier Municipalities in Ontario. Durham Region is asking the Province of Ontario to consider the role and function of Upper Tier Municipalities in providing necessary support services and infrastructure and to allow for Racetrack Municipality Contribution Agreements to consider the Upper Tier Municipalities with respect to sharing of gross slot machine revenues.

#10: McCharles/Jamieson: That correspondence 5-1-10 from The Regional Municipality of Durham to The Honourable Dwight Duncan, Minister of Finance, concerning the current revenue sharing formula for slot machine revenues to host communities, be supported.

Defeated.

#11: Bradley/Foubister: That correspondence 5-1-10 from The Regional Municipality of Durham to The Honourable Dwight Duncan, Minister of Finance, concerning the current revenue sharing formula for slot machine revenues to host communities, be supported; and further,

That the rest of the lower tier, share revenue from matters such as the revenue from the landfill in Watford, from the VPP in Petrolia, et cetera.

Defeated.

5-18-10 An email from the Federation of Canadian Municipalities (FCM), dated April 22, 2010, forwarding a fact sheet from Canada Post which states that Canada Post understands the important role that post offices and their employees play in rural communities. In many places, post offices are the heart of the community and the centre where people meet and connect. Canada Post embraces its responsibility to provide quality service to rural Canadians, strictly follows the Government's moratorium on the closure of rural post offices and supports the Canadian Postal Service Charter. It is committed to maintaining a postal outlet within fifteen (15) kilometres of ninety-eight (98) per cent of all Canadians as defined in the service charter.

#12: McGugan/Perry: That correspondence 5-18-10 from the Federation of Canadian Municipalities (FCM), regarding Canada Post and its important role to provide quality service to rural Canadians, be supported.

Carried.

Correspondence to Receive and File

5-1-10 A copy of a letter from The Regional Municipality of Durham to The Honourable Dwight Duncan, Minister of Finance, dated February 16, 2010, advising of Durham Region's concerns with respect to the current revenue sharing formula for slot machine revenues to host communities and the absence of slot revenue allocations to Upper Tier Municipalities in Ontario. Durham Region is asking the Province of Ontario to consider the role and function of Upper Tier Municipalities in providing necessary support services and infrastructure and to allow for Racetrack Municipality Contribution Agreements to consider the Upper Tier Municipalities with respect to sharing of gross slot machine revenues.

5-6-10 A Members Advisory from the Federation of Canadian Municipalities (FCM), dated March 5, 2010, advising of FCM's response to the Federal Budget. FCM President Basil Stewart applauded the Federal Government for protecting core investments in cities and communities as it reduces the Federal Budget deficit. The Government is standing by its promise to permanently invest \$2 billion a year in gas tax revenues for safer roads and bridges, quality public transit and clean drinking water. The budget also committed to continue the stimulus plan through the end of its planned second year, in March 2011, which will reassure communities undertaking stimulus projects, that the partnership forged with the Federal Government continues.

5-12-10 Bill 18, Municipal Amendment Act (Local Democracy and Accountability), 2010, is an Act to amend the Municipal Act, 2001 to provide for the election of the Head and the Members of Upper-Tier Councils. Current Status: First Reading. Proposed amendments are as follows:

1. The Head of Council shall be elected by general vote in accordance with the Municipal Elections Act, 1996.
2. The Members of Council, except the Head of Council, shall be elected by general vote in accordance with the Municipal Elections Act, 1996 to the Upper-Tier Council.
3. The Members shall be elected by general vote or wards or by any combination of general vote and wards.

5-14-10 A letter from The Honourable Diane Finley, Minister of Human Resources and Social Development, dated April 7, 2010, replying to the County of Lambton's letter concerning the relocation of the Sarnia Service Canada Centre from the Lambton Shared Services Centre. Minister Finley states that service delivery approaches have evolved and changed considerably and the space model of Lambton Shared Services is no longer able to meet Service Canada's needs in 2010. A public tender process has been completed and the Sarnia Service Canada Centre will be moving to its new location on December 1, 2010.

5-15-10 A letter from Suncor Energy Products Inc., dated April 16, 2010, advising that it is proposing to develop the Camlachie-Cedar Point Wind Power Project on lands near Camlachie, Ontario in the Town of Plympton-Wyoming. Although Suncor has not been awarded a FIT contract, it is currently undertaking the work necessary to receive a Renewable Energy Approval and would value Council's input to this process. Suncor is planning three Open Houses to learn more about the project as follows:

1. Plympton-Wyoming: Tuesday, May 18, 2010, 5:00 - 9:00 p.m. at the Camlachie Community Centre, 6767 Camlachie Road, Camlachie, Ontario.
2. Enniskillen: Wednesday, May 19, 2010, 5:00 - 9:00 p.m. at the Enniskillen Township Hall, 4456 Rokeby Line, Petrolia, Ontario.
3. Lambton Shores: Thursday, May 20, 2010, 5:00 - 9:00 p.m. at the Royal Canadian Legion 176, 58 Albert Street, Forest, Ontario.

5-16-10 A copy of a letter from the City of Oshawa to Premier Dalton McGuinty, dated April 13, 2010, advising of its resolution concerning the Public Sector Salary Disclosure Act and requesting consideration of its resolution to ask the Premier of the Province of Ontario to enact legislation that would create a salary cap of \$325,000.00 to all individuals in the employment of the Public Sector who fall under the parameters of this Act.

5-19-10 A letter from Ms. Wilma McNeill, Member of the Sarnia-Lambton Committee Against the Trafficking of Women and Children and Sexual Assault Survivors' Centre, dated April 15, 2010, advising that May 17, 2010 is Stop Human Trafficking Community Awareness Day, at the Royal Canadian Legion, 286 Front Street, Sarnia, Ontario from 8:30 a.m. to 3:30 p.m. Ms. McNeill is asking Council to join them in learning more about this serious issue and to help in the development of a community response and move forward with an action plan.

5-20-10 A memorandum from the Association of Municipalities of Ontario (AMO), dated February 26, 2010, attaching a statement of remuneration and expenses of Council appointees to the AMO, ROMA, or MEPCO Board of Directors for the year ended December 31, 2009.

#13: Bradley/Foubister: That the above correspondence items be received and filed.
Carried.

Resolutions

5-17-10 A memorandum from the Association of Municipalities of Ontario (AMO), dated April 16, 2010, requesting nominations to the 2010 - 2012 AMO Board of Directors. At last year's AMO Conference, an amendment to the By-Law was passed to change the term of the Board members from one (1) to two (2) years, which takes effect in 2010. Qualified Nominees must obtain a Council resolution of support which must also specify the Caucus for which the individual is nominated. Please note that the AMO By-Law No. 1 stipulates that a member Municipality can only have one representative on the Board unless another representative is on the Board as an appointed official. A completed Nomination Form and supporting material must be received no later than 4:00 p.m., Friday, June 18, 2010.

#14: Bilton/Bradley: That Carolyn Jamieson be nominated to the sit on the 2010 - 2012 AMO Board of Directors for the County Caucus.
Carried.

Items Not Requiring Motion

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

- a) Land Division Committee Minutes dated March 2 and April 6, 2010;
- b) General Managers' Updates - Minutes dated February 2 and 16, March 2, 9 and 23, 2010; and,

- c) Tourism Sarnia-Lambton Minutes of the Board of Directors dated March 11, 2010 as well as the Manager's Report dated March 2010.

Reports Requiring a Motion

WARDEN

Memorandum dated April 26, 2010 Regarding the Future of Tourism Sarnia-Lambton

#15: Gillis/Case:

- a) That a Committee of the General Manager for the Sarnia Lambton Economic Partnership (George Mallay), the Chief Administrative Officer for the County (Ron Van Horne), the President of the Sarnia Lambton Chamber of Commerce (Garry McDonald) and the Chair of the Tourism Sarnia-Lambton Board (Dena Kent), be formed to study the future of Tourism Sarnia-Lambton.
- b) That the Committee be given until the September 2010 Council meeting to report regarding its recommendations.
- c) That the Committee be permitted to use external resources, if necessary, at a cost not to exceed \$10,000.00, to aid in the preparation of the report.
- d) That there also be an opportunity for public input.

Carried.

CAO

Report dated May 5, 2010 Regarding the CAO 2010 Goals and Objectives

#16: MacDougall/Foubister: That Council approve the Goals and Objectives developed for 2010.

Carried.

Committee Minutes

Mr. S. Arnold presented the Committee A.M. minutes dated April 21, 2010.

Staff spoke to Council noting that they will be showcasing the design concept for the Community Health Services Department Expansion and Renovation Project at an Open House to be held this evening from 6:00 - 8:00 p.m., at Community Health Services, 160 Exmouth Street, Point Edward, ON. All are welcome to attend.

#17: Arnold/Gillis: That the Committee A.M. minutes dated April 21, 2010 be accepted as presented.

Carried.

Ms. C. Jamieson presented the Committee P.M. minutes dated April 21, 2010.

#18: Jamieson/Perry: That the Committee P.M. minutes dated April 21, 2010 be accepted as presented.

Carried.

OTHER BUSINESS

Councillor Carolyn Jamieson spoke to County Council regarding the issue of OHIP Subrogation. It will have a dramatic effect on insurance rates for Municipalities.

#19: Jamieson/McGugan: That the County contact its local MPPs to voice its displeasure regarding the proposed changes.

Carried.

Re: Community Girls Home

#20: MacDougall/Gillis: That the County of Lambton under the Warden's signature, correspond its concern to the Provincial Ministry of Child and Youth Services, that the Province review and address inadequate Children's Mental Health funding that currently threatens continuance of residential care for young girls of Lambton County who are being housed and supported at the Community Girls Home in Sarnia.

Carried.

The new Manager, Public Works, Mr. Jason Cole, was introduced to County Council.

By-Laws

#21: Jamieson/Kirkland: That By-Laws #18 to #27 of 2010, as circulated, be taken as read a first and second time.

Carried.

#22: Gilliland/Gillis: That By-Laws #18 to #27 of 2010, as circulated, be taken as read a third time and finally passed.

Carried.

Adjournment

#23: Foubister/Gillis: That the Warden declare the meeting adjourned with the next meeting of County Council to be held on Wednesday, June 2, 2010 with the In-Camera Session to commence at 1:00 p.m. in Committee Room #3.

Carried.

Time: 2:30 p.m.

Jim Burns
Warden

Stéphane Thiffeault
County Clerk
General Manager, Corporate Services