

MINUTES
LAMBTON COUNTY COUNCIL

February 6, 2013

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

Disclosures of Pecuniary Interest: Councillors Bilton and Davis-Dagg declared a pecuniary interest on item #7(b) of the Lambton County Council agenda with regard to Mr. Justin Johnson of MPAC discussing how the presence of an industrial wind turbine affects the valuation of properties. Both Councillors own property at a location where this idea is being presented and absented themselves from the debate.

In-Camera Committee Room #3

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

- a) a matter regarding a confidential report of the County Solicitor dealing with an issue involving existing or potential litigation affecting the County, being advice which is subject to the solicitor-client privilege, including communications necessary for said purpose, pursuant to section 239(2)(e) of the *Municipal Act, 2001*.
- b) a matter regarding litigation and potential litigation before the Human Rights Tribunal including any communications necessary for this purpose, pursuant to section 239(2)(d) of the *Municipal Act, 2001*.
- c) a matter regarding instruction and directions to officers and employees of the employees of the County pertaining to labour relations and collective bargaining including an communications necessary for this purpose, pursuant to section 239(2)(g) of the *Municipal Act, 2001*.
- d) a matter regarding the proposed acquisition/disposition of property rights (leasehold rights) pursuant to section 239(2)(c) and 239 (2)(g) of the *Municipal Act, 2001*.
- e) a matter for an update regarding the status of the development of the proposed withdrawal management centre, pursuant to section 239(2)(c) of the *Municipal Act, 2001*.

Carried.

Open Session

The Warden declared that County Council go back into Open Session. Council then reconvened at 1:15 p.m. in the Council Chambers.

Rise and Report Motions of the In-Camera Session dated February 6, 2013

#2: Veen/Marriott: That Council rise and report.

Carried.

The County Clerk noted that there was one resolution to report from the Closed Session meeting of February 6, 2013 as follows:

(A) From the In-Camera Committee A.M. and P.M. Minutes dated January 16, 2013:

CORPORATE SERVICES DIVISION

#21: Arnold/Davis-Dagg: That Council ratify the tentative Collective Agreement between the Lambton County Employee Association (LCEA-CNFIU Local #3020) for a term commencing on January 1, 2013 and terminating on December 31, 2016.

Carried.

#15: MacDougall/Case: That Council ratify the tentative Collective Agreement between the Lambton County Employee Association (LCEA-CNFIU Local #3020) for a term commencing on January 1, 2013 and terminating on December 31, 2016.

Carried.

#3: Gillis/Weber: That Council adopt the report of the Closed Session meeting.

Carried.

Delegations

#4: MacDougall/McGugan: That we invite the delegations within the Bar to speak to County Council.

Carried.

a) Ms. Cheryl deVries on behalf of the Lambton Middlesex Landowners Association addressed County Council regarding the proposed amendments to the woodlots by-law.

#5: Arnold/Foubister: That the matter be referred to staff for legal opinion regarding the matters raised.

Carried.

b) Mr. Justin Johnston, Municipal Relations Representative, MPAC addressed County Council to discuss how the presence of an industrial wind turbine affects the valuation of properties.

c) Dawn Flegel of Sarnia-Lambton Children's Aid Society spoke before County Council providing information about the organization as well as services available and people served.

Minutes

The Lambton County Council (Open Session) and (Closed Session) minutes dated November 28, 2012 as well as the Inaugural Session Minutes of December 5, 2012 were presented.

#5: Gillis/Marriott: That the Lambton County Council (Open Session) and (Closed Session) minutes dated November 28, 2012 be accepted as presented.

Carried.

#6: McCharles/Veen: That the Lambton County Council Inaugural Session Minutes dated December 5, 2012 be accepted as presented.

Carried.

Correspondence to Receive and File

CC 02-04-13 A letter dated December 12, 2012 from Denis Lebel, P.C., M.P. Minister of Transport, Infrastructure and Communities and Minister of the Economic Development Agency of Canada for the Regions of Quebec regarding the development of the next long-term plan for public infrastructure. Starting June 1, 2012 round table discussions have involved the provincial, territorial and municipal sector, including members of the Federation of Canada Municipalities which allows the opportunity to engage with and hear the perspectives of municipalities on the broad principles for a new long-term infrastructure plan. Infrastructure Canada's long-term plan website at www.infrastructure.gc.ca/plan/plan-eng.html has more information, is updated regularly and includes information on some of the work that has been accomplished as part of the engagement process.

CC 02-08-13 An invitation from Matt Setzkorn, Acting Executive Director of the Ontario Farmland Trust for the University of Guelph to the 2013 Farmland Forum on February 15th at the Arboretum Center, University of Guelph. This forum on community

responses to climate change is hosted by the University of Guelph and the Ontario Farmland Trust which will explore the ties between a thriving farm economy, land conservation and rural resilience.

#7: Napper/Bradley: That correspondence CC 02-04-13 and CC 02-08-13 be received and filed.

Carried.

Reports Requiring a Motion

INFRASTRUCTURE AND DEVELOPMENT SERVICES DIVISION

Report dated February 6, 2013 Regarding the County Integrated Community Sustainability Plan

#8: Bradley/MacDougall:

- a) That County Council adopt the County of Lambton Integrated Community Sustainability Plan (ICSP).
- b) That the ICSP be utilized to leverage funding (grants and below-market loans) under the Green Municipal Fund for plan development, feasibility studies/field test and projects in five sectors of municipal activity: brownfields, energy, transportation, waste and water.
- c) That staff develop a suitable mechanism (similar to the Strategic Plan) in the Committee/Council reporting format that recognizes sustainability principles in the County's day-to-day operations.
- d) That staff report annually to County Council on sustainability initiatives resulting from their application of the principles of sustainability to their business lines.
- e) That the ICSP be reviewed once per term of Council to parallel the consideration/updating of the County's Strategic Plan.

Carried.

Councillor Bradley thanked the community groups, including BSI, Lambton College, the First Nations in the area as well as staff for their work on the development of the plan.

Committee Minutes

Mr. B. Bilton presented the Committee A.M. minutes dated January 16, 2013.

A recorded vote was requested by Councillor Arnold regarding Motion #6 of the Committee A.M. minutes dated January 16, 2013, to reconsider Motion #12 of the November 21, 2012 Committee A.M. minutes, regarding the implementation of a paved shoulder policy, to allow criteria to be developed for paved shoulders.

S. Arnold	No (3)
W. Bilton	Yes (1)
D. Boushey	Yes (3)
M. Bradley	Yes (3)
T. Case	Yes (2)
E. Davis-Dagg	Yes (2)
J. Foubister	Yes (3)
P. Gilliland	Absent
A.M. Gillis	No (3)
D. Kirkland	Absent
B. MacDougall	Yes (3)
K. Marriot	Yes (1)
J. McCharles	Yes (2)
D. McGugan	Yes (1)
L. Napper	Yes (3)
I. Veen	No (1)
B. Weber	No (3)

Yeas - 24; Nays - 10.

Carried.

#9: Bradley/Foubister: That staff prepare a further report for consideration at the next Committee meeting regarding the issue of 4 foot paved shoulders on County roadways.

Carried.

#10: Bilton/David-Dagg: That the Committee A.M. minutes dated January 16, 2013 be accepted as presented.

Carried.

A.M. Gillis presented the Committee P.M. minutes dated January 16, 2013.

#11: Gillis/Foubister: That the Committee P.M. minutes dated January 16, 2013 be accepted as presented.

Carried.

Notices of Motion

Councillor Arnold provided Notices of Motion for discussion at the County Council meeting of Wednesday February 6, 2013 as follows:

- a) That Lambton County Council consider constructing a "Welcome to Lambton County" stone structure along Highway 402 to be included in the proposed 2013 Capital Budget.

#12: Arnold/Marriott: That the matter of constructing a "Welcome to Lambton County" stone structure along Highway 402 be approved as amended so that staff are requested to prepare a report and that the matter be referred to the 2014 Budget process.

Carried.

- b) That Lambton County Council consider lowering the speed limit along Churchill Road at the Mandaumin intersection from 90 km per hour to 60 km per hour and install flashing solar lights above the stop signs at that intersection.

#13: Arnold/Bradley: That the matter of lowering the speed limit along Churchill Road at the Mandaumin intersection from 90 km per hour to 60 km per hour be referred to staff for a report for Committee's further consideration.

Carried.

- c) That Lambton County Council consider paving a 4 foot shoulder along County Road 35 (LaSalle Line) through Aamjiwnaang First Nation in the 2013 Capital Budget.

#14: Arnold/Boushy: That the matter of paving a 4 foot shoulder along County Road 35 (LaSalle Line) through Aamjiwnaang First Nation be referred to staff for a report to be considered in the 2014 Budget process.

Carried.

- d) That Lambton County Council request a report from the Cultural Services Division showing how they could create an interactive computer driven display of our Lambton County Agricultural Hall of Fame Recipients at the Lambton Heritage Museum.

#15: Arnold/Bradley: That the Cultural Services Division submit a report regarding the creation of an interactive computer driven display of our Lambton County Agricultural Hall of Fame Recipients at the Lambton Heritage Museum.

Carried.

e) That Lambton County Council commission the Lambton County Community Health Services Department to put together a Committee report for the Lambton County Infrastructure and Development Services/Public Health Services/Cultural Services A.M. Committee with recommendations on how to engage Lambton County residents and steps they could do to facilitate residents of Lambton County to help them participate in the Ontario Health Study with the long-term objective to formulate a report for Lambton County Council that would satisfy the mandate of the Lambton County Community Health Study Committee.

* **#16:** Arnold/Napper: That the Community Health Services Division put together a Committee report for the Lambton County Infrastructure and Development Services/Public Health Services/Cultural Services A.M. Committee with recommendations on how to engage Lambton County residents and steps they could do to facilitate residents of Lambton County to help them participate in the Ontario Health Study with the long term objective to formulate a report for Lambton County Council that would satisfy the mandate of the Lambton County Community Health Study Committee.

Tabled.

#17: Gillis/Davis-Dagg: That motion #16 of this days minutes be tabled until the Lambton Community Health Study (LCHS) Board completes their scheduled Strategic Planning Session on February 28, 2013 for the purpose of informing the Board's future goals and direction, after which time, Public Health Services Divisional staff will report back to Committee A.M., outlining how the LCHS Board plans to proceed and make recommendations for Council regarding its future participation and support of the same.

Carried.

Notice of Motion

Councillor Bradley brought forward a Notice of Motion for consideration at the next County Council meeting of March 6, 2013 regarding the process to be followed for all Notices of Motion. The motion reads as follows:

*See Committee AM minutes of May 15, 2013 and County Council minutes of June 5, 2013.

That any Notice of Motion presented before Council which, if adopted, would result in the expenditure of public resources, first requires a staff report before Council consider the same, subject to the provision that this policy can be overridden should Council deem the situation to be one of an emergency.

OTHER BUSINESS

Regarding the Approval of Minutes

Councillor McGugan inquired as to whether there was a better way to proceed through County Council meetings than reading the motion number. Staff are to prepare a report regarding the same.

Asian Carp

Councillor McGugan asked for a report regarding the status of efforts regarding the control of Asian carp in the Great Lakes System.

Woodlots

Councillor McGugan inquired as to the status of the County woodlots and the removal of dead or diseased trees.

GIS System

David Cribbs spoke regarding the distribution of a calendar to Council. The calendar features Lambton County's GIS System in the September spread.

By-Laws

#18: Gillis/MacDougall: That By-Laws #3 to #8 of 2013, as circulated, be taken as read a first and second time.

Carried.

#19: Weber/Veen: That By-Laws #3 to #8 of 2013, as circulated, be taken as read a third time and finally passed.

Carried.

Adjournment

#20: Foubister/Bilton: That the Warden declare the meeting adjourned with the next regular meeting of County Council to be held on Wednesday March 6, 2013 with the In-Camera session to commence at 1:00 p.m.

Carried.

Time: 2:50 p.m.

Todd Case
Warden

David Cribbs
County Clerk
General Manager, Corporate Services