

MINUTES
LAMBTON COUNTY COUNCIL

November 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 I. Veen.

Disclosures of Pecuniary Interest: Councillor Davis-Dagg and Councillor Bilton declared a pecuniary interest with respect to Correspondence CC 11-11-13 from Conservation of Rural Enniskillen, Middlesex-Lambton Wind Action Group, and We're Against Industrial Wind Turbines Plympton-Wyoming regarding industrial wind energy facilities being sited in rural communities as both Councillors own lands on which windmills are or may be located.

In-Camera Committee Room #3

#1: Marriott/Foubister: That the Warden declare that County Council go in-camera to discuss 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*.

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 November 6, 2013

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

Carried.

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

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

Carried.

Presentations and Delegations

#4: Foubister/Davis-Dagg: That we invite all parties making presentations or acting as delegations, within the Bar, to speak to County Council.

Carried.

Presentations - Donor Recognition Plaques

(A) Long-Term Care Division

A recognition plaque was presented by Warden Case to Mrs. Edith Turner, in recognition of her generous donation to benefit the residents of North Lambton Lodge. The Warden accepted the plaque on Mrs. Turner's behalf.

(B) Public Health Services Division

A recognition plaque was presented by Warden Case to Enbridge Pipelines Inc., in appreciation for their generous contribution to improve the lighting capacity on the Emergency Support Unit (ESU). Mr. Ken Hall, Community Relations, was present to accept the plaque.

Delegations

Ms. Jackie Sanderson, Caseworker with the Lambton Children's Planning Network and the Social Planning and Children's Services Department took a moment to recognize and honour National Child Day, 20 November 2013, a day for Lambton's Children and their Charter of Rights.

#5: Foubister/Gillis: That the County of Lambton support National Child Day, November 20, 2013.

Carried.

Ms. Megan O'Neil of One Tomato and Mr. Dave Watson of Goodwill Industries - Essex Kent Lambton provided an update of their activities in the community and shared their recent successes. They also shared information about plans to build a community food centre and Community Food Hub in Lambton County.

Emery Huszka of The Lambton Local 328 of the National Farmers Union of Ontario spoke to County Council concerning the proposed By-Law Regarding Procedure for Applications Under the Woodlands Conservation and Preservation By-Law.

Annual General Meeting of The County of Lambton Community Development Corporation

The Annual General Meeting of The County of Lambton Community Development Corporation meeting was held in the Council Chambers and was called to order at 1:45 p.m. on the above date.

The Chair of the Board commenced by introducing its members to the Board and the Staff Advisory Committee who were present for the meeting as follows:

Gitta Kulczycki, Judy Morris, Peter Hungerford, George Mallay, Paul Paolatto, Tom Strifler, Mike Bradley, Todd Case, Bev MacDougall, Ron Van Horne, and John Innes.

#6: Napper/Weber: That the agenda for the Annual General Meeting of The County of Lambton Community Development Corporation be approved as presented.

Carried.

No declarations of pecuniary interest were made.

Mr. John Innes, General Manager, Finance, Facilities and Court Services Division presented to the members the Financial Statements for the Year Ended April 30, 2013.

#7: Boushy/Foubister: That The County of Lambton Community Development Corporation Financial Statements for the Year Ended April 30, 2013 be accepted as presented.

Carried.

#8: MacDougall/McGugan: That Mr. Tom Strifler, Executive Director, Western Sarnia-Lambton Research Park, be invited within the Bar to address the Board.

Carried.

Mr. Strifler presented the Annual Report, dated November 2013, updating the members regarding activities at the Western Sarnia-Lambton Research Park.

#9: McGugan/Arnold: That the Annual Report dated November 2013 be received and filed.

Carried.

#10: Boushy/Davis-Dagg: That it be recommended that The County of Lambton Community Development Corporation approve the County's auditors, BDO Dunwoody LLP, to be the auditors for the Western Sarnia-Lambton Research Park on an ongoing basis.

Carried.

Adjournment

#11: MacDougall/Foubister: That the Chair declare the Annual General Meeting of The County of Lambton Community Development Corporation adjourned.

Carried.

Time 3:00 p.m.

Minutes

The Lambton County Council (Open Session) and (Closed Session) minutes dated October 2, 2013 were presented.

#12: MacDougall/Marriott: That the Lambton County Council (Open Session) and (Closed Session) minutes dated October 6, 2013 be accepted as presented.

Carried.

Correspondence to Receive and File

CC 11-05-13 A letter to Mr. David Cribbs, County Clerk, dated October 2013 from the Honourable Michael Coteau, Minister of Citizenship and Immigration regarding the June Callwood Outstanding Achievement Award for Volunteerism in Ontario. The June Callwood Outstanding Achievement Award recognizes exceptional leadership, innovation and creativity in voluntarism and community service and can include individual volunteers, volunteer groups, businesses and other organizations which have made outstanding contributions to their communities and the province. The deadline for nominations is December 5, 2013.

CC 11-06-13 A letter to Warden Todd Case from Yasir Naqvi, Minister of Labour dated September 19, 2013 regarding the recent meeting with colleagues from the County of Lambton at the 2013 annual conference of the Association of Municipalities of Ontario (AMO). The government put forward a focused and balanced package of interest arbitration reforms in the 2012 budget and unfortunately, due to lack of support from the opposition parties, the reforms did not move forward at that time. They will continue to collaborate on achieving that goal.

CC 11-07-13 A letter to Warden Todd Case from Mrs. Kathy Alexander, Executive Director, Bluewater Health Foundation dated October 1, 2013 to thank the County of Lambton for the pledge payment of \$1,500,000 to the "State of the Heart" Campaign. Bluewater Health has identified and prioritized a list of medical equipment required for the hospital ranging from I.V. poles, wheelchairs to multimillion-dollar technology in the operating rooms and diagnostic services.

CC 11-08-13 A letter to Warden Todd Case from Mr. Brock Carlton, Chief Executive Officer of the Federation of Canadian Municipalities (FCM) dated September 17, 2013 regarding the Integrated Sustainability Community Plan for the County of Lambton. Payment was made from FCM to the County of Lambton, which was the first and final contribution in regard to the Green Municipal Fund Study Grant Agreement for the Integrated Sustainability Community Plan.

CC 11-09-13 A letter to Council from Ms. Jo-Anne St. Godard, Executive Director, Recycling Council of Ontario dated October 2, 2013 regarding Waste Reduction Week.

CC 11-10-13 A thank you letter addressed to Warden Todd Case from Mr. Greg Bond, Chair, Bluewater Health Foundation dated September 30, 2013 for the generous donation made on the County of Lambton's behalf. Fundraising efforts are focusing on technology and training to give patients a faster diagnosis, a more precise reading, a less invasive treatment and, ultimately, a better outcome.

CC 11-11-13 A letter to Warden Case and Council from Conservation of Rural Enniskillen (CORE), Middlesex-Lambton Wind Action Group (MLWAG), We're Against Industrial Wind Turbines Plympton-Wyoming (WAIT-PW) dated October 29, 2013 regarding Industrial Wind Turbines and our Canadian Charter of Rights and Freedom.

The group is asking for 2 things:

- 1) To have the County lend their name to the legal suit (Drennan case) and become an intervener.
- 2) To have Council support the legal suit financially with a \$20,000 commitment. This is a separate ask from #1. They are cognizant of the fact this will escalate. They feel it is possible to raise the funds to support the legal suit from the community. Other communities have raised tens of thousands to support this legal cause.

#13: Foubister/Weber: That Correspondence items CC 11-05-13 to CC 11-11-13 be received and filed.

Carried.

Reports Requiring a Motion

FINANCE, FACILITIES AND COURT SERVICES DIVISION

Report dated November 6, 2013 Regarding the County of Lambton Community Development Corporation - The Business Case on how to move the business forward

#14: Bradley/Napper:

- a) That Council agree to the creation of a debenture against which principle and interest payments during its term would be voluntary at The County of Lambton Community Development Corporation's discretion in an amount not to exceed \$4,758,143 and a term of 25 years.

- b) That Council request that The County of Lambton Community Development Corporation conduct and open, competitive Request for Proposal process to secure financing and assume direct responsibility from the County of Lambton for the outstanding balance of the loan used to finance the construction of Building 1050 and the loan used to finance the Research Park's assessed contribution towards the development of the Wellington Street extension and associated servicing.

- c) That Council direct and authorize staff to perform all actions and activities necessary to implement this Revised Refinancing Plan for The County of Lambton Community Development Corporation.

Carried.

Committee Minutes

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

#15: Arnold/Bradley: That motion #2 of the Committee A.M. minutes dated October 16, 2013 regarding the Report dated October 16, 2013 concerning Paved Shoulders on County Road 35 (LaSalle Line) be tabled until the next regular meeting of County Council.

Carried.

#16: McCharles/Gilliland: That motion #3 b) and c) of the Committee A.M. minutes dated October 16, 2013 concerning the report dated October 16, 2013 Regarding Warning Lights on County Road 26 (Mandaumin Road) be deleted.

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

S. Arnold Yes (3)
W. Bilton..... No (1)
D. Boushy..... Yes (3)
M. Bradley No (3)
T. Case..... No (2)
E. Davis-Dagg Yes (2)
J. Foubister No (3)
P. Gilliland Yes (2)
A.M. Gillis Yes (3)
D. Kirkland..... Absent
B. MacDougall..... Yes (3)
K. Marriott..... Yes (1)
J. McCharles Yes (2)

D. McGugan Yes (1)
L. Napper Yes (3)
I. Veen..... Absent
B. Weber No (3)

Yeas - 23; Nays - 12.

Motion carried.

#17: Napper/McCharles: That transverse rumble strips be removed at County Road 26 (Mandaumin Road), north of County Road 22 (London Line) and a flashing stop sign be added.

Tabled.

#18: Bradley/Foubister: That another report be brought to Committee in January, 2014 regarding safety enhancements at the intersection of County Road 26 (Mandaumin Road), north of County Road 22 (London Line) once the rumble strips are removed.

Carried.

#19 Bilton/Boushy: That the Committee A.M. minutes dated October 16, 2013 be accepted as amended.

Carried.

Warden Case presented the Joint Meeting of the Standing Committees minutes dated October 16, 2013.

#20: Weber/Davis-Dagg: That the Joint Meeting of the Standing Committees minutes dated October 16, 2013 be accepted as presented.

Carried.

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

#21: Gillis/Foubister: That the Committee P.M. minutes of October 16, 2013 be accepted as presented.

Carried.

OTHER BUSINESS

Councillor McGugan spoke regarding transportation issues in the County and asked for an update. Chris Doyle, General Manager, Long-Term Care responded to the issue.

Councillor McGugan also asked as to whether the County's Public Works Department had sprayed any County roads for Phragmites in 2013.

Jim Kutyba, General Manager, Infrastructure & Development Services, informed Councillor McGugan that 200 kilometers were sprayed by staff this year.

Councillor Napper spoke of the historic Errol Village Cemetery unveiling a new monument on November 9, 2013 in honour of an unknown sailor buried there to commemorate the Great Lakes Storm of 1913.

Councillor Napper also invited everyone to attend the Remembrance Day service on November 10, 2013 at 10:30 a.m. at the Camlachie Community Centre.

Warden Case thanked the students present at the meeting, Nicole Mills, daughter of Lisa Mills and Kelly Wilks, daughter of Rob Wilks, for Take Your Kids to Work day.

Councillor Gillis spoke of the Treasured Memories Gala Fundraising Auction being held November 16, 2013 at Lambton Meadowview Villa in Petrolia where proceeds will benefit the County of Lambton Adult Enrichment Centre.

By-Laws

#22: Foubister/Boushy: That By-Law #31 of 2013, as circulated, be taken as read a first and second time.

Carried.

#23: Bilton/Gilliland: That By-Law #31 of 2013, as circulated, be taken as read a third time and finally passed.

Carried.

Adjournment

#24: Foubister/Bilton: That the Warden declare the meeting adjourned with the next regular meeting of County Council to be held on Wednesday, November 27, 2013, with the In-Camera session to commence at 1:00 p.m.

Carried.

Time: 3:40 p.m.

Todd Case
Warden

David Cribbs
County Clerk
General Manager, Corporate Services