

**VILLAGE OF POINT EDWARD
MINUTES**

Council Meeting – January 23, 2007

6:00 p.m. – Council Chambers, Point Edward Municipal Office
135 Kendall Street, Point Edward, Ontario

Council Members Present:

Mayor Kirkland	Deputy Mayor Robson	Councillor MacKenzie
Councillor Hand	Councillor Churchill	

Staff Present:

CAO Cramp

DISCLOSURE OF PECUNIARY INTEREST

There were no disclosures of pecuniary interest.

RESOLUTION TO ADJOURN TO AN ‘IN CAMERA’ SESSION

Resolution #1

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT Council adjourn to an ‘In Camera’ session at 6:00 p.m. for personnel and legal matters.
CARRIED.

RESOLUTION TO RECONVENE TO REGULAR COUNCIL SESSION

Resolution #2

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT Council reconvene to Regular Council Session, at 7 p.m.

CARRIED.

REPORT OF THE CLOSED SESSION MEETING OF COUNCIL

C.A.O. Cramp advised that there was nothing to report from the closed session.

ADOPTION OF THE REPORT OF THE CLOSED SESSION

Resolution #3

Moved by Councillor MacKenzie

Seconded by Deputy Mayor Robson

THAT Council adopt the report of the Closed Session.

CARRIED.

DELEGATIONS

1. 7:00 pm Min Wan Kim – International Exchange Student from the Republic of Korea.

Deputy Mayor Robson introduced Min Wan Kim to Council, who is staying with Sharon Haslip and family. He is an international exchange student from the Republic of Korea who will be staying in the area until February 26, 2007 after a two month stay. He is 11 years old and has an older brother and a younger sister. He is the top English student in Korea.

Andy Parnham, Principal of Bridgeview Public School commented that he has fit in well with the children at Bridgeview.

A presentation was made to Min Wan Kim and he thanked Council. He has had quite an experience and has enjoyed his time here.

2. 7:15 pm Salvatore Spadafora re: fence By-law.

A letter was received from Connie and Dale Graham to advise that they have arrived at a mutually agreeable solution with Mr. Spadafora relating to the fence between the two properties. They have agreed to the higher fence subject to the top part of the fence being changed to lattice fencing material in a timely fashion.

Resolution #4

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT Mr. Giampietri and Mr. Spadafora be invited within the Bar.

CARRIED.

Mr. Giampietri advised that his client had adhered to Council's instructions and have come to an agreement with their neighbours regarding the fence. He asked for Council's blessing to the fence that is higher than the by-law provides. Weather permitting, the fence will be completed as soon as possible.

Deputy Mayor Robson asked what type of lattice will be used.

Mr. Giampietri responded that they have left the type of lattice as general and they have not shown them a specific sample. Mr. Spadafora indicated that he does want some privacy.

Councillor MacKenzie reminded him that the neighbour wants the lattice for air flow. He stated that it was great that they had come to an agreement.

Mr. Spadafora said the lattice would have holes in it.

Councillor Churchill commented that he was glad it has been worked out.

Mr. Giampietri advised that there would be a mutual discussion regarding the type of lattice and that Mr. Spadafora would meet with the neighbours.

Deputy Mayor Robson asked if Mr. Spadafora would speak to Mr. & Mrs. Graham for mutual agreement on the lattice. Mr. Spadafora responded “yes”.

Resolution #5

Moved by Councillor MacKenzie

Seconded by Councillor Churchill

THAT Council allow the exemption from the fence by-law for the fence surrounding 104 Albert Street as per their request and in accordance with the agreement for a minimum of 2 ft. of lattice between the Graham and Spadafora properties.

CARRIED.

PUBLIC MEETINGS

1. Public Meeting re: Water and Sewage Rate Increases November 28, 2006.

Resolution #6

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the minutes of the Public meeting re: Water and Sewage Rate Increases of November 28, 2006, be adopted.

CARRIED.

2. Public Meeting re: Zoning Amendment Application No. 2 of 2006 (Scarpelli – 513 Louisa Street).

Resolution #7

Moved by Councillor MacKenzie

Seconded by Deputy Mayor Robson

THAT the minutes of the Public Meeting re: Zoning By-law Amendment Application No. 2 of 2006 (Scarpelli – 513 Louisa Street), be approved.

CARRIED.

ADOPTION OF MINUTES

1. Regular Council Meeting of November 28, 2006.

Resolution #8

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the minutes of the Regular Council meeting of November 28, 2006, be adopted.

CARRIED.

2. Regular Council Meeting of December 5, 2006.

Resolution #9

Moved by Councillor MacKenzie
Seconded by Councillor Churchill

THAT the minutes of the Regular Council meeting of December 5, 2006, be adopted.
CARRIED.

3. Regular Council Meeting of December 12, 2006.

Resolution #10

Moved by Councillor Hand
Seconded by Deputy Mayor Robson

THAT the minutes of the Regular Council meeting of December 12, 2006, be adopted.
CARRIED.

4. Regular Council Meeting of January 9, 2007.

Resolution #11

Moved by Councillor MacKenzie
Seconded by Councillor Hand

THAT the minutes of the Regular Council meeting of January 9, 2007, be adopted.
CARRIED.

BUSINESS ARISING FROM MINUTES

There was no business arising from the minutes.

FINANCIAL REPORTS

1. General Operations: Total Revenues for the month of December 2006.

Resolution #12

Moved by Councillor Hand
Seconded by Councillor MacKenzie

THAT the Total Revenues for the month of December, 2006 for General Operations in the amount of \$4,108,233.00, be approved.

CARRIED.

General Operations: Total Expenditures for the month of December 2006.

Resolution #12

Moved by Councillor Hand
Seconded by Councillor MacKenzie

THAT the Total Expenditures for the month of December, 2006 for General Operations in the amount of \$1,155,122.01, be approved.

CARRIED.

2. Water/WPCP: Total Revenues for the month of December 2006.

Resolution #13

Moved by Councillor Hand

Seconded by Councillor MacKenzie

THAT the Total Revenues for the month of December, 2006 for Water/WPCP in the amount of \$135,676.84, be approved.

CARRIED.

- Water/WPCP: Total Expenditures for the month of December 2006.

Resolution #14

Moved by Councillor MacKenzie

Seconded by Councillor Churchill

THAT the Total Expenditures for the month of December, 2006 for Water/WPCP in the amount of \$75,023.79, be approved.

CARRIED.

COMMITTEE REPORTS

1. Police Services Board meeting of November 14, 2006.

Resolution #15

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the minutes of the Police Services Board meeting of November 14, 2006, be received and filed.

CARRIED.

2. Technical Liaison Committee meeting of December 6, 2006.

Resolution #16

Moved by Councillor MacKenzie

Seconded by Deputy Mayor Robson

THAT the minutes of the Technical Liaison Committee meeting of December 6, 2006, be received and filed.

CARRIED.

3. Arena/Community Hall Committee meeting of January 4, 2007.

Resolution #17

Moved by Councillor Churchill

Seconded by Councillor MacKenzie

THAT the minutes of the Arena/Community Hall Committee meeting of January 4, 2007, be adopted.

CARRIED.

4. Fire Committee meeting of January 4, 2007.

Resolution #18

Moved by Councillor Churchill

Seconded by Deputy Mayor Robson

THAT the minutes of the Fire Committee meeting of January 4, 2007, be adopted.

CARRIED.

5. Water and Pollution Control Plant Committee meeting of January 9, 2007.

Resolution #19

Moved by Councillor MacKenzie

Seconded by Councillor Hand

THAT the minutes of the Water and Pollution Control Plant Committee meeting of January 9, 2007, be adopted.

CARRIED.

6. Parks Committee meeting of January 11, 2007.

Resolution #20

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the minutes of the Parks Committee meeting of January 11, 2007, be adopted.

CARRIED.

7. Public Works Committee meeting of January 11, 2007.

Resolution #21

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the minutes of the Public Works Committee meeting of January 11, 2007, be adopted.

CARRIED.

8. Finance Committee meeting of January 18, 2007.

Resolution #22

Moved by Councillor Hand

Seconded by Deputy Mayor Robson

THAT the minutes of the Finance Committee meeting (excluding Recommendation #9) of January 18, 2007, be adopted.

CARRIED.

MISCELLANEOUS REPORTS

1. Point Edward PSB Report as of January 9, 2007

Resolution #23

Moved by Councillor MacKenzie

Seconded by Deputy Mayor Robson

THAT the Point Edward Police Services Board Report dated January 9, 2007, be received and filed; and further that the meeting regarding Crystal Meth be advertised on the web site.

CARRIED.

2. Plumbing Permits issued for the Village of Point Edward for the month of December 2006.

Resolution #24

Moved by Deputy Mayor Robson

Seconded by Councillor Hand

THAT the Plumbing Permits issued for the Village of Point Edward for the month of December, 2006, be received and filed.

CARRIED.

3. Building Permits issued for the Village of Point Edward as of December 7, 2006.

Resolution #25

Moved by Councillor MacKenzie

Seconded by Deputy Mayor Robson

THAT the Building Permits issued for the Village of Point Edward as of December 7, 2006, be received and filed.

CARRIED.

4. News Release from the County of Lambton Office of the CAO re: Lambton County Council Acclaims Jim Burns as Warden for 07/08.

Resolution #26

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the News Release from the County of Lambton Office of the CAO re: Lambton County Council Acclaims Jim Burns as Warden for 07/08, be received and filed.

CARRIED.

COMMUNICATIONS (COUNCIL ACTION)

1. Resolution from the Township of Madawaska Valley requesting support re: medical care practitioner shortage in Ontario.

Resolution #27

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the Village of Point Edward Council support the resolution from the Township of Madawaska Valley requesting that the provincial government take immediate action both administratively and fiscally to resolve the medical care practitioner shortage in Ontario.

CARRIED.

2. Resolution from the Town of New Tecumseth requesting support re: Edward K. Banting Homestead.

Resolution #28

Moved by Deputy Mayor Robson

Seconded by Councillor Churchill

THAT the resolution from the Town of Tecumseth regarding concern with the sale by the Ontario Historical Society of the Banting Homestead lands, be received and filed.

CARRIED.

3. Letter from MPAC re: overview of MPAC's current and planned activities.

Resolution #29

Moved by Councillor Churchill

Seconded by Deputy Mayor Robson

THAT the letter from MPAC regarding the overview of MPAC's current and planned activities, be received and filed; and further that they be asked to attend a future meeting.

CARRIED.

4. 2007 Draft Budget , St. Clair Region Conservation Authority.

Resolution #30

Moved by Councillor MacKenzie

Seconded by Councillor Churchill

THAT the 2007 Draft budget for the St. Clair Region Conservation Authority, be approved.

CARRIED.

5. Letter from the Ontario Harness Horse Association requesting support re: ensuring that horse racing opportunities continue to be a key economic engine in rural Ontario.

Resolution #31

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the letter from the Ontario Harness Horse Association requesting support re: ensuring that horse racing opportunities continue to be a key economic engine in rural Ontario, be received and filed.

CARRIED.

6. Letter from the Citizens Panel on Increasing Organ Donations re: Citizens Panel Survey.

Resolution #32

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the letter from the Citizens Panel on Increasing Organ Donations re: survey distribution, be received and filed; and further that the survey forms be placed in the front lobby.

CARRIED.

7. Letter from Physician Recruitment Taskforce.
8. Letter from Point Edward Nursery School.

Resolution #33

Moved by Councillor MacKenzie

Seconded by Deputy Mayor Robson

THAT the letters from the Physician Recruitment Taskforce and Point Edward Nursery School be referred to the Finance Committee regarding the donation requests; and further that meetings be scheduled with both organizations at a future Council meeting.

CARRIED.

COMMUNICATIONS (RECEIVE AND FILE-LISTED)

Listed as of January 17, 2007

1. Letter from the Office of the Minister of Transport response to our letter re: Village of Point Edward's resolution in favour of sustainable long-term funding for water and waste projects in small communities in Ontario.
2. Letter from Canada Post response to our letter re: Canada Post's Operations.
3. Letter from York Region re: Character Community Program Information Session.
4. Letter from Pat Davidson, MP Sarnia-Lambton, re: Asset Management Program.
5. Letter from the Ministry of Community Safety and Correctional Services re: Ontario Emergency Management and Civil Protection Act.
6. Letter of Thanks from Bridgeview Public School re: donation.
7. Letter of Thanks from the Celebration of Lights re: donation.
8. Letter from the Premier of Ontario response to our letter re: Workplace Safety and Insurance Act and firefighters resolution.
9. Letter from Health Force Ontario re: health care professional recruitment.
10. News Release from the Ministry of Municipal Affairs and Housing re: Municipalities Better Equipped to Serve Ontario Residents.
11. News Release from the Ministry of Municipal Affairs and Housing re: McGuinty Government Helps clean Up Fort Erie.
12. News Release from the Ministry of Municipal Affairs and Housing re: province Honours Dedication of Municipal Officials.
13. News Release from the County of Lambton Public Works Department re: Lambton Celebrates Replacement of Bear Creek Bridge.
14. Facsimile from the Minister of Municipal Affairs and Housing re: Greetings for the New Year.
15. Notice from the Province of Ontario re: 10 Year Strategic Health Plan.

16. Member Communication from AMO re: Municipal Act Amendments Receive Third Reading Sign Up for AMO Education Sessions.
17. Member Communication from AMO re: Ontario Municipal Partnership Fund (OMPF) Allocations for 2007.
18. Member Communication from AMO re: Rural Infrastructure Investment Initiative – Implementation Details Now Available.
19. Member Communication from AMO re: Court of Appeal Addresses Payment of the Ontario Health Premium.
20. Member Communication from AMO re: AMO Report to Members on November Board Meeting.
21. Member Communication from AMO re: OPA Seeking Input on Integrated Power Supply Plan.
22. Member Communication from AMO re: AMO Submission to Standing Committee on Bill 151.
23. Member Communication from AMO re: AMO Board Makes Appointments to Provincial-Municipal Fiscal and Service Delivery Review.
24. Alert from Ontario Good Roads Association re: MOU between OGRA and MTO Demonstrates Ministry commitment to Auditor Generals' Bridge Inspection Recommendations.
25. Communiqué from the Province of Ontario re: First Meeting of the Political Table of the Province-Municipal fiscal and Service Delivery Review December 2006.
26. Memo from the Ministry of Community Safety and Correctional Services re: Ministry Realignment.
27. Letter from the Minister Responsible for Seniors re: Regulating Care Sold in Ontario's Retirement Home Industry.
28. Communities in Bloom Ontario – 2007 Workshops information.
29. Newsletter from Ontario Power Generation, Fall/Winter 2006.

Resolution #34

Moved by Councillor MacKenzie

Seconded by Deputy Mayor Robson

THAT the Communications (Receive and File – Listed), listed as of January 17, 2007, be received and filed.

CARRIED.

NEW BUSINESS

1. 2007 Insurance Report from City Insurance.

Resolution #35

Moved by Councillor MacKenzie

Seconded by Councillor Hand

THAT the 2007 Insurance Program through Frank Cowan Company Limited, be approved.

CARRIED.

2. Letter from Dave Posliff re: Planning Outlook for 2007.

Resolution #36

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the letter from Dave Posliff regarding the Planning Outlook for 2007 in the Village, be received and filed; and further that the offer by Dave Posliff to establish local office hours at the Village, be accepted.

CARRIED.

3. Memo from Peggy Cramp re: Terms of Reference for Zelinka Priamo Ltd.

Resolution #37

Moved by Councillor MacKenzie

Seconded by Deputy Mayor Robson

THAT the Terms of Reference for Zelinka Priamo Ltd. as set out in a memo from CAO Cramp dated January 19, 2007, be adopted.

CARRIED.

4. Approval for Hwy 402 Letter of Support.

Resolution #38

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the Village of Point Edward Council send a letter of support to the Minister of Transportation and the Minister of the Environment for the approval of the Hwy. 402 construction.

Recorded Vote: Mayor Kirkland – Yea
 Deputy Mayor Robson – Yea
 Councillor MacKenzie – Yea
 Councillor Hand – Yea
 Councillor Churchill – No
 CARRIED.

5. Basement flooding in Municipal Office – unanticipated budget expense:
 - determine and correct problem
 - restoration requirements

Resolution #39

Moved by Councillor Hand

Seconded by Deputy Mayor Robson

THAT the expenses incurred resulting from the basement flooding in the Municipal Office and restoration requirements, be approved.

CARRIED.

BY-LAWS

1. By-law Number 2 of 2007 being a By-law to Provide for Interim Tax Levies for the Year 2007 for the Corporation of the Village of Point Edward.

Resolution #40

Moved by Councillor MacKenzie

Seconded by Councillor Hand

THAT By-law Number 2 of 2007, being a By-law to Provide for Interim Tax Levies for the Year 2007 for the Corporation of the Village of Point Edward, be given a FIRST, SECOND and THIRD READING and FINALLY PASSED this 23rd day of January, 2007.

CARRIED.

2. By-law Number 3 of 2007, a Municipal By-law for Current Expenditures.

Resolution #41

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT By-law Number 3 of 2007, being a Municipal By-law for Current Expenditures, be given a FIRST, SECOND and THIRD READING and FINALLY PASSED this 23rd day of January, 2007.

CARRIED.

3. By-law Number 4 of 2007 being a By-law to Appoint Persons to Committees of Council.

Resolution #42

Moved by Councillor Churchill

Seconded by Deputy Mayor Robson

THAT By-law Number 4 of 2007 being a By-law to Appoint Persons to Committees of Council, be given a FIRST, SECOND and THIRD READING and FINALLY PASSED this 23rd day of January, 2007.

CARRIED.

4. By-law Number 5 of 2007 being a By-law to Confirm the Resolutions of Point Edward Council which were Adopted Up To and Including January 23, 2007.

Resolution #43

Moved by Councillor MacKenzie

Seconded by Councillor Hand

THAT By-law Number 5 of 2007 being a By-law to Confirm the Resolutions of Point Edward Council which were Adopted Up To and Including January 23, 2007, be given a FIRST, SECOND and THIRD READING and FINALLY PASSED this 23rd day of January, 2007.

CARRIED.

BUSINESS FROM COUNCILLORS

Deputy Mayor Robson presented a letter to Council from the Special Needs and Medically Fragile children at Bridgeview Public School to thank the Parents Council for their continued support of the program. This year two wonderful computer devices (touch screen and switch interface) were purchased. This was made possible through the donation from Village Council.

ADJOURNMENT

Resolution #44

Moved by Councillor MacKenzie

Seconded by Councillor Hand

THAT the Council Meeting be adjourned at 8:25 p.m. until the February 13th, 2007 call of the Chair or at such time as a Special Committee meeting is held to discuss legal matters, property matters or personnel matters.

Mayor Dick Kirkland

C.A.O. Peggy Cramp