

**VILLAGE OF POINT EDWARD
MINUTES**

Council Meeting – April 26, 2005

7:00 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 Romlewski

Councillor Bourrie

Staff Present:

CAO Cramp

DISCLOSURE OF PECUNIARY INTEREST

Deputy Mayor Robson declared a pecuniary interest regarding the Report re: Amendment to Budget – Preparation for Walkway along Front Street (south of Lite Street) under New Business as she is related to the owner of Nordell Excavating.

Councillor Romlewski declared a pecuniary interest regarding the Resolution from the Corporation of the Town of Tecumseh requesting consideration re: Canadian Red Cross Funding – Disaster Relief Training under Communications (Council Action) as his wife works for the Canadian Red Cross.

DELEGATIONS

Nil

ADOPTION OF MINUTES

1. Regular Council Meeting of March 22, 2005

Resolution #1

Moved by Councillor MacKenzie

Seconded by Councillor Bourrie

THAT the minutes of the Regular Council meeting of March 22, 2005, be adopted.

CARRIED.

2. Special Council Meeting of April 12, 2005

Resolution #2

Moved by Deputy Mayor Robson

Seconded by Councillor Bourrie

THAT the minutes of the Special Council meeting of April 12, 2005, be adopted.

CARRIED.

3. Budget Meeting of April 1, 2005

Resolution #3

Moved by Deputy Mayor Robson

Seconded by Councillor Bourrie

THAT the minutes of the Budget meeting of April 1, 2005, 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 March, 2005

Resolution #4

Moved by Deputy Mayor Robson

Seconded by Councillor Romlewski

THAT the Total Revenues for the month of March, 2005 for General Operations in the amount of \$104,382.53, be approved.

CARRIED.

General Operations: Total Expenditures for the month of March, 2005

Resolution #5

Moved by Deputy Mayor Robson

Seconded by Councillor Romlewski

THAT the Total Expenditures for the month of March, 2005 for General Operations in the amount of \$663,373.76, be approved.

CARRIED.

2. Water/WPCP: Total Revenues for the month of March, 2005

Resolution #6

Moved by Deputy Mayor Robson

Seconded by Councillor Bourrie

THAT the Total Revenues for the month of March, 2005 for Water/WPCP in the amount of \$22,045.79, be approved.

CARRIED.

Water/WPCP: Total Expenditures for the month of March, 2005

Resolution #7

Moved by Deputy Mayor Robson

Seconded by Councillor Bourrie

THAT the Total Expenditures for the month of March, 2005 for Water/WPCP in the amount of \$64,088.55, be approved.

CARRIED.

NOTE: It has been requested that the Summary Report be placed at the front of the Report in future, if possible.

COMMITTEE REPORTS

- 1 Police Services Board Minutes of February 17, 2005

Resolution #8

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the minutes of the Police Services Board meeting of February 17, 2005, be received and filed.

CARRIED.

- 2 Technical Liaison Committee Meeting of March 1, 2005

Resolution #9

Moved by Councillor MacKenzie

Seconded by Councillor Romlewski

THAT the minutes of the Technical Liaison Committee meeting of March 1, 2005, be received and filed.

CARRIED.

- 3 Technical Liaison Committee Meeting of April 5, 2005

Resolution #10

Moved by Councillor MacKenzie

Seconded by Deputy Mayor Robson

THAT the minutes of the Technical Liaison Committee meeting of April 5, 2005, be received and filed.

CARRIED.

- 4 Parks and Recreation Committee Meeting of March 29, 2005

Resolution #11

Moved by Councillor MacKenzie

Seconded by Councillor Bourrie

THAT the minutes of the Parks and Recreation Committee meeting of March 29, 2005, be adopted.
CARRIED.

- 5 Fire Committee Meeting of March 29, 2005

Resolution #12

Moved by Councillor Bourrie

Seconded by Councillor Romlewski

THAT the minutes of the Fire Committee meeting of March 29, 2005, be adopted.
CARRIED.

- 6 Public Works Committee Meeting of March 29, 2005

Resolution #13

Moved by Councillor Romlewski

Seconded by Councillor MacKenzie

THAT the minutes of the Public Works Committee meeting of March 29, 2005, be adopted.
CARRIED.

- 7 Finance Committee Meeting of March 30, 2005

Resolution #14

Moved by Deputy Mayor Robson

Seconded by Councillor Bourrie

THAT the minutes of the Finance Committee meeting of March 30, 2005, be adopted.
CARRIED.

- 8 Parks and Recreation Committee Meeting of April 13, 2005

Resolution #15

Moved by Councillor MacKenzie

Seconded by Councillor Romlewski

THAT the minutes of the Parks and Recreation Committee meeting of April 13, 2005, be adopted.
CARRIED.

9 Occupational Health and Safety Committee Meeting of April 14, 2005

Resolution #16

Moved by Deputy Mayor Robson

Seconded by Councillor Romlewski

THAT the minutes of the Occupational Health and Safety Committee meeting of April 14, 2005, be adopted.

CARRIED.

10 Fire Committee Meeting of April 19, 2005

Resolution #17

Moved by Councillor Romlewski

Seconded by Councillor Bourrie

THAT the minutes of the Fire Committee meeting of April 19, 2005, be adopted.

CARRIED.

11 Public Works Committee Meeting of April 19, 2005

Resolution #18

Moved by Councillor Romlewski

Seconded by Deputy Mayor Robson

THAT the minutes of the Public Works Committee meeting of April 19, 2005, be adopted.

CARRIED.

12 Water and Pollution Control Committee Meeting of April 19, 2005

Resolution #19

Moved by Councillor Bourrie

Seconded by Deputy Mayor Robson

THAT the minutes of the Water and Pollution Control Committee meeting of April 19, 2005, be adopted.

CARRIED.

13 Finance Committee Meeting of April 21, 2005

Resolution #20

Moved by Deputy Mayor Robson

Seconded by Councillor Bourrie

THAT the minutes of the Finance Committee meeting of April 21, 2005, be adopted.

CARRIED.

MISCELLANEOUS REPORTS

- 1 Point Edward O.P.P. – Police Services Board Report as of March 22, 2005

Resolution #21

Moved by Councillor MacKenzie

Seconded by Deputy Mayor Robson

THAT the Point Edward OPP – Police Services Board Report as of March 22, 2005, be received and filed.

CARRIED.

- 2 News Release from the Office of the County Warden re: Lambton County

Resolution #22

Moved by Councillor Romlewski

Seconded by Councillor MacKenzie

THAT the News Release from the Office of the County Warden, be received and filed.

CARRIED.

COMMUNICATIONS (COUNCIL ACTION)

1. Letter from Sarnia Lambton Chamber of Commerce re: Requirement to Publish/Post Non-Resident Business Municipal Number.

Resolution #23

Moved by Councillor MacKenzie

Seconded by Councillor Romlewski

THAT the Village of Point Edward Council support the request from the Sarnia-Lambton Chamber of Commerce to require that non-resident businesses publish/state their municipal licence number in all media they employ and post the licence visibly on the physical site of their business activity; and further that the local hotels be advised of the need to obtain a licence for these types of business events.

CARRIED.

2. Letter from the Ministry of Natural Resources requesting support re: Gun Hunting – Help to Reduce Wildlife-Crop and Property Damage in Southern Ontario.

Resolution #24

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the letter from the Ministry of Natural Resources regarding Gun Hunting, be received and filed.

MOTION LOST.

Resolution #25

Moved by Councillor Romlewski

Seconded by Councillor Bourrie

THAT the Village of Point Edward Council support the request from the Ministry of Natural Resources regarding gun hunting to help reduce wildlife-related crop and property damage in Southern Ontario.

CARRIED.

3. Letter from the Municipality of Lambton Shores requesting consideration re: Discontinuation of the Fluoridation of Water.

Resolution #26

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the Village of Point Edward Council support the letter from the Municipality of Lambton Shores requesting that the fluoridation of water be discontinued in the LAWSS system.

CARRIED.

4. Resolution from the Corporation of the Town of Tecumseh requesting consideration re: Canadian Red Cross Funding – Disaster Relief Training.

Councillor Romlewski declared a pecuniary interest on this item and left the room and did not vote.

Resolution #27

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the Village of Point Edward Council support the resolution from the Corporation of the Town of Tecumseh requesting that the Province provide 100% funding to the Canadian Red Cross to provide disaster relief training.

CARRIED.

Councillor Romlewski returned to the meeting.

5. Resolution from the Corporation of the County of Prince Edward requesting support re: Community Reinvestment Funding.

Resolution #28

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the letter from the County of Prince Edward regarding funding levels under the Community Reinvestment Funds, be received and filed.

CARRIED.

6. Resolution from the Municipality of Grey Highlands requesting support re: Ontario Farmers and the Ontario Grain & Oilseed Group

Resolution #29

Moved by Deputy Mayor Robson

Seconded by Councillor Romlewski

THAT the letter from the Municipality of Grey Highlands regarding funding for Ontario farmers as recommended by the Ontario Farmers and the Ontario Grain & Oilseed Group, be received and filed.

CARRIED.

7. Resolution from the Town of North Perth requesting support re: Bill 124 – Building Code changes.

Resolution #30

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the letter from the Town of North Perth regarding the implementation of Bill 124 – Building Codes Changes, be received and filed.

CARRIED.

8. Resolution from the Municipality of Niagara requesting support re: Long Term Viability of Ontario Farmers

Resolution #31

Moved by Councillor Romlewski

Seconded by Deputy Mayor Robson

THAT the letter from the Regional Municipality of Niagara regarding implementation of nutrient management rules which is a threat to the long term viability of Ontario farmers, be received and filed.

CARRIED.

9. E-Mail from the Association of Municipalities of Ontario re: Federal Gas Tax

Resolution #32

Moved by Councillor Romlewski

Seconded by Councillor MacKenzie

THAT the e-mail from the Association of Municipalities of Ontario regarding the federal gas tax revenue sharing for municipalities, be received and filed.

CARRIED.

10. Member Communication from the AMO re: Ontario Trails Strategy Consultations

Resolution #33

Moved by Councillor Romlewski

Seconded by Deputy Mayor Robson

THAT the Village of Point Edward Council support the Member Communication from the Association of Municipalities of Ontario regarding the Ontario Trails Strategy Consultations; and further that trail development be supported but continued concern exists over the burden that Section 20 of the Line Fences Act places on municipalities attempting to develop abandoned railways into usable trails.

CARRIED.

11. Resolution from The Corporation of the County of Prince Edward re: proposed Strategy for Wolves by the Ministry of Natural Resources (2004)

Resolution #34

Moved by Deputy Mayor Robson

Seconded by Councillor Romlewski

THAT the letter from the County of Prince Edward regarding the proposed strategy for wolves by the Ministry of Natural Resources, be received and filed.

CARRIED.

12. Resolution from The Corporation of the Township of Madoc requesting support re: Halting of “NitroSorb” on lands.

Resolution #35

Moved by Deputy Mayor Robson

Seconded by Councillor Romlewski

THAT the Village of Point Edward Council support the letter from the Township of Madoc requesting that the Ministry of the Environment immediately halt the spreading of “NitroSorb” on lands throughout the Province until the study and effects are clearly understood.

CARRIED.

13. Letter from County of Lambton requesting consideration re: forwarding the Town of Midland bylaw exempting penalties on vehicles displaying Veteran License Plates.

Resolution #36

Moved by Councillor Romlewski

Seconded by Deputy Mayor Robson

THAT the Village of Point Edward Council support the letter from the Town of Midland regarding the exemption for Veterans Licence Plates issued by the Ministry of Transportation, for vehicles driven by a veteran or a veteran being a passenger within the vehicle.

CARRIED.

14. Letter from the Heart and Stroke Foundation of Ontario requesting permission to hold Big Bike for Stroke fundraiser in Point Edward on May 24th and May 25th of 2005.

Resolution #37

Moved by Councillor Bourrie

Seconded by Deputy Mayor Robson

THAT the request from the Heart and Stroke Foundation to hold the Big Bike for Stroke fundraiser in Point Edward, be denied; and that it be noted that the Village has no jurisdiction over the Casino land.

CARRIED.

15. Letter to request permission from Rotary Club of Sarnia to hold Mackinaw Race Pancake Breakfast on July 23rd 2005.

Resolution #38

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the Rotary Club of Sarnia be permitted to hold the Mackinaw Race Pancake Breakfast on July 23, 2005, subject to the same conditions as the previous year.

CARRIED.

16. Member alert from AMO re: Federal Gas Tax Allocation and Municipal Council Term and other Related Matters.

Resolution #39

Moved by Deputy Mayor Robson

Seconded by Councillor Bourrie

THAT the information received from the Association of Municipalities of Ontario regarding the Federal Gas Tax Allocation and Municipal Council Term, be received and filed.

CARRIED.

17. Letter of permission from Patti Burrage and William Hewlett to use Pergola for September 17th, 2005 wedding.

Resolution #40

Moved by Deputy Mayor Robson

Seconded by Councillor Bourrie

THAT Patti Burrage and William Hewlett be permitted to use the Pergola for their September 17, 2005 wedding subject to the normal conditions.

CARRIED.

18. Letter from Vera Lawlor and Wilma McNeil, Development and Peace re: request for support of resolution against the privatization of water, particularly in developing countries.

Resolution #41

Moved by Deputy Mayor Robson

Seconded by Councillor Romlewski

THAT WHEREAS the United Nations has declared an International Decade of Action “Water for Life” which began with World Water Day, March 22, 2005;

AND WHEREAS one in six people in the world do not have access to clean drinking water;

AND WHEREAS the United Nations Conference on water in 1977 in Mar del Plata affirmed the right of all persons of access to clean drinking water in order to satisfy their fundamental needs;

AND WHEREAS current World Bank loans for water services in developing countries frequently require the privatization of those services or an increase in water prices, thereby jeopardizing citizen’s access to safe drinking water;

AND WHEREAS Canada’s recognition and promotion of the right to water and the implementation of a rights based approach in our water programs could make a great difference in terms of promoting sustainable development and a significant contribution towards reaching Millennium Development Goal 7, Target 10: ‘Halve by 2015 the proportion of people without sustainable access to safe drinking water and basic sanitation’:

AND WHEREAS the Canadian Catholic Organization for Development and Peace has asked Canadian municipalities to assist in its effort to have the federal government recognize water as a common good and access to drinking water as a basic human right;

NOW THEREFORE BE IT RESOLVED that the Village of Point Edward Council supports the efforts of the Canadian Catholic Organization for Development and Peace to recognize and affirm that:

- Water is a sacred gift that connects all life;
- Access to clean water is a basic human right;
- The value of Earth’s fresh water to the common good takes priority over any possible commercial value;
- Fresh water is a sacred legacy, a public trust, and a collective responsibility;

AND FURTHER THAT IT BE RESOLVED THAT this Council call upon the federal government to urge the World Bank to ensure access to clean, affordable water for the world’s poor, and strengthen the role of the public sector and individual communities in setting water policies and delivering and regulating water services.

CARRIED.

COMMUNICATIONS (RECEIVE AND FILE-LISTED)

Listed as of April 6, 2005

1. Heritage Dinner Keynote Address from Dalton McGuinty on March 9, 2005.
2. Letter from Dalton McGuinty re: Council's resolution regarding pornography.
3. Letter from M.P.A.C. re: Property Tax Classification of Equestrian Facilities.
4. Letter from Minister Responsible for Seniors requesting consideration for officially proclaiming June as Senior's Month.
5. Letter from A.M.C.T.O. re: 2005 E.A. Danby Award Nominations.
6. Focus Canada North – An invitation from Canada's Northern Development Ministers to realize the potential of Canada's North (package located on bookshelf in Councillor's office)
7. Notice from Suncor Energy re: Refinery announces spring 2005 maintenance shutdown.
8. News Release from the Office of the Premier re: Dalton McGuinty's remarks to the Empire Club of Canada.
9. News Release from the University of Western Ontario re: Research Park begins search for Managing Director, Industrial Liaison.
10. News Release from the Office of the Premier re: McGuinty Government Expands Amber Alert System to Help Keep Kids Safe.

Listed as of April 13, 2005

1. Member Communication from AMO re: MOE Releases report on Regulation 170: Smaller Private Systems.
2. Member Communication from AMO re: Ontario Victim Services Secretariat (OVSS) is Inviting Applications from Community Agencies for 2005/2006 Community Projects Grant Program.
3. Member Communication from AMO re: Province Announces CRF Reconciliation: Funding Model to Replace CRF.
4. Member Communication from AMO re: Your Input Needed on Alternative Voting Methods (Time Sensitive Request).
5. Member Communication from AMO re: Pit Bull Ban and Dangerous Dog Provisions Proclaimed.
6. Press Release from Canadian Cancer Society re: Chili Luncheon on Friday, April 15, 2005.
7. Newsletter from Sarnia Golf & Curling Club, Links & Rinks, April 2005.

Listed as of April 22, 2005

1. Member Communication from AMO re: Heritage Amendment Bill Revised.
2. Member Communication from AMO re: Correction Managed Forest Tax Incentive Program.
3. Letter from Communities in Bloom re: invitation to participate in 2005 competition.
4. Letter from Communities in Bloom re: invitation to participate in "Municipal Gateway Competition-2005"
5. Member Communication from AMO re: Province seeks input on Licensing Regulations for Electrical Contractors and Master Electricians.
6. Letter from the Federation of Canadian Municipalities re: Urge MP's to pass Federal Budget.
7. Fair Air Association of Canada advising of latest economic analysis of smoking bans on the hospitality industry.
8. Ministry of Finance re: 2005 Ontario Municipal Partnership Fund announced increases.
9. Annual report of the Sarnia-Lambton YMCA for 2004.

10. Minister of State Infrastructure and Communities re: acknowledgement of council's resolution of the federal gas tax revenues to municipalities,
11. Letter from Dow Chemical re: Dow Sarnia Site completes review of infrastructure.
12. Letter from the Lambton Meadowview Villa announcing Therapeutic Garden project.
13. Notice from URS Canada Inc re: Notice of Public Information Centre #2 for the Highway #402.

Resolution #42

Moved by Councillor MacKenzie

Seconded by Deputy Mayor Robson

THAT the Communications (Receive and File), as listed, be received and filed.
CARRIED.

NEW BUSINESS

1. Point Edward Water Pollution Control Plant Report for 2004

Resolution #43

Moved by Councillor Romlewski

Seconded by Deputy Mayor Robson

THAT the Point Edward Water Pollution Control Plant Report for 2004, be accepted.
CARRIED.

2. Village of Point Edward Water Department 2004 Annual Water Report

Resolution #44

Moved by Councillor Bourrie

Seconded by Deputy Mayor Robson

THAT the Village of Point Edward Water Department 2004 Annual Water Report, be accepted.
CARRIED.

3. 2004 Summary Report for LAWSS

Resolution #45

Moved by Deputy Mayor Robson

Seconded by Councillor Bourrie

THAT the 2004 Summary Report for LAWSS, be accepted.

CARRIED.

4. Report re: Amendment to Budget - Preparation for Walkway along Front Street (south of Lite Street).

Deputy Mayor Robson declared a pecuniary interest on this item and left the room and did not vote.

Resolution #46

Moved by Councillor Bourrie

Seconded by Councillor Romlewski

THAT the quotation from Nordell Excavating Limited to prepare the area to be used for the walkway along Front Street from the overpass to Lite Street in the amount of \$8,800.00, be approved.

CARRIED.

Deputy Mayor Robson returned to the meeting.

BY-LAWS

1. By-Law Number 13 of 2005, being a By-Law to Confirm the Resolutions of Point Edward Council which were Adopted Up To and Including April 26, 2005
-

Resolution #47

Moved by Councillor Bourrie

Seconded by Councillor Romlewski

THAT By-law Number 13 of 2005, being a By-law to Confirm the Resolutions of Point Edward Council which were adopted up to and including April 26, 2005, be given a FIRST, SECOND and THIRD READING and FINALLY PASSED this 26th day of April, 2005.

CARRIED.

BUSINESS FROM COUNCILLORS

SCITS Baseball

Resolution #48

Moved by Councillor MacKenzie

Seconded by Deputy Mayor Robson

THAT the SCITS baseball team be offered the baseball diamond at McCrae Park on Friday nights as they are unable to accommodate them on Mondays at 3 p.m. as they would be unable to prepare the diamonds for the later scheduled team.

CARRIED.

Globes for Walkway

Councillor MacKenzie advised Council that three globes from the walkway lighting had been broken and that police have been contacted. Peggy Van Mierlo-West is to look into alternatives for replacement as the quoted cost is extremely high.

Ball Diamond – McCrae Park

Further consideration will be given to the amount of work to be done on the ball diamond. It should be included in the Capital budget for next year so that a proper job can be done.

ADJOURNMENT

Resolution #49

Moved by Deputy Mayor Robson

Seconded by Councillor Bourrie

THAT the Council Meeting be adjourned at 8:25 p.m. until the May 24th, 2004 call of the Chair or at such time as a Special Committee meeting is held to discuss legal matters, property matters or personnel matters.

CARRIED.

Mayor Dick Kirkland

CAO Peggy Cramp