

**VILLAGE OF POINT EDWARD
MINUTES**

Council Meeting –May 23, 2006

**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 Bourrie	Councillor Hand	

Staff Present:

CAO Cramp

DISCLOSURE OF PECUNIARY INTEREST

There were no disclosures of pecuniary interest.

6 P.M. RESOLUTION TO ADJOURN TO AN ‘IN CAMERA’ SESSION

Resolution #1

Moved by Councillor Bourrie

Seconded by Deputy Mayor Robson

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

7 P.M. RESOLUTION TO RECONVENE TO REGULAR COUNCIL SESSION

Resolution #2

Moved by Deputy Mayor Robson

Seconded by Councillor Bourrie

THAT Council reconvene to Regular Council Session, at 7:00 p.m.

CARRIED.

REPORT OF THE CLOSED SESSION MEETING OF COUNCIL

CAO Cramp advised that there were no items to report from the Closed Session.

RESOLUTION TO ADOPT THE REPORT OF THE CLOSED SESSION

Resolution #3

Moved by Councillor Bourrie

Seconded by Deputy Mayor Robson

THAT the report of the closed session, be adopted.

CARRIED.

PUBLIC MEETINGS

Nil

DELEGATIONS

Nil

ADOPTION OF MINUTES

1. Special Regular Council of April 5, 2006

Resolution #4

Moved by Councillor MacKenzie

Seconded by Deputy Mayor Robson

THAT the minutes of the Special Regular Council meeting of April 5, 2006, be adopted.

CARRIED.

2. Regular Council of April 25, 2006

Resolution #5

Moved by Deputy Mayor Robson

Seconded by Councillor Bourrie

THAT the minutes of the Regular Council meeting of April 25, 2006, be adopted.

CARRIED.

3. Regular Council of May 9, 2006

Resolution #6

Moved by Councillor Bourrie

Seconded by Councillor MacKenzie

THAT the minutes of the Regular Council meeting of May 9, 2006, be adopted.

CARRIED.

BUSINESS ARISING FROM MINUTES

Resolution #7

Moved by Deputy Mayor Robson

Seconded by Councillor Bourrie

THAT the resolution that was tabled at the last meeting to consider a limit on pick-up of brush, leaves and grass, be taken off the table.

CARRIED.

FINANCIAL REPORTS

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

Resolution #8

Moved by Deputy Mayor Robson

Seconded by Councillor Bourrie

THAT the Total Revenues for the month of April, 2006 for General Operations in the amount of \$618,682.09, be approved.

CARRIED.

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

Resolution #9

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the Total Expenditures for the month of April, 2006 for General Operations in the amount of \$270,298.35, be approved.

CARRIED.

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

Resolution #10

Moved by Deputy Mayor Robson

Seconded by Councillor Bourrie

THAT the Total Revenues for the month of April, 2006 for Water/WPCP Departments in the amount of \$101,486.29, be approved.

CARRIED.

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

Resolution #11

Moved by Deputy Mayor Robson

Seconded by Councillor Bourrie

THAT the Total Expenditures for the month of April, 2006 for Water/WPCP Departments in the amount of \$131,485.36, be approved.

CARRIED.

COMMITTEE REPORTS

1. Technical Liaison Committee meeting of April 19, 2006

Resolution #12

Moved by Councillor MacKenzie

Seconded by Councillor Bourrie

THAT the minutes of the Technical Liaison Committee meeting of April 19, 2006, be received and filed.

CARRIED.

2. Water and Pollution Control Committee Meeting of April 28, 2006

Resolution #13

Moved by Councillor Bourrie

Seconded by Deputy Mayor Robson

THAT the minutes of the Water and Pollution Control Committee Meeting of April 28, 2006, be adopted.

CARRIED.

3. Parks Committee meeting of May 2, 2006

Resolution #14

Moved by Councillor MacKenzie

Seconded by Deputy Mayor Robson

THAT the minutes of the Parks Committee meeting of May 2, 2006, be adopted.

CARRIED.

4. Public Works Committee meeting of May 2 2006

Resolution #15

Moved by Councillor MacKenzie

Seconded by Deputy Mayor Robson

THAT the minutes of the Public Works Committee meeting of May 2, 2006, be adopted.

CARRIED.

5. Fire Committee meeting of May 11, 2006

Resolution #16

Moved by Councillor Hand

Seconded by Deputy Mayor Robson

THAT the minutes of the Fire Committee meeting of May 11, 2006, be adopted.

CARRIED.

6. Arena/Community Hall Committee meeting of May 11, 2006

Resolution #17

Moved by Councillor Hand

Seconded by Deputy Mayor Robson

THAT the minutes of the Arena/Community Hall Committee meeting of May 11, 2006, be adopted.
CARRIED.

MISCELLANEOUS REPORTS

1. Building Permits Issued for 2006.

Resolution #18

Moved by Councillor Bourrie

Seconded by Councillor MacKenzie

THAT the Report of Building Permits issued for 2006, be received and filed.
CARRIED.

2. News Release from the County of Lambton Office of the C.A.O. – Council Highlights.

Resolution #19

Moved by Deputy Mayor Robson

Seconded by Councillor Bourrie

THAT the News Release from the County of Lambton Office of the CAO – Council Highlights, be received and filed.

CARRIED.

3. Report from the County of Lambton Building Services Summary of Plumbing Permits for the month of April 2006.

Resolution #20

Moved by Councillor MacKenzie

Seconded by Councillor Bourrie

THAT the Report from the County of Lambton Building Services Summary of Plumbing Permits for the month of April, 2006, be received and filed.

CARRIED.

COMMUNICATIONS (COUNCIL ACTION)

1. Letter from the Ministry of Public Safety re: request for Federal Government assistance for policing costs and services in Point Edward.

Resolution #21

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the letter from the Ministry of Public Safety re: request for Federal Government assistance for policing costs and services in Point Edward, be received and filed.

CARRIED.

2. Letter from Francis and Barbara Burdett re: request for a curb cut.

Resolution #22

Moved by Councillor MacKenzie

Seconded by Deputy Mayor Robson

THAT Francis and Barbara Burdett be advised that the curb cut is approved subject to meeting the criteria for curb cuts, hiring a pre-qualified contractor approved by the Village and that the owner pay all associated costs.

CARRIED.

3. Letter from Job Start re: request for permission to "Help out and Clean Up" under the bridge.

Resolution #23

Moved by Councillor MacKenzie

Seconded by Deputy Mayor Robson

THAT Council thank Job Start for their offer but advise that Village employees are performing all works at the park at this time.

CARRIED.

4. Letter from the Sarnia & District Humane Society re: request permission to conduct 2006 Tag Days.

Resolution #24

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the Sarnia & District Humane Society be permitted to conduct the 2006 Tag Days in the Village subject to notification of Point Edward OPP, Fire Department and Public Works.

CARRIED.

5. Letter from Erie St. Clair Local Health Integration Network re: a Proposal to Engage Our Community.

Resolution #25

Moved by Councillor MacKenzie

THAT the letter from Erie St. Clair Local Health Integration Network, be received and filed.

MOTION LOST.

Resolution #26

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the Village of Point Edward Council is opposed to the Lambton Health Unit being amalgamated with other southwestern Ontario Health Units; and further that Council is very concerned that the Erie St. Clair LHIN may require that health services for residents of Point Edward be provided in Windsor rather than London and that options should be available.

CARRIED.

6. Letter from the Town of Newmarket re: request for support of their resolution regarding accessibility issues and the need to have access to full service gas stations.

Resolution #27

Moved by Councillor MacKenzie

Seconded by Deputy Mayor Robson

THAT the letter from the Town of Newmarket requesting support of their resolution regarding accessibility issues and the need to have access to full service gas stations, be received and filed.

CARRIED.

7. Letter from Township of South Stormont re: request for support of their resolution regarding funding for this calendar year and a long term plan required by the Ontario farmers.

Resolution #28

Moved by Deputy Mayor Robson

Seconded by Councillor Bourrie

THAT the letter received from the Township of South Stormont requesting support of their resolution regarding funding for this calendar year and a long term plan required by the Ontario farmers, be received and filed.

CARRIED.

8. Letter from Municipality of North Perth re: request support of their resolution to request that the Minister of Municipal Affairs and Housing amend Section 150 of the Municipal Act to protect the local economy and small business owners.

Resolution #29

Moved by Deputy Mayor Robson

THAT the letter from the Municipality of North Perth, be received and filed.

MOTION LOST.

Resolution #30

Moved by Councillor Hand

Seconded by Deputy Mayor Robson

THAT the Village of Point Edward Council supports the resolution passed by the Municipality of North Perth requesting that the Minister of Municipal Affairs and Housing amend Section 150 of the Municipal Act relating to licensing to protect the local economy and small business owners.

CARRIED.

9. Letter from the Township of Essa re: request support of their resolution to provide \$1 for every resident living within their boundaries to be provided to their local County or Regional Agricultural Federation.

Resolution #31

Moved by Deputy Mayor Robson

Seconded by Councillor Bourrie

THAT the letter received from the Township of Essa requesting support of their resolution to provide \$1 for every resident living within their boundaries to be provided to their local County or Regional Agricultural Federation, be received and filed.

CARRIED.

10. Letter from the Township of Essa re: request support of their resolution to request that the Minister of Transportation exempt road service vehicles from Section 69 of the Highway Traffic Act.

Resolution #32

Moved by Deputy Mayor Robson

Seconded by Councillor Bourrie

THAT the letter received from the Township of Essa requesting support of their resolution to request that the Minister of Transportation exempt road service vehicles from Section 69 of the Highway Traffic Act, be received and filed.

CARRIED.

11. Letter from Town of Minto re: request support of their resolution to support the Ombudsman's report on MPAC and to implement changes accordingly.

Resolution #33

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the Village of Point Edward Council support the resolution from the Town of Minto regarding the support of the Ombudsman's report on MPAC and implementing changes accordingly.

CARRIED.

12. Letter from the Town of Leamington re: request support of their resolution to ask the Federal and Provincial Governments to develop a program that will support infrastructure sustainability by providing a yearly stream of funding without the need to develop business cases.

Resolution #34

Moved by Deputy Mayor Robson

Seconded by Councillor Hand

THAT the Village of Point Edward Council support the resolution that was passed by the Town of Leamington to ask the Federal Government and Provincial Government to develop a program that will support infrastructure sustainability by providing a yearly stream of funding with the need to expend funds and exhaust limited resources in developing business cases.

CARRIED.

13. Letter from Dena Kent, General Manager, Best Western Guildwood Inn requesting approval of their proposed liquor extension to their patio.

Resolution #35

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the Village of Point Edward Council approve the proposed liquor extension to the patio at the Best Western Guildwood Inn.

CARRIED.

14. Letter from Ed Teft, Blue Water Bridge Authority re: requesting written response advising the BWBA what corrective actions, if any, the Village would instruct the BWBA to proceed with.

Resolution #36

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the letter from Ed Teft be referred to Peggy Van Mierlo-West for a report to the Public Works Committee.

CARRIED.

COMMUNICATIONS (RECEIVE AND FILE-LISTED)

Listed as of May 17, 2006

1. Letter from the Premier of Ontario re: Response to Council's Resolution on water and wastewater issues.
2. Letter from the Office of the Minister of Transport re: Response to Council's support for a resolution from the Corporation of the Township of Wilmot asking that recreational projects be given consideration for funding under Intake 3 of the COMRIF program.
3. Letter from the Ministry of Transportation re: school crossing guards and the legislative changes in the Transportation Statute Law Amendment Act, 2005 (Bill 169).
4. Letter from the Ministry of Finance re: deadline extensions for municipalities to pass by-laws implementing various property tax policies.
5. Letter from the Ministry of Citizenship and Immigration re: Lincoln M. Alexander Award 2006.
6. News Release from the Ministry of Municipal Affairs and Housing re: Fair Balanced Tenant-Landlord Legislation Introduced.
7. News Release from the County of Lambton Office of the Warden re: Future of Public Health in Lambton Outlined in Provincial Capacity Review.
8. News Release from the County of Lambton, Libraries, Museums & Cultural Services Department re: Seniors Needed to Reclaim Lost Lambton Memories.
9. News Release from the County of Lambton, Libraries, Museums & Cultural Services Department re: Celebrate Museum Month in May at the Oil Museum of Canada.
10. News Release from the County of Lambton Planning & Development Services Department re: One of Canada's Largest Emergency Preparedness Displays to be held in Sarnia.
11. Members' Advisory from the FCM re: Federal Budget Good News for Municipal Governments.
12. Background Document from the Ministry of Municipal Affairs and Housing re: Highlights of the Proposed Residential Tenancies Act.
13. Background Document from the Ministry of Municipal Affairs and Housing re: The Context for Proposed Residential Tenancies Act.
14. Email from AMO re: Request for Nominations for the 2006 – 2007 AMO Board of Directors.
15. Letter from Ontario Power Generation (OPG) re: OPG performance in 2005.
16. Annual Report and Financial Statements 2005 from MPAC.(located in Councillor's Office)
17. Annual Report 2005 from OMERS.(located in Councillor's Office)
18. Newsletter "Gateway Report" from the Sarnia-Lambton Chamber of Commerce Spring 2006, Volume 1, Issue 19.
19. Newsletter "Neighbours" from Ontario Power Generation, Spring 2006.
20. Newsletter "Humane Society News" from the Sarnia and District Humane Society, Spring/Summer 2006.
21. Newsletter "Suncor in Your Community" from Suncor Energy, April 2006.

Resolution #38

Moved by Councillor Bourrie

Seconded by Councillor MacKenzie

THAT the Communications (Receive and File – Listed) as of May 17, 2006, be received and filed.

CARRIED.

NEW BUSINESS

1. Sale of Surplus Land – BWBA

Resolution #39

Moved by Councillor MacKenzie

Seconded by Deputy Mayor Robson

THAT the following lands be declared as surplus and that the procedure for the sale of land commence:

- Part 5 as set out on Plan;
- Parts 1, 2 and 3, Deposited Plan 25R-75.

CARRIED.

BY-LAWS

1. By-law Number 21 of 2006, being a by-law to Levy Taxes for the Year 2006

Resolution #40

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT By-law Number 21 of 2006, being a by-law to Levy Taxes for the Year 2006, be given a FIRST, SECOND and THIRD READING and FINALLY PASSED this 23rd day of May, 2006.

CARRIED.

2. By-law Number 22 of 2006, being a by-law to confirm the resolutions of Point Edward Council which were adopted up to and including May 23, 2006

Resolution #41

Moved by Councillor Bourrie

Seconded by Deputy Mayor Robson

THAT By-law Number 22 of 2006, being a by-law to confirm the resolutions of Point Edward Council which were adopted up to and including May 23, 2006, be given a FIRST, SECOND and THIRD READING and FINALLY PASSED this 23rd day of May, 2006.

CARRIED.

BUSINESS FROM COUNCILLORS

1. Change of Council meeting from Tuesday, June 27 to Monday, June 26 to accommodate Bridgeview Graduation.

Resolution #42

Moved by Deputy Mayor Robson

Seconded by Councillor Bourrie

THAT the June 27, 2006 Council meeting be changed to Monday, June 26, 2006 to accommodate the Bridgeview Graduation.

CARRIED.

2. Use of McCrae Park on Village Garage Sale Day

Resolution #43

Moved by Deputy Mayor Robson

Seconded by Councillor Bourrie

THAT a policy be prepared that will not allow any transient traders to use Village-owned parks.

CARRIED.

3. Request for Support of 'My Choice', which advocates for smoker's rights

Resolution #44

Moved by Councillor MacKenzie

Seconded by Councillor Bourrie

THAT the Village of Point Edward Council declines the request for support by 'My Choice'.

CARRIED.

ADJOURNMENT

Resolution #45

Moved by Councillor Bourrie

Seconded by Deputy Mayor Robson

THAT the Council Meeting be adjourned at 7:58 p.m. until the June 13th, 2006 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.