

**VILLAGE OF POINT EDWARD  
MINUTES**

**Council Meeting –May 26, 2009**

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

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**Council Members Present:**

**Mayor Kirkland  
Councillor Hand**

**Deputy Mayor Robson  
Councillor Churchill**

**Councillor MacKenzie**

**Staff Present:**

**CAO Cramp**

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**DISCLOSURE OF PECUNIARY INTEREST**

There were no disclosures of pecuniary interest.

**PLANNING**

Nil.

**RESOLUTION TO ADJOURN TO AN ‘IN CAMERA’ SESSION**

- Matter of solicitor/client privilege – Review of Draft Official Plan provisions

**Resolution #1**

Moved by Deputy Mayor Robson

Seconded by Councillor Hand

THAT Council adjourn to an ‘In Camera’ session for a matter of solicitor/client privilege regarding the review of draft Official Plan provisions, at 6:02 p.m.

CARRIED.

**RESOLUTION TO RECONVENE TO REGULAR COUNCIL SESSION**

**Resolution #2**

Moved by Deputy Mayor Robson

Seconded by Councillor Hand

THAT Council reconvene to Regular Council session, at 6:20 p.m.

CARRIED.

**REPORT OF THE CLOSED SESSION MEETING OF COUNCIL**

CAO Cramp advised that there was nothing to report from the closed session.

**RESOLUTION TO ADOPT THE REPORT OF THE CLOSED SESSION**

**Resolution #3**

Moved by Councillor Churchill  
Seconded by Councillor MacKenzie  
THAT the report of the closed session, be adopted.

CARRIED.

**DELEGATIONS**

Nil

**ADOPTION OF MINUTES**

1. Regular Council meeting of April 28, 2009.

**Resolution #4**

Moved by Councillor Hand  
Seconded by Councillor MacKenzie  
THAT the minutes of the Regular Council meeting of April 28, 2009, be adopted.

CARRIED.

2. Open House meeting re: Arena renovations of May 11, 2009.

**Resolution #5**

Moved by Deputy Mayor Robson  
Seconded by Councillor MacKenzie  
THAT the minutes of the Open House meeting re: Arena renovations of May 11, 2009, be adopted.

CARRIED.

3. Special Council meeting of May 11, 2009.

**Resolution #6**

Moved by Councillor MacKenzie  
Seconded by Councillor Churchill  
THAT the minutes of the Special Council meeting of May 11, 2009, be adopted.

CARRIED.

**BUSINESS ARISING FROM MINUTES**

Concern was expressed with the condition of property at 25/27 Livingston Street. CAO Cramp advised that the Property Standards Order is in process. Council agreed that there should be a provision added to future demolition permits that the grading must be completed within a reasonable period of time to avoid this type of situation from occurring in the future.

**FINANCIAL REPORTS**

1. General Operations: Total Revenues for the month of April 2009.

**Resolution #7**

Moved by Councillor Churchill

Seconded by Councillor MacKenzie

THAT the Total Revenues for the month of April, 2009 in the amount of \$803,198.03 for General Operations, be approved.

CARRIED.

General Operations: Total Expenditures for the month of April 2009.

**Resolution #8**

Moved by Councillor Churchill

Seconded by Councillor MacKenzie

THAT the Total Expenditures for the month of April, 2009 in the amount of \$778,406.48 for General Operations, be approved.

CARRIED.

2. Water/WWTP Total Revenues for the month of April 2009.

**Resolution #9**

Moved by Councillor Churchill

Seconded by Deputy Mayor Robson

THAT the Total Revenues for the month of April, 2009 in the amount of \$26,062.83 for the Water/WWTP Department, be approved.

CARRIED.

Water/WWTP: Total Expenditures for the month of April 2009.

**Resolution #10**

Moved by Councillor Churchill

Seconded by Councillor MacKenzie

THAT the Total Expenditures for the month of April, 2009 in the amount of \$138,143.92 for the Water/WWTP Department, be approved.

CARRIED.

**COMMITTEE REPORTS**

1. Blue Water Bridge Draft Technical Liaison Committee meeting minutes of April 23, 2009

**Resolution #11**

Moved by Councillor Hand

Seconded by Councillor Churchill

THAT the Blue Water Bridge Draft Technical Liaison Committee meeting minutes of April 23, 2009, be received and filed.

CARRIED.

2. Police Services Board meeting minutes of April 14, 2009.

**Resolution #12**

Moved by Councillor MacKenzie

Seconded by Councillor Churchill

THAT the Police Services Board meeting minutes of April 14, 2009, be received and filed.

CARRIED.

3. Water/Waste Water Treatment Plant Committee meeting minutes of May 12, 2009.

**Resolution #13**

Moved by Councillor Hand

Seconded by Councillor Churchill

THAT the Water/Waste Water Treatment Plant Committee meeting minutes of May 12, 2009, be adopted.

CARRIED.

4. Finance Committee meeting minutes of May 12, 2009.

**Resolution #14**

Moved by Councillor Churchill

Seconded by Deputy Mayor Robson

THAT the Finance Committee meeting minutes of May 12, 2009, be adopted.

CARRIED.

5. Parks Committee meeting minutes of May 12, 2009.

**Resolution #15**

Moved by Councillor MacKenzie

Seconded by Deputy Mayor Robson

THAT the Parks Committee meeting minutes of May 12, 2009, be adopted.

CARRIED.

6. Public Works Committee meeting minutes of May 12, 2009.

**Resolution #16**

Moved by Councillor MacKenzie

Seconded by Deputy Mayor Robson

THAT the Public Works Committee meeting minutes of May 12, 2009, be adopted.

CARRIED.

7. Fire Committee meeting minutes of May 12, 2009.

**Resolution #17**

Moved by Deputy Mayor Robson

Seconded by Councillor Hand

THAT the Fire Committee meeting minutes of May 12, 2009, be adopted.

CARRIED.

8. Arena/Community Hall Committee meeting minutes of May 12, 2009

**Resolution #18**

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the Arena/Community Hall Committee meeting minutes of May 12, 2009, be adopted.

CARRIED.

**MISCELLANEOUS REPORTS**

1. News Release from the County of Lambton Office of the CAO re: Council Highlights.
2. News Release from the County of Lambton Emergency Medical Services Dept re: Learn to Save a Life with Lambton's Paramedics.
3. News Release from the County of Lambton Libraries, Museums & Cultural Services Dept. re: Seniors Needed to Identify Lambton's Past.

**Resolution #19**

Moved by Councillor MacKenzie

Seconded by Councillor Churchill

THAT Items 1 – 3 of the Miscellaneous Reports, be received and filed.

CARRIED.

4. Point Edward Building Permits Issued for 2009 updated May 14, 2009.
5. Minutes from Tourism Sarnia-Lambton meeting of March 12, 2009.
6. Point Edward O.P.P. Police Services Board Report May 12, 2009.
7. Strategic Plan from the County of Lambton.

**Resolution #20**

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT Items 4 – 7 of the Miscellaneous Reports, be received and filed.

CARRIED.

**COMMUNICATIONS (COUNCIL ACTION)**

1. Letter from the Lambton Kent District School Board Superintendent of Education re: Class closure at Bridgeview Public School.

**Resolution #21**

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the letter from the Lambton Kent District School Board Superintendent of Education re: Class closure at Bridgeview Public School, be received and filed.

CARRIED.

2. Letter from Knights of Columbus re: requesting O.P.P. assistance with parade.

**Resolution #22**

Moved by Councillor MacKenzie

Seconded by Deputy Mayor Robson

THAT the Letter from Knights of Columbus re: requesting O.P.P. assistance with parade, be referred to the Police Services Board.

CARRIED.

3. Letter from Anna Moscardelli re: coyotes.

**Resolution #23**

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the Letter from Anna Moscardelli re: coyotes, be received and filed.

CARRIED.

4. Letter from the Sarnia & District Human Society re: request to conduct tag days.

**Resolution #24**

Moved by Councillor Hand

Seconded by Deputy Mayor Robson

THAT the request from the Sarnia & District Humane Society to hold their tag days in the Village on September 11 and 12, 2009, be approved.

CARRIED.

5. Letter from YMCA re: 31<sup>st</sup> YMCA-CHOK International Bridge Race.

**Resolution #25**

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the request from YMCA to hold the 31<sup>st</sup> YMCA-CHOK International Bridge Race with a portion of the run in the Village of Point Edward, be approved subject to the standard conditions.

CARRIED.

6. Letter from Sarnia Lambton Chamber of Commerce re: Enhanced Driver's License Locations.

**Resolution #26**

Moved by Deputy Mayor Robson

Seconded by Councillor Churchill

THAT the Village of Point Edward Council support the request by the Sarnia-Lambton Chamber of Commerce to locate an Enhanced Driver's License office in this area or to discuss creative solutions to locate an office in our community as soon as possible.

CARRIED.

7. Letter from Homegrown Ontario Steering Committee requesting support – resolution attached.

**Resolution #27**

Moved by Councillor Hand

Seconded by Deputy Mayor Robson

THAT WHEREAS the Village of Point Edward supports practices that contribute to the creation of a sustainable development;

AND WHEREAS Homegrown Ontario™ is a brand that allows Ontario consumers to support Ontario farmers by purchasing Ontario produced meat and poultry;

AND WHEREAS Ontario farmers adhere to the highest quality standards set forth by the Canadian provincial and federal government regulatory boards;

NOW THEREFORE be it resolved that the procurement practice of purchasing meat and poultry products produced by Ontario farmers be identified as the preferred local sustainable procurement practice; and that the purchase of all Ontario produced meat and poultry sourced locally requires the burning of less fossil fuel than food trucked or even flown in from hundreds, or even thousands of miles away.

CARRIED.

8. Letter from the Tax Recovery Group requesting support re: Harmonized GST with PST.

**Resolution #28**

Moved by Deputy Mayor Robson

Seconded by Councillor Hand

THAT the Village of Point Edward Council support the recommendation from the Tax Recovery Group that the rebate to municipalities of HST be 100%.

CARRIED.

9. Email from Robert Swift re: New westbound 402 lanes.

**Resolution #29**

Moved by Councillor Hand

Seconded by Deputy Mayor Robson

THAT the e-mail from Robert Swift re: New westbound 402 lanes, be received and filed.

CARRIED.

10. Resolution from the Corporation of the Township of Woolwich requesting support re: Extension to the Workplace Safety and Insurance Amendment Act to include Coverage for Volunteer and Part-time Fire Fighters.

**Resolution #30**

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the Village of Point Edward Council support the resolution from the Township of Woolwich requesting that the provincial government take immediate action to extend the Workplace Safety and Insurance Amendment Act (Bill 221) to include volunteer and part-time firefighters.

CARRIED.

11. Resolution from the Corporation of the City of Cornwall requesting support re: Provincial Harmonized Sales Tax.

**Resolution #31**

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the resolution received from the City of Cornwall to appeal to the provincial government to exempt items from the HST related to the rental of recreation facilities and registration fees for minor sports, be received and filed.

CARRIED.

12. Resolution from the Town of Ingersoll requesting support re: Bill 221, Workplace Safety and Insurance Amendment Act (Presumptions for Firefighters).

**Resolution #32**

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the request from the Town of Ingersoll to support the inclusion of the volunteer and part-time firefighters with the same presumption WSIB coverage afforded to full-time firefighters, be received and filed as a similar resolution from the Township of Woolwich has been supported and forwarded to Premier McGuinty previously.

CARRIED.

13. Resolution from the Township of Centre Wellington requesting support re: Bill 221 Workplace Safety and Insurance Amendment Act 2007 (Presumptions for Firefighters).

**Resolution #33**

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the request from the Township of Centre Wellington to support the inclusion of the volunteer and part-time firefighters with the same presumption WSIB coverage afforded to full-time firefighters, be received and filed as a similar resolution from the Township of Woolwich has been supported and forwarded to Premier McGuinty previously.

CARRIED.

14. AMO letter from the Office of the President re: Count Me In Campaign and Energy Conservation Week

**Resolution #34**

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the AMO letter from the Office of the President re: Count Me In Campaign and Energy Conservation Week, be received and filed.

CARRIED.

15. AMO Member Communication Alert re: CRTC Changes National Do Not Call List – Municipal Candidates Now Exempt.
16. AMO Member Communication Alert re: AMO Report to Members on April 2009 Board Meeting.
17. AMO Member Communication Alert re: AMO Continues to Push for Successful Implementation of AODA.
18. AMO Member Communication Alert re: Participate in the Count Me In! Community Challenge Launch.

**Resolution #35**

Moved by Councillor MacKenzie

Seconded by Councillor Churchill

THAT the AMO Member Communications Items 15 – 18, be received and filed.

CARRIED.

19. MEPCO Update for Municipal OMERS Employers re: Specified Change Proposals to OMERS Plans.

**Resolution #36**

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the MEPCO Update for Municipal OMERS Employers re: Specified Change Proposals to OMERS Plans, be received and filed.

CARRIED.

20. Blue Water Bridge Plaza Study – Final Environmental Impact Statement March 20, 2009.

**Resolution #37**

Moved by Councillor Hand

Seconded by Deputy Mayor Robson

THAT the Blue Water Bridge Plaza Study – Final Environmental Impact Statement March 20, 2009, be received and filed.

CARRIED.

**COMMUNICATIONS RECEIVE AND FILE – LISTED**

**Listed as of May 20, 2009**

1. AMO Member Communication Alert re: AMO Advises Members on Changes to Funding for Local Immigration Partnerships (LIP's).
2. AMO Member Communication Alert re: AMO Establishes Task Force to Foster Local Economic Development Opportunities.
3. AMO Member Communication Alert re: Labour Mobility Changes Affect Ontario Municipalities.
4. AMO Member Communication Alert re: Government Announces Bridge Funding for 2010-2011 to support Ontario's Municipalities and families in Loom Child Care Crisis.
5. AMO Member Communication Alert re: AMO Signs Memorandum of Cooperation with Union of Municipalities of Quebec.
6. AMO Member Communication Alert re: Green Energy Act Regulation Posted on EBR FOR Comment.
7. LAS Benchmark Project Update – Volume 1, Issue 1, May 6, 2009.
8. LAS Energy Newsflash Issue 04, May 2009.
9. Message from Canada Mortgage and Housing Corporation re: Helping Municipalities Build Stronger Communities.
10. Follow-up Message from Canada Mortgage and Housing Corporation re: Helping Municipalities Build Stronger Communities.

11. LAS & AMO – Audit Program – Energy Efficiency solutions for Municipalities.
12. Email from AMO re: Investment Basics Education Seminars.
13. Email from Patty Yazbeck re: Senior Refused Medical Care.
14. Letter from the Ministry of Municipal Affairs and Housing re: Government Expenditure Restraints.
15. Letter from the Ministry of Industry re: Recreational Infrastructure Canada Program.
16. Letter from Canada's Minister of Transport, Infrastructure and Communities and Ontario's Deputy Premier and Minister of Energy and Infrastructure re: Infrastructure Stimulus Fund.
17. Letter from the Ministry of Citizenship and Immigration re: Ontario Medal for Good Citizenship.
18. Letter from ESRI Canada re: changes to business processes.
19. Letter from the Minister Responsible for Seniors re: 2009 Senior Achievement Award Program.
20. Letter from FCM re: Annual Conference.
21. Letter from Ontario Power Authority re: Ontario's Second Provincewide Energy Conservation Week.
22. Letter from Human Resources and Skills, Development Canada re: 2009 Outstanding Volunteer Award.
23. MPAC – 2008 Annual Report and Financial Statements (located in Councillor's office).
24. Sarnia Lambton Workplace Development Board re: 2009 Trends, Opportunities and Priorities Report (located on Councillor's office).

### **Resolution #38**

Moved by Councillor MacKenzie

Seconded by Councillor Hand

THAT the Communications (Receive and File – Listed), be received and filed.

CARRIED.

### **NEW BUSINESS**

#### Victoria Ave.

Councillor Hand expressed concern about the trailers being parked on Victoria Ave., particularly with the additional traffic from the Michigan Ave. detour. Sgt. Flesher is reviewing the by-laws and legislation to determine the best course of action to deal with these ongoing problems.

#### Michigan Ave. Reconstruction

### **Resolution #39**

Moved by Councillor MacKenzie

Seconded by Deputy Mayor Robson

THAT the three quotations dated May 21, 2009 from Tri-Con Excavating for additional work on Michigan Ave., be approved.

CARRIED.

#### Local Bowling Team

Deputy Mayor Robson advised that the local bowling team won a bronze medal at the Canadian Championships.

#### Point Edward Nursery School

Councillor Churchill advised that there had been a joint meeting between the Nursery School, County, Village and School Board representatives to discuss the placement of the Early Learning Centre on Bridgeview Public School property. A couple of preliminary designs were presented and the meeting was very productive.

Meeting with BWBC, Village and Condo representatives

A meeting was held by the BWBC with the Village and Condo representatives to ensure that there are no problems as a result of the BWBC construction. There were some concerns regarding dust and Ed Teft advised that they would ensure that the parking lot is watered to reduce dusty conditions.

**BY-LAWS**

1. By-law No. 21 of 2009 being a By-law to enter into an Agreement with Henderson Builders Limited – Additions and Renovations to Point Edward Memorial Arena.

**Resolution #40**

Moved by Deputy Mayor Robson

Seconded by Councillor Hand

THAT By-law No. 21 of 2009 being a By-law to enter into an Agreement with Henderson Builders Limited – Additions and Renovations to Point Edward Memorial Arena, be given a FIRST, SECOND and THIRD READING and FINALLY PASSED this 26<sup>th</sup> day of May, 2009.

CARRIED.

2. By-law No. 22 of 2009 being a By-law to Confirm the Resolutions of Point Edward Council which were Adopted up to and Including May 26, 2009.

**Resolution #41**

Moved by Councillor Hand

Seconded by Councillor Churchill

THAT By-law No. 22 of 2009 being a By-law to Confirm the Resolutions of Point Edward Council which were Adopted up to and Including May 26, 2009, be given a FIRST, SECOND and THIRD READING and FINALLY PASSED this 26<sup>th</sup> day of May, 2009.

CARRIED.

**BUSINESS FROM COUNCILLORS**

There was no business from Councillors at this time.

**ADJOURNMENT**

**Resolution #42**

Moved by Councillor MacKenzie

Seconded by Councillor Churchill

THAT the Council Meeting be adjourned at 8:05 p.m. until the June 23, 2009 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.