

VILLAGE OF POINT EDWARD MINUTES

Council Meeting –June 24, 2008

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

Council Members Present:

Mayor Kirkland
Councillor Hand

Deputy Mayor Robson (7:55 p.m.)
Councillor Churchill

Councillor MacKenzie

Staff Present:

CAO Cramp

DISCLOSURE OF PECUNIARY INTEREST

There were no disclosures of pecuniary interest.

PLANNING

NIL

DELEGATIONS

Andrew Howell, Wicks Variety re: picnic tables on sidewalk

Resolution #1

Moved by Councillor Churchill

Seconded by Councillor MacKenzie

THAT Andrew Howell be invited within the bar.

CARRIED.

Mr. Howell advised that he is the owner of Wicks Variety. He advised that he has older folks coming to the ice cream store but they are driven away because of the lack of availability of seating. He would like to propose three – 4 ft. picnic tables to be placed on the sidewalk. It could also be other forms of seating if the picnic tables are not acceptable.

Councillor Churchill advised that there is only thirteen ft. of sidewalk. When someone gets off of their picnic table seat, they could fall into traffic. He noted that they have done a lot since they purchased the store. Everything is tidy and the flowers are great. However, he opposes picnic tables due to the safety concerns. He would not oppose benches as it would still allow the flow of traffic.

Councillor Hand asked if they would be able to place the picnic tables on their own property next to the ice machines. Mr. Howell responded that he thought of a deck but they need the parking. Councillor Hand suggested that they could have a small deck and only lose one parking spot.

Councillor MacKenzie advised that he is concerned with the liability. Council does not allow structures on sidewalks. Benches are no problem as long as they remain on his property.

Mayor Kirkland noted that when car doors open, they would swing into benches on the sidewalk, which would cause a problem. The best way to do it is on his property.

Resolution #2

Moved by Councillor MacKenzie

Seconded by Councillor Churchill

THAT the request from Andrew Howell to place picnic tables on the sidewalk adjacent to his store, be denied.

CARRIED.

Kimberly Hargrove, Home Occupation

Resolution #3

Moved by Councillor MacKenzie

Seconded by Councillor Hand

THAT Kimberly Hargrove be invited within the bar.

CARRIED.

Ms. Hargrove advised that she is in the midst of purchasing 905 Simpson Street. She would like to move her massage therapy business to her home as a Home Occupation. She would have one colleague assisting her.

Councillor MacKenzie asked if she is aware of the parking problem that the Village has on that street. Ms. Hargrove advised that she has four parking spaces on her property so no one would have to park on the street. Councillor MacKenzie noted that her request meets all criteria but he wanted her to know in advance of parking issues.

Councillor Churchill asked how many clients she would have in a week. Ms. Hargrove advised that she has approx. 25 clients per week. Appointments are scheduled 15 minutes apart.

Resolution #4

Moved by Councillor Hand

Seconded by Councillor MacKenzie

THAT the application for a Home Occupation made by Kimberly Hargrove for at 905 Simpson Street, be approved as set out in her application.

CARRIED.

Ed Teft - B.W.B.C. presentation.

Resolution #5

Moved by Councillor MacKenzie

Seconded by Councillor Hand

THAT Ed Teft be invited within the bar.

CARRIED.

Mr. Teft brought forward plans of the CBA Complex. The streetscape will remain the same. It was unanimous that they change the glass to blue. The building is the commercial side of the plaza. The fourth floor will have a fitness centre, terrace, administration and one custom broker. The third floor will be for the custom brokers. The second floor will be for the CBSA. The main floor will include the lobby and the public face to CFIA and CBSA.

There will be public parking in the front and an employee parking area with controlled access will be located to the west of the building. There will be a fence around the parking area. Residents can continue to enjoy the green area. Three quarters of the storm drainage will go to the pond. Some will go into Bridgeview Marina and Steeves and Rozema property.

The BWBC would like to be LEED (Leadership in Environmental and Energy Design) accredited and they are targeting silver but would like gold. They are willing to place a kiosk at the road for a transit stop. It would also be close for Steeves & Rozema condos. They would use solar energy so that the lights would go on when someone is using the kiosk. The Village will check with Sarnia Transit.

Phase 1A will be the plaza area, parking area and the walkway at the front. During construction, they would like to move the walkway closer to the curb so that they have additional area. When the work is done, they would replace the walkway with no joints. They would take the walkway at least to the pedestrian crossing but would consider going to the end of the property and this is open for discussion.

The booths for the primary inspection lanes will be ergonomic for the end users and are state-of-the-art work stations.

The roof will be highly reflective with 78 solar panels. All water will be heated with solar energy with natural gas back-up. The storm water will be collected off the roof for the cistern. A detailed plan is included setting out how the water will flow through the building.

Councillor Hand asked if they had talked to Lambton College regarding Alternative Energy programs. Mr. Teft advised that so much is regulated and restricted and they are required to follow set criteria.

The grasses being used are drought resistant. They will use an irrigation system for watering but it should do well on its own.

Councillor MacKenzie noted that the walkways should be prominent rather than the driveway. The driveway asphalt must be heavier to withstand trucks and regular traffic. Mr. Teft noted that the HL design will be changed for the walkway across the driveway. The walkway will be handicapped accessible and there will be a widened area to accommodate the walkway width.

Councillor MacKenzie commented that he was pleased that they would be getting rid of all the cuts in the walkway at the end of the project.

Mr. Teft advised that the schedule for the work includes: Evaluation for pre-qualification; go to tender in July, award in August, and start work after Labour Day. There are concerns with some drawings so this could be extended by two or three weeks. There will be a two year construction window. Further information will be provided regarding the containment areas.

On another issue, Mr. Teft reported that they plan to restore the three buildings next to the cenotaph. They will keep as much a residential component as possible. They will implement a proactive maintenance plan so that they continue to be viable homes.

PUBLIC MEETINGS

NIL

ADOPTION OF MINUTES

1. Regular Council meeting of May 27, 2008.

Resolution #6

Moved by Councillor Hand

Seconded by Councillor MacKenzie

THAT the minutes of the Regular Council meeting of May 27, 2008, 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 May, 2008.

Resolution #7

Moved by Councillor MacKenzie

Seconded by Councillor Churchill

THAT the Total Revenues for the month of May, 2008 for General Operations in the amount of \$1,017,452.65, be approved.

CARRIED.

General Operations: Total Expenditures for the month of May, 2008.

Resolution #8

Moved by Councillor MacKenzie

Seconded by Councillor Hand

THAT the Total Expenditures for the month of May, 2008 for General Operations in the amount of \$950,392.13, be approved.

CARRIED.

2. Water/WWTP Total Revenues for the month of May, 2008.

Resolution #9

Moved by Councillor MacKenzie

Seconded by Councillor Churchill

THAT the Total Revenues for the month of May, 2008 for the Water/WWTP Departments in the amount of \$29,441.65, be approved.

CARRIED.

Water/WWTP Total Expenditures for the month of May, 2008.

Resolution #10

Moved by Councillor MacKenzie

Seconded by Councillor Hand

THAT the Total Expenditures for the month of May, 2008 for the Water/WWTP Departments in the amount of \$71,623.93, be approved.

CARRIED.

COMMITTEE REPORTS

1. Police Services Board meeting minutes of May 13, 2008.

Resolution #11

Moved by Councillor MacKenzie

Seconded by Councillor Churchill

THAT the Police Services Board meeting minutes of May 13, 2008, be received and filed.

CARRIED.

2. Blue Water Bridge Canada– Technical Liaison Committee meeting minutes of May 28, 2008.

Resolution #12

Moved by Councillor MacKenzie

Seconded by Councillor Churchill

THAT the Blue Water Bridge Canada– Technical Liaison Committee meeting minutes of May 28, 2008, be received and filed.

CARRIED.

3. Arena/Community Hall Committee meeting minutes of June 10, 2008.

Resolution #13

Moved by Councillor Hand

Seconded by Councillor MacKenzie

THAT the Arena/Community Hall Committee meeting minutes of June 10, 2008, be adopted.

CARRIED.

4. Fire Committee meeting minutes of June 10, 2008.

Resolution #14

Moved by Councillor Hand

Seconded by Councillor MacKenzie

THAT the Fire Committee meeting minutes of June 10, 2008, be adopted, subject to further consideration being given to the designation of the historical room.

CARRIED.

5. Parks Committee meeting minutes of June 10, 2008.

Councillor Churchill advised that he had met with representatives of the Ex-servicemen's Club regarding the placement of the Veteran's Memorial Park sign. They decided to place it between the sidewalk and fence on the north side in the middle section of the fencing. He indicated that it is a wide sidewalk in that area.

Resolution #15

Moved by Councillor Churchill

Seconded by Councillor MacKenzie

THAT the Parks Committee meeting minutes of June 10, 2008, be adopted.

CARRIED.

6. Public Works Committee meeting minutes of June 10, 2008.

Resolution #16

Moved by Councillor Churchill

Seconded by Councillor Hand

THAT the Public Works Committee meeting minutes of June 10, 2008, be adopted.

CARRIED.

7. Finance Committee meeting minutes of June 10, 2008.

Resolution #17

Moved by Councillor MacKenzie

Seconded by Councillor Churchill

THAT the Finance Committee meeting minutes of June 10, 2008, be adopted.

CARRIED.

8. Water/Waste Water Treatment Plant Committee meeting minutes of June 10, 2008

Resolution #18

Moved by Councillor MacKenzie

Seconded by Councillor Churchill

THAT the Water/Waste Water Treatment Plant Committee meeting minutes of June 10, 2008, be adopted.

CARRIED.

9. Parks meeting minutes of June 16, 2008

Resolution #19

Moved by Councillor MacKenzie

Seconded by Councillor Churchill

THAT the Parks Committee meeting minutes of June 16, 2008, be adopted.

CARRIED.

10. Arena/Community Hall Upgrade Committee meeting minutes of June 17, 2008

Resolution #20

Moved by Councillor MacKenzie

Seconded by Councillor Hand

THAT the Arena/Community Hall Upgrade Committee meeting minutes of June 17, 2008, be approved.

CARRIED.

MISCELLANEOUS REPORTS

1. News Release from the County of Lambton Office of the CAO re: Council Highlights of meeting held June 4, 2008.
2. Point Edward O.P.P. Police Services Board Report of May 13, 2008.
3. Summary of Building Permits Issued for 2008.
4. Tourism Sarnia-Lambton – Board of Directors Meeting Minutes of April 10, 2008.
5. Tourism Sarnia-Lambton – Board of Directors Meeting Minutes of May 8, 2008.
6. Tourism Sarnia-Lambton – Board of Directors Meeting Minutes of May 26, 2008.
7. Tourism Sarnia-Lambton – Managers Report – May 2008.

Resolution #21

Moved by Councillor MacKenzie

Seconded by Councillor Hand

THAT the Miscellaneous Reports #1 to #7, be received and filed.

CARRIED.

COMMUNICATIONS (COUNCIL ACTION)

1. Letter from the Ontario Medical Association requesting support re: nurse only clinics.

Resolution #22

Moved by Councillor MacKenzie

Seconded by Councillor Churchill

THAT the letter received from the Ontario Medical Association regarding the creation of nurse-only clinics, be received and filed.

CARRIED.

2. Letter from the County of Lambton Office of the C.A.O. re: University of Western Ontario courses promotional material.

Resolution #23

Moved by Councillor Hand

Seconded by Councillor MacKenzie

THAT the Letter from the County of Lambton Office of the C.A.O. re: University of Western Ontario courses promotional material, be received and filed.

CARRIED.

3. Letter from Stantec Consulting Ltd. re: Notice of Study Commencement – Hwy 402 from the Blue Water Bridge Plaza.

Resolution #24

Moved by Councillor MacKenzie

Seconded by Councillor Hand

THAT the Letter from Stantec Consulting Ltd. re: Notice of Study Commencement – Hwy 402 from the Blue Water Bridge Plaza, be received and filed; and further that they be advised that the Village of Point Edward requests that continued consultation with the Village be provided throughout the design period.

CARRIED.

4. Email from Mary McCuaig re: Compensation Resolution for Source Protection.

Resolution #25

Moved by Councillor MacKenzie

Seconded by Councillor Hand

THAT the Email from Mary McCuaig re: Compensation Resolution for Source Protection, be received and filed.

CARRIED.

5. Resolution from the City of Waterloo requesting support re: 2008 Municipal Road and Bridge Infrastructure Investments.

Resolution #26

Moved by Councillor MacKenzie

Seconded by Councillor Churchill

THAT the Village of Point Edward Council support the resolution passed by the City of Waterloo to request that the provincial government provide long term and sustainable infrastructure funding to assist all municipalities in addressing their infrastructure roles and responsibilities.

CARRIED.

6. Resolution from the City of Belleville requesting support re: Carbon Taxes.

Resolution #27

Moved by Councillor Hand

Seconded by Councillor MacKenzie

THAT the Resolution from the City of Belleville requesting support re: Carbon Taxes, be received and filed.

CARRIED.

7. Email from Barbara Horner re: O.P.P.

Resolution #28

Moved by Mayor Kirkland

Seconded by Councillor MacKenzie

THAT the e-mail from Barbara Horner regarding the O.P.P. service, be referred to the Point Edward Police Services Board.

CARRIED.

COMMUNICATIONS RECEIVE AND FILE – LISTED

1. Letter from the Ministry of Citizenship and Immigration re: Ontario Medal For Good Citizenship.
2. Letter from the Corporation of the City of Sarnia re: Notice of Public Meeting.
3. Letter from John Tory re: Bill 35.
4. Letter from the Minister Responsible for Seniors re: 2008 Senior Achievement Award Program.
5. Letter from the Lambton Seniors Association re: thank-you for participating in the Seniors Fair Opening..
6. Letter from Bluewater Health Foundation re: thank-you for supporting the Golf Fore Health Tournament.
7. Letter from the Canada Day Committee re: thank-you for donation.
8. Letter from the St. Clair Child & Youth Services re: thank-you for donation towards the 17th Annual Box Lunch Social.
9. Letter from the Ministry of Education re: “More ways to succeed in high school” information sheet.
10. Letter from the St. Clair Region Conservation Authority re: Environmental Sustainability.
11. News release from the County of Lambton Children’s Services Dept. re: Sod turning ceremony planned for new child care centre and Best Start hub.
12. News release from the Industry Task Force II on 2,4-D Research Data re: Health Canada finds 2,4-D can be used safely.
13. News release from the County of Lambton Senior Services Dept. re: Long-time employee to retire from Marshall Gowland Manor.
14. News release from the Sarnia-Lambton Community Health Study re: New Technical Committee moves Health Study Group forward.
15. AMO Member Communication Alert re: OMERS latest news.
16. AMO Member Communication Alert re: An Opportunity to provide input on provincial poverty reduction strategy.
17. AMO News re: Ontario students to get real-life lessons in responsible citizenship.
18. News release from Pat McGee re: Two Oil Springs buildings to be honored with Heritage Designations.
19. Email from Health Force Ontario re: Community Partnership Program joins the Agency’s portfolio.
20. Letter from the Ontario Seniors Secretariat re: June is Seniors Month.
21. Source Water Protection newsletter, May 2008.
22. Physician Recruitment Update newsletter.
23. Fish Tales, Bluewater Anglers newsletter, summer 2008.
24. Contact, Sarnia Airmen’s Club, newsletter.
25. Goodwill Industries request for donation.
26. Designated Members Source Guide 2008 (located in Councilors’ office).

Resolution #29

Moved by Councillor Churchill

Seconded by Councillor MacKenzie

THAT the Communications, Receive and File – listed, be received and filed.

CARRIED.

NEW BUSINESS

Idling Cars in Park

Councillor MacKenzie asked that the Parks Committee consider signs in the Waterfront Park to prohibit idling cars.

Chip Truck

Councillor Hand asked the reason that the Chip Truck is not able to stay overnight. The Village does not permit chip trucks to remain at the Bridge or Waterfront overnight as they are not to be permanent and there are safety concerns, particularly with the large propane tanks.

Deputy Mayor Robson arrived at 7:55 p.m.

Plaque at Pergola

Deputy Mayor Robson asked where the plaque is that was on the stone at the pergola. The plaque was falling off and was removed until such time as the contractor is able to place it on the stone correctly. There were concerns that someone may pull it off and take it.

BY-LAWS

1. By-law No. 19 of 2008, being a By-law to Levy Taxes for the Year 2008.

Resolution #30

Moved by Councillor MacKenzie

Seconded by Councillor Hand

THAT By-law No. 19 of 2008, being a By-law to Levy Taxes for the Year 2008, be given a FIRST, SECOND and THIRD READING and FINALLY PASSED this 24th day of June, 2008.

CARRIED.

2. By-law No. 21 of 2008, being a By-law to Authorize the Execution of the Agreement between the Village of Point Edward and Domenic and Nancy D'Andrea – 510 Michigan Ave. – for site plan purposes

Resolution #31

Moved by Deputy Mayor Robson

Seconded by Councillor Hand

THAT By-law No. 21 of 2008, being a By-law to Authorize the Execution of the Agreement between the Village of Point Edward and Domenic and Nancy D'Andrea – 510 Michigan Ave. – for site plan purposes, be given a FIRST, SECOND and THIRD READING and FINALLY PASSED this 24th day of June, 2008.

CARRIED.

3. By-law No. 20 of 2008, being a By-law to Confirm the Resolutions of Point Edward Council which were Adopted Up To and Including June 24. 2008.

Resolution #32

Moved by Councillor Hand

Seconded by Deputy Mayor Robson

THAT By-law No. 20 of 2008, being a By-law to Confirm the Resolutions of Point Edward Council which were Adopted Up To and Including June 24. 2008, be given a FIRST, SECOND and THIRD READING and FINALLY PASSED this 24th day of June, 2008.

CARRIED.

BUSINESS FROM COUNCILLORS

None at this time

RESOLUTION TO ADJOURN TO AN 'IN CAMERA' SESSION

CUPE Negotiations

Resolution #33

Moved by Deputy Mayor Robson

Seconded by Councillor Churchill

THAT Council adjourn to an 'In Camera' session, at 8:07 p.m. to deal with CUPE Negotiations.

CARRIED.

RESOLUTION TO RECONVENE TO REGULAR COUNCIL SESSION

Resolution #34

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT Council reconvene to Regular Council Session, at 8:25 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.

RESOLUTION TO ADOPT THE REPORT OF THE CLOSED SESSION

Resolution #35

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT Council adopt the report of the closed session.

CARRIED.

ADJOURNMENT

Resolution #36

Moved by Councillor MacKenzie

Seconded by Deputy Mayor Robson

THAT the Council Meeting be adjourned at 8:28 p.m. until the July 22, 2008 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/Clerk Peggy Cramp