

VILLAGE OF POINT EDWARD MINUTES

Council Meeting – June 28, 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

There were no disclosures of pecuniary interest.

PUBLIC MEETINGS

Nil

DELEGATIONS

Nil

ADOPTION OF MINUTES

1. Regular Council Meeting of May 31, 2005

Resolution #1

Moved by Councillor Bourrie

Seconded by Councillor MacKenzie

THAT the minutes of the Regular Council meeting of May 31, 2005, be adopted.

CARRIED.

2. Regular Council Meeting of June 14, 2005

Resolution #2

Moved by Deputy Mayor Robson

Seconded by Councillor Romlewski

THAT the minutes of the Regular Council meeting of June 14, 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 May, 2005

Resolution #3

Moved by Deputy Mayor Robson

Seconded by Councillor Bourrie

THAT the Total Revenues for the month of May, 2005 for General Operations in the amount of \$56,937.44, be approved.

CARRIED.

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

Resolution #4

Moved by Deputy Mayor Robson

Seconded by Councillor Bourrie

THAT the Total Expenditures for the month of May, 2005 for General Operations in the amount of \$556,138.97, be approved.

CARRIED.

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

Resolution #5

Moved by Deputy Mayor Robson

Seconded by Councillor Bourrie

THAT the Total Revenues for the month of May, 2005 for Water/WPCP in the amount of \$29,839.52, be approved.

CARRIED.

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

Resolution #6

Moved by Deputy Mayor Robson

Seconded by Councillor Bourrie

THAT the Total Expenditures for the month of May, 2005 for Water/WPCP in the amount of \$47,426.71, be approved.

CARRIED.

COMMITTEE REPORTS

1. WPCP Tender Opening of June 16, 2005 re: WPCP Electrical Modification
Report from Peggy Van Mierlo-West re: WPCP Electrical Modication Tender

Resolution #7

Moved by Councillor Bourrie

Seconded by Councillor Romlewski

THAT the minutes for the Tender Opening of June 16, 2005, be received; and further that the recommendation from Peggy Van Mierlo-West, be accepted.

CARRIED.

2. Fire Committee Meeting of June 17, 2005

Resolution #8

Moved by Councillor Romlewski

Seconded by Deputy Mayor Robson

THAT the minutes of the Fire Committee Meeting of June 17, 2005, be adopted.

CARRIED.

3. Public Works Committee Meeting of June 17, 2005

Resolution #9

Moved by Councillor Romlewski

Seconded by Deputy Mayor Robson

THAT the minutes of the Public Works Committee Meeting of June 17, 2005, be adopted.

CARRIED

4. Finance Committee Meeting of June 20, 2005

Resolution #10

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the minutes of the Finance Committee meeting of June 20, 2005, be adopted.

CARRIED.

5. Parks & Recreation Committee Meeting of June 21, 2005

Resolution #11

Moved by Councillor MacKenzie

Seconded by Councillor Bourrie

THAT the minutes of the Parks & Recreation Committee meeting of June 21, 2005, be adopted.

CARRIED.

6. Public Works Tender Opening of June 21, 2005 re: Public Works Garage
Report from Peggy Van Mierlo-West re: Public Works Yard & Asphalt -Waterfront Park (next to Chip Truck)

Resolution #12

Moved by Councillor Romlewski

Seconded by Deputy Mayor Robson

THAT the minutes of the Public Works Tender Opening of June 21, 2005, be received; and further that the recommendation from Peggy Van Mierlo-West, be accepted.

CARRIED.

MISCELLANEOUS REPORTS

1. Village of Point Edward Building Permits Issued for 2005 as of May 20, 2005.

Resolution #13

Moved by Councillor Romlewski

Seconded by Councillor MacKenzie

THAT the Report on the Village of Point Edward Building Permits issued for 2005 as of May 20, 2005, be received and filed.

CARRIED.

2. County of Lambton Council Highlights of meeting held June 1, 2005.

Resolution #14

Moved by Deputy Mayor Robson

Seconded by Councillor Bourrie

THAT the County of Lambton Council Highlights of their meeting held June 1, 2005, be received and filed.

CARRIED.

COMMUNICATIONS (COUNCIL ACTION)

1. Letter to the Minister of Health and Long-Term Care from Warden Patricia Davidson, Recommendation Endorsed re: Creation of LHIN's and the Dissolution of the District Health Council's.

Resolution #15

Moved by Councillor Bourrie

Seconded by Councillor Romlewski

THAT the letter to the Minister of Health and Long Term Care regarding the creation of LHIN's, be received and filed.

CARRIED.

- 2 Letter from URS re: Notice of Public Information Centre #3 for the Highway 402 Planning and Preliminary Design Study from the Bluewater Bridge Plaza to Lambton County Road 26 (Mandaumin Road).

Resolution #16

Moved by Deputy Mayor Robson

Seconded by Councillor Bourrie

THAT the letter from URS regarding the Public Information Centre for the Highway 402 Planning Study, be received and filed.

CARRIED.

3. Letter from the Point Edward Nursery School requesting to meet with Council re: Nursery School Expansion.

Resolution #17

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT Cathy Eyre from the Point Edward Nursery School be advised that Council is willing to meet with her to discuss the updates on their expansion at a future Council meeting.

CARRIED.

4. Letter from Sharon Saunders requesting a special occasion permit re: 100th Anniversary of the Sarnia-Lambton Chamber of Commerce.

Resolution #18

Moved by Councillor Bourrie

Seconded by Deputy Mayor Robson

THAT approval be granted for the special occasion permit as requested by Sharon Saunders subject to notification of the Point Edward Fire & Rescue and the OPP.

CARRIED.

5. Invitation from Bluewater Power re: Community Tent Event – August 4, 2005.

Resolution #19

Moved by Councillor Romlewski

Seconded by Councillor Bourrie

THAT the invitation from Bluewater Power regarding the Community Tent Event on August 4, 2005, be received and filed.

CARRIED.

6. Resolution from the Corporation of the Town of Cobalt re: Changes Required to the MOE's Reporting and Regulatory Requirements.

Resolution #20

Moved by Deputy Mayor Robson

Seconded by Councillor Romlewski

THAT the Village of Point Edward Council support the resolution passed by the Town of Cobalt petitioning the Province to change the focus of the Ministry of Environment's reporting and regulatory requirements from one of enforcement and penalizing municipalities to a regulatory system that would allow municipalities to benefit from and utilize the expertise and cooperation of the Ministry.

CARRIED.

7. Resolution from the Township of St. Clair requesting support re: Implementation of a Province/Canada Wide Computer Data Base System to Compile Medical Information.

Resolution #21

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the Village of Point Edward Council support the resolution passed by the Township of St. Clair to petition the Provincial and Federal Governments to work collaboratively to implement a Province-wide and then a Canada-wide computer data base system to compile and make available for our Medical Professionals a Medical Records Data Base including both Care and Prescriptions.

CARRIED.

8. Resolution from the Corporation of the City of Cambridge requesting support re: Volunteer and Municipal Trails – Amending the Occupiers Liability Act.

Resolution #22

Moved by Councillor Romlewski

Seconded by Deputy mayor Robson

THAT the Village of Point Edward Council support the resolution passed by the City of Cambridge that the Province move to amend the Occupiers Liability Act so as to clearly establish that those using trail systems are deemed to do so at their own risk, so that owners and volunteer organizations will not be held liable in any way for any damages arising from the use of trails by the public.

CARRIED.

9. Resolution from the Corporation of the Town of Niagara-On-The Lake requesting support re: Changes Required to the Method of Property Assessment.

Resolution #23

Moved by Councillor Romlewski

Seconded by Councillor MacKenzie

THAT the Village of Point Edward Council support the resolution passed by the Town of Niagara-on-the-Lake to petition the Province to require that: Property Assessments be frozen for a period of 5 years to provide stability; after the 5-year freeze period has ended, assessed values should only increase at the rate of inflation or 2% per year, whichever is less; and that property assessments should only change during and after the 5-year freeze if there is an addition to the property, or demolition, that requires a building permit or the property is sold.

CARRIED.

10. News Release from the Ontario Ministry of Labour re: McGuinty Government Introduces Legislation to End Mandatory Retirement.

Resolution #24

Moved by Deputy Mayor Robson

Seconded by Councillor Romlewski

THAT the News Release from the Ontario Ministry of Labour regarding Mandatory requirement, be received and filed.

CARRIED.

11. E.A.C. Alert re: Ending Mandatory Retirement in Ontario

Resolution #25

Moved by Councillor Romlewski

Seconded by Deputy Mayor Robson

THAT the EAC Alert regarding the ending of mandatory retirement in Ontario, be received and filed.

CARRIED.

12. AMO Member Communication Alert re: COMRIF Intake Two Launched.

Resolution #26

Moved by Deputy Mayor Robson

Seconded by Councillor Bourrie

THAT the COMRIF Application for the Village of Point Edward include Phases 2 and 3 of the upgrades at the Water Pollution Control Plant.

CARRIED.

13. AMO Member Communication Alert re: AMO Secures \$2.2 Billion Gas Tax Deal for Ontario Municipalities.

Resolution #27

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the AMO Member Communication Alert regarding the gas tax deal, be received and filed.
CARRIED.

14. AMO Member Communication Alert re: Legislative Updates: 1) Bill 128 Marijuana Home Grow Operations 2) Legislation to End Mandatory Retirement.

Resolution #28

Moved by Councillor Romlewski

Seconded by Councillor Bourrie

THAT the AMO Member Communication Alert regarding ending mandatory retirement, be received and filed.

CARRIED.

COMMUNICATIONS (RECEIVE AND FILE-LISTED)

Listed as of June 15, 2005

1. Letter from County of Lambton Office of the Warden re: Electrical Power Outages.
2. Letter from the Minister of Municipal Affairs and Housing re: Changes to the Building Code Act, 1992 and Building code Statute Law Amendment Act, 2002 (Bill 124).
3. Letter from Linda Jeffrey M.P.P., Brampton Centre re: The Home Fire Sprinkler Act, 2004 Bill 141.
4. Thank-you letter from The Royal Canadian Legion re: Curling Championship.
5. Letter from The County of Lambton Social Services Department re: Ontario Works Intake Screening Unit Application Process Changes.
6. Letter from Source Water Protection Manager re: Source Water Protection Planning.
7. Memo from the Ministry of the Environment re: Final New Regulation For Drinking Water Systems Serving Non-Residential and Seasonal Residential Uses.
8. Memo from County of Lambton Community Services Division re: Manager, Emergency Medical Services Appointment.
9. Memo from the Ministry of the Environment re: Notice of Release of Chief Drinking Water Inspector Progress Report On Municipal Residential Drinking Water Systems.
10. News Release from Bluewater Power re: Bluewater Power Report to City Council on Water Billing Services.
11. News Release from AMO re: AMO Pleased by the Results of Drinking Water Progress Report.
12. News Release from the Ministry of Municipal Affairs and Housing re: Government Supports Growth of Local Business.
13. News Release from the Ministry of Consumer and Business Services re: Sixty Days to a New Era in Protecting Consumers and Businesses.

14. News Release from the Ministry of Municipal Affairs and Housing re: McGuinty Government Takes Next Step On Plan For Greenbelt Protection.
15. News Release from Ontario and Toronto re: Ontario and Toronto seek Public Input on Toronto Legislation.
16. News Release from Ministry of Public Infrastructure Renewal re: Five Year Investment Plan Will Help Ensure High Quality Services For Ontarians.
17. Background Information from the Ministry of Public Infrastructure Renewal re: Renew – Ontario – A New Five Year Public Infrastructure Investment Plan.
18. InfoNotice from the Ministry of Finance re: 2005 Ontario Budget Highlights.
19. Member Communication Alert from AMO re: COMRIF Intake Two Launch Planned for Mid-June.
20. Member Communication Alert from AMO re: Federal Government to Provide an Additional \$310 Million for Municipal Transit in Ontario.
21. Members' Advisory from the Federation of Canadian Municipalities re: FCM Set to Launch Tsunami Rebuilding Programs In Sri Lanka and Indonesia.
22. Member Communication F.Y.I. from AMO re: Environmental Penalties and Municipalities.
23. Member Communication Alert from AMO re: Province Introduces OMERS Devolution Bill.
24. Member Communication Alert from AMO re: Waste Electronic and Electrical Equipment (WEEE) Datacall (Time Sensitive Request).
25. E-Mail from Charles Fisher re: New Horizons for Seniors Program – Social Development Canada - \$25,000 available – Deadline: September 16, 2005.
26. Lambton Seniors Association Board Meeting Minutes dated May 13, 2005.
27. Lambton Seniors Association Board Meeting Minutes dated June 13, 2005.
28. Registration Form from AMO re: Effective Municipal Councillor Training Program 2005.
29. Registration Form from AMO re: Heads of Council & Leadership Skills 2005 Fall Series.
30. Newsletter from St.Clair Child & Youth Services, "Hand In Hand", Spring and Summer 2005.
31. Newsletter from Lambton County Mental Health Foundation, Issue #5, June 2005.
32. Newsletter from Information and Privacy Commissioner/Ontario, IPC Perspectives, Issue #1, Spring 2005.
33. PPS Review, Managing Waste Responsibly, Vol.5, Issue 6, June 2005.
34. Newsletter from Sarnia Golf & Curling Club, Rinks & Links, June 2005.
35. Newsletter from YMCA of Sarnia-Lambton, The Contributor, May 2005.
36. Annual Report 2004 – OMERS (located on shelf on Councillors' office).

Resolution #29

Moved by Councillor Bourrie

Seconded by Deputy Mayor Robson

THAT the Communications listed as of June 15, 2005, be received and filed.

CARRIED.

Listed as of June 22, 2005

1. Thank-you letter from the Sarnia Lambton Chamber of Commerce re: Ontario Chamber of Commerce AGM/Convention.
2. Letter from AMO re: Local Authority Services Establishing a Bulk Electricity Procurement Program.
3. Members Advisory from the Federation of Canadian Municipalities re: Congratulations to Ontario's Municipalities.

4. AMO Member Communication Alert re: AMO Secures Per Capital Allocation for Federal Gas Tax Funding.
5. AMO Notice re: End of Session Status on Legislation Relating to Municipal Governments.
6. AMO Member Communication Alert re: MAH Releases Report on Line Fences Act (Time Sensitive Request).
7. News Release from the Ministry of Municipal Affairs and Housing re: Ontario Government Strengthens Prosperity in West Nipissing.
8. News Release from the Ministry of Municipal Affairs and Housing re: Ontario Strengthens Prosperity in Timmins.
9. News Release from the Ministry of Municipal Affairs and Housing re: Ontario Invests in Building Stronger Communities in Ingersoll.
10. News Release from the Ministry of Municipal Affairs and Housing re: Government Strengthens Prosperity in Hearst
11. News Release from the Ministry of Municipal Affairs and Housing re: Peel Residents to Get Fairer Regional Representation
12. News Release from the Ministry of Municipal Affairs and Housing re: Ontario Bolsters Provincial Municipal Cooperation.
13. News Release from the Ministry of Municipal Affairs and Housing re: Province Appoints New Chair of the Ontario Rental Housing Tribunal.
14. News Release from the Ministry of Consumer and Business Services re: Ontario Government Improving Services to the Public.
15. News Release from the County of Lambton Social Services Department re: New Application Process for Social Assistance Applications Begins.
16. News Release from the Ministry of Municipal Affairs and Housing re: McGuinty Government Enhances Greenbelt Legacy.
17. Minutes from the Strangway Centre Seniors Information Network of May 11, 2005.
18. Minutes from the Lambton Seniors Association Fundraising Committee of May 13, 2005.
19. Minutes from the Norfolk County Ontario Mayor's for the Future of Agriculture meeting of June 1, 2005.
20. Nomination Form from the Minister Responsible Seniors re: 2005 Senior Achievement Awards.
21. Nomination Form from the Ministry of Citizenship and Immigration re: 2005 Ontario Medal for Good Citizenship.
22. Business Plan and Audited Statements for 2004 for the St. Clair Parks Commission. (located on bookshelf in Councillor's office)
23. Annual Report of the O.L.G.C. 2003-2004 and Responsible Gaming Code of Conduct. (located on bookshelf in Councillor's office)

Resolution #30

Moved by Councillor Bourrie

Seconded by Councillor MacKenzie

THAT the Communications listed as of June 22, 2005, be received and filed.

CARRIED.

NEW BUSINESS

1. Copy of letter from the Ministry of Transportation addressed to Robert Swift re: Highway 402 Planning and Preliminary Design Study from the Blue Water Bridge Plaza to Lambton Road 26 (Mandaumin Road) dated May 4, 2005.
2. Copy of letter from the Ministry of Transportation addressed to Robert Swift re: Highway 402 Planning and Preliminary Design Study for the Bluewater Bridge Plaza to Lambton Road 26 (Mandaumin Road) dated June 10, 2005
3. Letter from Robert Swift to the Minister of Transportation re: Highway 402 Planning, dated June 17, 2005.

Resolution #31

Moved by Councillor Romlewski

Seconded by Councillor Bourrie

THAT the two letters from MTO to Robert Swift and the letter from Robert Swift to the MTO, be received and filed.

CARRIED.

4. Letter from Ken Tosh re: Proposed delineation between the two properties (severed and retained) which requires Council approval to meet condition placed on severance.

Resolution #32

Moved by Councillor Romlewski

Seconded by Councillor Bourrie

THAT the fence be placed in accordance with Proposal #2 for the entire length of the property.

CARRIED.

5. Victoria Avenue tree removal.

Resolution #33

Moved by Deputy Mayor Robson

Seconded by Councillor Romlewski

THAT the Victoria Avenue tree removal report be approved subject to the changes made by Council based on letters submitted from residents.

CARRIED.

6. Transit Report.

Resolution #34

Moved by Deputy Mayor Robson

Seconded by Councillor Romlewski

THAT a Consultant be hired at an estimated cost of \$5,000.00 to provide the necessary basic information on the existing transit system; and to recommend steps that should be taken to evaluate the transit needs of the Village's residents and businesses; and further that the funding be taken from the Transit funds that have been received from the Province of Ontario and have not been allocated;

THAT the Committee meet after sufficient data is available; and

THAT the timing for the final study be extended until early, 2006 as it is recommended that some of the survey work take place once the weather changes as the number of passengers normally changes during the late fall and winter months.

CARRIED.

BY-LAWS

1. By-Law Number 17 of 2005, being a By-law to regulate the Collection, Removal and Disposal of Waste in the Village of Point Edward – **Third Reading Only**.

Resolution #35

Moved by Councillor Romlewski

Seconded by Councillor MacKenzie

THAT By-Law Number 17 of 2005, being a By-law to regulate the Collection, Removal and Disposal of Waste in the Village of Point Edward, be given a THIRD READING and FINALLY PASSED this 28th day of June, 2005.

CARRIED.

2. By-Law Number 20 of 2005, being a By-law to Confirm the Resolutions of Point Edward Council which were adopted up to and including June 28, 2005.

Resolution #36

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT By-Law Number 20 of 2005, being a By-law to Confirm the Resolutions of Point Edward Council which were adopted up to and including June 28, 2005, be given a FIRST, SECOND and THIRD READING and FINALLY PASSED this 28th day of June, 2005.

CARRIED.

BUSINESS FROM COUNCILLORS

Deputy Mayor Robson commented that the Strawberry social was a great success and thanked everyone for their assistance. Also, the Bridgeview Public School graduation was excellent and the graduates appreciated their Point Edward key rings.

Councillor Romlewski suggested that an event be held each year close to the Anniversary of the Village.

ADJOURNMENT

Resolution #37

Moved by Councillor MacKenzie

Seconded by Deputy Mayor Robson

THAT the Council Meeting be adjourned at 8:35 p.m. until the July 12th, 2005 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