

VILLAGE OF POINT EDWARD MINUTES

Council Meeting – November 13, 2007

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 Hand Councillor Churchill

Staff Present:

CAO Cramp

DISCLOSURE OF PECUNIARY INTEREST

There were no disclosures of pecuniary interest.

COUNCIL ACTION

1. Letter from Bluewater Power re: Annual General Meeting on December 6, 2007 at the Best Western

Resolution #1

Moved by Councillor MacKenzie

Seconded by Deputy Mayor Robson

THAT the letter from Bluewater Power regarding the Annual General Meeting on December 6, 2007, be received and filed.

CARRIED.

2. BWBC Procedure re: Amendment to Front Street Ramp Closure procedure to include Bridge Street for the NEXUS By-pass

Resolution #2

Moved by Councillor Churchill

Seconded by Deputy Mayor Robson

THAT the Amendment to the Front Street Ramp Closure procedure to include Bridge Street for the NEXUS By-pass, be accepted.

CARRIED.

NEW BUSINESS

1. Report from Finance Committee re: Amendments to the Municipal Act, 2001 – Bill 130 Provisions – New Requirements and Recommendations

Role of Head of Council

Resolution #3

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the following recommendations from the Finance Committee be adopted by Council:

1. THAT an annual report be submitted to Council by the Mayor to provide information and recommendations relating to administrative and controllership policies, procedures and practices; and accountability and transparency issues.
2. THAT the annual report be submitted to Council at the Annual Operating Budget meeting.
3. THAT the requirement for the annual report be included in the Procedural By-law.

CARRIED.

Mandatory Policy Requirements

Resolution #4

Moved by Deputy Mayor Robson

Seconded by Councillor Churchill

THAT the following recommendations from the Finance Committee be adopted by Council:

1. Policies are in place for the following matters:
 - a. The hiring of employees;
 - b. The procurement of goods and services;
 - c. The circumstances in which the municipality shall provide notice to the public, including:
 - The form;
 - The manner; and
 - Times

notice shall be given.

The Finance Committee has reviewed the three by-laws and is recommending minor changes as set out in the attached by-laws.

2. Although there is a policy in place for the sale and disposition of land in the notice policy, an additional policy is being recommended to deal with the sale and disposition of land only.
3. New policies are being recommended for accountability and transparency to be considered for inclusion in the Procedural by-law.
4. Council has delegated its duties to the Committee of Adjustment with respect to minor variances and severances. It is recommended that this delegation continues.
5. The Finance Committee does not recommend any further delegation of duties or powers by Council at this time.

CARRIED.

Accountability and Transparency, Meeting Investigator and Notice Requirements

Resolution #5

Moved by Councillor MacKenzie

Seconded by Deputy Mayor Robson

THAT the following recommendations from the Finance Committee be adopted by Council:

1. Minutes will continue to be taken for Committee of the Whole (In Camera) meetings, which are now required by the Act.
2. It is recommended that the Council meeting on the fourth Tuesday of the month begin at 6 p.m. with the Committee of the Whole being the first item of business. Once the In Camera matters are completed, Council will reconvene immediately, report and continue with other items on the Agenda.

CARRIED.

Resolution #6

Moved by Deputy Mayor Robson

Seconded by Councillor Hand

THAT the following recommendations from the Finance Committee be adopted by Council:

1. The final agreement for the Investigator Program has been received by LAS. In the meantime, further information has been received by the Office of the Ombudsman as well as another possibility through the County of Lambton.
2. It is recommended that all Committee meetings be held on the second Tuesday of each month. This would include a Planning Committee meeting, if required. The regular Council meeting on the second Tuesday of the month would be eliminated. The Agendas for the Committee meetings would be posted in the office and on the web site by the preceding Monday although every effort would be made to have it posted by the preceding Friday. The dates of Council and Committee meetings will also be included on the Village of Point Edward calendar. If there is a change of date for any Council meetings or Committee meetings, a notice will be placed in the office as well as on the web site.
3. Minutes for Committee meetings will be posted on the web site on the date that the Council meeting agenda is posted. It will be noted that the Committee makes recommendations to Council but Council may adopt, reject or vary any Committee recommendation at their Council meeting.
4. Minutes of Council meetings will not be posted until they are adopted at the following Council meeting. As there is a delay in the posting of the Council minutes, Council highlights will be posted on the web site shortly following the Council meeting.

CARRIED.

Codes of Conduct, Integrity Commissioner, Auditor General, Lobbyist Registry

Resolution #7

Moved by Councillor Churchill

Seconded by Councillor MacKenzie

THAT the following recommendation from the Finance Committee be adopted by Council:

1. As the Code of Conduct, Integrity Commissioner, Auditor General and Lobbyist Registry are optional, it is recommended that Council not proceed with any of them.

CARRIED.

Delegation of Powers Policy

Resolution #8

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the following recommendation from the Finance Committee be adopted by Council:

1. Council has delegated its duties to the Committee of Adjustment with respect to minor variances and severances. It is recommended that this delegation continues.
2. The Planning Committee is hereby established and composed of all members of Council to make recommendations on planning issues, when required.
3. The Finance Committee does not recommend any further delegation of duties or powers by Council at this time.
4. A policy is to be prepared to confirm Council's decision on the delegation of its duties and powers.

CARRIED.

Business Licensing and Enforcement

Resolution #9

Moved by Deputy Mayor Robson

Seconded by Councillor Churchill

THAT the following recommendation from the Finance Committee be adopted by Council:

1. THAT the Village's Business Licensing By-law be reviewed.

CARRIED.

BY-LAWS

1. By-law No. 36 of 2007, being a By-law to Amend By-law No. 12 of 2004, being a By-law to prescribe the form and manner and times for the provision of notice.

Resolution #10

Moved by Councillor MacKenzie

Seconded by Councillor Hand

THAT By-law No. 36 of 2007, being a By-law to Amend By-law No. 12 of 2004, being a By-law to prescribe the form and manner and times for the provision of notice, be given a FIRST, SECOND and THIRD READING and FINALLY PASSED this 13th day of November, 2007.

CARRIED.

2. By-law No. 37 of 2007, being a By-law to Amend By-law No. 42 of 2004, being a by-law to adopt policies with respect to its procurement of goods and services.

Resolution #11

Moved by Councillor Hand

Seconded by Deputy Mayor Robson

THAT By-law No. 37 of 2007, being a By-law to Amend By-law No. 42 of 2004, being a by-law to adopt policies with respect to its procurement of goods and services, be given a FIRST, SECOND and THIRD READING and FINALLY PASSED this 13th day of November, 2007.

CARRIED.

3. By-law No. 38 of 2007, being a By-law to adopt policies for the sale of Village-owned land

Resolution #12

Moved by Councillor Churchill

Seconded by Deputy Mayor Robson

THAT By-law No. 38 of 2007, being a By-law to adopt policies for the sale of Village-owned land, be given a FIRST, SECOND and THIRD READING and FINALLY PASSED this 13th day of November, 2007.

CARRIED.

4. By-law No. 39 of 2007, being a By-law to adopt policies for the delegation of Council powers and duties

Resolution #13

Moved by Deputy Mayor Robson

Seconded by Councillor Hand

THAT By-law No. 39 of 2007, being a By-law to adopt policies for the delegation of Council powers and duties, be given a FIRST, SECOND and THIRD READING and FINALLY PASSED this 13th day of November, 2007.

CARRIED.

5. By-law No. 40 of 2007, being a By-law of the Village of point Edward appointing Local Authority Services Ltd. as the investigator pursuant to Sections 8, 9, 10 and 239.1 of The Municipal Act, 2001, as amended.

Resolution #14

Moved by Councillor MacKenzie

Seconded by Deputy Mayor Robson

THAT By-law No. 40 of 2007, being a By-law of the Village of point Edward appointing Local Authority Services Ltd. as the investigator pursuant to Sections 8, 9, 10 and 239.1 of The Municipal Act, 2001, as amended, be given a FIRST, SECOND and THIRD READING and FINALLY PASSED this 13th day of November, 2007.

CARRIED.

6. By-Law Number 41 of 2007, being a By-law to Confirm the Resolutions of Point Edward Council which were adopted up to and including November 13, 2007

Resolution #15

Moved by Deputy Mayor Robson

Seconded by Councillor Churchill

THAT By-Law Number 41 of 2007, being a By-law to Confirm the Resolutions of Point Edward Council which were adopted up to and including November 13, 2007, be given a FIRST, SECOND and THIRD READING and FINALLY PASSED this 13th day of November, 2007.

CARRIED.

BUSINESS FROM COUNCILLORS

Victoria Ave. Parking

Councillor Hand noted that there is a regular infringement along the extended yellow curbing on Victoria Ave. at the Fort Street intersection. Mayor Kirkland advised that he would bring this matter forward at the Police Services Board meeting.

Meeting with BWBC

Councillor MacKenzie confirmed the meeting with Blue Water Bridge Canada.

Venetian Blvd.

Councillor MacKenzie advised that continued efforts are being made to pursue any grant possibilities for Venetian Blvd. reconstruction.

Surgery

Deputy Mayor Robson thanked Council for their support during her recent knee replacement surgery.

Front Street and Michigan Ave.

Deputy Mayor Robson advised that she has received a number of positive comments regarding the Mill and Pave work that has been completed on Michigan Ave. from Front to Christina and on Front Street from Lite to Michigan. Other Council members advised that they have also heard many good comments regarding the work.

Council Meetings

Councillor MacKenzie advised that there will be one Council meeting only in December, being December 11 and that there will be no Committee meetings unless at the call of the Chair.

Committee Meetings

In accordance with the new schedule, the next day for Committee meetings will be Tuesday, January 11, 2008.

Electrical at Arena

The inspector has checked the electrical panel and it is not as bad as expected. Only minor work will be required at the breaker at this time.

Storm Station

There has been a problem with one of the new pumps, which is now being corrected.

Sidewalk at Casino

It was noted that the new sidewalk has been constructed from the Village walkway into the Casino parking area.

First year

Councillor Churchill noted that it is one year since the election, that he has enjoyed his first year on Council and he thanked the other Council members for their assistance during his first year.

ADJOURNMENT

Resolution #16

Moved by Deputy Mayor Robson

Seconded by Councillor Churchill

THAT the Council Meeting be adjourned at 7:20 p.m. until the November 27, 2007 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