

VILLAGE OF POINT EDWARD MINUTES

Council Meeting – November 22, 2005

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

Staff Present:

CAO Cramp

DISCLOSURE OF PECUNIARY INTEREST

There were no declarations of pecuniary interest.

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

Resolution #1

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT Council adjourn to an ‘In Camera’ session to discuss personnel matters and matters subject to solicitor-client privilege, at 6 p.m.

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 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 Councillor MacKenzie
THAT the report from the closed session, be approved.

CARRIED.

PUBLIC MEETINGS

Nil

DELEGATIONS

Nil

ADOPTION OF MINUTES

1. Regular Council Meeting of October 25, 2005

Resolution #4

Moved by Councillor MacKenzie
Seconded by Councillor Bourrie
THAT the minutes of the Regular Council meeting of October 25, 2005, be adopted.

CARRIED.

BUSINESS ARISING FROM MINUTES

There was no business arising from the minutes.

FINANCIAL REPORTS

1. General Operations: Total Revenue for the month of October 2005

Resolution #5

Moved by Deputy Mayor Robson
Seconded by Councillor Bourrie
THAT the Financial Reports for Total Revenue for the month of October, 2005 for General Operations in the amount of \$1,217,511.04, be approved.

CARRIED.

General Operations: Total Expenditures for the month of October 2005

Resolution #6

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the Financial Reports for Total Expenditures for the month of October, 2005 for General Operations in the amount of \$277,613.12, be approved.

CARRIED.

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

Resolution #7

Moved by Deputy Mayor Robson

Seconded by Councillor Bourrie

THAT the Financial Reports for Total Revenues for the month of October, 2005 for Water/WPCP Departments in the amount of \$178,414.11, be approved.

CARRIED.

Water/WPCP: Total Expenditures for the month of October 2005

Resolution #8

Moved by Deputy Mayor Robson

Seconded by Councillor Bourrie

THAT the Financial Reports for Total Expenditures for the month of October, 2005 for Water/WPCP in the amount of \$81,994.13, be approved.

CARRIED.

COMMITTEE REPORTS

1. Blue Water Bridge Authority Front Street Closure Protocol/Signage Meeting of October 12, 2005

Resolution #9

Moved by Councillor MacKenzie

Seconded by Councillor Bourrie

THAT the minutes of the Blue Water Bridge Authority Front Street Closure Protocol/Signage Meeting of October 12, 2005, be received and filed.

CARRIED.

Councillor MacKenzie agreed to discuss the cuts across Venetian Blvd., the ruts on Front Street and the status of the hydrants on Venetian Blvd. with the Technical Liaison Committee at their next meeting.

2. Police Services Board Meeting of October 13, 2005.

Resolution #10

Moved by Deputy Mayor Robson

Seconded by Councillor Bourrie

THAT the minutes of the Police Services Board Meeting of October 13, 2005, be received and filed.
CARRIED.

3. Technical Liaison Committee Meeting of October 26, 2005

Resolution #11

Moved by Councillor Bourrie

Seconded by Councillor MacKenzie

THAT the minutes of the Technical Liaison Committee meeting of October 26, 2005, be received and filed.

CARRIED.

4. Joint Occupational Health & Safety Committee Meeting of November 2, 2005.

Resolution #12

Moved by Councillor MacKenzie

Seconded by Councillor Bourrie

THAT the minutes of the Joint Occupational Health & Safety Committee meeting of November 2, 2005, be approved.

CARRIED.

5. Parks & Recreation Committee Meeting of November 3, 2005.

Resolution #13

Moved by Councillor MacKenzie

Seconded by Councillor Bourrie

THAT the minutes of the Parks and Recreation Committee meeting of November 3, 2005, be adopted.
CARRIED.

6. Public Works Committee Meeting of November 3, 2005.

Resolution #14

Moved by Deputy Mayor Robson

Seconded by Councillor Bourrie

THAT the minutes of the Public Works Committee meeting of November 3, 2005, be adopted.
CARRIED.

7. Water & Pollution Control Plant Committee Meeting of November 8, 2005.

Resolution #15

Moved by Councillor Bourrie

Seconded by Deputy Mayor Robson

THAT the minutes of the Water & Pollution Control Plant Committee meeting of November 8, 2005, be adopted.

CARRIED.

8. Finance Committee Meeting of November 14, 2005.

Resolution #16

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the minutes of the Finance Committee meeting of November 14, 2005, be adopted as amended by adding Recommendation #6 – THAT a donation in the amount of \$500.00 for the Santa Claus Parade be made with the funds being allocated from the Donation account.

CARRIED.

MISCELLANEOUS REPORTS

1. Building Permits Issued for the Village of Point Edward for 2005.

Resolution #17

Moved by Councillor MacKenzie

Seconded by Councillor Bourrie

THAT the Building Permits issued for the Village of Point Edward for 2005, be received and filed.

CARRIED.

2. Plumbing Permits Issued for the Village of Point Edward for the month of October 2005.

Resolution #18

Moved by Councillor Bourrie

Seconded by Deputy Mayor Robson

THAT the Plumbing Permits issued for the Village of Point Edward for the month of October, 2005, be received and filed.

CARRIED.

3. Point Edward O.P.P. – Police Services Board Report.

Resolution #19

Moved by Deputy Mayor Robson

Seconded by Councillor Bourrie

THAT the Point Edward OPP – Police Services Board Report, be received and filed.

CARRIED.

4. News Release from the County of Lambton Office of the C.A.O. re: Council Highlights.

Resolution #20

Moved by Deputy Mayor Robson

Seconded by Councillor Bourrie

THAT the News Release from the County of Lambton Office of the C.A.O. re: Council highlights, be received and filed.

CARRIED.

COMMUNICATIONS (COUNCIL ACTION)

1. Resolution from the Corporation of the Township of Coleman requesting support re: Petitioning the Ministry of Natural Resources and the Provincial Government to ensure that none of our natural resources (wood) be sold and directed to other provinces.

Resolution #21

Moved by Deputy Mayor Robson

Seconded by Councillor Bourrie

THAT the letter from the Township of Coleman requesting support re: Petitioning the Ministry of Natural Resources and the Provincial Government to ensure that none of our natural resources (wood) be sold and directed to other provinces, be received and filed.

CARRIED.

2. Resolution from the Corporation of the Township of Chisholm requesting support re: move to reinstate the spring bear hunt.

Resolution #22

Moved by Councillor Bourrie

Seconded by Deputy Mayor Robson

THAT the letter from the Township of Chisholm requesting support re: move to reinstate the spring bear hunt, be received and filed.

CARRIED.

3. Resolution from the Corporation of The Township of Terrace Bay requesting support re: preparation for the next global influenza pandemic.

Resolution #23

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the Village of Point Edward support the resolution that was passed by the Corporation of the Township of Terrace Bay requesting support re: preparations for the next global influenza pandemic.

CARRIED.

4. Resolution from the Corporation of Loyalist Township requesting support re: request that the Ministry of Agriculture, Food and Rural Affairs include fishers as predators for which claims for injured or killed livestock can be reimbursed

Resolution #24

Moved by Deputy Mayor Robson

Seconded by Councillor Bourrie

THAT the letter from the Loyalist Township Council requesting support re: request that the Ministry of Agriculture, Food and Rural Affairs include fishers as predators for which claims for injured or killed livestock can be reimbursed, be received and filed.

CARRIED.

5. Resolution from Niagara Falls requesting support re: Wholesale Gas Sector – calling upon the Federal government to restore the free market system of competition.

Resolution #25

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the Village of Point Edward Council support the resolution that was passed by the Niagara Falls City Council requesting support re: Wholesale Gas Sector --- calling upon the Federal government to restore the free market system of competition.

CARRIED.

6. Resolution from the Canadian Union of Postal Workers requesting support re: Canada Post closing post offices and plants.

Resolution #26

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT the Village of Point Edward Council support the letter from the Canadian Union of Postal Workers requesting support re: Concerns with the closing of Canada Post post offices and plants and the lack of public consultation prior to the closings.

CARRIED.

7. Letter from the Corporation of the City of Sault Ste. Marie re: objection to: Building Code Statute Law Amendment Act 2002 – AMO Alert 05/073, October 3rd, 2005.

Resolution #27

Moved by Councillor Bourrie

Seconded by Deputy Mayor Robson

THAT the letter from the City of Sault Ste. Marie re: objection to Building Code Statute Law Amendment Act 2002 – AMO Alert 05/073, October 3rd, 2005, be received and filed.

CARRIED.

8. Letter from a Coalition to Reform the OMB re: Seeking support to achieve OMB Reform.

Resolution #28

Moved by Deputy Mayor Robson

Seconded by Councillor Bourrie

THAT the Village of Point Edward Council support the resolution that was passed by a Coalition to Reform the Ontario Municipal Board re: seeking support to achieve OMB Reform.

CARRIED.

9. Member Alert from the AMO re: OMERS – Bill 206 Information – Status Update and Sample Municipal Resolution.
10. Member Alert from the AMO re: AMO's Comments on OMERS – Bill 206 Standing Committee.
11. AMO President Roger Anderson's Presentation to the Standing Committee re: Bill 206, An Act to Revise the Ontario Municipal Employees Retirement System Act.
12. Letter from the AMO Office of the President re: Bill 206, An Act to Revise the Ontario Municipal Retirement System Act.

Resolution #29

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT WHEREAS the provincial Standing committee on General Government is currently debating Bill 206, An Act to revise the Ontario Municipal Employees Retirement System Act; and

WHEREAS the OMERS pension fund is currently equal to approximately 8% of Ontario's annual GDP; and

WHEREAS the OMERS pension fund serves approximately 900 employers and 355,0000 diverse employee groups including: current and former employees of municipal governments; school boards; libraries; police and fire departments; Children's aid societies; and, electricity distribution companies; and

WHEREAS Ontario's municipalities and their employees depend on the prudent management of the \$36 Billion plan and to ensure that employees and employers are paying for benefits they can afford; and

WHEREAS OMERS employer and employee members are facing an increase in OMERS contributions in 2006 of approximately 9% as a result of a significant deficit in the OMERS fund; and

WHEREAS the Bill includes significant, potentially costly and unnecessary changes to the governance structure of OMERS including a Sponsors Corporation structured to be governed by arbitration; and

WHEREAS the Bill would permit the creation of expensive supplementary plans to provide optional enhanced benefits that will impose new collective bargaining obligations on municipalities, the operating costs of which cannot yet be fully assessed; and

WHEREAS the Province has a responsibility to study the potential impact of the changes it is proposing and to share the results with employers and employee groups; and

WHEREAS AMO and others have urged the government to consider the potential implications of Bill 206 and to ensure the proposed policy changes protect the interests of employers, employees and taxpayers; and

WHEREAS the Government is moving in haste with a Bill, which in its current form raises significant technical, public policy and economic issues;

THEREFORE BE IT RESOLVED THAT the Village of Point Edward does not support Bill 206, and requests that the Government of Ontario reconsider the advisability of proceeding with Bill 206 in its current form; and

FURTHER BE IT RESOLVED THAT Caroline DiCocco, MPP Sarnia-Lambton, the Honourable John Gerretsen, Minister of Municipal Affairs and Housing, the Honourable Dalton McGuinty, Premier of Ontario and the Association of Municipalities of Ontario be advised that this Council does not support proposed changes to the OMERS pension fund contained in Bill 206.

CARRIED.

13. Letter from the Point Edward Optimist Club requesting the use of the Waterfront Park re: Mackinac.

Resolution #30

Moved by Deputy Mayor Robson

Seconded by Councillor Bourrie

THAT approval be given to the Point Edward Optimist Club for the use of the Waterfront Park for the Mackinac weekend subject to compliance with the policies and procedures; and further that the Parks and Recreation Committee liaise with the Optimist Club on any issues as they arise.

CARRIED.

14. Letter of thanks from the Sarnia Lambton Taskforce on Healthcare Worker Recruitment and request to meet with council for an information session.

Resolution #31

Moved by Councillor MacKenzie

Seconded by Councillor Bourrie

THAT Council meet with the Sarnia Lambton Taskforce on Healthcare Worker Recruitment on January 10, 2006 at 6 p.m.

CARRIED.

15. E-mail from Robert Swift re: objection to tax dollars spent on Observer ad.

Resolution #32

Moved by Councillor MacKenzie

Seconded by Councillor Bourrie

THAT the cancellation of regular Council meetings be posted on the web site and in the office but that no further ads be placed in the local newspaper for this purpose.

CARRIED.

16. Letter from Imperial Oil Centre for the Performing Arts re: requesting a lottery license for Mackinac Weekend.

Resolution #33

Moved by Councillor MacKenzie

Seconded by Deputy Mayor Robson

THAT Council approve the request from the Imperial Oil Centre for the Performing Arts as it relates to the lottery license for the Mackinac weekend subject to approval being obtained from the Optimist Club.

CARRIED.

COMMUNICATIONS (RECEIVE AND FILE-LISTED)

Listed as of November 2, 2005

1. Letter from the Minister of Justice recognizing letter to the office of the Prime Minister re: resolution on video game violence.
2. Letter from Correctional Services Canada re: Restorative Justice Week.
3. Letter from MacViro Consultants Inc. re: MacViro Training for Water/Wastewater Operators.
4. Letter from A.M.O. Office of the President re: Ontario's \$3 Billion Provincial Municipal Fiscal Gap.
5. Construction Progress Meeting #3 – WPCP Electrical Modification Project.
6. Notice of Passing a Zoning By-Law by the Corporation of the City of Sarnia
7. Notice of Public Hearing of City of Sarnia City Council re: Official Plan Amendment.
8. News Release from the County of Lambton Library Headquarters re: Book Sales at Lambton County Library.

9. News Release from the Government of Ontario re: New Transitional Housing Facility Opens Doors.
10. News Release from the County of Lambton re: Alvinston Library Celebrates Grand Opening.
11. News Release from the County of Lambton Senior Services Dept. re: Royal Canadian Legion Branch 176 Donates to NLRH.
12. News Release from the County of Lambton Senior Services Department re: MGM Prepares for Craft Sale.
13. Infifax from the Sarnia Lambton Chamber Issue 215 dated Oct 20, 2005.
14. Calendar of events from Petrolia for December Christmas events.
15. Newsletter from the Sarnia & District Humane Society News, Fall/Winter 2005-2006.
16. Invitation to the Ontario Hospital Association Health Achieve 2005.

Listed as of November 16, 2005

1. Letter from the Order of Ontario Secretary General re: 200 Nominations.
2. Letter from the Sarnia Lambton Chamber of Commerce re: Lambton County Developmental Core Service Reviews.
3. Letter from the Assessment Review Board re: 2004-2005 Annual Report of the Assessment Review Board.
4. Letter from the Ontario Ministry of Transportation re: Improvements to Highway 402.
5. Progress Meeting Minutes #8 re: Truck Ramp – Blue Water Bridge Plaza.
6. News Release from County of Lambton Senior Service Department re: Fundraising Auction Promises to Have Something for Everyone.
7. News Release from the County of Lambton Senior Service Department re: Royal Canadian Legion Branch #216 Donates to LMV.
8. News Release from the University of Western Ontario re: New Signage and Park Progress.
9. News Release from the County of Lambton Libraries, Museums & Cultural Services Department re: New Historian Joins the Lambton Room.
10. News Release from the Province of Ontario re: Affordable Housing Project Begins Construction.
11. News Release from the Province of Ontario re: Affordable Housing Project Begins Construction.
12. News Release from the Ministry of Agriculture, Food and Rural Affairs re: Ontario Government Supports Tourism Revitalization in Caledon.
13. News Release from the Ministry of Agriculture Food and Rural Affairs re: Ontario Government Support Skills Enhancement in Chatham-Kent.
14. News Release from the County of Lambton Libraries, Museums & Cultural Services Department re: Lambton County Residents to Gain Access from Home @ Your Library.
15. News Release from the County of Lambton Senior Services Department re: Auction Raises \$9,000 for Adult Day Programs.
16. Member Communication Alert from AMO re: Province Introduces Access to Justice Act, 2005.
17. Member Communication Alert from AMO re: AMO President Addresses the Federal Standing Committee on Finance.
18. Member Communication F.Y.I. from AMO re: MOE Announces Process for Consultation on Environmental Penalties Regulations.
19. Federation of Canadian Municipalities re: 2006 Sustainable Communities National Conference and Trade Show.
20. Registration Form re: World Business Forum Chicago 2006.

21. Letter from Social Development Canada re: Nomination Brochure for the 2006 Therese Casgrain Volunteer Award.
22. Registration Form re: OGRA/ROMA Combined Conference 2006.
23. Registration Form re: Energy Reduction Workshop for Municipalities.

Moved by Deputy Mayor Robson

Seconded by Councillor Bourrie

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

CARRIED.

NEW BUSINESS

1. Council consideration to cancel December 27th, 2005 Regular Council Meeting.

Resolution #34

Moved by Councillor MacKenzie

Seconded by Deputy Mayor Robson

THAT the December 27, 2005 Council meeting, be cancelled due to the Christmas holidays.

CARRIED.

2. Memo from Dave Posliff re: Brownfields Community Improvement Plans

Resolution #35

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT a draft Brownfields Community Improvement Plan be prepared for review by Council.

CARRIED.

BY-LAWS

1. By-Law Number 35 of 2005 Being a By-Law to enter into an Agreement with Bluewater Veterinary Services and W.A. Janitsch – Veterinarian Services.

Resolution #36

Moved by Deputy Mayor Robson

Seconded by Councillor Bourrie

THAT By-Law Number 35 of 2005 Being a By-Law to enter into an Agreement with Bluewater Veterinary Services and W.A. Janitsch – Veterinarian Services, be given a FIRST, SECOND and THIRD READING and FINALLY PASSED this 22nd day of November, 2005.

CARRIED.

2. By-Law Number 36 of 2005 Being a By-Law to enter into an Agreement with 1342819 Ontario Limited – Walkway Easement along Front Street.

Resolution #37

Moved by Councillor Bourrie

Seconded by Councillor MacKenzie

THAT By-Law Number 36 of 2005 Being a By-Law to enter into an Agreement with 1342819 Ontario Limited – Walkway Easement along Front Street, be given a FIRST, SECOND and THIRD READING and FINALLY PASSED this 22nd day of November, 2005.

CARRIED.

3. By-Law Number 37 of 2005 Being a By-Law to enter into an Agreement with CUPE and its Local 153.2 – Agreement to work Excess Daily/Weekly Hours.

Resolution #38

Moved by Councillor MacKenzie

Seconded by Councillor Bourrie

THAT By-Law Number 37 of 2005 Being a By-Law to enter into an Agreement with CUPE and its Local 153.2 – Agreement to work Excess Daily/Weekly Hours, be given a FIRST, SECOND and THIRD READING and FINALLY PASSED this 22nd day of November, 2005.

CARRIED.

4. By-Law Number 38 of 2005 Being a By-Law to Establish One-Third of the Remuneration Paid to Elected Official be Deemed as Expenses.

Resolution #39

Moved by Deputy Mayor Robson

Seconded by Councillor MacKenzie

THAT By-Law Number 38 of 2005 Being a By-Law to Establish One-Third of the Remuneration Paid to Elected Official be Deemed as Expenses, be given a FIRST, SECOND and THIRD READING and FINALLY PASSED this 22nd day of November, 2005.

CARRIED.

5. By-Law Number 39 of 2005 Being a By-Law to enter into an Agreement with The Association of Municipalities of Ontario – Municipal Funding Agreement for the Transfer of Federal Gas Tax Revenues under the New Deal for Cities and Communities.

Resolution #40

Moved by Councillor Bourrie

Seconded by Councillor MacKenzie

THAT By-Law Number 39 of 2005 Being a By-Law to enter into an Agreement with The Association of Municipalities of Ontario – Municipal Funding Agreement for the Transfer of Federal Gas Tax Revenues under the New Deal for Cities and Communities, be given a FIRST, SECOND and THIRD READING and FINALLY PASSED this 22nd day of November, 2005.

CARRIED.

6. By-Law Number 40 of 2005 Being a By-Law to Confirm the Resolutions of Point Edward Council which were Adopted Up To and Including November 22, 2005.

Resolution #41

Moved by Councillor MacKenzie

Seconded by Councillor Bourrie

THAT By-Law Number 40 of 2005 Being a By-Law to Confirm the Resolutions of Point Edward Council which were Adopted Up To and Including November 22, 2005, be given a FIRST, SECOND and THIRD READING and FINALLY PASSED this 22nd day of November, 2005.

CARRIED.

BUSINESS FROM COUNCILLORS

There was no business from Councillors.

ADJOURNMENT

Resolution #42

Moved by Councillor MacKenzie

Seconded by Councillor Bourrie

THAT the Council Meeting be adjourned at 8 p.m. until the December 13th, 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.