

THE CORPORATION OF THE MUNICIPALITY OF LAMBTON SHORES

Regular Council Meeting

Meeting No. 18-2011

Date of Meeting: Monday, June 6, 2011

Members Present: Deputy Mayor Elizabeth Davis-Dagg
Councillor Dave Maguire
Councillor Doug Bonesteel
Councillor Lorie Scott
Councillor Ruth Illman
Councillor Martin Underwood
Councillor Doug Cook
Councillor John Russell

Members Absent: Mayor Bill Weber

Staff Present: C.A.O. John Byrne
Clerk Carol McKenzie
Treasurer Janet Ferguson
Director of Community Services Peggy Van Mierlo-West
Planner Patti Richardson
Administrative Assistant Roberta Brandon

Media Present: Lynda Hillman-Rapley, Lakeshore Advance
Gord Whitehead, Various Publications
Kim Powell-McConaghy, The Standard

1. CALL TO ORDER

The Deputy Mayor called the meeting to order at 7:00 p.m. and announced that it was the 67th Anniversary of D-Day and due to the significance of this occasion in history and Council observed a minute of silence to remember the sacrifices made by so many.

Deputy Mayor Davis-Dagg also thanked Councillor Maguire for his participation in a recent fundraiser for the "Make a Wish" Foundation.

2. DECLARATION OF PECUNIARY OR CONFLICT OF INTEREST

Deputy Mayor Davis-Dagg asked members to declare any conflict or pecuniary interest that they may have with respect to the business itemized on the agenda and none were declared.

3. CONFIRMATION OF MINUTES FROM PREVIOUS MEETINGS

3.1, 3.2 & 3.3 Regular Council Meetings – April 12, May 10, & May 16, 2011

Minutes of the June 6, 2011 Council Meeting

The members reviewed the minutes of the regular Council meetings held April 12th, May 10th & May 16th, 2011. Deputy Mayor Davis-Dagg asked that the May 16th, 2011 minutes be amended to reflect that she had asked the Municipality to keep control over the washrooms and viewing area of Kimball Hall, not the entire building as written in the minutes.

**11-0606-01 Moved by: Councillor Russell
Seconded by: Councillor Underwood**

That the minutes of the regular Council meetings held April 12th and May 10th be accepted as presented and that the minutes of the May 16th, 2011 Council meeting be accepted as amended.

Carried

4. DELEGATIONS, PUBLIC MEETINGS & PRESENTATIONS

4.1 Consideration of the Finlay Drain and the Stubbs Drain

**11-0606-02 Moved by: Councillor Scott
Seconded by: Councillor Illman**

That the Consideration of the Finlay Drain Reassessment 2011 under Section 76 of the Drainage Act convenes at 7:05 p.m.

Carried

Mike De Vos, Engineer from Spriet and Associates, and Al Little, Municipality of Lambton Shores' Drainage Superintendent were present for the consideration.

Mr. DeVos advised Council that the Finlay Drain was originally constructed in 1933 to serve 20 hectares in the area of Lots 27-30, Concession 5 & 6, and Lots 38-40 in Lake Range East. Several years ago, when the waterline was installed on Northville Road, it was identified that the Drain was in the path of the waterline. The recommendation to Council at that time was that an engineer be appointed to prepare a report for the upgrading and relocation of the drain and a report was filed on April 25, 2011, after discussions with area landowners and the County of Lambton.

The area landowners have indicated they no longer require the drain and suggest the Municipality abandon the drain. He noted however that the County of Lambton requested that this drain be investigated to determine its condition and no changes or repairs were found to be necessary. Mr. De Vos noted that the County requested the drain remains for a year or two to allow the County to monitor its functionality. After reviewing the findings, the County did not want to abandon the drain, and asked that a reassessment report be prepared.

Deputy Mayor Davis-Dagg asked for questions from Council and there were none.

Deputy Mayor Davis-Dagg asked for questions from the audience and there was no one in attendance either in support of or in opposition to the reassessment.

Minutes of the June 6, 2011 Council Meeting

**11-0606-03 Moved by: Councillor Scott
Seconded by: Councillor Maguire**

That the Consideration of the Finlay Drain closes at 7:11 p.m. and the regular Council meeting reconvene. Carried

**11-0606-04 Moved by: Councillor Russell
Seconded by: Councillor Scott**

That the Finlay Drain Report, prepared by Spriet and Associates dated April 25, 2011 is adopted as presented. Carried

**11-0606-05 Moved by: Councillor Russell
Seconded by: Councillor Underwood**

That the following by-law be read a first and second time:

- By-law 48-2011 – Provide for Drainage Works – Finlay Drain Reassessment 2011. Carried

**11-0606-06 Moved by: Councillor Illman
Seconded by: Councillor Underwood**

That the Consideration of the Stubbs Drain Reassessment 2011 held under Section 76 of the Drainage Act, convenes at 7:11 p.m. Carried

Mike De Vos, Engineer from Spriet and Associates, and Al Little, Municipality of Lambton Shores' Drainage Superintendent were present for the consideration.

Mr. De Vos provided information on the Stubbs drain and advised that the existing Schedules of Assessment are out of date and unfair due to property splits and changes in land use, watershed and drainage conditions. He explained that the Ministry of Agriculture, Food and Rural Affairs identified the need to update the assessments on the Stubbs Drain, and the revised report being considered by Council detailed the changes made.

Deputy Mayor Davis-Dagg asked for questions from Council and there were none.

Deputy Mayor Davis-Dagg asked for questions from the audience and there was no one in attendance either in support of or in opposition to the reassessment.

**11-0606-07 Moved by: Councillor Maguire
Seconded by: Councillor Scott**

That the Consideration of the Stubbs Drain closes at 7:16 p.m. and the regular Council meeting reconvene. Carried

11-0606-08 Moved by: Councillor Russell

Seconded by: Councillor Underwood

That the Stubbs Drain Report, prepared by Spriet and Associates dated March 31, 2011 is adopted as presented. Carried

**11-0606-09 Moved by: Councillor Scott
Seconded by: Councillor Maguire**

That the following by-law be read a first and second time:

- By-law 49-2011 – Provide for Drainage Works – Stubbs Drain Reassessment 2011. Carried

4.2 Klaus Keunecke & Nicole Rimmer of the Nature Trail Improvement Group

Klaus Keunecke of the Nature Trail Improvement Group reviewed with Council a PowerPoint presentation regarding the group's objective of having a network of connected, accessible, safe and user-friendly nature trails within Lambton Shores and surrounding areas. He explained the list of steps that the group considered important in fulfill this objective including both short and long term tasks.

As well as listing the goals of his group, Mr. Keunecke sited lack of road signage and parking, poorly defined trails or little or no maintenance as just a few of the issues with the nature trails. He also advised of the effect the nature trails had on the Lambton Shores community such as connecting communities, landowners and resident, connecting people to the unique natural areas and promoting a healthy lifestyle, tourism and business.

Ms. Nicole Rimmer stated that her group appreciated the opportunity to make Council aware of their desire to work with a variety of partners towards improving and connecting local nature trails and asked that Council endorse with in kind contributions and guidance for this venture.

Several members of Council noted the exemplary work of this group, what a great municipally wide project this was and that the trails were a top priority in the Lambton Shores Recreation Master Plan.

**11-0606-10 Moved by: Councillor Russell
Seconded by: Councillor Bonesteel**

That Council endorses the presentation from the Nature Trail Improvement Group and that this presentation be sent to staff for referral to the Recreation Master Plan. Carried

4.3 Glen VanValkenburg, Chairman of the Forest B.I.A. – Re: Streets By-law

Glen VanValkenburg, Chairman of the Forest Business Improvement Association attended the meeting to advise Council that the B.I.A. had recently initiated "Tremendous Tuesdays" whereby the businesses stay open later on Tuesday, with

Minutes of the June 6, 2011 Council Meeting

entertainment and/or events/or sales to capitalize on traffic generated by the Kineto Theatre being open that evening. In addition to this Mr. VanValkenburg advised that several businesses would like the opportunity of displaying wares, or placing signs or benches in front of their businesses on King Street as a way drawing interest to the downtown however an exemption to the "Streets By-law" would have to be granted by Council in order for this to be allowed.

Councillor Bonesteel noted that the "Streets By-law" applies to the entire Municipality and asked how an exemption for one area of the Municipality would be perceived by the business owners within the other areas of Lambton Shores.

A lengthy discussion ensued on the different nuances of each area of Lambton Shores and whether or not an exemption for one area of the Municipality should be made to a by-law that is not for the entire Municipality.

Councillor Bonesteel suggested that a Business Association for the entire Municipality should be considered as well as the need for staff to report back on how this exemption has affected other areas of the Municipality under the guise of Strategic Planning.

**11-0606-11 Moved by: Councillor Russell
Seconded by: Councillor Underwood**

That an exemption from the "Streets By-law" be granted to the members of the Forest B.I.A. for the summer of 2011, on the conditions listed in CL Report No. 41-2011. Carried

**11-0606-12 Moved by: Councillor Bonesteel
Seconded by: Councillor Russell**

That staff be directed to report back to Council on the ramifications of this exemption to the "Streets By-law" and that this report be referred to Strategic Planning discussions. Carried

4.4 Rick Goodhand & Wayne Silverman, Tri-Sport – Re: PowerPoint Presentation & Cheque Presentation

Along with Rick Goodhand and Wayne Silverman, Bill Bentley and Karen Cameron were in attendance on behalf of the Tri-Sport Committee to provide information to Council regarding this annual event.

Tri-sport was an event established to bring people in the community together to get exposure to the sport and recreation activities available in the community, to help various venues in the community sell their facilities and for those participating to have a great time.

Mr. Bentley reviewed the history of this event, noted that it has grown to 64 teams participating in such sports as curling, darts, water volleyball, lawn bowling etc. with participants from as far away as Boston and Baltimore.

He further advised that due to the hard work of the many volunteers this event has raised and donated several thousands of dollars and in conjunction with the Forest Foundation is donating \$23,170.76 to Lambton Shores for acoustic material on the ceiling of the Shores Complex.

5. CORRESPONDENCE & PETITIONS

Correspondence - Referred to Staff for Resolution or a Report

5.1 Correspondence from Jay McGuffin of Monteith Brown Planning Consultants – Re: Request for Limited Non-Farm Residential Development Opportunity

Council reviewed a request from Jay McGuffin of Monteith Brown Planning Consultants on behalf of Ross Hayter and neighbouring land owners along Goosemarsh Line for the creation of a special policy area to permit a limited residential development. It was agreed that this correspondence be referred to the Official Plan discussions.

**11-0606-13 Moved by: Councillor Russell
Seconded by: Councillor Illman**

That Correspondence from Jay McGuffin of Monteith Brown Planning Consultants regarding the creation of a special policy area along Highway 21 to permit a limited residential development be referred to Official Plan discussions. Carried

5.2 Correspondence from Sandy Dowhan – Re: Request for Deer Crossing Signs on Port Franks Road

Correspondence from Sandy Dowhan requesting deer crossing signs on Port Franks Road was reviewed.

**11-0606-14 Moved by: Councillor Russell
Seconded by: Councillor Cook**

That correspondence from Sandy Downhan requesting deer crossing signs be referred to the Community Services Department for consideration in the budgeted 2011 signage allotment. Carried

5.3 Correspondence from Edwin C. Hooker – Re: Canadian Tire Project / Grand Bend Shores Development

A request has been received from Edwin C. Hooker, solicitor for Mr. Murray Troup asking that the applications submitted for consent and re-zoning for property located on the south side of Main Street, East in Grand Bend be processed concurrently to expedite the process.

Minutes of the June 6, 2011 Council Meeting

It was reported in PL Report No. 25-2001 that it is Municipal policy is to have Council consider Zoning By-law Amendment applications prior to any associated consent being considered by the Committee of Adjustment. This is to ensure that Council, who is vested with the responsibility to set policy and approve zoning regulations, approves the use on a property before the Committee of Adjustment considers the severance request.

Planner Ms. Richardson further advised Council that the applications received do not contain the prescribed information that would allow these applications to be processed. She noted that staff will continue to work with Mr. Troup to assist in bringing the applications into compliance with the Planning Act but could not recommend that Council grant Mr. Hooker's request.

A lengthy discussion ensued on the status of this development and the Municipal process that must be followed in order for this development to proceed with several members of Council agreeing that Mr. Troup would benefit from hiring a Planner to assist him in complying with regulations of the Planning Act.

**11-0606-15 Moved by: Councillor Russell
Seconded by: Councillor Underwood**

That Council determines that the applications herein described are incomplete and instructs staff to send correspondence to Mr. Murray Troup, generally in the form as are attached to Planning Report No. 25, 2001, advising:

- 1) That the information required under the Planning Act O. Reg. 545/06 for the Zoning By-law Amendment application, submitted for lands located on Main Street East in Grand Bend, has not been received; that the applications is not accepted; and that the time period established under Section 34 (11) of the Planning Act does not begin;
- 2) That the information required under the Planning Act O. Reg. 197/96, for the four Consent applications submitted for lands located on Main Street East in Grand Bend, proposing the creation of four new commercial lots with lot areas of 0.45 hectares (1.11 acres), 1.62 hectare (4 acres), 0.74 hectares (1.83 acres) and 2.32 hectares (5.74 acres) has not been received; that the applications are not accepted and that the time period established under Section 53 (14) of the Planning Act does not begin and further that;

Mr. Troup be advised to hire a Planner to work cooperatively with the Municipality for this development. Carried

Correspondence – For Council Direction

5.4 Correspondence from Robert MacLean, Clerk-Treasurer for the Town of Thessalon – Re: Asking the Province to Re-consider Provisions in the

Green Energy Act and Address the Negative Impact Created by Ground Mounted Solar Systems

Council reviewed correspondence for the Town of Thessalon asking for support of a resolution petitioning the Government of Ontario through the Minister of Energy and Infrastructure to reconsider the provisions of the Green Energy and Green Economy Act, 2009 and to address the provisions having regard for the negative impact created by the installation of ground mounted solar systems within residential and commercial areas in municipalities.

**11-0606-16 Moved by: Councillor Bonesteel
Seconded by: Councillor Underwood**

That Council fully supports the initiative by the Town of Thessalon in petitioning the Government of Ontario to reconsider the provisions of the Green Energy and Green Economy Act, 2009.

Carried

5.5 Correspondence from Catherine Minielly, Co-Chair Lambton Shores Communities in Bloom – Re: Request for In Kind Grant for Moving Compost

A request has been received from Catherine Minielly, Co-chair of the Lambton Shores Communities in Bloom organization asking for an in-kind grant to allow staff to deliver compost from the compost site to Bosanquet Public School to be used to help sustain native trees that have been newly planted at the school.

**11-0606-17 Moved by: Councillor Illman
Seconded by: Councillor Cook**

That staff be directed to deliver compost to Bosanquet Central School as an in-kind grant to the Communities in Bloom to assist in their effort to plant native trees at this location.

Carried

6. CONSIDERATION OF COMMITTEE MINUTES AND STAFF REPORTS

6.1 Minutes of the Lambton Shores Fire Board Meeting held May 19, 2011

The minutes of the Lambton Shores Fire Board meeting the 19th of May, 2011 were reviewed. Councillor Cook noted that the five municipalities having an agreement with Lambton Shores for fire services are being invited to have representation on the board and that Council should ensure that Lambton Shores retains a weighted vote.

**11-0606-18 Moved by: Councillor Cook
Seconded by: Councillor Maguire**

That the minutes of the Lambton Shores Fire Board meeting held the 19th of May, 2011 be received and filed.

Carried

Corporate & Strategic

6.2 C.A.O. Report No. 30-2011 – Re: Lease to Lambton Shores Cadet Training & Development

C.A.O. Report No. 30-2011 outlined a draft agreement that is being proposed for the leasing of portions of the former Forest arena for a Cadet Training and Development Centre.

**11-0606-19 Moved by: Councillor Underwood
Seconded by: Councillor Bonesteel**

That C.A.O. Report No. 30-2011 regarding a proposed lease to use portions of the old Forest Arena for a Cadet Training and Development facility be received and filed. Carried

6.3 C.A.O. Report No. 31-2011 – Re: Strategic Approach to Ice Management & Ausable River Cut Boating

Council reviewed C.A.O. Report No. 31-2011 regarding the two most pressing issues in the Port Franks area, ice management and boating traffic on the Ausable River Cut. This report outlined the history of these issues, a long term strategy for ice management and the short and long term strategy in dealing with keeping the channel open for boating.

With regards to the boating traffic on the Ausable River Cut, it was noted that staff from the Community Services Department were able to identify a passage or channel around the primary sedimentation area that provides a consistent depth of 2.5 to 3 feet, sufficient to allow most boats to pass up and down the river. This channel has been marked with channel markers. Councillor Bonesteel expressed his disappointment that the Ministry of Natural Resources would not grant an “emergency dredging permit to allow a ~~more~~ safer boating channel along the “Cut” to the lake.

**11-0606-20 Moved by: Councillor Russell
Seconded by: Councillor Maguire**

That the Municipality of Lambton Shores requests that the ABCA undertake a project to review and update the Port Franks Ausable River Ice Management Study Report (*latest revision September 2009*). This review and update will follow a proposal from AECOM Consultants dated February 28, 2011;

And further that the Municipality of Lambton Shores agrees to pay 50% of the total costs for this work, the total cost estimated at \$40,510 plus HST, with the remaining 50% being paid through WECL grant funding;

Minutes of the June 6, 2011 Council Meeting

And further that staff be directed to continue to monitor the water levels in the Ausable River Cut, to ensure that a reasonably safe passage for watercraft is maintained as may be practical and safe;

And further that CAO Report No. 31-2011 be received and filed. Carried

6.4 C.A.O. Report No. 34-2011 – Re: Agreement between Lambton Shores and the Kettle & Stony Point First Nation – Maintenance of the Duffus Drain

The Duffus Drain services lands in Lambton Shores and outlets through the former Provincial Park lands into Lake Huron. As a result of the transfer of the former Ipperwash Provincial Park to the Kettle & Stony Point First Nation, it is necessary to enter into an agreement with the Kettle & Stony Point First Nation to address the ongoing maintenance and upkeep of the drain. This agreement has been prepared and approved by both parties and is now ready for execution.

**11-0606-21 Moved by: Councillor Illman
Seconded by: Councillor Underwood**

That C.A.O. Report No. 34-2011 regarding an agreement between the Municipality of Lambton Shores and the Kettle & Stony Point First Nation for the maintenance of the Duffus Drain be received and that the appropriate by-law be passed to authorize execution of the agreement. Carried

Planning

PL Report No. 25-2011 was discussed during the correspondence portion of the meeting.

Community Services

6.6 D.C.S. Report No. 23-2011 – Re: Lambton Shores Grand Bend Sampling

In addition to weekly samplings done by the Lambton County Health Department of the water at the Grand Bend beach, Lambton Shores-with the assistance of the Grand Bend Rotarians, maintains its own sampling program to ensure that the beach water meets acceptable standards and can be open for public use as much as possible.

As part of the strategic goals of the Clean Water Now initiative, the Rotarians would like to have a website designed that is geared toward the Grand Bend beach in general and more in particular water sampling data and water quality results. The Rotarians are proposing to fund the initial costs of the website design and implementation however are requesting that the Municipality continue with the maintenance and updating of the website.

**11-0606-22 Moved by: Councillor Illman
Seconded by: Councillor Bonesteel**

That Council strongly supports the water sampling initiatives of Lambton Shores and the Rotary Club of Grand Bend and that staff be encouraged to communicate with the Rotarians regarding the implementation of a website. Carried

6.7 D.C.S. Report No. 33-2011 – Water Loss 2010

Members reviewed information regarding the annual water loss sustained by the Municipality in 2010 and the cost implications associated with this water loss.

**11-0606-23 Moved by: Councillor Bonesteel
Seconded by: Councillor Cook**

That D.C.S. Report No. 33-2011 regarding water loss in 2010 be received and filed. Carried

6.8 D.C.S. Report No. 43-2011 – Re: Communities in Bloom

Information on the efforts of Communities in Bloom for 2011 were detailed in D.C.S. Report No. 43-2011. It was noted that Ashley Albert and staff of the Community Services should be commended for all their assistance.

**11-0606-24 Moved by: Councillor Cook
Seconded by: Councillor Underwood**

That D.C.S. Report No. 43-2011 regarding an update on Communities in Bloom be received and filed. Carried

6.9 D.C.S. Report No. 47-2011 – Legacy Centre Roof – Water Proofing

The results of the Request for Proposals for waterproofing the Legacy Centre roof were reviewed and it was agreed that the lower proposal submitted by Detailed Specialties Incorporated in the amount of \$65,336.60 be accepted.

**11-0606-25 Moved by: Councillor Underwood
Seconded by: Councillor Russell**

That the proposal submitted by Detailed Specialties Incorporated in the amount of \$65,336.60 for the Legacy Centre Roof – Water Proofing as outlined in D.C.S. Report No. 47-2011 is accepted and approved and that By-law 45-2011 authorizing the Mayor and Clerk to sign the associated contract agreement is approved, and that the additional funds required be transferred from the savings recognized in the Port Franks Community Centre roof project which remain in the Recreation Reserve Fund. Carried

6.10 D.C.S. Report No. 49-2011 – Re: Thedford Dirty Dogs Board Advertising Request

A proposal presented by the Thedford Dirty Dogs to sell the advertising at the new Legacy Centre was discussed, and the proposal is for the Thedford Dirty Dogs organization to split the revenue from the sale of this advertising with Lambton Shores. It was agreed that allowing one club this opportunity would not be fair to the other users of the facility.

**11-0606-26 Moved by: Councillor Russell
Seconded by: Councillor Bonesteel**

That D.C.S. Report No. 49-2011 be approved and that a board advertising sales agreement for the Legacy Recreation Centre is not pursued with the Thedford Dirty Dogs organization.

Carried

6.11 D.C.S. Report No. 50-2011 – Legacy Recreation Centre Advertising

Council reviewed the structure proposed for advertising at the Legacy Recreation Centre. Board Advertisement price and policy will follow the same structure that is implemented at the Shores Recreation Centre with opportunities to advertise for one, three and five year terms.

**11-0606-27 Moved by: Councillor Russell
Seconded by: Councillor Illman**

That D.C.S. Report No. 50-2011 be approved and that staff implement the advertising policy for the Legacy Recreation Centre immediately.

Carried

Administration & Finance

6.12 TR Report No. 30-2011 – Re: Council Remuneration

Council confirmed their intent to continue the method of allocation for payment of Council remuneration, the allocation for other expenses such as conference, training and mileage and payment for Standing Committees and Cemetery Boards.

**11-0606-28 Moved by: Councillor Underwood
Seconded by: Councillor Bonesteel**

That By-law 23 of 2011 detailing Council and Committee remuneration is adopted as presented.

Carried

6.13 TR Report No. 31-2011 – Re: 2011 Tax Rates

Council reviewed the 2011 tax rates including the tax rates for the Forest BIA which is only applied to the Forest propertied identified by by-law.

**11-0606-29 Moved by: Councillor Scott
Seconded by: Councillor Russell**

That By-law 40 of 2011 establishing the 2011 Tax Rates be adopted as presented and outlined in Treasurer's Report No. 31-2011. Carried

CL Report No. 37-2011 was reviewed during the Consideration for the Stubbs and Finlay Drains.

6.15 CL Report No. 39-2011 – Re: Agreements for the Recent Tenders

Council reviewed the agreements for recent tenders and request for proposals that had been recently approved by Council.

**11-0606-30 Moved by: Councillor Cook
Seconded by: Councillor Maguire**

That the by-laws and agreements for the following projects and works, as outline din CL Report No. 39-2011 be approved:

1. Grass Cutting, Arkona Cemetery
2. Arkona Fire Department – Water Tanker Truck and
3. Port Franks Roof Repairs. Carried

6.16 CL Report No. 40-2011 – Re: Ipperwash Boat Launch Area – Results from Town Hall Meeting

Feedback from the residents attending the May 7th Town Hall meeting to discuss options to deal with launching of boats at the Centre Ipperwash Road Allowance were reviewed by Council. It was noted that the majority of those people responding to the options presented selected Option 3 or 4 indicating that people in the area want some form of organization at this boat launching area.

Clerk Carol McKenzie advised that the provisions put in place for control of this boat launch area will be monitored throughout the summer with a final review in the fall of 2011 to determine its success. If problems continue at the end of the season, additional measures may need to be considered.

**11-0606-31 Moved by: Councillor Underwood
Seconded by: Councillor Scott**

That a 45' launching/loading lane and the required signage, as outlined in CL Report No. 40-2011 be approved for the 2011 summer season. Carried

CL Report No. 42-2011 was discussed during the delegations portion of the meeting.

6.18 CL Report No. 42-2011 – Re: Application heard by the Committee of Adjustment on May 26, 2011

The decision made by the Committee of Adjustment at the meeting held May 26, 2011 was reviewed by Council.

**11-606-32 Moved by: Councillor Cook
Seconded by: Councillor Russell**

That CL Report No. 42-2011 regarding the decision made at the May 26, 2011 Committee of Adjustment meeting be received and filed. Carried

7. BY-LAWS AND RESOLUTIONS

**11-0606-33 Moved by: Councillor Bonesteel
Seconded by: Councillor Illman**

That the following by-laws be read a first, second and third time, passed and numbered appropriately, signed by the Mayor and Clerk and engrossed in the by-law book:

- By-law 23-2011 - Set Remuneration for Council, Standing Committees & Cemetery Boards
- By-law 40-2011 – 2011 Tax Rates
- By-law 42-2011 – Authorizing Agreement with Vandy's Lawn
- By-law 43-2011 – Authorizing Agreement with Mid West Fire
- By-law 44-2011 – Authorizing Drainage Agreement with Kettle & Stony Point
- By-law 45-2011 – Authorizing Agreement with Detailed Specialties Inc.
- By-law 46-2011 – Authorize Agreement with Elric Contractors
- By-law 50-2011 – Confirming Resolutions to Date. Carried

8. ACCOUNTS

There were no accounts for Council to review.

9. COUNCILLOR REPORTS

Councillor Russell reported that Council tour of the Bluewater Recycling Plant was a huge success.

Councillor Cook reported that the former Village of Arkona had received a grant from Home Hardware to help fund the natural tree planting day scheduled for Arkona.

Councillor Martin asked Council for suggestions to raise funds for bussing expenses that will occur with transportation for cadets to and from Sarnia and made note of a job

Minutes of the June 6, 2011 Council Meeting

well done by Meghan Thomas in hosting a Make a Wish Foundation fundraiser at the Rotary Park in Forest.

Councillor Illman reported that a grant had been received from Union Gas for tree planting at the Legacy Recreation Centre in conjunction with Communities in Bloom, that the Forest Fire Department now had 10 firefighters certified to work with fireworks, that the Relay for Life was being held Friday, June 10th at the Fair Grounds and that the Homemade Jam concert would be conducted at the Esli Dodge Conservation Area this summer.

She also noted how impressed she was by the response of the Community Services Department in assisting Communities in Bloom and advised that Councillors Underwood and Scott were attending the SWEA Conference in Guelph June 9th and 10th, 2011.

Councillor Scott reported on the hard work done by the Port Franks Garden Club, a call received regarding the road allowance at the end of Army Camp Road used for a boat launch, a meeting she had attended with Kettle and Stony Point and that August 6, 2011 would be declared a non-vehicle day at Ipperwash coinciding with the Aquafest.

Councillor Scott also raised concern with the seating capacity at the new Legacy Recreation Centre.

Councillor Bonesteel noted the dimmed lighting during the meeting, saying it was easier to see the PowerPoint screen and was a good way to save energy. He also reported on the "Skip School Day" and the mayhem caused by the numerous students at the main beach in Grand Bend. He advised that this type of activity on the beach demonstrated the importance for Council to consider establishing a Police Committee for the Grand Bend area. He also made comment on the excellent work by Community Services staff in cleaning up the beach following this mayhem.

Councillor Bonesteel later reiterated the need for a Grand Bend Police Committee to deal with the party houses in Grand Bend.

**11-0606-34 Moved by: Councillor Bonesteel
Seconded by: Councillor Maguire**

That Council consider establishing a Police Committee for Grand Bend in similar format to the Ipperwash and Area and Port Franks Committees. Carried

Deputy Mayor Davis-Dagg announced that Lambton Shores had received Blue Flag designation for the Grand Bend Beach and for both Marinas in Grand Bend and Port Franks.

10. NEW BUSINESS

10.1 Councillor Maguire – Notice of Motion – Re: Removal of Existing Dune Grass

Minutes of the June 6, 2011 Council Meeting

Council reviewed the notice of motion from Councillor Maguire asking that consideration be given to remove and relocating dune grass at the main beach in Grand Bend. The importance of the dune grass in an environmental capacity along with the need for public feedback was discussed and it was agreed that staff report back to Council on this issue.

**11-0606-35 Moved by: Councillor Maguire
Seconded by: Councillor Bonesteel**

That staff be directed to prepare a report on the removal of existing dune grass plantings along the main beach boardwalk areas as defined as the portions located to the west of the boardwalk from the second most southerly planter northward to the end of the boardwalk area and relocate the dune grass to more suitable locations, inside planter areas in four to five foot swaths along the western boundary of the planting areas located along the parking lot and also outside the armour stone barrier near the southern pavilion. Carried

Deputy Mayor Davis Dagg asked that Council review its schedule to set dates for the summer meetings, strategic planning meetings, team building and the Zone 3 and 4 Ad Hoc Committee meetings. Council agreed that the 8th of July, 2011 was suitable for a team building meeting and that further scheduling be discussed with the Mayor in attendance.

The ongoing maintenance of gardens within Lambton Shores was discussed along with the need to train staff for such maintenance.

**11-0606-36 Moved by: Councillor Russell
Seconded by: Councillor Scott**

That staff prepare a report on the maintenance of gardens within Lambton Shores outlining the budget ramifications for staff time and training. Carried

11. DISCUSSION PERIOD

Ms. Lynda Hillman-Rapley of the Lakeshore Advance inquired as to the status of Not So Pro Volleyball's intent to use the main beach in Grand Bend and was advised that a site plan for this is under review by staff.

Mr. Bob Sharen offered advice on dealing with party houses as well as questioning a statement he claimed was made by the Mayor at a Southcott Homeowners Assoc. meeting. (*Council members in attendance at the meeting clarified the actual statement made by the Mayor*)

**11-0606-37 Moved by: Councillor Russell
Seconded by: Councillor Cook**

Minutes of the June 6, 2011 Council Meeting

That the Lambton Shores Council meeting extend passed the hour
of 10:00 p.m. Carried

Mr. Richard Matzka noted the importance of all Council members representing the entire Municipality not just showing representation for their own ward.

Mr. Ed Fluter recommended that Council use the Grand Bend Beach Research and Consultation Initiative document as a resource in its consideration of removing and relocating the dune grass at the main beach.

12. CONFIDENTIAL

**11-0606-38 Moved by: Councillor Maguire
Seconded by: Councillor Underwood**

That the meeting goes into a "Closed Session" at 10:05 p.m. to
discuss the status of a legal matter. Carried

Council rose and reported progress on a legal matter.

**11-0606-39 Moved by: Councillor Bonesteel
Seconded by: Councillor Maguire**

That CL Report No. 38-2011 regarding a Statement of Claim be
received and filed. Carried

13. ADJOURNMENT

**11-0606-40 Moved by: Councillor Illman
Seconded by: Councillor Cook**

That the June 6, 2011 Council meeting adjourn at 10:12 p.m.
Carried