

# THE CORPORATION OF THE MUNICIPALITY OF LAMBTON SHORES

## Regular Council Meeting

Meeting Number: 24-2011

Date of Meeting: Monday, September 6, 2011

Members Present: Mayor Bill Weber  
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

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

### 1. CALL TO ORDER

Mayor Weber called the meeting to order at 7:00 p.m.

### 2. DECLARATION OF PECUNIARY OR CONFLICT OF INTEREST

The Mayor asked members to declare any pecuniary or conflict of interest that they may have with respect to the business itemized on the agenda and Mayor Weber and Councillor Bonesteel declared a conflict with item 6.4 of the agenda as they are both members of the Huron Woods Homeowners Association that is part of the negotiations on roads, easements and tow path accesses between there subdivision and Beach O Pines Subdivision.

### 3. CONFIRMATION OF MINUTES FROM PREVIOUS MEETINGS

#### 3.1 Regular Council Meeting – August 8, 2011

The minutes of the regular Council meeting held the 8<sup>th</sup> day of August, 2011 were reviewed.

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Councillor Illman asked for clarity on the funding that would be allocated to the expenses for the Zones 3 & 4 Ad Hoc Committee and it was confirmed that this Ad Hoc Committee would bring forward a funding plan recommendation for Council approval.

Councillor Illman inquired if the enhancements to the volunteer recognition program approved by Council were in addition to the annual volunteer appreciation barbeque and this was confirmed.

**11-0906-01 Moved by: Councillor Scott  
Seconded by: Councillor Russell**

That the minutes of the August 8, 2011 regular Council meeting be accepted as presented. Carried

### **3.2 Regular Council Meeting – August 16, 2011**

The minutes of the regular Council meeting held August 16, 2011 were reviewed by Council.

Councillor Illman asked for and received confirmation that the \$13,000. approved and designated by Council at the last meeting for the Grand Bend and Area Chamber of Commerce was to assist the Chamber with providing municipally wide tourist services.

Councillor Illman inquired as to the mandate for the Lambton Shores Nature Trail Committee and was advised that a staff report on this Committee would be brought before Council for review and approval at a later date.

**11-090602 Moved by: Councillor Cook  
Seconded by: Councillor Russell**

That the minutes of the August 16, 2011 regular Council meeting be accepted as presented. Carried

## **4. DELEGATIONS, PUBLIC MEETINGS & PRESENTATIONS**

### **4.1 Presentation of Good Neighbour Award to Pete Peters**

Mayor Weber on behalf of Council presented a Good Neighbour Certificate to Mr. Pete Peters in recognition of his efforts and actions in enhancing and improving his neighbourhood.

### **4.2 Public Meeting – Application for Zone Amendment ZO-05/2011 for Kelly and David MacKenzie – 10100 Huron Drive**

**11-0906-03 Moved by: Councillor Scott  
Seconded by: Councillor Underwood**

That the Council meeting adjourns at 7:10 p.m. for a public meeting held under the Planning Act to hear an application for a Zoning By-

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law Amendment Application ZO-05/2011 for Kelly and David MacKenzie for property located at 10100 Huron Drive. Carried

The Applicants, Kelly and David MacKenzie, are requesting an amendment to Zoning By-law 1 of 2003, as it affects lands known as 10100 Huron Drive, in Grand Bend to change the zoning on the northwest  $\frac{3}{4}$  approximately of the property from the Residential 6 (R6) Zone to a Environmental Protection - Hazard (EP-H) Zone to prohibit development and site alteration on the lands that are regulated by the Conservation Authority and located within a dynamic beach.

This application is the result of the conditional approval issued by the Committee of Adjustment for a consent application which proposes to alter the lot lines between the two lots as described above. The severance results in development intensification on the lands which saw the removal of the one existing dwelling that was positioned across the common lot line on these lots, which is to be torn down and replaced with a new dwelling on each of the lots. Each lot appears to have sufficient depth to allow the new dwellings to be located away from the hazardous portions of the lakeshore.

Ms. Richardson recommended approval of this application as it is consistent with the Provincial Policy Statement, complies with the Lambton Shores Official Plan and implements the Ausable Bayfield Conservation Authority's regulations.

Mayor Weber asked for questions from the audience and there none. He then asked for question from Council and the question of piecemeal planning was discussed and why this application was being presented now, before the new official plan was approved and it was noted that this application falls within the Provincial Policy and it is important to protect the environmentally sensitive areas along the lake.

**1100906-04 Moved by: Councillor Bonesteel  
Seconded by: Councillor Russell**

That the public meeting adjourns and the regular Council meeting reconvenes at 7: 16 p.m. Carried

**11-0906-05 Moved by: Councillor Illman  
Seconded by: Councillor Bonesteel**

That Zoning By-law Amendment Application ZO-05/2011 requesting an amendment to the Lambton Shores Zoning By-law 1 of 2003 as it relates to lands known as 10100 Huron Drive to change the zoning on the northwest 78 metres approximately of the property from the Residential 6 (R6) Zone to a Environmental Protection - Hazard (EP-H) Zone to prohibit development and site alteration on the lands which are regulated by the Ausable Bayfield Conservation Authority and located within a dynamic beach, be APPROVED, as the application is consistent with the Provincial Policy Statement, complies with the Lambton Shores Official Plan and implements the Ausable Bayfield Regulations by protecting the environmental sensitivities of this dynamic beach. Carried

**4.3 Public Meeting – Application for an Official Plan Amendment OP-03/2011 and Zone Amendment ZO-04/2011 for Martin and Christoph Schoeley – 7179 Bruce Scott Road**

**11-0906-06 Moved by: Councillor Illman  
Seconded by: Councillor Cook**

That the Council meeting adjourns at 7:16 p.m. for a public meeting held under the Planning Act to hear an application for an Official Plan Amendment OP-03/2011 and Zoning By-law Amendment Application ZO-04/2011 for Martin and Christoph Schoeley for property located at 7179 Bruce Scott Road. Carried

Ms. Richardson, the Planner, explained that the Applicants, Martin and Christoph Schoeley, are requesting an amendment to the “Agricultural” policies in the Lambton Shores Official Plan to permit the creation of a new non-farm dwelling lot for a dwelling which is surplus to a farming operation as a result of a farm consolidation.

She further advised that the applicants are also requesting an amendment to the Agricultural 1 (A1) zone in Zoning By-law 1 of 2003 as it affects the remnant farm parcel to prohibit the construction of a new dwelling on the farm parcel after the surplus dwelling has been severed and that this severed non-farm dwelling lot be allowed two accessory buildings to remain on the non-farm dwelling lot.

The applications are being proposed in order to allow the existing farm dwelling and accessory buildings to be severed from the farm parcel and sold as a non-farm dwelling lot. The proposed severed dwelling is excess to the owners needs as they reside on other farms.

The Planner noted concerns with minimum distance separation (MDS), the fact that a portion of the property is subject to flooding and whether or not the existing septic system meets current standards and is functioning properly and recommended the applications be tabled, pending resolution of these concerns.

Mayor Weber asked for questions from the audience and Mr. Dave Watson, owner of a neighbouring property advised that he intended to have livestock at his farm across the road from the location of this application and the Mayor explained that this would be taken into consideration.

The Mayor asked for questions from Council and Councillor Underwood asked if livestock would be permitted on the remnant farm parcel and he was advised that this would only be allowed if it complied with MSD regulations for that parcel of farm land.

**11-0906-07 Moved by: Councillor Illman  
Seconded by: Deputy Mayor Davis-Dagg**

That the public meeting adjourns and the regular Council meeting reconvenes at 7: 23 p.m. Carried

**11-0906-08 Moved by: Councillor Russell**

**Seconded by: Councillor Scott**

That Official Plan Amendment Application OP-03/2010 and Zoning By-law Amendment Application ZO-04/2011 submitted by Martin and Christoph Schoeley requesting an amendment to the Lambton Shores Official Plan and Zoning By-law as it relates to lands known as 7170 Bruce Scott Road, to allow the creation of a new non-farm dwelling lot for a dwelling which is surplus to a farming operation as result of a farm consolidation be TABLED pending the applicant:

- a) Submitting information and staff evaluating the information respecting animal operations in the area;
- b) Satisfying the ABCA and the Municipality with respect to the floodplain issues; and
- c) Satisfying the County and the Municipality that the existing septic system meets current standards and is functioning properly and if it is not that it be repaired or replaced.

Carried

**4.4 Elaine Bell – Re: Request for Road Allowance Occupation – 18<sup>th</sup> Concession Drive**

Mr. and Mrs. Terry Bell, own a property that is land locked with the only access being the unopened 18<sup>th</sup> Concession road allowance. Unfortunately the Bells are experiencing issues with people on ATV's and dirt bikes using the unopened road allowance and interfering with the Bell's enjoyment of their home. The police cannot lay trespassing charges as the land is public property; therefore, the Bells are requesting permission for control over the use of the road allowance and to construct a fence in order to resolve their issue.

It was noted that this road allowance is not used as access to any other property, as the adjacent properties have access from West Ipperwash Road.

**11-0906-09 Moved by: Councillor Illman**

**Seconded by: Deputy Mayor Davis-Dagg**

That the occupation of a portion of the Concession 18 Road Allowance in Ipperwash as outlined in CL Report No. 60-2011, is approved in principle, and staff is directed to draft an appropriate agreement for the occupation of the land for Council approval.

Carried

**4.5 Kyle McIntosh & Patti Turnbull – Re: Requests of Council regarding the Intention of Installing 9 Microsoft Solar Panel Projects**

Kyle McIntosh and Patti Turnbull were in attendance to explain to Council their intentions concerning the installation of 9 Microfit solar panel projects located on lots adjacent to the non-travelled portions of Sherrard Street and Joseph Street Road Allowances in Thedford. Mr. McIntosh and Ms. Turnbull requested that Council consider granting permission for the following to proceed with this project:

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Installation of an above ground or underground hydro line along the non-travelled portion of the Sherrard Street road allowance from Dumfries Street to the proposed transformer location;

Installation of a new layer of gravel over the existing gravel on the non-travelled portion of Sherrard Street road allowance from Dumfries Street to the proposed transformer location;

And the installation of an underground hydro line crossing the Sherrard Street Road Allowance (not travelled) in order to provide hydro to lots 26, 27 and 28.

Discussion occurred on the proposed height of these solar panels and the need for further information as to how these requests could be accommodated. Members agreed that Mr. MacIntosh and Ms. Turnbull discuss their proposal with Municipal staff to determine how they can proceed, following which a report will be presented to Council for their approval.

**11-0906-10 Moved by: Councillor Russell  
Seconded by: Councillor Illman**

That Kyle MacIntosh and Patti Turnbull work with Municipal staff for the preparation of a report to be presented to Council for further information on how they can proceed with a proposed 9 Microfit solar panel project in Thedford. Carried

### **5. CORRESPONDENCE & PETITIONS**

#### Correspondence – For Council Direction

#### **5.1 Ontario Municipal Social Services Association – Re: Request for Donation towards Zone 1 Fall Training Conference**

Council reviewed correspondence from the Ontario Municipal Social Services Association requesting door prizes, speaker sponsors and conference bag items for the annual OMSSA Zone 1 Fall Training Conference to be held in Sarnia on October 5 and 6, 2011. Council agreed to offer a door prize of 1 hour of ice time at the Shores Recreation Centre to this Conference.

**11-0906-11 Moved by: Councillor Illman  
Seconded by: Councillor Scott**

That the Municipality of Lambton Shored donate an hour of ice time as a door prize to the OMSSA Annual Training Conference being held October, 2011. Carried

#### **5.2 Correspondence from Alison Morrison, Speech-Language Pathologist – Pathways Health Centre for Children – Re: Request to Waive Rental Fees**

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Council considered a request from Alison Morrison of the Pathways Health Centre to waive the rental fees associated with the use of the Community Room at the Grand Bend Public School to provide speech therapy to Grand Bend preschool aged children.

**11-0906-12 Moved by: Deputy Mayor Davis-Dagg  
Seconded by: Councillor Underwood**

That the fees associated with the use of the Community Room at the Grand Bend Public School for 2011 by Pathways Health Centre to conduct speech therapy for preschool-aged children be waived.

Carried

### **6. CONSIDERATION OF COMMITTEE MINUTES AND STAFF REPORTS**

#### **6.1 Minutes of the Grand Bend Area Sewage Plant Board Meeting held July 16, 2011**

The minutes of the Grand Bend Area Sewage Plant Board meeting held the 16<sup>th</sup> day of July, 2011 were reviewed.

**11-0906-13 Moved by: Councillor Illman  
Seconded by: Councillor Bonesteel**

That the minutes of the Grand Bend Area Sewage Plant Board meeting held July 16, 2011 be received and filed.

Carried

#### **6.2 Minutes of the Lambton Shores Fire Board Meeting held August 18, 2011**

Council reviewed and briefly discussed the minutes of the Lambton Shore Fire Board meeting held the 18<sup>th</sup> day of August, 2011.

**11-0906-14 Moved by: Councillor Cook  
Seconded by: Councillor Scott**

That the minutes of the Lambton Shores Fire Board meeting held August 18, 2011 be received and filed.

Carried

### Corporate and Strategic

#### **6.3 PowerPoint Presentation by the C.A.O. John Byrne – Re: Background and Status of the Proposed Expansion and Upgrading of the Grand Bend Area Sewage Treatment System**

The C.A.O. John Byrne conducted a PowerPoint presentation providing an overview of the proposed expansion and upgrade to the Grand Bend and Area Sewage Treatment System.

Mr. Byrne provided information on the existing treatment facility, capacity and estimated population growth. He further gave details on the proposed Grand Bend Area

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Treatment Facility that is being partnered with the Municipalities of Bluewater and South Huron and is designed to meet all future needs and effluent quality requirements. Proposed treatment areas, expansion upgrade alternatives, design concepts, funding, costs and cost recovery were reviewed as well as the status of the project to date.

He further reported on the proposed collection systems for Zones 3 and 4 outlining suggested alternatives such as gravity sewers, low pressure and hybrid systems. Possible phasing was briefly reviewed as well as the importance of not losing the opportunity for funding and Council asked that this information be provided to the Zones 3 and 4 Ad Hoc Sewage Advisory Committee for their review.

**11-0906-15 Moved by: Councillor Underwood  
Seconded by: Councillor Bonesteel**

That the C.A.O.'s PowerPoint outlining the background and status of the proposed expansion and upgrade to the Grand Bend Area Sewage be referred to the Zones 3 and 4 Ad Hoc Sewage Advisory Committee for their information. Carried

**6.4 C.A.O. Report No. 45-2011 – Re: Roads, Easements and Tow Path Accesses – Beach O Pines & Huron Woods Subdivision**

Mayor Weber and Councillor Bonesteel had earlier declared a conflict with the report and left the building.

C.A.O. Report No. 45-2011 provided background information on the lengthy discussion and negotiations with the Beach O Pines and Huron Woods Homeowners Associations and the Municipality to resolve a wide range of issues within and between the two communities. These issues included access rights to the tow path along the Old Ausable River Channel, concerns about barricades limiting access to emergency accesses, vehicular use of access easements, the erection of fences to define the limits of subdivisions, the location and size of accesses through these fences and a variety of other smaller issues.

The recommendations to resolve some of the outstanding issues were discussed along with the return of two portions of roads for Huron Place within Beach O Pines Subdivision and the costs associated with this transfer of property. It was noted that the legal costs are approximately \$16,000.00 plus costs associated with re-registering easement rights in the neighbourhood would be covered by the Municipality.

**11-0906-16 Moved by: Councillor Scott  
Seconded by: Councillor Cook**

That C.A.O. Report No. 45-2011 regarding roads, easements and tow path accesses within Beach O Pines and Huron Woods subdivisions be received and filed and that staff proceed with implementing those measures identified in this report to resolve the remaining issues with this land transfer. Carried

**6.5 C.A.O. Report No. 46-2011 – Re: Economic Roundtable – Municipality of Lambton Shores**

Council reviewed C.A.O. Report No. 46-2011 identifying economic development as a priority in the preliminary 2011 Strategic Plan for Lambton Shores and Council agreed that it would be worthwhile for the Municipality to step up and do its own assessment of its economic health and wellbeing along with assessing the opportunities that my lie ahead to promote and develop the Municipality's economy even further.

In order to gain a better understanding of the local economy it was suggested that the Municipality conduct an "Economic Roundtable" that would bring together the major stakeholders in its economy – tourism, agriculture, commerce, light manufacturing and individual and small entrepreneurs, to share their perspectives, their issues, ideas and suggestions.

**11-0906-17 Moved by: Councillor Underwood  
Seconded by: Deputy Mayor Davis-Dagg**

That the Municipality hold an "Economic Roundtable" meeting in October, 2011 with the major economic stakeholders within Lambton Shores to discuss their issues, ideas and suggestions for economic development. Carried

**6.6 C.A.O. Report No. 47-2011 – Re: Pioneer Cemeteries – Former Town of Forest**

The issue of the abandoned "Pioneer Cemeteries" in the former Town of Forest was discussed and Council agreed that to pay respects to and honour the existence of these former cemeteries an historic marker acknowledging their existence adjacent to the site is warranted.

**11-0906-18 Moved by: Deputy Mayor Davis-Dagg  
Seconded by: Councillor Underwood**

That an historic marker be erected at the abandoned "Pioneer Cemeteries" within the former Town of Forest recognizing the existence of these buried remains. Carried

Planning

PL Reports No. 32 & 33-2011 were reviewed during the public portions of the meeting.

Community Services

**6.9 D.C.S. Report No. 79-2011 – Re: Liquor License Act Amendments**

D.C.S. Report No. 79-2011 was submitted in error and the report that was to be reviewed will be submitted in the next Council agenda.

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**11-0906-19 Moved by: Councillor Scott  
Seconded by: Councillor Cook**

That the correct D.C.S. Report regarding amendments to the Liquor License Act be referred to the next meeting of Council.

Carried

**6.10 D.C.S. Report No. 81-2011 – Re: 2011 Riding Lawnmower Proposal – Results**

The results of the proposals for a riding lawnmower for the Community Services Department were revealed in D.C.S. Report No. 81-2011. The Director of Community Service Peggy Van Mierlo-West recommended that the proposal submitted by Delta Power for a Kubota GH630 be approved.

**11-0906-20 Moved by: Deputy Mayor Davis-Dagg  
Seconded by: Councillor Maguire**

That D.C.S. Report No. 81-2011 be approved and that the proposal submitted from Delta Power for the purchase of a Kubota GH 630 in the amount of \$8,362.00 be accepted.

Carried

**6.11 D.C.S. Report No. 82-2011 – 2011 Riding Floor Scrubber Proposal - Results**

Council reviewed the results of the proposals submitted for the supply and deliver of a riding floor scrubber. It was the recommendation of the Director of Community Services that the proposal from Flexo Products Limited in the amount of \$11,294.35 be accepted.

**11-0906-21 Moved by: Councillor Scott  
Seconded by: Deputy Mayor Davis-Dagg**

That D.C.S. Report No. 82-2011 be approved and that the proposal from Flexo Products Limited be accepted in the amount of R11,294.35 for the purchase of a Riding Floor Scrubber.

Carried

**6.12 D.C.S. Report No. 84-2011 – Re: Legacy Centre Reporting and PV Installation**

The results of the proposals for the design and installation of a Photo Voltaic (PV) system on the roof of the Legacy Centre were reviewed as well as information on the reporting and verification requirements to be undertaken to confirm the energy savings and other efficiencies proposed in the application of the “Green Municipal Fund”.

**11-0906-22 Moved by: Councillor Illman  
Seconded by: Councillor Russell**

The D.C.S. Report No 84-2011 is approved and that Fluent Engineering be retained to complete the necessary reporting and

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project management works required for the Legacy Centre GMF and Feed-In-Tariff reporting in the total amount of \$26,500 and further;

That GSL Alternative Energy Group is awarded the proposal for the design and installation of the Legacy Centre Photo Voltaic System in the amount of \$230,803.00 including all applicable taxes and that the Mayor and Clerk be directed to sign the associated agreements as per By-Law No. 75-2011. Carried

### **6.13 D.C.S. Report No. 87-2011 – Re: OMI Adjustment**

As per the agreement with Operations Management International (OMI) Canada the Municipality is required to provide an adjustment to the base contract price on an annual basis. For the 2011 adjustment Community Services staff and representatives from the Operating Authority, OMI, negotiated a 2.75% increase to the contract base fee. Councillor Illman noted that this negotiated increase was lower than what the formulated increase as per the agreement would have been.

Deputy Mayor Davis-Dagg advised that she had major reservations with this negotiated increase of 2.75 for OMI and with the length of the contract however Councillor Cook noted the importance of having continuity with the current provider and that OMI has had an excellent track record with the Municipality.

**11-0906-23 Moved by: Councillor Russell  
Seconded by: Councillor Illman**

That the recommendations in D.C.S. No. 87-2011 are approved, and that a 2.75% increase in the Water and Wastewater Agreement between OMI and the Municipality of Lambton Shores is accepted for the 2011 fiscal year and further;

That the Municipal Water and Wastewater Agreement Efficiency Study be directed to the 2012 Capital Budget for discussion.  
Carried

### **6.14 D.C.S. Report No. 88-2011 – Re: Port Franks Roofing Project – Additional Works Request**

The possibility of replacing a section of the Port Franks Community Centre roof due to the colour of the shingles being faded in contrast to the new section of roof that had been replaced recently was discussed. The estimate to replace this portion of roof is \$10,434.00 plus HST and as the expenditure was not in the 2011 Capital Budget, the decision was to refer the issue to the 2010 Capital budget.

**11-0906-24 Moved by: Councillor Illman  
Seconded by: Councillor Cook**

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That the replacement of a portion of the Port Franks Community Centre roof be referred to the 2012 Budget discussions.

Carried

CL Report No. 60-2011 was dealt with during the Delegations portion of the meeting.

### **6.16 CL Report No. 61-2011 – Re: Good Neighbour Policy – Requirements**

At the August 8, 2011 Council meeting, Council approved the establishment of a Good Neighbour Recognition program to honour Lambton Shores' citizens for efforts and actions that have enhanced and improved the community. Council reviewed the suggested criteria for the program, amended the policy to stipulate that the recipient would receive a certificate and approved the implementation of this program

**11-0906-25 Moved by: Councillor Russell**

**Seconded by: Deputy Mayor Davis-Dagg**

That the policy outlining the criteria for a Good Neighbour Award as amended be approved and implemented.

Carried

### **6.17 CL Report No. 62-2011 – Re: Implementation of the Planning and Building Fees**

During the 2011 budget discussions Council reviewed a recommendation to increase certain planning application and building permit fees however at that time a decision was made to defer the increase until September. Following a review of the building and planning activities to date it was recommended that the planning and building fees be increased by 50% of the increase recommended during the Budget discussion this September of 2011 and the balance of the 50% increase to be implemented in September of 2012. The importance of these departments operating closer to cost recovery was discussed and it was noted that other ratepayers should not be subsidizing the planning and building applications.

**11-0906-26 Moved by: Councillor Cook**

**Seconded by: Councillor Maguire**

That the increases approved during the 2011 budget deliberations for Building Permit fees and Planning and Development fees be confirmed.

Carried

### **6.18 CL Report No. 63-2011 – Re: Policy Regarding Fees for Encroachments and Property Occupations**

Following Council approval of the methodology in determining the rate to be charged for encroachment or occupations of municipal property based on a percentage of the value of land being used, it became evident that there are some instances that would not conform exactly to the policy, such as unopened, unimproved road allowances that were not valuated during the PSAB process. Council reviewed and agreed with Policy #57 that assigns a value to unopened, unimproved roads based on either the market

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value as assigned by MPAC or when this is not possible, based on the average value of \$7,000. for an acre of land.

**11-0906-27 Moved by: Councillor Underwood  
Seconded by: Councillor Bonesteel**

That Policy Number 57, detailing the methodology for calculating the annual rate for Municipal property occupied or encroached upon by adjacent neighbours, be approved. Carried

### **7. BY-LAWS AND RESOLUTIONS**

11-0906-28 Moved by: Councillor Scott  
Seconded by: Councillor Russell

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 75-2011 – Authorize Agreement with GSL Alternative Energy
- By-law 76-2011 – Confirming Resolutions to Date. Carried

### **8. ACCOUNTS**

There were no accounts for Council to review.

### **9. COUNCILLOR REPORTS**

Councillor Illman reported that dates have been scheduled for the Official Plan Review Committee to meet to discuss the new Official Plan, these dates being September 16<sup>th</sup>, 23<sup>rd</sup> and October 13<sup>th</sup>, 2011. She further reported that the Co-chairs for Communities in Bloom would be making a presentation at the September 19<sup>th</sup>, 2011 Council meeting and that the renovations to the Forest Curling Club are now complete.

Councillor Underwood reported that the Lambton Shores first Accessibility Day was scheduled for September 10<sup>th</sup> and that the first Community Engagement Expos is scheduled for September 14<sup>th</sup> at the Shores Recreation Centre.

Councillor Bonesteel advised that he had attended the Parking Summit held recently in Grand Bend as well as a Town Hall meeting with Councillor Maguire to address the Recreation and Leisure Plan.

Councillor Scott reported that she had attended the August 30<sup>th</sup> meeting to address the issue of Phragmites in the Port Franks area and that this meeting was well attended. The question of training staff to deal with this problem was discussed as well as making this issue a priority to be dealt with as soon as possible.

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A lengthy discussion ensued regarding the importance of having the proper expertise in dealing with the Phragmites issue, consulting with the appropriate parties such as the Ministries of Environment and Natural Resources and the Ausable Bayfield Conservation Authority in order for staff to come back to Council with a report outlining a course of action as to how to address this problem within Lambton Shores.

11-0906-29 Moved by: Councillor Scott  
Seconded by: Councillor Bonesteel

That staff be directed to consult with the applicable Provincial Ministries and Conservation Authority to report back to Council on an appropriate course of action to deal with the Phragmites problem within Lambton Shores. Carried

The question of priorities within Lambton Shores was discussed and Council concurred that the Tuesday, September 13<sup>th</sup> Council meeting be rescheduled to Wednesday, September 21<sup>st</sup> for strategic discussion. This meeting is to be held at the Shores Recreation Centre main floor meeting room.

**11-0906-30 Moved by: Councillor Cook**  
**Seconded by: Councillor Underwood**

That the Council meeting extend beyond 10:00 p.m. Carried

Councillor Cook advised that the 37<sup>th</sup> Annual Classic Car Show presented by the Lions Club of Arkona will be held the 17<sup>th</sup> of September along with the Rock Glen Museum celebrating its 25<sup>th</sup> Anniversary.

He further advised that Home Hardware was hosting a tree planting on the 21<sup>st</sup> of September with the opening ceremony scheduled for 10:00 a.m. at the Arkona Medical Centre.

Councillor Russell asked for consideration of assistance to the Town of Goderich and it was confirmed that an offer of manpower had already been extended.

Councillor Maguire noted that Aunt Gussies in Grand Bend had conducted two fundraisers raising approximately 20,000 dollars and announced the forthcoming Autumn Indulgence to be held September 17<sup>th</sup>.

## **10. NEW BUSINESS**

Director of Community Services Peggy Van Mierlo-West advised that talks were taking place with Lakesmith Conservationists regarding an irrigations system for the Klondyke Sports Park.

### **10.1 Notice of Motion from Councillor Illman**

A notice of motion from Councillor Illman asking that the County of Lambton be approached to report to Council on the status of the Lambton Shores' septic tank

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inspection program and the status of the information that has been gathered for the West Bosanquet/Lakeshore Special Policy area.

Councillor Russell asked that the County provide this report to Council in January of 2012.

**11-0906-31 Moved by: Councillor Illman  
Seconded by: Councillor Russell**

That Corrine Nauta, Septic Inspector and Manager of Building Services for the County of Lambton be asked to report to Council in January of 2012 on the status of a Lambton Shores' septic tank inspection program and also, the status of septic system data gathering for the West Bosanquet-Lakeshore Special Policy Area.

Carried

### **10.2 Councillor Underwood's Request for a BMX Track in Forest**

The possibility of constructing a BMX Track in the former Town of Forest was discussed. Although Council agreed that this would be a wonderful benefit for the youth of the area several issues such as liability, design and costs needed to be addressed as well as how this fits into the Recreation and Leisure Master Plan for the Municipality. Council asked that staff provide a report outlining the feasibility of a BMX Track within Forest.

**11-0906-32 Moved by: Councillor Bonesteel  
Seconded by: Councillor Illman**

The staff prepares a report to Council providing information on issues of liability, design and costs associated with the construction of a BMX Track within the former Town of Forest. Carried

## **11. DISCUSSION PERIOD**

Mr. Bob Sharen inquired as to the time line for the commencement of two developments within Lambton Shores and the County of Lambton's intent of inspecting septic tanks within the Municipality and what was inferred during the PowerPoint presentation as a nominal lot fee.

Mr. Dick Matzka inquired as to why the Municipality had asked for reports from three different sources regarding an opinion on the Zone 3 and 4 sewage collection systems but had only submitted one for Council review and asked for planning information regarding capacity allocations should South Bend Estates have a change of ownership.

## **12. CONFIDENTIAL**

**11-0906-33 Moved by: Councillor Scott  
Seconded by: Councillor Maguire**

Minutes of the September 8, 2011 Council Meeting

That the meeting goes into a "Closed Session" at 10:24 p.m. to discuss legal matters and will reconvene immediately thereafter.  
Carried

Council rose and reported progress on legal matters.

A brief discussion ensued on the appropriate time to provide Council meeting agendas to the public.

**11-0906-34 Moved by: Councillor Underwood  
Seconded by: Councillor Russell**

That the Council Meeting agendas be released to the public at 3:00 p.m. on Fridays prior to the meeting.  
Carried

**13. ADJOURN**

**11-0906-35 Moved by: Councillor Cook  
Seconded by: Councillor Illman**

That the September 6, 2011 Council meeting adjourns at 11:00 p.m.  
Carried