

**MINUTES  
REGULAR MEETING  
MUNICIPAL COUNCIL  
CORPORATION OF THE TOWNSHIP OF EDWARDSBURGH/CARDINAL  
SPENCERVILLE MUNICIPAL OFFICE  
MONDAY, APRIL 2, 2007  
7:30 P.M.**

**PRESENT:**

Larry Dishaw, Mayor  
Frank Noccey, Deputy Mayor  
Hugh Cameron, Councillor  
Donna Gladstone, Councillor  
Kirk Jones, Councillor  
Lawrence Levere, Councillor  
Patrick Sayeau, Councillor

**STAFF PRESENT:**

Russell Trivett, CAO/Treasurer  
Debra McKinstry, Clerk/Planning Administrator

1. Call to Order

Mayor Dishaw called the meeting to order at 7:30 p.m.

2. Disclosure of Interest – None

3. Minutes of Previous Meetings

a) Regular Meeting of March 19, 2007

R2007-136

**Decision:** Moved by: L. Levere seconded by: K. Jones that Municipal Council approves the minutes of the regular meeting of Council dated March 19, 2007.

Carried

b) Public Meeting of March 21, 2007

R2007-0137

**Decision:** Moved by: P. Sayeau seconded by: H. Cameron that Municipal Council receives the minutes of the public meeting dated March 21, 2007, respecting Cardinal Water and Sewer Rates.

Carried

c) Public Meeting of March 28, 2007

R2007-0138

**Decision:** Moved by: K. Jones seconded by: H. Cameron that Municipal Council receives the minutes of the public meeting dated March 28, 2007, respecting Spencerville Sewer Rates.

Carried

4. Deputations

a) Sheila Fawcett, A Country Christmas Remembered

Ms. Fawcett thanked Council for support received for the 2006 event and provided a report on participation and support that had been received. She noted the steering committee's objectives for 2007 and requested the Township's continued provision of in-kind support, as well as a letter to be used for grant applications that detailed the value of the in-kind sponsorship.

She also asked that the Township provide a link on the municipal website to feature the festival. Staff was directed to prepare a report on the value of the in-kind support requested for a future decision by Council.

b) Peter Vuicic, Economic Development Committee

Mr. Vuicic noted that the Economic Development Committee, at its inaugural meeting, had discussed the possibility of the municipality acquiring land in the Industrial Park. He advised Council that he had pursued this idea as a private citizen and had come to an agreement with the property vendors. The agreement permits Mr. Vuicic to assign the offer of purchase and sale to a third party such as the Township. He offered Council the opportunity to receive the assignment and noted that action is required by April 11, 2007.

5. Committee Reports

a) Edwardsburgh/Cardinal Public Library Board

R2007-139

**Decision:** Moved by: D. Gladstone seconded by: P. Sayeau that Municipal Council receives the minutes of the Edwardsburgh/Cardinal Public Library Board meeting dated January 23, 2007.

Carried

b) Committee of the Whole

R2007-140

**Decision:** Moved by: P. Sayeau seconded by: D. Gladstone that Municipal Council approves the minutes of the Committee of the Whole meeting dated March 15, 2007.

Carried

c) Parks/Recreation & Facilities Committee

R2007-141

**Decision:** Moved by: L. Levere seconded by: D. Gladstone that Municipal Council approves the minutes of the Parks/Recreation and Facilities Committee meeting dated March 20, 2007.

Carried

d) Environmental Services/Public Works Committee of the Whole

R2007-142

**Decision:** Moved by: F. Noccey seconded by: K. Jones that Municipal Council approves the minutes of the Environmental Services/Public Works Committee of the Whole meeting dated March 26, 2007.

Carried

6. Action Items

a) National Volunteer Week Proclamation

R2007-143

**Decision:** Moved by: H. Cameron seconded by: P. Sayeau that whereas volunteering of an individual's time and resources is an essential part of the Canadian Spirit;  
And whereas it is even more in evidence that Canada's greatest natural resource is its people;

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And whereas volunteers show every day through their actions that they truly care about their communities and the people who live in them;  
And whereas the voluntary sector is increasingly recognized as the third partner with government and business in building strong communities;  
And whereas we continue to rely on the efforts of volunteers to enrich our community and our province;  
Now therefore be it resolved that the Township of Edwardsburgh/Cardinal honours and thanks those volunteers in our community who share their time, energy, knowledge, and abilities by proclaiming **April 15-21, 2007 National Volunteer Week in the Township of Edwardsburgh/Cardinal**. In doing so, the Council of the Township of Edwardsburgh/Cardinal calls upon all citizens to help renew and sustain the Canadian spirit by committing themselves to addressing the needs of their communities through voluntary action.

Carried

b) Relocation of "Transformer Poles" on Dundas Street

Mayor Dishaw addressed this item, informing Council that information had been received from Eastern Engineering that indicates the relocation would be very complex. Council agreed to hold this action item over for future consideration.

7. By-laws

a) Amend Addressing System – Pirelli Drive to Commerce Drive

R2007-144

**Decision:** Moved by P. Sayeau seconded by: H. Cameron that a by-law to amend By-law 95-11 to establish a municipal addressing system (change Pirelli Drive to Commerce Drive) be now read a third time and finally passed, signed, sealed and numbered 2007-20.

Carried

8. Correspondence

R2007-145

**Decision:** Moved by: F. Noccey seconded by: L. Levere that the correspondence as circulated and read be actioned as directed.

Carried

9. Accounts

a) Municipal Accounts

R2007-146

**Decision:** Moved by: K. Jones seconded by: H. Cameron that Municipal Council approves payment of municipal invoices as follows:

Listing dated March 28, 2007	\$147,423.24
Listing dated March 29, 2007	\$ 48,695.18

Carried

b) Port of Prescott Accounts

R2007-147

**Decision:** Moved by: H. Cameron seconded by: D. Gladstone that Municipal Council approves payment of Port of Prescott invoices on the attached listing:

Batch No. 7	\$39,273.95
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Carried

- c) Amendments to Budget - None

10. Mayor's Report

Mayor Dishaw reported on the following:

- Meetings and events attended since last Council
- County budget and levy
- Bridge/Lewis/John/Dundas realignment project planning
- Unsuccessful application for Rural Infrastructure Initiative Funding
- Invitations received to OPP open house and Limerick Forest presentation
- International Plowing Match request to sell "advance tickets" at Township office – staff was directed to respond in the affirmative.

11. Staff Reports

- a) CAO's Report – None

- b) Clerk's Report

- The Clerk requested that Mayor Dishaw check with staff at the Counties office to see if accommodations for the AMO conference in Ottawa in August could be booked through their office.
- Council was shown a framed photograph received from Intelivote along with the letter that had been included with correspondence.

12. New Business

- a) Offer to Purchase re: Peter Vuicic's Agreement

Council thanked Mr. Vuicic and the Economic Development Committee for their efforts.

R2007-148

**Decision:** Moved by: P. Sayeau seconded by: F. Noccey that whereas Mr. Peter Vuicic, citizen and taxpayer of the Township of Edwardsburgh/Cardinal, has negotiated and executed, at his own time and expense, an agreement of purchase and sale with the vendors of approximately 160 acres of land located in and around the Edwardsburgh/Cardinal Industrial Park; And whereas the agreement of purchase and sale contains a clause making it assignable by the original purchaser to a third party purchaser; And whereas Mr. Peter Vuicic has offered to assign the executed agreement of purchase and sale to the Township of Edwardsburgh/Cardinal in order that the Township might proceed to purchase the land in question as an addition to the existing municipally-owned Industrial Park; And whereas it is deemed by the Council of the Township of Edwardsburgh/Cardinal that the purchase of the land in question is in the strategic long term best interests of the Township; Now therefore be it resolved that the Township of Edwardsburgh/Cardinal hereby accepts the Offer of Assignment of the Agreement of Purchase and Sale as tendered by Mr. Peter Vuicic and hereby instructs and authorizes the CAO/Treasurer to prepare and execute such documents as are required:

1. To complete the assignment of the original purchase and sale agreement from Mr. Peter Vuicic to the Township of Edwardsburgh/Cardinal.
2. To perform, within the time provided in the agreement, the due diligence required to ensure that the Township will receive clear and unencumbered title to the land in question on closing.

3. To provide the vendor with a deposit, according to the agreement, to hold the agreement in effect following the performance of due diligence.
4. To close the purchase within the period provided within the original agreement of purchase and sale as presented to Council on April 2, 2007.

And be it further resolved that any and all communication with the vendor be conducted only through the good offices of Mr. Peter Vuicic.

Carried

b) McNeilly Road

Councillor Sayeau reported that he had received correspondence from a resident of McNeilly Road requesting that the road be paved due to its poor condition. Council directed that staff prepare a report outlining the maintenance work on the road, the possible solutions to the problem and the costs associated.

c) Grass Tender

Councillor Levere requested that Council consider the annual grass cutting tenders in the interests of saving the time that would be required to take it to the Parks/Recreation & Facilities Committee for their recommendation.

R2007-149

**Decision:** Moved by L. Levere seconded by: K. Jones that Municipal Council accepts the tenders for grass cutting for the 2007 summer season as follows:

Steve's Lawn Care	Part I (North)	\$2,500.00
Rodney Van Allen	Part II (Johnstown)	\$1,200.00
Steve's Lawn Care	Part III (South Centre)	\$5,900.00
Rodney Van Allen	Part IV (East)	\$1,500.00

Prices quoted are exclusive of GST.

Carried

13. Question Period

Questions were raised with regard to the following:

- Land purchase in the Industrial Park

Council recessed for 15 minutes

14. Closed Session

R2007-150

**Decision:** Moved by: K. Jones seconded by: L. Levere that Municipal Council proceeds into closed session at 10:03 p.m. in order to address a matter pertaining to:

- Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board.

Carried

Council discussed a request received from a developer regarding property in Cardinal.

R2007-151

**Decision:** Moved by: F. Noccey seconded by: D. Gladstone that Municipal Council does now convene in open session at 10:30 p.m.

Carried

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15. Adjournment

R2007-152

**Decision:** Moved by: D. Gladstone that Municipal Council does now adjourn at 10:31 p.m.

Carried

These minutes were adopted by Council this 16<sup>th</sup> day of April, 2007.

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**Mayor**

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**Clerk**