

**MINUTES
REGULAR MEETING
MUNICIPAL COUNCIL
CORPORATION OF THE TOWNSHIP OF EDWARDSBURGH/CARDINAL
SPENCERVILLE MUNICIPAL OFFICE
MONDAY, MARCH 16, 2009
7:30 P.M.**

PRESENT:

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

REGRETS:

Hugh Cameron, 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. Amendments to Agenda

R2009-110

Decision: Moved by: P. Sayeau seconded by: D. Gladstone that in accordance with Township of Edwardsburgh/Cardinal Procedural By-law 2008-40 as amended, Municipal Council agrees to amend the agenda as follows:

- Remove item 7h) Tender for Grain Storage Annex – Port of Prescott.
Carried

3. Disclosure of Interest – None

4. Minutes of Previous Meetings

- a) Regular Meeting of March 2, 2009

R2009-111

Decision: Moved by: K. Jones seconded by: L. Levere that Municipal Council approves the minutes of the regular meeting of Council dated March 2, 2009.

Carried

5. Deputations

- a) Mr. Bernie Boesveld – Fun With Books

Mr. Boesveld provided information on the Fun With Books program. The program provides books on a monthly basis to preschoolers in Leeds and Grenville in an effort to encourage a love of reading and literacy. The program started in 1993 and now distributes books to 2,000 homes in the Counties. Funding is provided by the United Way and also from Trillium Foundation grants. Mr. Boesveld requested Township support to publicize their program and passed out information on a fundraising program planned for this spring.

6. Committee Reports

a) Edwardsburgh/Cardinal Public Library Board

R2009-112

Decision: Moved by: D. Gladstone seconded by: F. Noccey that Municipal Council receives the minutes of the Edwardsburgh/Cardinal Public Library Board meeting dated January 27, 2009.

Carried

b) Port of Prescott Management Committee

R2009-113

Decision: Moved by: L. Levere seconded by: P. Sayeau that Municipal Council approves the minutes of the Port of Prescott Management Committee meeting dated March 9, 2009.

Carried

c) Administration & Finance Committee of the Whole

R2009-114

Decision: Moved by: P. Sayeau seconded by: D. Gladstone that Municipal Council approves the minutes of the Administration & Finance Committee of the Whole meeting dated March 9, 2009.

Carried

d) Planning Advisory Committee

R2009-115

Decision: Moved by: F. Noccey seconded by: D. Gladstone that Municipal Council approves the minutes of the Planning Advisory Committee meeting dated March 10, 2009.

Carried

e) Budget Committee

R2009-116

Decision: Moved by: P. Sayeau seconded by: D. Gladstone that Municipal Council approves the minutes of the Budget Committee meeting dated March 11, 2009.

Carried

7. Action Items

a) City of Cambridge – Internet Filtering Software

R2009-117

Decision: Moved by: L. Levere seconded by: P. Sayeau that Municipal Council supports the City of Cambridge in petitioning the Provincial government to require all schools and libraries in Ontario to install internet filtering software on computers to avoid viewing of sites with inappropriate, explicit sexual content.

Defeated

b) Tay Valley Township – Ontario Fishing Regulations

R2009-118

Decision: Moved by: K. Jones seconded by: L. Levere that Municipal Council supports Tay Valley Township in requesting the MNR to postpone implementing limits on sunfish until further studies have been conducted by MNR and the Ministry of Tourism.

Carried

c) Friends of the Edwardsburgh Library Renovation Project

R2009-119

Decision: Moved by: D. Gladstone seconded by: F. Noccey that Municipal Council approves the Friends of the Edwardsburgh Public Library project to renovate the basement of the Spencerville library and agrees to provide letters of support for their fundraising efforts.

Carried

d) Pre-Budget Approval – Fire Alarm System for Town Hall

R2009-120

Decision: Moved by: P. Sayeau seconded by: D. Gladstone that Municipal Council gives pre-budget approval for installation of a fire alarm system at the Town Hall, 18 Centre Street, Spencerville in the amount of \$4,850.00.

Carried

e) Transfer from Industrial Park Reserve Fund

R2009-121

Decision: Moved by: L. Levere seconded by: D. Gladstone that Municipal Council directs the CAO/Treasurer to transfer sufficient funds from the Industrial Park Reserve Fund as of December 31, 2008 to the general account to cover the Township's share of the costs of the Low Lift Pump Station, estimated to be \$271,602.91.

Carried

f) Severance Application – Rutte

R2009-122

Decision: Moved by: F. Noccey seconded by: D. Gladstone that Municipal Council recommends in favour of Severance Application B-13-09 (Rutte) conditional upon road widening to 66' along the applicant's holdings on Lennox Road from County Road 21 south to the lots created in 2008.

Carried

g) Thomson-Rogers Wireless Facilities Protocol

R2009-123

Decision: Moved by: D. Gladstone seconded by: F. Noccey that Municipal Council directs the Clerk/Planning Administrator to refer the correspondence dated January 14, 2009 from Thomson-Rogers with respect to a Wireless Telecommunication Facilities Protocol to the municipal solicitor for his review and recommendation.

Carried

8. By-laws

a) Amend By-law 2001-06 Village of Spencerville Reserve Fund

R2009-124

Decision: Moved by: P. Sayeau seconded by: L. Levere that whereas on May 22, 2001, Council of the Township of Edwardsburgh/Cardinal adopted By-law 2001-26 establishing a reserve fund for the Village of Spencerville and transferred the "accumulated surplus of the former Police Village of Spencerville into a special bank account with the funds to be invested in such securities as a trustee may invest in under the Trustee Act, and the earnings derived from the investment of such money shall form part of the Reserve Fund"; and

Whereas By-law 2001-26 specifies "that the money of the Reserve Fund – Village of Spencerville shall, at the discretion of the Municipal Council, be spent for any capital expenditures relevant to the Village of Spencerville; and Whereas during the 2007, 2008 & 2009 public meetings held to review the operational and capital costs of the Spencerville Sewage Collection and Lagoon Treatment System, Council received strong and continuous public representation that the former funds of the Police Village of Spencerville, presently now held in the Special Reserve Fund, should be specifically designated to future capital expenditures on the Spencerville Sewage Collection and Lagoon Treatment System;

Now therefore be it resolved that the mover be granted leave to introduce a by-law to amend By-law 2001-06 to specifically designate the use of funds in the Reserve Fund – Village of Spencerville to future Capital Expenditures on the Spencerville Sewage Collection and Lagoon Treatment Service, and this shall constitute first and second reading thereof.

Carried

R2009-125

Decision: Moved by: P. Sayeau seconded by: L. Levere that a by-law to amend By-law 2001-06, being a by-law to establish a reserve fund for the Village of Spencerville, be read a third time and finally passed, signed, sealed and numbered 2009-15.

Carried

b) Port of Prescott Lease Agreement

R2009-126

Decision: Moved by: K. Jones seconded by: P. Sayeau that the mover be granted leave to introduce a by-law to authorize a lease agreement for Port property and this shall constitute first and second reading thereof.

Carried

R2009-127

Decision: Moved by: K. Jones seconded by: P. Sayeau that a by-law to authorize a lease agreement for Port property be now read a third time and finally passed, signed, sealed and numbered 2009-16.

Carried

c) Road Non-Maintenance Agreement (Moore)

R2009-128

Decision: Moved by: F. Noccey seconded by: L. Levere that the mover be granted leave to introduce a by-law to authorize the Mayor and Clerk to enter into a non-maintenance road agreement (Gregory R. Moore), and this shall constitute first and second reading thereof.

Carried

R2009-129

Decision: Moved by: F. Noccey seconded by: L. Levere that a by-law to authorize the Mayor and Clerk to enter into a non-maintenance road agreement (Gregory R. Moore) be now read a third time and finally passed, signed, sealed and numbered 2009-17.

Carried

9. Correspondence

R2009-130

Decision: Moved by: D. Gladstone seconded by: P. Sayeau that the correspondence as circulated and read be actioned as directed.

Carried

10. Accounts

a) Municipal Accounts

R2009-131

Decision: Moved by: L. Levere seconded by: D. Gladstone that Municipal Council approves payment of municipal invoices as follows:

Listing dated March 13, 2009	\$2,054,809.74
	Carried

b) Port of Prescott Accounts

R2009-132

Decision: Moved by: P. Sayeau seconded by: L. Levere that Municipal Council approves payment of Port of Prescott invoices on the attached listing:

Batch No. 10	\$167,210.90
	Carried

c) Amendments to Budget – None

11. Mayor's Report

Mayor Dishaw advised that a number of reports and websites were available for viewing. He noted upcoming meetings and events and advised that nominations are being sought for the Canada Post Literacy Program Awards.

12. Staff Reports

a) CAO's Report - None

b) Clerk's Report

The Clerk advised that the economic development materials had arrived and noted her absence from the office March 18-20 and 23.

13. New Business

Councillor Noccey advised that he had minimal contact with Terry Bates with respect to the Town Hall fence and would continue to follow up on the issue.

14. Question Period

Questions were raised with respect to the following:

- Port of Prescott – Build Canada Fund and the grain annex.
- Tender award for the grain annex.
- Friends of the Library request.
- Fire alarm system for Town Hall.
- Village of Spencerville Reserve Fund.
- Budget progress.
- Hydrant charge noted in the Budget Committee minutes.

15. Closed Session

R2009-133

Decision: Moved by: K. Jones and seconded by: D. Gladstone that Municipal Council proceeds into closed session at 9:05 p.m. in order to address a matter pertaining to:

- Personal matters about an identifiable individual, including municipal or local board employees.

Carried

Council recessed for 15 minutes

R2009-134

Decision: Moved by: F. Noccey and seconded by: L. Levere that Municipal Council does now convene in open session at 9:28 p.m.

16. Confirmation By-law

R2009-135

Decision: Moved by: D. Gladstone seconded by: P. Sayeau that the mover be granted leave to introduce a by-law to adopt, confirm and ratify matters dealt with by resolution, and this shall constitute first and second reading thereof.

Carried

R2009-136

Decision: Moved by: D. Gladstone seconded by: P. Sayeau that a by-law to adopt, confirm and ratify matters dealt with by resolution be now read a third time and finally passed, signed, sealed and numbered 2009-18.

Carried

17. Adjournment

R2009-137

Decision: Moved by: L. Levere that Municipal Council does now adjourn at 9:31 p.m.

Carried

These minutes were adopted by Council this 6th day of April, 2009.

Mayor

Clerk