

**MINUTES
REGULAR MEETING
MUNICIPAL COUNCIL
CORPORATION OF THE TOWNSHIP OF EDWARDSBURGH/CARDINAL
SPENCERVILLE MUNICIPAL OFFICE
MONDAY, JANUARY 18, 2010
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
Shawn Mason, Deputy Treasurer

1. Call to Order

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

2. Amendments to Agenda – None

3. Disclosure of Interest – None

4. Minutes of Previous Meetings

a) Regular Meeting of January 4, 2010

R2010-017

Decision: Moved by: H. Cameron seconded by: P. Sayeau that Municipal Council approves the minutes of the regular meeting of Council dated January 4, 2010.

Carried

5. Deputations – None

6. Committee Reports

a) Administration & Finance Committee of the Whole

R2010-018

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 January 11, 2010.

Carried

b) Audit Committee

R2010-019

Decision: Moved by: P. Sayeau seconded by: D. Gladstone that Municipal Council approves the minutes of the Audit Committee meeting dated January 12, 2010.

Carried

7. Action Items

- a) Policy Framework on Affordable Access to Recreation

R2010-020

Decision: Moved by: P. Sayeau seconded by: H. Cameron that Municipal Council joins the Board of Directors of AMO in supporting the recommendations of the *Policy Framework for Affordable Access to Recreation for Ontarians* and appreciates AMO's work in seeking provincial and federal support and commitment to moving forward on this policy.

Carried

- b) "No Parking – Loading Zone", South Street, Spencerville

R2010-021

Decision: Moved by: F. Noccey seconded by: K. Jones that Municipal Council authorizes the creation of an area designated "no parking – loading zone" and erection of appropriate signage on the west side of South Street from the intersection of Sloan Street south to the intersection of Centre Street, in accordance with Township By-law 2004-58.

Carried

- c) Connection Fees – Transfer to Reserve Fund

R2010-022

Decision: Moved by: D. Gladstone seconded by: P. Sayeau that whereas the Council of the Township of Edwardsburgh/Cardinal has adopted By-law 2008-46, which introduced the concept of connection fees for new connections to the existing sewer and water systems;
And whereas it was the intent of Council that such connection fees would be treated as a contribution to the capital works of the systems and set aside for future capital works;
And whereas the Township has collected \$6,000.00 in connection fees for new connections to the Cardinal Water System and \$5,000.00 in connection fees for new connections to the Cardinal Wastewater System, which funds are deposited to the Township operating account;
Now therefore be it resolved that Municipal Council directs that the amount of \$11,000.00 be transferred forthwith from the operating account to the Cardinal Water and Wastewater Reserve.

Carried

- d) Proposed Changes to County Levy Payments

R2010-023

Decision: Moved by: L. Levere seconded by: F. Noccey that Municipal Council supports the United Counties of Leeds & Grenville By-law No. 09-91, being a by-law to provide for payments of the county levy by local municipalities.

Carried

- e) Minutes of Settlement (Greenfield)

R2010-024

Decision: Moved by: K. Jones seconded by: L. Levere that Municipal Council does not object to the Minutes of Settlement for the property roll number 0701 701 020 09950 dated October 7, 2009.

Carried

f) Costs Associated with Safe Drinking Water Act

R2010-025

Decision: Moved by: H. Cameron seconded by: K. Jones that whereas the Township of Edwardsburgh/Cardinal, as the owners of the Cardinal Water Treatment Plant, is legislated under the Safe Drinking Water Act to provide safe, clean drinking water for their users in accordance with Provincial standards and to satisfy due diligence;

And whereas the Provincial government is responsible for setting standards, monitoring municipal performance, and enforcing compliance with Provincial standards and regulations;

And whereas as a municipality, we are governed by the Municipal Act, which mandates rates for the water and wastewater service to be paid by the users of the systems;

And whereas there are only 700 users of the Cardinal Water Treatment Plant;

And whereas, subsequent to the Walkerton tragedy and the delivery of the Walkerton Inquiry report that requires members of council and senior staff to be held to a statutory standard of care and requires those persons to act honestly and in good faith, with a view to the protection of the safety of the consumer, and to exercise the care, diligence and skill that a reasonably prudent person would exercise in comparable circumstances;

And whereas the Safe Drinking Water Act requires the municipality to report the full cost of water services and a full cost recovery plan for approval by the Minister;

And whereas the legislation requires that a municipality allocate for life cycle costs for water infrastructure and so in effect the users are paying for any debt from previous installations, absorbing the costs of the current plant, and setting aside money for the future plant;

Now therefore be it resolved that it is the position of the Council of the Township of Edwardsburgh/Cardinal to petition the Province of Ontario to financially assist municipalities to pay for those legislated Provincial requirements;

And further be it resolved that this resolution be forwarded to the Premier of Ontario, the Honourable John Gerretsen, Minister of the Environment, and to the Association of Municipalities of Ontario.

Carried

g) Water Quality Systems in Johnstown

R2010-026

Decision: Moved by: P. Sayeau seconded by: H. Cameron that Municipal Council approves installation and maintenance of water softener (if necessary) and reverse osmosis filtration systems at 33 and 37 Mary Street.

Carried

h) Community Adjustment Fund Intake #2 Application

R2010-027

Decision: Moved by: D. Gladstone seconded by: P. Sayeau that whereas the replacement of water and sanitary sewer infrastructure on County Road 2 has been identified as Municipal Council's top priority;

Now therefore be it resolved that Municipal Council authorizes an application for funding under the Community Adjustment Fund Intake #2 for the replacement of water and sanitary sewer infrastructure on County Road 2 from the east boundary to Shanly Road and the installation of water meters in Cardinal;

And be it further resolved that Municipal Council authorizes Fern Dicaire of Stantec Consulting to sign and submit the application for funding on behalf of the Township of Edwardsburgh/Cardinal.

Carried

8. By-laws

a) Assess Maintenance Costs – Chess Drain

R2010-028

Decision: Moved by: K. Jones seconded by: H. Cameron that the mover be granted leave to introduce a by-law to assess maintenance costs on the Chess Drain and this shall constitute first and second reading thereof.

Carried

R2010-029

Decision: Moved by: K. Jones seconded by: H. Cameron that a by-law to assess maintenance costs on the Chess Drain be now read a third time and finally passed, signed, sealed and numbered 2010-04.

Carried

b) Authorize Bank Loan Agreement – Low Lift Pumping Station

R2010-030

Decision: Moved by: L. Levere seconded by: K. Jones that the mover be granted leave to introduce a by-law to authorize a bank loan agreement with Royal Bank of Canada (low lift pumping station) and this shall constitute first and second reading thereof.

Carried

R2010-031

Decision: Moved by: L. Levere seconded by: K. Jones that a by-law to authorize a bank loan agreement with Royal Bank of Canada (low lift pumping station) be now read a third time and finally passed, signed, sealed and numbered 2010-05.

Carried

c) Site Plan Control Agreement – Prysmian (Pirelli) Cables

R2010-032

Decision: Moved by: F. Noccey seconded by: L. Levere that the mover be granted leave to introduce a by-law to authorize the amendment of a site plan control agreement (Pirelli Cables) and this shall constitute first and second reading thereof.

Carried

R2010-033

Decision: Moved by: F. Noccey seconded by: L. Levere that a by-law to authorize the amendment of a site plan control agreement (Pirelli Cables) be now read a third time and finally passed, signed, sealed and numbered 2010-06.

Carried

d) Appoint Boards & Committees for 2010

R2010-034

Decision: Moved by: H. Cameron seconded by: F. Noccey that the mover be granted leave to introduce a by-law to appoint members and representatives to certain boards and committees and this shall constitute first and second reading thereof.

Carried

R2010-035

Decision: Moved by: H. Cameron seconded by: D. Gladstone that a by-law to appoint members and representatives to certain boards and committees be now read a third time and finally passed, signed, sealed and numbered 2010-07.

Carried

e) Authorize Contribution Agreement – Grain Bin Storage Project

R2010-036

Decision: Moved by: P. Sayeau seconded by: F. Noccey that the mover be granted leave to introduce a by-law to authorize the Mayor and CAO/Treasurer to execute an agreement with Her Majesty the Queen in Right of Ontario as represented by the Ministry of Agriculture, Food and Rural Affairs – Infrastructure Stimulus Fund (Grain Bin Project) and this shall constitute first and second reading thereof.

Carried

R2010-037

Decision: Moved by: P. Sayeau seconded by: F. Noccey that a by-law to authorize the Mayor and CAO/Treasurer to execute an agreement with Her Majesty the Queen in Right of Ontario as represented by the Ministry of Agriculture, Food and Rural Affairs – Infrastructure Stimulus Fund (Grain Bin Project) be now read a third time and finally passed, signed, sealed and numbered 2010-08.

Carried

9. Correspondence

R2010-038

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

Carried

10. Accounts

a) Municipal Accounts

R2010-039

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

Listing dated January 8, 2010	\$278,555.03
Listing dated January 15, 2010	\$221,146.82

Carried

b) Port of Prescott Accounts

R2010-040

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

Batch No. 1	\$41,311.73
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Carried

c) Amendments to Budget – None

11. Mayor's Report

Mayor Dishaw reported on the following:

- A compilation of the 2008 and 2009 year-end reports was provided to all those present.
- Upcoming meetings and events were outlined.

- The Mayor requested that a resolution of support for the efforts of the economic development showcase efforts being undertaken jointly by Augusta, Edwardsburgh/Cardinal, Brockville and Leeds and Thousand Islands be brought forward at next Council.
- Recent correspondence from Neutopia ecoSolutions was presented and reviewed. The Mayor will follow up with Mr. Laporte to attempt to clarify the Township's position on the project.
- Mayor Dishaw requested and obtained concurrence to draft a letter of support for the Waterfront Regeneration Trust's funding application.
- Cardinal Winter Festival is scheduled for February 19-21 and the organizers have requested that any Christmas trees collected by public works be saved for the planned bonfire.
- Council discussed the suggestion of the Counties that a donation be made to relief efforts in Haiti. The consensus was that the municipality may be willing to participate to a maximum of \$1,000. Mayor Dishaw will report back after Counties Council has made a decision.

12. Staff Reports

- a) CAO's Report – None
- b) Clerk's Report
 - The Environmental Services/Public Works/Facilities Committee of the Whole meeting February 22 will need to be re-scheduled due to a lack of quorum.
 - The public meeting for water and sewer rates in Cardinal has been changed from February 11 to February 16.

13. New Business – None

14. Question Period

Questions were raised with respect to the following:

- "No parking – loading zone" resolution
- Safe Drinking Water Act resolution
- Boards and Committees appointments
- Haiti donation
- Connection fees transfer
- Neutopia project

15. Closed Session – None

16. Confirmation By-law

R2010-041

Decision: Moved by: P. Sayeau seconded by: L. Levere 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

R2010-042

Decision: Moved by: P. Sayeau seconded by: L. Levere 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 2010-09.

Carried

Council Minutes
January 18, 2010

7

17. Adjournment

R2010-043

Decision: Moved by: D. Gladstone that Municipal Council does now adjourn at 9:15 p.m.

Carried

These minutes were adopted by Council this 3rd day of February, 2010.

Mayor

Clerk