

**MINUTES
REGULAR MEETING
MUNICIPAL COUNCIL
CORPORATION OF THE TOWNSHIP OF EDWARDSBURGH/CARDINAL
SPENCERVILLE MUNICIPAL OFFICE
WEDNESDAY, FEBRUARY 3, 2010
7:30 P.M.**

PRESENT:

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

REGRETS:

Lawrence Levere, 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

Council agreed to address the tender for the Electrical Substation at the Port of Prescott under New Business.

3. Disclosure of Interest – None

4. Minutes of Previous Meetings

a) Regular Meeting of January 18, 2010

R2010-047

Decision: Moved by: P. Sayeau seconded by: H. Cameron that Municipal Council approves the minutes of the regular meeting of Council dated January 18, 2010.

Carried

b) Special Meeting of January 25, 2010

R2010-048

Decision: Moved by: F. Noccey seconded by: H. Cameron that Municipal Council approves the minutes of the special meeting of Council dated January 25, 2010.

Carried

5. Deputations – None

6. Committee Reports

a) Cardinal & District Community Centre Board

R2010-049

Decision: Moved by: D. Gladstone seconded by: H. Cameron that Municipal Council receives the minutes of the Cardinal & District Community Centre Board meeting dated December 15, 2009.

Carried

b) Port of Prescott Management Committee

R2010-050

Decision: Moved by: K. Jones seconded by: F. Noccey that Municipal Council approves the minutes of the Port of Prescott Management Committee meeting dated January 21, 2010.

Carried

Council discussed the proposed purchase of flash drives in partnership with Leeds & Thousand Islands, Augusta and Brockville. The consensus of Council was that the municipality should no longer participate and that Mayor Dishaw should advise Mayor Kinsella.

c) Environmental Services/Public Works/Facilities Committee of the Whole

R2010-051

Decision: Moved by: H. Cameron seconded by: D. Gladstone that Municipal Council approves the minutes of the Environmental Services/Public Works/Facilities Committee of the Whole meeting dated January 25, 2010.

Carried

d) Economic Development Committee

R2010-052

Decision: Moved by: H. Cameron seconded by: D. Gladstone that Municipal Council approves the minutes of the Economic Development Committee meeting dated January 27, 2010.

Carried

e) Water & Sewer Rates Committee

R2010-053

Decision: Moved by: P. Sayeau seconded by: H. Cameron that Municipal Council approves the minutes of the Water & Sewer Rates Committee meeting dated January 28, 2010.

Carried

f) Budget Committee

R2010-054

Decision: Moved by: P. Sayeau seconded by: F. Noccey that Municipal Council approves the minutes of the Budget Committee meeting dated January 28, 2010.

Carried

7. Action Items

a) Reimburse Fees – Walker House Members

R2010-055

Decision: Moved by: D. Gladstone seconded by: H. Cameron that Municipal Council authorizes the CAO/Treasurer to reimburse residents of Edwardsburgh/Cardinal \$25.00 for out-of-town fees paid to Walker House in Prescott in 2010, provided said resident is age 65 or older.

Carried

b) Outdoor Beer Gardens – Royal Canadian Legion Branch 604

R2010-056

Decision: Moved by: K. Jones seconded by: F. Noccey that Municipal Council has no objection to the Royal Canadian Legion Branch 604 Spencerville hosting outdoor beer garden events at their premises on the following dates:

April 24, 2010	Annual Fish Fry
July 1, 2010	Canada Day Beef Dinner
August 14, 2010	Pork Roast
September 9, 10 & 11, 2010	Spencerville Fair Festivities

Carried

c) Relief of Conditions – Dupont Severances

R2010-057

Decision: Moved by: F. Noccey seconded by: D. Gladstone that Municipal Council agrees to change Condition #3 of Consent Applications B-191-08 and B-192-08 (Dupont) requiring a note on the deeds of the new lots with respect to nearby agricultural operations, to requiring a condition on the agreement of purchase and sale, as the condition as stated is not able to be fulfilled in the Decision of Committee dated February 13, 2009.

Carried

d) Acknowledgement of 2009 Water Reports

R2010-058

Decision: Moved by: H. Cameron seconded by: F. Noccey that Municipal Council acknowledges receipt of the 2009 annual water reports for the Cardinal Water System and the Edwardsburgh Industrial Park Distribution System.

Carried

e) Application for C of A's for County Road 2 Infrastructure

R2010-059

Decision: Moved by: P. Sayeau seconded by: H. Cameron Whereas Eastern Engineering has completed design and engineering work for Phase 1 of a capital project for the replacement of water and sanitary sewer infrastructure along County Road 2, Shanly Road to the east boundary; and Whereas Council has authorized an application for funding under the Community Adjustment Fund Intake #2 for financial assistance to undertake a Capital Project for the replacement of water and sanitary sewer infrastructure along County Road 2 and the installation of water meters in Cardinal; Now therefore be it resolved that Eastern Engineering be authorized and instructed to complete and submit to the Ontario Ministry of the Environment an Application for a Certificate of Approval for Phase 1 of this capital works project.

Decision: Moved by P. Sayeau and seconded by D. Gladstone that the motion be **tabled** pending further discussion.

Carried

R2010-060

Decision: Moved by: P. Sayeau seconded by: H. Cameron Whereas Council of the Township of Edwardsburgh/Cardinal has identified the replacement of water and sanitary sewer infrastructure along County Road 2 as Municipal Council's top priority, and

Whereas Council has authorized an application for funding under the Community Adjustment Fund Intake #2 for financial assistance to undertake a capital project for the replacement of water and sanitary sewer infrastructure along County Road 2 and the installation of water meters in Cardinal, and Whereas Stantec Consulting has completed the above mentioned application on behalf of the Township and has provided Class D cost estimates for this capital infrastructure replacement project, and Whereas Stantec Consulting has previously provided engineering services for two major municipal projects at reasonable and competitive pricing with under budget and on-time project results, Therefore be it resolved that Stantec Consulting be engaged to provide Review Services for Phase 1 of the County Road 2 water and sanitary sewer infrastructure replacement project, including preparation of tender packages, recommendation on award of contract and contract supervision and administration and that the engagement be extended to include design of Phase 2 from Shanly Road to the eastern boundary of the Village of Cardinal in order to be construction ready for the balance of the project whether financed under the current Community Adjustment Fund Intake Two Application or some subsequent financing arrangement.

Decision: Moved by P. Sayeau and seconded by H. Cameron that the motion be **tabled** pending further discussion.

Carried

8. By-laws

a) Zoning By-law Amendment – Pilon/Lacroix

R2010-061

Decision: Moved by: D. Gladstone seconded by: H. Cameron that the mover be granted leave to introduce a by-law to amend Comprehensive Zoning By-law 97-30 as amended (Pilon/Lacroix) and this shall constitute first and second reading thereof.

Carried

R2010-062

Decision: Moved by: D. Gladstone seconded by: H. Cameron that a by-law to amend Comprehensive Zoning By-law 97-30 as amended (Pilon/Lacroix) be now read a third time and finally passed, signed, sealed and numbered 2010-10.

Carried

b) Forgive Royal Canadian Legion Taxes

R2010-063

Decision: Moved by: F. Noccey seconded by: H. Cameron that the mover be granted leave to introduce a by-law to authorize tax relief for the municipal portion of the property taxes related to the Royal Canadian Legion, Spencerville Branch and the Royal Canadian Legion, Cardinal Branch and this shall constitute first and second reading thereof.

Carried

R2010-064

Decision: Moved by: F. Noccey seconded by: D. Gladstone that a by-law to authorize tax relief for the municipal portion of the property taxes related to the Royal Canadian Legion, Spencerville Branch and the Royal Canadian Legion, Cardinal Branch be now read a third time and finally passed, signed, sealed and numbered 2010-11.

Carried

c) Appoint Representative to South Nation Conservation

R2010-065

Decision: Moved by: K. Jones seconded by: H. Cameron that the mover be granted leave to introduce a by-law to appoint a representative to South Nation Conservation and this shall constitute first and second reading thereof.
Carried

R2010-066

Decision: Moved by: K. Jones seconded by: H. Cameron that a by-law to appoint a representative to South Nation Conservation be now read a third time and finally passed, signed, sealed and numbered 2010-12.
Carried

9. Correspondence

R2010-067

Decision: Moved by: H. Cameron seconded by: F. Noccey that the correspondence as circulated and read be actioned as directed.
Carried

10. Accounts

a) Municipal Accounts

R2010-068

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

Listing dated January 29, 2010	\$225,614.74
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Carried

b) Port of Prescott Accounts

R2010-069

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

Batch No. 2	\$629,176.49
Batch No. 3	\$875.00

Carried

Staff was directed to hold the payment to Riverside pending follow-up by the CAO/Treasurer.

c) Amendments to Budget – None

11. Mayor's Report

Mayor Dishaw reported on the following:

- A report on the economic impact of Greenfield Ethanol is available for perusal.
- Attendance at the recent Water Meter Summit.
- Counties deliberations with respect to the hazardous materials response unit currently housed in Elizabethtown-Kitley.
- Various road projects proposed by the UCLG.

12. Staff Reports

a) CAO's Report

- The CAO advised that the meeting scheduled with Mr. Grant for February 4 had been cancelled due to Mr. Grant's absence.

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- b) Clerk's Report
- Regular Council meeting February 15 will proceed despite it being Family Day, though the office will be closed during the day.
 - The Environmental Services/Public Works/Facilities Committee of the Whole meeting will be held February 24 at 7:30 p.m.

13. New Business

- a) Tender for Electrical Substation

Decision: Moved by: K. Jones seconded by: F. Noccey that Municipal Council awards the tender for the Electrical Substation for the new grain storage annex at the Port of Prescott to Tal Trees Inc. at a cost of \$243,700.
Carried

14. Question Period

Questions were raised with respect to the following:

- Flash drive project
- Meeting dates clarification
- County Road 2 infrastructure application

15. Closed Session – None

16. Confirmation By-law

R2010-071

Decision: Moved by: H. Cameron 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

R2010-072

Decision: Moved by: H. Cameron 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 2010-13.

Carried

17. Adjournment

R2010-043

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

Carried

These minutes were adopted by Council this 15th day of February, 2010.

Mayor

Clerk