

**MINUTES
REGULAR MEETING
MUNICIPAL COUNCIL
CORPORATION OF THE TOWNSHIP OF EDWARDSBURGH/CARDINAL
SPENCERVILLE MUNICIPAL OFFICE
MONDAY, APRIL 19, 2010
7:30 P.M.**

PRESENT:

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

REGRETS:

Kirk Jones, 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 – None

3. Disclosure of Interest – None

4. Minutes of Previous Meetings

a) Special Meeting of April 5, 2010

R2010-179

Decision: Moved by: D. Gladstone seconded by: H. Cameron that Municipal Council approves the minutes of the special meeting of Council dated April 5, 2010.

Carried

b) Regular Meeting of April 5, 2010

R2010-180

Decision: Moved by: F. Noccey seconded by: D. Gladstone that Municipal Council approves the minutes of the regular meeting of Council dated April 5, 2010.

Carried

c) Special Meeting of April 12, 2010

R2010-181

Decision: Moved by: L. Levere seconded by: H. Cameron that Municipal Council approves the minutes of the special meeting of Council dated April 12, 2010.

Carried

5. Deputations – None

6. Committee Reports

a) Cardinal & District Community Centre Board

R2010-182

Decision: Moved by: H. Cameron seconded by: F. Noccey that Municipal Council receives the minutes of the Cardinal & District Community Centre Board meetings dated January 14 and February 25, 2010.

Carried

b) Edwardsburgh/Cardinal Public Library Board

R2010-183

Decision: Moved by: D. Gladstone seconded by: H. Cameron that Municipal Council receives the minutes of the Edwardsburgh/Cardinal Public Library Board meetings dated September 29, 2009, October 27, 2009, November 24, 2009 and January 26, 2010.

Carried

c) Budget Committee

R2010-184

Decision: Moved by: P. Sayeau seconded by: H. Cameron that Municipal Council approves the minutes of the Budget Committee meeting dated April 8, 2010.

Carried

It was noted that the time of the next Budget Committee meeting is 7:00 p.m.

d) Administration & Finance Committee of the Whole

R2010-185

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 April 12, 2010.

Carried

e) Planning Advisory Committee

R2010-186

Decision: Moved by: F. Noccey seconded by: L. Levere that Municipal Council approves the minutes of the Planning Advisory Committee meeting dated April 13, 2010.

Carried

7. Action Items

a) 2010 Grants and Donations

R2010-187

Decision: Moved by: L. Levere seconded by: H. Cameron that Municipal Council authorizes the following grants and donations for 2010:

- Country Christmas Remembered – in kind support
- Friends of the Edwardsburgh Library - \$300 plus in kind support
- South Edwardsburgh Recreation Association - \$500 plus in kind support
- Save Ontario Shipwrecks - \$300
- Grenville Historical Society - \$500
- Spencerville Mill Foundation - \$800
- Friends of Windmill Point - \$300

Council Minutes

April 19, 2010

3

- St. Lawrence River Institute of Environmental Sciences - \$800 plus in kind support
- Food For All Food Bank - \$500 plus in kind support
- Kings Kitchen - \$300.

Carried

b) Council and Committee Honourariums

R2010-188

Decision: Moved by: H. Cameron seconded by: L. Levere that the following Council and Committee honourariums be established, effective January 1, 2011:

- | | |
|---------------------------|---|
| • Mayor | \$15,000 per annum |
| • Deputy Mayor | \$12,000 per annum |
| • Councillor | \$10,000 per annum |
| • Livestock Valuer | \$50.00 per visit, plus mileage at the established rate |
| • Committee of Adjustment | \$50.00 per hearing |
| • Committee members | \$30.00 per meeting under the conditions established by Section 21 of By-law 2010-07. |

Carried

c) Paving of Commerce Drive

R2010-189

Decision: Moved by: P. Sayeau seconded by: D. Gladstone that Municipal Council authorizes Eastern Engineering to proceed with preparing contract documentation and providing construction administration for paving of Commerce Drive from Prysmian Cables to the turning circle at the entrance of Greenfield Ethanol at a cost of \$3,500.00.

Carried

d) Deeming of Council Expenses

R2010-190

Decision: Moved by: D. Gladstone seconded by: P. Sayeau that whereas Section 283(7) of the Municipal Act, 2001 requires a review of a by-law enacted under 283(5) during the three-year period corresponding to the term of office of its members after a regular election;

Now therefore be it resolved that Council has reviewed the by-law enacted under Section 283(5) where by one-third of the remuneration paid to elected members of the Council and its local boards is deemed as expenses incidental to the discharge of their duties as members of the Council or local board.

Carried

e) Proclamation of Organ and Tissue Donor Awareness Week

R2010-191

Decision: Moved by: F. Noccey seconded by: H. Cameron that WHEREAS a life saving organ or tissue donation can provide thousands of men, women and children on waiting lists with a second chance at life; and WHEREAS our society unfortunately lacks widespread knowledge of the real need for organ donations, and the list of Ontarians in need of transplants grows annually; and WHEREAS the tireless efforts of the Trillium Gift of Life Network members, volunteers and individual donors and their families can, and do save many lives each year; and WHEREAS education and increased public awareness enable Ontarians to make the important, informed decision to donate their organs and/or tissues and help give the gift of life;

NOW THEREFORE BE IT RESOLVED THAT Municipal Council proclaims April 18 to 25, 2010 as Organ and Tissue Donor Awareness Week in the Township of Edwardsburgh/Cardinal and encourages all residents of the Township to register their consent to donate their organs and/or tissues and help save lives.

Carried

f) Zurich Insurance – Claim from Estate of Gary Goodwin

Verbal

Decision: Moved by: P. Sayeau seconded by: F. Noccey that the motion be tabled.

Carried

g) AMO – Joint & Several Liability

R2010-192

Decision: Moved by: H. Cameron seconded by: L. Levere that Municipal Council supports the Association of Municipalities of Ontario in its efforts to seek joint and several liability reform in Ontario and calls on the Provincial Government to pursue much needed changes to the *Negligence Act*.

Carried

8. By-laws

a) Authorize Agreement – Odgers Berndtson

R2010-193

Decision: Moved by: P. Sayeau seconded by: F. Noccey that the mover be granted leave to introduce a by-law to authorize the Mayor to execute an agreement for executive search for a CAO with Odgers Berndtson and this shall constitute first and second reading thereof.

Carried

R2010-194

Decision: Moved by: P. Sayeau seconded by: L. Levere that a by-law to authorize the Mayor to execute an agreement for executive search for a CAO with Odgers Berndtson be now read a third time and finally passed, signed, sealed and numbered 2010-25.

Carried

b) Amend Open Air Burning By-law 2005-15

R2010-195

Decision: Moved by: D. Gladstone seconded by: F. Noccey that the mover be granted leave to introduce a by-law to amend By-law 2005-15 to prescribe the precautions and conditions under which fires may be set in open air and this shall constitute first and second reading thereof.

Carried

R2010-196

Decision: Moved by: D. Gladstone seconded by: F. Noccey that a by-law to amend By-law 2005-15 to prescribe the precautions and conditions under which fires may be set in open air be now read a third time and finally passed, signed, sealed and numbered 2010-26.

Carried

c) Amend Connection Fees By-law 2008-46

R2010-197

Decision: Moved by: F. Noccey seconded by: H. Cameron that the mover be granted leave to introduce a by-law to amend By-law 2008-46 being a by-law to establish responsibility and fees for water and waste water services and this shall constitute first and second reading thereof.

Carried

R2010-198

Decision: Moved by: F. Noccey seconded by: H. Cameron that a by-law to amend By-law 2008-46 being a by-law to establish responsibility and fees for water and waste water services be now read a third time and finally passed, signed, sealed and numbered 2010-27.

Carried

d) Amend Comprehensive Zoning By-law (Arnott)

R2010-199

Decision: Moved by: F. Noccey seconded by: D. Gladstone that the mover be granted leave to introduce a by-law to amend Township of Edwardsburgh By-law 97-30 as amended (Arnott Zoning By-law Amendment) and this shall constitute first and second reading thereof.

Carried

R2010-200

Decision: Moved by: F. Noccey seconded by: D. Gladstone that a by-law to amend Township of Edwardsburgh By-law 97-30 as amended (Arnott Zoning By-law Amendment) be now read a third time and finally passed, signed, sealed and numbered 2010-28.

Carried

9. Correspondence

R2010-201

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

Carried

10. Accounts

a) Municipal Accounts

R2010-202

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

Listing dated April 16, 2010	\$59,985.78
Listing dated April 16, 2010 (US Cheques)	\$ 1,466.47 (US Funds)

Carried

b) Port of Prescott Accounts

R2010-170

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	\$96,355.27
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Carried

c) Amendments to Budget – None

11. Mayor's Report

Mayor Dishaw reported on meetings and events attended since last Council, including discussions with the new plant manager at Greenfield Ethanol. He outlined upcoming meetings and events.

12. Staff Reports

a) CAO's Report

- The Fire Chief has located a demonstrator truck similar to the Township's requirements. It was agreed to discuss the matter at the upcoming Budget Committee meeting.

b) Clerk's Report

- There is a Library Board meeting scheduled for May 4, 2010
- Environmental Services/Public Works Committee will be held Tuesday, May 25 due to the Victoria Day holiday
- Presentation of a retirement gift to the Chief Water/Sewer Operator will be made prior to regular Council on May 17.

13. New Business

Councillor Cameron reported on his attendance at a seminar on HST and has provided information to the CAO/Treasurer in that regard.

14. Question Period

Questions were raised with respect to the following:

- Budget process
- Donations list and allocations
- Increases to Council and committee honourariums
- Nomination papers filed to date
- Deeming of Council expenses
- Odgers Berndtson agreement for CAO recruitment
- Fire permits
- Dates for upcoming budget meetings.

15. Closed Session

R2010-204

Decision: Moved by: D. Gladstone seconded by: L. Levere 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

R2010-205

Decision: Moved by: F. Noccey seconded by: L. Levere that Municipal Council does now convene in open session at 9:45 p.m.

Carried

Council discussed the pending retirement of the Chief Operator Water/Sewer.

16. Confirmation By-law

R2010-206

Decision: Moved by: L. Levere 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

Council Minutes

April 19, 2010

7

R2010-207

Decision: Moved by: L. Levere 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 2010-29.

Carried

17. Adjournment

R2010-208

Decision: Moved by: H. Cameron that Municipal Council does now adjourn at 9:47 p.m.

Carried

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

Mayor

Clerk