

**MINUTES
MUNICIPAL COUNCIL SPECIAL MEETING
CORPORATION OF THE TOWNSHIP OF EDWARDSBURGH/CARDINAL
SPENCERVILLE MUNICIPAL OFFICE
WEDNESDAY, FEBRUARY 22, 2017
8:00 PM**

PRESENT:

Pat Sayeau, Mayor
Peggy Taylor, Deputy Mayor
Michael Barrett, Councillor
Gerry Morrell, Councillor
Karie Smail, Councillor

STAFF:

Debra McKinstry, CAO/Clerk
Dave Grant, Director of Operations
Rebecca Williams, Deputy Clerk

1. Call to Order

Mayor Sayeau called the meeting to order at 8:00 pm.

Mayor Sayeau provided opening remarks to the public, noting the reasoning for the time and date of the Special Council meeting and a brief background of the ED19 proceedings.

2. Approval of the Agenda

R2017-38

Decision: Moved by: G. Morrell seconded by: M. Barrett that Municipal Council approves the agenda presented.

Carried

3. Disclosure of Pecuniary Interest & the General Nature Thereof – None

4. Discussion Items

a) ED19

R2017-39

Decision: Moved by: M. Barrett seconded by: K. Smail

WHEREAS the waste disposal site ED19, owned by the United Counties of Leeds and Grenville has raised a great concern in Edwardsburgh Cardinal; and **WHEREAS** the United Counties of Leeds and Grenville held a public meeting on February 16, 2017 where the background and Provisions Certificate of Approval was discussed; and

WHEREAS approximately 250 community members were present at the public consultation held on February 16, 2017 to express their concern and opposition to the development of ED19;

NOW THEREFORE BE IT RESOLVED THAT the Township of Edwardsburgh Cardinal is not a willing host to the development of any and all future waste disposal sites or waste disposal operations, including at the United Counties of Leeds and Grenville site ED19.

BE IT FURTHER RESOLVED THAT the Township of Edwardsburgh Cardinal requests that the United Counties of Leeds and Grenville indefinitely suspend the sale of ED19 for any waste disposal related purposes.

Councillor Barrett introduced his motion, which states that the Township is not a willing host of a waste disposal site and requests that the UCLG indefinitely suspends the sale of ED19 for any waste disposal related purposes. Mayor Sayeau introduced a new motion that would terminate the negotiations with the potential purchaser of ED19 and direct the UCLG CAO to prepare a report.

Councillor Morrell suggested an alternative to the separate motions introduced by combining the motions.

Council debated the need to include both motions, noting that one motion indefinitely suspends the sale of ED19 while the other terminates the negotiations. Members discussed the partnership with various municipalities that have a vested financial interest which may be negatively affected by stopping the sale of ED19. It was noted that the motion introduced by Mayor Sayeau would be considered and voted on at County Council on February 23. Council discussed if the motion would be determined by a weighted vote and how a weighted vote is different from a regular vote that takes place at the Counties Council. It was noted that a weighted vote is based on each municipality's assessment, so different County Councillors may have multiple votes based on their assessment within the United Counties.

Council noted that the UCLG County Council was the managing partner of ED19; however, County Council cannot terminate the Certificate of Approval for ED19 without the other partners' agreement. Members noted that Councillor Barrett's and Mayor Sayeau's motions are complimentary and support the voice of the Township residents. Members agreed that they would like to see both motions brought forward to County Council for discussion and consideration. Members noted that the concern may not be as great if ED19 was to be a UCLG run facility, however, due to ED19 possibly being sold to a private enterprise, there is no future assurance that the business will only be accepting waste from the UCLG area.

Members highlighted that approximately 250-300 people were in attendance for the February 16 public meeting that was hosted by the UCLG with respect to the sale of ED19. Members highlighted that 300 people represents approximately 4% of the Township population. It was noted that the conditions in the original agreement and that are currently being negotiated would be favourable to Township residents.

Members briefly discussed the two motions that have been read, noting that Mayor Sayeau's motion would be voted on at County Council on February 23, while Councillor Barrett's motion would be sent to the clerk at the UCLG to be included in a future County Council agenda. Members agreed to support Mayor Sayeau's motion that will be discussed at County Council. Members asked for clarification with respect to the motion as to whether it would terminate the current negotiation discussion and/or all future possible discussions. It was noted that Mayor Sayeau's motion would terminate the discussions with Tomlinson's, who is currently the only interested buyer.

Councillor Smail requested a recorded vote:

Councillor Barrett	Yea	
Councillor Morrell	Yea	
Councillor Smail	Yea	
Deputy Mayor Taylor		Nay
Mayor Sayeau	Yea	

Carried

R2017-40

Decision: Moved by: K. Smail seconded by: G. Morrell

WHEREAS the United Counties of Leeds and Grenville held a facilitated public meeting on Thursday, February 16, 2017 at the Drummond Building in Spencerville at which the CAO presented background information upon which the ED-19 site was identified and the Provisional Certificate of Approval was issued in June 1998; and

WHEREAS officials from the Ontario Ministry of the Environment and Climate Change, Kingston Office, were also present and joined the CAO in responding to questions concerning the terms and conditions of the Provisional Certificate of Approval; and

WHEREAS some of the 250 to 300 residents present clearly expressed their opposition to any future development of the ED-19 waste disposal site or any other waste disposal site within the Township of Edwardsburgh/Cardinal
NOW THEREFORE BE IT RESOLVED THAT the Council of the United Counties of Leeds and Grenville hereby instructs and directs the CAO to terminate any discussions or negotiations with any existing or potential purchaser of the ED-19 lands; and not to begin any new negotiations without first consulting with MOECC and the affected constituents, and further
THAT Council direct the CAO to research and prepare a report on the disposition of the ED-19 lands and the Provisional Certificate of Approval.

Councillor Smail requested a recorded vote:

Councillor Barrett	Yea
Councillor Morrell	Yea
Councillor Smail	Yea
Deputy Mayor Taylor	Yea
Mayor Sayeau	Yea

Carried

5. Action and Information Items - none

It was the consensus of Council to allow for a question period from the public.

Questions/comments were raised with respect to the following:

- In 1998 when the Certificate of Approval was issued the Municipality of North Grenville had a much smaller population. Will the County Council weighted vote be based on the 1998 assessment or current assessment?
- Would the Council of Edwardsburgh/Cardinal entertain the idea to compile an investment strategy group to purchase ED19 from the UCLG?
- Noted that the original approval for ED19 was based on a low residential area from 1998.
- Residents near ED19 have been reassessed by MPAC due to a flood plain on properties. Why has ED19 property not been reassessed?
- What benefits/perks may the Township stand to lose by not supporting the sale of ED19?
- Clarification of how and if County Council will have a weighted vote.
- Can ED19 be imposed on the Township through the other partner's support of the sale?
- Why would certain members of Council support the sale of ED19?
- Is there any other recourse if the motion at County Council is defeated?
- What is the actual amount of money invested in ED19 from the various levels of government?
- Will answers from the UCLG still be produced if the negotiations with Tomlinson's are terminated?
- Where does the Township and UCLG stand legally if the sale/negotiations of ED19 are terminated? Will there be any legal ramifications?
- If ED19 is sold then residential property value will drop. Will residents that are affected by ED19 be compensated in any way if ED19 is sold?

It was noted that Michael Walters, a representative of Tomlinson's, will be present at County Council as a delegation on February 23. It was noted that the County Council is a public meeting but there is no question period for the public.

6. Confirmation By-law

R2017-41

Decision: Moved by: P. Taylor seconded by: K. Smail 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

R2017-42

Decision: Moved by: P. Taylor seconded by: K. Smail 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 2017-09.

Carried

7. Adjournment

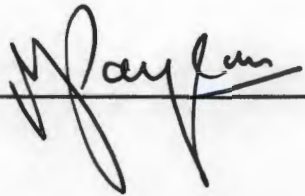
R2017-43

Decision: Moved by: K. Smail seconded by: M. Barrett that Municipal Council does now adjourn at 9:17 p.m.

Carried

These minutes were adopted by Council this 27th day of February, 2017.

Mayor



Deputy Clerk

