

**MINUTES  
REGULAR MEETING  
MUNICIPAL COUNCIL  
CORPORATION OF THE TOWNSHIP OF EDWARDSBURGH/CARDINAL  
SPENCERVILLE MUNICIPAL OFFICE  
MONDAY, JANUARY 26, 2015  
6:30 PM**

**PRESENT:**

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

**STAFF:**

Debra McKinstry, CAO/Clerk  
Richard Bennett, Treasurer  
Dave Grant, Director of Operations/Fire Chief  
Sheena Earl, Deputy Clerk

1. Call to Order

Mayor Sayeau called the meeting to order at 6:35pm following the presentation of the 2014 Citizen of the Year Award to Sheila Fawcett.

2. Approval of Agenda

R2015-009

**Decision:** Moved by: G. Morrell seconded by: P. Taylor that Municipal Council approves the agenda as presented.

Carried

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

4. Delegations – None

5. Minutes of the Previous Council Meeting

a) Regular Meeting – December 15, 2014

R2015-010

**Decision:** Moved by: K. Smail seconded by: M. Barrett that Municipal Council receive and approve the minutes of the Regular Meeting dated December 15, 2015 as amended with minor word changes.

Carried

b) Public Meeting (Berube) – January 12, 2015

R2015-011

**Decision:** Moved by: P. Taylor seconded by: K. Smail that Municipal Council receives the minutes of the Public Meeting (Berube) dated January 12, 2015.

Carried

c) Public Meeting (St. Laurence O'Toole) – January 12, 2015

R2015-012

**Decision:** Moved by: M. Barrett seconded by: K. Smail that Municipal Council receives the minutes of the Public Meeting (St. Laurence O'Toole) dated January 12, 2015.

Carried

d) Special Meeting – January 12, 2015

R2015-013

**Decision:** Moved by: G. Morrell seconded by: P. Taylor that Municipal Council receive and approve the minutes of the Special Meeting dated January 12, 2015.

6. Business Arising from the Previous Council Meeting (if any) – None

7. Committee Minutes

a) Administration & Finance Committee of the Whole – January 12, 2015

R2015-014

**Decision:** Moved by: K. Smail seconded by: M. Barrett that Municipal Council receive and approve the minutes of the Administration & Finance Committee of the Whole meeting dated January 12, 2015.

Carried

b) Public Works, Environmental Services & Facilities Committee of the Whole – January 19, 2015.

R2015-015

**Decision:** Moved by: P. Taylor that Municipal Council receive and approve the minutes of the Public Works, Environmental Services & Facilities Committee of the Whole meeting dated January 19, 2015.

**Moved** by: M. Barrett seconded by: P. Taylor that the minutes of the Public Works, Environmental Services & Facilities Committee of the Whole be tabled.

Withdrawn

Members sought clarification regarding the implications of approving the minutes.

Carried

c) Port Management Committee

R2015-016

**Decision:** Moved by: M. Barrett seconded by: K. Smail that Municipal Council receive and approve the minutes of the Port Management Committee meeting dated January 21, 2015 as amended.

Carried

8. Action and Information Items from Committees

a) Cost of Living Increase

R2015-017

**Decision:** Moved by: G. Morrell seconded by: P. Taylor that Municipal Council approves a cost of living increase for all full-time, non-union staff of 2.4% as per the Personnel Policy (By-law 2013-57).

Carried

b) Receive Annual Water Reports

R2015-018

**Decision:** Moved by: K. Smail seconded by: M. Barrett that Municipal Council receive the 2014 Annual Water Reports for the CWS and EDS as reviewed and recommended by Public Works, Environmental Services and Facilities Committee of the Whole on January 19, 2015, and direct staff to post reports to the Township website and notify users of the availability of the reports via website and local newspaper.

Carried

c) Salt Bins on Private Roads

R2015-019

**Decision:** Moved by: P. Taylor seconded by: K. Smail that Municipal Council direct staff to notify residents of private roads along County Road 2 that existing bins will be topped up once more and that free sand and salt for winter road maintenance will cease to be provided moving forward as recommended by the Public Works, Environmental Services & Facilities Committee of the Whole on January 19, 2015.

Carried

d) Pre-Budget Approval

R2015-020

**Decision:** Moved by: M. Barrett seconded by: K. Smail that Municipal Council gives pre-budget approval for the following items:

- Contribution to the Business Fair & Expo – up to \$1,000
- Marketing & Attraction Study for Industrial Park (EODP Application) – \$4,750

Members noted that they wished to see financial statements from the previous Business Fair prior to expending any funds.

Carried

e) General Manager's Report – Port of Johnstown

R2015-021

**Decision:** Moved by: G. Morrell seconded by: K. Smail that Municipal Council approves the Port of Johnstown General Manager's Report as recommended by the Port Management Committee on January 21, 2015.

Carried

f) Operation Manager's Report – Port of Johnstown

R2015-022

**Decision:** Moved by: K. Smail seconded by: M. Barrett that Municipal Council approves the Port of Johnstown Operation Manager's Report as recommended by the Port Management Committee on January 21, 2015.

Carried

g) New Marine Terminal Project Update – Port of Johnstown

R2015-023

**Decision:** Moved by: P. Taylor seconded by: K. Smail that Municipal Council receive the Project Update as discussed and recommended by Port Management Committee on January 21, 2015.

Carried

h) Annual Health & Safety Report – Port of Johnstown

R2015-024

**Decision:** Moved by: M. Barrett seconded by: K. Smail that Municipal Council receive the annual health & safety report of the Port of Johnstown as reviewed by staff and the management committee and as recommended by the Port Management Committee on January 21, 2015.

Carried

i) 2014 Year In Review Report – Port of Johnstown

R2015-025

**Decision:** Moved by: G. Morrell seconded by: K. Smail that Municipal Council receive the 2014 Port of Johnstown Year End Report as presented, reviewed and recommended by the Port Management Committee on January 21, 2015.

Carried

j) Port Expansion – Cottage Leases – Port of Johnstown

R2015-026

**Decision:** Moved by: K. Smail seconded by: M. Barrett that Municipal Council engage Mr. Jason Shelly of the firm Nelligan, O'Brien, Payne to work with municipal and Port staff on the termination of the six cottage lot leases currently leasing on a month-to-month basis on a fee for service basis and that he be directed as per discussions at the Port Management Committee meeting of January 21, 2015.

Carried

9. Correspondence

R2015-027

**Decision:** Moved by: P. Taylor seconded by: M. Barrett that Municipal Council receive the correspondence listings for the following dates as previously circulated:

- December 2, 2014
- December 8, 2014
- January 12, 2015
- January 19, 2015

Carried

10. Approval of Disbursements

a) Municipal Accounts

R2015-028

**Decision:** Moved by: M. Barrett seconded by: K. Smail that Municipal Council approves the payment of the municipal invoices circulated and dated as follows:

- |                                       |              |
|---------------------------------------|--------------|
| • Report dated January 21, 2015       | \$620,562.27 |
| • Report dated January 22, 2015       | \$ 93,470.00 |
| • Report dated January 22, 2015 (PAP) | \$ 87,400.69 |

Carried

b) Port Accounts

R2015-029

**Decision:** Moved by: G. Morrell seconded by: P. Taylor that Municipal Council approves the payment of Port invoices circulated and dated as follows:

- |                                |              |
|--------------------------------|--------------|
| • December 19, 2014 (Batch 40) | \$ 45,537.00 |
| • December 31, 2014 (Batch 1)  | VOID         |
| • December 31, 2014 (Batch 2)  | \$ 43,866.03 |
| • January 22, 2015 (Batch 3)   | \$359,670.74 |
| • January 22, 2015 (Batch 4)   | \$ 39,195.47 |
| • January 22, 2015 (Batch 5)   | \$372,035.31 |
| • January 26, 2015 (Batch 6)   | \$ 14,709.25 |

Carried

11. By-laws

a) Zoning By-law Amendment – Berube

R2015-030

**Decision:** Moved by: K. Smail seconded by: M. Barrett that the mover be granted leave to introduce a by-law to amend Zoning by-law 2012-35 as amended (Berube) and this shall constitute first and second reading thereof.

Carried

2015-031

**Decision:** Moved by: K. Smail seconded by: M. Barrett that a by-law to amend Zoning By-law 2012-35 as amended be now read a third time and finally passed, signed, sealed and numbered 2015-03 (Berube).

Carried

b) Zoning By-law Amendment – St. Laurence O’Toole

R2015-032

**Decision:** Moved by: P. Taylor seconded by: M. Barrett that the mover be granted leave to introduce a by-law to amend Zoning by-law 2012-35 as amended (St. Laurence O’Toole Church) and this shall constitute first and second reading thereof.

Carried

R2015-033

**Decision:** Moved by: P. Taylor seconded by: M. Barrett that a by-law to amend Zoning by-law 2012-35 as amended by now read a third time and finally passed, signed, sealed and numbered 2015-04 (St. Laurence O’Toole Church).

Carried

c) Appoint Port of Johnstown Management Committee

R2015-034

**Decision:** Moved by: M. Barrett seconded by: K. Smail that the mover be granted leave to introduce a by-law to establish the terms of reference and appoint members to the Port of Johnstown Management Committee and this constitute first and second reading thereof.

Carried

R2015-035

**Decision:** Moved by: M. Barrett seconded by: K. Smail that a by-law to establish terms of reference and appoint members to the Port of Johnstown Management Committee be now read a third time and finally passed, signed, sealed and numbered 2015-05.

Carried

d) Set Water Rates – Village of Cardinal

Members discussed the recommendation from the Public Works, Environmental Services and Facilities Committee of the Whole. Some members raised concerns that the impacts of the recommendation were not fully considered.

R2014-036

**Decision:** Moved by: G. Morrell seconded by: M. Barrett that the mover be granted leave to introduce a by-law to amend by-law 2013-69 to impose rates for the users of the Cardinal Water and Sewer Systems and this shall constitute first and second reading thereof.

P. Sayeau requested a Recorded Vote

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

Carried (1<sup>st</sup> and 2<sup>nd</sup> reading only)

The discussion of water rates for users of the Cardinal water system will continue at the Public Works, Environmental Services & Facilities Committee of the Whole meeting scheduled for February 17, 2015.

12. CAO’s Administrative Update

R2015-037

**Decision:** Moved by: K. Smail seconded by: M. Barrett that Municipal Council receive the CAO's Administrative Report as presented.

The next Regular Council meeting was rescheduled to Thursday, February 26<sup>th</sup> as the Mayor, Deputy Mayor and CAO/Clerk will be away to the OGRA/ROMA Conference February 23 -25<sup>th</sup>.

Carried

13. Councillor Inquiries or Notices of Motion

*Deputy Mayor Taylor provided the following notice of motion:*

**Moved** by: P. Taylor seconded by: K. Smail that Municipal Council appoint the Mayor, Deputy Mayor and Ward 1 Councillor as members of an ad-hoc committee responsible with setting water and wastewater rates for the village of Cardinal.

Members discussed the motion and the present committee structure.

**Moved** by: P. Taylor seconded by: K. Smail that Council recess at 7:57pm so that Mayor Sayeau could attempt to arrange a joint meeting with Augusta Township with regards to the Draft Counties Official Plan via telephone to Mayor Malanka.

Carried

**Moved** by: P. Taylor seconded by: K. Smail that Council resume at 8:12pm. A joint meeting was not scheduled.

Discussions regarding the suggested ad hoc committee continued.

Councillor Barrett requested a recorded vote.

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

Defeated

*Councillor Smail* brought forward a motion requesting support of the Winter Festival in Cardinal. The motion was reworded with input from Council and staff as follows:

**Moved** by: K. Smail seconded by: P. Taylor that Municipal Council grant exemption to the burning by-law for the bonfire event of the annual Winter Carnival in Cardinal conditional upon suitable weather conditions and other restrictions as per the by-law and that the Edwardsburgh/Cardinal Fire Department provide support of the event.

Carried

Questions were raised and answered with respect to the provincial regulations of transporting and using fill.

14. Mayor's Report

R2015-038

**Decision:** Moved by: P. Taylor seconded by: M. Barrett that Municipal Council receive the Mayor's Report as presented.

Mayor Sayeau noted that a public presentation would be scheduled for residents with regards to the Johnstown Drainage Plan at the end of March.

Carried

15. Question Period

The following were mentioned/discussed:

- All meetings of Council are open to public
- Underpass at County Road 22 requires snow clearing
- Reasons for converting to metered water system in Cardinal

16. In Camera (if required) – None

17. Confirmation By-law

R2015-039

**Decision:** Moved by: M. Barrett 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

R2015-040

**Decision:** Moved by: M. Barrett 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 2015-07.

Carried

18. Adjournment

R2015-041

**Decision:** Moved by: G. Morrell seconded by: M. Barrett that Municipal Council does now adjourn at 8:52 pm.

Carried

These minutes were adopted by Council this 26<sup>th</sup> day of February, 2015.

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Mayor

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Deputy Clerk