

**MINUTES
REGULAR MEETING
MUNICIPAL COUNCIL
CORPORATION OF THE TOWNSHIP OF EDWARDSBURGH/CARDINAL
SPENCERVILLE MUNICIPAL OFFICE
MONDAY, JULY 27, 2015
6:30 PM**

PRESENT:

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

STAFF:

Debra McKinstry, CAO/Clerk
Melanie Stubbs, Treasurer
Randy Hopkins, Incoming Chief Building Official/By-law Enforcement Officer
Sheena Earl, Deputy Clerk

1. Call to Order

Mayor Sayeau called the meeting to order at 6:30pm.

2. Approval of Agenda

R2015-267

Decision: Moved by: K. Smail seconded by: M. Barrett that Municipal Council approves the agenda as presented.

Carried

3. Disclosure of Pecuniary Interest & the General Nature Thereof

Councillor Barrett declared interest in item 7b) Compliance Audit Committee minutes as he was the respondent involved in the request.

Councillor Morrell declared interest in item 8h) Severance Application B-57-15 (Henderson) as he is related to the applicant.

Councillor Smail declared interest in item 8j) Award Hot Mix Paving Tender as her husband is employed by one of the contract bidders.

4. Delegations

a) Marion MacLeod & Jennifer Macklem, T.I.A.R.A. – Heritage River Designation

Ms. MacLeod & Ms. Macklem provided an overview of the efforts of the Thousand Islands Area Residents' Association (TIARA) in nomination of the Upper St. Lawrence River to be designated as a Heritage River by the Canadian Heritage Rivers System (CHRS).

Ms. MacLeod and Ms. Macklem outlined the benefits of the designation, specifically with respect to tourism and prestige, and reiterated that the designation would not imply jurisdictional powers over the river nor would it impact the Township's planning rights along its shore.

Concerns were raised with respect to possible legislative changes in the future that may change the implications associated with the proposed designation. Questions were put forth regarding the timeline of the application for designation and whether unanimity of all riverfront municipalities was required.

5. Minutes of the Previous Council Meeting

a) Regular Meeting – June 22, 2015

R2015-268

Decision: Moved by: P. Taylor seconded by: M. Barrett that Municipal Council receives and approves the minutes of the Regular Meeting dated June 22, 2015.
Carried

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

7. Committee Minutes

a) Administration & Finance Committee of the Whole – July 6, 2015

R2015-269

Decision: Moved by: M. Barrett seconded by: K. Smail that Municipal Council receives and approves the minutes of the Administration & Finance Committee of the Whole meeting dated July 6, 2015.

Carried

b) Compliance Audit Committee – July 8, 2015

Councillor Barrett did not participate in discussions nor vote on the matter.

R2015-270

Decision: Moved by: G. Morrell seconded by: K. Smail that Municipal Council receives the minutes of the Compliance Audit Committee meeting dated July 8, 2015.

Carried

c) Recreation Advisory Committee – July 9, 2015

R2015-271

Decision: Moved by: K. Smail seconded by: M. Barrett that Municipal Council receives and approves the minutes of the Recreation Advisory Committee meeting dated July 9, 2015.

Carried

d) Community Development Committee – July 13, 2015

R2015-272

Decision: Moved by: P. Taylor seconded by: M. Barrett that Municipal Council receives and approves the minutes of the Community Development Committee meeting dated July 13, 2015.

Staff was requested to publicize the proposed Cardinal tree planting sites.

Carried

e) Port Management Committee

R2015-273

Decision: Moved by: G. Morrell seconded by: M. Barrett that Municipal Council receives and approves the minutes of the Port Management Committee meeting dated July 15, 2016.

Carried

f) Public Works, Environmental Services & Facilities Committee of the Whole – July 20, 2015

R2015-274

Decision: Moved by: M. Barrett seconded by: K. Smail that Municipal Council receives and approves the minutes of the Public Works, Environmental Services

and Facilities Committee of the Whole meeting dated July 20, 2015.
Carried

8. Action and Information Items from Committees

a) Holmes Drainage Assessment

R2015-275

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

Whereas in 2010 the Township of South Dundas completed work on the Thorpe-Ellis Drain and assigned drainage benefit costs to several properties in the Township of Edwardsburgh Cardinal including properties on roll numbers 0701 701 04501 106 & 107 located at 713 Pittdale Road (Holmes); and

Whereas the owners of these two properties were not initially aware that their drainage assessment was some \$200.00 or so higher than the neighbouring properties and subsequently missed the opportunity to appeal their assessments during the mandated appeal period; and

Whereas numerous attempts over the past five years to have South Dundas review and adjust the drainage assessments for these two properties have failed to bring any satisfactory resolution to the property owner; and

Whereas it is the responsibility of Edwardsburgh Cardinal to collect and remit to South Dundas the required assessment amounts, which have now been added to the tax accounts of these properties;

Therefore be it resolved that in the interest of resolving this long outstanding dispute and bringing closure to this matter the Township of Edwardsburgh Cardinal shall write-off \$200.00 of the Drainage Assessment amounts for each of the properties on roll numbers 0701 701 04501 106 & 107 and issue a credit to the tax account of each property.

Mayor Sayeau requested a recorded vote:

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

Carried

b) OSEB Resolution

R2015-276

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

Whereas the Ministry of Training, Colleges and Universities (MTCU) announced in May that it is ending the Ontario Self-Employment Benefit (OSEB) program; Whereas the OSEB program was designed to provide unemployed individuals who are or recently have been eligible for Employment Insurance with income and entrepreneurial support while learning to operate a small business;

And Whereas the program has an 83% completion rate in Leeds-Grenville over the past 5 years and 63% of the businesses launched remain open, well above Industry Canada's reported 5-year survival rate for small businesses;

And Whereas the 197 new businesses launched by OSEB graduates in Leeds-Grenville in the past 5 years sustain 204 jobs, demonstrating it is successful in giving participants a pathway to self-employment and is also an important rural economic development tool;

And Whereas OSEB programs from rural regions across Ontario have reported similar statistics; and

And Whereas MTCU's position that entrepreneurial support is available from other service providers overlooks the fact it has not replaced the essential income support component.

Now therefore be it resolved that the Council of the Township of Edwardsburgh/Cardinal recognizes the value of the Ontario Self-Employment Benefit program to rural communities and requests the Ministry of Training, Colleges and Universities immediately reinstate the program until a formal

evaluation – which must include input from delivery agencies and participants – is completed.

And further that the Ministry ensure any changes to the OSEB program retain both the entrepreneurial and income-support components that have made it successful.

Carried

c) Endorse Occupational Health & Safety Act Policies

R2015-277

Decision: Moved by: P. Taylor seconded by: M. Barrett that Municipal Council endorse the Township's Health & Safety Policy and Workplace Violence & Harassment Policy reviewed on July 6, 2015 as recommended by Administration & Finance Committee of the Whole.

Carried

d) Budget Addendums - PSAB

R2015-278

Decision: Moved by: G. Morrell seconded by: M. Barrett that Municipal Council approve the 2015 Budget Addendum – PSAB Reconciliation.

Carried

e) Maples – Senior Residence Designation Request

R2015-279

Decision: Moved by: K. Smail seconded by: M. Barrett Whereas the United Counties of Leeds Grenville housing complex in Spencerville, known as the Maples, was originally constructed as a senior's residence; and Whereas in recent years, the seniors designation was removed and the Maples was made available as geared-to-income housing; and Whereas a number of residents in Spencerville have requested that consideration be given to reverting the Maples back into a senior's residence and have indicated this through signature of the attached petition; and Whereas Council deems it desirable that the Maples be reverted to a senior's residence;
Now therefore be it resolved that the Council of the Township of Edwardsburgh/Cardinal request consideration by the Joint Services Committee of the United Counties of Leeds & Grenville to revert the Maples back to a senior's only residence.

Carried

f) Resolution to Support Keep Hydro Public

R2015-280

Decision: Moved by: P. Taylor seconded by: M. Barrett Whereas the public electricity system in Ontario is a critical asset to the economy and vital to the living standard and well-being of all Ontarians;
And whereas it is essential that Ontarians maintain public control and public decision-making with respect to electricity;
And whereas experience in other jurisdictions shows that privatization typically means consumers pay more for electricity;
And whereas a privatized Hydro One will no longer be subject to scrutiny by the Auditor General, the Ombudsman, the Financial Accountability Officer, or the Integrity Commissioner, will no longer be required to provide information or services to citizens under the Freedom of Information and Protection of Privacy Act, the Public Sector Salary Disclosure Act, or the French Language Services Act;
And whereas our public electricity system currently generates hundreds of millions of dollars in revenue for the provincial government every year to help pay for public services we all depend on;

And whereas the sale of shares in Hydro One will provide a short-term financial gain for the province in exchange for a much larger long-term financial loss;
And whereas the provincial government has no mandate from voters to sell any part of Hydro One;
And whereas opinion polls show Ontarians oppose the privatization of Hydro One by a significant margin in every part of the province;
Therefore be it resolved that the Township of Edwardsburgh/Cardinal call on the provincial government to:

- Halt the sale of any part of Hydro One, and maintain Hydro One as a public asset for the benefit of all Ontarians;
- Strengthen Hydro One by investing in the next generation of workers and upgrading our electricity transmission infrastructure;
- Respect the autonomy and local decision-making powers of local distribution companies by not forcing these companies into mergers or sales;

And be it further resolved that the Council of the Corporation of the Township of Edwardsburgh/Cardinal communicate this resolution to the Premier, with copies to the Minister of Finance, the Minister of Energy, area MPPs and the Association of Municipalities of Ontario (AMO);

And be it further resolved that the Council of the Township of Edwardsburgh/Cardinal work through AMO to encourage other Ontario municipalities to express their opposition to the privatization of Hydro One.

Carried

g) Severance Applications B-55-15 and B-56-15 (Thellend)

R2015-281

Decision: Moved by: G. Morrell seconded by: M. Barrett that Municipal Council recommend in favour of:

- 1.) Severance application B-55-15 (Thellend); and
- 2.) Severance application B-56-15 (Thellend) conditional upon a development agreement being entered into with the current owner and registered on title of the property to be severed that sets out that no development can take place on the land to be severed until municipal water and sewer services are brought to the property line at the sole cost of the owner.

Carried

h) Severance Application B-57-15 (Henderson)

Councillor Morrell left the table and did not participate in discussions nor vote on the matter.

R2015-282

Decision: Moved by: M. Barrett seconded by: K. Smail that Municipal Council recommend in favour of severance application B-57-15 (Henderson) conditional upon:

- 1.) the severed land area being reduced as small as possible to include the existing outbuildings but not smaller than 2.5 acres;
- 2.) the severed land being adjoined to the neighbouring property owned by Kenora Farms.

Carried

Councillor Morrell returned to the table.

i) Award Bin Wall Repair Project (Port)

R2015-283

Decision: Moved by: K. Smail seconded by: P. Taylor that Municipal Council awards the 2015 Bin Wall Repair Contract to Cimota Inc. at a maximum spending limit of \$375,000 and that the Port GM be authorized to sign the contract on behalf of the Township.

Carried

j) Award Hot Mix Paving Tender

Councillor Smail did not participate in discussions nor vote on the matter.

R2015-284

Decision: Moved by: P. Taylor seconded by: M. Barrett that Municipal Council award Tender EC-PW-15-05 to Karson Asphalt Paving Inc. at the low tendered price of \$522,992.00 excluding taxes.

Carried

k) Award SCBA Tender (ECFD)

R2015-285

Decision: Moved by: M. Barrett seconded by: K. Smail that Municipal Council award the purchase of 25 new Scott Safety Air-Pak X3 SCBA units supplied to M&L Supply at the purchase price of \$204,633.00 and that any shortfall at year end be covered through fire vehicle reserves.

Carried

9. Correspondence

R2015-286

Decision: Moved by: G. Morrell seconded by: K. Smail that Municipal Council receives the correspondence listings for the following dates as previously circulated:

- June 22, 2015
- June 29, 2015
- July 7, 2015
- July 15, 2015
- July 20, 2015

Carried

Moved by: M. Barrett seconded by: P. Taylor that Council recess for five minutes.

Carried

10. Approval of Disbursements

a) Municipal Accounts

R2015-287

Decision: Moved by: G. Morrell seconded by: K. Smail that Municipal Council approves payment of municipal invoices circulated and dated as follows:

- | | |
|------------------------------|---------------|
| • Report dated June 25, 2015 | \$ 17,857.17 |
| • Report dated June 25, 2015 | \$ 83,973.32 |
| • Report dated July 10, 2015 | \$ 313,438.90 |
| • Report dated July 14, 2015 | \$ 142,121.37 |
| • Report dated July 23, 2015 | \$ 88,671.87 |
| • Report dated July 24, 2015 | \$ 362,349.00 |

TOTAL: \$1,008,411.63

Carried

b) Port Accounts

R2015-288

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

- | | |
|------------|--------------|
| • Batch 23 | \$ 2,876.00 |
| • Batch 24 | \$142,112.87 |
| • Batch 25 | \$240,131.60 |
| • Batch 26 | \$397,871.45 |
| • Batch 27 | \$ 40,680.00 |

TOTAL: \$823,671.92
Carried

11. By-laws

a) Appoint Chief Building Official (Hopkins)

R2015-289

Decision: Moved by: P. Taylor seconded by: K. Smail that the mover be granted leave to introduce a by-law to appoint a Chief Building Official and that this shall constitute first and second reading thereof.

Carried

R2015-290

Decision: Moved by: P. Taylor seconded by: K. Smail that a by-law to appoint a Chief Building Official be now read a third time and finally passed, signed, sealed and numbered 2015-42.

Carried

b) Appoint Municipal Law Enforcement Officer (Hopkins)

R2015-291

Decision: Moved by: M. Barrett seconded by: K. Smail that the mover be granted leave to introduce a by-law to appoint a Municipal Law Enforcement Officer and this shall constitute first and second reading thereof.

Carried

R2015-292

Decision: Moved by: M. Barrett seconded by: P. Taylor that a by-law to appoint a Municipal Law Enforcement Officer be now read a third time and finally passed, signed, sealed and numbered 2015-43.

Carried

c) Amend Sale of Surplus Land Policy

R2015-293

Decision: Moved by: G. Morrell seconded by: K. Smail that a mover be granted leave to introduce a by-law to establish procedures for the sale of real property owned by the municipality and deemed to be surplus and this shall constitute first and second reading thereof.

Carried

R2015-294

Decision: Moved by: G. Morrell seconded by: K. Smail that a by-law to establish procedures for the sale of real property owned by the municipality and deemed to be surplus be now read a third time and finally passed, signed, sealed and numbered 2015-44.

Carried

d) Tangible Capital Asset Policy

R2015-295

Decision: Moved by: K. Smail seconded by: P. Taylor that the mover be granted leave to introduce a by-law to adopt a policy with respect to tangible capital assets and that this shall constitute first and second reading thereof.

Carried

R2015-296

Decision: Moved by: K. Smail seconded by: P. Taylor that a by-law to adopt a policy with respect to tangible capital assets be now read a third time and finally passed, signed, sealed and numbered 2015-45.

Carried

e) Amend ATV By-law

R2015-297

Decision: Moved by: P. Taylor seconded by: K. Smail that the mover be granted leave to introduce a by-law to amend by-law 2015-28 to regulate the operation of all-terrain vehicles on municipal roads and that this shall constitute first and second reading thereof.

Carried

R2015-298

Decision: Moved by: P. Taylor seconded by: K. Smail that a by-law to amend by-law 2015-28 to regulate the use of all-terrain vehicles on municipal roads be now read a third time and finally passed, signed, sealed and numbered 2015-46.

Carried

e) Agreement with Wynands – Upgrades to Unopened Road Allowance

R2015-299

Decision: Moved by: M. Barrett seconded by: P. Taylor that the mover be granted leave to introduce a by-law to authorize the Mayor and Clerk to execute a road allowance agreement with 956284 Ontario Inc. (Wynands) and that this shall constitute first and second reading thereof.

Carried

R2015-300

Decision: Moved by: M. Barrett seconded by: P. Taylor that a by-law to authorize the Mayor and Clerk to execute a road allowance agreement with 956284 Ontario Inc. (Wynands) be now read a third time and finally passed, signed, sealed and numbered 2015-47

Carried

f) Civic Holiday Designation

R2015-301

Decision: Moved by: G. Morrell seconded by: M. Barrett that the mover be granted leave to introduce a by-law to declare the August Civic Holiday as _____ day in the Township of Edwardsburgh/Cardinal and this shall constitute first and second reading thereof.

It was the consensus of members to postpone designation to 2016 in order to provide residents with more time to submit suggestions.

Moved by: M. Barrett seconded by: K. Smail that the motion be tabled until 2016.

Carried

12. CAO's Administrative Update

R2015-302

Decision: Moved by: K. Smail seconded by: P. Taylor that Municipal Council receives the CAO's Administrative Report as presented.

The CAO/Clerk reviewed her report mentioning the power of sale process with respect to the Meadowland Subdivision and the request for tenders for travel centre renovations.

The August meeting schedule was reviewed and usual meeting dates were changed to accommodate absences as follows:

Public Works, Environmental Services & Facilities – Monday, August 24th.
Port Management Committee – Thursday, August 20th.
Regular Council – Tuesday, September 1st.

Carried

13. Councillor Inquiries or Notices of Motion

R2015-303

Decision: Moved by: P. Taylor seconded by: G. Morrell that Council confirms its endorsement of the submission by the Thousand Islands Areas Residents' Association (TIARA) nominating the Upper St. Lawrence as a Canadian Heritage River.

Moved by: M. Barrett seconded by: K. Smail that the motion be tabled to the next Regular Council meeting.

Carried

14. Mayor's Report

R2015-304

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

Mayor Sayeau briefly discussed the following:

- Counties-wide Official Plan passed by Counties Council;
- Prescott Wastewater Treatment Plant Joint Board of Management meeting scheduled in June postponed and not yet rescheduled;
- Pilot camping project at Galop Canal Park to be discussed at Committee level;
- Infrastructure funding priority projects to be discussed at Committee level;
- Tourism Promotion at UCLG
- Cottage lot assessment
- Councillor training offered by AMO
- Rideau St. Lawrence Utilities Annual General Meeting to be held Aug. 12 at 11am.

Carried

15. Question Period

Questions were raised with respect to the following:

- Maples housing complex
- Ontario self-employment benefits
- Salt run-off at the Port of Johnstown

16. In Camera

R2015-305

Decision: Moved by: P. Taylor seconded by: K. Smail that Municipal Council proceeds into Closed Session at 8:40pm in order to address a matter pertaining to:

- A proposed or pending acquisition or disposition of land specifically Cottage Leases and minutes of June 22, 2015 closed session.

Carried

Council recessed for a few minutes to clear the Chambers.

Members received and discussed information with respect to a proposed termination of lease.

Members reviewed the minutes of the Closed Session of June 22, 2015.

R2015-306

Decision: Moved by: P. Taylor seconded by: K. Smail that the closed meeting does now adjourn and the open meeting of Municipal Council does now resume at 9:12pm.

Staff was directed to execute termination of one of the cottage lot leases on the basis of the agreement discussed in closed session under the terms outlined in the CAO's staff report and further staff was directed to request that solicitor Mr. Jason Shelly proceed as directed with the other five properties.

R2015-307

Decision: Moved by: P. Taylor seconded by: K. Smail that Municipal Council approves the Closed Session minutes of June 22, 2015.

Carried

17. Confirmation By-law

R2015-308

Decision: Moved by: M. Barrett seconded by: P. Taylor 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

R2015-309

Decision: Moved by: M. Barrett seconded by: P. Taylor 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 2015-48.

Carried

18. Adjournment

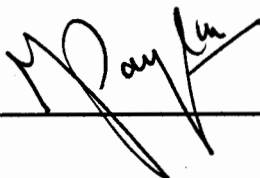
R2015-310

Decision: Moved by: G. Morrell seconded by: M. Barrett that Municipal Council does now adjourn at 9:19 pm.

Carried

These minutes were adopted by Council this 1st day of September, 2015.

Mayor



Deputy Clerk

