

**MINUTES
MUNICIPAL COUNCIL
CORPORATION OF THE TOWNSHIP OF EDWARDSBURGH/CARDINAL
SPENCERVILLE MUNICIPAL OFFICE
TUESDAY, NOVEMBER 27, 2018
6:30 PM**

PRESENT:

Mayor Pat Sayeau
Deputy Mayor Peggy Taylor
Councillor Michael Barrett
Councillor Gerry Morrell

REGRETS:

Councillor Karie Smail

STAFF:

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

1. Call to Order

Mayor Sayeau called the meeting to order at 6:35pm following presentation of the 2018 Citizen of the Year Award to Gloria Knapp and recognizing years of service for several Township Volunteer Firefighters. Mayor Sayeau noted Councillor Smail's regrets and recognized two councilor-elect members in attendance.

2. Approval of the Agenda

R2018-378

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

Carried

3. Disclosure of Pecuniary Interest & the General Nature Thereof

Councillor Morrell declared an interest on item 11c) as his brother-in-law is a respondent to the Sayeau Drain.

4. Delegations & Presentations

a) Heather & Chris Abrams – 3049 Walker St Concern

Ms. Abrams provided a timeframe with respect to the sewer backup that occurred in late September. Ms. Abrams highlighted that the sewer had also backed up into her house in 2016, after which they were required to hire professional cleaners. Ms. Abrams requested that the Township cover the cleanup costs, completed by Knapp's Construction, for the September incident since it was the second time the issue had occurred and Ms. Abrams assertion was that the blockage was on Township property. Ms. Abrams noted that neighbours on Walker St have had similar incidents occur over the past few years where the Township did not assist with clean up.

Members recognized that similar incidents have occurred in the past, however the Township was not liable to cover the clean up costs. There was a brief discussion with respect to possible causes of the blockage and it was noted that due to the short turnaround time of the delegation request, staff were not able to prepare a report for Council. There was consensus from Council that a staff

report be provided for the January 14th Committee of the Whole meeting and that Mr. and Ms. Abrams may be present as a delegation.

5. Minutes of the Previous Council Meetings

a) Regular Council – October 29, 2018

R2018-379

Decision: Moved by: G. Morrell seconded by: P. Taylor that Municipal Council receives and approves the minutes of the Regular Meeting dated October 29, 2018.

Carried

6. Business Arising from the Previous Council Meetings

Members enquired if there were any updates with respect to the sale of the Prescott Machine and Welding building to BBL Energy. It was noted that there are still conditions to be waived.

7. Committee Minutes

a) Port Management Committee – October 25, 2018

R2018-380

Decision: Moved by: M. Barrett seconded by: P. Taylor that Municipal Council receives the minutes of the Port Management Committee meeting dated October 25, 2018.

Carried

b) Community Development Committee – November 5, 2018

R2018-381

Decision: Moved by: G. Morrell seconded by: P. Taylor that Municipal Council receives and approves the minutes of the Community Development Committee meeting dated November 5, 2018.

Carried

c) Public Meeting – Rezoning of 921 County Rd 2 – November 12, 2018

R2018-382

Decision: Moved by: P. Taylor seconded by: G. Morrell that Municipal Council receives the minutes of the Public Meeting for the rezoning of 921 County Rd 2 dated November 12, 2018.

Carried

d) Committee of the Whole – Administration & Finance, Public Works, Environmental Services & Facilities – November 12, 2018

R2018-383

Decision: Moved by: M. Barrett seconded by: P. Taylor that Municipal Council receives and approves the minutes of Committee of the Whole – Administration & Finance, Public Works, Environmental Service & Facilities meeting dated November 12, 2018.

Carried

8. Action and Information Items from Committees

a) Severance Application B-104-18 (Spratt)

R2018-384

Decision: Moved by: G. Morrell seconded by: P. Taylor that Municipal Council recommends that the UCLG declines the severance application B-104-18 (Sprott), as recommended by Community Development Committee.

Carried

b) 25 Elizabeth St – Replacement of R/O & Water Conditioner

Members highlighted the need for continuing the Township plan of entering into well agreements in order to retire the current r/o and water conditioner system liabilities.

R2018-385

Decision: Moved by: P. Taylor seconded by: G. Morrell that Municipal Council approve the transfer from reserve of \$3,458.00 to cover the reverse osmosis and water conditioner replacement costs at 25 Elizabeth Street, as recommended by Committee of the Whole – Administration & Finance – Public Works, Environmental Services & Facilities.

Carried

c) Year in Review

Members enquired if there were any updates with respect to PurpleFarm Inc development. It was noted that PurpleFarm is doing interior work on the building while they wait for approval for their medical marijuana production licence. There was a brief discussion with respect to the Recreation Coordinator position. It was noted that the position had been 50% funded by the Ministry and will need to be discussed as part of the 2019 budget.

R2018-386

Decision: Moved by: G. Morrell seconded by: M. Barrett that Municipal Council receive the 2018 Year in Review report.

Carried

d) Tax Sale Property Roll# 701-702-005-09800-0000

Members enquired if the land may be given to Habitat for Humanity. It was noted that the new council will need to review and discuss options.

R2018-387

Decision: Moved by: M. Barrett seconded by: P. Taylor that Municipal Council:

1. Authorize the Treasurer to register on title a notice of vesting of property roll #701-702-005-09800-0000 located at 2026-2028 Dundas St S, Cardinal; and
2. Declare the land surplus to the needs of the Township and advertise the property for sale in accordance with the land disposal policy.

Carried

9. Correspondence

R2018-388

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

- October 30, 2018
- November 7, 2018
- November 20, 2018

Carried

10. Approval of Municipal Disbursements

R2018-389

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

- Report dated November 5, 2018 \$ 294,799.14
- Report dated November 12, 2018 \$ 129,455.26
- Report dated November 23, 2018 \$2,079,495.67

TOTAL: \$2,503,750.07
Carried

11. By-laws

a) Amend By-law 2012-35 – Rezoning of 921 County Rd 2

R2018-390

Decision: Moved by: G. Morrell seconded by: M. Barrett that the mover be granted leave to introduce a by-law to amend comprehensive zoning by-law 2012-35, as amended, and this shall constitute first and second reading thereof.

Carried

R2018-391

Decision: Moved by: G. Morrell seconded by: M. Barrett that a by-law to amend the comprehensive zoning by-law 2012-35, as amended be now read a third time and finally passed, signed, sealed and numbered 2018-72.

Carried

b) Recreation Fee Schedule

R2018-392

Decision: Moved by: G. Morrell seconded by: M. Barrett that the mover be granted leave to introduce a by-law to establish the rates and fees for various services performed by the recreation department and this shall constitute first and second reading thereof.

Carried

R2018-393

Decision: Moved by: G. Morrell seconded by: M. Barrett that a by-law to establish the rates and fees for various services performed by the recreation department be now read a third time and finally passed, signed, sealed and numbered 2018-73.

Carried

Members enquired why the fee schedule is set well ahead of the effective date. It was noted that the fee schedule at the end of the year accommodates the timeframe for hockey association budgets, registration and new ice rental contracts.

c) Sayeau Drain

Councillor Morrell did not participate in the discussion or vote on the matter.

R2018-394

Decision: Moved by: M. Barrett seconded by: P. Taylor that the mover be granted leave to introduce a by-law to adopt the engineer's report for the Sayeau municipal drain and this shall constitute first and second reading thereof.

Carried

R2018-395

Decision: Moved by: M. Barrett seconded by: P. Taylor that a by-law to adopt the engineer's report for the Sayeau municipal drain be now read a third time and

finally passed, signed, sealed and numbered 2018-74.

Carried

Members noted that the Sayeau Drainage Engineer's Report has been discussed at length during Committee of the Whole meetings.

12. CAO's Administrative Update

Council reviewed the CAO's administrative update and discussed the following items specifically:

- Highlighted the upcoming meeting schedule, specifically changes in January to accommodate members attending the ROMA conference
- 730 Truck Stop receivership, specifically with respect to the outstanding taxes
- Plan to update the Township Office clock through the Hubbard Memorial fund will not proceed due to replacement estimates exceeding expected costs
- Highlighted that the Township is grateful to the Town of Prescott for lending the Township their Zamboni while ours receives mechanical repair work
- Members noted that the Prescott WWTP board of management met on November 22 and the 2019 budget was adopted

R2018-396

Decision: Moved by: G. Morrell seconded by: M. Barrett that Municipal Council receives the CAO's Administrative Report as presented.

Carried

13. Councillor Inquiries or Notices of Motion

Mayor Sayeau enquired as to the next steps for the Sayeau Drain. It was noted that the report will be sent out to the benefitting land owners and Mr. Henderson will be invoiced for the Engineer's Report.

Councillor Morrell extended his appreciation and thanks to Council and Staff for the past 8 years on Council.

14. Mayor's Report

Mayor Sayeau reported on the following:

- Successfully completed the CAO/Clerk performance appraisal, who received a bonus in accordance with established policy
- Cormorants – correspondence received from Ministry of Natural Resources and Forestry with respect to proposal for a cormorant hunting season
- Extended thanks to departing Council members and highlighted Council's accomplishments

R2018-397

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

Carried

15. Question Period

Questions/comments were raised with respect to the following:

- Delegation information requested

16. Closed Session

R2018-398

Decision: Moved by: M. Barrett seconded by: G. Morrell that Municipal Council proceeds into closed session at 7:35 pm in order to address a matter pertaining to:

- The receiving of advice that is subject to solicitor/client privilege, including communications necessary for that purpose; Specifically: **Baguss-Brown Drain & Minutes of Closed Sessions dated May 28, 2018 and July 18, 2018**

Carried

Council recessed for 5 minutes to clear the chambers.

R2018-399

Decision: Moved by: M. Barrett seconded by: G. Morrell that the closed meeting does now adjourn and the open meeting of Municipal Council does now resume at 7:47pm.

Carried

R2018-400

Decision: Moved by: G. Morrell seconded by: M. Barrett that Municipal Council approves the minutes of closed session dated May 29, 2018 and July 18, 2018.

Carried

R2018-401

Decision: Moved by: M. Barrett seconded by: G. Morrell that Municipal Council directs staff to contact OMAFRA to correct and update the AGMaps website to reflect the fact that the Baguss-Brown drain is not a drainage works.

Carried

17. Confirmation By-law

R2018-402

Decision: Moved by: P. Taylor seconded by: G. Morrell 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

R2018-403

Decision: Moved by: P. Taylor seconded by: G. Morrell 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 2018-75.

Carried

18. Adjournment

R2018-404

Decision: Moved by: M. Barrett seconded by: G. Morrell that Municipal Council does now adjourn at 7:50 pm.

Carried

These minutes were adopted by Council this 10th day of December, 2018.



Mayor



Deputy Clerk