

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

PRESENT:

Mayor Pat Sayeau
Deputy Mayor Peggy Taylor
Councillor Michael Barrett
Councillor Gerry Morrell
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 6:30pm and congratulated Councillor Barrett on winning the PC nomination to run in the upcoming federal by-election.

2. Approval of the Agenda

R2018-283

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

Carried

3. Disclosure of Pecuniary Interest & the General Nature Thereof

Deputy Mayor Taylor declared an interest on items: 11a) as the by-law pertains to the rezoning of her property, and 11c) due to family members being involved with the Mary Street Outlet.

4. Delegations & Presentations – None

5. Minutes of the Previous Council Meetings

a) Regular Council – July 23, 2018

R2018-284

Decision: Moved by: P. Taylor seconded by: K. Smail that Municipal Council receives and approves the minutes of the Regular Meeting dated July 23, 2018.

Carried

6. Business Arising from the Previous Council Meetings

There was a brief discussion with respect to the June Recreation Advisory Committee meeting, specifically if the Township and cormorant trapper are spraying the eggs as a control mechanism. It was noted that Council set a budget of \$4000 and staff will discuss spraying with the trapper.

7. Committee Minutes

a) Port Management Committee – July 18, 2018

R2018-285

Decision: Moved by: M. Barrett seconded by: G. Morrell that Municipal Council receives the minutes of the Port Management Committee meeting dated July 18, 2018.

Carried

b) Public Meeting – Rezoning of 422 Chambers Rd – August 13, 2018

R2018-286

Decision: Moved by: G. Morrell seconded by: K. Smail that Municipal Council receives the minutes of the Public Meeting for the rezoning of 422 Chambers Road dated August 13, 2018.

Carried

c) Committee of the Whole Administration & Finance – August 13, 2018

R2018-287

Decision: Moved by: K. Smail seconded by: P. Taylor that Municipal Council receives and approves the minutes of Committee of the Whole – Administration & Finance meeting dated August 13, 2018.

Carried

d) Recreation Advisory Committee – August 14, 2018

R2018-288

Decision: Moved by: P. Taylor seconded by: K. Smail that Municipal Council receives and approves the minutes of the Recreation Advisory Committee meeting dated August 14, 2018.

Carried

e) Committee of the Whole – Public Works, Environmental Services & Facilities
– August 20, 2018

R2018-289

Decision: Moved by: M. Barrett seconded by: G. Morrell that Municipal Council receives and approves the minutes of Committee of the Whole – Public Works, Environmental Service & Facilities meeting dated August 20, 2018.

Carried

8. Action and Information Items from Committees

a) Ontario's Green Energy Projects Resolution

R2018-290

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

WHEREAS Ontario's Green Energy Act clearly outlines the commitment the Province has to Green Energy; and

WHEREAS municipal governments have been removed from having any meaningful input in these Green Energy projects; and

WHEREAS legal agreements between municipalities and Green Energy companies cannot guarantee the future safeguards needed to protect lower tier governments from financial exposure if Green Energy companies forfeit their responsibilities; and

WHEREAS the magnitude of some of these projects would financially cripple a municipal government if they inherited restoration or repair cost;

NOW THEREFORE BE IT RESOLVED THAT the Province of Ontario extend its areas of responsibility to include any costs that municipalities may have to inherit from Green Energy projects, such as water quality, site restoration, and infrastructure repair;

AND FURTHER THAT this resolution be forwarded to Premier Doug Ford, Minister of Energy Greg Rickford, Leeds-Grenville MPP and Minister of Municipal Affairs and Housing Steve Clark, United Counties of Leeds and Grenville, and AMO.

Carried

b) FASD Awareness Day Proclamation

R2018-291

Decision: Moved by: M. Barrett seconded by: G. Morrell

WHEREAS FASD is a life-long neurological whole-body disorder, with 428 co-occurring conditions, and is the leading cause of developmental disabilities; and **WHEREAS** with the highest prevalence estimated at 4% or 1.5 million Canadian with FASD, it remains largely stigmatized, underfunded and unrecognized by the public at large; and

WHEREAS on the 9th day of the 9th month, Council recognizes that as a socially responsible community, we realize a need to increase support and awareness for alcohol-free pregnancies and inclusion for people with FASD; and

WHEREAS the Municipal Council of the Township of Edwardsburgh Cardinal supports organizations and individuals committed to raising awareness about diseases, conditions and illnesses that affect Canadians; and

WHEREAS in recognition of FASD Awareness Day, Municipal Council of the Township of Edwardsburgh Cardinal joins other municipalities around Canada, and invites our citizens to recognize and work together to raise awareness, support healthy pregnancies, reduce stigma and draw attention to the need for funding and support of individuals with FASD; and

WHEREAS through education, fundraising and support, the health and well-being of our communities are improved.

NOW THEREFORE BE IT RESOLVED THAT the Municipal Council of the Township of Edwardsburgh Cardinal, does hereby proclaim September 9, 2018, as Fetal Alcohol Spectrum Disorder Awareness Day within the Township of Edwardsburgh Cardinal.

Carried

c) Public Rail Safety Week Proclamation

R2018-292

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

WHEREAS Public Rail Safety Week is to be held across Canada and the United States from September 23 to 29, 2018; and

WHEREAS it is in the public interest to raise citizens' awareness on reducing avoidable accidents, injuries and damage caused by collisions at level crossings or incidents involving trains and citizens; and

WHEREAS Operation Lifesaver is a public/private partnership whose aim is to work with the rail industry, governments, police services, the media and other agencies and the public to raise rail safety awareness; and

WHEREAS CN has requested Council adopt this resolution in support of its ongoing effort to save lives and prevent injuries in communities, including our municipality;

NOW THEREFORE BE IT RESOLVED THAT the Municipal Council of the Township of Edwardsburgh Cardinal, does hereby proclaim September 23 to 29, 2018, as Public Rail Safety Week within the Township of Edwardsburgh Cardinal.

Carried

d) AMO – North American Free Trade Agreement Resolution

R2018-293

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

WHEREAS the North American Free Trade Agreement (NAFTA) governs nearly every aspect of Canada and the United States economic relationship including manufacturing, agriculture, resource industries, and services; and

WHEREAS about 80% of all of Ontario's exports go to the United States and Ontario is the top trading partner of half of all American States; and

WHEREAS even minor changes to the established trade relationship between Canada and the United States could have significant consequences for works, consumers, and governments on both sides of the border; and

WHEREAS Canada's and Ontario's economic future and the continued well-being of communities and their local economies depend on free and fair-trading relationships based in current future trade agreements; and
WHEREAS AMO has resolved that Ontario municipal governments, represented by AMO, stand together with the Federal and Ontario governments in their efforts to protect Canadian jobs and local economies; and has further resolved that; AMO will work with the Province of Ontario to support the interests of municipalities and communities affected by trade disputes and during ongoing trade agreement negotiations; and has further resolved that;
AMO will work with the Federation of Canadian Municipalities to ensure that Canada understands the municipal impacts affected by trade disputes and during ongoing trade agreement negotiations;
NOW THEREFORE BE IT RESOLVED THAT the Municipal Council of the Township of Edwardsburgh Cardinal supports AMO's resolution.

Carried

e) Emergency ORO – Bennett St. Well Supply

R2018-294

Decision: Moved by: K. Smail seconded by: P. Taylor that Municipal Council direct staff to develop an MOU with the UCLG to perform emergency ORO duties under specified terms and conditions as recommended by Committee of the Whole – Public Works, Environmental Services & Facilities.

Carried

f) NDMP Funding – Flood Mitigation Measures – Cardinal WTP

R2018-285

Decision: Moved by: M. Barrett seconded by: G. Morrell
WHEREAS the Township of Edwardsburgh Cardinal, in partnership with South Nation Conservation, intends to submit a proposal to the National Disaster Mitigation Program (NDMP) for funding to undertake a project to mitigate potential detrimental effects of flooding on the Cardinal Water Treatment Plant; and
WHEREAS the project will include the creation of a berm along the southern half of the Water Treatment Plant to avoid a potential full system shutdown or contingency water supply activation; and
WHEREAS the NDMP will provide 50% funding to approved projects; and
WHEREAS Edwardsburgh Cardinal intends to contribute the remaining 50% of the total project cost if the proposal is approved by the NDMP;
NOW THEREFORE BE IT RESOLVED THAT the Township of Edwardsburgh Cardinal supports the application to the NDMP and commits to funding 50% of the total project cost of Flood Mitigation Measures for the Cardinal Water Treatment Plant from the 2019 budget if the application is approved by the NDMP.

Carried

9. Correspondence

R2018-296

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

- July 30, 2018
- August 17, 2018

Carried

10. Approval of Municipal Disbursements

R2018-297

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

- Report dated August 1, 2018 \$ 387,847.93
- Report dated August 9, 2018 \$ 133,135.93
- Report dated August 9, 2018 \$ 715.00
- Report dated August 23, 2018 \$ 773,726.06

TOTAL: \$1,295,424.92
Carried

11. By-laws

a) Zoning Amendment - Taylor

Deputy Mayor Taylor did not participate in the discussion or vote on the matter.

R2018-298

Decision: Moved by: K. Smail seconded by: G. Morrell that the mover be granted leave to introduce a by-law to amend the zoning by-law 2012-35, as amended, for Parts of Lots 3 and 4, Concession 4 (Taylor property) and this shall constitute first and second reading thereof.

Carried

R2018-299

Decision: Moved by: K. Smail seconded by: G. Morrell that a by-law to amend the zoning by-law 2012-35, as amended, for Parts of Lots 3 and 4, Concession 4 (Taylor property) be now read a third time and finally passed, signed, sealed and numbered 2018-52.

Carried

b) Appoint Alternate to Counties Council

R2018-300

Decision: Moved by: M. Barrett seconded by: G. Morrell that the mover be granted leave to introduce a by-law to appoint an Alternate Member to the council of the United Counties of Leeds and Grenville during the absence of the Mayor and this shall constitute first and second reading thereof.

Carried

R2018-301

Decision: Moved by: M. Barrett seconded by: G. Morrell that a by-law to appoint an Alternate Member to the council of the United Counties of Leeds and Grenville during the absence of the Mayor be now read a third time and finally passed, signed, sealed and numbered 2018-53.

Carried

c) Easement Agreement – MacKinnon

Deputy Mayor Taylor did not participate in the discussion or vote on the matter.

R2018-302

Decision: Moved by: K. Smail seconded by: G. Morrell that the mover be granted leave to introduce a by-law to authorize an easement agreement with Joan MacKinnon for 2513 County Road 2 and this shall constitute first and second reading thereof.

Carried

R2018-303

Decision: Moved by: K. Smail seconded by: G. Morrell that a by-law to authorize an easement agreement with Joan MacKinnon for 2513 County Road 2 be now read a third time and finally passed, signed, sealed and numbered 2018-

54.

Carried

d) Amendment to Lease Agreement - Port

R2018-304

Decision: Moved by: G. Morrell seconded by: K. Smail that the mover be granted leave to introduce a by-law to authorize the Mayor and Clerk to execute an amendment to lease agreement for Port of Johnstown property and this shall constitute first and second reading thereof.

Carried

R2018-305

Decision: Moved by: G. Morrell seconded by: K. Smail that a by-law to authorize the Mayor and Clerk to execute an amendment to lease agreement for Port of Johnstown property be now read a third time and finally passed, signed, sealed and numbered 2018-55.

Carried

e) Assignment of Lease Agreement - Port

R2018-306

Decision: Moved by: K. Smail seconded by: P. Taylor that the mover be granted leave to introduce a by-law to authorize the Mayor and Clerk to execute the assignment and consent to assignment of a lease agreement for Port of Johnstown property number P-37 and this shall constitute first and second reading thereof.

Carried

R2018-307

Decision: Moved by: K. Smail seconded by: P. Taylor that a by-law to authorize the Mayor and Clerk to execute the assignment and consent to assignment of a lease agreement for Port of Johnstown property number P-37 be now read a third time and finally passed, signed, sealed and numbered 2018-56.

Carried

12. CAO's Administrative Update

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

- Service Line Warranties of Canada recent rural mail out concerns and what steps staff will be taking to deal with breach of agreement
- Tax sales in the Township
- Economic Development efforts to achieve site certification until 2022
- Tender for Township directional signage
- Funding to replace the Township Office clock
- 730 Truck Stop insurance claim
- Mr. Buffett started work at the part-time By-law Enforcement Officer
- Township working on the Cardinal dock
- Emergency exercise training taking place on August 29
- Prescott Water and Wastewater plant RFP

Council discussed the Prescott water and wastewater plant RFP, noting that the time period is too short to wait until the September Council meeting for a decision as to whether or not staff should pursue the RFP and prepare documents. Members debated if the Township should be getting more involved with the Town of Prescott water and wastewater plant. Council discussed the timeframe to submit the documents for the RFP and raised concerns about taking staff time out of their everyday duties and the Walker St. project in order to prepare the required documents for the RFP.

Members suggested that staff work on preparing the required documents for the RFP in case Prescott reissues the RFP or lengthens the response time window. Members discussed the possible benefits of the Township operating the Prescott water and wastewater plant and asked for clarification with respect to liability. It was noted that the Town of Prescott would be responsible for any issues that occur. There was consensus from Council to wait and see if Prescott receives any responses to the RFP and for staff to signal to Prescott that the Township may be interested if the RFP response time were to be extended.

R2018-308

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

Carried

13. Councillor Inquiries or Notices of Motion

Councillor Smail requested that the two letters from the Spencerville Legion with respect to lottery licensing and sewer charges that were contained in the August 27 correspondence package be discussed at their appropriate Committee of the Whole meetings.

Mayor Sayeau brought forward a concern with respect to the limitations associated with the use of corporate resources for municipal elections policy, specifically regarding the use of the Johnstown Community Centre for an all-candidates meeting. Members discussed the current policy and how no campaigning is allowed on municipal property/facilities.

Members debated if an all-candidates meeting would be considered campaigning. Members suggested that if an exception is made, the organization renting the Community Centre should be required to pay fair market value for the use of the space. Members suggested that the full policy be reviewed. It was noted that the Clerk has the authority to conduct the election in accordance with the Act and may use his/her discretion and delegated authority pertaining to election matters and concerns raised. There was consensus from Council to review the policy at the Committee of the Whole meeting on September 10 to consider an amendment to allow for all-candidates meeting(s) at the Johnstown Community Centre.

14. Mayor's Report

Mayor Sayeau reported on the following:

- Read out the letter sent to the Town of Prescott with respect to the recent closure of the Leo Boivin Arena
- Attended the Rideau St. Lawrence AGM on August 8. Received dividends
- Attended AMO Conference: Met with Minister of Energy with respect to the additional funding for the natural gas expansion program, and met with Minister of Tourism with respect to hosting Great Lakes and area cruise tourism
- Discussed cannabis retail consultation process and how each municipality must signal to the province if the municipality would be willing to host retail stores
- Met with interested investors with respect to industrial business
- Aug 23: DWQMS review took place
- Giant Tiger at 60% moved into the Johnstown building and continues to hire new employees

R2018-309

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

Carried

15. Question Period

Questions/comments were raised with respect to the following:

- Cannabis retail in Township
- Labour Day Parade in Cardinal
- Update provided with respect to the Bluegrass Festival

There was consensus from Council that the Committee of the Whole – PW/ES/F meeting scheduled for October 15 be moved to October 16.

16. Closed Session – None

17. Confirmation By-law

R2018-310

Decision: Moved by: G. Morrell 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

R2018-311

Decision: Moved by: G. Morrell 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 2018-57.

Carried

18. Adjournment

R2018-312

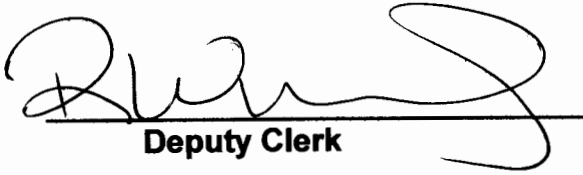
Decision: Moved by: K. Smail seconded by: P. Taylor that Municipal Council does now adjourn at 8:03 pm.

Carried

These minutes were adopted by Council this 24th day of September, 2018.



Mayor



Deputy Clerk