

**MINUTES
MUNICIPAL COUNCIL**

**Monday, July 26, 2021
6:30 PM
Council Chambers and by Zoom
18 Centre Street, Spencerville ON
Contact the Township Office to Register
(613)658-3055**

PRESENT: Mayor Pat Sayeau
Deputy Mayor Tory Deschamps
Councillor Hugh Cameron
Councillor Stephen Dillabough
Councillor John Hunter

STAFF: Dave Grant, CAO
Rebecca Williams, Clerk
Melanie Stubbs, Treasurer
Gord Shaw, Director of Operations
Mike Spencer, Manager of Parks, Recreation & Facilities
Candise Newcombe, Deputy Clerk

1. Call to Order

Mayor Sayeau called the meeting to order at 6:40 p.m.

2. Approval of Agenda

Decision: 2021-255

Moved by: T. Deschamps

Seconded by: J. Hunter

That Municipal Council approves the agenda as amended with removal of item 8g.

Carried

3. Disclosure of Pecuniary Interest & the General Nature Thereof

None.

4. Delegations & Presentations

None.

5. Minutes of the Previous Council Meetings

a. Regular Meeting - June 28, 2021

Decision: 2021-256

Moved by: J. Hunter

Seconded by: T. Deschamps

THAT Municipal Council receives and approves the minutes of the Regular Meeting dated June 28, 2021.

Carried

6. Business Arising from the Previous Council Meeting (if any)

None.

7. Committee Minutes

- a. Public Library Board - May 25, 2021

Decision: 2021-257

Moved by: H. Cameron

Seconded by: J. Hunter

THAT Municipal Council receives the minutes of the Public Library Board Meeting dated May 25, 2021.

Carried

- b. Committee of the Whole - Community Development - July 5, 2021

Decision: 2021-258

Moved by: T. Deschamps

Seconded by: J. Hunter

THAT Municipal Council receives and approves the minutes of the Committee of the Whole- Community Development Meeting dated July 5, 2021.

Carried

- c. Committee of the Whole - Administration & Finance - July 12, 2021

Council inquired if there had been any response received from the Solicitor General regarding the OPP Detachment Board submission. It was noted there has been no correspondence received.

Decision: 2021-259

Moved by: S. Dillabough

Seconded by: H. Cameron

THAT Municipal Council receives and approves the minutes of the Committee of the Whole- Administration & Finance Meeting dated July 12, 2021.

Carried

- d. Committee of the Whole - Public Works, Environmental Services & Facilities - July 19, 2021

Decision: 2021-260

Moved by: H. Cameron

Seconded by: J. Hunter

THAT Municipal Council receives and approves the minutes of the Committee of the Whole- Public Works, Environmental Services & Facilities dated July 19, 2021.

Carried

8. Action and Information Items from Committees

- a. Application for Severance - 2107 Jochem Rd - Russell

Decision: 2021-261

Moved by: S. Dillabough

Seconded by: H. Cameron

THAT Municipal Council recommend in favour of severance B-89-21 (2107 Jochem Rd- Russell), with the condition that a Minor Variance be

obtained to allow a lesser frontage on the severed and retained lots, and that the fees be waived for the minor variance, as recommended by the Committee of the Whole- Community Development.

Carried

- b. Revised Recommendation for Severance, South St (Jansen/1504107 Ontario Inc.)

Decision: 2021-262

Moved by: H. Cameron

Seconded by: S. Dillabough

THAT Municipal Council recommend in favour of severance B-80-21 (South St-Jansen/1504107 Ontario Inc.), with the condition that a Minor Variance be obtained to address the deficient rear yard setback and the applicant enter into a Development Agreement, to the satisfaction of the Township, to implement the recommendations of the Hydrogeological Study prepared by Morey Associates.

Carried

- c. Connell Rd Culvert Cured In Place Pipe Liner Project

Decision: 2021-263

Moved by: S. Dillabough

Seconded by: H. Cameron

THAT Municipal Council:

1. Authorize staff to award the culvert cured in place pipe liner project to Canadian Water Works (CWW) in the amount of \$72,000.00 plus non-rebated HST and cover the estimated \$27,000.00 unbudgeted portion through the storm sewer reserves; and
2. Authorize the Director of Operations to execute the necessary documents.

As recommended by Committee of the Whole- Public Works, Environmental Services & Facilities.

Carried

- d. SNC - Use of Unopened Road Allowance - Forest Operations

Decision: 2021-264

Moved by: J. Hunter

Seconded by: T. Deschamps

THAT Municipal Council approve the request for use of the unopened road allowance by South Nation Conservation Authority (SNC) to conduct timber harvest operations and direct staff to develop an agreement with SNC stipulating the conditions for use, as recommended by Committee of the Whole- Public Works, Environmental Services & Facilities.

Carried

- e. Cardinal Waterfront Paving - Additional Work

Decision: 2021-265

Moved by: T. Deschamps

Seconded by: J. Hunter

THAT Municipal Council authorize the CAO to proceed with additional paving at the Cardinal waterfront, under one of the existing current contracts, to an upset limit of \$155,000.00 and cover the cost through the Federal Gas Tax Fund, as recommended by Committee of the Whole- Public Works, Environmental Services & Facilities.

Carried

f. Port - Sale of Surplus Land

Members noted that the Port received confirmation that the Prescott Golf Course has proof of ownership for the parcel of land that runs along the golf course and CPR line. The Golf Course was able to provide sufficient documentation to support their ownership claim, though the title was not officially registered with the Land Registry Office.

Decision: 2021-266

Moved by: H. Cameron

Seconded by: S. Dillabough

THAT Municipal Council directs the Port General Manager and Mayor to proceed with the process of selling the surplus property identified as: PT LT 36, CON 1, Edwardsburgh PT 1, 15R9899, Edwardsburgh Cardinal, and return to Committee with a recommendation regarding the sale, as recommended by the Port Management Committee.

Carried

g. Property Clean Up - Contractor

Agenda amended to remove item.

9. Correspondence

Decision: 2021-267

Moved by: J. Hunter

Seconded by: T. Deschamps

THAT Municipal Council receives the correspondence listings for the following dates as previously circulated:

- July 5, 2021
- July 7, 2021
- July 15, 2021
- July 23, 2021

Carried

10. Approval of Municipal Disbursements

Council reviewed the disbursements and sought clarification on the following items:

- Portable gas pressure washer, specifically if it could be utilized to maintain cleanliness at the Cardinal Waterfront path due to the accumulation of Canada Geese and other fowl droppings. It was noted while the equipment is capable of the task in question, the issue is lack of staff available to make this a regular maintenance project.
- Council requested clarity on some of the acronyms associated with certain charges.
- Credit card purchases of new park benches for the Cardinal Waterfront Trail.

- Cardinal Waterfront Trail walkway protection barrier.

Decision: 2021-268

Moved by: T. Deschamps

Seconded by: J. Hunter

THAT Municipal Council approves payment of municipal invoices circulated and dated as follows:

- Report dated June 28 (2021-72) \$191,328.42
- Report dated June 20 (2021-74) \$146,604.71
- Report dated July 15 (2021-77) \$148,428.10
- Report dated July 16 (2021-78) \$165,842.49
- Report dated July 21 (2021-82) \$148,532.78

Total: \$800,736.50

Carried

11. By-laws

- a. Dissolve Ward System within the Township

Members noted their concerns about dissolving of the ward system, noting issues such as perceived lack of representation in certain ward areas and a believed overall resistance of the public to abolish the current election system. There was a brief discussion on a Facebook survey completed by a few residents within the Township and how Council may take into consideration the results. It was noted that all Council members were elected to represent the entire Township, regardless of Wards. It was noted that Edwardsburgh Cardinal is one of the few municipalities left in Eastern Ontario to maintain the ward system. Members highlighted that the ward system was implemented post amalgamation without public consultation, therefore, dissolving the ward system should remain a Council decision.

Members noted that an at large system allows every elector in the Township to elect all Council representatives, rather than only one representative for their respective ward. Members noted that during the 2022 election process, the Township will provide educational materials to the public regarding the at large election system.

The public notice and appeal process, which includes publishing to the Township website and the local newspapers was outlined. It was noted that, there is a 45 day period for appeals to the Ontario Land Tribunal. If no appeals are received within the timeframe, the Township will consult with MPAC to implement changes for the 2022 Municipal Election.

Decision: 2021-269

Moved by: J. Hunter

Seconded by: S. Dillabough

THAT a bylaw to dissolve the ward system of electoral representation and institute an at-large system of electoral representation in the Township of Edwardsburgh Cardinal, be now read a third time and finally passed, signed, sealed and numbered 2021-42

| | Yea | Nay |
|----------------|------------|------------|
| P. Sayeau | | X |
| T. Deschamps | X | |
| H. Cameron | | X |
| S. Dillabough | X | |
| J. Hunter | X | |
| Results | 3 | 2 |

Carried (3 to 2)

- b. Amend Site Plan Control - ELC Automotive

Decision: 2021-270

Moved by: S. Dillabough

Seconded by: T. Deschamps

THAT the mover be granted leave to introduce a bylaw to authorize an amendment to the site plan control agreement (ELC Automotive) registered as Instrument NO. GC61217, as authorized by bylaw 2019-60, and this shall constitute first and second reading thereof.

Carried

Decision: 2021-271

Moved by: S. Dillabough

Seconded by: T. Deschamps

THAT the mover be granted leave to introduce a bylaw to authorize an amendment to the site plan control agreement (ELC Automotive) registered as Instrument NO. GC61217, as authorized by bylaw 2019-60, be now read a third time and finally passed, signed, sealed and numbered 2021-43.

Carried

- c. Cormorant Control on OPG Lands - Licence Amending Agreement

Decision: 2021-272

Moved by: T. Deschamps

Seconded by: J. Hunter

THAT the mover be granted leave to introduce a bylaw to enter into a licence amending agreement with Ontario Power Generation Inc. (OPG), and this shall constitute first and second reading thereof.

Carried

Decision: 2021-273

Moved by: T. Deschamps

Seconded by: J. Hunter

THAT the mover be granted leave to introduce a bylaw to enter into a licence amending agreement with Ontario Power Generation Inc. (OPG), be now read a third time and finally passed, signed, sealed, and numbered 2021-44.

Carried

12. CAO's Administrative Update

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

- Job Site Challenge submission to site selector filed on July 23, 2021.
- The second intake of funding under the Green stream of the Investing in Canada Infrastructure Program (ICIP) opened July 13 with a deadline of September 9, 2021. Staff will prepare a submission for the County Rd 2 water/sewer project in Cardinal.
- Final tax bills will be mailed out the 1st week of August with a due date of August 31, 2021.
- Ingredion Arena will open on August 7 for ice rentals, with the walking track opening for normal hours on the same date. Flooding will begin on July 28.
- Staff will be assisting South Dundas Township utilizing our High Hoe to replace two large road cross culverts, scheduled for July 27-28.
- The Windmill pumping station received repairs and an added photo cell to the exterior light. Ground water was found in the main valve chamber and was pumped out, and water present was within normal limits.
- Fire Truck Pump testing for all units in the Township has been scheduled for September 16th.
- Positive feedback received from the public on the operation of the public pools and parks.
- Clarification sought on when the RBC banking agreement will be discussed.
- Discussed the turnout rates for the summer programming. It was noted that each session permits 20 children, with all current sessions being completely booked. It was noted that all available spots for the summer programming was given to children that reside within the Township.
- Percentage of ice rented at the arena for the Fall season.

Decision: 2021-274

Moved by: H. Cameron

Seconded by: T. Deschamps

THAT Municipal Council receives the CAO's Administrative Report as presented.

Carried

13. Councillor Inquiries or Notices of Motion

None.

14. Mayor's Report

Mayor Sayeau reported on the following:

- Unscheduled cargo was successfully re-routed from the Montreal Port and delivered by barge to the Port of Johnstown due to lack of space for loading the cargo in Montreal.
- Reviewed the Job Site Challenge process and current timelines.
- Announced upcoming visit from the new CAO of UCLG on Wednesday July 28.
- Informed Council of a meeting held between himself and the CAO and the Mayor, Deputy Mayor and CAO of Augusta, regarding potential future projects and collaboration efforts.

- Continuing discussions with IO, submitted proposal on June 29, received a response from IO on July 23, offer did not meet the expectations of IO.

15. Question Period

None.

16. Closed Session

None.

17. Confirmation By-law

Decision: 2021-276

Moved by: S. Dillabough

Seconded by: T. Deschamps

THAT a bylaw to adopt, confirm and ratify matters dealt with by resolution be now passed, signed, sealed and numbered 2021-45.

Carried

18. Adjournment

Decision: 2021-277

Moved by: J. Hunter

Seconded by: S. Dillabough

That Municipal Council does now adjourn at 8:08 p.m.

Carried

Mayor

Clerk