

Minutes of a Special meeting of the Amherstburg Municipal Council held Monday, April 3, 2006 to consider a drainage report for the Willow Beach Drain and Pump Drainage system.

PRESENT: Deputy Mayor Anthony Leardi
Councillor Robert Bailey
Councillor Gord Freeman
Councillor Carl Gibb
Councillor Paul Renaud
Councillor Rosa White

ABSENT Mayor Wayne Hurst (with prior notice)

ALSO PRESENT: David Mailloux, Clerk
Lou Zarlenga, Public Works Manager
Ed Dries, P. Eng. Todgham & Case
See attendance list attached

Deputy Mayor Leardi chaired the meeting.

Deputy Mayor Leardi explained that the meeting was to consider a report dated Nov. 2, 2005 for the Willow Beach Drain and Pump Drainage System which is a Municipal Drain under the Municipal Drainage Act, as prepared by Mr. Ed Dries, P. Eng. of Todgham & Case.

There were no Declarations of Conflict of Interest.

Deputy Mayor requested that Ed Dries review the report for Council and those present.

Mr. Dries explained that the report only dealt with reassessment and not construction. The original intent of the report was to incorporate work that was done in the McBride Road Subdivision project (Bolger/Laframboise) into the Drainage Act and prepare proper assessment schedules for future maintenance. In preparing the report it was noticed that the governing by-laws for the drain were dated making it difficult to equitably distribute the costs of drain maintenance and the operation of the pump. To correct this Council requested that the assessment schedule be updated.

The costs of the report and construction associated with the McBride Road Subdivision are paid 100% by the Developer. The costs (approximately \$1500) associated with the updating of the assessment schedule to provide for an equitable system of cost sharing are to be paid by all landowners on the drainage scheme.

Schedule A-1 and A-2 in the report show the sharing ratio of costs associated with the McBride Road Branch.

Schedule A-1 applies to the distribution of maintenance costs on the McBride Road Branch. Schedule A-2 applies to the distribution of all operation and maintenance costs associated with the pump station.

Mr. Dries further explained that if anyone noticed errors in the name of properties to let the Clerk know and they can be corrected at the Court of Revision.

Deputy Mayor Leardi then accepted questions from Council and then the residents.

Mr. Campigotto of 11 Willow Beach Road questioned why the residents had to pay 25% of the cost of a drainage report when the report was being done for a developer. Mr. Dries explained that a portion of the cost was related to the updating of the assessment schedule which should be shared by all the properties on the drain.

Ken Moore of 3985 Third Concession questioned if there were any more subdivisions in the planning and if so would there be more costs to the residents.

Phil Bryan asked if there was a “cap” if there were major expenses involved with the drain.

Lou Zarlenga stated that the people who use the system, pay for the system. A separate report would usually be done for major replacements such as pumping station.

Alison Baldwin of Third Concession asked if the Town had insurance on the pump.

Nancy Trealout of 3939 Concession 3 stated that she was new to the area and wondered who paid maintenance costs in the past. The response was that the people using the drain have paid the costs.

Dan Mailloux of 557 McLeod stated that he had been there 19 years and had never paid maintenance.

Phil Bryan and Mr. Campigotto questioned the technical thought process used to recommend abandoning a section of the drain. Mr. Dries explained that part of the drain was not needed due to the storm sewer system being installed on McBride Road. The abandonment of a portion of the drain facilitated the design of the subdivision.

Mr. Campigotto questioned if there were going to experience standing water on vacant lots again this year. Deputy Mayor Leardi advised that if that happens they call the Town and the problem will be rectified.

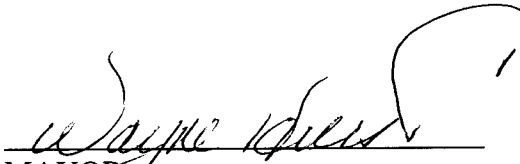
Alison Baldwin asked why were portions of the drain left open. Lou Zarlenga explained that if further development takes place something will be done with the open portion.

Deputy Mayor Leardi explained that all persons draining with the drain will be receiving a notice of a Court of Revision meeting. The Court of Revision is a body consisting of 3 members of Council that deal with assessments, property sizes and ownership.


Moved by G. Freeman, seconded by R. Bailey that Administration be authorized to prepare a by-law for the next council meeting to adopt the report for the Willow Beach Drain and Pump dated November 2, 2005 as prepared by Ed Dries of Todghan and Case.

Moved by R. White, seconded by C. Gibb that we adjourn.

Motion Carried



MAYOR



CLERK

