

5:00 p.m.

January 10, 2022

MUNICIPALITY OF LAKESHORE

MINUTES OF THE DRAINAGE BOARD

PRESENT:	Chairman	-	Dave Armstrong
	Board members	-	Horst Schmidt
		-	Maurice Janisse
		-	Norbert Poggio
	Engineer	-	Gerard Rood
	Drainage Superintendent	-	Jill Fiorito
	Asst. Drainage Superintendent	-	Kyle Emery

1. CALL TO ORDER AT 5:00 PM

The Chair called the meeting to order at 5:00 p.m.

2. DISCLOSURES OF CONFLICT OF INTEREST AND THE GENERAL NATURE THEREOF

There were no disclosures of conflicts of interest.

3. APPROVING THE MINUTES OF PREVIOUS DRAINAGE BOARD MEETING

Drainage Board Meeting Minutes of December 6th, 2021.

Board Member Schmidt moved and Board Member Janisse seconded

That:

The Board approve the minutes of the Drainage Board Meeting dated December 6th, 2021

Motion Carried

4 ENGINEERING AND INFRASTRUCTURE SERVICES

COURT OF REVISION

Opening of the Court of Revision.

Board Member Schmidt and Board Member Janisse seconded:

It is recommended that:

The Drainage Board move into Court of Revision to consider appeals respecting By-law No.101-2021 in the Municipality of Lakeshore, in the County of Essex.

Motion Carried

Chauvin-Blanchette Drain & Kennedy Drain (Petition for Drainage)

Mr. Gerard Rood, P.Eng was in attendance and briefly outlined the key points of the schedule of assessment in his report dated September 3rd, 2021.

Mr. Rood explained that he had not received any concerns from landowner's regarding this new drain. The Drainage board has not received any questions or appeals for this assessment.

The Chairman opened the floor for questions.

Mr. Rutledge stated that the allowances for land taken doesn't reflect market value and isn't appropriate for the property.

Mr. Rood stated the Court of Revision is to review and/or appeal the assessments contained within the drainage report not the allowances. Mr. Rood stated that the allowances for covered drain installation were based on the easement rate of 25% of the land value.

Mrs. Fiorito stated that a Notice of Appeal can be submitted to the Tribunal if Mr. Rutledge is dissatisfied with the allowances provided in the report. The project will stop until a decision is reached by the Tribunal and all cost associated with the appeal process shall be borne by the assessed landowners of the drain.

Mr. Rutledge questioned what is required to submit a Notice of Appeal to the Tribunal

Mrs. Fiorito stated that Mr. Emery will provide the appeal forms to Mr. Rutledge and once returned the Municipality of Lakeshore shall submit to the Tribunal on the behalf of Mr. Rutledge.

Mrs. Grant questioned if the amounts shown within the schedule of assessment are cost or allowances to the constituents.

Mr. Rood stated that the amounts shown in the schedule of assessment are an estimate of cost owed by the constituents to complete the proposed drainage works.

Mr. Samcevic questioned how and when cost is invoiced to the constituents of the drain.

Mrs. Fiorito stated the Municipality of Lakeshore invoices the constituents when works are completed. Debenture of cost is available for a 5- or 10-year period at the current interest rate, and request for 10-year debentures must be submitted to the Municipality in writing.

Mr. Samcevic asked how many estimates are going to be requested.

Mrs. Fiorito stated that capital projects are posted publicly to Bids & Tenders and any qualified contractors can submit a bid to complete said drainage works.

Mr. Samcevic questioned if this is the last board meeting regarding the Chauvin-Blanchette & Kennedy Drain

Mrs. Fiorito confirmed this is the last board meeting unless a Notice of Appeal is received and submitted to the Tribunal.

There were no other concerns.

Board Member Schmidt moved and Board Member Poggio seconded:

That:

The Schedule of Assessment to provide for the Chauvin-Blanchette Drain & Kennedy Drain (Petition for Drainage) in the Municipality of Lakeshore, in the County of Essex as prepared Rood Engineering Inc., dated September 3rd, 2021, be approved and By-Law No. 101-2021 be recommended for third reading.

Motion Carried

Closing of the Court of Revision

Board Member Janisse moved and Board Member Schmidt seconded:

That:

The Drainage Board moves to close the Court of Revision.

Motion Carried

5. ADJOURNMENT

Board Member Schmidt moved and Board Member Janisse seconded:

That:

The Drainage Board adjourn its meeting at 6:00 p.m.

Motion Carried

**DAVID ARMSTRONG
CHAIRMAN**

**JILL FIORITO
DRAINAGE SUPERINTENDENT**

NEXT SCHEDULED MEETING

The next Drainage Board Meeting is schedule for 5:00pm on February 7th, 2022 in the Municipality of Lakeshore.