

TOWNSHIP OF PELEE
Special Meeting of Council
To Consider the Final Engineer's Report for
Big Marsh Drainage Scheme Drain No. 2 and West Branch Drain No. 1
Monday, April 29, 2019
Royal Canadian Legion at 1:00 p.m.

1. Disclosure of Pecuniary Interest

2. Reports

Action Reports

- a. **Gerard Rood, P.Eng. (Rood Engineering Inc.)**-Final Engineers Report for Drain No. 2 and West Branch Drain No.2
(**QUESTIONS** from **Public** to Gerard Rood for clarification)
(**QUESTIONS** from **Council** to Gerard Rood for clarification)
- b. **Drainage Superintendent**- Big Marsh Drainage Scheme Drain No. 2 and West Branch Drain No. 1 2019-17 EC
(**QUESTIONS** from **Council** to Drainage Superintendent for clarification)

3. Scheduled Motions

Action Motions

- a. Receives and adopts the final report from Rood Engineering Inc. for the Big Marsh Drainage Scheme Drain No. 2 and West Branch Drain No. 1
(**DISCUSSION** and **DEBATE** between **Councillors**)
- b. Receives report 2019-17 EC Big Marsh Drainage Scheme Drain No. 2 and West Branch Drain No. 1
(**DISCUSSION** and **DEBATE** between **Councillors**)
- c. Directs the Drainage Superintendent to schedule a Court of Revision for the Big Marsh Drainage Scheme Drain No. 2 and West Branch Drain No. 1 Big Marsh Drainage Scheme Drain No. 2 and West Branch Drain No. 1 on May 27, 2019.
(**DISCUSSION** and **DEBATE** between **Councillors**)

4. Enquires

5. Emergent Matters

6. By-Laws

- a. **By-Law 2019-21**; By-law to provide for the Repair and Improvement of the Big Marsh Drainage Scheme West Branch Drain No. 1 and Drain No. 2 based on the Drainage Report by Rood Engineering Inc.
- b. **By-Law 2019-22**; Being a By-Law to Confirm Proceedings

7. Adjournment

Report No: 2019-17-EC

Date: April 29, 2019

Submitted By: Eric Chamberlain

Subject: Drain No. 2 and West Branch Drain No. 1 – Meeting to Consider Final Report

Attachments: Big Marsh Drainage Scheme – Drain No. 2 and West Branch Drain No. 1 Report dated September 6, 2018, By-Law 2019-21

Purpose (Information/Action): To adopted the engineer's report for the Drain No. 2 and West Branch Drain No. 1 by provisional By-Law.

Overview

The final report for the Big Marsh Drainage Scheme – Drain No. 2 and West Branch Drain No. 1 was submitted by Rood Engineering Inc. on September 6, 2018. The following is an outline of the timing related to the Big Marsh Drainage Scheme– rain No. 2 and West Branch Drain No. 1:

May 9, 2016 – Council appoints Rood Engineering Inc. to prepare a report and plans for the improvement to the Big Marsh Drainage – Drain No. 2 and West Branch Drain No. 1. This appointment was confirmed by letter dated October 6, 2016.

November 16, 2016 – Administration held a site meeting to discuss the improvements for the Big Marsh Drain – Drain No. 2 and West Branch Drain No. 1. The meeting was attended by 4 landowners, 2 MNR representatives, the Township Drainage Superintendent and Gerard Rood, P. Eng., Rood Engineering Inc.

September 6, 2018 – Rood Engineering Inc. provided the final engineer's report for circulation and consideration by Township of Pelee Council.

January 2, 2019 – Received Class Authorization and SARA Permit from Department of Fisheries and Oceans.

February 2019 – Natural Resources Solutions Inc. provide the final Species at Risk Mitigation Plans entitled Big Marsh Drain Clean-out Drain No. 2 and West Branch Drain No. 1

March 8, 2019 – With the Species at Risk Mitigation Plans, Administration has registered the Big Drainage Scheme Drain No. 2 & West Branch Drain No. 1 on the Ministry of Natural Resources Registry and Approval Services Centre.

The Meeting to Consider is to provide landowners and Council with the ability to provide input into the final report. The Council has the following options regarding the engineer's report based on the information gathered during the meeting:

1. Stop the project – Rood Engineering Inc. would be requested to complete a Section 40 report under the Drainage Act.
2. Refer the Report back to Engineer – Rood Engineering Inc. would revise the report based on the concerns raised by Council and landowners. The revised report would be required to be mailed and Council would have to hold another Meeting to Consider the

reconsidered report.

3. Council adopts the Report – Council adopted the engineer’s report as submitted by passing a provisional bylaw. In addition, Council schedules the Court of Revision. The Court of Revision is where landowners are able to appeal their assessment.

The adoption of the report and passing the provisional bylaw starts the 40 day appeal period for landowners to appeal to the Ontario Drainage Tribunal.

Administration is recommending that Council adopted the engineer’s report for the Big Marsh Drainage Scheme - Drain No. 2 and West Branch Drain No. 1 by provisional bylaw.

Financial Impacts

The engineer has determined the estimated value of the Big Marsh Drainage Scheme – Drain No. 2 and West Branch Drain No. 1 to be \$625, 000.00. The following is a breakdown of cost:

Township Roads	\$52,802.00
Township Properties	\$24,973.00
Privately Owned – Non Agricultural Lands	\$157,310.00
Privately Owned – Agricultural Lands	\$389,915.00
Total Estimated Cost	\$625,000.00
OMAFRA – Agricultural Grant	\$129,971.67
SCF Grant Amount	Total: \$226,994.00 Claimed: \$156,831.00 Remaining: \$ 70,163.00

The Township estimated assessment of \$77,775.00 has been included in the 2019 Budget.

Recommendations

It is recommended that:

1. The report from the Drainage Superintendent dated April 23, 2019 regarding Big Marsh Drainage Scheme – Drain No. 2 and West Branch Drain No. 1 **BE RECEIVED**;
2. Council consider the final report for the Big Marsh Drainage Scheme – Drain No. 2 and West Branch Drain No. 1 prepared by Gerard Rood, P. Eng. from Rood Engineering Inc. dated September 6, 2018; and,
3. Council provisionally adopt the engineer’s report for the improvements to the Big Marsh Drainage Scheme – Drain No. 2 and West Branch Drain No. 1 by giving first and second reading to By-law 2019-21; and,
4. Council schedule a Special Meeting of Council for May 27, 2019 at 1:00 pm for the Court of Revision for the Big Marsh Drainage Scheme – Drain No. 2 and West Branch Drain No. 1.