

THE CORPORATION OF THE TOWNSHIP OF EAR FALLS

MINUTES of the Regular Meeting of Ear Falls Council #19
Ear Falls Municipal Council Chambers
December 6th, 2017 @ 7:00 p.m.

1 CALL TO ORDER

Deputy Mayor Jim Desmarais called the Meeting to order at 7:00 p.m.

2 ROLL CALL

Deputy Mayor Jim Desmarais, Councillor Rob Eady, Councillor Vic Robinson, Councillor Daniel Sutton, Clerk Treasurer Administrator Kimberly Ballance, and five (5) members of the public.

3 DISCLOSURE OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

Councillor Eady declared an interest in Item No. 7.6 as the Fire Chief from Niobe Lake is a family member.

4 DELEGATIONS AND PRESENTATIONS

C10-SU

4.1 Derrick Lamarche, We Own It, Ontario Public Service Employees Union (OPSEU).

- Asking for support for a motion, Keeping Public Services Public.

Mr. Lamarche provided information to Council about the OPSEU recommendation to keep Ontario Public Services public rather than privatized, for-profit services. Privatization of public services has resulted in a number of reductions in service levels. Mr. Lamarche requested that Council support a motion presented.

PART I – CONSENT AGENDA

(For the purpose of convenience and for expediting Meetings, matters of business of repetitive or routine nature are included in the Consent Agenda, and all such matters of business contained in the Consent Agenda are voted on collectively.

A particular matter of business may be singled out from the Consent Agenda for debate or for a separate vote upon the request of any Member of Council. In the case of a separate vote, the excluded matter of business is severed from the Consent Agenda, and only the remaining matters of business contained in the Consent Agenda are voted on collectively.

Each and every matter of business contained in the Consent Agenda is recorded separately in the Minutes of the Meeting.)

Council requested clarification on Item No. 7.2.

Item No. 7.6 was pulled from the Consent Agenda for debate.

Councillor Eady left the table at this point.

V01-VE

- 7.6 Submission of a Bid Tender received November 20th, 2017 from Fire Chief Matt Eady, Niobe Lake Fire Department re: Bid on the Breathing Air Compressor.

RESOLUTION NO. 306

Moved by Daniel Sutton. Seconded by Vic Robinson.

WHEREAS the Council of the Township of Ear Falls declared the Breathing Air Compressor surplus to the needs of the Corporation; and

WHEREAS the Breathing Air Compressor was included in a public tender for a minimum bid of \$5,000.00 plus HST and zero bids were received by the closing date of August 28th, 2017; and

WHEREAS a single bid from Ross Roeck was received following the close of the public tender, on September 22nd, 2017, in the amount of \$500.00 (including HST); and

WHEREAS Council subsequently requested that Administration determine if a regional Fire Department would be interested in the Breathing Air Compressor;

NOW THEREFORE BE IT RESOLVED THAT the bid received from Matt Eady, Fire Chief for the Niobe Lake Fire Department, dated November 20th, 2017, in the amount of \$550.00 (plus HST) for the Breathing Air Compressor be accepted; and

FURTHER THAT full payment shall be required by no later than December 31st, 2017; and

FURTHER THAT the Breathing Air Compressor must be picked up by no later than January 31st, 2018 during the regular Hours of Operation of the Public Service & Operations Department (6:00 a.m. to 2:30 p.m.).

Carried.

Councillor Eady returned to the Meeting at this point.

RESOLUTION NO. 307

Moved by Daniel Sutton. Seconded by Vic Robinson.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls hereby adopts the Items in Sections 5 – 7.5 and 7.7 – 7.9 of Part 1 – Consent Agenda.

Carried.

5 **MINUTES**

5.1 The review and passing of the Minutes of the previous Meetings.

5.1.1 November 15th, 2017 – Special Meeting of Council Minutes.

5.1.2 November 15th, 2017 – Regular Meeting of Council Minutes.

RESOLUTION NO. 308

Moved by Daniel Sutton. Seconded by Rob Eady.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls accepts the Minutes of the previous Meetings of Council numbered 5.1.1 to 5.1.2 at the December 6th, 2017 Regular Meeting of Council.

Carried.

C.O.

5.2 Minutes of Committees.

None.

C.O.

5.3 Minutes from other Agencies / Organizations.

5.3.1 November 14th, 2017 – Keewatin-Patricia District School Board Regular Board Meeting #10 Agenda.

5.3.2 October 10th, 2017 – Keewatin-Patricia District School Board Regular Board Meeting #9 Minutes.

5.3.3 September 12th, 2017 – Kenora District Services Board Regular Meeting of the Board Minutes.

5.3.4 September 24th, 2017 – Northwestern Health Unit Regular Board of Health Meeting Minutes.

5.3.5 October 17th, 2017 – Ear Falls Public Library Board Meeting Minutes.

5.3.6 November 14th, 2017 – Ear Falls Public Library Board Meeting Minutes.

RESOLUTION NO. 309

Moved by Vic Robinson. Seconded by Rob Eady.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls receives and files the Minutes from other Agencies /

Organizations numbered 5.3.1 to 5.3.6 at the December 6th, 2017
Regular Meeting of Council.

Carried.

6 TENDERS / PROPOSALS / QUOTES

None.

7 MISCELLANEOUS MOTIONS

7.1 Correspondence.

R02-EA

7.1.1 Letter dated November 15th, 2017 from Susan Carey, Library
Director / CEO re: Newly elected Chairperson and Vice-
Chairperson.

A16-MU

7.1.2 Letter dated November 14th, 2017 from the Ministry of
Municipal Affairs re: Reforms through the Fair Workplaces,
Better Jobs Act (Bill 148).

D05-TI

7.1.3 Letter dated November 28th, 2017 the Ministry of Natural
Resources and Forestry re: Invitation to participate in the Red
Lake Forest 2020 – 2030 Forest Management Plan.

C11-MP

7.1.4 Email dated November 28th, 2017 from the Minister of
Infrastructure re: Release of “Building Better Lives: Ontario’s
Long-Term Infrastructure Plan 2017”, a plan to set forth a
vision for Ontario’s long-term infrastructure planning and
delivery.

F00-TA

7.1.5 Letter dated November 24th, 2017 from the Ministry of
Municipal Affairs re: Legislative changes effective December
1st, 2017, regarding the implementation of tax on transient
accommodation.

RESOLUTION NO. 310

Moved by Daniel Sutton. Seconded by Rob Eady.

RESOLVED THAT the Council of the Corporation of the Township
of Ear Falls receives and files the Minutes from other Agencies /
Organizations numbered 5.3.1 to 5.3.6 at the December 6th, 2017
Regular Meeting of Council.

Carried.

E07-HY / A.P.

- 7.2 Change Order Request No. 03 issued by Exp. for the Ear Falls Waste Disposal Site – Hydrogeological Site Investigation.

Council requested clarification on this Change Order and the history of the Hydrogeological Site Investigation.

RESOLUTION NO. 311

Moved by Vic Robinson. Seconded by Rob Eady.

WHEREAS Exp. has issued a Change Order Request No. 03 for the Ear Falls Waste Disposal Site – Hydrogeological Site Investigation due to additional municipal input and municipally requested changes to the Draft Report;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Corporation of the Township of Ear Falls approves the Exp. Change Order Request No. 03 for the Ear Falls Waste Disposal Site – Hydrogeological Site Investigation as attached; and

FURTHER THAT funds for this work that exceed the 2017 Budget allocation shall be funded through excess revenue from Ear Falls Waste Disposal Site Agreement(s).

Carried.

D.C. / T.C.

- 7.3 2017 Uncollectables and Write-Offs.

RESOLUTION NO. 312

Moved by Daniel Sutton. Seconded by Rob Eady.

RESOLVED THAT \$6,752.74 be written off in 2017 in accordance with Schedule “A”; and

FURTHER THAT \$5,110.72 be set up as Allowance for Uncollectables in 2017 in accordance with Schedule “B”.

Carried.

H11-DA

- 7.4 Letter received November 15th, 2017 from Maria Papadakis re: Resignation from her position as Day Care Support Staff.

RESOLUTION NO. 313

Moved by Vic Robinson. Seconded by Rob Eady.

RESOLVED THAT the resignation of Maria Papadakis from her position as Day Care Support Staff for the Township of Ear Falls, be

accepted with regrets, effective November 24th, 2017.

Carried.

L04-CH

- 7.5 Letter dated November 28th, 2017 from the Kenora District Services Board re: 2017 Child Care Service Contract Budget.

RESOLUTION NO. 314

Moved by Daniel Sutton. Seconded by Rob Eady.

RESOLVED THAT the Mayor and Clerk Treasurer Administrator be hereby authorized and directed to execute on behalf of the Corporation of the Township of Ear Falls the 2017 Child Care Service Contract from the Kenora District Services Board as attached.

Carried.

V01-VE

- 7.6 Submission of a Bid Tender received November 20th, 2017 from Fire Chief Matt Eady, Niobe Lake Fire Department re: Bid on the Breathing Air Compressor.

Otherwise dealt with.

D.C.

- 7.7 Establishing 2017 Reserves.

RESOLUTION NO. 315

Moved by Vic Robinson. Seconded by Rob Eady.

WHEREAS Revenues for 2017 were greater than anticipated and Expenses in some areas were less than anticipated;

NOW THEREFORE BE IT RESOLVED THAT the following Reserves be established for 2017:

Contingencies Reserve	\$ 43,359.34
Water & Sewer Reserve	\$ 64,600.00
Fire Department Reserve (G)	\$ 972.91
Arena, Parks, Golf Course & Clubhouse Reserve	\$ 11,435.00
Corporate-Administration / Structure Reserve	\$ 5,940.00
Future Land Development Reserve	\$ 42,000.00
Water & Sewer Connection Fee / Road Reserve	\$ 2,700.00
Equipment Reserve	\$169,025.00
Day Care / Best Start Hub Reserve	\$ 800.00
Medical Centre Reserve	\$ 26,901.15
Working Fund Reserve	\$ 66,662.21
Waste Disposal Site Post Closure Reserve	\$ 54,675.00

Economic Development Officer / Office Reserve	\$ 10,293.00
Fire Department Reserve	\$ 7,400.00
Cemetery Reserve	\$ 7,395.00
Total Reserves	<u>\$514,158.61</u>

Carried.

F00-SC

- 7.8 Amendment to the 2017 Schedule of Fees – Schedule D-02
“Documents Fee Schedule”.

RESOLUTION NO. 316

Moved by Vic Robinson. Seconded by Rob Eady.

RESOLVED THAT Council approves the amendment to Schedule D-02 “Documents Fee Schedule” of the Schedule of Fees as per the attached, effective January 1st, 2017.

Carried.

D05-MI

- 7.9 News Release dated September 21st, 2017 by First Mining Finance Corp. re: First Mining Finance announces positive preliminary economic assessment for its Springpole Gold Project.

RESOLUTION NO. 317

Moved by Rob Eady. Seconded by Daniel Sutton.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls receives and files the news release dated September 21st, 2017 and titled, “First Mining Finance announces positive preliminary economic assessment for its Springpole Gold Project”.

Carried.

8 BY-LAWS

Council requested clarification on Item No. 8.5.

- 8.1 By-Law No. 2117-17, a By-Law to Affirm Minor Decisions by Council.

L04-LA

- 8.2 By-Law No. 2118-17, a By-Law to Authorize the Execution of an Agreement with Larocque Enterprises for Use of the Sludge Bed Located on the North Side of Waste Disposal Road.

D09-BE

- 8.3 By-Law No. 2119-17, a By-Law to Adopt an Official Plan

Amendment (OPA 2) for the Township of Ear Falls.

D14-BE

8.4 By-Law No. 2120-17, A By-Law to Amend By-Law No. 1010-02, the Zoning By-Law for the Township of Ear Falls with Respect to Lands Legally Described as LOC CL 11455, RP 23R-10327, Part 1, PCL 42481, DKF, North Side Highway 804 in the Township of Ear Falls, District of Kenora.

L07-LE

8.5 By-Law No. 2121-17, a By-Law to Authorize the Execution of a Lease Agreement with Rick Kivari, RMT for Office Space at the Community Health Centre.

Council discussed the terms of the Township's standard lease agreement as they relate to use of the facility during evenings and weekends. Council concurred that a friendly amendment be made to the Lease to modify the owners name to "Rick Travis Kivari".

RESOLUTION NO. 318

Moved by Daniel Sutton. Seconded by Rob Eady.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls hereby consider By-Law Nos. 2117-17, 2118-17, 2119-17, 2120-17, and 2121-17 as passed.

Carried.

PART II – OTHER ITEMS

9 ITEMS FOR DIRECTION

L07-LA

9.1 Request for access to the Township of Ear Falls Right-of-Way at the corner of Highway 105 and Spruce Street.

Council requested clarification on this item from Mark Norton, Senior Planner for Shaw Communications Inc., who was in attendance at the Meeting. Mark identified that this project had been delayed internally, hence the late request to Council. The conduit must be 1 m from the adjacent gas line, but that may cause it to run beneath the sidewalk.

Council discussed the time-sensitivity of this matter and concurred that they were satisfied with the project proceeding. The Township will provide formal notice to Mr. Norton.

F00-SC

9.2 Report to Council dated December 1st, 2017 from Clerk Treasurer Administrator Kimberly Ballance re: Removal of 1/3 Tax Exemption

for Municipal Councillors.

Council requested additional information from the Kenora District Municipal Association (KDMA) municipalities on what other municipalities are doing about this issue.

A16-WH

- 9.3 Letter dated November 29th, 2017 from the Whispering Pines Seniors Centre re: Request for support regarding an Application to the Ontario Seniors Active Living Centres Program Funding.

Council requested additional information on how the municipality will maintain accountability to the municipal taxpayers and how the additional revenue will be utilized. The Whispering Pines Seniors Centre representatives in attendance at the Meeting advised that the primary focus for use of the funds will be health programming, such as, for use of the Recreation Centre or presentations about healthy living and good mental health. Funds will also be used for some minor retrofits to the Seniors' Centre. The Government of Ontario is advocating for Seniors Centres to become more involved in the seniors population which will include benchmarks to increase membership at the Centre based on the number of seniors in the community. The idea is to better engage local seniors and improve their overall quality of life. The Whispering Pines Seniors Centre would like to continue to operate their Lottery Licence regardless of the success of their grant application, unless this becomes prohibited by the province.

Council discussed age-friendly community planning and the Whispering Pines Seniors Centre would be interested in working with the municipality on this type of initiative.

Council identified concerns with the recent event at the Whispering Pines Seniors Centre regarding missing lottery funds and requested clarification on the financial controls that the Centre has in place to address this problem. Council identified this as a concern since the Provincial and Municipal funding, if approved, will come from taxpayer dollars and will require strict adherence to financial procedures in order to ensure that funds are managed properly.

The Whispering Pines Seniors Centre will have a completed application by December 17th. Council requested a copy of the final version of the application after approval by the Centre's Executive.

10 REPORTS OF MEMBERS OF COUNCIL

10.1 Councillor Rob Eady

- First Mining Finance Corporation (FMFC)
 - Met with Kevin Sherlock, FMFC's Community Relations Manager, in Thunder Bay on November 27. They are purchasing undervalued properties and are working to move

some of the projects forward through permitting, but are not a production company. They are planning to meet with Wabauskang First Nation next week to discuss the project. They have also previously met with Cat Lake First Nation and have employed some of their members. Discussed their general requirements and what the municipality could do to assist them.

- Waste Water Treatment Plant Energy Project Review
 - Contacted the company that produces the Turbo Blower and the company identified that they were already working with Northern Waterworks Inc. (NWI) on this issue for a similar project that was implemented in Marathon. NWI staff have advised that the lessons from the Marathon project will likely be applicable here. The 50 HP blower may be able to be operated differently or we may have an option to trade it for a 30 HP blower.

10.2 Councillor Vic Robinson

- Attended the Seniors Dinner in Red Lake which had about 175 people in attendance. Good evening.
- Christmas Parade – heard many compliments about the parade and was appreciative of the work completed by the new Parade Coordinator, Cindy Kuhlman.

10.3 Deputy Mayor Jim Desmarais

- Mayor Kahoot is attending an International Nuclear Conference in Austria and presented at the Conference. He advised that the presentation went well. This is quite an honour for the community and for Northwestern Ontario.

11 CLOSED MEETING

11.1 RESOLUTION NO. 319

Moved by Rob Eady. Seconded by Daniel Sutton.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls hereby convenes into a Closed Session at 8:23 p.m. to discuss matters pertaining to:

- Section 239 (2) (b) – Personal matters about an identifiable individual, including municipal or local Board employees; – Global Excellence Award Endorsement.
- Section 239 (2) (d) – Labour relations or employee negotiations – Grievance File #2016-01 / 0293.
- Section 239 (2) (b) and (d) – Personal matters about an identifiable individual, including municipal or local Board

employees; and Labour relations or employee negotiations –
Operational Review.

Carried.

Section 239 (2) (b) of the Municipal Act 2001, S.O. 2001, c. 25, as amended.

- Personal matters about an identifiable individual, including municipal or local board employees;
- Global Excellence Award Endorsement.

Section 239 (2) (d) of the Municipal Act 2001, S.O. 2001, c. 25, as amended.

- Labour relations or employee negotiations;
- Grievance File #2016-01 / 0293.

Section 239 (2) (b) and (d) of the Municipal Act 2001, S.O. 2001, c. 25, as amended.

- Personal matters about an identifiable individual, including municipal or local Board employees; and Labour relations or employee negotiations;
- Operational Review.

11.2 RESOLUTION NO. 320

Moved by Vic Robinson. Seconded by Rob Eady.

RESOLVED THAT the Council of the Township of Ear Falls convened from a Closed Session at 8:40 p.m. to the Regular Meeting of Council.

Carried.

12 CLOSED REPORT

Council provided direction regarding a Global Excellence Award Endorsement.

RESOLUTION NO. 321

Moved by Vic Robinson. Seconded by Daniel Sutton.

RESOLVED THAT the Mayor and Clerk Treasurer Administrator are hereby authorized and directed to execute the Minutes of Settlement, dated November 27th, 2017, between the Corporation of the Township of Ear Falls and Unifor, Local 324-4.

Carried.

Council reviewed information regarding an Operational Review.

13 ADJOURNMENT

13.1 RESOLUTION NO. 322

Moved by Rob Eady. Seconded by Daniel Sutton.

RESOLVED THAT this Regular Meeting of Council adjourn at the hour of 8:42 p.m.

Carried.

Mayor

Clerk