

# **THE CORPORATION OF THE TOWNSHIP OF EAR FALLS**

**MINUTES** of the Regular Meeting of Ear Falls Council #20  
Ear Falls Municipal Council Chambers  
December 5<sup>th</sup>, 2012 @ 7:00 p.m.

## **1 CALL TO ORDER**

Mayor Kevin Kahoot called the Meeting to order at 7:00 p.m.

## **2 ROLL CALL**

Mayor Kevin Kahoot, Councillor Jim Desmarais, Councillor Rob Eady, Councillor Fred Melanson, Councillor Vic Robinson, and Clerk Treasurer Administrator Kimberly Ballance

## **3 DISCLOSURE OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF**

None Declared.

## **4 DELEGATIONS AND PRESENTATIONS**

None.

## **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.)

Clarification was requested on Item Nos. 8.1.3, 8.1.6, 8.1.9, and 8.1.13.

**RESOLUTION NO. 379**

Moved by Vic Robinson. Seconded by Rob Eady.

**RESOLVED THAT** the Council of the Corporation of the Township of Ear Falls hereby adopts the Items in Sections 5 – 8 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 21<sup>st</sup>, 2012 – Regular Meeting of Council Minutes.

RESOLUTION NO. 380

Moved by Rob Eady. Seconded by Jim Desmarais.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls accepts the Minutes of the previous Meeting of Council numbered 5.1.1 at the December 5<sup>th</sup>, 2012 Regular Meeting of Council.

Carried.

C.O.

5.2 Minutes of Committees

5.2.1 September 18<sup>th</sup>, 2012 – Nuclear Waste Community Committee Meeting Minutes.

5.2.2 October 15<sup>th</sup>, 2012 – Nuclear Waste Community Committee Meeting Minutes.

RESOLUTION NO. 381

Moved by Jim Desmarais. Seconded by Rob Eady.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls receives and files the Minutes of Committees numbered 5.2.1 and 5.2.2 at the December 5<sup>th</sup>, 2012 Regular Meeting of Council.

Carried.

C.O.

5.3 Minutes from other Agencies / Organizations

5.3.1 October 9<sup>th</sup>, 2012 – Keewatin-Patricia District School Board Regular Board Meeting #9 Minutes.

5.3.2 October 15<sup>th</sup>, 2012 – Municipality of Red Lake Special Council Meeting Minutes.

5.3.3 October 15<sup>th</sup>, 2012 – Municipality of Red Lake Open Meeting of Council Minutes.

5.3.4 October 15<sup>th</sup>, 2012 – Municipality of Red Lake Regular Council Meeting Minutes.

5.3.5 October 26<sup>th</sup>, 2012 – Municipality of Red Lake Special Council Meeting Minutes.

5.3.6 November 7<sup>th</sup>, 2012 – Municipality of Red Lake Special Council Meeting Minutes.

5.3.7 November 12<sup>th</sup>, 2012 – Municipality of Red Lake Open Meeting of the Committee of the Whole Minutes.

5.3.8 November 12<sup>th</sup>, 2012 – Municipality of Red Lake Committee of the Whole Meeting Minutes.

RESOLUTION NO. 382

Moved by Rob Eady. Seconded by Vic Robinson.

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 5.3.8 at the December 5<sup>th</sup>, 2012 Regular Meeting of Council.

Carried.

## **6 TENDERS / PROPOSALS / QUOTES**

None.

## **7 ROUTINE ADMINISTRATIVE REPORTS**

C.O.

7.1 Reports from Departments

7.1.1 Workshop Report from Clerk Treasurer Administrator Kimberly Ballance re: Conference call with the Federation of Canadian Municipalities on the Long-Term Infrastructure Plan.

7.1.2 Workshop Report from Clerk Treasurer Administrator Kimberly Ballance re: Ministry of Municipal Affairs and Housing Subdivision and Condominium Training Session held November 28<sup>th</sup>, 2012 in Emo.

RESOLUTION NO. 383

Moved by Jim Desmarais. Seconded by Rob Eady.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls receives and files the Reports from Departments numbered 7.1.1 and 7.1.2 at the December 5<sup>th</sup>, 2012 Regular Meeting of Council.

Carried.

## **8 MISCELLANEOUS MOTIONS**

8.1 Correspondence

L11-OM

8.1.1 Report from the Ontario Ombudsman re: Annual Report on

Investigations of Closed Municipal Meetings.

F11-CO

- 8.1.2 Email dated November 15<sup>th</sup>, 2012 from the Association of Municipalities of Ontario re: 2013 Ontario Municipal Partnership Fund Allocations Announcement.

F11-CO

- 8.1.3 Notice received November 16<sup>th</sup>, 2012 from the Ontario Ministry of Finance re: 2013 Transition-Year Stable Funding Allocation Notice of the Ontario Municipal Partnership Fund.

Council noted that the reduction in funding was less than anticipated.

F11-MI

- 8.1.4 Email dated November 16<sup>th</sup>, 2012 from the Association of Municipalities of Ontario re: Announcement of the Municipal Infrastructure Strategy, Phase 2.

S08-NO

- 8.1.5 Letter dated November 9<sup>th</sup>, 2012 from the Northwestern Health Unit re: Provision of the 2013 – 2016 Strategic Plan.

F11-MI

- 8.1.6 Letter dated November 15<sup>th</sup>, 2012 from the Honourable Bob Chiarelli, Minister of Infrastructure re: Update on the Ontario Municipal Infrastructure Strategy emphasizing the importance of good asset management planning.

Council requested clarification on the timeline for completion of the Township's Asset Management Plan.

A04-ON

- 8.1.7 Memo dated November 19<sup>th</sup>, 2012 from the Executive Director of the Ontario Good Roads Association re: a Constitutional Amendment.

A16-NA

- 8.1.8 Notice from the Ministry of Natural Resources re: Fisheries Management Zone 4 – Draft Plan Review.

A01-FE

- 8.1.9 Letter received November 21<sup>st</sup>, 2012 from the Federation of Canadian Municipalities re: Celebration of the 60<sup>th</sup> Anniversary (Diamond Jubilee) of Her Majesty the Queen's ascension to the Throne as Queen of Canada.

Councillor Eady indicated that his request regarding Item No. 8.1.9 could result in a potential need for a declaration of pecuniary interest for Councillor Robinson.

Councillor Robinson declared an interest and left the Meeting at this point.

Council discussed the nomination of Jean Robinson for the Diamond Jubilee. An application will be brought forward at the next Meeting.

Councillor Robinson returned to the Meeting at this point.

F11-CO

8.1.10 Letter dated November 15<sup>th</sup>, 2012 from the Ministry of Finance re: Update to the review of the Ontario Municipal Partnership Fund and program allocations for 2013.

A16-NA

8.1.11 Letter dated November 15<sup>th</sup>, 2012 from the Ministry of Natural Resources re: Thank you for the delegation at the 2012 Association of Municipalities of Ontario Conference and clarification of the Bear Wise Program with regard to communities and individuals experiencing bear problems.

H04-HE

8.1.12 Letter dated November 16<sup>th</sup>, 2012 from the Ministry of Labour re: David Hoey's successful completion of Part One of Certification Training (Basic Certification) for Joint Health and Safety Committees in Ontario.

A16-ON

8.1.13 Letter dated November 22<sup>nd</sup>, 2012 from Hydro One re: Information regarding Ontario's new energy requirements under the Green Energy Act.

Council requested clarification on the municipality's responsibilities under the Green Energy Act.

C10-SU

8.1.14 Letter dated November 23<sup>rd</sup>, 2012 from the City of Dryden re: Resolution of Council to not support the Regional Economic Development Agency (REDA) proposal.

RESOLUTION NO. 384

Moved by Rob Eady. Seconded by Vic Robinson.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls receives and files the documents numbered 8.1.1 to 8.1.14 at the December 5<sup>th</sup>, 2012 Regular Meeting of Council.

Carried.

H11-DA / P.C.

- 8.2 Letter dated November 21<sup>st</sup>, 2012 from Cindy Brown re: Resignation from her position as Casual Call-In at the Child's View Day Nursery.

RESOLUTION NO. 385

Moved by Rob Eady. Seconded by Jim Desmarais.

RESOLVED THAT the resignation of Cindy Brown from the position of Day Care Casual Call-In at the Child's View Day Nursery for the Township of Ear Falls be accepted with regrets effective immediately.

Carried.

H04-TR

- 8.3 2013 Employee Health & Safety Workshop.

RESOLUTION NO. 386

Moved by Rob Eady. Seconded by Vic Robinson.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls approves the closure of all Municipal Departments on May 9<sup>th</sup>, 2013 for the purpose of education and training for all Municipal employees at the 2013 Employee Health & Safety Workshop.

Carried.

## **9 BY-LAWS**

- 9.1 By-Law No. 1763-12, a By-Law to Affirm Minor Decisions by Council.

RESOLUTION NO. 387

Moved by Vic Robinson. Seconded by Rob Eady.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls hereby consider By-Law No. 1763-12 as passed.

Carried.

## **PART II – OTHER ITEMS**

Councillor Fred Melanson entered the Meeting at this point.

## **10 ADMINISTRATIVE REPORTS**

None.

## **11 ITEMS FOR DIRECTION**

T.P.

11.1 2013 Association of Municipalities of Ontario (AMO) Conference

RESOLUTION NO. 388

Moved by Rob Eady. Seconded by Jim Desmarais.

RESOLVED THAT the following be hereby authorized travel and attendance to the 2013 Association of Municipalities of Ontario (AMO) Conference being held in Ottawa from August 18<sup>th</sup> – 21<sup>st</sup>, 2013:

- Mayor Kevin Kahoot
- Councillor Jim Desmarais

Carried.

L07-LE

11.2 Letter dated October 25<sup>th</sup>, 2012 from Engineering Northwest Ltd. re: Request for review of rent for the Museum area located at 2 Willow Crescent.

RESOLUTION NO. 389

Moved by Rob Eady. Seconded by Vic Robinson.

RESOLVED THAT the Council of the Township of Ear Falls waives the April – May, 2012 Museum Rental Fee charged to Engineering Northwest Ltd. in the amount of \$3,550.46.

Carried.

L.R. / P.F.

11.3 Property to be declared surplus.

RESOLUTION NO. 390

Moved by Vic Robinson. Seconded by Rob Eady.

RESOLVED THAT the following be declared surplus to the needs of the Corporation:

- PLAN M537 BLK G AND PT BLK H RP 23R10997 PART 2

and;

FURTHER THAT based on the Opinion of Value provided in accordance with By-Law No. 1325-07, the minimum bid price will be set as follows:

- PLAN M537 BLK G AND PT BLK H RP 23R10997 PART 2 - \$25,000

; and

FURTHER THAT Offers to Purchase will be accepted through a Call for Proposal process beginning on December 13<sup>th</sup>, 2012 at 11:00 a.m.

Carried.

L.R. / P.F.

11.4 Property to be declared surplus.

RESOLUTION NO. 391

Moved by Rob Eady. Seconded by Vic Robinson.

RESOLVED THAT the following be declared surplus to the needs of the Corporation:

- PLAN M638 LOT 2

and;

FURTHER THAT based on the Opinion of Value provided in accordance with By-Law No. 1325-07, the minimum bid price will be set as follows:

- PLAN M638 LOT 2 - \$15,000

; and

FURTHER THAT Offers to Purchase will be accepted First Come, First Served beginning on December 13<sup>th</sup>, 2012 at 11:00 a.m.

Carried.

\*L04-LA

11.5 Agreement with Larocque Enterprises for the use of the Sludge Bed located on the north side of the Waste Disposal Road – DRAFT.

Council reviewed the draft Agreement as presented.

C12-BO

11.6 Appointment to a Local Board / Committee.

Council discussed the Nuclear Waste Community Committee's (NWCC) request for Council to appoint a non-voting member of Council to the Committee. Council concurred that an appointment of a member to the Committee was not in-line with their current position of not appointing Councillors to internal Committees however recognized that this was an option that could improve communication.

Council discussed the alternative option of having a member of the NWCC come as a delegation to Regular Meetings of Council on a bi-



monthly basis to encourage information flow. This option was deemed preferable.

11.7 Community Infrastructure Improvement Fund Update.

Mayor Kahoot provided an update to Council on the Township's Application and funding notice provided to date. An Agreement will be forthcoming to Council.

**12 REPORTS OF MEMBERS OF COUNCIL**

None.

**13 CLOSED MEETING**

13.1 RESOLUTION NO. 392

Moved by Jim Desmarais. Seconded by Rob Eady.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls hereby convenes into a Closed Session at 8:07 p.m. to discuss matters pertaining to:

- Section 239 (2) (c) – A proposed or pending acquisition or disposition of land by the municipality or local Board – 6042-000-002-19000-0000 Unsurveyed Territory Situate in the Bruce Lake Area MC KRL34283, KRL34829, KRL34831, KRL36734, KRL37801, KRL41453, KRL41454, KRL44054; 6042-000-002-21801-0000 Unsurveyed Territory Situate in the Bruce Lake Area PT MC KRL36578, KRL36579, KRL36580, KRL36581, KRL36582, KRL36583, KRL36729
- Section 239 (2) (c) – A proposed or pending acquisition or disposition of land by the municipality or local Board – Crown Land Acquisition – Plan M215 (Various Lots / Blocks)
- Section 239 (2) (c) – A proposed or pending acquisition or disposition of land by the municipality or local Board – Opinion of Value – Plan 23R-10093 (undefined portion of Part 1)
- Section 239 (2) (c) – A proposed or pending acquisition or disposition of land by the municipality or local Board – Crown Land Acquisition – Waterfront property within the municipal boundary.

Carried.

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

- A proposed or pending acquisition or disposition of land by the municipality or local Board;

- 6042-000-002-19000-0000 Unsurveyed Territory Situate in the Bruce Lake Area MC KRL34283, KRL34829, KRL34831, KRL36734, KRL37801, KRL41453, KRL41454, KRL44054
- 6042-000-002-21801-0000 Unsurveyed Territory Situate in the Bruce Lake Area PT MC KRL36578, KRL36579, KRL36580, KRL36581, KRL36582, KRL36583, KRL36729

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

- A proposed or pending acquisition or disposition of land by the municipality or local Board;
  - Crown Land Acquisition – Plan M215 (Various Lots / Blocks)

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

- A proposed or pending acquisition or disposition of land by the municipality or local Board;
  - Opinion of Value – Plan 23R-10093 (undefined portion of Part 1)

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

- A proposed or pending acquisition or disposition of land by the municipality or local Board;
  - Crown Land Acquisition – Waterfront property within the municipal boundary.

### 13.2 RESOLUTION NO. 393

Moved by Vic Robinson. Seconded by Rob Eady.

RESOLVED THAT the Council of the Township of Ear Falls convened from a Closed Session at 9:03 p.m. to the Regular Meeting of Council.

Carried.

## 14 CLOSED REPORT

Council provided direction to the Clerk Treasurer Administrator on the proposed disposition of lands identified as:

- 6042-000-002-19000-0000 Unsurveyed Territory Situate in the Bruce Lake Area MC KRL34283, KRL34829, KRL34831, KRL36734, KRL37801, KRL41453, KRL41454, KRL44054
- 6042-000-002-21801-0000 Unsurveyed Territory Situate in the Bruce Lake Area PT MC KRL36578, KRL36579, KRL36580, KRL36581, KRL36582, KRL36583, KRL36729

Council discussed the acquisition of portions of Plan M215.

Council discussed the acquisition of area surrounding Plan 23R-10093.

Council discussed the acquisition of various waterfront properties within the municipal boundary.

**15 ADJOURNMENT**

15.1 RESOLUTION NO. 394

Moved by Rob Eady. Seconded by Jim Desmarais.

RESOLVED THAT this Regular Meeting of Council adjourn at the hour of 9:04 p.m.

Carried.

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Mayor

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Clerk