

THE CORPORATION OF THE TOWNSHIP OF EAR FALLS

MINUTES of the Regular Meeting of Ear Falls Council #01
Ear Falls Municipal Council Chambers
January 16th, 2013 @ 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.)

Council requested clarification on Item Nos. 8.2.3, 8.2.7, 8.7, 8.8, 8.9 and 8.14.

RESOLUTION NO. 001

Moved by Fred Melanson. 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 December 17th, 2012 – Regular Meeting of Council Minutes.

RESOLUTION NO. 002

Moved by Fred Melanson. Seconded by Vic Robinson.

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 January 16th, 2013 Regular Meeting of Council.

Carried.

C.O.

5.2 Minutes of Committees

5.2.1 November 13th, 2012 – Ear Falls Public Library Board Meeting Minutes.

RESOLUTION NO. 003

Moved by Fred Melanson. Seconded by Vic Robinson.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls receives and files the Minutes of Committees numbered 5.2.1 at the January 16th, 2013 Regular Meeting of Council.

Carried.

C.O.

5.3 Minutes from other Agencies / Organizations

5.3.1 October 4th, 2012 – Kenora District Services Board Regular Meeting Minutes.

5.3.2 November 19th, 2012 – Municipality of Red Lake Open Meeting of Council Minutes.

5.3.3 November 19th, 2012 – Municipality of Red Lake Regular Council Meeting Minutes.

5.3.4 November 29th, 2012 – Municipality of Red Lake Special Council Meeting Minutes.

5.3.5 December 10th, 2012 – Municipality of Red Lake Open Meeting of the Committee of the Whole Minutes.

5.3.6 December 10th, 2012 – Municipality of Red Lake Committee of the Whole Meeting Minutes.

5.3.7 October 24th, 2012 – District of Kenora Home for the Aged Regular Meeting of the Board of Management Minutes.

5.3.8 January 8th, 2013 - Keewatin-Patricia District School Board Regular Board Meeting #2 Agenda.

RESOLUTION NO. 004

Moved by Fred Melanson. 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 5.3.8 at the January 16th, 2013 Regular Meeting of Council.

Carried.

6 TENDERS / PROPOSALS / QUOTES

None.

7 ROUTINE ADMINISTRATIVE REPORTS

C.O.

7.1 Reports from Departments

7.1.1 Monthly Report from Day Care / Parent Resource Coordinator
Marg Trippier – November.

7.1.2 Monthly Report from Day Care / Parent Resource Coordinator
Marg Trippier – December.

RESOLUTION NO. 005

Moved by Rob Eady. Seconded by Fred Melanson.

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 January 16th, 2013 Regular Meeting of Council.

Carried.

8 MISCELLANEOUS MOTIONS

8.1 Financial Operations Statement – year to date (dated January 10th, 2013).

Council reviewed the Financial Operation Statement – year to date (dated January 10th, 2013) in accordance with By-Law 1635-11.

8.2 Correspondence

A01-MU

8.2.1 Email dated December 13th, 2012 from the Association of Municipalities of Ontario re: the Provincial Auditor's 2012 Report – key municipal interest in Ontario Provincial Police recommendations.

C09-GE

8.2.2 Letter dated December 12th, 2012 from Denis Lebel, P.C., M.P., Ministry of Transport, Infrastructure and Communities and the Ministry of Economic Development Agency of Canada for the Regions of Quebec re: thank you letter for the Resolution of Support expressing interest in the development of the next long-term plan for public infrastructure.

L04-CH

8.2.3 Memorandum dated December 18th, 2012 from the Ministry of Education Early Learning Division re: Transitioning to Ontario's new Child Care Funding Formula and Funding Framework.

Clarification was requested on how this transition may impact the Township's Day Care funding.

L04-CH / A01-MU

8.2.4 Email dated December 18th, 2012 from the Association of Municipalities of Ontario re: Ontario's new Child Care Framework and Funding Formula.

A01-MU

8.2.5 Email dated December 19th, 2012 from the Association of Municipalities of Ontario re: Receipt of Report Towards Full Cost Recovery: Best Practices in Cost Recovery for Municipal Water and Wastewater Services.

A01-MU

8.2.6 Email dated December 20th, 2012 from the Association of Municipalities of Ontario re: New Accessibility for Ontarians with Disabilities Act (AODA) Accessibility Standards – Design of Public Spaces in the Built Environment.

F11-ON

8.2.7 Letter dated January 3rd, 2012 from the Ontario Trillium Foundation re: Notification that the Township will not receive funding assistance for the Recreation Centre Roof Upgrade project.

Clarification was requested on the impact that this will have on this project and opportunities to access other funding sources.

RESOLUTION NO. 006

Moved by Fred Melanson. Seconded by Jim Desmarais.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls receives and files the documents numbered 8.2.1 to 8.2.7 at the January 16th, 2013 Regular Meeting of Council.

Carried.

H11-FI

- 8.3 Letter dated November 19th, 2012 from Matthew Curtis re:
Resignation from his position as a volunteer firefighter for the Ear
Falls Fire Department.

RESOLUTION NO. 007

Moved by Fred Melanson. Seconded by Vic Robinson.

RESOLVED THAT the resignation of Matthew Curtis from the
position of Volunteer Firefighter for the Ear Falls Fire Department be
accepted with regrets effective immediately.

Carried.

L04-CH

- 8.4 Child Care Service Contract Budget Attachment Amendment with the
Kenora District Services Board (KDSB).

RESOLUTION NO. 008

Moved by Rob Eady. Seconded by Fred Melanson.

RESOLVED THAT the Mayor and Clerk Treasurer Administrator are
hereby authorized and directed to execute the 2012 Amended Child
Care Service Contract Budget Attachment from the Kenora District
Services Board providing funds for Health & Safety and Stabilization.

Carried.

M.O.

- 8.5 Closure of Municipal Office for Christmas Holidays – 2013.

RESOLUTION NO. 009

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 the Municipal Office from
December 23rd, 2013 – January 1st, 2014 and that the staff will return
to work on January 2nd, 2014.

Carried.

E07-LA

- 8.6 Report to Council dated January 2nd, 2013 from Public Service &
Operations Supervisor Perry Dyck re: Ear Falls Waste Disposal Site
(WDS) – Closure and Post Closure Report.

RESOLUTION NO. 010

Moved by Fred Melanson. Seconded by Rob Eady.

RESOLVED THAT on the recommendation of Administration, the Council of the Corporation of the Township of Ear Falls retain True Grit Consulting Ltd. for the completion of a Closure and Post Closure Report for the Ear Falls Waste Disposal Site at a cost of \$8,000 plus applicable taxes.

Carried.

T.C.

8.7 Registration of Properties for Tax Arrears.

Clarification was requested on this motion.

RESOLUTION NO. 011

Moved by Jim Desmarais. Seconded by Rob Eady.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls directs Clerk Treasurer Administrator, Kimberly Ballance, to register the following properties for arrears of taxes:

Account Number	Roll Number
1222	6042-000-001-09300-0000
1628	6042-000-001-13500-0000
6149	6042-000-002-03000-0000
6636	6042-000-002-07800-0000
7684	6042-000-002-08600-0000

; and

FURTHER THAT the fee for this service be borne by the property owner.

Carried.

M02-QU

8.8 2012 Queen Elizabeth II Diamond Jubilee Nomination.

Council requested clarification on the Presentation Ceremony.

RESOLUTION NO. 012

Moved by Rob Eady. Seconded by Fred Melanson.

RESOLVED THAT Council of the Corporation of the Township of Ear Falls authorizes the submission of a nomination for the 2012 Queen Elizabeth II Diamond Jubilee Medal in accordance with the attached.

Carried.

M02-QU

8.9 2012 Queen Elizabeth II Diamond Jubilee Nomination.

Council requested clarification on the Presentation Ceremony.

RESOLUTION NO. 013

Moved by Rob Eady. Seconded by Fred Melanson.

RESOLVED THAT Council of the Corporation of the Township of Ear Falls authorizes the submission of a nomination for the 2012 Queen Elizabeth II Diamond Jubilee Medal in accordance with the attached.

Carried.

M01-NO

8.10 Special Meeting of Council scheduled for Wednesday, January 16th, 2013 in the Municipal Council Chambers at 6:00 p.m. for the purpose of discussing the Official Plan Update and Zoning By-Law Review – re-scheduled to Wednesday, February 20th, 2013 in the Municipal Council Chambers at 6:00 p.m.

RESOLUTION NO. 014

Moved by Vic Robinson. Seconded by Rob Eady.

RESOLVED THAT the Special Meeting of Council scheduled for Wednesday, January 16th, 2013 in the Municipal Council Chambers at 6:00 p.m. for the purpose of discussing the Official Plan Update and Zoning By-Law Review be re-scheduled to Wednesday, February 20th, 2013 in the Municipal Council Chambers at 6:00 p.m.

Carried.

G.G. / A.P.

8.11 Request for Travel dated January 9th, 2013 from Fire Chief Gary Gazankas re: Travel and attendance to the 2013 Mutual Aid Fire Coordinators Conference being held at the Ontario Fire College in Gravenhurst from February 4th – 7th, 2013.

RESOLUTION NO. 015

Moved by Fred Melanson. Seconded by Rob Eady.

RESOLVED THAT Fire Chief Gary Gazankas be hereby authorized travel and attendance to the 2013 Mutual Aid Fire Coordinators Conference being held at the Ontario Fire College in Gravenhurst from February 4th – 7th, 2013.

Carried.

D.C. / A.P.

- 8.12 Request for Travel dated January 9th, 2013 from Day Care / Parent Resource Coordinator Marg Trippier re: Travel and attendance for Amber Desserre to the Positive Discipline Training being held at the Best Western and Conference Centre in Dryden from January 30th – February 1st, 2013.

RESOLUTION NO. 016

Moved by Jim Desmarais. Seconded by Fred Melanson.

RESOLVED THAT Amber Desserre be hereby authorized travel and attendance to the Positive Discipline Training being held at the Best Western and Conference Centre in Dryden from January 30th – February 1st, 2013.

Carried.

C12-BO

- 8.13 Appointment to a Municipal Board / Committee.

RESOLUTION NO. 017

Moved by Fred Melanson. Seconded by Rob Eady.

RESOLVED THAT Wendy Pearson be appointed to the Ear Falls Recreation Committee; and

FURTHER THAT the appointment be for the term of the present Council.

Carried.

F00-SC

- 8.14 Amendment to the Schedule of Fees – 2013.

Clarification was requested on the rate.

RESOLUTION NO. 018

Moved by Rob Eady. Seconded by Vic Robinson.

RESOLVED THAT Council approves the following addition to Schedule “W-04” – Water On / Water Off Fee Schedule of the Schedule of Fees:

Septage Rate - \$22.00 / cubic metre (\$0.10 / imperial gallon)

Carried.

*A09-CH

8.15 Child's View Day Nursery Water Safety Policy.

RESOLUTION NO. 019

Moved by Fred Melanson. Seconded by Rob Eady.

RESOLVED THAT the Council of the Township of Ear Falls endorses the Child's View Day Nursery Water Safety Policy as per the attached.

Carried.

9 BY-LAWS

Council requested clarification on Item Nos. 9.2 and 9.3.

9.1 By-Law No. 1769-13, a By-Law to Affirm Minor Decisions by Council.

D.C.

9.2 By-Law No. 1770-13, a By-Law to Authorize the Borrowing of \$750,000.00 Pursuant to the Municipal Act, 2001, S.O. 2001, c.25, Section 407(1), as Amended.

Council requested clarification on the purpose of this By-Law.

*T09-SA

9.3 By-Law No. 1771-13, a By-Law to Stop Up and Close a Portion of the Road Commonly Known as Sawmill Road (Railbed) and Contained Within the Property Described as Unsurveyed Territory Situate in the Cristene Lake Area RP 23R-9750 Parts 1, 2, and 3, Pcl 28150 DKF in the Township of Ear Falls.

Council requested clarification on the impact that this By-Law will have on the public.

L07-LA

9.4 By-Law No. 1772-13, a By-Law to Authorize the Sale of Unsurveyed Territory Situate in the Cristene Lake Area RP 23R-9750 Parts 1, 2, and 3, Pcl 28150 DKF to Northern Iron Corp.

T.C.

9.5 By-Law No. 1773-13, a By-Law to Provide an Interim Tax Levy and for Monthly Interest for Non-Payment by the Due Date.

RESOLUTION NO. 020

Moved by Rob Eady. Seconded by Vic Robinson.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls hereby consider By-Law No. 1769-13, 1770-13, 1771-13, 1772-13, and

1773-13 as passed.

Carried.

PART II – OTHER ITEMS

10 ADMINISTRATIVE REPORTS

None.

11 ITEMS FOR DIRECTION

A04-ON

11.1 2013 ROMA / OGRA Combined Conference Delegations.

Council discussed the Liberal leadership race and pending ministerial shuffle.

Delegations to be requested regarding:

- Local Energy Requirements – Ministry of Energy / Ministry of Northern Development and Mines
- Forestry sector and Economic Development – Ministry of Natural Resources / Ministry of Northern Development and Mines
- Duty to Consult legislation in regard to local development projects – Ministry of Aboriginal Affairs / Ministry of Northern Development and Mines

R06-AN

11.2 Ear Falls Recreation Committee Annual Plan – 2013.

RESOLUTION NO. 021

Moved by Rob Eady. Seconded by Vic Robinson.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls accepts the Ear Falls Recreation Committee Annual Plan – 2013.

Carried.

12 REPORTS OF MEMBERS OF COUNCIL

No Reports.

13 CLOSED MEETING

13.1 RESOLUTION NO. 022

Moved by Fred Melanson. Seconded by Rob Eady.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls hereby convenes into a Closed Session at 7:45 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 – Plan M215, Pt Fourth Avenue, RP 23R-11799, Part 3

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;
 - Plan M215, Pt Fourth Avenue, RP 23R-11799, Part 3.

13.2 RESOLUTION NO. 023

Moved by Vic Robinson. Seconded by Fred Melanson.

RESOLVED THAT the Council of the Township of Ear Falls convened from a Closed Session at 8:01 p.m. to the Regular Meeting of Council.

Carried.

14 CLOSED REPORT

Council provided direction to the Clerk Treasurer Administrator regarding the proposed disposition of land.

15 ADJOURNMENT

15.1 RESOLUTION NO. 024

Moved by Fred Melanson. Seconded by Rob Eady.

RESOLVED THAT this Regular Meeting of Council adjourn at the hour of 8:02 p.m.

Carried.

Mayor

Clerk