

THE CORPORATION OF THE TOWNSHIP OF EAR FALLS

MINUTES of the Regular Meeting of Ear Falls Council #16
Ear Falls Council Chambers
August 20th, 2008 @ 7:00 p.m.

1. CALL TO ORDER

- 1.1 Mayor Bergman called the meeting to order at 7:00 p.m.
- 1.2 Present: Mayor Ron Bergman Sr., Councillor Tracey Simon, Councillor Robert Doyle, Councillor Dave Wilson, Councillor Kim Thain and Clerk Treasurer Administrator Kimberly Ballance.
- 1.3 Approval of Agenda.

RESOLUTION NO. 468

Moved by Tracey Simon. Seconded by Robert Doyle.

RESOLVED THAT the Agenda for this Regular Meeting of Council be approved as presented.

Carried.

2. DISCLOSURE OF INTEREST

- 2.1 Disclosure of pecuniary interest and the general nature thereof.

Councillor Dave Wilson declared a pecuniary interest in Item 11.4 due to the ownership of a business in the Plaza.

3. MINUTES OF PREVIOUS MEETINGS

- 3.1 The review and passing of the Minutes of the previous meetings.

RESOLUTION NO. 469

Moved by Kim Thain. Seconded by Dave Wilson.

RESOLVED THAT the Minutes of the August 6th, 2008 Special / Closed Meeting of Council and the August 6th, 2008 Regular Meeting of Council be accepted as read.

Carried.

- 3.2 Matters arising out of the Minutes.

Councillor Kim Thain declared an interest in Item 11.3 of the previous meeting minutes dated August 6th, 2008 due to a family relationship with one of the applicants.

4. DELEGATIONS, DEPUTATION, AND PETITIONS

None.

5. TENDERS

F18-RE

5.1 Request for Quote – Paving of Nymark Drive

RESOLUTION NO. 470

Moved by Kim Thain. Seconded by Tracey Simon.

WHEREAS the Council of the Corporation of the Township of Ear Falls approved by Resolution No. 454-08, dated August 6th, 2008 the use of funds from the 2008 Municipal Road and Bridge Infrastructure Investment be utilized to upgrade Nymark Drive in the Township of Ear Falls;

NOW THEREFORE BE IT RESOLVED THAT on the recommendation of the Public Service & Operations Supervisor that Pioneer Construction Inc. be offered the Request for Quote for the Paving of Nymark Drive at a cost of \$79,795.00 plus applicable taxes as per the attached; and

FURTHER THAT the additional funds required for this project be utilized from the Roadways Reserve.

Carried.

6. REPORTS

C.O.

6.1 Reports from Departments.

6.1.1 Monthly Report from Library Coordinator Becky Bergman.

6.1.2 Workshop Report from Library Coordinator Becky Bergman re: Consultation Session on \$15 million Investment to provide equitable access which was held July 29th, 2008 at the Dryden Public Library.

6.1.3 Monthly Report from Recreation / Community Program Coordinator David Hoey.

RESOLUTION NO. 471

Moved by Robert Doyle. Seconded by Dave Wilson.

RESOLVED THAT the Monthly Report from Library Coordinator Becky Bergman; the Workshop Report from Library Coordinator Becky Bergman; and the Monthly Report from Recreation / Community Program Coordinator David Hoey be received and filed.

Carried.

C.O.

6.2 Minutes of Committees.

None.

6.3 Reports of Members of Council.

6.3.1 Mayor Ron Bergman Sr.

- Multi-Plex Meeting
 - attended this meeting and thought it was good.
- KDMA Executive Meeting – August 14th
 - Pickle Lake is having some difficulties with staffing.
 - Ignace continues to have major problems with their Water Treatment Plant.
 - Red Lake is moving forward with partnerships with the Mining Sector.
 - Dryden is \$0.5 million over budget so far in 2008.
 - Machin is close to getting their Cottage Lot Development approved and is getting funding for their Arena.

6.3.2 Councillor Kim Thain

- No report at this time.

6.3.3 Councillor Robert Doyle

- Multi-Plex Meeting – August 18th
 - Thought it not as well attended as the other meetings but the Meeting was still good. The Action Plan emphasized the need to move forward with a Feasibility Study.

6.3.4 Councillor Tracey Simon

- Public Service & Operations Supervisor Portfolio Update
 - Went on a tour and discussed roadways with Perry including private roadway and responsibilities (grading / plowing). Public Works have been working to keep the dust down on Bannatyne.
- Streetlight Replacement Policy
 - Needs to be revisited because the Policy doesn't reflect the current practice of the Township.

- Audit++ Presentation – August 18th
 - Kick-off meeting with the consultant, I.B. Storey, for the Energy Audit of the Water Treatment Plant. Follow-up Meeting will be held September 9th, 2008 and Council members are all invited.

6.3.5 Councillor Dave Wilson

- Non-Profit Housing Corporation Board
 - The Board continues to work with the Township Staff to organize new Office Facilities. The interior renovations are ongoing and the Non-Profit Housing Corporation Board staff has been working very hard. This is highly appreciated by the Non-Profit Housing Corporation Board.
- Community Health Centre Board
 - Negotiations with Dr. Bortha are ongoing and look very positive.
- Doctors House
 - The work at the doctor's house, including new windows, siding and interior renovations, is ongoing but will likely not be completed in the next few months due to other projects that are taking priority. It is moving forward however with the windows having been ordered.

6.4 Minutes Received and Filed from other Agencies / Organizations

6.4.1 July 15th, 2008 – Municipality of Red Lake Regular Meeting of Council Minutes.

6.4.2 June 27th, 2008 – District of Kenora Home for the Aged Regular Meeting of the Board of Management Minutes.

RESOLUTION NO. 472

Moved by Tracey Simon. Seconded by Kim Thain.

RESOLVED THAT the following Minutes from other Agencies / Organizations be received and filed:

6.4.2 July 15th, 2008 – Municipality of Red Lake Regular Meeting of Council Minutes.

6.4.2 June 27th, 2008 – District of Kenora Home for the Aged Regular Meeting of the Board of Management Minutes.

Carried.

7. PAYMENTS OF ACCOUNTS

7.1 Accounts Payable – None.

- 7.2 Payroll – PR0817 – dated August 14th, 2008 in the amount of \$34,692.16 and Special Pay Run dated August 14th, 2008 in the amount of \$2,708.61.

RESOLUTION NO. 473

Moved by Dave Wilson. Seconded by Robert Doyle.

RESOLVED THAT Payroll Disbursement PR0817 – dated August 14th, 2008 in the amount of \$34,692.16 and Special Pay Run – dated August 14th, 2008 in the amount of \$2,708.61 be approved.

Carried.

8. CORRESPONDENCE REQUESTING THE ATTENTION OF COUNCIL

R03-CO

- 8.1 Letter dated July 8th, 2008 from Jim Buckner, Museum Board Member re: Condition / restoration of the Museum Building.

Council directed the Clerk Treasurer Administrator to write a letter to the Chairs of the Cemetery / Museum Committee indicating that the Museum will be part of a Feasibility Study to compare the cost of repairing the existing facility and the cost of new construction.

9. CORRESPONDENCE COPIED FOR THE INFORMATION OF COUNCIL

None.

10. CORRESPONDENCE RECEIVED AND RETAINED ON FILE AVAILABLE AT COUNCIL'S REQUEST

None.

11. OTHER AND UNFINISHED BUSINESS

A.P.

- 11.1 Memo dated August 5th, 2008 from Day Care / Parent Resource Coordinator Marg Trippier re: Travel and attendance to the New Serious Occurrence Regulations Training Session held in Red Lake on Tuesday, August 19th, 2008.

RESOLUTION NO. 474

Moved by Kim Thain. Seconded by Tracey Simon.

RESOLVED THAT Day Care / Parent Resource Coordinator Marg Trippier is hereby authorized travel and attendance to the New Serious Occurrence Regulations Training Session held in Red Lake at the Family Futures Building on Tuesday, August 19th, 2008 beginning at 9:00 a.m.

Carried.

L14-EL / A.P.

11.2 Amendment to the Electrical Safety Authority's Safety Services Program Agreement.

RESOLUTION NO. 475

Moved by Tracey Simon. Seconded by Robert Doyle.

WHEREAS Resolution No. 312-08, dated May 21st, 2008 approved the renewal of the Electrical Safety Authority's Safety Services Program Contract from May 1st, 2008 to April 30th, 2009 at a cost of \$4,740.95; and

WHEREAS the Agreement needs to be amended to remove the Township of Ear Falls Aerodrome and the Training Component and to add the Water Treatment Facility and the Wastewater Treatment Facility;

NOW THEREFORE BE IT RESOLVED THAT THE Electrical Safety Authority's Safety Services Program Contract be amended to reflect these changes for the period from May 1st, 2008 to April 30th, 2009 at a cost of \$4,040.00 plus applicable taxes; and

FURTHER THAT the costs be distributed to the various facilities.

Carried.

D14-DO

11.3 Memo dated August 7th, 2008 from Chris Jones, Meridian Planning Consultants re: Domtar Temporary Use By-Law for Workforce Accommodation.

For Discussion / Information – Council discussed the recommendations in the Report and the date for the Committee of Adjustment Meeting.

A.R.

11.4 Plaza Sidewalk Charges.

Councillor Dave Wilson refrained from voting on this issue.

RESOLUTION NO. 476

Moved by Robert Doyle. Seconded by Kim Thain.

WHEREAS two (2) Account Holders did not sign the Agreement provided by the Corporation to be included in the Plaza Sidewalk Project;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Corporation of the Township of Ear Falls agrees to write off the outstanding amounts owing on Account Number 000028 (\$1,733.69) and Account Number 000097 (\$1,929.97).

Carried.

A09-LI

- 11.5 Motions received from the Ear Falls Public Library re: Amendments to the Public Library Circulation Policy.

RESOLUTION NO. 477

Moved by Dave Wilson. Seconded by Kim Thain.

WHEREAS the Library Board approved Motion No. 53-07, Motion No. 57-07 and Motion No. 03-08 to adopt changes to the Public Library Circulation Policy;

NOW THEREFORE BE IT RESOLVED THAT on the recommendation of the Ear Falls Public Library Board the Council of the Township of Ear Falls adopts the amendments to the Public Library Circulation Policy as per the attached.

Carried.

A09-LI

- 11.6 Motions received from the Ear Falls Public Library re: Amendments to the Public Library Collection Policy.

RESOLUTION NO. 478

Moved by Kim Thain. Seconded by Tracey Simon.

WHEREAS the Library Board approved Motion No. 13-08 incorrectly referencing to adopt changes to the Public Library Circulation Policy which actually recommends changes to the Public Library Collection Policy; and

WHEREAS the Library Board approved Motion No. 17-08 and Motion No. 24-08 to adopt changes to the Public Library Collection Policy;

NOW THEREFORE BE IT RESOLVED THAT on the recommendation of the Ear Falls Public Library Board the Council of

the Township of Ear Falls adopts the amendments to the Public Library Collection Policy as per the attached.

Carried.

A09-LI

- 11.7 Motion received from the Ear Falls Public Library re: Amendments to the Public Library Reference Policy.

RESOLUTION NO. 479

Moved by Dave Wilson. Seconded by Robert Doyle.

WHEREAS the Library Board approved Motion No. 07-08 incorrectly referencing to adopt changes to the Public Library Circulation Policy which actually recommends changes to the Public Library Reference Policy;

NOW THEREFORE BE IT RESOLVED THAT on the recommendation of the Ear Falls Public Library Board the Council of the Township of Ear Falls adopts the amendments to the Public Library Reference Policy as per the attached.

Carried.

L11-PR

- 11.8 Adopt Set Fines under Part I of the Provincial Offences Act – Building Code Act.

RESOLUTION NO. 480

Moved by Dave Wilson. Seconded by Tracey Simon.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls hereby adopts the Short Form Wording and Set Fines, as attached, to allow for the setting of penalties for offences under the Building Code Act, S. O. 1992, c. 23 and the issuance of Set Fines under Part I of the Provincial Offences Act, R.S.O. 1990, c. P33.

Carried.

A.P.

- 11.9 LAS One Funds “Meet and Greet” Information Session being held in Dryden at the Dryden Regional Training Centre on Tuesday, October 7th, 2008 from 9:00 a.m. to 12:00 p.m.

RESOLUTION NO. 481

Moved by Tracey Simon. Seconded by Kim Thain.

RESOLVED THAT Clerk Treasurer Administrator Kimberly Ballance is hereby authorized travel and attendance to the LAS One

Funds “Meet and Greet” Information Session being held in Dryden at the Dryden Regional Training Centre on Tuesday, October 7th, 2008 from 9:00 a.m. to 12:00 p.m.

Carried.

A04-MU

11.10 Presentation re: Meeting with the Honourable Michael Gravelle, Minister of Northern Development and Mines at the AMO Conference.

For information. Council will be running through the presentation on Sunday August 24th, 2008 in the morning to ensure that all members of Council are involved. Minor changes will be made to the Report to emphasize the need for Feasibility Study Funding.

12. MEETINGS, CONFERENCES AND CONVENTIONS

12.1 August 24th – 27th, 2008 – 109th Annual AMO Conference being held in Ottawa at the Westin Ottawa Hotel and Ottawa Congress Centre – Ron Bergman Sr., Robert Doyle, Tracey Simon, Kim Thain, and Kimberly Ballance.

12.2 October 9th, 2008 – KDMA Executive Meeting being held in Vermilion Bay – Ron Bergman.

12.3 November 20th, 2008 – KDMA Executive Meeting being held in Vermilion Bay – Ron Bergman.

13. BY-LAWS

13.1 By-Law to Affirm Minor Decisions.

RESOLUTION NO. 482

Moved by Dave Wilson. Seconded by Tracey Simon.

THAT A BY-LAW to Affirm Minor Decisions by Council be read a first time.

Carried.

RESOLUTION NO. 483

Moved by Tracey Simon. Seconded by Kim Thain.

THAT A BY-LAW to Affirm Minor Decisions by Council be read a second time.

Carried.

RESOLUTION NO. 484

Moved by Robert Doyle. Seconded by Kim Thain.

THAT A BY-LAW to Affirm Minor Decisions by Council be read a third time, passed and numbered 1380-08 and that the said By-Law be signed by the Mayor and Clerk, sealed with the seal of the Corporation, and be engrossed in the By-Law Book.

Carried.

*L07-LE

13.2 By-Law to Enter into a Lease Agreement with ModSpace for the Provision of an Office Trailer Unit.

RESOLUTION NO. 485

Moved by Tracey Simon. Seconded by Dave Wilson.

THAT A BY-LAW to Enter into a Lease Agreement with ModSpace for the Provision of an Office Trailer Unit be read a first time.

Carried.

RESOLUTION NO. 486

Moved by Kim Thain. Seconded by Robert Doyle.

THAT A BY-LAW to Enter into a Lease Agreement with ModSpace for the Provision of an Office Trailer Unit be read a second time.

Carried.

RESOLUTION NO. 487

Moved by Dave Wilson. Seconded by Tracey Simon.

THAT A BY-LAW to Enter into a Lease Agreement with ModSpace for the Provision of an Office Trailer Unit be read a third time, passed and numbered 1381-08 and that the said By-Law be signed by the Mayor and Clerk, sealed with the seal of the Corporation, and be engrossed in the By-Law Book.

Carried.

*L07-LE

13.3 By-Law to Authorize the Execution of a Lease Agreement with Ear Falls Non-Profit Housing Corporation.

RESOLUTION NO. 488

Moved by Dave Wilson. Seconded by Tracey Simon.

THAT A BY-LAW to Authorize the Execution of a Lease Agreement with Ear Falls Non-Profit Housing Corporation be read a first time.

Carried.

RESOLUTION NO. 489

Moved by Robert Doyle. Seconded by Dave Wilson.

THAT A BY-LAW to Authorize the Execution of a Lease Agreement with Ear Falls Non-Profit Housing Corporation be read a second time.

Carried.

RESOLUTION NO. 490

Moved by Tracey Simon. Seconded by Robert Doyle.

THAT A BY-LAW to Authorize the Execution of a Lease Agreement with Ear Falls Non-Profit Housing Corporation be read a third time, passed and numbered 1382-08 and that the said By-Law be signed by the Mayor and Clerk, sealed with the seal of the Corporation, and be engrossed in the By-Law Book.

Carried.

L14-CL

13.4 By-Law to Enter into an Agreement with Paul S. Heayn and Several Northwestern Ontario Municipalities for the Provision of Meeting Investigator Services.

RESOLUTION NO. 491

Moved by Tracey Simon. Seconded by Kim Thain.

THAT A BY-LAW to Enter into an Agreement with Paul S. Heayn and Several Northwestern Ontario Municipalities for the Provision of Meeting Investigator Services be read a first time.

Carried.

RESOLUTION NO. 492

Moved by Dave Wilson. Seconded by Robert Doyle.

THAT A BY-LAW to Enter into an Agreement with Paul S. Heayn and Several Northwestern Ontario Municipalities for the Provision of Meeting Investigator Services be read a second time.

Carried.

RESOLUTION NO. 493

Moved by Kim Thain. Seconded by Tracey Simon.

THAT A BY-LAW to Enter into an Agreement with Paul S. Heayn and Several Northwestern Ontario Municipalities for the Provision of Meeting Investigator Services be read a third time, passed and numbered 1383-08 and that the said By-Law be signed by the Mayor and Clerk, sealed with the seal of the Corporation, and be engrossed in the By-Law Book.

Carried.

D10-HA

- 13.5 By-Law to Enter into a Consent Agreement with Mike and Pam Havenor for the Purpose of Acknowledging and Ensuring the Access Road to Parts 1, 2, and 3, all of SN22, all of PIN 42034-0395, Plan 23R-11597 in the Township of Ear Falls, District of Kenora is Private and Will Not be Maintained or Assumed by the Corporation of the Township of Ear Falls.

RESOLUTION NO. 494

Moved by Dave Wilson. Seconded by Robert Doyle.

THAT A BY-LAW to Enter into a Consent Agreement with Mike and Pam Havenor for the Purpose of Acknowledging and Ensuring the Access Road to Parts 1, 2, and 3, all of SN22, all of PIN 42034-0395, Plan 23R-11597 in the Township of Ear Falls, District of Kenora is Private and Will Not be Maintained or Assumed by the Corporation of the Township of Ear Falls be read a first time.

Carried.

RESOLUTION NO. 495

Moved by Robert Doyle. Seconded by Tracey Simon.

THAT A BY-LAW to Enter into a Consent Agreement with Mike and Pam Havenor for the Purpose of Acknowledging and Ensuring the Access Road to Parts 1, 2, and 3, all of SN22, all of PIN 42034-0395, Plan 23R-11597 in the Township of Ear Falls, District of Kenora is Private and Will Not be Maintained or Assumed by the Corporation of the Township of Ear Falls be read a second time.

Carried.

RESOLUTION NO. 496

Moved by Tracey Simon. Seconded by Dave Wilson.

THAT A BY-LAW to Enter into a Consent Agreement with Mike and Pam Havenor for the Purpose of Acknowledging and Ensuring the Access Road to Parts 1, 2, and 3, all of SN22, all of PIN 42034-0395, Plan 23R-11597 in the Township of Ear Falls, District of Kenora is Private and Will Not be Maintained or Assumed by the Corporation of the Township of Ear Falls be read a third time, passed and numbered 1384-08 and that the said By-Law be signed by the Mayor and Clerk, sealed with the seal of the Corporation, and be engrossed in the By-Law Book.

Carried.

L07-LE

13.6 By-Law to Authorize the Execution of a Lease Agreement with Shaw Cablesystems Limited.

RESOLUTION NO. 497

Moved by Tracey Simon. Seconded by Dave Wilson.

THAT A BY-LAW to Authorize the Execution of a Lease Agreement with Shaw Cablesystems Limited be read a first time.

Carried.

RESOLUTION NO. 498

Moved by Dave Wilson. Seconded by Robert Doyle.

THAT A BY-LAW to Authorize the Execution of a Lease Agreement with Shaw Cablesystems Limited be read a second time.

Carried.

RESOLUTION NO. 499

Moved by Dave Wilson. Seconded by Tracey Simon.

THAT A BY-LAW to Authorize the Execution of a Lease Agreement with Shaw Cablesystems Limited be read a third time, passed and numbered 1385-08 and that the said By-Law be signed by the Mayor and Clerk, sealed with the seal of the Corporation, and be engrossed in the By-Law Book.

Carried.

14. IN-CAMERA ISSUES

N/A

15. IN-CAMERA RESOLUTIONS

N/A

16. ADJOURNMENT

16.1 RESOLUTION NO. 500

Moved by Tracey Simon. Seconded by Robert Doyle.

RESOLVED THAT this Regular Meeting of Council adjourn at the hour of 8:10 p.m.

Carried.

Mayor

Clerk