

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

**MINUTES** of the Regular Meeting of Ear Falls Council #12  
Ear Falls Council Chambers  
June 18<sup>th</sup>, 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 Kim Thain, Councillor Dave Wilson, Councillor Robert Doyle, Clerk Treasurer Administrator Kimberly Ballance and six (6) members of the public.
- 1.3 Approval of Agenda.

RESOLUTION NO. 367

Moved by Kim Thain. Seconded by Dave Wilson.

RESOLVED THAT the Agenda for this Regular Meeting of Council be approved with the following addition:

11.9 Air Quality Testing of Municipal Facilities.

Carried.

**2. DISCLOSURE OF INTEREST**

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

Mayor Ron Bergman Sr. declared an interest on Item 11.1 due to a relationship with the Staff member employed.

**3. MINUTES OF PREVIOUS MEETINGS**

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

RESOLUTION NO. 368

Moved by Dave Wilson. Seconded by Robert Doyle.

RESOLVED THAT the Minutes of the June 4<sup>th</sup>, 2008 Regular Meeting of Council be accepted as read.

Carried.

- 3.2 Matters arising out of the minutes.

None declared.

#### **4. DELEGATIONS, DEPUTATION, AND PETITIONS**

R02-LI

4.1 Patricia Bruha

- Library Issues
  - Hours of Operation
  - Administration Time Requirements
  - Library Board Review

Ms. Bruha advised that she uses the Library on a daily basis and appreciates the level of service being offered at the Library but has concerns with the issues listed above.

Ms. Bruha feels that administration time is necessary for ongoing operation.

The issue with being closed for lunch is problematic in order to provide appropriate service within the Township.

The Library is busy and the Librarian works hard to ensure that service is provided to the level necessary for patrons.

Ms. Bruha would like this information considered when Council reviews the Library hours as recommended by the Library Board.

M03-CA

4.2 Bette Donovan

- To get permission to close Aspen or John Street for Soap Box Derby either Saturday before or Tuesday before July 1<sup>st</sup>
- To discuss Canada Days

Ms. Donovan is requesting that John Street be closed from the Curling Rink to the Legion, from 9:30 a.m. to 11:00 a.m. for a Soap Box Derby.

Ms. Donovan discussed upcoming events at Eagle Days including movies on Monday night and activities at the Beach and Canada Day events such as canoe races, bike parade, horseshoe tournament, skits, minnow races, canteen, face painting, and clowns. Firemen will be having some events as well. O Canada will be sung in English, French, and Oji-Cree. And of course there will be fireworks. All of Council is invited for the event.

#### **5. TENDERS**

None.

## 6. REPORTS

### C.O.

#### 6.1 Reports from Departments.

##### 6.1.1 Monthly Report from Day Care / Parent Resource Coordinator Marg Trippier.

#### RESOLUTION NO. 369

Moved by Robert Doyle. Seconded by Kim Thain.

RESOLVED THAT the Monthly Report from Day Care / Parent Resource Coordinator Marg Trippier be received and filed.

Carried.

### C.O.

#### 6.2 Minutes of Committees.

##### 6.2.1 May 12<sup>th</sup>, 2008 – Ear Falls Recreation Committee Meeting Minutes.

#### RESOLUTION NO. 370

Moved by Kim Thain. Seconded by Dave Wilson.

RESOLVED THAT the Minutes of the Ear Falls Recreation Committee Meeting held May 12<sup>th</sup>, 2008 in the Ear Falls Arena Lobby be accepted as read and filed.

Carried.

#### 6.3 Reports of Members of Council.

##### 6.3.1 Mayor Ron Bergman Sr.

- Procedural Workshop – Fred Dean – June 6<sup>th</sup>, 2008
- Increased understanding of the Township's by-law.
- Would like to see the by-law come forward to Council for discussion.

##### 6.3.2 Councillor Dave Wilson

- Non-Profit Housing Corporation
  - Currently at 50% occupancy rate as the OPG Project at the Dam begins to wind down.
  - Ads will be posted in the newspaper in Red Lake.
- Community Health Centre Board

- Medical Centre construction schedule is behind but still moving forward.
- Doctor recruitment is going well.
- The Clinic's current operation (Lab Work) is moving in a positive direction.

#### 6.3.3 Councillor Kim Thain

- Place to Grow – Ministry of Northern Development and Mines
  - Discussed the development of a growth plan for northern communities.
  - A number of scenarios were presented to discuss opportunities and priorities.
  - Many communities had similar issues.
  - A recommendation from the City of Kenora's Planner advised that the Township may want to hire a biologist to move forward Lakefront Development.
- Recreation Committee Meeting
  - Golf Course has hired three Staff.
  - Eagle Days was discussed – Golf Tournament, Baseball Tournament, and other activities will be allowed.
  - An update was provided on Court Sports.
  - Lions Park – Park Appreciation Day is June 21<sup>st</sup>, 2008 and everyone is invited.
- Kenora District Services Board
  - Child Care
    - Discussed the changes with the Aboriginal Child Care facility in Sioux Lookout.
    - Beststart Hub renaming of the Township's Day Care has been postponed.
  - Ontario Works
    - Change is ongoing.
  - Finance
    - Funding allocations for Kenora District Services Board were discussed.
    - Majority of the Board were in favour of the status quo as the proposed change would substantially increase Ear Falls' contribution.

#### 6.3.4 Councillor Robert Doyle

- Species At Risk Meeting – June 10<sup>th</sup>, 2008
  - Moderated the Session.
  - The Act has the possibility of severely impacting the community and the local economy.

- A number of people attended, but they were mostly representing Industry and Business groups.
- Library Board Meeting
  - Discussed Jazzy Funding, Library Governance, and the Library Board's Role.

6.4 Minutes Received and Filed from other Agencies/Organizations

6.4 RESOLUTION NO. 371

Moved by Dave Wilson. Seconded by Robert Doyle.

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

6.4.1 June 9<sup>th</sup>, 2008 – Keewatin – Patricia District School Board Regular Board Meeting #7 (Teleconference) Agenda.

6.4.2 May 20<sup>th</sup>, 2008 – Municipality of Red Lake Regular Meeting of Council Minutes.

Carried.

6.4.1 June 9<sup>th</sup>, 2008 – Keewatin – Patricia District School Board Regular Board Meeting #7 (Teleconference) Agenda.

6.4.3 May 20<sup>th</sup>, 2008 – Municipality of Red Lake Regular Meeting of Council Minutes.

**7. PAYMENTS OF ACCOUNTS**

7.1 Accounts Payable – #6A dated June 10<sup>th</sup>, 2008 in the amount of \$114,771.02.

Accounts Payable – #6A dated June 10<sup>th</sup>, 2008 in the amount of \$114,771.02 was reviewed in accordance of By-Law No. 512-89.

7.2 Payroll – PR0812 – dated June 5<sup>th</sup>, 2008 in the amount of \$26,928.77.

RESOLUTION NO. 372

Moved by Robert Doyle. Seconded by Dave Wilson.

RESOLVED THAT Payroll Disbursement PR0812 – dated June 5<sup>th</sup>, 2008 in the amount of \$26,928.77 be approved.

Carried.

**8. CORRESPONDENCE REQUESTING THE ATTENTION OF COUNCIL**

R05-GO / R05-AR

- 8.1 Letter dated May 23<sup>rd</sup>, 2008 from Giselle Kahoot re: Request for permission to install an ATM machine on a part – time basis at the Golf Course (May – October) and the Recreation Centre (October – April).

For Discussion – There are advantages and disadvantages to having an ATM at the Golf Course. Council was uncertain if the facility was secure enough, as well it would not be a large revenue source for the Township.

Clerk Treasurer Administrator directed to send a letter indicating that the Corporation is not going to pursue this at this time.

P.D

- 8.2 Letter dated June 8<sup>th</sup>, 2008 from Annette Harnish re: Resignation from the position of Executive Assistant Casual / Call – In.

RESOLUTION NO. 373

Moved by Dave Wilson. Seconded by Kim Thain.

RESOLVED THAT the resignation of Annette Harnish from the position of Executive Assistant Casual / Call – In for the Township of Ear Falls be accepted with regrets effective June 13<sup>th</sup>, 2008.

Carried.

C09-GE

- 8.3 Letter dated June 3<sup>rd</sup>, 2008 from the City of Greater Sudbury re: Request for a Resolution of Support regarding endorsement of the report entitled “A Refined Argument”.

RESOLUTION NO. 374

Moved by Robert Doyle. Seconded by Dave Wilson.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls hereby supports the City of Greater Sudbury regarding endorsement of the report entitled “A Refined Argument”.

Carried.

P.D. / F.D.

- 8.4 Letter dated June 9<sup>th</sup>, 2008 from Phil Johnson re: Resignation from the position of Volunteer Firefighter for the Ear Falls Fire Department.

RESOLUTION NO. 375

Moved by Robert Doyle. Seconded by Kim Thain.

RESOLVED THAT the resignation of Phil Johnson from the Ear Falls Fire Department be accepted with regrets effective June 9<sup>th</sup>, 2008.

Carried.

**9. CORRESPONDENCE COPIED FOR THE INFORMATION OF COUNCIL**

9.0 RESOLUTION NO. 376

Moved by Robert Doyle. Seconded by Dave Wilson.

RESOLVED THAT the correspondence copied for the information of Council, Items No. 9.1 to 9.4 be received and filed.

Carried.

S00-HE

9.1 Letter dated May 20<sup>th</sup>, 2008 from the Ontario Health Quality Council re: 2008 Yearly Report entitled “QMonitor” regarding Ontario’s Health System.

F11-IN

9.2 Letter dated May 27<sup>th</sup>, 2008 from John Tory, Leader of the Ontario P.C. Party re: Proposed amendments to Bill 35, the “Investing in Ontario Act”.

D05-FO

9.3 Letter dated May 28<sup>th</sup>, 2008 from the Honourable Donna Cansfield, Ministry of Natural Resources re: Thank you for copy of letter addressed to Premier Dalton McGuinty regarding Ontario’s new Endangered Species Act, 2007 (ESA).

F11-ON

9.4 Web Page dated June 4<sup>th</sup>, 2008 of the Ontario Trillium Foundation re: List of the Community Grants in Northwestern Ontario that have been ratified.

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

None.

**11. OTHER AND UNFINISHED BUSINESS**

Mayor Ron Bergman Sr. left the Meeting at this point. Deputy Mayor Kim Thain took over as Chair.

R02-LI

11.1 Request from the Public Library Board re: the hours of operation of

the Public Library.

RESOLUTION NO. 377

Moved by Dave Wilson. Seconded by Kim Thain.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls approve a change to the Public Library hours as per the attached.

Carried.

Mayor Ron Bergman Sr. returned to the Meeting as Chair.

H11-TE

11.2 2008 Summer Student Job Posting.

RESOLUTION NO. 378

Moved by Kim Thain. Seconded by Robert Doyle.

RESOLVED THAT Erin Kleist be hired for the summer student position of Day Camp Leader.

Carried.

M02-PR

11.3 Email dated May 14<sup>th</sup>, 2008 from AMCTO Express re: Local Government Week from October 19<sup>th</sup> – 25<sup>th</sup>, 2008.

RESOLUTION NO. 379

Moved by Dave Wilson. Seconded by Kim Thain.

RESOLVED THAT the Township of Ear Falls proclaim the week of October 19<sup>th</sup> to 25<sup>th</sup>, 2008 as Local Government Week in the Township of Ear Falls.

Carried.

F11-NO

11.4 Web Page dated June 4<sup>th</sup>, 2008 of the Ministry of Northern Development and Mines re: List of communities receiving funding through the Northern Communities Investment Readiness Initiative.

For information.

\*F11-SO

11.5 Request from the Public Library Board re: Recommendation to approve and authorize the application for ServiceOntario at Library Initiatives Program for April 1<sup>st</sup>, 2008 to March 31<sup>st</sup>, 2010.

RESOLUTION NO. 380

Moved by Robert Doyle. Seconded by Kim Thain.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls hereby approves the submission of the ServiceOntario at Libraries Participation 2008/09 and 2009/10 Application; and

FURTHER THAT the Mayor and Clerk Treasurer Administrator are hereby authorized and directed to execute the ServiceOntario at Libraries Participation 2008/09 and 2009/10 Application.

Carried.

#### H11-RE

11.6 Resource Teacher – Term Position for Maternity Leave Coverage (Union Position).

RESOLUTION NO. 381

Moved by Kim Thain. Seconded by Robert Doyle.

RESOLVED THAT on the recommendation of the Day Care / Parent Resource Coordinator Marg Trippier, Kelly Renzullo be offered the position of Resource Teacher – Term Position for Maternity Leave Coverage at the Child's View Day Nursery subject to the approval from the Ministry of Community and Social Services.

Carried.

#### H11-DA

11.7 Day Care Casual / Call – In Position.

This Position has been re-posted.

#### M03-CA

11.8 Request from Bette Donovan to close Aspen or John Street for Soap Box Derby either Saturday before or Tuesday before July 1<sup>st</sup>, 2008.

RESOLUTION NO. 382

Moved by Dave Wilson. Seconded by Robert Doyle.

WHEREAS the Canada Day Committee would like to hold a Soap Box Derby within the Township; and

WHEREAS Council deems it to be in the best interest of the Township to hold this event within the Township;

NOW THEREFORE BE IT RESOLVED THAT John Street, from Nichols Avenue to Hwy. 657, be closed on Saturday, June 28<sup>th</sup>, 2008 from 9:30 a.m. to 11:00 a.m. for the Canada Day Committee's Soap Box Derby; and

FURTHER THAT the Canada Day Committee be responsible for coordinating with Public Service & Operations Supervisor, Perry Dyck, for closure and reopening of the street; and

FURTHER THAT the Canada Day Committee be responsible for all individuals participating in the Soap Box Derby event; and

FURTHER THAT the Canada Day Committee take all reasonable efforts to inform landowners / tenants on John Street of the closure.

Carried.

\*P06-AI

11.9 Air Quality Testing of Municipal Facilities.

Council discussed the testing completed on June 16<sup>th</sup> & 17<sup>th</sup>, 2008 and directed the Clerk Treasurer Administrator to:

- Move forward with the relocation of the Day Care to an appropriate location and look for a longer term solution.
- Move forward to an appropriate solution for the Municipal Office and Fire Hall such as ordering trailers.
- Act efficiently to ensure ongoing health and safety of patrons and Staff.

## 12. MEETINGS, CONFERENCES AND CONVENTIONS

12.1 June 26<sup>th</sup>, 2008 – KDMA Executive Meeting being held in Vermilion Bay – Ron Bergman.

12.2 August 14<sup>th</sup>, 2008 – KDMA Executive Meeting being held in Vermilion Bay – Ron Bergman.

12.3 August 24<sup>th</sup> – 27<sup>th</sup>, 2008 – 109<sup>th</sup> 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.

12.4 October 9<sup>th</sup>, 2008 – KDMA Executive Meeting being held in Vermilion Bay – Ron Bergman.

12.5 November 20<sup>th</sup>, 2008 – KDMA Executive Meeting being held in Vermilion Bay – Ron Bergman.

## 13. BY-LAWS

13.1 By-Law to Affirm Minor Decisions.

RESOLUTION NO. 383

Moved by Kim Thain. Seconded by Robert Doyle.

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

Carried.

RESOLUTION NO. 384

Moved by Dave Wilson. Seconded by Kim Thain.

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

Carried.

RESOLUTION NO. 385

Moved by Kim Thain. Seconded by Dave Wilson.

THAT A BY-LAW to Affirm Minor Decisions by Council be read a third time, passed and numbered 1370-08 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.

F00-TA

13.2 By-Law to Authorize Entering into a Supplementary Agreement with Municipal Tax Equity Consultants Inc.

RESOLUTION NO. 386

Moved by Dave Wilson. Seconded by Robert Doyle.

THAT A BY-LAW to Authorize Entering into a Supplementary Agreement with Municipal Tax Equity Consultants Inc. be read a first time.

Carried.

RESOLUTION NO. 387

Moved by Robert Doyle. Seconded by Kim Thain.

THAT A BY-LAW to Authorize Entering into a Supplementary Agreement with Municipal Tax Equity Consultants Inc. be read a second time.

Carried.

RESOLUTION NO. 388

Moved by Robert Doyle. Seconded by Dave Wilson.

THAT A BY-LAW to Authorize Entering into a Supplementary Agreement with Municipal Tax Equity Consultants Inc. be read a third time, passed and numbered 1371-08 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.

- 13.3 **DRAFT** - By-Law to Adopt the Estimates of Municipal Sums Required during the Year and to Strike the Rates of Taxation for the Year 2008.

For Discussion.

**14. IN-CAMERA ISSUES**

14.1 RESOLUTION NO. 389

Moved by Dave Wilson. Seconded by Kim Thain.

Whereas Section 239 of the Municipal Act provides that:

1. Except as provided in this section, all meetings shall be open to the public. 2001, c. 25, s. 239 (1).
2. A meeting or part of a meeting may be closed to the public if the subject matter being considered is,
  - (a) the security of the property of the municipality or local board;
  - (b) personal matters about an identifiable individual, including municipal or local board employees;
  - (c) a proposed or pending acquisition or disposition of land by the municipality or local board;
  - (d) labour relations or employee negotiations;
  - (e) litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board;
  - (f) advice that is subject to solicitor-client privilege, including communications necessary for that purpose;

(g) a matter in respect of which a council, board, committee or other body may hold a closed meeting under another Act. 2001, c. 25, s. 239 (2).

**Other criteria**

3. A meeting shall be closed to the public if the subject matter relates to the consideration of a request under the *Municipal Freedom of Information and Protection of Privacy Act* if the council, board, commission or other body is the head of an institution for the purposes of that Act. 2001, c. 25, s. 239 (3).

**Educational or training sessions**

3.1 A meeting of a council or local board or of a committee of either of them may be closed to the public if the following conditions are both satisfied:

1. The meeting is held for the purpose of educating or training the members.
2. At the meeting, no member discusses or otherwise deals with any matter in a way that materially advances the business or decision-making of the council, local board or committee. 2006, c. 32, Sched. A, s. 103 (1);

**Now Therefore Be It Resolved That** the Council of the Township of Ear Falls hereby convenes into an In-Camera Session at 8:10 p.m. to discuss matters pertaining to:

<b>Under Section</b>	<b>Subject Matter</b>
2. (b)	To address the wage scales for Non-Union Staff Positions.
2. (b)	To address the wage scale of the Clerk Treasurer Administrator.

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;

To address the wage scales for Non-Union Staff Positions.

- personal matters about an identifiable individual, including municipal or local board employees;

To address the wage scale of the Clerk Treasurer Administrator.

14.2 RESOLUTION NO. 390

Moved by Dave Wilson. Seconded by Robert Doyle.

RESOLVED THAT the Council of the Township of Ear Falls convened from an In-Camera Session at 8:36 p.m. to the Regular Meeting of Council.

Carried.

**15. IN-CAMERA RESOLUTIONS**

Council directed the Clerk Treasurer Administrator to adjust Non-Union Staff pay scales as discussed.

Council directed the Clerk Treasurer Administrator to adjust the Clerk Treasurer Administrator pay scale as discussed.

**16. ADJOURNMENT**

16.1 RESOLUTION NO. 391

Moved by Robert Doyle. Seconded by Dave Wilson.

RESOLVED THAT this Regular Meeting of Council adjourn at the hour of 8:37 p.m.

Carried.

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Mayor

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Clerk