

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

**MINUTES** of the Regular Meeting of Ear Falls Council #05  
Ear Falls Council Chambers  
March 5<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 Dave Wilson, Councillor Robert Doyle, and Clerk Treasurer Administrator Kimberly Ballance.
- 1.3 Approval of Agenda.

RESOLUTION NO. 133

Moved by Dave Wilson. Seconded by Robert Doyle.

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

11.10 Request from Chief Building Official Gary Gazankas re: Travel and attendance to the Sunset Country Chapter Meeting being held in Dryden on Wednesday, March 19<sup>th</sup>, 2008.

Carried.

**2. DISCLOSURE OF INTEREST**

- 2.1 Disclosure of pecuniary interest and the general nature thereof.  
None declared.

**3. MINUTES OF PREVIOUS MEETINGS**

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

RESOLUTION NO. 134

Moved by Robert Doyle. Seconded by Dave Wilson.

RESOLVED THAT the Minutes of the February 20<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**

None.

**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.

C.O.

6.2 Minutes of Committees.

6.2.1 November 27<sup>th</sup>, 2007 – Health & Safety Committee Meeting  
Minutes.

RESOLUTION NO. 135

Moved by Robert Doyle. Seconded by Dave Wilson.

RESOLVED THAT the Minutes of the Health & Safety  
Committee Meeting held November 27<sup>th</sup>, 2007 in the Municipal  
Council Chambers be accepted as read and filed.

Carried.

6.3 Reports of Members of Council.

6.3.1 Mayor Ron Bergman Sr.

- Sawmill Issues
  - Discussed concerns with the Sawmill with Kim Ginter. Issues include the need to increase worker production. He indicated that there may be a lengthy shutdown coming up, but this is uncertain. Kim indicated that it would be good for the Mayor and a Member of Council to come out and talk to staff to discuss the impact that the Mill has on the Township.
- Bonnie Skene – Public Affairs for Domtar
  - Wants to maintain contact with the Municipal Council on a quarterly basis. Discussed issues with management at the Sawmill (transition), woodlands concerns, and pre-budget submission to the Provincial Government. She wanted to talk to the Mill Manager about the Mayor and Council Member's possible tour of the Mill. Domtar has indicated that the Sawmill remains for sale.

- OGRA / ROMA Combined Conference
  - Met with Minister Cansfield and Minister Gravelle to discuss land development and the impact of eagle's nests. Both indicated their interest in helping wherever it's possible. There was some discussion regarding The Species at Risk Act with Minister Gravelle.
  - Listened to a number of sessions on financing Infrastructure, Premier Dalton McGuinty, Minister of Public Infrastructure and Renewal, David Caplan, Minister of Health and Long-Term Care, George Smitherman, and a discussion on the Economy in Northern Ontario. Attended the Minister's Forum with fourteen (14) Ministers in attendance.

#### 6.3.2 Councillor Dave Wilson

- Community Health Centre Board
  - Doctor from Ottawa is doing a locum in Red Lake for the summer and would be interested in coming to Ear Falls for a visit. She had a few inquiries regarding housing and vehicle allowances. A Nurse Practitioner has expressed some interest as well. The Community Health Centre Board is working on a budget for the year. The Board is working very hard on all their projects.

#### 6.3.3 Councillor Robert Doyle

- Public Library Board Meeting
  - Continuing Policy review, Becky has been doing a wonderful job. Clown may be available from Dryden for \$50/hour for the TD Summer Reading Program. The Northern Eagle Painting is up in Red Lake and they will be trying to determine if it could be kept outside to possible be put up on the outside of the Library building.

#### 6.4 Minutes Received and Filed from other Agencies/Organizations

6.4.1 January 10<sup>th</sup>, 2008 – Kenora District Services Board Regular Meeting Minutes.

6.4.2 February 5<sup>th</sup>, 2008 – Municipality of Red Lake Regular Meeting of Council Minutes.

6.4.3 January 18<sup>th</sup>, 2008 – Northwestern Health Unit Regular Board of Health Meeting Minutes.

6.4.4 January 24<sup>th</sup>, 2008 – District of Kenora Home for the Aged Regular Meeting of the Board of Management Minutes.

### 7. PAYMENTS OF ACCOUNTS

7.1 Accounts Payable – #2C dated February 27<sup>th</sup>, 2008 in the amount of \$85,554.14.

Accounts Payable – #2C dated February 27<sup>th</sup>, 2008 in the amount of \$85,554.14 was reviewed in accordance of By-Law No. 512-89.

- 7.2 Payroll – PR0805 – dated February 28<sup>th</sup>, 2008 in the amount of \$25,189.26 and Special Pay Run – dated February 28<sup>th</sup>, 2008 in the amount of \$1,095.07.

**RESOLUTION NO. 136**

Moved by Dave Wilson. Seconded by Robert Doyle.

RESOLVED THAT Payroll Disbursement PR0805 – dated February 28<sup>th</sup>, 2008 in the amount of \$25,189.26 and Special Pay Run – dated February 28<sup>th</sup>, 2008 in the amount of \$1,095.07 be approved.

Carried.

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

A16-HU

- 8.1 Letter dated February 21<sup>st</sup>, 2008 from the Ear Falls Hunters & Anglers re: Request to create a nature trail along the Cross Country Ski Trail / Hiking Trail located within the municipal boundaries.

**RESOLUTION NO. 137**

Moved by Dave Wilson. Seconded by Robert Doyle.

WHEREAS the Ear Falls Hunters & Anglers is applying for funds through the Community Fish and Wildlife Program for the purpose of creating a nature trail with the intent to have a nice walking trail with name plates identifying various trees and plants along the trail and the placement of some nesting boxes in various places near the trail; and

WHEREAS the Ear Falls Hunters & Anglers have requested Council's approval to use the Cross Country Ski Trail / Hiking Trail located within the Township of Ear Falls' municipal boundaries for the Nature Trail Project;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Township of Ear Falls supports the creation of a Nature Trail; and

FURTHER THAT the Council of the Township of Ear Falls has no objection to the Ear Falls Hunters & Anglers utilizing the Cross Country Ski Trail / Hiking Trail for this purpose; and

FURTHER THAT no costs be borne by the Township of Ear Falls for this Nature Trail Project.

Carried.

M03-DO

- 8.2 Letter dated February 19<sup>th</sup>, 2008 from the Ear Falls Lions Club re: Request for a donation in the amount of the unused portion of the Municipal Licence Fee for ten boxes of Nevada tickets.

RESOLUTION NO. 138

Moved by Robert Doyle. Seconded by Dave Wilson.

WHEREAS the Ear Falls Lions Club's Nevada Outlet has decided not to renew their Outlet Licence and the Lion's Club has been left with ten (10) boxes of tickets for which the Municipal Licence Fee has already been paid;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Township of Ear Falls donate \$223.00 to the Ear Falls Lions Club which is equal to the unused portion of the Municipal Licence Fee for Nevada tickets.

Carried.

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

A01-NO

- 9.1 Email dated February 19<sup>th</sup>, 2008 from Ken Taniwa, Executive Director of the Northwestern Ontario Municipal Association (NOMA) re: Appointment of Ron Nelson as the interim Executive Vice President of NOMA until April 2008.

FYI

- 9.2 Email dated February 19<sup>th</sup>, 2008 from the City of Thunder Bay re: Invitation to a Farewell Party for Bob Petrie, CAO of the City of Thunder Bay being held on March 19<sup>th</sup>, 2008 beginning at 6:00 p.m.

FYI

- 9.3 Invitation received February 19<sup>th</sup>, 2008 from the City of Dryden re: "Risk Management, A Practical Guideline for Decision Makers" training course being held on April 1<sup>st</sup> & 2<sup>nd</sup>, 2008 at the Dryden Fire Services Building.

M04-CO

- 9.4 Letter received February 19<sup>th</sup>, 2008 from the Ear Falls Ladies' Curling Club re: Thank you letter for the generous donation to the Ladies' Bonspiel held on January 18<sup>th</sup> & 19<sup>th</sup>, 2008.

P03-EM

- 9.5 Letter dated February 12<sup>th</sup>, 2008 from the Ministry of Community Safety and Correctional Services re: Letter of commendation regarding the fulfillment of the municipal requirements of the *Emergency Management and Civil Protection Act*, and Ontario Regulation 380/04.

A01-MU

- 9.6 Email dated February 20<sup>th</sup>, 2008 from the Association of Municipalities of Ontario re: Announcement from Finance Minister Dwight Duncan that more than 450 applications were received for the Municipal Infrastructure Investment Initiative (MIII) Funding.

A01-MU

- 9.7 Email dated February 19<sup>th</sup>, 2008 from the Association of Municipalities of Ontario re: Liberal Leader Stephane Dion pledges new funding for municipalities to eliminate Canada's infrastructure deficit.

A01-NO

- 9.8 Email dated February 24<sup>th</sup>, 2008 from Ken Taniwa, Executive Director for the Northwestern Ontario Municipal Association re: Call for Applications for Chair and Members for the following two Committees: The Committee on the Status of Species at Risk in Ontario; and The Species at Risk Program Advisory Committee.

D05-FO

- 9.9 Letter received February 25<sup>th</sup>, 2008 from the Northwestern Ontario Forest Council (NOFC) re: Request for continued membership with the NOFC and an update on the three (3) General Meetings held in the year 2007.

A16-NA

- 9.10 Letter dated February 21<sup>st</sup>, 2008 from the Ministry of Natural Resources re: Proposed meeting to discuss topics regarding the 2008 Fire Season.

A01-FE

- 9.11 Facsimile dated February 22<sup>nd</sup>, 2008 from the Federation of Canadian Municipalities (FCM) re: Members' Advisory regarding the Government of Canada's 2008 Budget and FCM's Pre-Budget submission to the Minister of Finance.

A01-FE

- 9.12 Facsimile dated February 26<sup>th</sup>, 2008 from the Federation of Canadian Municipalities (FCM) and email dated February 26<sup>th</sup>, 2008 from the Association of Municipalities of Ontario re: The 2008 Budget – decision to make the Federal Gas Tax Fund permanent; funding for public transit; and the allocation for funding for police recruiting.

F11-MIII

- 9.13 Email dated February 25<sup>th</sup>, 2008 from the Association of Municipalities of Ontario re: Premier announced additional Infrastructure Funding which will be applied to existing Municipal Infrastructure Investment Initiative Program applications submitted by the February 15<sup>th</sup>, 2008 deadline.

A16-ON

9.14 Email dated February 28<sup>th</sup>, 2008 from Hydro One re: Notice of vegetation maintenance on the Transmission Line that runs from the Ear Falls Generating Station north to Pickle Lake.

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

**11. OTHER AND UNFINISHED BUSINESS**

DCT

11.1 Closure of Municipal Office for Christmas Holidays.

RESOLUTION NO. 139

Moved by Robert Doyle. Seconded by Dave Wilson.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls approves the closure of the Municipal Office from December 24<sup>th</sup>, 2008 to January 2<sup>nd</sup>, 2009, and that the staff will return to work on January 5<sup>th</sup>, 2009.

Carried.

A09-PL

11.2 Amendment to the Plaza Parking Lot Policy.

RESOLUTION NO. 140

Moved by Dave Wilson. Seconded by Robert Doyle.

RESOLVED THAT the Council of the Township of Ear Falls amends the Plaza Parking Lot Use Policy passed June 7<sup>th</sup>, 2000 by Resolution No. 241-00 as per the attached.

Carried.

L04-ST

11.3 Renewal of the Streetlight Maintenance Agreement with Hydro One Networks Inc.

RESOLUTION NO. 141

Moved by Dave Wilson. Seconded by Robert Doyle.

RESOLVED THAT the Mayor and Clerk Treasurer Administrator are hereby authorized and directed to execute the renewal of the Streetlight Maintenance Agreement with Hydro One Networks Inc. for a period of two (2) years commencing March 5<sup>th</sup>, 2008 and expiring March 4<sup>th</sup>, 2010.

Carried.

A.P.

- 11.4 Request from the Recreation Department re: Travel and attendance to the 53<sup>rd</sup> Ontario Recreation Facilities Association Inc. Annual Professional Development Program 2008 Expo being held in Guelph at the University of Guelph from Sunday, April 27<sup>th</sup> to Friday, May 2<sup>nd</sup>, 2008.

RESOLUTION NO. 142

Moved by Robert Doyle. Seconded by Dave Wilson.

RESOLVED THAT Recreation / Community Program Coordinator David Hoey is hereby authorized travel and attendance to the 53<sup>rd</sup> Ontario Recreation Facilities Association Inc. Annual Professional Development Program 2008 Expo being held in Guelph at the University of Guelph from Sunday, April 27<sup>th</sup> to Friday, May 2<sup>nd</sup>, 2008.

Defeated.

C11-MP

- 11.5 Document received from the Ombudsman of Ontario re: “Enlightening Closed Council Sessions”.

For Discussion. Clerk Treasurer Administrator Kimberly Ballance highlighted the changes made to the In-Camera section of the Agenda to make the Township of Ear Falls’ process more transparent.

C09-GE

- 11.6 Letter dated February 19<sup>th</sup>, 2008 from the City of Woodstock re: Request for Resolution of Support requesting the Province of Ontario eliminate tax capping and replace it with an equitable system based on current values assessment.

RESOLUTION NO. 143

Moved by Dave Wilson. Seconded by Robert Doyle.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls hereby supports the City of Woodstock in their effort to request the Province of Ontario eliminate tax capping and replace it with an equitable system based on current values assessment.

Carried.

A.P.

- 11.7 2008 Northwestern Ontario Municipal Association (NOMA) Annual General Meeting and Conference being held in Thunder Bay at the Victoria Inn from April 16<sup>th</sup> – 19<sup>th</sup>, 2008.

RESOLUTION NO. 144

Moved by Robert Doyle. Seconded by Dave Wilson.

RESOLVED THAT the following are hereby authorized travel and attendance to the 2008 Northwestern Ontario Municipal Association (NOMA) Annual General Meeting and Conference being held in Thunder Bay at the Victoria Inn from April 16<sup>th</sup> – 19<sup>th</sup>, 2008:

- Robert Doyle
- Kimberly Ballance
- Ron Bergman Sr.

; and

FURTHER THAT the following be donated to the Northwestern Ontario Municipal Association for a door prize at the 2008 NOMA Annual General Meeting and Conference:

- One (1) English Bay Sportswear – Sleeveless Fleece Vest (RLTR)

Carried.

- 11.8 Email dated February 28<sup>th</sup>, 2008 from Public Service & Operations Supervisor Perry Dyck re: Weekend Emergency Contact Coverage.

For Discussion. Council thought this was a good idea to alleviate pressure on the Public Service & Operations Supervisor; however had questions about accountability and responsibility. They wanted to know what kinds of calls were being received currently and whether contractors would be used if staff were unable to manage the situation.

M05-NE

- 11.9 Newspaper article from the February 27<sup>th</sup>, 2008 edition of The Globe and Mail (B12) – “Spare Change for the Factory Floor”.

For Discussion. The Mayor discussed the funding that was allocated under the Federal Budget for the Forestry Industry.

A.P.

- 11.10 Request from Chief Building Official Gary Gazankas re: Travel and attendance to the Sunset Country Chapter Meeting being held in Dryden on Wednesday, March 19<sup>th</sup>, 2008.

RESOLUTION NO. 145

Moved by Dave Wilson. Seconded by Robert Doyle.

RESOLVED THAT Chief Building Official Gary Gazankas is hereby authorized travel and attendance to the Sunset Country Chapter

Meeting being held in Dryden on Wednesday, March 19<sup>th</sup>, 2008.

Carried.

## **12. MEETINGS, CONFERENCES AND CONVENTIONS**

- 12.1 March 4<sup>th</sup> – 6<sup>th</sup>, 2008 – Basic Certification Training being held in Red Lake at the Fire Hall – Jason Colvin.
- 12.2 March 6<sup>th</sup>, 2008 – Accessibility Standards for Customer Service Workshop being held in Thunder Bay - Gary Gazankas.
- 12.3 June 8<sup>th</sup> – 11<sup>th</sup>, 2008 – AMCTO's Annual General Meeting being held in Niagara Falls - Kimberly Ballance.

## **13. BY-LAWS**

- 13.1 By-Law to Affirm Minor Decisions.

RESOLUTION NO. 146

Moved by Dave Wilson. Seconded by Robert Doyle.

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

Carried.

RESOLUTION NO. 147

Moved by Robert Doyle. Seconded by Dave Wilson.

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

Carried.

RESOLUTION NO. 148

Moved by Dave Wilson. Seconded by Robert Doyle.

THAT A BY-LAW to Affirm Minor Decisions by Council be read a third time, passed and numbered 1343-08 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.

T.C.

- 13.2 By-Law to Authorize the Mayor and Clerk Treasurer Administrator to Accept a Certain Offer to Purchase.

RESOLUTION NO. 149

Moved by Robert Doyle. Seconded by Dave Wilson.

THAT A BY-LAW to Authorize the Mayor and Clerk Treasurer Administrator to Accept a Certain Offer to Purchase be read a first time.

Carried.

RESOLUTION NO. 150

Moved by Dave Wilson. Seconded by Robert Doyle.

THAT A BY-LAW to Authorize the Mayor and Clerk Treasurer Administrator to Accept a Certain Offer to Purchase be read a second time.

Carried.

RESOLUTION NO. 151

Moved by Robert Doyle. Seconded by Dave Wilson.

THAT A BY-LAW to Authorize the Mayor and Clerk Treasurer Administrator to Accept a Certain Offer to Purchase be read a third time, passed and numbered 1344-08 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.

L04-FI

- 13.3 By-Law to Authorize the Mayor and Clerk Treasurer Administrator to Enter into an Agreement with Her Majesty the Queen in Right of Ontario, as Represented by the Minister of Natural Resources – Municipal Forest Fire Management Agreement.

RESOLUTION NO. 152

Moved by Robert Doyle. Seconded by Dave Wilson.

THAT A BY-LAW to Authorize the Mayor and Clerk Treasurer Administrator to Enter into an Agreement with Her Majesty the Queen in Right of Ontario, as Represented by the Minister of Natural Resources – Municipal Forest Fire Management Agreement be read a first time.

Carried.

RESOLUTION NO. 153

Moved by Dave Wilson. Seconded by Robert Doyle.

THAT A BY-LAW to Authorize the Mayor and Clerk Treasurer Administrator to Enter into an Agreement with Her Majesty the Queen in Right of Ontario, as Represented by the Minister of Natural Resources – Municipal Forest Fire Management Agreement be read a second time.

Carried.

RESOLUTION NO. 154

Moved by Robert Doyle. Seconded by Dave Wilson.

THAT A BY-LAW to Authorize the Mayor and Clerk Treasurer Administrator to Enter into an Agreement with Her Majesty the Queen in Right of Ontario, as Represented by the Minister of Natural Resources – Municipal Forest Fire Management Agreement be read a third time, passed and numbered 1345-08 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.

L04-FI

13.4 By-Law to Adopt the 2008 – 2013 Ear Falls Fire Management Plan.

RESOLUTION NO. 155

Moved by Robert Doyle. Seconded by Dave Wilson.

THAT A BY-LAW to Adopt the 2008 – 2013 Ear Falls Fire Management Plan be read a first time.

Carried.

RESOLUTION NO. 156

Moved by Robert Doyle. Seconded by Dave Wilson.

THAT A BY-LAW to Adopt the 2008 – 2013 Ear Falls Fire Management Plan be read a second time.

Carried.

RESOLUTION NO. 157

Moved by Dave Wilson. Seconded by Robert Doyle.

THAT A BY-LAW to Adopt the 2008 – 2013 Ear Falls Fire Management Plan be read a third time, passed and numbered 1346-08 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

##### 14.1 RESOLUTION NO. 158

Moved by Dave Wilson. Seconded by Robert Doyle.

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 7:55 p.m. to discuss matters pertaining to:

<b>Under Section</b>	<b>Subject Matter</b>
2. (b)	To address the request from the Recreation / Community Program Coordinator.

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 request from the Recreation / Community Program Coordinator.

#### 14.2 RESOLUTION NO. 159

Moved by Robert Doyle. Seconded by Dave Wilson.

RESOLVED THAT the Council of the Township of Ear Falls convened from an In-Camera Session at 7:58 p.m. to the Regular Meeting of Council.

Carried.

### 15. IN-CAMERA RESOLUTIONS

Clerk Treasurer Administrator received direction from Council to address the request from the Recreation / Community Program Coordinator.

### 16. ADJOURNMENT

#### 16.1 RESOLUTION NO. 160

Moved by Robert Doyle. Seconded by Dave Wilson.

RESOLVED THAT this Regular Meeting of Council adjourn at the hour of 7:59 p.m.

Carried.

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Mayor

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Clerk