

THE CORPORATION OF THE TOWNSHIP OF EAR FALLS

MINUTES of the Regular Meeting of Ear Falls Council #16
Ear Falls Municipal Council Chambers
October 19th, 2016 @ 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 Tracey Simon, Councillor Daniel Sutton, Clerk Treasurer Administrator Kimberly Ballance, Fire Chief Darryl Desjardins, and eight (8) members of the public.

3 DISCLOSURE OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

None Declared.

4 DELEGATIONS AND PRESENTATIONS

P14-DO

4.1 Gerald Bigelow – Lack of Animal Control By-Law Enforcement.

Voiced concerns about dogs running at large throughout the community which is a safety hazard for children and people within the community. There are also a number of dog owners who leave their dog's excrement on other people's property without cleaning it up. This is unacceptable.

Mayor Kahoot advised that a plan is in the works to address this concern and advised that he would contact Mr. Bigelow personally to advise him of the outcome of this discussion.

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. 6.1, 6.2, 8.2.3, and 8.9.

RESOLUTION NO. 256

Moved by Rob Eady. Seconded by Daniel Sutton.

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 October 5th, 2016 – Regular Meeting of Council Minutes.

RESOLUTION NO. 257

Moved by Tracey Simon. Seconded by Rob Eady.

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 October 19th, 2016 Regular Meeting of Council.

Carried.

C.O.

5.2 Minutes of Committees.

5.2.1 August 31st, 2016 – Ear Falls Health & Safety Committee Meeting Minutes.

5.2.2 September 12th, 2016 – Ear Falls Public Library Board Meeting Minutes.

RESOLUTION NO. 258

Moved by Rob Eady. Seconded by Jim Desmarais.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls receives and files the Minutes of Committees numbered 5.2.1 to 5.2.2 at the October 19th, 2016 Regular Meeting of Council.

Carried.

C.O.

5.3 Minutes from other Agencies / Organizations.

5.3.1 August 30th, 2016 – District of Kenora Home for the Aged Regular Meeting of the Board of Management Minutes.

5.3.2 October 11th, 2016 – Keewatin-Patricia District School Board Regular Board Meeting #9 Agenda.

RESOLUTION NO. 259

Moved by Daniel Sutton. Seconded by Tracey Simon.

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 5.3.2 at the October 19th, 2016 Regular Meeting of Council.

Carried.

6 TENDERS / PROPOSALS / QUOTES

*F18-WA

- 6.1 Request for Proposals – Water and Wastewater Treatment Facility Operation and Maintenance Services.

The Water and Wastewater Treatment Facility Operation and Maintenance Services Proposal Committee recommends that the Township pursue an Agreement with Northern Waterworks Inc. for services in Ear Falls effective January 1st, 2017.

Council requested additional information regarding the terms of both proposals that were received including information on pricing, service delivery, staffing and the transition plan for Northern Waterworks Inc. A By-Law will be forthcoming to Council in this regard.

*F18-WA

- 6.2 Request for Quote – Waterfront Park Roof Replacement.

Clarification was requested on the timeline for this Request for Quote and completion of the project in 2017.

RESOLUTION NO. 260

Moved by Tracey Simon. Seconded by Jim Desmarais.

RESOLVED THAT Council accepts the recommendation from Public Service & Operations Supervisor Perry Dyck in the Report to Council dated October 12th, 2016 titled Waterfront Park Request for Quotes.

Carried.

7 ROUTINE ADMINISTRATIVE REPORTS

C.O.

- 7.1 Reports from Departments.

7.1.1 Monthly Report from Day Care / Best Start Hub Coordinator Marg Trippier – September.

7.1.2 Monthly Report from Public Library Coordinator Becky Bergman – September.

RESOLUTION NO. 261

Moved by Daniel Sutton. 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 to 7.1.2 at the October 19th, 2016 Regular Meeting of Council.

Carried.

8 MISCELLANEOUS MOTIONS

8.1 Financial Operations Statement – year to date (dated October 13th, 2016).

Council reviewed the Financial Operations Statement – year to date (dated October 13th, 2016) in accordance with By-Law No. 1635-11.

8.2 Correspondence.

A16-NA

8.2.1 Letter dated September 26th, 2016 from the Ministry of the Environment and Climate Change re: Notice on the Environmental Registry about a proposed amendment to the Ministry of Natural Resources and Forestry’s Declaration Order MNR-75 related to forest management in Ontario.

A08-CA

8.2.2 Letter dated September 7th, 2016 from the Canadian Union of Postal Workers re: Phase 2 of the Review of Canada Post – “A Bank for Everyone – Support Postal Banking”.

A16-MU

8.2.3 Letter received October 5th, 2016 from the Ministry of Municipal Affairs re: Winner of the Financial Information Return Award.

Council thanked and commended the Municipal Office staff for winning the Financial Information Return Award for the second year in a row. This sets the municipality in a good position when applying for funding with various ministries and when meeting with Ministers.

A16-NA

8.2.4 Letter dated October 6th, 2016 from the Ministry of Natural Resources and Forestry re: Introduction of legislation to amend the *Aggregate Resources Act*.

RESOLUTION NO. 262

Moved by Daniel Sutton. Seconded by Rob Eady.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls receives and files the documents numbered 8.2.1 to 8.2.4 at the October 19th, 2016 Regular Meeting of Council.

Carried.

D.C.

8.3 Transfers to Reserves for future year expenditures.

RESOLUTION NO. 263

Moved by Rob Eady. Seconded by Tracey Simon.

WHEREAS Departments of the Township of Ear Falls within the 2016 Budget Year process have identified transfers to the Reserves for future year expenditures;

NOW THEREFORE BE IT RESOLVED that the following be established and transferred to the following Reserves for 2016:

Equipment Reserve	\$186,501.00
Corporate – Tangible Capital Asset – New / Replacement Reserve	\$129,053.00
Wastewater Treatment Plant Reserve	\$ 14,861.00
Waterline Reserve	\$ 2,900.00
Water Treatment Plant Reserve	\$ 22,426.00
Post Closure Waste Disposal Site Reserve	\$ 84,097.00
Waste Disposal Site Enhancement Project Reserve	\$ 45,792.00
Garbage Collection Reserve	\$ 11,802.00
Medical Centre Reserve	\$ 10,147.00
Dental Equipment Reserve	\$ 1,000.00
Residential Development Reserve	\$ 961.00
Community Well-Being Reserve	<u>\$ 56,300.00</u>
Total	<u>\$565,840.00</u>

Carried.

M01-NO

8.4 Re-schedule the second Regular Meeting of Council in December and cancel the first Regular Meeting of Council in January.

RESOLUTION NO. 264

Moved by Jim Desmarais. Seconded by Rob Eady.

RESOLVED THAT the second Regular Meeting of Council in December be re-scheduled to the third Monday in December; and

FURTHER THAT the first Regular Meeting of Council in January be cancelled; and

FURTHER THAT these revisions remain in effect for the term of Council.

Carried.

*F11-IN

- 8.5 Application to be submitted to Infrastructure Ontario under the Clean Water and Wastewater Fund (CWWF) re: the Clarifier Rehabilitation Project at the Ear Falls Wastewater Treatment Plant.

RESOLUTION NO. 265

Moved by Tracey Simon. Seconded by Rob Eady.

RESOLVED THAT the Clerk Treasurer Administrator is hereby authorized and directed to submit an Application to Infrastructure Ontario under the Clean Water and Wastewater Fund (CWWF) re: Clarifier Rehabilitation Project at the Ear Falls Wastewater Treatment Plant in accordance with the attached; and

FURTHER THAT the municipal component for the funding application shall be funded through Reserves (XL60-6000-9731).

Carried.

*F11-ON

- 8.6 Application to be submitted to the Ministry of Infrastructure under the Ontario Community Infrastructure Fund (OCIF) Top-Up Component re: the Water Treatment Plant – Low Lift Pumping Station Assessment and Rehabilitation Project.

RESOLUTION NO. 266

Moved by Rob Eady. Seconded by Tracey Simon.

RESOLVED THAT the Clerk Treasurer Administrator is hereby authorized and directed to submit an Application to the Ministry of Infrastructure under the Ontario Community Infrastructure Fund (OCIF) Top-Up Component Application re: Water Treatment Plant – Low Lift Pumping Station Assessment and Rehabilitation Project in accordance with the attached; and

FURTHER THAT the municipal component for the funding application shall be funded through Gas Tax Funding and Reserves (RL60-6000-9733).

Carried.

C09-GE

8.7 Resolution of Support re: the Association of Municipalities of Ontario (AMO) What's Next Ontario? Project.

RESOLUTION NO. 267

Moved by Daniel Sutton. Seconded by Rob Eady.

WHEREAS recent polling, conducted on behalf of the Association of Municipalities of Ontario indicates 76% of Ontarians are concerned or somewhat concerned property taxes will not cover the cost of infrastructure while maintaining municipal services, and 90% agree maintaining safe infrastructure is an important priority for their communities; and

WHEREAS infrastructure and transit are identified by Ontarians as the biggest problems facing their municipal government; and

WHEREAS a ten-year projection (2016-2025) of municipal expenditures against inflationary property tax and user fee increases, shows there to be an unfunded average annual need of \$3.6 billion to fix local infrastructure and provide for municipal operating needs; and

WHEREAS the \$3.6 billion average annual need would equate to annual increases of 4.6% (including inflation) to province-wide property tax revenue for the next ten years; and

WHEREAS this gap calculation also presumes all existing and multi-year planned federal and provincial transfers to municipal governments are fulfilled; and

WHEREAS if future federal and provincial transfers are unfulfilled beyond 2015 levels, it would require annual province-wide property tax revenue increases of up to 8.35% for ten years; and

WHEREAS Ontarians already pay the highest property taxes in the country; and

WHEREAS each municipal government in Ontario faces unique issues, the fiscal health and needs are a challenge which unites all municipal governments, regardless of size;

NOW THEREFORE BE IT RESOLVED that the Council of the Township of Ear Falls supports the Association of Municipalities of Ontario in its work to close the fiscal gap; so that all municipalities can benefit from predictable and sustainable revenue, to finance the pressing infrastructure and municipal service needs faced by all municipal governments.

Carried.

F00-SC

8.8 Subscriptions and Membership Renewals – 2017.

RESOLUTION NO. 268

Moved by Rob Eady. Seconded by Daniel Sutton.

RESOLVED THAT the Subscriptions and Memberships as per the attached be renewed for the year 2017.

Carried.

M01-NO

8.9 A Special Meeting of Council be held with Wabauskang First Nation Chief and Council on November 17th, 2016 at 11:00 a.m. at the Ear Falls Government Building in the Municipal Council Chambers located at 2 Willow Crescent re: to discuss issues of mutual interest.

Councillor Sutton noted that he will be unable to attend the Meeting due to his attendance at the Kenora District Services Board Finance Committee Meeting.

RESOLUTION NO. 269

Moved by Tracey Simon. Seconded by Rob Eady.

RESOLVED THAT a Special Meeting of Council be held with Wabauskang First Nation Chief and Council on November 17th, 2016 at 11:00 a.m. at the Ear Falls Government Building in the Municipal Council Chambers located at 2 Willow Crescent re: to discuss issues of mutual interest.

Carried.

9 BY-LAWS

Council requested clarification on Item No. 9.4.

9.1 By-Law No. 2034-16, a By-Law to Affirm Minor Decisions by Council.

T.C.

9.2 By-Law No. 2035-16, a By-Law to Adopt the Optional Large Industrial Property Class as of 2017.

A09-SP

9.3 By-Law No. 2036-16, a By-Law to Amend the Special Occasion / Funeral Policy for the Township of Ear Falls.

A09-WI

9.4 By-Law No. 2037-16, a By-Law to Amend the Winter Road

Maintenance – Snow Plowing Policy for the Township of Ear Falls.

Council requested clarification on this By-Law.

F00-SC

9.5 By-Law No. 2038-16, a By-Law to Amend the Schedule of Fees.

RESOLUTION NO. 270

Moved by Jim Desmarais. Seconded by Rob Eady.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls hereby consider By-Law Nos. 2034-16, 2035-16, 2036-16, 2037-16, and 2038-16 as passed.

Carried.

PART II – OTHER ITEMS

10 ADMINISTRATIVE REPORTS

None.

11 ITEMS FOR DIRECTION

*M06-CO

11.1 Community Maps of the Township of Ear Falls.

Council concurred with the content of the maps and recommended that one laminated copy be provided to each business and organization in the community. The map will also be posted on the municipality's website and made available, without charge, to interested members of the public.

F18-SE

11.2 Report to Council dated October 12th, 2016 from Clerk Treasurer Administrator Kimberly Ballance re: ServiceOntario Stipend Analysis.

Council discussed the Report as presented and recommended that this topic be raised at the upcoming Meeting with Wabauskang First Nation.

V04-FI

11.3 Report to Council dated October 13th, 2016 from Fire Chief Darryl Desjardins re: Fire Department Compressor – Request for Additional Information.

Council requested additional information from Fire Chief Darryl Desjardins regarding the venting costs required for the compressor room, declaring surplus the old compressor for potential revenue

sources, and options to share services with the Municipality of Red Lake.

Fire Chief Darryl Desjardins provided additional information on updating the existing self-contained breathing apparatuses (SCBAs) to high pressure tanks and the benefits of these tanks.

RESOLUTION NO. 271

Moved by Tracey Simon. Seconded by Daniel Sutton.

WHEREAS Fire Chief Darryl Desjardins recommends the replacement of the Township of Ear Falls Fire Department's Breathing Air Compressor System; and

WHEREAS installation is estimated to cost \$5,000;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Township of Ear Falls approves the purchase of a Jordair MINI-KAT6 breathing air compressor, fill station and air storage system at a cost of \$42,313.45 plus applicable taxes and installation costs; and

FURTHER THAT this purchase be funded through the Fire Department Reserve (XL60-6000-9722).

Carried.

R04-PA

11.4 Revised Draft of Parks and Playgrounds Plan.

Council reviewed the prioritization listing and recommended that the Skate Park prioritization be moved to medium priority. The Township will seek funding options for the development of this Park. In the interim, a Bike Park will be identified as a high priority item in order to fill the activity gap for youth in the community.

12 REPORTS OF MEMBERS OF COUNCIL

12.1 Councillor Tracey Simon

- Red Lake Margaret Cochenour Memorial Hospital Board
 - Recently passed the accreditation from the accreditation surveyors.

12.2 Councillor Rob Eady

- Museum Working Group will be meeting on Sunday to develop a plan for the winter and may be requesting funding for projects from the Community Well-Being Fund.
- Heritage Trail work has been underway with the placement of the Alligator boat in the location previously identified to Council. A Land Use Permit was acquired from the Ministry of Natural Resources for this purpose. Identified that accessibility may be a

concern for people with mobility issues and that further development of this trail, including some brushing work and trail cleanup, is still required.

12.3 Mayor Kevin Kahoot

- Kenora District Municipal Association Meeting Thursday, October 13th, 2016 with MP Bob Nault
 - Municipalities in the Kenora District had an opportunity to request an update from MP Nault on the Federal Government's promises that have not been achieved to date. We are one year into the term of the Federal Government and are looking for action plans on the projects that were promised for Northwestern Ontario.
- Attended the Association of Municipalities of Ontario (AMO) "What's Next Ontario" Consultation Session today.
 - AMO is seeking municipal input on how to close the gap on the municipality infrastructure deficit which is in excess of \$3.6 billion in Ontario. This gave us an opportunity to discuss options for new municipal revenue tools since the ongoing reliance on property tax and user fees is limited.
- Attended Wabauskang First Nation for lunch with the Band Council which gave us a good opportunity to meet the new Council members. We noted a lot of similarities in the difficulties and issues in our communities and have agreed to meet again in November in Ear Falls.

13 CLOSED MEETING

13.1 RESOLUTION NO. 272

Moved by Rob Eady. Seconded by Tracey Simon.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls hereby convenes into a Closed Session at 7:49 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. – 50 Balsam Avenue.
- Section 239 (2) (b) – Personal matters about an identifiable individual, including municipal or local Board employees – Employment Matter.
- Section 239 (2) (e) – Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local Board – Building Code Non-Compliance.

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
 - 50 Balsam Avenue

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.
 - Employment Matter

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

- Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local Board.
 - Building Code Non-Compliance

13.2 RESOLUTION NO. 273

Moved by Daniel Sutton. Seconded by Rob Eady.

RESOLVED THAT the Council of the Township of Ear Falls convened from a Closed Session at 8:24 p.m. to the Regular Meeting of Council.

Carried.

14 CLOSED REPORT

15 ADJOURNMENT

15.1 RESOLUTION NO. 274

Moved by Rob Eady. Seconded by Daniel Sutton.

RESOLVED THAT this Regular Meeting of Council adjourn at the hour of 8:25 p.m.

Carried.

Mayor

Clerk