

THE CORPORATION OF THE TOWNSHIP OF EAR FALLS

MINUTES of the Regular Meeting of Ear Falls Council #19
Ear Falls Municipal Council Chambers
November 19th, 2019 @ 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 David Carroll, Councillor Rob Eady, Councillor Wendy Pearson, Clerk Treasurer Administrator Kimberly Ballance, and By-Law Enforcement Officer Justine Rajtek.

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.)

RESOLUTION NO. 282

Moved by Wendy Pearson. Seconded by Rob Eady.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls hereby adopts the Items in Sections 5 – 7 of Part 1 – Consent Agenda.

Carried.

5 MINUTES

5.1 The review and passing of the Minutes of the previous Meetings.

5.1.1 November 5th, 2019 – Regular Meeting of Council Minutes.

RESOLUTION NO. 283

Moved by David Carroll. Seconded by Wendy Pearson.

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 November 19th, 2019 Regular Meeting of Council.

Carried.

C.O.

5.2 Minutes of Committees.

5.2.1 October 9th, 2019 – Community & Economic Development Committee Meeting Minutes.

RESOLUTION NO. 284

Moved by David Carroll. Seconded by Rob Eady.

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 November 19th, 2019 Regular Meeting of Council.

Carried.

C.O.

5.3 Minutes from other Agencies / Organizations.

5.3.1 September 16th, 2019 – Red Lake District Resource Management Advisory Committee Meeting Minutes.

5.3.2 September 10th, 2019 – Keewatin-Patricia District School Board Meeting #8.

RESOLUTION NO. 285

Moved by Wendy Pearson. Seconded by David Carroll.

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 November 19th, 2019 Regular Meeting of Council.

Carried.

6 TENDERS / PROPOSALS / QUOTES

None.

7 MISCELLANEOUS MOTIONS

7.1 Correspondence.

S08-NO

7.1.1 Public Health Communique dated October 31st, 2019 from the Northwestern Health Unit re: Implications of the Transformation of Public Health and release of the 2019 Ontario Budget.

RESOLUTION NO. 286

Moved by Rob Eady. Seconded by David Carroll.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls receives and files the document numbered 7.1.1 at the November 19th, 2019 Regular Meeting of Council.

Carried.

C.O.

7.2 Reports from Departments.

7.2.1 Monthly Report from Day Care / EarlyON Coordinator Marg Trippier – October.

RESOLUTION NO. 287

Moved by Rob Eady. Seconded by Wendy Pearson.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls receives and files the Report from Departments numbered 7.2.1 at the November 19th, 2019 Regular Meeting of Council.

Carried.

7.3 Financial Operations Statements – year to date (dated November 13th, 2019).

Council reviewed the Financial Operations Statements – year to date (dated November 13th, 2019) in accordance with By-Law No. 1635-11.

*L14-CO / *R05-LI

7.4 Report to Council dated November 5th, 2019 from Clerk Treasurer Administrator Kimberly Ballance re: Recreation Centre Lighting Upgrade Proposal.

RESOLUTION NO. 288

Moved by Rob Eady. Seconded by David Carroll.

WHEREAS the Township of Ear Falls Strategic Plan 2019-2022 identifies a goal of creating cost-effective municipal service delivery through the implementation of Energy Efficiency Projects (Goal 1.a);

NOW THEREFORE BE IT RESOLVED THAT the Council of the Corporation of the Township of Ear Falls authorizes and directs the Mayor and Clerk Treasurer Administrator to execute the Design, Upgrade and Installation Agreement – Binding Letter of Intent with Conrad Lighting Solutions Inc. for the completion of an Investment Grade Audit of interior and exterior lighting at the Ear Falls Recreation Centre.

Carried.

C12-BO

7.5 Appointment to a Municipal Board or Committee.

RESOLUTION NO. 289

Moved by Wendy Pearson. Seconded by Rob Eady.

RESOLVED THAT the Boards and Committees Appointments for the Township of Ear Falls be approved as per the attached; and

FURTHER THAT the Appointments be for the term of this present Council; and

FURTHER THAT travel and attendance to the Board / Committee Meetings be hereby authorized for the appointed representatives; and

FURTHER THAT Resolution No. 101-19, dated April 3rd, 2019, is hereby repealed.

Carried.

F22-TA

7.6 Notice of Vesting Property – taxes / penalties / write-offs – Roll Number 6042-000-001-17590-0000.

RESOLUTION NO. 290

Moved by David Carroll. Seconded by Wendy Pearson.

WHEREAS pursuant to Section 373 (1) of the Municipal Act, 2001, S.O. 2001, c. 25, as amended, a Tax Arrears Certificate was registered on May 24th, 2018 against Roll No. 6042-000-001-17590-0000; and

WHEREAS the Township of Ear Falls has completed the Sale of Land for Tax Arrears process and was unable to find a successful purchaser;

NOW THEREFORE BE IT RESOLVED THAT the amount of \$15,162.20 be written off from Roll No. 6042-000-001-17590-0000 in accordance with Section 354 (2) and (3) of the Municipal Act, 2001, S.O. 2001, c. 25, as amended; and

FURTHER THAT the Treasurer is hereby authorized and directed to prepare and register in the name of the Corporation of the Township of Ear Falls, an Acknowledgement and Direction regarding the registration of a Notice of Vesting, Statement of Compliance and Land Transfer Tax Statements for Roll No. 6042-000-001-17590-0000 in accordance with Section 379 (5) (b) of the Municipal Act, 2001, S.O. 2001, c. 25, as amended; and

FURTHER THAT the Treasurer is hereby authorized and directed to charge back to the School Boards its proportionate share of the unpaid taxes that are written off in accordance with Section 353 (3) of the Municipal Act, 2001, S.O. 2001, c. 25, as amended.

Carried.

*F11-MU

- 7.7 Letter dated November 12th, 2019 from the Ministry of Municipal Affairs and Housing re: Creation of the Municipal Modernization Program – Intake 1 for conducting service delivery reviews.

RESOLUTION NO. 291

Moved by David Carroll. Seconded by Rob Eady.

WHEREAS the Government of Ontario has announced the creation of the Municipal Modernization Program to assist small and rural municipalities conduct new service delivery reviews, implement recommendations from previous reviews and undertake projects to achieve cost savings and efficiencies; and

WHEREAS eligible projects for Intake 1 are municipal service delivery reviews completed by independent third party reviewers;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Corporation of the Township of Ear Falls authorizes and directs Clerk Treasurer Administrator Kimberly Ballance to submit an application under the Municipal Modernization Program to conduct a service delivery review of the operations of the Township of Ear Falls.

Carried.

8 BY-LAWS

- 8.1 By-Law No. 2262-19, a By-Law to Affirm Minor Decisions by Council.

L04-WA

- 8.2 By-Law No. 2263-19, a By-Law to Authorize the Execution of an Agreement with Bell for Temporary Use of the Ear Falls Waste Disposal Site Regarding the MacDowell Lake Project.

RESOLUTION NO. 292

Moved by David Carroll. Seconded by Wendy Pearson.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls hereby consider By-Law Nos. 2262-19 and 2263-19 as passed.

Carried.

PART II – OTHER ITEMS

9 ITEMS FOR DIRECTION

F11-RU

- 9.1 Letter dated October 31st, 2019 from Chukuni Communities Development Corporation re: Red Lake Area, Kenora Area and Dryden Area Broadband and Internet Upgrade Project – Northern Ontario Heritage Fund Corporation (NOHFC) Portion.

Council discussed the response letter as presented and options to move this matter forward since the root of the matter is to develop improved broadband service for the community.

*A04-RU

- 9.2 Delegations for the Rural Ontario Municipal Association (ROMA) Conference being held in Toronto from January 19th – 21st, 2020.

- Ministry of Natural Resources and Forestry – Cottage Lot Development
- Ministry of Northern Development and Mines – Cottage Lot Development, Broadband,
- Ministry of Infrastructure – Broadband, Water and Wastewater Treatment Plant Intake
- Ministry of Transportation of Ontario – Regional Bus Service

L11-PR

- 9.3 Report to Council dated November 13th, 2019 from By-Law Enforcement Officer Justine Rajtek re: No-Smoking / Smoking Restriction By-Law.

Council concurred with the Report as presented and indicated that a Smoking Restriction By-law for the Waterfront Park should not be implemented.

10 REPORTS OF MEMBERS OF COUNCIL

10.1 Mayor Kevin Kahoot

- Met with Eric Melillo, Kenora MP – November 10th, 2019
 - Reviewed general concerns and projects that the Township has and the impacts that he could have as the region’s new MP. Likely will be holding regular Constituency Meetings in the region. He expressed concerns about the promises made but not completed during the last term and committed to not being someone that makes promises that he cannot fulfill.
- Will be in Thunder Bay for a two-day meeting next week for Northwestern Ontario Municipal Association (NOMA).
- Advised that the proposed Meeting for earlier today with the Ministry of Natural Resources and Forestry with the Mayor and Clerk Treasurer Administrator was cancelled as an update was provided by email. A follow-up Meeting is planned for December 10th, 2019.

Council requested clarification on the Cottage Lot Development project and the potential use of the properties for tourist commercial use, which would be a concern for businesses in the community. The Clerk Treasurer Administrator advised that the proposed zoning is seasonal residential, which would not allow for the properties to be used for commercial purposes.

11 CLOSED MEETING

11.1 RESOLUTION NO. 293

Moved by Rob Eady. Seconded by David Carroll.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls hereby convenes into a Closed Session at 7:25 p.m. to discuss matters pertaining to:

- Section 239 (2) (d) – Labour relations or employee negotiations. – Employment Matter.
- Section 239 (2) (d) and (k) – Labour relations or employee negotiations; and – A position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local Board. – Employment Matter.

Carried.

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

- Labour relations or employee negotiations.
- Employment Matter

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

- Labour relations or employee negotiations; and
 - A position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality of local Board.
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- Employment Matter

11.2 RESOLUTION NO. 294

Moved by Rob Eady. Seconded by David Carroll.

RESOLVED THAT the Council of the Township of Ear Falls convened from a Closed Session at 7:52 p.m. to the Regular Meeting of Council.

Carried.

12 CLOSED REPORT

Council reviewed information as presented on an Employment Matter.

Council reviewed information as presented on an Employment Matter.

13 ADJOURNMENT

13.1 RESOLUTION NO. 295

Moved by Rob Eady. Seconded by Wendy Pearson.

RESOLVED THAT this Regular Meeting of Council adjourn at the hour of 7:53 p.m.

Carried.

Mayor

Clerk