

THE CORPORATION OF THE TOWNSHIP OF EAR FALLS

MINUTES of the Regular Meeting of Ear Falls Council #4
Ear Falls Municipal Council Chambers
April 7th, 2020 @ 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 (electronically), Councillor Rob Eady (electronically), Councillor Wendy Pearson (electronically), Councillor Daniel Sutton (electronically), Clerk Treasurer Administrator Kimberly Ballance, and one (1) member of the public (electronically).

This Meeting was conducted electronically by teleconference due to the declaration of a Provincial Emergency – Human Health Emergency (COVID-19 Pandemic).

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. 071

Moved by Rob Eady. Seconded by David Carroll.

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 March 17th, 2020 – Special Meeting of Council Minutes.

5.1.2 March 17th, 2020 – Regular Meeting of Council Minutes.

RESOLUTION NO. 072

Moved by Rob Eady. Seconded by David Carroll.

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 to 5.1.2 at the April 7th, 2020 Regular Meeting of Council.

Carried.

C.O.

5.2 Minutes of Committees.

5.2.1 February 26th, 2020 – Joint Occupational Health & Safety Committee Meeting Minutes.

RESOLUTION NO. 073

Moved by Wendy Pearson. Seconded by Daniel Sutton.

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 April 7th, 2020 Regular Meeting of Council.

Carried.

C.O.

5.3 Minutes from other Agencies / Organizations.

None.

6 TENDERS / PROPOSALS / QUOTES

None.

7 MISCELLANEOUS MOTIONS

7.1 Correspondence.

P03-CO

7.1.1 News Release dated March 16th, 2020 from Ontario News re:
Ongoing efforts to contain the spread of COVID-19.

D05-TI

7.1.2 Letter dated March 13th, 2020 from the Ministry of Natural Resources and Forestry: Approved Trout Lake Forest 2020-2021 Annual Work Schedule for the Contingency Plan.

P03-CO

7.1.3 News Release dated March 16th, 2020 from Ontario News re: the Ontario Premier enacts a Declaration of Emergency for the province.

P03-CO

7.1.4 News Release dated March 23rd, 2020 from Ontario News re: Closure of at-risk workplaces to protect Health & Safety during COVID-19 crisis.

P03-CO

7.1.5 News Release dated March 25th, 2020 from Ontario News re: Release of *Ontario's Action Plan* provides additional health care resources and support for people, jobs, and employers.

P03-CO

7.1.6 News Release dated March 30th, 2020 from Ontario News re: Extension to the Provincial State of Emergency to stop the spread of COVID-19.

P03-CO

7.1.7 News Release dated March 31st, 2020 from Ontario News re: Extension to the School and Child Care Closures to fight the spread of COVID-19.

D05-TI

7.1.8 Letter dated March 23rd, 2020 from the Ministry of Natural Resources and Forestry re: Alternative arrangements for an Information Centre to review the proposed operations of the Trout Lake Forest 2021-2031 Forest Management Plan.

P03-CO

7.1.9 Letter dated March 27th, 2020 from the Solicitor General re: Ministerial designation under the Provincial Offences Act authorizing specific personnel to enforce the Emergency Management and Civil Protection Act (EMCPA) orders.

L04-CH

7.1.10 Memorandum dated March 31st, 2020 from Assistant Deputy Minister, Early Years and Child Care Division re: Extension of the continued closure of licenced child care centres as well as the facilities providing indoor recreational programs including EarlyON Child and Family Centres to at least April 13th, 2020.

D02-NU

- 7.1.11 Letter dated March 2020 from Nuclear Waste Management Organization re: Provision of the Implementing Adaptive Phased Management 2020 to 2024 Report.

P03-CO

- 7.1.12 Memorandum dated April 2nd, 2020 from the Ministry of Natural Resources and Forestry re: Implementation of a Restricted Fire Zone (RFZ) effective April 3rd, 2020 across the entire legislated fire region of Ontario.

RESOLUTION NO. 074

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 document numbered 7.1.1 to 7.1.12 at the April 7th, 2020 Regular Meeting of Council.

Carried.

C.O.

- 7.2 Reports from Departments / Boards / Committees.

- 7.2.1 Monthly Report from Economic Development Officer Michelle Hiscox – March.

RESOLUTION NO. 075

Moved by Daniel Sutton. Seconded by David Carroll.

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 April 7th, 2020 Regular Meeting of Council.

Carried.

M02-TR

- 7.3 Submission of a letter to the Trout Forest Music Festival Committee re: 25th Anniversary of the Trout Forest Music Festival.

RESOLUTION NO. 076

Moved by Wendy Pearson. Seconded by Daniel Sutton.

WHEREAS the Trout Forest Music Festival is celebrating its 25th year Anniversary in 2020;

NOW THEREFORE BE IT RESOLVED THAT the Mayor be authorized and directed to send the attached letter to the Trout Forest Music Festival in recognition of the contribution that the Board and

Volunteers have made in Ear Falls for the past 25 years.

Carried.

E03-WA

- 7.4 2019 Corrosion Control Evaluation Report received from Northern Waterworks Inc. dated March 13th, 2020.

RESOLUTION NO. 077

Moved by Rob Eady. Seconded by David Carroll.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls accepts the 2019 Corrosion Control Evaluation Report received from Northern Waterworks Inc. dated March 13th, 2020.

Carried.

E03-RE

- 7.5 2019 Annual Report for the Ear Falls Wastewater Treatment Plant received from Northern Waterworks Inc. dated March 24th, 2020.

RESOLUTION NO. 078

Moved by Daniel Sutton. Seconded by Wendy Pearson.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls has received and reviewed the 2019 Annual Report for the Ear Falls Wastewater Treatment Plant from Northern Waterworks Inc. in accordance with Condition 10(5) of amended Environmental Compliance Approval No. 1492-A2ZHLC.

Carried.

A16-UN

- 7.6 Natural Gas – Proposed Community Expansion – Enbridge.

RESOLUTION NO. 079

Moved by Daniel Sutton. Seconded by Rob Eady.

WHEREAS the Government of Ontario has announced plans to increase access to natural gas by making financial support available for new expansion projects; and

WHEREAS Enbridge Gas will submit project proposals to the Ontario Energy Board and has requested input on proposed projects from the Township of Ear Falls;

NOW THEREFORE BE IT RESOLVED THAT the Nymark Drive / Highway 105 area identified in the attached map be presented as the

recommended project area for the Township of Ear Falls.

Carried.

F11-RU

- 7.7 Letter received March 25th, 2020 from Chris Bell, Senior Manager of Bell Canada re: Bell Application to Canadian Radio-Television and Telecommunications Commission (CRTC) Broadband Fund.

RESOLUTION NO. 080

Moved by Rob Eady. Seconded by Daniel Sutton.

RESOLVED THAT the Mayor be hereby authorized and directed to submit the attached letter to Canadian Radio-Television and Telecommunications Commission – Broadband Fund in support of Bell’s application to bring high-speed internet to our community.

Carried.

*L06-IN

- 7.8 Insurance Renewal for 2020 received March 11th, 2020 from Frank Cowan Company.

RESOLUTION NO. 081

Moved by Wendy Pearson. Seconded by David Carroll.

RESOLVED THAT the Township of Ear Falls’ 2020 Insurance Renewal from Frank Cowan Company / Gillons’ Insurance Brokers Ltd. be approved at the Annual Premium of \$84,998.00 plus applicable taxes.

Carried.

A.P.

- 7.9 Capital Expenditure Request #1234 from Northern Waterworks Inc. re: the Wastewater Systems Effluent Regulation (WSER) Dechlorination Project for the Wastewater Treatment Plant.

RESOLUTION NO. 082

Moved by Rob Eady. Seconded by Daniel Sutton.

WHEREAS the Township of Ear Falls has applied for funding under the Investing in Canada Infrastructure Program (ICIP) for the completion of the Wastewater Systems Effluent Regulation (WSER) Dechlorination Project for the Wastewater Treatment Plant; and

WHEREAS project approvals for ICIP have not been announced but the project must be completed regardless of funding approval; and

WHEREAS in order to complete the project the Township requires the preliminary engineering work to be completed in order to apply for an Amendment for the Environmental Compliance Approval (ECA); and

WHEREAS work approved by the municipality prior to project approval is ineligible for funding under ICIP;

NOW THEREFORE BE IT RESOLVED THAT Council authorizes the approval of the Capital Expenditure Request #1234 from Northern Waterworks Inc. for the completion of preliminary engineering work for the WSER Dechlorination Project; and

FURTHER THAT Council suspends the requirement identified in Section D. 2.c. of the Procurement Policy thereby allowing the Township to rely on a single quote for the provision of the work.

Carried.

8 BY-LAWS

Council requested that By-Law No. 2294-20 be pulled from the Consent Agenda for debate.

D14-CO

8.7 By-Law No. 2294-20, a By-Law to Amend By-Law No. 1010-02, as Amended, the Zoning By-Law for the Township of Ear Falls with Respect to Lands Described Legally as PT LOC CL13468 RP 23R-11004 Parts 2, 3 and 4, in the Township of Ear Falls.

RESOLUTION NO. 083

Moved by Rob Eady. Seconded by David Carroll.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls hereby consider By-Law No. 2294-20 as passed.

Defeated.

8.1 By-Law No. 2288-20, a By-Law to Affirm Minor Decisions by Council.

A09-PR

8.2 By-Law No. 2289-20, a By-Law to Amend the Procedural By-Law for the Corporation of the Township of Ear Falls and Repeal By-Law No. 2199-18.

P09-HA

8.3 By-Law No. 2290-20, a By-Law to Repeal By-Law No. 430-85, being a By-Law to Provide for the Licencing, Regulating, and Governing of Hawkers and Pedlars.

S.D.

- 8.4 By-Law No. 2291-20, a By-Law to Repeal By-Law No. 806-98 being a By-Law to Establish Tax Deferral Eligibility for Low-Income Seniors and Person with Disabilities.

S.D.

- 8.5 By-Law No. 2292-20, a By-Law for the Cancellation of Tax Increases for the Purposes of Relieving Financial Hardship.

F11-FE

- 8.6 By-Law No. 2293-20 a By-Law to Authorize an Amendment to Contribution Agreement with Her Majesty the Queen in Right of Canada, as Represented by the Minister of Industry for the Community Investment Initiative for Northern Ontario (CIINO).

D14-CO

- 8.7 By-Law No. 2294-20, a By-Law to Amend By-Law No. 1010-02, as Amended, the Zoning By-Law for the Township of Ear Falls with Respect to Lands Described Legally as PT LOC CL13468 RP 23R-11004 Parts 2, 3 and 4, in the Township of Ear Falls.

Otherwise dealt with.

RESOLUTION NO. 084

Moved by Daniel Sutton. Seconded by Wendy Pearson.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls hereby consider By-Law Nos. 2288-20, 2289-20, 2290-20, 2291-20, 2292-20, and 2293-20 as passed.

Carried.

PART II – OTHER ITEMS

9 ITEMS FOR DIRECTION

D05-AS

- 9.1 Letter dated March 20th, 2020 from Chief Rudy Turtle of Grassy Narrows First Nation re: Follow-up correspondence and information of the area proposed as the Indigenous Protected and Conserved Area (IPCA).

Council requested that a joint meeting of Councils be held so that the Council members can discuss potential interests. Council requested a face-to-face Meeting, but to wait until it can be held in person rather than over the phone.

A.P.

- 9.2 Invitation to attend the Kenora District Camp Owners Association roundtable discussion on “Tourism and the Local Community” being

held at the Waldhof Community Hall with the date to be determined.

RESOLUTION NO. 085

Moved by Rob Eady. Seconded by Wendy Pearson.

RESOLVED THAT Mayor Kevin Kahoot be hereby authorized travel and attendance to the Kenora District Camp Owners Association roundtable discussion on “Tourism and the Local Community” being held at the Waldhof Community Hall with the date to be determined.

Carried.

L14-CO

- 9.3 Proposal received March 15th, 2020 from Local Authority Services (LAS) Facility Lighting Service re: Investment Grade Audit of the Ear Falls Recreation Centre.

RESOLUTION NO. 086

Moved by Daniel Sutton. Seconded by Wendy Pearson.

WHEREAS the Township’s Strategic Plan identifies the Goal #1 of Create Cost-Effective Municipal Service Delivery with an Action Item a) Identify Energy Efficiency Projects for Implementation;

NOW THEREFORE BE IT RESOLVED THAT Council has reviewed and approves the Recreation Lighting Retrofit Project as outlined in the Investment Grade Audit of the Ear Falls Recreation Centre prepared by the LAS Recreation Facility LED Lighting Service, dated March 15th, 2020; and

FURTHER that this project be funded through Gas Tax Funding.

Carried.

F11-RU

- 9.4 Letter dated March 26th, 2020 from Jonathan Daniels, Vice President, Regulatory Law, Bell Canada re: Information on the Red Lake and Highway 105 Corridor Project.

Council discussed the letter and the history of the contracts. Councillor Eady will be reviewing them in his role as a Chukuni Communities Development Corporation (CCDC) Board member and will provide an update to Council if permissible.

P03-CO

- 9.5 COVID-19 Situation.

Municipal Emergency Control Group (MECG) Meetings are occurring 1 - 2 times a week and the group has been taking direction

from Dr. Khan, the Northwestern Health Unit (NWHU), and the province. Most of the municipal facilities have been closed and multiple departments have seen staff furloughed. Minimal level of services are being maintained, but only as required to operate the basic level service.

Currently there are no cases in Ear Falls, but there are two (2) in Red Lake, as well as cases in Dryden and Sioux Lookout.

Council discussed financial tools that the municipality could implement to assist local residents or businesses and requested additional information to be brought back to the next Meeting.

10 REPORTS OF MEMBERS OF COUNCIL

10.1 Councillor Daniel Sutton

- Kenora District Services Board (KDSB) Meeting is being held by Zoom on Thursday.

10.2 Mayor Kevin Kahoot

- Northwestern Ontario Municipal Association (NOMA) Meeting was held by Zoom.
 - Discussed potential capacity in Northern Ontario to house northern evacuees as many communities have pulled out of the Ministry of Community Safety and Correctional Services' Community Evacuation Program. Thunder Bay will not be acting as a host community in 2020 due to the impacts currently on the health system in the city.
 - Discussed the United States Border closure including cross border traffic in communities in Rainy River. Also the United States tourist camp owners crossing the border was discussed at length. Minister Greg Rickford and MPP Sol Mamakwa are in discussion with municipalities on this topic.

11 CLOSED MEETING

11.1 RESOLUTION NO. 087

Moved by Wendy Pearson. Seconded by Rob Eady.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls hereby convenes into a Closed Session at 7:30 p.m. to discuss matters pertaining to:

- Section 239 (2) (d) – Labour relations or employee negotiations. – Employment Matter.
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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) of the Municipal Act 2001, S.O. 2001, c. 25, as amended.

- Labour relations or employee negotiations.
- Employment Matter

11.2 RESOLUTION NO. 088

Moved by David Carroll. Seconded by Daniel Sutton.

RESOLVED THAT the Council of the Township of Ear Falls convened from a Closed Session at 7:36 p.m. to the Regular Meeting of Council.

Carried.

12 CLOSED REPORT

Council reviewed the employment matter as presented.

Council provided direction to the Clerk Treasurer Administrator on an employment matter.

13 ADJOURNMENT

13.1 RESOLUTION NO. 089

Moved by Daniel Sutton. Seconded by Rob Eady.

RESOLVED THAT this Regular Meeting of Council adjourn at the hour of 7:37 p.m.

Carried.

Mayor

Clerk