

THE CORPORATION OF THE TOWNSHIP OF EAR FALLS

MINUTES of the Regular Meeting of Ear Falls Council #16
Ear Falls Municipal Council Chambers
October 8th, 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, Councillor Daniel Sutton, Clerk Treasurer Administrator Kimberly Ballance, and four (4) members of the public.

3 DISCLOSURE OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

Mayor Kevin Kahoot declared an interest in Item No. 9.3 due to the ownership of rental units.

Councillor Rob Eady declared an interest in Item No. 9.3 due to the ownership of rental property.

Councillor Wendy Pearson declared an interest in Item No. 9.3 due to the ownership of a tourist camp.

4 DELEGATIONS AND PRESENTATIONS

T08-SP

4.1 Ministry of Transportation of Ontario – Kelly Schmid and Debbie MacArthur

- Speed Limit Signs on Highway 105 near Birch Drive.
- How speed limits are set.

Debbie MacArthur provided an overview of how it sets speed limits based on a number of factors associated with a specific roadway including things like road width, number of lanes, shoulder width, cycling and pedestrian activity. They noted that upon receipt of Council's request to have the Ministry of Transportation of Ontario (MTO) move the 60 km/hour to 80 km/hour speed limit boundary on Highway 105 back to the north side of Birch Drive that MTO completed a review and the signs will moved back to their prior location.

Ms. MacArthur and Ms. Schmid also identified that there are a number of other signage errors related to the sign types that have been used for road naming conventions and will be updating these along with updating signs for identifying the Business District and new signs to identify the location of the Industrial Park.

Council requested information on if there were any options to identify the intersection of Highway 105 and Spruce Street as a school or pedestrian crossing, without the municipal implementation of a crossing-guard. Ms. MacArthur requested that the Township provide some pedestrian crossing figures be submitted in order to identify if there are any options for signage. This would have to be reviewed in accordance with signage legislation and regulations.

Council also requested that a review of the location of the 80 km/hour signs near the junction of Highway 657 and Wenesaga Road be reviewed.

Council thanked Ms. MacArthur and Ms. Schmid for their attendance.

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. 7.1.3 and 7.3.

RESOLUTION NO. 239

Moved by Rob Eady. Seconded by Wendy Pearson.

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 September 17th, 2019 – Regular Meeting of Council Minutes.

5.1.2 September 27th, 2019 – Special Meeting of Council Minutes.

RESOLUTION NO. 240

Moved by Daniel Sutton. 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 to 5.1.2 at the October 8th, 2019 Regular Meeting of Council.

Carried.

C.O.

5.2 Minutes of Committees.

None.

C.O.

5.3 Minutes from other Agencies / Organizations.

5.3.1 July 11th, 2019 – Kenora District Services Board Regular Meeting of the Board Minutes.

5.3.2 August 15th, 2019 – Kenora District Services Board Special Meeting of the Board Minutes.

5.3.3 June 3rd, 2019 – Red Lake District Resource Management Advisory Committee Meeting Minutes.

5.3.4 August 12th, 2019 – Red Lake District Resource Management Advisory Committee Meeting Minutes.

5.3.5 August 29th, 2019 – District of Kenora Home for the Aged Regular Board of Management Minutes.

RESOLUTION NO. 241

Moved by Daniel Sutton. Seconded by Wendy Pearson.

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 5.3.5 at the October 8th, 2019 Regular Meeting of Council.

Carried.

6 TENDERS / PROPOSALS / QUOTES

None.

7 MISCELLANEOUS MOTIONS

7.1 Correspondence.

M06-ON

7.1.1 News Release dated September 26th, 2019 from Ontario News re: Creation of a Kenora Justice Centre Advisory Council as a next step in establishing a Kenora Justice Centre.

A16-ON

7.1.2 Letter dated September 13th, 2019 from Hydro One Networks Inc. re: Replacement of Wood Pole Transmission structures located in the Township of Ear Falls.

S08-NO

7.1.3 Public Health Communique received September 30th, 2019 from the Northwestern Health Unit re: New Smoke- and Vape-Free Spaces By-Law.

Council requested a discussion be had at a future Meeting to discuss the possible restriction of smoking in the beach area of the Waterfront Park.

RESOLUTION NO. 242

Moved by Rob Eady. Seconded by Daniel Sutton.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls receives and files the documents numbered 7.1.1 to 7.1.3 at the October 8th, 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 – August.

7.2.2 Workshop Report from Marg Trippier re: Infant Massage Session attended by EarlyON Assistant Stacy Brown from August 26th – 29th, 2109.

7.2.3 Monthly Report from Economic Development Officer Michelle Hiscox – September.

RESOLUTION NO. 243

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 7.2.1 to 7.2.3 at the October 8th, 2019 Regular Meeting of Council.

Carried.

A.P.

7.3 Report to Council dated September 18th, 2019 from Economic Development Officer Michelle Hiscox re: Resignations from two (2)

Community and Economic Development Committee Members.

Clarification was requested on whether there would be advertising to fill these vacancies.

RESOLUTION NO. 244

Moved by Wendy Pearson. Seconded by Daniel Sutton.

RESOLVED THAT the resignations of the following members of the Community and Economic Development Committee, effective September 18th, 2019, be accepted with regrets:

- Dave Wilson
- Isabella Renzullo

Carried.

L11-BU

- 7.4 Letter dated September 24th, 2019 from the Honourable Steve Clark, Minister of Municipal Affairs and Housing re: the launch of a consultation on potential changes of Building Code Services.

RESOLUTION NO. 245

Moved by Rob Eady. Seconded by Daniel Sutton.

RESOLVED THAT Clerk Treasurer Administrator Kimberly Ballance be hereby authorized and directed to submit the letter to the Honourable Steve Clark, Minister of Municipal Affairs and Housing re: Building Code Services transformation, as attached.

Carried.

T.P.

- 7.5 Travel and attendance to the Supervisor Due Diligence Session being held in Thunder Bay on Tuesday, October 15th, 2019.

RESOLUTION NO. 246

Moved by Wendy Pearson. Seconded by Rob Eady.

RESOLVED THAT Manager of Public Service & Operations Jeff Russell be hereby authorized travel and attendance to the Supervisor Due Diligence Session being held in Thunder Bay on Tuesday, October 15th, 2019.

Carried.

T.C.

- 7.6 Special amended Property Assessment Notice.

RESOLUTION NO. 247

Moved by Daniel Sutton. Seconded by Rob Eady.

WHEREAS on November 5th, 2018, the Government of Ontario announced that it would be exempting Royal Canadian Legion branches in Ontario from paying property tax; and

WHEREAS the Township of Ear Falls by By-Law No. 2071-17 already provides an exemption from Municipal Tax for the Royal Canadian Legion Ear Falls Branch #238; and

WHEREAS the Municipal Property Assessment Corporation (MPAC) issued a Special Amended Property Assessment Notice on September 16th, 2019 which changed the Property Tax Qualifier to Exempt, which will result in the property being exempt from Municipal Tax and School Tax;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Corporation of the Township of Ear Falls has no objection to the Municipal Property Assessment Corporation's Special Amended Property Assessment Notice for the 2019 Tax Year regarding the property identified as:

ROLL NUMBER	CURRENT PHASE-IN ASSESSMENT	REVISED PHASE-IN ASSESSMENT
6042-000-002-08000-0000	\$222,520 RDP	\$240,546 E

Carried.

8 BY-LAWS

8.1 By-Law No. 2255-19, a By-Law to Affirm Minor Decisions by Council.

F22-TA

8.2 By-Law No. 2256-19, a By-Law to Authorize the Execution of a Tax Arrears Extension Agreement Pursuant to Section 378 of the *Municipal Act, 2001, S.O. 2001, c. 25*, as Amended.

RESOLUTION NO. 248

Moved by Rob Eady. Seconded by Wendy Pearson.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls hereby consider By-Law Nos. 2255-19 and 2256-19 as passed.

Carried.

PART II – OTHER ITEMS

9 ITEMS FOR DIRECTION

C08-CO

- 9.1 Report to Council dated September 27th, 2019 from Clerk Treasurer Administrator Kimberly Ballance re: Strategic Plan 2019 - 2022.

RESOLUTION NO. 249

Moved by Wendy Pearson. Seconded by Daniel Sutton.

WHEREAS the Council of the Township of Ear Falls reviewed the Draft Strategic Plan at the July 9th, 2019 Regular Meeting of Council; and

WHEREAS the Draft Strategic Plan and a survey regarding its contents was made available on the Township website and Facebook page, and hard copies were available at the Municipal Office and Public Library;

WHEREAS Council has received, reviewed, and incorporated the comments provided from members of the community into the Strategic Plan;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Township of Ear Falls adopts the Strategic Plan, dated October 8th, 2019.

Carried.

T.P.

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

RESOLUTION NO. 250

Moved by Daniel Sutton. Seconded by Rob Eady.

RESOLVED THAT the following be hereby authorized travel and attendance to the 2020 Rural Ontario Municipal Association (ROMA) Annual Conference being held in Toronto from January 19th – 21st, 2020:

- Mayor Kevin Kahoot
- Councillor David Carroll

Carried.

Mayor Kevin Kahoot, Councillor Rob Eady, and Councillor Wendy Pearson left the Meeting at this point.

Deputy Mayor Daniel Sutton took the role of Chair at this point.

*L11-MU

- 9.3 Report to Council dated September 30th, 2019 from Clerk Treasurer Administrator Kimberly Ballance re: Accommodation Tax Review.

RESOLUTION NO. 251

Moved by David Carroll. Seconded by Daniel Sutton.

WHEREAS Administration has completed an internal assessment and an external public consultation process with the community regarding the potential implementation of an Accommodation Tax; and

WHEREAS the Council of the Township of Ear Falls has reviewed the Report to Council and concurs that the tax is not in the best interest of the community;

NOW THEREFORE BE IT RESOLVED THAT Council directs Administration to submit a letter to the Ministry of Municipal Affairs and Housing detailing the rationale as to why the Township will not be implementing an Accommodation Tax in Ear Falls, as attached.

Carried.

Council requested that a public announcement to this effect be made and a thank you to public consultation participants be issued.

Mayor Kevin Kahoot, Councillor Rob Eady, and Councillor Wendy Pearson returned to the Meeting.

P.F.

- 9.4 Letter received September 30th, 2019 from Dave and Candy Wilson re: Request to have the Township add material to their driveway that will pack, so they are able to utilize it as their entrance.

Council reviewed the request and directed Administration to place one load of gravel in this entranceway and to confirm with the Ministry of Transportation of Ontario regarding their direction to remove the entranceway from Highway 804 to 9 Campbells Wynd.

- 9.5 Splash Pad.

Council discussed the development of a Splash Pad using funds from the Community Well-Being and Modernization Reserves to complete a project of this scale. Council requested a Report to Council outlining the scope of work for the project and proposed funding allocations.

10 REPORTS OF MEMBERS OF COUNCIL

10.1 Councillor Rob Eady

- Sunset Country Museum Network Fall Meeting at the Dryden & District Museum on September 26th, 2019
 - There was significant discussion about the damage to Red Lake Heritage Centre's site.
- The Museum will be open again for Halloween. Hours are not yet set but will be advertised shortly.
- Chukuni Communities Development Corporation Board Meeting
 - A response letter on the Township's request for information on the Broadband Corridor project will be forthcoming. The letter will identify that they are bound by a confidentiality clause and are unable to assist in the provision of information.

10.2 Mayor Kevin Kahoot

- Firefighter's Ball and Open House for the new Fire Truck
 - Both events were very nice and well attended. Mayor Kahoot advised that he was pleased to present Fire Chief Darryl Desjardins with the Firefighter of the Year Award at the Firefighter's Ball.
- Mayor Kahoot requested an update from Councillor Pearson on the Northwestern Health Unit Board. Councillor Pearson identified that due to her work commitments she would be unable to continue in this role for the Township, and would be submitting her resignation in due course.

11 CLOSED MEETING

11.1 RESOLUTION NO. 252

Moved by Daniel Sutton. Seconded by Rob Eady.

RESOLVED THAT the Council of the Corporation of the Township of Ear Falls hereby convenes into a Closed Session at 7:45 p.m. to discuss matters pertaining to:

- Section 239 (2) (d) – Labour relations or employee negotiations – Employment Matter.
- Section 239 (2) (k) – 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 – Lease Agreement.

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) (k) of the Municipal Act 2001, S.O. 2001, c. 25, as amended.

- 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.
 - Lease Agreement

11.2 RESOLUTION NO. 253

Moved by Rob Eady. Seconded by Daniel Sutton.

RESOLVED THAT the Council of the Township of Ear Falls convened from a Closed Session at 8:12 p.m. to the Regular Meeting of Council.

Carried.

12 CLOSED REPORT

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

Council provided direction to the Clerk Treasurer Administrator regarding the Lease Agreement.

13 ADJOURNMENT

Mayor Kahoot presented the 2019 AMCTO Zone 9 Award to Clerk Treasurer Administrator Kimberly Ballance on behalf of the Association of Municipal Managers Clerks and Treasurers for her contribution to the success of the AMCTO Zone and the advancement of the municipal profession. She was selected by the AMCTO Zone 9 Executive which encompasses the Kenora, Rainy River and Thunder Bay Districts for the 2019 Zone 9 Award, however was not in attendance at the Annual Conference to receive the award. Council thanked the Clerk Treasurer Administrator for her service.

13.1 RESOLUTION NO. 254

Moved by Daniel Sutton. Seconded by Wendy Pearson.

RESOLVED THAT this Regular Meeting of Council adjourn at the hour of 8:15 p.m.

Carried.

Mayor

Clerk