

MINUTES OF THE REGULAR MEETING OF COUNCIL HELD MONDAY,
JULY 4th, 2011 AT 6:00 P.M. IN THE CIVIC CENTRE COUNCIL CHAMBERS.

PRESENT: MAYOR: A. BYHAM
COUNCILLORS: L. LACROIX
D. GREIG
R. BERTRAND

CAO: A. PELLOW

EXCUSED ABSENCE: L. CRICHTON-BERNIER

DECLARATION OF PECUNIARY INTEREST(S): Pursuant to the Municipal Conflict of Interest Act, R.S.O. 1990, Chapter M.50, Section 5, **Councillor** R. Bertrand disclosed a pecuniary interest and the general nature thereof as follows: Agenda Item B3 – Chapleau High School Reunion Committee Minutes – Reason – Spouse of Chairperson, Agenda Item B5 – 2011 Estimates & Tax Rates – Reason – Salaries of spouse, son and sister, Accounts – Cheque #19456 – Reason – Mother, Payroll #13 – Employee ID #61 – Reason – Spouse, Employee ID #4 – Reason – Sister.

Councillor L. Lacroix disclosed a pecuniary interest and the general nature thereof as follows: Accounts – Cheque #019459 Lacroix Bus Lines Inc. – Reason – Owner/operator.

GUESTS/DELEGATIONS:

RESOLUTION 24-307:

R. Bertrand – L. Lacroix

That the minutes of the regular meeting of the Council held Monday, June 20th, 2011 be approved as prepared.

Carried

RESOLUTION 24-308:

L. Lacroix – D. Greig

That the minutes of the regular meeting of the Chapleau High School 90th Reunion Festival Committee held Wednesday, June 22nd, 2011 be approved as prepared and the following resolutions are hereby ratified by the Council.

CHSRFC RESOLUTION 10-51:

Nadia Fortin – Pam Morin

That the agenda for June 22, 2011 meeting be accepted as prepared.

Carried

CHSRFC RESOLUTION 10-52:

Helen Muise – Pam Morin

That the minutes of the regular meeting of June 8, 2011 be accepted as presented.

Carried

Graham Bertrand declared conflict of interest and gave chair to Nadia Fortin.

CHSRFC RESOLUTION 10-53:

Earle Freeborn – Lorne Swanson

That the CHS 90th Reunion Festival Committee recommends to the Township Council that an ad is placed in the Chapleau Express requesting for letter of interest from interested Bands willing to provide music for the CHS 90th Reunion Event.

Carried

Chair was given to Graham Bertrand.

CHSRFC RESOLUTION 10-54:

Earle Freeborn – Nadia Fortin

That the CHS 90th Reunion Festival Committee recommends to the Township Council that Resolution #9-48 be rescinded.

Carried

CHSRFC RESOLUTION 10-55:

Nadia Fortin – Earle Freeborn

That the CHS 90th Reunion Festival Committee recommends to the Township Council to approve registration fee of \$40.00 for students and additional \$20.00 for non-student spouses. H. S. T. included.

Carried

CHSRFC RESOLUTION 10-56:

Earle Freeborn – George Evans

That the CHS 90th Reunion Festival Committee recommends to the Township Council that posters be put up for pre-registration at local business establishments.

Carried

CHSRFC RESOLUTION 10-57:

Earle Freeborn – Lorne Swanson

That the CHS 90th Reunion Festival Committee recommends to the Township Council the CHS Reunion Committee advertise for Bartenders for the CHS Reunion Event to be paid Bartender rate.

Carried

CHSRFC RESOLUTION 10-58:

George Evans – Earle Freeborn

That the CHS 90th Reunion Festival Committee recommends to the Township Council that we

accept the bid of Mario Lafreniere to make the banner for \$825.89 (tax included) if it can be delivered by July 6, 2011; otherwise we will accept the second lowest bid.

Carried

CHSRFC RESOLUTION 10-59:

Helen Muise – Nadia Fortin

That the CHS 90th Reunion Festival Committee recommends to the Township Council use the letterhead provided for all documents pertaining to the CHS Committee.

Carried

CHSRFC RESOLUTION 10-60:

Lorne Swanson

That the meeting adjourn at 21:20.

Carried

RESOLUTION 24-309:

R. Bertrand – D. Greig

That the minutes of the regular meeting of the Leisure & Culture Services Committee held Tuesday June 28th, 2011 be approved as prepared and the following resolutions are hereby ratified by the Council.

L.C.S.C. Resolution 11-06-39:

Tawyna Parry - Pam Morin

That the Leisure & Culture Services Committee recommends to Council that Council accept the minutes of June 14, 2011 as presented.

Carried

L.C.S.C. Resolution 11-06-40:

Tawyna Parry – Richard Beaudoin

That the Leisure & Culture Services Committee recommends to Council that the township place picnic tables at the pavilion for the public.

Carried

L.C.S.C. Resolution 11-06-41:

Pam Morin – Tawyna Parry

That we adjourn at 5:48 pm.

Carried

RESOLUTION 24-310:

L. Lacroix – D. Greig

WHEREAS it is necessary for the Council of the Corporation of the Township of Chapleau, pursuant to the Municipal Act, 2001, to establish tax rates for 2011 and pass a by-law to levy a separate tax rate on the assessment in each property class; And

WHEREAS the property classes have been prescribed by the Minister of Finance under the assessment act, R.S.O., 1990, as amended and Regulations there to; And

WHEREAS Section 308 of the Municipal Act, 2001 requires tax rates to be established in the same proportion to tax ratios; And

WHEREAS Section 330 of the Municipal Act, 2001, authorizes municipalities to limit tax decreases as a means of funding the 5% limit on tax increases for 2011 for certain classes of property; And

WHEREAS the 2011 net levy for municipal purposes is **\$ 1,919,180.08**; And

WHEREAS certain education rates are provided in various regulations; And

WHEREAS notice of passing of the budget was published in the Chapleau Express on Saturday, **June 25th, 2011** in accordance with the provisions of the Municipal Act, 2001;

NOW THEREFORE be it resolved that By-law 2011-12 being a by-law to provide for the adoption of the 2011 estimates and the 2011 tax rates and to further provide for penalty and interest in default of payment thereof for 2011 be read a first, second and third time and finally passed this 4th day of July, 2011.

Carried

RESOLUTION 24-311:

L. Lacroix – D. Greig

WHEREAS it is necessary for the Council of the Township of Chapleau, pursuant to Section 308(4) of the Municipal Act (2001) to establish the tax ratios for 2011 for the Township of Chapleau; And

WHEREAS the tax ratios determine the relative amount of taxation to be borne by each property class; And

WHEREAS the property classes have been prescribed by the Minister of Finance under Section (7) of the Assessment Act R.S.O. 1990; And

WHEREAS the property subclasses for which tax rate reductions are to be established are in accordance with Section 8 of the Assessment Act. R.S.O. 1990;

NOW THEREFORE be it resolved that By-law 2011-13 being a by-law to set tax ratios and establish tax capping parameters for the Township of Chapleau for the year 2011 be read a first,

second and third time and finally passed this 4th day of July, 2011.

Carried

RESOLUTION 24-312:

D. Greig – L. Lacroix

WHEREAS the Municipal Act 2001, under Section 391, Ontario Regulation 244/02, authorizes the Corporation to establish fees and charges for services it provides;

NOW THEREFORE be it resolved that By-law 2011-14 being a by-law to provide for imposing upon owners or occupants of land a final 2011 Refuse Collection Rate be read a first, second and third time and finally passed this 4th day of July, 2011.

Carried

RESOLUTION 24-313:

D. Greig – L. Lacroix

WHEREAS the Municipal Act 2001, under Section 391, Ontario Regulation 244/02, authorizes the Corporation to establish fees and charges for services it provides;

NOW THEREFORE be it resolved that By-law 2011-15 being a by-law to provide for the management, maintenance and regulation of the waterworks system of the Corporation of the Township of Chapleau and to fix the final 2011 rates for the use thereof be read a first, second and third time and finally passed this 4th day of July, 2011.

Carried

RESOLUTION 24-314:

D. Greig – L. Lacroix

WHEREAS the Municipal Act 2001, under Section 391, Ontario Regulation 244/02, authorizes the Corporation to establish fees and charges for services it provides;

NOW THEREFORE be it resolved that By-law 2011-17 being a by-law to provide for imposing the final 2011 sewage service rate upon owners or occupants of land who use sewage works be read a first, second and third time and finally passed this 4th day of July, 2011.

Carried

RESOLUTION 24-315:

L. Lacroix – R. Bertrand

WHEREAS the Ministry of Transportation maintains computer databases containing residential address information pertaining to the registered holders of motor vehicle licence plates; And

WHEREAS the Township requires access to the above information for the purpose of commencing a legal proceeding against a registered licence plate holder who has committed a parking infraction in contravention of a municipal parking by-law; And

WHEREAS the Ministry shall permit the Township access to the Ministry's information subject to the terms and conditions of the agreement;

NOW THEREFORE be it resolved that By-law 2011-18 being a by-law to authorize the Mayor and CAO to execute a Authorized Requester Agreement between the Township of Chapleau and Her Majesty the Queen in Right of the Province of Ontario as represented by the Minister of Transportation be read a first, second and third time and finally passed this 4th day of July, 2011.

Carried

RESOLUTION 24-316:

L. Lacroix – R. Bertrand

WHEREAS By-law 2000-30 regulates the erection and displaying of signs on municipal property within the Corporation of the Township of Chapleau; And

WHEREAS the Council of the Corporation of the Township of Chapleau deems it advisable to enter into lease agreements for signs on municipal property;

NOW THEREFORE be it resolved that By-law 2011-19 being a by-law to authorize the Mayor and CAO to execute lease agreements for signs on municipal property be read a first, second and third time and finally passed this 4th day of July, 2011.

Carried

RESOLUTION 24-317:

L. Lacroix – R. Bertrand

WHEREAS it is deemed expedient, pursuant to Section 44 of the Planning Act, R.S.O. 1990, Chapter P.13 to constitute a Committee of Adjustment for the Corporation of the Township of Chapleau and to appoint members to the said committee;

NOW THEREFORE be it resolved that By-law 2011-20 being a by-law to constitute a Committee of Adjustment, for the Corporation of the Township of the Chapleau and to appoint members hereto be read a first, second and third time and finally passed this 4th day of July, 2011.

Carried

RESOLUTION 24-318:

D. Greig – L. Lacroix

That the following cheque register sheets be approved as prepared by the Treasurer.

Item	Date	Cheque Numbers	Amount
Cheque Register	June 30, 2011	019431 - 019461	\$ 137,661.68
Payroll No. 13	June 23, 2011		\$ 26,147.56
Payroll No. 13	June 23, 2011		\$ 8,969.56

Payroll No. 13	June 23, 2011		\$ 2,340.26
Total			\$ 175,119.06

Carried

RESOLUTION 24-319:

R. Bertrand – L. Lacroix

That Council open and record the bids for the Request for Proposals, Inquiry # 2011-01 with respect to the Water and Wastewater Cost for Service Rate Study as follows:

KPMG = \$15,000.00 + HST

OCWA = \$27,900.00 + HST.

Carried

RESOLUTION 24-320:

L. Lacroix – R. Bertrand

That Council award the contract for the Township's Water and Wastewater Cost for Service Rate Study, Inquiry # 2011-01 to KPMG in the amount of \$15,000.00 + HST subject to the CAO verifying compliance of the bid with the scope of work required.

Carried

RESOLUTION 24-321:

L. Lacroix – R. Bertrand

That Mayor Byham be and is hereby authorized to execute an agreement between the Corporation of the Township of Chapleau and the West Coast Railway Association with respect to artifacts on loan (upper and lower water glass mounts from steam engine boiler on Canadian Pacific steam engine #5433).

Carried

RESOLUTION 24-322:

L. Lacroix – R. Bertrand

That Council approve the recommendation from the Economic Development Specialist dated June 28th, 2011 with respect to the Labour Market Research Summer Student Position and to authorize the Mayor to execute the purchase agreement for this purpose.

Carried

RESOLUTION 24-323:

R. Bertrand – L. Lacroix

That Council approve the recommendation from the Economic Development Specialist dated June 29th, 2011 with respect to a meeting with Confederation College.

Carried

RESOLUTION 24-324:

L. Lacroix – R. Bertrand

That Council approve the purchase of one only security cam for the Township waterfront pavillion as per the quotation submitted by All Security dated June 29th, 2011 in the amount of \$3,875.00 + HST, cable to be run by the Township.

Carried

RESOLUTION 24-325:

L. Lacroix – R. Bertrand

That Council approve the request from the Economic Development Specialist dated June 30th, 2011 with respect to advertising for the World Fishing Network Presentation Ceremony and Celebration to be held July 21st, 2011, excluding facebook advertising.

Carried

RESOLUTION 24-326:

R. Bertrand – L. Lacroix

That Council approve the request for sidewalk repairs on Lorne Street as submitted by the Trinity United Church under letter dated June 22nd, 2011.

Carried

RESOLUTION 24-327:

L. Lacroix – R. Bertrand

That Council establish a Grievance Committee related to the Collective Agreement between CUPE Local 887 and the Corporation of the Township of Chapleau and hereby appoints Mayor Byham, Councillor Bertrand and the CAO to this Committee.

Carried

RESOLUTION 24-328:

L. Lacroix – R. Bertrand

That Council proceed with a Service Delivery Review and hereby directs the CAO to provide samples of draft RFP's for the August 8th Council meeting.

Carried

RESOLUTION 24-329:

L. Lacroix – D. Greig

That Council request the Leisure and Culture Services Committee to make a recommendation to Council with respect to the purchase of new picnic tables and park benches, compatible with the Township's Community Improvement Plan.

Carried

RESOLUTION 24-330:

R. Bertrand – L. Lacroix

That Council move into camera at 7:10 p.m. for personal matters about an identifiable individual, including municipal or local board employees and a proposed or pending acquisition or disposition of land by the municipality or local board;

Note: The CAO was asked by Mayor Byham to leave the in camera meeting at 7:20 p.m. No other individual was appointed as Deputy Clerk.

Note: The CAO was requested to return to the in camera session at 7:40 p.m.

Carried

RESOLUTION 24-331:

L. Lacroix – R. Bertrand

That Council move out of camera at 7:40 p.m.

Note: Upon Council rising from its in camera session the CAO verbally reported in open Council, that Council had considered legal matters pertaining to the Township's Industrial Building on Planer Road. While not verbally reported by the CAO at this time, Council also reviewed a medical leave for an identifiable employee. Additionally it is noted that the CAO was not in attendance in the in camera session concerning In Camera Item #2 related to the BR & E Program. As there was no Deputy Clerk appointed for this purpose, there is no in camera report.

Carried

RESOLUTION 24-332:

L. Lacroix – R. Bertrand

That the CAO be authorized to direct the Township Solicitor to issue a Notice of Retention of Articles in Satisfaction of Liens with respect to the Township's Industrial Building on Planer Road.

Carried

RESOLUTION 24-333:

R. Bertrand – D. Greig

That the Business Retention and Expansion Report (2nd version) not be accepted by Council.

Recorded Vote

Byham – Nay

Lacroix – Nay

Greig – Yea

Bertrand – Yea

Tie Vote - Defeated

RESOLUTION 24-334:

R. Bertrand – L. Lacroix

That Council adjourn at 7:42 p.m.

Carried

Mayor

CAO