

MINUTES OF THE REGULAR MEETING OF THE COUNCIL HELD MONDAY,  
MAY 4<sup>TH</sup>, 2009 AT 7:30 P.M. AT THE CIVIC CENTRE.

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PRESENT:	MAYOR:	E. FREEBORN
	COUNCILLORS:	A. BYHAM D. GREIG R. BERTRAND
	CAO:	A. PELLOW
EXCUSED ABSENCE:	COUNCILLOR:	J. TREMBLAY

GUESTS/DELEGATIONS:

DECLARATION OF PECUNIARY INTEREST(S): "None disclosed"

**RESOLUTION 18-178:**

R. Bertrand - A. Byham

That the minutes of the regular meeting of the Council held Monday April 27<sup>th</sup>, 2009 be approved as prepared.

Carried

**RESOLUTION 18-179:**

A. Byham – R. Bertrand

That the minutes of the regular meeting of the Public Works Committee held Tuesday, April 28<sup>th</sup>, 2009 be approved as prepared and the following resolutions are hereby ratified by the Council:

**P.W. Resolution 4-17:**

A. Byham - L. Donivan

That the Public Works Committee recommends to the Council that the minutes of the regular meeting of the Public Works Committee held Tuesday, March 31<sup>st</sup>, 2009 be approved as prepared.

Carried

**P.W. Resolution 4-18:**

A. Byham – L. Donivan

That the Public Works Committee recommends to the Council that Pitch In 2009 be scheduled for May 12<sup>th</sup> to May 15<sup>th</sup>, 2009 in the same manner as it was carried out for the year 2008.

Carried

P.W. Resolution 4-19:

A. Byham – L. Donovan

That the Public Works Committee recommends to the Council that the Bear Wise Bins be placed in the same locations as for the year 2008 and that the bins be put in place during the week of May 4<sup>th</sup>, 2009; And

Be it further resolved that the bins be put into use on the May 11<sup>th</sup>, 2009; And

Be it further resolved that an appropriate advertisement be placed in the Chapleau Express on May 9<sup>th</sup>, 2009 outlining the use guidelines related to the Bear Bins.

Carried

P.W. Resolution 4-20:

A. Byham – L. Donovan

That the Public Works Committee recommends to the Council that the following guidelines be established for the use of the Bear Wise Bins;

1. That the Bear Wise Bins only be made available for use by those residents in the areas designated by Council.
2. That the Bear Bins be locked on weekends.
3. That refuse be removed from each Bear Bin daily, Monday through Friday.

Carried

P.W. Resolution 4-21:

A. Byham - L. Donovan

That the Public Works Committee adjourn at 1:00 p.m.

Carried

**RESOLUTION 18-180:**

R. Bertrand - D. Greig

That the minutes of the special meeting of the Council held Thursday, April 30<sup>th</sup>, 2009 be approved as prepared.

Carried

**RESOLUTION 18-181:**

A. Byham – D. Greig

WHEREAS the *Municipal Act, 2001* (Ontario), as amended, (the “**Act**”) provides that a municipal power shall be exercised by by-law unless the municipality is specifically authorized to do otherwise;

AND WHEREAS it is now deemed to be expedient to authorize for the municipal purposes of the Municipality the new capital works project described in column (2) of Schedule “A” attached hereto and forming part of this By-law (“**Schedule “A”**”) in the amount of the estimated expenditure set out

in column (3) of Schedule “A”, subject in each case to approval by OIPC of the financing for such Projects that will be requested by the Municipality in the Application as hereinafter described;

AND WHEREAS in accordance with section 4 of Ontario Regulation 403/02, the Council of the Municipality has had its Treasurer update its most recent annual debt and financial obligation limit received from the Ministry of Municipal Affairs and Housing (as so updated, the “**Updated Limit**”), and, on the basis of the authorized expenditure for each Project as set out in column (3) of Schedule “A” (“**Authorized Expenditure**”), the Treasurer has calculated the estimated annual amount payable in respect of each Project (collectively the “**Project Limits**”) and has determined that the aggregate of the Project Limits does not exceed the Updated Limit, and accordingly the approval of the Ontario Municipal Board under the *Ontario Municipal Board Act* (Ontario), as amended, is not required before any such Project is authorized by Council;

AND WHEREAS subsection 405(1) of the Act provides that a municipality may authorize temporary borrowing to meet expenditures made in connection with a work to be financed in whole or in part by the issue of debentures if,

- (a) the municipality is an upper-tier municipality, a lower-tier municipality in a county or a single-tier municipality and it has approved the issue of debentures for the work;
- (b) the municipality is a lower-tier municipality in a regional municipality and it has approved the work and the upper-tier municipality has approved the issue of debentures for the work; or
- (c) the municipality has approved the issue of debentures for another municipality or a school board under section 404;

AND WHEREAS subsection 401(1) of the Act provides that a municipality may incur a debt for municipal purposes, whether by borrowing money or in any other way, and may issue debentures and prescribed financial instruments and enter prescribed financial agreements for or in relation to the debt;

AND WHEREAS OIPC has invited Ontario municipalities desirous of obtaining temporary and long term debt financing in order to meet capital expenditures incurred after December 31, 2003 in connection with eligible capital projects to make application to OIPC for such financing by completing and submitting an application on the form provided by OIPC (the “**Application**”);

AND WHEREAS the Municipality has submitted an Application to OIPC to request financing for the Projects by way of long term borrowing through the issue of debentures to OIPC and by way of temporary borrowing from OIPC pending the issue of such debentures;

AND WHEREAS OIPC has accepted and has approved the municipality’s application;

NOW THEREFORE be it resolved that By-Law 2009-11 being a By-Law to authorize certain capital works of the Corporation of the Township of Chapleau (The “**MUNICIPALITY**”); to authorize the submission of an application to the Ontario Infrastructure Projects Corporation (“**OIPC**”) for financing such capital works; to authorize temporary borrowing from OIPC to meet

expenditures in connection with such works; and to authorize long term borrowing from OIPC for such works through the issue of debentures, be considered read a first, second and third time and finally passed this 4<sup>th</sup> day of May, 2009.

Carried

**RESOLUTION 18-182:**

A. Byham – R. Bertrand

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

Cheque Register	April 30, 2009	016298-016323	\$ 108,953.58
Payroll # 9	April 30, 2009	0004624-0004640	\$ 23,918.41
Payroll # 9	April 30, 2009	0002384-0002385	\$ 1,610.33
Payroll # 9 Lib.	April 30, 2009	0000813-0000815	\$ 2,251.16
Total			<b>\$ 136,733.48</b>

Carried

**RESOLUTION 18-183:**

R. Bertrand - A. Byham

That Council approve the draft bear proof refuse container guideline advertisement as prepared by the CAO.

Carried

**RESOLUTION 18-184:**

A. Byham - D. Greig

That Council authorize the CAO to proceed with preparing an amendment to the Township's comprehensive zoning by-law with respect to adding a fitness facility as a permitted use in the Town Centre Zone.

Carried

**RESOLUTION 18-185:**

D. Greig - A. Byham

That Council authorize the CAO to forward Mrs. Maureen Lavoie's request to the Planner for his review, consideration and recommendation.

Carried

**RESOLUTION 18-186:**

D. Greig - A. Byham

That Council approve the request of the Chapleau Ski Club dated April 16<sup>th</sup>, 2009

Carried

**RESOLUTION 18-187:**

R. Bertrand - A. Byham

That Council direct the CAO to advise the Emergency Management Ontario that the Township of Chapleau will only be a host for evacuees on the basis that the evacuees will be housed in motel accommodation.

Carried

**RESOLUTION 18-188:**

A. Byham - R. Bertrand

That the Accountant be and is hereby authorized to attend an OMERS workshop in Timmins, Ontario on June 9<sup>th</sup>, 2009 in accordance with the municipal travel policy.

Carried

**RESOLUTION 18-189:**

A. Byham – D. Greig

That the CAO be and is hereby authorized to attend the Killarney Spring Sector Meeting of Emergency Management Co-ordinators to be held in New Liskeard, Ontario on May 21<sup>st</sup>, 2009, in accordance with the municipal travel policy.

Carried

**RESOLUTION 18-190:**

R. Bertrand – D. Greig

That Council authorize the CAO to issue a purchase order for 24 metric tonnes of flake calcium chloride for road dust control at an estimated cost of \$13,477.78.

Carried

**RESOLUTION 18-191:**

A. Byham – D. Greig

That the CAO be and is hereby authorized to request the Chapleau Public Utilities Commission to remove the existing street light at the rear of Tower Apartments and to move the existing street light on the east side of the Cedar Street bridge, to the pole closest to the Cedar Street bridge.

Carried

**RESOLUTION 18-192:**

A. Byham – D. Greig

That the Treasurer be and is hereby authorized to execute a Certificate of Treasurer regarding litigation dated May 4<sup>th</sup>, 2009.

Carried

**RESOLUTION 18-193:**

R. Bertrand - A. Byham

That Mayor Freeborn be and is hereby authorized to submit an application under the Northern Communities Investment Readiness (NCIR) Program 2009-2010, with respect to the Chapleau Industrial Cluster.

Carried

**RESOLUTION 18-194:**

A. Byham – D. Greig

That Mayor Freeborn be and is hereby authorized to submit an application under the Superior East Community Development Corporation Local Initiatives Fund with respect to the Chapleau Industrial Cluster.

Carried

**RESOLUTION 18-195:**

A. Byham – D. Greig

That Council authorize Councillor Byham to speak to Mr. Larry Lacroix of Lacroix Bus Lines concerning the extension of services for the Handi-Transit Bus in the amount of 1.5 hours per week.

Carried

**RESOLUTION 18-196:**

R. Bertrand - A. Byham

That Council move into camera at 8:22 p.m. for matters related to a potential litigation concerning the Monk Street Project.

Carried

**RESOLUTION 18-197:**

D. Greig - A. Byham

That Council move out of camera at 8:40 p.m.

Carried

**RESOLUTION 18-198:**

A. Byham – R. Bertrand

That Council direct the CAO to establish four (4) hand cleaning stations in the Civic Centre.

Carried

**RESOLUTION 18-199:**

R. Bertrand - A. Byham

That Council adjourn at 8:41 p.m.

Carried

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Mayor

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CAO