

THE CORPORATION OF THE MUNICIPALITY OF NEEBING

MINUTES OF THE REGULAR MEETING OF COUNCIL

Held at the Municipal Office

On Wednesday, March 4, 2009

PRESENT: Mayor Steven Harasen  
Councillor Dawne Kilgour  
Councillor Roger Shott  
Councillor Bev Dale  
Councillor James Jeffery  
Councillor Maureen Schmidt  
Councillor Beverly Mercer  
Clerk Delma Stajkowski

Mayor Harasen called the meeting to order at 7:45 p.m.

DISCLOSURE OF CONFLICT OF INTEREST:

No disclosure of conflict of interest was declared at this time.

AMENDING THE AGENDA

Res. No. 78-03-2009

Moved by: Dawne Kilgour  
Seconded by: Roger Shott

That the Council of the Corporation of the Municipality of Neebing hereby amends the Agenda for Wednesday, March 4, 2009 by adding the following:

Under Resolutions:

- Accept quotation for Fire Extinguisher servicing.

Under Discussion:

: Northwest Response Forum

Under Correspondence:

: Slate River Watershed Assessment (in office)

**CARRIED**

ADOPTING THE MINUTES:

Regular Meeting - February 18, 2009

Res. No. 79-03-2009

Moved by: Maureen Schmidt  
Seconded by: Roger Shott

THAT the minutes of the Regular Meeting of Council held on Wednesday, February 18, 2009 be adopted as circulated.

**CARRIED**

.../2

AUDIENCE DEPUTATIONS:

None at this time.

RESOLUTIONS:

1<sup>st</sup> & 2<sup>nd</sup> Reading of By-law Number 794-2008 being a by-law to establish and regulate the mandatory use of Stickers at the Waste Management Site.

Res. No. 80-03-2009

Moved by: Dawne Kilgour  
Seconded by: Maureen Schmidt

THAT By-law Number 791-2008 being a by-law to establish and regulate the mandatory use of Stickers at the Waste Management Site be read for a first and second time this 4<sup>th</sup> day of March, 2009.

**CARRIED**

1<sup>st</sup> & 2<sup>nd</sup> Reading of By-law Number 805-2009 being a by-law to enter into an agreement with her Majesty the Queen in right of the Province of Ontario as represented by the Minister of Health.

Res. No. 81-03-2009

Moved by: Beverly Mercer  
Seconded by: B. A. Dale

THAT By-law Number 805-2009 being a by-law to enter into an agreement with her Majesty the Queen in right of the Province of Ontario as represented by the Minister of Health be read for a first and second time this 4<sup>th</sup> day of March, 2009.

**CARRIED**

1<sup>st</sup> & 2<sup>nd</sup> Reading of By-law Number 806-2009 being a by-law to appoint officials for certain Boards and Committees.

Res. No. 82-03-2009

Moved by: B. A. Dale  
Seconded by: James Jeffery

THAT By-law Number 806-2009 being a by-law to appoint officials for certain Boards and Committees be read for a first and second time this 4<sup>th</sup> day of March, 2009.

**CARRIED**

1<sup>st</sup> & 2<sup>nd</sup> Reading of By-law Number 807-2009 being a by-law to close, stop up and sell the original road allowance; Part of the S.W. and S.E. ¼ of Lot 5 Concessions 7 and 8 Township of Blake.

RESOLUTIONS: con't

Res. No. 83-03-2009

Moved by: B. A. Dale  
Seconded by: Roger Shott

THAT By-law Number 807-2009 being a by-law to close, stop up and sell the original road allowance; Part of the S.W. and S.E.  $\frac{1}{4}$  of Lot 5 Concessions 7 and 8 Township of Blake be read for a first and second time this 4<sup>th</sup> day of March, 2009.

**CARRIED**

1<sup>st</sup> & 2<sup>nd</sup> Reading of By-law Number 808-2009 being a by-law to open a portion of Sturgeon Bay Road that was re-aligned.

Res. No. 84-03-2009

Moved by: Maureen Schmidt  
Seconded by: Dawne Kilgour

THAT By-law Number 808-2009 being a by-law to open a portion of Sturgeon Bay Road that was re-aligned be read for a first and second time this 4<sup>th</sup> day of March, 2009.

**CARRIED**

1<sup>st</sup> & 2<sup>nd</sup> Reading of By-law Number 809-2009 being a by-law to adopt the estimates of the sums required by the Municipality of Neebing during 2009.

Res. No. 85-03-2009

Moved by: B. A. Dale  
Seconded by: James Jeffery

THAT By-law Number 809-2009 being a by-law to adopt the estimates of the sums required by the Municipality of Neebing during 2009 be read for a first and second time this 4<sup>th</sup> day of March, 2009.

**CARRIED**

1<sup>st</sup> & 2<sup>nd</sup> Reading of By-law Number 810-2009 being a by-law to set the fees for building and provide for a code of conduct policy for building purposes for The Corporation of The Municipality of Neebing.

RESOLUTIONS: con't

Res. No. 86-03-2009

Moved by: James Jeffery  
Seconded by: B. A. Dale

THAT By-law Number 810-2009 being a by-law to set the fees for building and provide for a code of conduct policy for building purposes for The Corporation of The Municipality of Neebing be read for a first and second time this 4<sup>th</sup> day of March, 2009.

**CARRIED**

1<sup>st</sup> & 2<sup>nd</sup> Reading of By-law Number 811-2009 Being a by-law to appoint Landfill Site attendants.

Res. No. 87-03-2009

Moved by: Roger Shott  
Seconded by: Dawne Kilgour

THAT By-law Number 811-2009 Being a by-law to appoint Landfill Site attendants be read for a first and second time this 4<sup>th</sup> day of March, 2009.

**CARRIED**

1<sup>st</sup> & 2<sup>nd</sup> Reading of By-law Number 812-2009 being a by-law to enter into an agreement with her Majesty the Queen in right of the Province of Ontario as represented by the Minister of Natural Resources.

Res. No. 88-03-2009

Moved by: Beverly Mercer  
Seconded by: James Jeffery

THAT By-law Number 812-2009 being a by-law to enter into an agreement with her Majesty the Queen in right of the Province of Ontario as represented by the Minister of Natural Resources be read for a first and second time this 4<sup>th</sup> day of March, 2009.

**CARRIED**

To authorize the filing of the final ODRAP funding to the Ministry of Municipal Affairs for the flooding of June 6, 2008.

Res. No. 89-03-2009

Moved by: James Jeffery  
Seconded by: Roger Shott

THAT the Council of the Corporation of the Municipality of Neebing hereby authorizes Mr. Paul Greenwood as Treasurer to execute and submit the final ODRAP funding request to the Ministry of Municipal Affairs and Housing for the flooding of June 6<sup>th</sup>, 2008.

**CARRIED**

RESOLUTIONS: con't

That the Treasurer be authorized to sign the Celebrate Canada Program funding application on behalf of the Municipality.

Res. No. 90-03-2009

Moved by: B. A. Dale  
Seconded by: Beverly Mercer

THAT the Council of the Corporation of the Municipality of Neebing hereby resolves and authorizes Mr. Paul Greenwood as Treasurer to submit a funding request to the Department of Canadian Heritage for the Celebrate Canada Program;

AND FURTHER THAT Mr. Greenwood be authorized to sign said request on behalf of the Corporation.

**CARRIED**

Accept quotation for Fire Extinguisher servicing.

Res. No. 91-03-2009

Moved by: Dawne Kilgour  
Seconded by: Maureen Schmidt

THAT the Council of the Corporation of the Municipality of Neebing hereby accepts the quotation from Hosanna Fire Protection to provide annual inspections and servicing on all Municipal fire extinguishers.

**CARRIED**

DISCUSSIONS:

Permission to Post:

Permission was given to post the following by-laws for adoption at the next Regular Meeting of Council:

- By-law Number 813-2009 being a by-law to set the hours for the landfill sites.

OMB - Decision

Council was advised that the decision rendered by the OMB was in their packages for review.

Ministry of Natural Resources - Endangered Species Act

Councillors Shott; Dale; Kilgour and Schmidt indicated that they would attend the Endangered Species Act along with Mr. Johansson.

NOMA - Fort Frances - April 15 - 28

Councillors Kilgour, Schmidt, Shott and Dale stated that they would attend this session. It was also noted that a van would be rented for the drive.

DISCUSSION: con't

Thunder Bay District Municipal League - Meeting of March 6<sup>th</sup>.

Council perused the agenda for these meetings.

EMO - Notice of Meeting

Mayor Harasen stated that he would not be able to attend, however another Councillor would take his place on Saturday.

Provincial Offences - 2009 Budget

Council reviewed the budget as presented.

Tender opening on Tuesday, March 10<sup>th</sup> at 10:00 a.m.

Councillors on the Tender opening committee were reminded of the opening of the excavator tender packages on Tuesday.

Resolutions from other Townships:

Town of Marathon - Highway distance markers:

Res. No. 92-03-2009

Moved by: Roger Shott  
Seconded by: Maureen Schmidt

THAT the Council of the Corporation of the Municipality of Neebing hereby supports the Town of Marathon and requests the Minister of Transportation to expedite the installation of distance markers along Highways 11 and 17 so as to offer a more definable method of establishing an accident location, and thereby ensuring a timely response to those travellers in need.

**CARRIED**

CORRESPONDENCE:

Various pieces of correspondence were acknowledged.

BY-LAWS:

3<sup>rd</sup> Reading of By-law Number 794-2008 being a by-law to establish and regulate the mandatory use of Stickers at the Waste Management Site.

Res. No. 93-03-2009

Moved by: B. A. Dale  
Seconded by: Beverly Mercer

THAT By-law Number 791-2008 being a by-law to establish and regulate the mandatory use of Stickers at the Waste Management Site be read for a third time and finally passed this 4<sup>th</sup> day of March, 2009.

**DEFEATED**

BY-LAWS: con't

This by-law was discussed in great detail and the following changes were to be incorporated and then re-posted for adoption at the next meeting of Council:

- delete 2.07 and 2.08
- 2.06 to be reworded to read "Replacement Stickers will be provided upon the Property Owner signing an affidavit stating the reason for said replacement".
- 1.d. be amended to read ""Property Owner" shall mean one or more person(s) who jointly or singly own or rent one or more properties".

3<sup>rd</sup> Reading of By-law Number 805-2009 being a by-law to enter into an agreement with her Majesty the Queen in right of the Province of Ontario as represented by the Minister of Health.

Res. No. 94-03-2009

Moved by: Maureen Schmidt  
Seconded by: Dawne Kilgour

THAT By-law Number 805-2009 being a by-law to enter into an agreement with her Majesty the Queen in right of the Province of Ontario as represented by the Minister of Health be read for a third time and finally passed this 4<sup>th</sup> day of March, 2009.

**CARRIED**

3<sup>rd</sup> Reading of By-law Number 806-2009 being a by-law to appoint officials for certain Boards and Committees.

Res. No. 95-03-2009

Moved by: Roger Shott  
Seconded by: Dawne Kilgour

THAT By-law Number 806-2009 being a by-law to appoint officials for certain Boards and Committees be read for a third time and finally passed this 4<sup>th</sup> day of March, 2009.

**CARRIED**

3<sup>rd</sup> Reading of By-law Number 807-2009 being a by-law to close, stop up and sell the original road allowance; Part of the S.W. and S.E. ¼ of Lot 5 Concessions 7 and 8 Township of Blake.

BY-LAWS: con't

Res. No. 96-03-2009

Moved by: Beverly Mercer  
Seconded by: James Jeffery

THAT By-law Number 807-2009 being a by-law to close, stop up and sell the original road allowance; Part of the S.W. and S.E. ¼ of Lot 5 Concessions 7 and 8 Township of Blake be read for a third time and finally passed this 4<sup>th</sup> day of March, 2009.

**CARRIED**

3<sup>rd</sup> Reading of By-law Number 808-2009 being a by-law to open a portion of Sturgeon Bay Road that was re-aligned.

Res. No. 97-03-2009

Moved by: B. A. Dale  
Seconded by: James Jeffery

THAT By-law Number 808-2009 being a by-law to open a portion of Sturgeon Bay Road that was re-aligned be read for a third time and finally passed this 4<sup>th</sup> day of March, 2009.

**CARRIED**

3<sup>rd</sup> Reading of By-law Number 809-2009 being a by-law to adopt the estimates of the sums required by the Municipality of Neebing during 2009.

Res. No. 98-03-2009

Moved by: Dawne Kilgour  
Seconded by: Roger Shott

THAT By-law Number 809-2009 being a by-law to adopt the estimates of the sums required by the Municipality of Neebing during 2009 be read for a third time and finally passed this 4<sup>th</sup> day of March, 2009.

**CARRIED**

3<sup>rd</sup> Reading of By-law Number 810-2009 being a by-law to set the fees for building and provide for a code of conduct policy for building purposes for The Corporation of The Municipality of Neebing.

Res. No. 99-03-2009

Moved by: Maureen Schmidt  
Seconded by: Dawne Kilgour

THAT By-law Number 810-2009 being a by-law to set the fees for building and provide for a code of conduct policy for building purposes for The Corporation of The Municipality of Neebing be read for a third time and finally passed this 4<sup>th</sup> day of March, 2009.

**CARRIED**

BY-LAWS: con't

3<sup>rd</sup> Reading of By-law Number 811-2009 Being a by-law to appoint Landfill Site attendants.

Res. No. 100-03-2009

Moved by: Beverly Mercer  
Seconded by: B. A. Dale

THAT By-law Number 811-2009 Being a by-law to appoint Landfill Site attendants be read for a third time and finally passed this 4<sup>th</sup> day of March, 2009.

**DEFERRED**

It was requested that this by-law be discussed in further depth in-camera.

3<sup>rd</sup> Reading of By-law Number 812-2009 being a by-law to enter into an agreement with her Majesty the Queen in right of the Province of Ontario as represented by the Minister of Natural Resources.

Res. No. 101-03-2009

Moved by: Roger Shott  
Seconded by: Dawne Kilgour

THAT By-law Number 812-2009 being a by-law to enter into an agreement with her Majesty the Queen in right of the Province of Ontario as represented by the Minister of Natural Resources be read for a third time and finally passed this 4<sup>th</sup> day of March, 2009.

**CARRIED**

UNFINISHED BUSINESS:

Councillor Shott advised that he felt the OGRA/ROMA conference was very good. He stated that he did a great deal of networking and was bringing back a lot of information.

Councillor Dale advised that the LRCA was selling trees if anyone was interested.

Councillor Dale also noted that people were still not breaking up their boxes before they put them in the recycle bin.

Councillor Kilgour advised that NOSTA was prepared to meet with Council to discuss the Memorandum of Understanding, however it would have to be after April 15<sup>th</sup>.

NEW BUSINESS:

Adjourn into an In-Camera Session to discuss personnel and legal issues.

Res. No. 102-03-2009

Moved by: Roger Shott  
Seconded by: Maureen Schmidt

THAT the time being 9:15 p.m., this Regular Meeting of Council is adjourned to an In-Camera Meeting to discuss personnel and legal issues.

**CARRIED**

Council reviewed the OMB decision; Union grievance , proposed property purchase; compensation for the Treasurer and Operations Manager and a broken windshield and the landfill site attendants.

Adjourn In-camera session and return to the Regular Meeting

Res. No. 103-03-2009

Moved by: Beverly Mercer  
Seconded by: B. A. Dale

THAT the time being 10:16 p.m., the In-camera portion of the meeting is hereby adjourned and the Regular Meeting of Council is resumed.

**CARRIED**

Council advised that they were willing to waive the conditions on the property purchase.

Council stated that they wished to remain with the name that they first put forward for mediation and they wished to see a speedy completion to this matter.

Council stated that they would not be granting compensation for broken windshields as per past policy.

Council stated they would be willing to review the 3<sup>rd</sup> Reading of By-law Number 811-2009 to appoint Landfill Site attendants.

Res. No. 100-03-2009

Moved by: Beverly Mercer  
Seconded by: B. A. Dale

THAT By-law Number 811-2009 Being a by-law to appoint Landfill Site attendants be read for a third time and finally passed this 4<sup>th</sup> day of March, 2009.

**CARRIED**

ADJOURNMENT:

Res. No. 105-03-2009

Moved by: B. A. Dale  
Seconded by: Beverly Mercer

THAT the time being 10:17 p.m., this Regular Meeting of Council is hereby adjourned.

**CARRIED**

REGULAR MEETING OF COUNCIL

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MAYOR  
Steven Harasen

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Clerk  
Delma Stajkowski, AMCT