

# THE CORPORATION OF THE MUNICIPALITY OF HURON SHORES (10-25)

## October 27, 2010

The regular meeting of the Council of the Corporation of the Municipality of Huron Shores was held on Wednesday, October 27, 2010 and called to order by Mayor Ted Linley at 7:00 p.m.

**PRESENT WERE:** Mayor Ted Linley, Councillors Gord Campbell, Fred Eldner, John Fullerton, Al Pritchard, David Ratz, Gil Reeves, Archie Roach and Kent Weber.

**ALSO PRESENT:** Dale Wedgwood; Clerk/Administrator Deborah Tonelli; Administrative Assistant Carla Slomke

## AGENDA REVIEW

Clerk/Administrator advised Council of the item under General Business that was added as Addendum #1.

## ADOPTION OF MINUTES

Councillor Ratz reported that the draft minutes were incorrect in that he did not recommend purchasing a more serviceable generator. This was stricken from the draft prior to adoption of the minutes.

**10-25-01** THAT Council adopt the minutes of the Regular Meeting of  
*J. Fullerton* Council held Wednesday, October 13<sup>th</sup>, 2010 as corrected.  
*F. Eldner* CARRIED.

**10-25-02** THAT **By-law #10-53**, being a By-law of the Corporation  
*G. Reeves* of the Municipality of Huron Shores to **Adopt the Minutes**  
*A. Pritchard* of the Council Meeting held on Wednesday, October 13<sup>th</sup>,  
2010 and authorizing the taking of any action authorized  
therein and thereby, was read a first, second and third  
time and passed in open Council this 27<sup>th</sup> day of October,  
2010. CARRIED.

## ADOPTION OF ACCOUNTS

**10-25-03** THAT Council approves payment of the **General Accounts**  
*A. Roach* for the period from October 14<sup>th</sup> to October 27<sup>th</sup>, 2010 in  
*F. Eldner* the amount of **\$19,779.21**. CARRIED.

## BUSINESS ARISING FROM MINUTES

Clerk/Administrator Tonelli reported an **error in the Minutes of Sept 22/10**, under Delegations and Petitions, in that it references a 10% grade on **Myers Road**. The grade is **12%** on a curve, which poses the concern for winter maintenance with Municipal Equipment.

Following discussions this week with Mark Daub of H&C Poleline, Clerk/Administrator Tonelli advises that he has had further discussions with the Electrical Safety Authority regarding the **Hwy.17/Dayton Road street lights** and hopes to have a resolve this week.

Councillor Eldner requested that staff speak with H&C Poleline regarding the **street lights at Hwy 129 and Little Rapids Road** in that they are turning on and off sporadically. He questioned if car headlights could be causing the interference.

Regarding the **Thessalon Curling Club Mini-League** invitation, Councillor Weber will be attending solo and Councillor Fullerton has yet to speak with Mrs. Fullerton. He will advise staff of his availability prior to the deadline.

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## **GENERAL BUSINESS**

### 8-1. Council and Staff Reports

#### **Speed Limits in Iron Bridge and Deer Signage:**

Councillor Pritchard reported that he contacted MPP Mike Brown's Office and staff is to provide Tom Farquhar with the original resolutions regarding the request to MTO for reduced and extended lowered speed limits in Iron Bridge and improved deer signage. Clerk/Administrator Tonelli advised that the resolutions will be forwarded following this evening's meeting.

#### **Cameco Reception:**

Councillor Reeves reported that he attended the Cameco reception on October 20<sup>th</sup>. He advised that he expressed our thanks for Cameco's community support.

#### **Clerk's Report:**

**Treasurer Leach** reached **25 years of service** this past March and Clerk/Administrator Tonelli requested that she be recognized at the November 10<sup>th</sup> Meeting. Council concurred.

On a query from Clerk Tonelli, Council instructed the Protection to Persons and Property Committee (Councillors Roach and Weber) to speak with Fire Chief Medve regarding the personal use of the **waste disposal site keys** by the volunteer Firefighters. They are to report back to Council for a decision prior to staff adjusting the Key Issuance Policy.

Council was advised that Mayor Donna Latulippe has attended at the **former medical clinic building** with a representative of the Ministry of Health and Long Term Care to assess its viability in potentially housing a nurse practitioner should the opportunity present itself.

Due to further complaints regarding the unattractive appearance of some home-based businesses and the limitations of the Clean Yard By-law, staff was instructed to investigate if **fencing by-laws/policies** would address the matter.

#### **Public Works Report:**

The Public Works Report for the period from September 22 to October 27, 2010 was provided to Council. Discussion was held regarding planned improvements to the Little Basswood Beach Park. Councillor Ratz recommended that the new Council consider establishing a stand-alone Parks Committee.

#### **Nuisance Beaver and Beaver Dams Report:**

Deputy Clerk Eagleson provided a report to Council on the proposed process to notify landowners of beaver dams on their property that require attention to avoid negative impact and/or damage to public infrastructure and/or people and property.

### 8-2. Firearms By-law (3<sup>rd</sup> Reading)

**10-25-04**

*G. Reeves*

*D. Ratz*

THAT **By-law #10-52** being a by-law of the Corporation of the Municipality of Huron Shores to **prohibit the discharge of firearms** within the jurisdiction identified in Schedule A attached to said by-law, was read a third time and passed in open Council this 27<sup>th</sup> day of October, 2010.

CARRIED.

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Councillors are to bring any concerns forward should they feel it necessary to add areas within the Municipality to which the discharge of firearms should be prohibited.

8-3. Minutes of Settlement

**10-25-05** THAT Council accept the Minutes of Settlement from MPAC as  
*K. Weber* follows:  
*J. Fullerton* 57 24 000 009 02700 0000 R/T 2008 CVA from 124,200 to R/T 99,000  
(2009 Supp)  
57 24 000 009 02700 0000 R/T 2008 CVA from 124,200 to R/T 99,000  
(2010 Supp) CARRIED.

8-4. Appoint Keith Sayers to Fire Department, Station 2

**10-25-06** THAT Council appoints **Keith Sayers** to the Huron Shores  
*G. Campbell* Fire Department Station 2, subject to medical.  
*K. Weber* CARRIED.

8-5. Minutes of Public Works Committee, September 10/10

**10-25-07** THAT Council receives the Minutes of the **Public Works**  
*D. Ratz* **Committee**, September 10, 2010.  
*F. Eldner* CARRIED.

8-6. Minutes of the Huron North West Professional Recruitment & Retention  
Committee, October 7/10

**10-25-08** THAT Council receives the Minutes of the **Huron North**  
*J. Fullerton* **West Professional Recruitment & Retention**  
*D. Ratz* **Committee**, October 7, 2010. CARRIED.

8-7. Minutes of the Huron Shores Cemetery Board, May 10, 2010

As the Minutes had inadvertently been excluded from the Council packages, this item was deferred to the next meeting of Council.

8-8. Accept the resignation of Geraldine Kirby from the Huron Shores  
Cemetery Board

**10-25-09** THAT Council accepts with regret the resignation of  
*A. Pritchard* **Geraldine Kirby from the Huron Shores Cemetery**  
*G. Reeves* **Board.** CARRIED.

8-9. Provide year-round maintenance for Myers Road & MacKay Drive

**10-25-10** WHEREAS Council received a request to review the level of  
*J. Fullerton* service to Myers Road and MacKay Drive;  
*D. Ratz* AND WHEREAS Council directed the Public Works  
Committee to review the feasibility of providing winter  
maintenance to said currently seasonally maintained  
roads;  
AND WHEREAS **Myers Road and MacKay Drive** currently  
meets the municipal standard;  
AND WHEREAS they serve at least 3 year-round residents;  
AND WHEREAS we have received a formal request for  
winter maintenance;  
NOW THEREFORE BE IT RESOLVED THAT **winter**  
**maintenance** (including appropriate cautionary signage)  
be added to Myers Road and MacKay Drive and be  
incorporated into the year-round Municipal Maintenance  
Program. CARRIED.

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8-10. Whelan/Collver Road Drain (3<sup>rd</sup> Reading)

**10-25-11**  
*J. Fullerton*  
*K. Weber*

WHEREAS the Appeals Tribunal for the Ministry of Agriculture, Food and Rural Affairs has rendered its decision regarding the Whelan/Collver Road Municipal Drain;  
AND WHEREAS the Tribunal has denied the appeals filed regarding said Municipal Drain;  
NOW THEREFORE BE IT RESOLVED THAT **By-law #09-14** being a by-law of the Corporation of the Municipality of Huron Shores to **Provide for a Drainage Works** in the Corporation of the Municipality of Huron Shores in the District of Algoma, was read a third time and passed in open Council this 27<sup>th</sup> day of October, 2010. CARRIED.

Clerk/Administrator Tonelli advised that we must wait 10 days following passing of By-law before work may be commenced.

8-11. Authorize C. G. Trivers Ltd. to tender for Whelan/Collver Road Drainage Project

**10-25-12**  
*J. Fullerton*  
*K. Weber*

WHEREAS the 30-day review period for the Decision of the Appeals Tribunal has expired regarding the matter of the **Whelan/Collver Road Municipal Drain;**  
NOW THEREFORE BE IT RESOLVED THAT Council authorizes **C. G. Trivers Ltd.** to prepare and let tenders for the Whelan/Collver Road Drainage Works in order that the project may be completed as soon as possible and preferably prior to December 31<sup>st</sup>, 2010. CARRIED.

8-12. To seek quotes for continuance of Nestorville streets Winter Maintenance Contracting

**10-25-13**  
*A. Roach*  
*F. Eldner*

THAT Council authorizes staff to obtain quotes to contract for the provision of Winter Maintenance Services for the **3 Municipal streets in Nestorville on the North side of Highway 17 for the 2010-2011 season** with the option for a one-year renewal under the condition that the Municipality is satisfied with the service provided and that the successful contractor is amenable to affixing the price for one subsequent season. CARRIED.

8-13. Approve winter maintenance expenditures for Myers Road & MacKay Drive Winter Maintenance

**10-25-14**  
*G. Campbell*  
*A. Roach*

WHEREAS Council has authorized that **Myers Road and MacKay Drive** be provided Winter Maintenance Services commencing with the 2010-2011 Winter Season;  
AND WHEREAS the **2010 Winter Maintenance Budget** did not include allowances to service any additional roads;  
NOW THEREFORE BE IT RESOLVED THAT Council acknowledges that the 2010 Winter Maintenance allowance could exceed projected budget estimates;  
AND THAT should outsourcing be deemed by the **Public Works Superintendent** to be the most appropriate method to provide winter maintenance services for Myers Road and MacKay Drive, Council authorizes staff to proceed accordingly. CARRIED.

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8-14. New Solicitor Information Re: Nuisance Beaver

**10-25-15**

*F. Eldner*

*D. Ratz*

WHEREAS Council has commenced with a direction to use a series of letters to correspond and **advise landowners that a beaver dam may exist on their property** that may be a problem and threat in relation to public safety and public infrastructure should there be a breach;  
AND WHEREAS the most recent suggestion via e-mail dated October 18, 2010 from the **Municipal Solicitor** is a somewhat different approach than what Council had decided to take on this matter;  
AND WHEREAS a new Council will be taking office in December 2010;  
NOW THEREFORE BE IT RESOLVED THAT at this time Council continue with its original approach on this matter, and proceed with the letters of notification where issues need to be addressed by landowners with regards to monitoring and/or removing beaver dams;  
AND THAT in the future, it is recommended that the new Council reviews the success of the letter notifications prior to considering pursuing the recent approach as suggested by the Municipal Solicitor. **CARRIED.**

Clerk/Administrator Tonelli advised that nuisance beaver dam(s) are/is suspected on Crown Land and that a letter will also be going to the Ministry of Natural Resources as a land owner. Council concurred.

8-15. Provide written response to Residents of Chevis Road re: request to surface treat that portion of Chevis Road from Dean Lake Bridge west to bottom of first hill.

**10-25-16**

*A. Roach*

*G. Campbell*

WHEREAS a letter of concern was received from **residents of Chevis Road** and brought forward to the Council meeting of June 16, 2010;  
AND WHEREAS the Public Works Committee discussed the issues;  
AND WHEREAS **Public Works Superintendent Dumont** met with the spokesperson for the residents regarding the areas of concern and to discuss the unique conditions this season;  
AND WHEREAS Public Works staff addressed the concern regarding the culvert by undertaking rip-rap and berm work;  
NOW THEREFORE BE IT RESOLVED THAT staff provide written correspondence to the residents to address the concerns brought forward in the letter noted above.

**CARRIED.**

**LETTERS & COMMUNICATIONS FOR ACTION**

9-1. Federation of Canadian Municipalities: Membership Request

9-2. Municipal Taxpayer Advocacy Group – Support Recommendations re: waste management costs

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**LETTERS & COMMUNICATIONS FOR INFORMATION**

- 10-1. AMO – MOE makes Decision on Management of Municipal Hazardous & Special Waste, October 13/10
- 10-2. AMO Watch File, October 14/10
- 10-3. AMO – 2010 AMO Annual Conference Highlights DVD
- 10-4. Municipal Taxpayer Advocacy Group – Source of Hydro Rate Problems in Ontario
- 10-5. Ministry of Tourism & Culture re: Program Review of the Ontario Tourism Marketing Partnership Corporation
- 10-6. AMO Watch File, October 21/10
- 10-7. AMCTO – Response to Letter Received from Mr. Joe Fratesi, City of Sault Ste. Marie, October 14/10
- 10-8. AMO – AMO Welcomes Court Decision on Bank Tower Assessment, October 18/10

Dale Wedgwood departed the Council Chambers at 8:06 p.m.

**CLOSED SESSION**

**10-25-17**

*J. Fullerton  
D. Ratz*

THAT Council proceed in Camera at 8:07 p.m. in order to address a matter pertaining to: personal matters about an identifiable individual, including municipal or local board employees; the subject matter relates to the consideration of a request under the Municipal Freedom of Information and Protection of Privacy Act if the council, board, commission or other body is the head of an institution for the purposes of that Act. CARRIED.

**RETURN TO OPEN SESSION**

**10-25-18**

*F. Eldner  
A. Roach*

THAT Council return to open session at 8:41 p.m. CARRIED.

**ADJOURNMENT**

**10-25-19**

*G. Reeves  
K. Weber*

THAT Council does adjourn at 8:43 p.m. CARRIED.

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MAYOR

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CLERK