

April 28, 2004

The regular meeting of the Council of the Corporation of the Municipality of Huron Shores was held on Wednesday, April 28, 2004 and called to order by Reeve Ted Linley at 7:00 p.m.

PRESENT WERE: Reeve Ted Linley, Councillors Gord Campbell, Don Dallimore, John Fullerton, David Ratz, Archie Roach, Kent Weber and Dale Wedgwood and Clerk Deborah Tonelli.

ALSO PRESENT: Treasurer Sandra Leach; By-law Enforcement Officer Dale Swan; Public Works Foreman Tom Dumont, Assistant Clerk Beverly Eagleson.

DECLARATION OF PECUNIARY INTEREST

Dale Wedgwood – Wedgwood Cleaning Services
Ted Linley – Village General Store

ADOPTION OF MINUTES

04-09-01 THAT we **adopt the minutes** of the Regular Meeting of Council held
K. Weber Wednesday, March 31, April 14 and April 20, 2004 as amended.
D. Wedgwood CARRIED.

04-09-02 THAT **By-law #04-21**, being a By-law of the Corporation of the
J. Fullerton Municipality of Huron Shores to **Adopt the Minutes** of the Council
D. Ratz Meetings held on March 31, April 14 and April 20, 2004, authorizing the
taking of any action authorized therein and thereby, was read a first,
second and third time and passed in open Council this 28th day of April,
2004. CARRIED.

ADOPTION OF ACCOUNTS

04-09-03 THAT we approve payment of the **Village General Store Account** in the
D. Ratz amount of \$972.29. CARRIED.
D. Dallimore Pecuniary Interest: Ted Linley

04-09-04 THAT we approve payment of **Wedgwood Cleaning Services** account in
K. Weber the amount of \$175.27. CARRIED.
J. Fullerton Pecuniary Interest: Dale Wedgwood

Treasurer Leach answered Council's questions on accounts. There was discussion on Tunnock Consulting Invoices and how much of contract has been invoiced and paid.

04-09-05 THAT we approve payment of the General Accounts, excluding items of
D. Wedgwood Pecuniary Interest, for the period from April 15 to April 28, 2004, in the
G. Campbell amount of **\$347,106.80**. CARRIED.

Reeve Linley, in the interest of saving time, requested that Councillors discuss specific questions on accounts with the Treasurer prior to Council meetings.

DELEGATIONS AND PETITIONS

Dagmar and Juergen Hug attended to address their fax of April 6, 2004 and email of April 27, 2004. Their concern is that although they commend public works for doing a good job, they are concerned that the roads are being maintained too well at a cost we can't afford. They indicate that the equipment is being seen more often on their road than before. They referenced consideration of flex hours and the possibility of this reducing labour costs and overtime. Councillor Ratz stated that he had advised the Hugs that we may be looking into whether flex hours is something this municipality could benefit from or not. Councillor Wedgwood explained that routes have changed since amalgamation which may cause them to see the plow equipment

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earlier and more frequently than before. The equipment on their route also services the Dayton area which is more affected by drifting than other areas of the municipality, causing that equipment to possibly be out more often. In addition, due to the expanse of our municipality, one area may receive snow and not others but the equipment still has to get to the problem area. In the past the Public Works have also been criticized for driving down the highway to the snow area rather than accessing via our municipal roads. They were advised by Public Works Foreman Dumont that the equipment goes to wherever it's required. If it's not on their road, it's working elsewhere in the municipality where it is needed. Mr. and Mrs. Hug asked that Council only give consideration to their comments and find a way to keep costs lower. Reeve Linley advised that the municipality has to conduct maintenance operations with due diligence to avoid liability risks. He thanked Mr. and Mrs. Hug for their comments and noted that very seldom do we get complaints that we're doing something too much or too well. In response to the Hugs' concerns that minutes have not been available on the website, they were advised that the individual hired on an HRDC work contract that was responsible for this job, left the contract for full time employment elsewhere. Councillor Ratz offered to volunteer to put the minutes on the site until such time as a staff member was available for this duty. In response to the Hugs' comment regarding a reduction of staff that was promised during amalgamation, Reeve Linley advised that there was never a promise to reduce staff and asked that they and other ratepayers consider the percentage of the municipal budget that we have no control over in relation to the percentage allowed for road services. Mr. and Mrs. Hug stated that they didn't want Council to feel they had to defend their position, just to consider what might be done to reduce costs.

Cindy Leffler, Real Estate Agent with Royal LePage attended the meeting to **discuss property located in the flood plain identified in Iron Bridge**. She reported that municipal staff has advised her that the Official Plan covering the subject area does not allow for building in the flood plain. She provided history on two properties she has listed and is trying to determine if they are marketable parcels. While she understands the reasons for restricting building in a flood plain, she asked if consideration could be given to allow for less permanent seasonal accommodations such as travel trailers. Council advised that allowing trailers in this area may be conflicting to permanent residences already established and that the issue is being looked at in conjunction with drafting new planning documents for the municipality.

Treasurer's Report

Treasurer Leach recommended outright purchase of the phone system presently being leased from CitiCapital. Purchase of the system will not affect the maintenance agreement with Bell Canada.

04-09-06

D. Dallimore

A. Roach

THAT we purchase the office phone system from Citi Capital for a total price of \$1,242.00.

CARRIED.

Based on the Requests for Reconsideration and Assessment Review Board decisions received to date, and utilizing 2003 tax rates, we will be **writing off \$13,332.96 in municipal taxes** and \$3,783.07 in education taxes. This figure may change depending on the tax rates established for 2004. The municipal assessment has been reduced by approximately \$763,000.00 so far this year. It is anticipated that there will still be more adjustments to come. Some of the adjustments affect both 2003 and 2004 taxation.

04-09-07

D. Wedgwood

G. Campbell

THAT we accept the Minutes of Settlement from MPAC for Taxation as follows:

57 24 000 005 02400 0000 RT 2003 From 72,000 to RT 66,000

57 24 000 017 09900 0000 RT 2003 From 72,000 to RT 53,000

57 24 000 002 11800 0000 RT 2004 From 11,500 to RT 1,000

57 24 000 015 15500 0000 RT 2004 From 36,500 to RT 31,000

57 24 000 003 02400 0000 RT 2004 From 50,000 to RT 48,000

57 24 000 001 02800 0000 RT 2004 From 24,500 to RT 8,500

57 24 000 017 12605 0000 RT 2004 From 101,000 to RT 40,000

57 24 000 017 12501 0000 RT 2004 From 95,000 to RT 66,000

57 24 000 016 04500 0000 RT 2004 From 11,600 to RT 5,800

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57 24 000 002 20001 0000 RT 2004 From	29,500 to RT	23,500
57 24 000 002 02400 0000 RT 2004 From	12,200 to RT	6,100
57 24 000 001 03100 0000 RT 2004 From	14,400 to RT	7,200
57 24 000 001 03200 0000 RT 2004 From	14,400 to RT	7,200
57 24 000 003 08701 0000 RT 2004 From	53,000 to RT	10,600
57 24 000 003 08600 0000 RT 2004 From	13,100 to RT	9,800
57 24 000 001 05100 0000 RT 2004 From	24,500 to RT	8,500
57 24 000 001 03800 0000 RT 2004 From	17,700 to RT	3,500
		CARRIED.

The Adjustment of Taxes received from MPAC write off taxes for properties razed by fire and demolition.

04-09-08

D. Wedgwood

D. Ratz

THAT we accept the Application for Adjustment of Taxes as follows:

57 24 000 017 08400 0000 RT 2003 From 24,480 to RT 20,500
CT 2004 From 1,020 to CT 0

effective September 27, 2003;

57 24 000 016 01400 0000 RT 2003 From 32,000 to RT 9,200
effective July 20, 2003;

57 24 000 016 08200 0000 RT 2004 From 27,500 to RT 11,800
effective January 1, 2004;

57 24 000 009 02700 0000 RT 2004 From 42,100 to RT 3,100
effective February 13, 2004.

CARRIED.

Treasurer Leach provided a spreadsheet showing the breakdown of reserves for the municipality totaling \$1,068,813.09.

The Treasurer advised that they are currently working on the **2004 budget** and briefly explained Treasury's **budget process**. Requisitions from external service providers have been received. She is still waiting for some recreation budgets to be submitted from the Committees. She hopes to have a preliminary budget meeting set up next week with Finance Councillors. Private Roads Donation was briefly discussed. This donation is a year-to-year approval and will be discussed in conjunction with 2004 budget deliberations. Roads Committees advised Clerk that liability insurance has doubled.

The **Trillium Grant Application** has been prepared. Trillium won't review applications until July. Information from Trillium advised that in the last round of applications received, there were one million dollars worth of requests for 200,000 available dollars. There was some discussion on the Trillium Fund program.

The Grant Program for the **Ward 2 Community Hall flooring and window replacement** project has been completed. Claim for grant has been submitted.

Grant dollars for **the Fitness Equipment purchase project for Ward 4 Community Hall** has been approved and grant dollars have been received.

Our **2004 requisition from the Algoma District Services Administration Board** has increased by \$44,892.00. This increase may be adjusted through the Community Reinvestment Fund (CRF) funding reconciliation. Questions arose on if and how these external budget requisitions might change due to loss of assessment through ARB decisions or Minutes of Settlement changes. Treasurer confirmed that there is no method to adjust our share of these external budgets. The municipal budget bears the loss. The apportionment is not recalculated. Council asked staff to investigate.

While the policing budget is expected to increase for 2004, our share is still committed to \$90.00/household and will be reconciled at year end.

Public Works Report

Public Works Foreman Dumont advised he has contacted the Thessalon Public School to attempt to arrange a Ward 1 waste site clean-up with the students at that school in addition to utilizing the Iron Bridge School students for Wards 2, 3, and 4.

Present for gravel tender opening were Reeve Linely, Councillor Wedgwood, Tom Dumont, Sandra Leach and Beverly Eagleson. Two tenders were received for the 2004 Gravel requirements tender. They were as follows:

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H & R Noble Construction Ltd.	-	\$114,597.00
Gilbertson Enterprises Ltd.	-	\$106,350.00

04-09-09 THAT we accept the tender of **Gilbertson Enterprises Ltd.** in the
J. Fullerton amount of \$106,350.00 to fulfill the requirements of **Gravel Contract**
D. Dallimore **2004 RG-1** for gravel crushing and placement. CARRIED.

Public Works Foreman Dumont reported on a **washout on Nestorville Road** that occurred sometime through the night of April 25th and the morning of April 26th. One truck drove into the washout and suffered damage. The washout was the result of a **beaver dam breaking** on private property. Mr. Dumont advised Council of the importance of private property owners monitoring dams on their property to avoid damage to municipal roads that create hazards to the traveling public and result in costly repairs. He has been given to understand that another individual noticed the washout earlier in the night, called back to their employer to advise of the washout but no one contacted Mr. Dumont in order that he could address the situation and barricade the hazard. There was discussion on the liability of allowing water leaving one property and causing damage to another property, as well as what people can do to monitor dams on their property. In the past, letters have been sent to some property owners where public works staff know of beaver dams that could cause road damage. Unfortunately, staff don't know where all beaver dams are and the responsibility must fall to the owners. Mr. Dumont asked that Council consider having a notice regarding this matter in the newsletter distributed with tax bills.

Councillor Ratz asked when **new plow/dump truck** was expected. Mr. Dumont advised it is in North Bay presently having all equipment installed. Municipal staff will deliver truck to Lakeway Truck Centre in Sault Ste. Marie for pre-inspection. Anticipate it will be ready mid to end of May.

There was some discussion on selling the old truck and Public Works operations conducting road construction and the fact that some grants have been secured through municipal in kind work provided by our forces.

CBO/Planning Report

Council was provided a copy of a letter from Town of Thessalon to Don Dallimore re: **Highway Commercial/Light Industrial zoning** designation.

Councillor Dallimore asked if we had anyone on the Police Services Board. Clerk advised we do not have a contract with O.P.P. therefore do not have a Police Services Board.

CBO Len Smith, employed by Plummer Additional Township, Bruce Mines and Johnson Township advised that five municipalities intended to proceed with securing Glenn Tunnock's services to carry out **Building Permit Fee Review** to meet Provincial requirements under Bill 124 and asked if this municipality desired to participate. The quote of \$1,426.00 for this municipality's share is increased by a 10% surcharge since all original municipalities quoted are not participating. Staff acknowledged that while the consultant will require staff time to provide information for the review, it won't take as long as conducting the exercise ourselves and it is felt that this may provide some consistency in rates in our local area. Mr. Smith advised they would be looking to start the process in September or October of 2004.

04-09-10 THAT we waive the Purchasing Policy and contract the services of
D. Wedgwood Tunnock Consulting Ltd., jointly with the Town of Bruce Mines, Twp. of
K. Weber Plummer Add'l, Twp. of Johnson and Twp. of Tarbutt Tarbutt Add'l, to
 design a **Building Permit Fee System** pursuant to the requirements under
 Bill 124, at a maximum cost to this Municipality not to exceed \$1,800.00,
 including GST. CARRIED.

RECORDED VOTE:

E. W. Linley – YEA
 G. Campbell – NAY
 D. Dallimore – NAY
 J. Fullerton – YEA
 D. Ratz – YEA
 L. (Gil) Reeves – YEA
 A. D. Roach – YEA
 K. Weber - YEA
 D. Wedgwood - YEA

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Councillor Campbell qualified that he did not object to the price itself but to part of the fee being calculated on population.

An **application for a building permit** was received for an addition to a home on property located **in the Flood Plain** of the Iron Bridge Day and Bright Joint Official Plan. Mr. Swan reported to Council that he advised the owners that the plan does not allow building in the flood plain and subsequently he could not issue the permit. A copy of this section of the Official Plan was provided to Council. Mr. Swan also advised this is a law and in his opinion, an Official Plan Amendment would be required to change the law to permit building. There is a process for an amendment and it requires Ministry of Municipal Affairs and Housing approval. The Ministry would likely request some form of documentation (possibly from a hydrogeological study) identifying that the flood plain has been altered/improved due to the rip rap work carried out in the river by Ontario Hydro, subsequent to the 1979 flood. Council asked staff to contact the solicitor to obtain an opinion on whether the permit could be issued because it is an addition to an existing building, not a new home.

Mr. Swan gave Council a brief report on the **Ad Hoc Planning Committee** meeting held April 27th. The next meeting is Tuesday, May 4, 2004 at 7:00 p.m. Council had no objection to having Pam Walsh attend as Recording Secretary. It was suggested that perhaps Dale Swan and Beverly Eagleson could alternate attending the meetings as resource people in order to avoid overtime hours.

Mr. Swan advised he has had reports of **bears at the Ward 3 Waste Site** earlier than in other years.

Councillor Reports

Councillor Wedgwood reported on the **Physician Recruitment Meeting** he attended in Blind River on March 30/04. He advised the recruitment team may be looking for some financial support to contribute to the effort. Mr. Wedgwood offered to continue to attend these meetings to keep Council up to date on the recruitment progress.

Confirmation has been received from Mike Brown's office that funding for the **cost overrun** on highway improvement work at the **Industrial Road** will come through Ministry of Northern Development and Mines. We do not have to make application for these funds.

Councillors Dallimore and Ratz reported on the **Councillor Training Session** April 14, 2004 in North Bay. Some topics discussed included how the New Municipal Act has changed the way we do business, liability issues, strategic plans, annual budgets, monthly budget reports, staff evaluations. Mr. Ratz and Mr. Dallimore thanked Council for permitting them to attend. Both this session and the one held in February were well worth the time and money. Discussion ensued on budget, setting the budget and the process involved to change the budget.

Reeve Linley gave a brief report on the **Thessalon Rural Water Services Committee Meeting** held in Thessalon on March 26, 2004. The Committee agreed to get to work right away on preparing a by-law for an agreement between the two municipalities. Thessalon Clerk Robert MacLean and Huron Shores Assistant Clerk Beverly Eagleson prepared a draft by-law and forwarded to Kathy Horgan, Municipal Advisor with Municipal Affairs for review. The by-law may not be as simple as we would like it to be. This water service is Thessalon's obligation. We are participating to attempt to help them provide the service in the proper manner.

Reeve Linley reported on the **Algoma District School Board meeting** he attended on April 21, 2004 in Blind River. It was pretty much the same as the presentation held at White Pines in Sault Ste. Marie.

Councillor Ratz asked why **minutes** have not been **in the paper**. Clerk advised that we possibly hadn't forwarded the last set of minutes. Clerk to check with Brent Rankin regarding previous minutes forwarded to the Sentinel.

Mr. Ratz is concerned about the **length of Council meetings** and would like to see something done to streamline the meeting.

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Mr. Ratz advised that upon reviewing copies of the 2002 and 2003 budgets, **travel expenses** were in excess of \$17,000.00 for 2002 and were over \$12,000.00 in 2003. If this cost is for mileage he suggested we might be better off purchasing a small vehicle to alleviate these costs. Clerk to verify with Treasurer whether this line for travel was just mileage or whether it included accommodation and meal expenses.

BUSINESS ARISING FROM MINUTES / Clerk's Report

Ministry of Transportation – **property transfer for Industrial Road** has been **completed**.

Clerk advised Council that **submitting and reviewing minutes for the North Shore Sentinel** were somewhat time consuming. She noted that while she knows Council wants this done, it does require time on her part to ensure reports are accurate. She read some discrepancies in minutes submitted to draft brief provided by the paper.

Clerk Tonelli reported on the Zone 7 Workshop attended in North Bay. Topics discussed were hiring policies, ATV By-laws and potential issues that may arise, Building Code amendments.

Clerk advised that our small **municipal water systems** need to be addressed this year for all municipal buildings.

Clerk provided Council with a copy of the **Patten Post Projects Report**.

Ministry of Housing has advised that the Provincial Government will **not compensate** municipalities for expenses suffered due to **power blackout** in July of 2003.

GENERAL BUSINESS

8-1. Cleaning/Caretaker Tender results.

Dale Wedgwood declared a Pecuniary Interest

Two tenders were received as follows:

Wedgwood Cleaning Services	-	\$10,089.03
Marjorie Spear	-	\$14,976.00

04-09-11

J. Fullerton

K. Weber

THAT we accept the total all inclusive bid price, including all applicable taxes, of Wedgwood Cleaning Services, in the amount of \$10,089.03, for **Cleaning/Caretaker services** for the Municipal Office, Library and Medical Clinic for the term commencing May 1, 2004 and ending May 1, 2005, conditional upon receipt of all pertinent documents. CARRIED.
Pecuniary Interest: Dale Wedgwood.

8-2. 2004 Beharriell Park Plans.

A Thompson Twp resident asked if **Beharriell Park** was going to be for Day Use as last year or if Council was going to consider operating a campground. Council confirmed the Park would be for **Day Use only** as has been established.

8-3. Resolution to purchase additional equipment required for Fire Dept. Rapid Response

04-09-12

K. Weber

D. Ratz

THAT we approve the recommendation of the Fire Department Task Force as presented by Chief Brad Eagleson and Councillor Reeves at the April 14, 2004 meeting, with the Short Term Plan to sustain the provision of Fire Protection Services from Station 2;
AND THAT we support the Fire Department in their Recruiting Campaign for volunteers from the areas serviced by Station 2, particularly from Iron Bridge, in order to secure members close to the fire fighting apparatus to ensure timely delivery of said apparatus to emergency scenes.
AND THAT we approve the one time expenditure of approximately \$17,500.00 to cover costs for recruiting material, to purchase additional equipment required and to provide compensation to the Rapid Response Crew established from Station 1 Volunteers. CARRIED.

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8-4. Festive Lighting.

Lights previously used at Christmas are in really bad shape and staff recommended that they shouldn't be used this year. Council asked that this be referred to budget.

8-5. By-law for Island View Estates Re-zoning Application.

04-09-13

D. Dallimore

D. Ratz

THAT **By-law #04-22** being a by-law of the Corporation of the Municipality of Huron Shores to amend the Township of Thessalon Zoning By-law #7-91, under Section 34 of the Planning Act, to change the Zoning Designation on Lots 1 to 6 of the Draft Reference Plan for the Island View Estates Subdivision (located on part of the NE ¼ of Broken Section 35 Lefroy Township – Instrument 396637) as shown on Schedule “A” attached to and forming part of this by-law from Rural (R) to the Seasonal Residential (SR) Designation and that Block 16 be changed from Rural (R) to Open Space (OS) Zoning was read a first, second and third time and passed in open Council this 28th day of April, 2004.

CARRIED.

8-6. Resolution to consult with Glenn Tunnock re: Subdivision application.

04-09-14

D. Ratz

D. Dallimore

THAT Council authorize staff to request planning consultation from Tunnock Consulting Ltd. regarding the **MacBeth Bay Subdivision** application, with costs to be applied against the Municipal Subdivision Processing Fee.

CARRIED.

8-7. Head of Council - Reeve versus Mayor.

Council will give further consideration to any benefit of changing the **head of council title** of the Municipality of Huron Shores from Reeve to Mayor.

LETTERS & COMMUNICATIONS FOR ACTION

9-1. Algoma Veterinary Committee / Veterinary Assistance Program.

04-09-15

D. Wedgwood

A. Roach

THAT the Council of the Corporation of the Municipality of Huron Shores support the request of the Algoma Veterinary Committee for \$500.00 to support veterinary services through the Veterinary Assistance Program to assist eligible livestock owners with associated costs.

CARRIED.

Council asked that staff clarify what the flat fee charge is for Veterinary Services.

9-2. Municipal Property Assessment Corporation / response to Resolution.

9-3. Minister of Municipal Affairs and Housing / Residential Tenancy Reform.

9-4. Town of Thessalon / Physicians Recruitment Tour 2004.

04-09-16

D. Wedgwood

G. Campbell

THAT the Council of The Corporation of the Municipality of Huron Shores support the 2004 Physician Recruitment Fair to be attended by doctors from Thessalon and/or Bruce Mines, by making a contribution in the amount of \$700.00, to be applied towards travel expenses and promotional materials.

CARRIED.

9-5. FONOM / Resolutions - 2004 Conference.

Clerk is to verify with Lila Cyr that ADMA resolutions have been forwarded to FONOM.

9-6. AMO / Effective Municipal Councillor Program - Module 3 - June 1&2/04, North Bay.

Council asked that this be added to the next agenda in order to secure more information.

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LETTERS & COMMUNICATIONS FOR INFORMATION

- 10-1. City of Peterborough / AHU funding.
- 10-2. Sagamok Anishnawbek / support of Patten Post Regional Funding for our share of Algoma Manor Redevelopment Project and Thessalon Municipal Airport Upgrading.
- 10-3. Township of Johnson / resolution of support re: MPAC.
- 10-4. Canada Day / acknowledgement of application by Ambassador of Huron Shores Program.
- 10-5. Township of Shedden / resolution of support re: MPAC.
- 10-6a. Ministry of the Attorney General / Township of Michipicoten - Notice of Motion for an order dismissing Township's appeal. OMB Case No. PL 030148.
- 10-6b. Allemano and Fitzgerald / withdrawal of appeals OMB File No. M030023 and M030113.
- 10-6c. Ontario Municipal Board / confirmation of withdrawals.
- 10-7. The Steering Committee - Ontario Family Fishing Weekend / July 9-11, 2004.
- 10-8. Village of Hilton Beach / resolution of support re: MPAC.
- 10-9. Union Gas / change in rates.
- 10-10. Township of Michipicoten / copy of letter to Algoma District Homes for the Aged.
- 10-11. Ministry of Municipal Affairs and Housing / New Legislation to Reduce Rent Hikes.
- 10-12. Ministry of Health and Long-Term Care / Interim Report re: SARS.
- 10-13. CIBC World Markets Children's Miracle Foundation / Young Miracle Maker Award.
- 10-14. Ministry of Natural Resources / Fact Sheet - Province signs Protocol with Police on Response to Human-Bear Conflicts. / News Release - Ontario Government Signs Protocol with Police About Bears.
- 10-15. Ministry of Consumer and Business Services / amendments to allow for statutory framework for licensing electrical contractors, master electricians and the compulsory electrical trades.
- 10-16. Ministry of Finance / 2004 education property tax rate regulations.

04-09-17 THAT we do adjourn at 10:48 p.m.

D. Ratz

D. Dallimore

CARRIED.

REEVE

CLERK