

TOWN OF FORT FRANCES

COUNCIL MINUTES

SESSION NO. 079

MAY 13, 2013

The meeting of Council of the Town of Fort Frances was held in the Council Chambers, Civic Centre on Monday, May 13, 2013 from 6:28 p.m. to 7:44 p.m.

PRESENT: Mayor R. Avis, (chaired 6:28 p.m. to 7:36 p.m. and 7:38 p.m. to 7:44 p.m.); Councillors J. Albanese, A Hallikas, K. Perry (chaired 7:36 p.m. to 7:38 p.m.), G. Paul Ryan and R. Wiedenhoeft.

ALSO PRESENT: M. McCaig, Administrator, G. Treftlin, Clerk; J. Kabel, Manager, Community Services (6:28 p.m. to 7:35 p.m.); D. Brown, Manager, Operations & Facilities (6:28 p.m. to 7:40 p.m.); F. Flatt, Municipal Planner (6:34 p.m. to 7:34 p.m.).

1. Disclosure of pecuniary interest on agenda items by members:
  - 1) Councillor R. Wiedenhoeft on Committee of the Whole meeting agenda items 8.5 and 8.6 stating that the claims for travel expense and travel and per diem were his. He did not participate in any discussion of nor vote on these matters.
  - 2) Councillor K. Perry on Committee of the Whole meeting agenda item 8.3 stating that the claim for travel and per diem was his. He did not participate in any discussion of nor vote on the matter.
  - 3) Mayor R. Avis on Committee of the Whole meeting agenda items 8.1 and 8.2 stating that the claims for travel and per diem were his. He did not participate in any discussion of nor vote on these matters. He turned the Chair over to Deputy Mayor K. Perry while the matters were considered.
  - 4) Councillor P. Ryan on Committee of the Whole meeting agenda item 8.4 stating that the claim for travel and per diem was his. He did not participate in any discussion of nor vote on the matter.
2. Verbal Communications:
  - 1) G. Gillon, Regional Economic Developer reported on activities of Rainy River Future Development Corporation in providing contract services to Fort Frances between January 1, 2013 to March 31, 2013. The invoice from Rainy River Future Development Corporation for these services between January 1 to March 31, 2013 was submitted.
  - 2) G. Gillon spoke on three resolutions passed by the Economic Development Advisory Committee seeking the support of Council.
  - 3) A public meeting was held under section 34 of the Planning Act re: an application to amend the Zoning By-Law with respect to 1038 and 1040 York Avenue and Lots 2,3 and 4 on Plan SM 138.

G. Bliss spoke against the application and filed a copy of his presentation with the Clerk.

A. Marchuk spoke against the application and filed a copy of her presentation with the Clerk.

N. Kabel spoke on behalf of the applicant Wahkaihanun Futures Housing Services in response.
  - 4) Lindsay Hamilton presented a request to display a mural prepared by Confederation College art students in the '52 Canadians Arena.
3. Written communications as per the agenda attached.
4. Non agenda items:
  - 1) Rainy River First Nation invitation to attend their annual fish fry.
  - 2) By-Law 23/13-A.

5. Resolutions:

- 968 Ryan-Wiedenhoeft: THAT the Fort Frances Economic Development Activity Report for the period January 1, 2013 to March 31, 2013 from G. Gillon, Regional Economic Developer, Rainy River Future Development Corporation be received and further that RRFDC invoice #027-03-2013 for services to Fort Frances between January 1, 2013 to March 31, 2013 in the amount of \$22,316.66 be approved. CARRIED
- 969 Wiedenhoeft-Ryan: THAT the resolutions passed May 8, 2013 by the Economic Development Advisory Committee re: (1) continuation of the Tourism Marketing Plan in 2013 and 2) undertaking a branding exercise be referred to the Administration and Finance Executive Committee for recommendation. CARRIED
- 970 Ryan-Wiedenhoeft: THAT as recommended in a resolution passed May 6, 2013 by the Economic Development Advisory Committee, the proposal from the Rainy River Future Development Corporation to create an investment fund for purposes of potential purchases of small and medium sized industries and the building or relocating of same to Fort Frances be supported. CARRIED
- 971 Wiedenhoeft-Ryan: THAT the report dated May 3, 2013 from J. Kabel, Manager of Community Services re: Confederation College '52 Canadians Arena Mural be approved. CARRIED
- 972 Wiedenhoeft-Ryan: THAT the following Consent items be approved:
- 1) Committee of the Whole Consent items #7.1, 7.2, 7.3, 7.5, 7.6, 7.7, 7.8, 7.9, 7.10, 7.12, 7.13, 7.14, 7.15 and 7.16
  - 2) Council Consent Summary Report #3.1
  - 3) Council Consent items #3.3, 3.4, 3.5, 3.6, 3.7, 3.8, 3.9, 3.10 and 3.11. CARRIED
- 7.1 reviewed and accepted the performance and operational report on four (4) solar MicroFit installations in Town owned facilities prepared by T. Robb, Facilities/Projects Coordinator.
- 7.2 approved a five year license agreement for remote communications outlet with NAV Canada at the Fort Frances Municipal Airport.
- 7.3 approved awarding a three year contract for asphalt patching (2013, 2014 and 2015) under Tender No. 13-OF-04 to Pioneer Construction at an estimated cost of \$396,399.38 including taxes.
- 7.5 approved awarding a contract for the removal of asbestos material from Huffman School under RFQ 13-PD-05 to Keating Insulation at an estimated cost of \$56,008.45 including hst.
- 7.6 approved entering into an agreement with the Ministry of Natural Resources for waste and recyclables from the Community of Mine Centre to be transferred to the Fort Frances Landfill Site and Recycling Transfer Station.
- 7.7 denied a request from Don Taylor Law Office to purchase part of the Church Street road allowance for the benefit of the owner of 400 Butler Avenue.
- 7.8 approved tariff rates for Royal Taxi.
- 7.9 approved a policy for half-masting of flags for the on-duty death of any police officer in Canada upon notification by the detachment commander or designate.
- 7.10 approved amending the Theatre Advisory Committee Structure.
- 7.12 referred the request from the Fort Frances Canadian Bass Championship re: Fort Frances Canadian Bass Championship (July 25<sup>th</sup> to 27<sup>th</sup>, 2013) to the Administration and Finance, Community Services, Operations and Facilities and Planning and Development Executive Committees for recommendation.
- 7.13 approved the 2013 BIA Budget.
- 7.14 approved a donation to the Fort Frances High School Chem Free Grad Committee in the amount of \$890.00 for the 2013 Fort Frances High School graduation and chem free grad party to be held at the Memorial Sport Centre, June 20, 2013.
- 7.15 approved a financial contribution in the amount of \$650.00 to the Rainy River Vet Assistance Trust Fund.

- 7.16 approved 2013 Percentage of Tax Decrease Limit for Capped Properties and Industrial Capped Parameter Amendment.
  - 3.3 approved a Break Open Ticket Licence Application from Riverside Foundation for Health Care at 110 Victoria Avenue from May 31, 2013 to May 31, 2014.
  - 3.4 referred a financial request from Boundary Waters Dragon Boat Club re: Boundary Waters Dragon Boat Club/Festival to Administration and Finance Executive Committee for recommendation.
  - 3.5 referred a financial request from K. Erwin re: Support of Special Olympics through the Ontario Law Enforcement Torch Run to Administration and Finance Executive Committee for recommendation.
  - 3.6 proclaimed October 20 to 26<sup>th</sup> as “English as a Second Language Week” in the Town of Fort Frances.
  - 3.7 referred the financial request from Bruce Caldwell re: 14<sup>th</sup> Annual Fly-In, Drive-In BBQ at the Fort Frances Airport June 9, 2013 to Administration and Finance Executive Committee for recommendation.
  - 3.8 proclaimed May 12<sup>th</sup> to 18<sup>th</sup> as “Emergency Preparedness Week” in the Town of Fort Frances.
  - 3.9 referred a request from Rainy River District Municipal Association re: Town of Fort Frances as Host Municipality for the 2014 Annual NOMA Conference to Administration and Finance Executive Committee for recommendation with input from Community Services Executive Committee.
  - 3.10 referred the Correspondence from Ontario Provincial Police Municipal Policing Bureau re: 2010 Public Sector Compensation Framework Agreement to Administration and Finance Executive Committee for recommendation.
  - 3.11 referred a request from Fort Frances Traffic Safety Committee re: Implementation of a Kiss “N Ride Safety Program to Planning and Development Executive Committee for recommendation.
- 973 Ryan-Wiedenhoeft: THAT the minutes of the Council meetings being Sessions No. 77 and 78 dated April 22 and 23, 2013 having been typed and distributed be approved.  
CARRIED
- 974 Wiedenhoeft-Ryan: THAT the report of the Committee of the Whole of Council meeting being Session No. 98 dated April 22, 2013 having been typed and distributed be approved.  
CARRIED
- 975 Ryan-Wiedenhoeft: THAT the report dated May 9, 2013 from F. Flatt, Municipal Planner re: Huffman Subdivision – Post Land Sale Lottery Options be received and the matter proceed as directed.  
CARRIED
- 976 Ryan-Wiedenhoeft: THAT Draft Approval of the Plan of Subdivision for the development on the property municipally known as 850 Williams Avenue and commonly referred to as the “Huffman Subdivision” be approved and proceed on the basis of: 6 lots on Williams Avenue and 10 on Cul-de-Sac.  
CARRIED  
Yea: R. Avis, J. Albanese, A. Hallikas, G.P. Ryan and R. Wiedenhoeft  
Nay: K. Perry
- 977 Wiedenhoeft-Ryan: THAT the report to Mayor and Council dated May 8, 2013 from C. Ruppenstein, Human Resources Manager, re Scott Turvey Employment be received and the matter proceed as directed.  
CARRIED
- 978 Ryan-Hallikas: THAT the report dated May 6, 2013 from D. Brown, Manager of Operations and Facilities re: Preparing Asset Management Plan – Utilizing Public Sector Digest Inc. be approved and that an authorizing by-law be prepared.  
CARRIED
- 979 Hallikas-Ryan: THAT the report dated May 3, 2013 from J. Kabel, Manager of Community Services re: Fort Frances Canadian Bass Championship Requests be approved and the requests be referred to the Administration and Finance, Planning and Development, Operations and Facilities and Community Services Executive Committees for recommendation.  
CARRIED

- 980 Ryan-Wiedenhoeft: THAT as requested April 20, 2013 by the Fort Frances Canadian Bass Championship Inc., the Fort Frances Canadian Bass Championship Live Release Tournament July 24<sup>th</sup> – July 27<sup>th</sup>, 2013 is declared a significant community festival and event in Fort Frances. CARRIED
- 981 Ryan-Wiedenhoeft: THAT the report dated May 7, 2013 from L. Witherspoon, Treasurer re: Mayor Roy Avis – Deputy Minister of Finance and Deputy Minister of Municipal Affairs & Housing Meeting re: MPAC Assessment be approved. CARRIED  
Disclosure of Interest: R. Avis
- 982 Wiedenhoeft-Ryan: THAT the report dated May 7, 2013 from L. Witherspoon, Treasurer re: Mayor Roy Avis – NOMA Conference Travel & Per Diem be approved. CARRIED  
Disclosure of Interest: R. Avis
- 983 Wiedenhoeft-Ryan: THAT the report dated May 7, 2013 from L. Witherspoon, Treasurer re: Councillor Ken Perry – NOMA Conference Travel & Per Diem be approved. CARRIED  
Disclosure of Interest: K. Perry
- 984 Albanese-Wiedenhoeft: THAT the report dated May 7, 2013 from L. Witherspoon, Treasurer re: Councillor Paul Ryan – NOMA Conference Travel & Per Diem be approved. CARRIED  
Disclosure of Interest: G. P. Ryan
- 985 Ryan-Albanese: THAT the report dated May 7, 2013 from L. Witherspoon, Treasurer re: Councillor Rick Wiedenhoeft – OAPSB Meeting Travel Claim be approved. CARRIED  
Disclosure of Interest: R. Wiedenhoeft
- 986 Ryan-Albanese: THAT the report dated May 7, 2013 from L. Witherspoon, Treasurer re: Councillor Rick Wiedenhoeft – NOMA Conference Travel & Per Diem be approved. CARRIED  
Disclosure of Interest: R. Wiedenhoeft
- 987 Ryan-Wiedenhoeft: THAT the following by-laws be introduced and read a first, second and third time, be finally passed, signed by the Mayor and Clerk, sealed with the Corporate Seal and become law forthwith:
- 57/05-G A by-law to amend By-Law 57/05 the Business Licensing By-Law to provide for an increase in rates chargeable for taxi cabs for hire within the Town of Fort Frances.
- 24/13 A by-law to establish a percentage by which tax decreases are limited in 2013 to properties in the Commercial, Industrial and Multi-residential property classes.
- 25/13 A by-law to authorize the levying and collection in 2013 of a special charge of taxes upon the Business Improvement Area.
- 26/13 A by-law to approve a waste transfer agreement with the Ministry of Natural Resources. CARRIED
- 988 Wiedenhoeft-Ryan: THAT the resolutions put forward at the Fort Frances Power Corporation Annual Shareholders' meeting May 1, 2013 as set out in a letter dated May 7, 2013 from J. Ruppenstein, President and CEO, Fort Frances Power Corporation to approve the audited financial statements of the Corporation for the years ended December 31, 2011 and 2012, and to appoint BDO Canada LLP (formerly BDO Dunwoody LLP), Chartered Accountants as Accountants and Auditors for the Corporation and to approve, ratify and confirm the acts, contracts, proceedings, appointments, payments, elections, and by-laws enacted or otherwise made, done or taken by the Directors and Officers of the Corporation be and they are hereby ratified. CARRIED

- 989     Albanese-Wiedenhoeft: THAT the invitation from Chief & Council of Rainy River First Nations to attend their 43<sup>rd</sup> Annual Fish Fry on May 17<sup>th</sup>, 2013 at Rainy River First Nations Pow-Wow Grounds be received and the following be authorized to attend: Mayor and Council;  
AND FURTHER THAT the following are to apply with respect to attendance at this function: Neither per diem allowance nor travel allowance. CARRIED
- 990     Albanese-Wiedenhoeft: THAT By-Law No. 23/13-A, being a by-law to amend By-Law 23/13 to authorize capping parameters for commercial, industrial and multi-residential capped property classes and to establish a minimum tax level for certain eligible properties be introduced and read a first, second and third time be finally passed, signed by the Mayor and Clerk, sealed with the Corporate Seal and become law forthwith. CARRIED
- 991     Ryan-Wiedenhoeft: THAT this meeting of the Council of the Town of Fort Frances be now closed. CARRIED

R. Avis, Chairperson

K. Perry, Chairperson

G. Treflin, Clerk