

MINUTES OF THE REGULAR MEETING OF COUNCIL HELD MONDAY, DECEMBER 13, 2021 AT 6:30 P.M.

PRESENT: MAYOR: M. LEVESQUE
DEPUTY MAYOR: G. BERNIER
COUNCILLORS: L. BERNIER
N. SCHUURMAN

CAO: M. MACPHERSON
EDO: C. GOHEEN
DIR. PUBLIC WORKS R. RAYMOND

EXCUSED ABSENCE:

ADDITIONS AND/OR
DELETIONS TO THE
AGENDA:

B-4 Bridge Inspections with Frank Palmay to Delegations.

Include Insurance Renewal with presentation from Pat Policicchio our insurance broker in Delegations

Add R-11 that the mayor and council consider approving the new HandiTransit Fee of \$4,603.96 plus HST monthly amounting to an increase of 12,133.35 a year.

Add R-12 that the mayor and council consider sponsoring the Ontario Ice Fishing Challenge in the amount of \$1,000.00 plus HST

GUESTS/DELEGATIONS:

Frank Palmay – Tulloch Engineering, Bridge Inspections Report

Pat Policicchio – Insurance Broker, BrokerLink.

INDIGENOUS LAND
ACKNOWLEDGEMENT

DECLARATION OF PECUNIARY INTEREST(S): Pursuant to the Municipal Conflict of Interest Act R.S.O. 1990, Chapter M. 50, Section 5.

Mayor Michael Levesque declared a conflict with Resolution # 6 due to his wife being employed at the dental office.

Councillor Nicolle Schuurman declared a conflict with O-1, Road Maintenance Agreement since her husband works with Green First Forest Products.

RESOLUTION 27-327:

That the Minutes of the Regular Meeting of Council held November 22nd, 2021 be approved.

Moved: L. Bernier
2nd: N. Schuurman

Recorded Vote		
	For	Against
M. Levesque	X	
G. Bernier	X	
L. Bernier	X	
N. Schuurman	X	

Carried

RESOLUTION 27-328:

That the Minutes of the Regular Meeting of Council held August 23, 2021 be corrected and approved.

Moved: N. Schuurman
2nd: G. Bernier

Recorded Vote		
	For	Against
M. Levesque	X	
G. Bernier	X	
L. Bernier	X	
N. Schuurman	X	

Carried

RESOLUTION 27-329:

That the Minutes of the Special Meeting of Council held December 6th, 2021 be approved.

Moved: G. Bernier
2nd: L. Bernier

Recorded Vote		
	For	Against
M. Levesque	X	
G. Bernier	X	
L. Bernier	X	
N. Schuurman	X	

Carried

RESOLUTION 27-330:

WHEREAS the Municipal Act 2001, under Section 391, Ontario Regulation 244/02, authorizes

the Corporation to establish fees and charges for services it provides;

NOW THEREFORE be it resolved that By-law 2021-58 being a bylaw to provide for imposing upon owners or occupants of land a final 2022 Refuse Collection Rate.

Moved: N. Schuurman

2nd: L. Bernier

Recorded Vote		
	For	Against
M. Levesque	X	
G. Bernier	X	
L. Bernier	X	
N. Schuurman	X	

Carried

RESOLUTION 27-331:

WHEREAS the Municipal Act 2001, under Section 391, Ontario Regulation 244/02, authorizes the Corporation to establish fees and charges for services it provides;

NOW THEREFORE be it resolved that By-law 2021-59 being a bylaw to provide for the management, maintenance and regulation of the waterworks system of the Corporation of the Township of Chapleau and to fix the final 2022 rates for the use thereof.

Moved: G. Bernier

2nd: N. Schuurman

Recorded Vote		
	For	Against
M. Levesque	X	
G. Bernier	X	
L. Bernier	X	
N. Schuurman	X	

Carried

RESOLUTION 27-332:

WHEREAS the Municipal Act 2001, under Section 391, Ontario Regulation 244/02, authorizes the Corporation to establish fees and charges for services it provides;

NOW THEREFORE be it resolved that By-law 2021-60 being a bylaw to provide for setting the final 2022 sewage service rate upon owners or occupants of land who use sewage works.

Moved: L. Bernier

2nd: N. Schuurman

Recorded Vote		
	For	Against
M. Levesque	X	
G. Bernier	X	
L. Bernier	X	
N. Schuurman	X	

Carried

RESOLUTION 27-333:

WHEREAS the Municipal Act R.S.O. 2001 C. 25, S. 238 provides that every municipality and local board shall pass a procedure by-law for governing the calling, place and proceedings of meetings; And

WHEREAS the Municipal Act R.S.O. 2001 C. as amended, S. 238 (3.1) provides that a member of council, can participate electronically in a meeting to the extent and in the manner set out in the by-law; And

WHEREAS the Council of the Township of Chapleau deems it necessary and expedient to pass a procedural by-law to govern the calling, place and proceeding of meetings:

NOW THEREFORE be it resolved that Bylaw 2021-61 being a bylaw to authorize Council Procedures.

Moved: G. Bernier

2nd: N. Schuurman

Recorded Vote		
	For	Against
M. Levesque	X	
G. Bernier	X	
L. Bernier	X	
N. Schuurman	X	

Carried

RESOLUTION 27-334:

WHEREAS the Corporation of the Township of Chapleau wishes to upgrade the washrooms at the Recreation Centre; And

WHEREAS Section 8 of the Municipal Act, S.O. 2001, Chapter 25, provides that the powers of a municipality under this or any other Act shall be interpreted broadly so as to confer broad authority on the municipality to enable the municipality to govern its affairs as it considers appropriate and to enhance the municipality's ability to respond to municipal issues; And

WHEREAS Section 9 of the Municipal Act, S.O. 2001, Chapter 25, provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act; And

WHEREAS Section 10 (1) of the Municipal Act, S.O. 2001, Chapter 25, provides that a single-tier municipality may provide any service or thing that the municipality considers necessary or desirable for the public; And

WHEREAS Buildcor Construction Inc. was the successful tenderer; And WHEREAS the Council of the Township of Chapleau wishes to execute a construction contract agreement for the reconstruction work;

NOW THEREFORE be it resolved that Bylaw 2021-62 being a bylaw to rescind Bylaw 2021-43 BuildCor upgrading the Washrooms at the Recreation Centre.

Moved: L. Bernier
2nd: G. Bernier

Recorded Vote		
	For	Against
M. Levesque	X	
G. Bernier	X	
L. Bernier	X	
N. Schuurman	X	

Carried

RESOLUTION 27-335:

WHEREAS Section 8 of the Municipal Act, S.O. 2001, Chapter 25, provides that the powers of a municipality under this or any other Act shall be interpreted broadly so as to confer broad authority on the municipality to enable the municipality to govern its affairs as it considers appropriate and to enhance the municipality's ability to respond to municipal issues; And

WHEREAS Section 9 of the Municipal Act, S.O. 2001, Chapter 25, provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act; And

WHEREAS Section 10 (1) of the Municipal Act, S.O. 2001, Chapter 25, provides that a single-tier municipality may provide any service or thing that the municipality considers necessary or desirable for the public; And

WHEREAS Council deems it necessary and desirable to amend the agreement with Product Care Association;

NOW THEREFORE be it resolved that Bylaw 2021-63 being a bylaw amending By-law 2015-17 to authorize the Product Care Association of Canada Amending Agreement Number 2.

Moved: G. Bernier
2nd: N. Schuurman

Recorded Vote

	For	Against
M. Levesque	X	
G. Bernier	X	
L. Bernier	X	
N. Schuurman	X	

Carried

RESOLUTION 27-336:

That Council fill the vacancy on Council through advertising and voting on the individual at the first council meeting in January and that further, the Mayor and Council wait to determine who will fill the vacancy before assigning another council member to the Sustainable Forests Board and the Public Utilities Commission.

Moved: G. Bernier

2nd: L. Bernier

Recorded Vote		
	For	Against
M. Levesque	X	
G. Bernier	X	
L. Bernier	X	
N. Schuurman	X	

Carried

ACCOUNTS: ACCEPTED FOR INFORMATION

RESOLUTION 27-337:

That the Mayor and Council approve the office closure and council meeting schedules for 2022.

Moved: N. Schuurman

2nd: L. Bernier

Recorded Vote		
	For	Against
M. Levesque	X	
G. Bernier	X	
L. Bernier	X	
N. Schuurman	X	

Carried

RESOLUTION 27-338:

That Council approve the participation in the JJAM FM's Christmas Greeting and selection of Package "A" and message #6 in the amount of \$125 plus HST and that further, the mayor and council will place no message on the website.

Moved: L. Bernier
2nd: G. Bernier

Recorded Vote		
	For	Against
M. Levesque	X	
G. Bernier	X	
L. Bernier	X	
N. Schuurman	X	

Carried

RESOLUTION 27-339:

That Council approve the placement of a Township Christmas Ad in Chapleau Express.

Moved: G. Bernier
2nd: L. Bernier

Recorded Vote		
	For	Against
M. Levesque	X	
G. Bernier	X	
L. Bernier	X	
N. Schuurman	X	

Carried

RESOLUTION 27-340:

That Council authorize the CAO to submit an application to Heritage Canada for the Celebrate Canada fund with respect to Canada Day 2022.

Moved: L. Bernier
2nd: N. Schuurman

Recorded Vote		
	For	Against
M. Levesque	X	
G. Bernier	X	
L. Bernier	X	
N. Schuurman	X	

Carried

RESOLUTION 27-341:

That Council approve the implementation of a Municipal Accommodation Tax in the Township for the benefit the community by providing an estimated \$90,000 annually, based on an average

\$97.75 per night at 50% occupancy rate.

Moved: G. Bernier

2nd: Tabled

Recorded Vote		
	For	Against

Tabled

RESOLUTION 27-342:

That Council approve the 2021 tax write-offs, as prepared by the Treasurer. Mayor Conflict-Gerard Chaired

Moved: N. Schuurman

2nd: L. Bernier

Recorded Vote		
	For	Against
M. Levesque		
G. Bernier	X	
L. Bernier	X	
N. Schuurman	X	

Carried

Mayor Resumes Chair

RESOLUTION 27-343

That Council approve the submission of an application to the Northern Ontario Heritage Fund Corporation (NOHFC) Community Enhancement Program (CEP Rural) for the Chapleau Museum and Engine #5433 (Heritage Train) Project (#7510060), requesting \$375,000.00 equal to 45% of total project value of \$775,000.00; And

Be it further resolved that Council approve a contribution of \$77,500 from the Leisure and Cultural Services Reserve Fund and cover any cost overruns should they occur.

Moved:G. Bernier

2nd: N. Schuurman

Recorded Vote		
	For	Against
M. Levesque	X	
G. Bernier	X	

L. Bernier	X	
N. Schuurman	X	

Carried

RESOLUTION 27-344:

That Council approve the submission of an application to CFDC (Community Futures Development Corporation) Superior East Regional Relief and Recovery Community Development Fund not exceeding \$5,000.00 for digital equipment for the Mayor, Council and CAO.

Moved: L. Bernier

2nd: N. Schuurman

Recorded Vote		
	For	Against
M. Levesque	X	
G. Bernier	X	
L. Bernier	X	
N. Schuurman	X	

Carried

RESOLUTION 27-345:

That Council approve the request from the Legion for a Letter of Endorsement to support its application for a Horizon Grant.

Moved: L. Bernier

2nd: G. Bernier

Recorded Vote		
	For	Against
M. Levesque	X	
G. Bernier	X	
L. Bernier	X	
N. Schuurman	X	

Carried

COVID PROTOCOLS

Council discussion around the additional COVID-19 protections being brought forward by Sudbury and District Health. Believes the restrictions are an unnecessary measure for the Chapleau region and that District Health should reconsider this reinstatement of stricter protocols. That the mayor had the CAO communicate the Mayor and Council’s concerns to the District urging District Health to reconsider the blanket reinstatement of stricter protocols.

RESOLUTION 27-346:

That the Mayor and Council direct the CAO to invite ownership of LaCroix Bus Lines to negotiate a new contract.

Moved: G. Bernier
2nd: N. Schuurman

Recorded Vote		
	For	Against
M. Levesque	X	
G. Bernier	X	
L. Bernier	X	
N. Schuurman	X	

Carried

RESOLUTION 27-347:

That the Mayor and Council approve municipal sponsorship of the Ontario Ice Fishing Derby in the amount of \$1,000.00 plus HST (\$130.00).

Moved: N. Schuurman
2nd: G. Bernier

Recorded Vote		
	For	Against
M. Levesque	X	
G. Bernier	X	
L. Bernier	X	
N. Schuurman	X	

Carried

CORRESPONDENCE:

1. Municipality of Mattice Val Cote regarding the continued postponement of the province-wide assessment update for the 2022 and 2023 taxation years.
2. The Board of Health for the Sudbury and District Health Unit Municipal Levy Notice
3. Township of Scugog regarding school buses and dead end roads;
4. Town of Georgina regarding recycling options for plastic wrap, bale wrap and twine
5. Ontario Court of Justice regarding the continued closure of satellite courts in the province
6. City of St. Catherines resolution regarding national child care
7. City of Kitchener resolution Retrofit Section 9.5 of the Ontario Fire Code

8. City of Kitchener resolution formally denouncing conversion practices
9. Public Health Sudbury & Districts - Work-From-Home
10. Town of Penatanguishine Police Services Board – Recidivism Rates

OTHER:

1. Road Maintenance Agreement – CAO

RESOLUTION 27-348:

That the Mayor and Council direct the CAO to invite the ownership/management of Green First Forest Products to a council meeting to discuss the possibility of a Road Maintenance Agreement

Moved: L. Bernier

2nd: G. Bernier

Recorded Vote		
	For	Against
M. Levesque	X	
G. Bernier	X	
L. Bernier	X	
N. Schuurman		

Carried

2. Water Treatment Plant Generator Test under load – CAO
3. 2022 Library Budget - EDO

RESOLUTION 27-349:

By-Law 2021-64, Being the Confirmatory By-Law

WHEREAS the Council of the Township of Chapleau deems it expedient to confirm the proceedings of Council meetings;

NOW THEREFORE the Council of the Township of Chapleau hereby ENACTS AS FOLLOWS:

1. The action of Council at its Regular Council meeting of December 13th, 2021 in respect of each motion, resolution and other action passed and taken by Council, up to and including the enactment of this Confirmatory By-Law on this day, are hereby adopted, ratified and confirmed.
2. The Mayor and the proper officers of the Municipality are hereby authorized and directed to undertake all things necessary to give effect to the said action or to obtain approvals

where required, and except where otherwise provided, the Chief Administrative Officer and Treasurer are hereby authorized and directed to execute all documents necessary in that behalf and to affix the corporate seal of the Municipality to all such documents.

3. This By-Law, to the extent to which it provides authority for or constitutes the exercise by Municipal Council of its powers to proceed with, or to provide any money for, any undertaking, work, project, scheme, act, matter or thing which requires an approval in addition to the approval of Council, shall not take effect until the additional approval has been obtained.
4. This By-Law comes into force and takes effect on the date of its final passing.

READ a FIRST, SECOND and THIRD TIME and FINALLY PASSED this 13th day of December, 2021.

Moved: N. Schuurman
2nd: G. Bernier

Recorded Vote		
	For	Against
M. Levesque	X	
G. Bernier	X	
L. Bernier	X	
N. Schuurman	X	

Carried

RESOLUTION 27-350:

That Council adjourn at 8:02p.m.

Moved: G. Bernier
2nd: N. Schuurman

Recorded Vote		
	For	Against
M. Levesque	X	
G. Bernier	X	
L. Bernier	X	
N. Schuurman	X	

Carried

Mayor

CAO