

THE CORPORATION OF THE MUNICIPALITY OF NEEBING

MINUTES OF THE REGULAR MEETING OF COUNCIL

Held at the Municipal Office

On Wednesday, November 16, 2011

PRESENT: Mayor Ziggy Polkowski  
Councillor Dawne Kilgour  
Councillor Roger Shott  
Councillor Bev Dale  
Councillor Curtis Coulson  
Councillor Bill Lankinen  
Councillor Mike McCooeye  
Clerk Delma Stajkowski

Mayor Polkowski called the meeting to order at 7:30 p.m.

RESOLUTION TO ADOPT AND AMEND THE AGENDA:

Res. No. 403-11-2011

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

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of Neebing hereby adopts the Agenda for Wednesday, November 16, 2011, and amends the Agenda by:

Under Reports:

: withdraw the Year to date financial position – to end of October 2011.

**CARRIED** ✓  
**DEFEATED** □  
**TABLED** □

DISCLOSURE OF CONFLICT OF INTEREST:

There were no disclosures at this time.

ADOPTING THE MINUTES:

Regular Meeting of Council – November 2, 2011

Res. No. 404-11-2011

Moved by: Dawne Kilgour  
Seconded by: B. A. Dale

BE IT RESOLVED THAT the minutes of the Regular Meeting of Council held on Wednesday, November 2, 2011 be adopted as circulated.

**CARRIED** ✓  
**DEFEATED** □  
**TABLED** □

TABLE BY-LAWS:

1<sup>st</sup> and 2<sup>nd</sup> Reading of By-law Number 912-2011 being a by-law to authorize the execution of agreements with the Corporation of the Township of Gillies for the joint maintenance of common boundary highways and the exchange of winter control services.

Res. No. 405-11-2011

Moved by: C. Coulson  
Seconded by: M. McCooeye

BE IT RESOLVED THAT By-law Number 912-2011 being a by-law to authorize the execution of agreements with the Corporation of the Township of Gillies for the joint maintenance of common boundary highways and the exchange of winter control services be read for a 1<sup>st</sup> and 2<sup>nd</sup> time this 16<sup>th</sup> day of November, 2011.

**CARRIED** ✓  
**DEFEATED** □  
**TABLED** □

REPORTS:

Needing Waste Management Committee – Final – September 13/Special Meeting

Res. No. 406-11-2011

Moved by: M. McCooeye  
Seconded by: C. Coulson

BE IT RESOLVED THAT the final minutes of the September 13<sup>th</sup>, 2011 meeting and the Special Meeting of the Needing Waste Management committee be adopted as presented.

**CARRIED** ✓  
**DEFEATED** □  
**TABLED** □

RESOLUTIONS:

Vouchers for October 2011 being Voucher 10/2011

Res. No. 407-11-2011

Moved by: Dawne Kilgour  
Seconded by: B. A. Dale

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of Needing hereby approves the vouchers, as presented: VOUCHER NUMBER 10/11 – October, 2011

**RESOLUTIONS:** con't

**Vouchers for October 2011 being Voucher 10/2011** con't

Liabilities	
HST and source deductions	\$ 55,472.44
Expense Accounts	
General Government	37,368.12
Protection to persons and property	40,131.53
Transportation Services	42,806.10
Environmental Services	3,912.33
Health Services	39,723.41
Social and Family Services	0.00
Cemetery	0.00
Recreation and cultural services	2,482.87
Planning and development	0.00
Capital Purchases – all departments	184,811.98
School Board Payments	0.00
<b><u>Total disbursements in month</u></b>	<b><u>\$406,708.78</u></b>

**CARRIED** ✓  
**DEFEATED** □  
**TABLED** □

Council agreed that they would investigate the cost difference between the OPP and the City of Thunder Bay police.

**Municipality of Central Huron – Restricting the use of farm buildings**

**Res. No. 408-11-2011**

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

WHEREAS shed parties, barn parties and family functions held in farm buildings are an important part of rural culture;

AND WHEREAS private buildings or private property should be the responsibility of the owners and as such the owners are responsible for their actions and properties;

AND WHEREAS the province is infringing on property rights;

THEREFORE BE IT RESOLVED THAT the Council of the Corporation of the Municipality of Neening hereby supports the Municipality of Central Huron and strongly objects to the direction from the Fire Marshal's Office restricting said use.

**CARRIED** ✓  
**DEFEATED** □  
**TABLED** □

RESOLUTIONS: con'tTown of Richmond Hill – Chronic Lyme DiseaseRes. No. 409-11-2011

Moved by: Roger Shott

Seconded by: B. A. Dale

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of Neebing hereby supports the Town of Richmond Hill and petitions the legislative assembly of Ontario to request the Minister of Health to direct the Ontario Public Health system and OHIP to include all currently available and scientifically verified tests for Acute and Chronic Lyme diagnosis, to do everything necessary to create public awareness of Lyme Disease in Ontario, and to have internationally developed diagnostic and successful treatment protocols available to patients and physicians.

**CARRIED** ✓  
**DEFEATED** □  
**TABLED** □

AUDIENCE DEPUTATIONS:Clara Butikofer – Economic (Development) Advisory Committee – Pigeon River Park

Mrs. Butikofer was before Council to provide an update on the recent Heart of the Continent sessions that were held jointly at Fort William Historical Park and Grand Portage Lodge and Casino. She advised that all members of their team learned quite a bit and were very pleased with the calibre and scope of this exercise. Mrs. Butikofer stated that one of the items that they participated in was preparing a project that would be obtainable to complete. She went on to advise that the project they chose was to re-open Pigeon River Park (formerly Middle Falls Provincial Park). In conjunction with Ontario Parks, the EDAC is requesting that Council approach the Ministry of Natural Resources to investigate the possibility of entering into a partnership to re-establish the Pigeon River Park as a day use area that all residents, tourists and visitors can once again enjoy. Mrs. Butikofer thanked Council for their support on this project and stated that they looked forward to beginning to work on this project.

Council agreed that this conceptual idea was a worthwhile venture and directed the Clerk to contact MNR regarding setting up meetings to review the site and open the dialogue for the park operation. Council noted that the liability aspect of operating the park would also have to be reviewed. Council stated that they would look at putting funds aside during the budget process to do minor maintenance work and would also be looking for volunteer labour if the talks were successful with the MNR.

Res. No. 410-11-2011

Moved by: B. A. Dale

Seconded by: Roger Shott

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of Neebing hereby support the Economic (Development) Advisory Committee and petitions the Ministry of Natural Resources and Ontario Parks to enter into a partnership to re-open and operate Pigeon River Provincial park as a day-use park.

**CARRIED** ✓  
**DEFEATED** □  
**TABLED** □

CORRESPONDENCE:

Council reviewed several pieces of correspondence.

The Clerk was directed to contact Mr. Potvin from Thunder Bay Ventures and request that he attend a Council Meeting to discuss what TBV can do for Neebing.

The Clerk was requested to put the report from Superior North EMS on the next agenda for further discussion.

BY-LAWS:

3<sup>rd</sup> Reading of By-law Number 908-2011 – adopt job descriptions

Council once again reviewed the documents and asked that additional information be included in the by-laws (Impact of Error; skill sets).

Mayor Polkowski requested that Council go in-camera to discuss the contents of the three by-laws.

Res. No. 411-11-2011

Moved by: Curtis Coulson  
Seconded by: Bill Lankinen

BE IT RESOLVED THAT By-law Number 908-2011 being a by-law to adopt the job descriptions of the Clerk-Treasurer and the Deputy Clerk-Treasurer of the Municipality of Neebing be read for a third time and finally passed this 16<sup>th</sup> day of November, 2011.

**CARRIED**   
**DEFEATED**   
**TABLED** ✓

3<sup>rd</sup> Reading of By-law Number 909-2011 – appoint a Manager/Clerk-Treasurer

Res. No. 412-11-2011

Moved by: B. A. Dale  
Seconded by: Dawne Kilgour

BE IT RESOLVED THAT By-law Number 909-2011 being a by-law to appoint a Manager/Clerk-Treasurer be read for a third time and finally passed this 16<sup>th</sup> day of November, 2011.

**CARRIED**   
**DEFEATED**   
**TABLED** ✓

BY-LAWS: con't

3<sup>rd</sup> Reading of By-law Number 910-2011 – appoint a Deputy Clerk-Treasurer

Res. No. 413-11-2011

Moved by: Curtis Coulson  
Seconded by: M. McCooeye

BE IT RESOLVED THAT By-law Number 910-2011 being a by-law to appoint a Deputy Clerk-Treasurer for the Municipality of Neebing be read for a third time and finally passed this 16<sup>th</sup> day of November, 2011.

**CARRIED**   
**DEFEATED**   
**TABLED**

3<sup>rd</sup> Reading of By-law Number 912-2011 – Boundary Agreement

Res. No. 413-11-2011

Moved by: Curtis Coulson  
Seconded by: M. McCooeye

BE IT RESOLVED THAT By-law Number 912-2011 being a by-law to authorize the execution of agreements with the Corporation of the Township of Gillies for the joint maintenance of common boundary highways and the exchange of winter control services be read for a third time and finally passed this 16<sup>th</sup> day of November, 2011.

**CARRIED**   
**DEFEATED**   
**TABLED**

UNFINISHED BUSINESS:

Health & Safety issues;

No new H & S issues were declared at this time.

Proposed Noise By-law – update on mediation attempts:

Following a review of the proposed noise by-law and receiving an update on the mediation attempts; Council felt it would be beneficial to contact Mr. Wieckowski to meet and review the options that may be open to the municipality. Council banded about regulating sled dogs in subdivisions; reviewing the criteria for boarding and breeding kennels and provisions for removing the dogs from the property. The Clerk was directed to set up a meeting as soon as possible with Mr. Wieckowski. Mayor Polkowski, Councillors Dale and Shott along with the Clerk would attend at his Office.

UNFINISHED BUSINESS: con't

Quote for grinding at the landfill sites:

Council reviewed the one quote presented for the grinding of the demo waste at the landfill sites. After a short discussion, it was determined that the Public Works Foreman should obtain at least two more quotes.

Proposed By-law Number 911-2011 being a by-law for regulating the disposal of waste, including establishing tipping fees for the Municipality of Neebing waste management sites:

Council reviewed the by-law as presented and requested that single axle trailers over 16' be changed to single axle trailers over 9' - \$50.00 and tandem axle trailers be changed to over 9' from 16' at a cost of \$150. The Clerk was directed to put a notice in the next newsletter and post signs at the landfill sites and to have the notice on the website. Council stated that they would monitor the situation for the first month, providing waivers for anyone not complying; however from February onward there would be no exceptions to the rule.

NEW BUSINESS:

Rural Health Fair:

Councillor Kilgour provided Council with an update on the recent meetings for the 2012 Rural Health Fair which was very successful in August. She stated they were looking at a bigger, better event for the coming year and stated that she had volunteered herself and Ms. Ramchandani to assist with the publicity for the fair.

Res. No. 415-11-2011

Moved by: C. Coulson  
Seconded by: M. McCooey

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of Neebing hereby supports, by participating in the NorWest Mobile Health Unit, 2<sup>nd</sup> annual Rural Health Fair to be held in August 2012.

**CARRIED** ✓  
**DEFEATED** □  
**TABLED** □

Property in City of Thunder Bay – Roll # 58-04-030-011-011700:

Council was enlightened to a matter that had just surfaced regarding a piece of property located within the boundaries of the City of Thunder Bay but was registered to the Municipality of Neebing. The Clerk provided a brief history on the past annexation of Neebing property by the City back in the early 70's. The Clerk noted that this had probably been an omission when the rest of the property had been registered as MPAC had it listed to the City; however the GEO Warehouse (Land Titles) still had it in Neebing's name.

After a brief discussion, the following resolution was presented; however Council felt that they would like to have the Solicitor review the documents prior to making any permanent decisions:

NEW BUSINESS: con't

Property in City of Thunder Bay – Roll # 58-04-030-011-011700: con't

Res. No. 416-11-2011

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

WHEREAS the City of Thunder Bay annexed a portion of the Municipality of Neebing in 1970;  
AND WHEREAS all property in the name of the Corporation of the Municipality of Neebing was to be transferred to the City;

AND WHEREAS a single piece of property known as Roll Number 58-04-030-011-011700 was inadvertently missed;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Corporation of the Municipality of Neebing hereby directs the Clerk to start the process through MPAC, to sign the property over to the City of Thunder Bay.

**CARRIED**   
**DEFEATED**   
**TABLED**

OGRA – February 26 – 29, 2012

Mayor Polkowski, along with Councillors Lankinen and Coulson and the Public Works Foreman would attend this conference in Toronto.

AMO – August 19 – 22, 2012

Mayor Polkowski along with Councillors Kilgour; Shott; Dale and McCooey stated they would attend this conference.

Neebing Waste Management committee – draft minutes November 8 and recommendation to Council

Council reviewed the recommendation and felt they should await any decisions until they have had a chance to investigate other measures first; namely to review the transfer site at Trout Lake operated by the MNR; the cost of grinding all the material at the site and to review future plan for the sites. Councillor Shott did indicate that they would require some information on closing to ensure that the correct amount is being reserved for closure and post-closure costs.

The LRCA was briefly discussed regarding the Conservation Act and the matter of residents of Neebing having to obtain permits from the LRCA when building. It was requested that Mr. Wieckowski be approached for an interpretation of the Conservation Act and that the LRCA be requested to provide the Municipality with correspondence stating that if no letter was required on their part no fee would be charged.

Mayor Polkowski gave a brief update on the DSSAB meeting to be held on Nov. 30<sup>th</sup> at Oliver Paipoonge. Council stated that a request should be made that the seat vacated by the Province be given to a local municipality.

IN –CAMERA

Res. No. 417-11-2011

Moved by: M. McCooeye  
Seconded by: Bill Lankinen

WHEREAS the time being 9:59 p.m., be it resolved that this Regular Meeting of Council be adjourned to an in-camera meeting to discuss labour relations under Section 239 (2)(d) and litigation or potential litigation under Section 239 (2)(e) of the Municipal Act 2001, c.25 as amended.

**CARRIED** ✓  
**DEFEATED** □  
**TABLED** □

Council discussed the job descriptions and the by-laws pertaining to the hiring of a Clerk-Treasurer. Council reviewed hourly wages vs salary and hours of work.

Council was provided with a more in-depth discussion regarding the mediation that took place between the residents of Pine Bay on the sled dog issue.

Res. No. 418-11-2011

Moved by: Dawne Kilgour  
Seconded by: B. A. Dale

BE IT RESOLVED THAT the time being 10:24, the In-Camera portion of the Meeting is hereby adjourned and the Regular Meeting of Council is resumed.

**CARRIED** ✓  
**DEFEATED** □  
**TABLED** □

The Clerk was directed to set up a meeting with the Public Works Foreman for November 23 at 3:00 p.m. and for herself and the Deputy Clerk-Treasurer following. Council wished a meeting to be set up on the 14<sup>th</sup> of December at 5:00 to meet with the Fire Chief and following that a preliminary budget meeting would take place.

ADJOURNMENT:

Res. No. 419-11-2011

Moved by: C. Coulson  
Seconded by: M. McCooeye

BE IT RESOLVED THAT the time being 10:27 p.m., this Regular Meeting of Council is hereby adjourned.

**CARRIED** ✓  
**DEFEATED** □  
**TABLED** □

REGULAR MEETING OF COUNCIL

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Ziggy Polkowski  
MAYOR

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Delma Stajkowski, AMCT  
CLERK