

The Corporation of the Town of Spanish

Council Minutes

**Regular Meeting of
Wednesday, January 19, 2022**

7:00 p.m., Zoom

Presented to Council

FEB - 2 2022

Present:	Jocelyne Bishop	Mayor
	Karen Von Pickartz	Deputy Mayor
	Debra Joncas	Councillor
	Sandra Trudel	Councillor
	Mary-Louise Zarichney	Councillor
	Pam Lortie	CAO/Clerk-Treasurer

The Mayor called the meeting to order at 7:03 p.m. and asked for the disclosure of any pecuniary interest and the general nature thereof. Mayor Bishop declared a conflict of interest on Item 7a. CAO's Report, and in particular the action item regarding storage at 35 John Street. The declaration was provided in writing and is appended to these minutes.

ADOPTION OF AGENDA:

RESOLUTION #22-01-15

MOVED BY: Mary-Louise Zarichney

SECONDED BY: Sandra Trudel

BE IT RESOLVED THAT the agenda for the regular meeting of January 19, 2022 be adopted as presented.

Carried

DELEGATIONS: None

TENDERS – Waste Collection and Disposal Combined with Residential Curbside Collection, Processing and Recycling

RESOLUTION #22-01-16

MOVED BY: Debra Joncas

SECONDED BY: Karen Von Pickartz

BE IT RESOLVED THAT the Request for Tender for Waste Collection & Disposal and Residential/Commercial Curbside Collection/Processing & Recycling of Materials received from GFL be noted as being presented;

And further that this be discussed under 7c. of the agenda.

Carried

MINUTES OF PREVIOUS MEETING(S):

RESOLUTION #22-01-17

MOVED BY: Sandra Trudel

SECONDED BY: Mary-Louise Zarichney

BE IT RESOLVED THAT the minutes of the regular meeting of January 5, 2022 be adopted as presented.

Carried

INFORMATION AND ACTION ITEMS:

Deputy Mayor Von Pickartz took over the Chair for the next item on the agenda, as Mayor Bishop declared a conflict of interest. Mayor Bishop refrained from participating in any discussion.

RESOLUTION #22-01-18

MOVED BY: Debra Joncas

SECONDED BY: Sandra Trudel

BE IT RESOLVED THAT the applicant of the Zoning By-Law Amendment, re: Storage at 35 John Street be invited as a delegation at the February 2, 2022 Council meeting to provide further information on the application;

And further that all of the property owners who were advised of the public meeting that was held on January 5, 2022 be invited to the February 2, 2022 Council meeting, along with the municipal planner and Planning & Economic Development Committee members;

And further that the property owners be requested to submit any questions they would like to ask of the applicant to the Clerk ahead of the meeting;

And further that the February 2, 2022 Council meeting be held by Zoom.

Carried

Mayor Bishop resumed the Chair.

RESOLUTION #22-01-19

MOVED BY: Mary-Louise Zarichney

SECONDED BY: Karen Von Pickartz

BE IT RESOLVED THAT the CAO's report of January 19, 2022 be accepted as being presented.

Carried

COUNCIL REPORTS:

Councillors provided information on the following meetings they attended since the last Council meeting.

Karen Von Pickartz – January 11th – Library, Planning & Economic Development on January 14th was cancelled, but the Chair did provide members with an update

Debra Joncas – January 17th - Recreation
Sandra Trudel – January 13th – HNCEA Board
Mary-Louise Zarichney – January 11th – Library, January 17th - Recreation
Jocelyne Bishop – January 11th – East Algoma CFDC, Planning & Economic Development on
January 14th was cancelled

INFORMATION AND ACTION ITEMS

RESOLUTION #22-01-20

MOVED BY: Karen Von Pickartz

SECONDED BY: Mary-Louise Zarichney

BE IT RESOLVED THAT a representative from GFL Environmental be invited to a special meeting of council to discuss the Waste Collection and Disposal contract.

Carried

RESOLUTION #22-01-21

MOVED BY: Sandra Trudel

SECONDED BY: Debra Joncas

BE IT RESOLVED THAT the following matters affecting the Town of Spanish, and the entire Algoma District be submitted to the Algoma District Municipal Association to be posed to the Provincial Government Election candidates ahead of June's Provincial Election:

1. Lack of transportation between communities,
2. Highway 17 reclassification for better maintenance standards,
3. Doctor shortage

Carried

RESOLUTION #22-01-22

MOVED BY: Mary-Louise Zarichney

SECONDED BY: Sandra Trudel

BE IT RESOLVED THAT Whereas municipal governments provide essential services to the residents and businesses in their communities; and

Whereas the ability to provide those services is negatively impacted by exponentially rising insurance costs; and

Whereas one driver of rising insurance costs is the legal principle of 'joint and several liability', which assigns disproportionate liability to municipalities for an incident relative to their responsibility for it; and

Whereas, the Government of Ontario has the authority and responsibility for the legal framework of 'joint and several liability'; and

Whereas the Premier of Ontario committed to review the issue in 2018 with a view to helping municipal governments manage their risks and costs; and

Whereas the Association of Municipalities of Ontario on behalf of municipal governments has provided recommendations to align municipal liability with proportionate responsibility for incidents and capping awards;

Now, therefore be it resolved, that the Corporation of the Town of Spanish does hereby support AMO's recommendations; and

Further be it resolved that the Corporation of the Town of Spanish does hereby call on the Attorney General of Ontario to work with municipal governments to put forward a plan of action to address "joint and several liability" before the end of the government's current term so that municipalities can continue to offer high quality services to their communities.

Carried

CORRESPONDENCE/INFORMATION – no action required

RESOLUTION #22-01-23

MOVED BY: Mary-Louise Zarichney

SECONDED BY:

BE IT RESOLVED THAT the following correspondence be noted as being presented:

- a. Spanish Public Library Minutes of January 11, 2022
- b. Ontario Clean Water Agency – Workorder Summary Report – December 2021
- c. Assessment Comparison – 2021/2022
- d. Ministry of Municipal Affairs and Housing – Ontario's housing crisis
- e. HNCEA – Agri-Food Forum – February 8, 2022

Carried

BY-LAWS – None

NEW BUSINESS – Deputy Mayor Karen Von Pickartz advised that the gentleman at the local Esso Station advised her that they had requested an ATM from Scotiabank, but has been denied.

QUESTION PERIOD – None

MOTIONS/NOTICE OF MOTIONS – None

RESOLUTION #22-01-24

MOVED BY: Sandra Trudel

SECONDED BY: Debra Joncas

BE IT RESOLVED THAT we now go into Closed Session to discuss personal matter(s) about an identifiable individual, including municipal or local board employees under Section 239(2)(b) of the *Municipal Act* and to discuss advice that is subject to solicitor-client privilege, including communications for that purpose under Section 239(2)(f).

Carried

GO INTO CLOSED SESSION – TIME IN: 8:28 p.m.

RETURN TO OPEN COUNCIL – TIME OUT: 8:56 p.m.

RESOLUTION #22-01-25

MOVED BY: Debra Joncas

SECONDED BY: Sandra Trudel

BE IT RESOLVED THAT we now return to Open Council.

Carried

RECOMMENDATION(S) FROM CLOSED SESSION

RESOLUTION #22-01-26

MOVED BY: Mary-Louise Zarichney

SECONDED BY: Karen Von Pickartz

BE IT RESOLVED THAT Chad Fisher, Public Works Supervisor/Lead Hand be removed from probation and be considered a permanent, full-time employee;
And further that his wage be set as discussed in closed session.

Carried

CONFIRMATION BY-LAW

RESOLUTION #22-01-27

MOVED BY: Karen Von Pickartz

SECONDED BY: Sandra Trudel

BE IT RESOLVED THAT a by-law being a confirmation by-law regarding a regular meeting of council held on the 19th day of January, 2022 be read a first time, be considered read a second and third time, be passed, signed by the Mayor and CAO/Clerk-Treasurer, numbered by-law #2022-07 and be engrossed in the by-law book.

Carried

RESOLUTION #22-01-28


MOVED BY: Karen Von Pickartz

SECONDED BY: Debra Joncas

BE IT RESOLVED THAT we do now adjourn to meet again on Wednesday, February 2, 2022 at 7:00 p.m., via: Zoom for Regular Meeting of Council or at the call of the Mayor.

Carried

The meeting adjourned at 8:59 p.m.



Jocelyne Bishop, Mayor



Pam Lortie, CAO/Clerk-Treasurer

RECEIVED
JAN 19 2022

Declaration of Interest – *Municipal Conflict of Interest Act*

Meeting Date: January 19, 2022

I, (Councillor or Mayor) Joelyne Bishop (last name)

declare a potential (deemed / direct / indirect) pecuniary interest on:

Council Agenda No. 7a

Item Title: CAO./Clerk - Treasurer Report - Application for Zoning
By-law, re: Storage at 35 John St.

for the following reason: _____

May have an interest thru my spouse.

Joelyne Bishop
Councillor/Mayor Signature

Joelyne Bishop
Councillor/Mayor Name

As a resource, we have excerpted the relevant provision of the *Municipal Conflict of Interest Act* herein:

Municipal Conflict of Interest Act

Indirect pecuniary interest

2 For the purposes of this Act, a member has an indirect pecuniary interest in any matter in which the council or local board, as the case may be, is concerned, if,

- (a) the member or his or her nominee,
 - (i) is a shareholder in, or a director or senior officer of, a corporation that does not offer its securities to the public,
 - (ii) has a controlling interest in or is a director or senior officer of, a corporation that offers its securities to the public, or
 - (iii) is a member of a body,

that has a pecuniary interest in the matter; or

- (b) the member is a partner of a person or is in the employment of a person or body that has a pecuniary interest in the matter. R.S.O. 1990, c. M.50, s. 2.

Interest of certain persons deemed that of member

3 For the purposes of this Act, the pecuniary interest, direct or indirect, of a parent or the spouse or any child of the member shall, if known to the member, be deemed to be also the pecuniary interest of the member. R.S.O. 1990, c. M.50, s. 3; 1999, c. 6, s. 41 (2); 2005, c. 5, s. 45 (3).