

**The Corporation of the Town of Spanish
Council Minutes
Regular Meeting of
Wednesday, March 2, 2022
7:00 p.m., In Council Chambers**

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 7:05 p.m. and asked for the disclosure of any pecuniary interest and the general nature thereof.

Mayor Bishop declared a conflict of interest on the Special Meeting of Council held on February 28, 2022 in closed session, with the municipal solicitor regarding By-Law #2022-03 – Being a By-Law to Enact a Temporary Use By-Law – 35 John Street. Since the meeting was held in closed session, Mayor Bishop did not attend the meeting. The declaration was provided in writing and is appended to these minutes.

Mayor Bishop declared a conflict of interest on Item 6. Minutes of the Previous Meeting – Special Meeting of February 28, 2022 and Item 9. By-Laws – By-Law #2022-03 – Being a By-Law to Enact a Temporary Use By-Law – 35 John Street. The declaration was provided in writing and is appended to these minutes.

Mayor Bishop also declared a conflict of interest on the adoption of the agenda, with the addition of the minutes of the Minutes of the Special Council Meeting of February 28, 2022.

ADOPTION OF AGENDA:

Mayor Bishop declared on the following item and handed the meeting over to the Deputy Mayor.

RESOLUTION #22-03-01

MOVED BY: Mary-Louise Zarichney

SECONDED BY: Sandra Trudel

BE IT RESOLVED THAT the agenda for the regular meeting of March 2, 2022 be adopted as presented, with the following addition, under 6. Minutes of Previous Meeting(s) – Minute of Special Council Meeting of February 28, 2022.

Carried

Mayor Bishop resumed the Chair.

DELEGATIONS: Ted Smider and Keith Stringer, Ontario Clean Water Agency attended to discuss the Water/Wastewater Contract Renewal.

- Operational risk is transferred to OCWA
- Shared financial risk
- Full advisory services
- Averaging about 96% on annual inspections
- Maintenance Program – monthly maintenance reports provided
- Employees live close by – part of the community
- Capital planning
- Engineering services
- Asset management person on staff
- Energy solutions
- Training
- Information management
- Staff always available
- First 4 hours of call out at no cost
- Excludes property and boiler and machinery insurance, but could be included if we want – this would include anything above ground, not underground piping – would need insured values to do a comparison – deductible is \$27,000 – Ted will send info required for quote
- New contract would switch to the calendar year
- Annual increase CPI (September) or fixed percentage rate (depends on length of contract) whichever is greater

RESOLUTION #22-03-02

MOVED BY: Mary-Louise Zarichney

SECONDED BY: Sandra Trudel

BE IT RESOLVED THAT Ted Smider and Keith Stringer, Ontario Clean Water Agency (OCWA), be thanked for their presentation this evening;

And further that the CAO be authorized to prepare a by-law to enter into an agreement with OCWA for the provision of management, operation and maintenance services for the Town of Spanish Water and Wastewater Systems for a period of 10 years.

Carried

TENDERS – None

MINUTES OF PREVIOUS MEETING(S):

Mayor Bishop declared on the following item and handed the meeting over to the Deputy Mayor.

RESOLUTION #22-03-03

MOVED BY: Sandra Trudel

SECONDED BY: Mary-Louise Zarichney

BE IT RESOLVED THAT the minutes of the regular meeting of February 16, 2022 and the special meeting of February 28, 2022 be adopted as presented.

Carried

Mayor Bishop resumed the Chair.

INFORMATION AND ACTION ITEMS:

RESOLUTION #22-03-04

MOVED BY: Sandra Trudel

SECONDED BY: Mary-Louise Zarichney

BE IT RESOLVED THAT a meeting be set up with Serpent River First Nation to discuss the need for housing in the region.

Carried

RESOLUTION #22-03-05

MOVED BY: Mary-Louise Zarichney

SECONDED BY: Sandra Trudel

BE IT RESOLVED THAT the following accounts receivable balances be written off:

Water off/on	\$75.00	2019	Property has changed ownership
Landfill Tipping Fees	\$56.50	2020	Non-Resident
Landfill Tipping Fees	\$28.25	2020	Non-Resident
Landfill Tipping Fees	\$28.25	2020	No longer lives in Town
Landfill Tipping Fees	\$28.25	2020	Non-Resident

Carried

RESOLUTION #22-03-06

MOVED BY: Mary-Louise Zarichney

SECONDED BY: Sandra Trudel

BE IT RESOLVED THAT Mr. Phillion be advised that Council does not have any questions for him that would require a delegation before Council.

Carried

RESOLUTION #22-03-07

MOVED BY: Mary-Louise Zarichney

SECONDED BY: Sandra Trudel

BE IT RESOLVED THAT E4M be contacted to inquire if they are interested in renewing their contract for a further period of one year.

Carried

RESOLUTION #22-03-08

MOVED BY: Debra Joncas

SECONDED BY: Karen Von Pickartz

BE IT RESOLVED THAT the CAO's report of March 2, 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 – February 28, 2022 – Special Council

Debra Joncas - February 28, 2022 – Special Council

Sandra Trudel – February 26, 2022 – ELNOS Board of Directors, February 28, 2022 – Special Council

Mary-Louise Zarichney – February 28, 2022 – Special Council

Jocelyne Bishop – February 26, 2022 – ADMA – discussion on the 3 questions for Provincial candidates – ADMA will be sending out information

Advise Councillors when ADMA agenda comes out for the April

INFORMATION AND ACTION ITEMS

RESOLUTION #22-03-09

MOVED BY: Karen Von Pickartz

SECONDED BY: Debra Joncas

BE IT RESOLVED THAT the resignations received from both the Fire Chief and Training Officer be accepted with regret;

And further that these two volunteers be thanked for the exceptional service they provided to the community for 36 years and 31 years, respectively.

Council wishes them both the best in their retirement.

Carried

CORRESPONDENCE/INFORMATION – no action required

RESOLUTION #22-03-10

MOVED BY: Debra Joncas

SECONDED BY: Karen Von Pickartz

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

- a. Ontario Clean Water Agency – 2021 Annual and Summary Reports for Spanish Water System
- b. Blind River Christmas Baskets Evaluation Meeting – February 15, 2022
- c. 2021 Spanish Recycling/Refuse Report (with 2020 for comparison)
- d. Office of the Fire Marshal – Firefighter Certification Technical Briefing Presentation
- e. Zone 1 Mutual Aid Meeting – Minutes of February 10, 2022
- f. Spanish Fire Department Report – Decommission Pumper #2

Carried

Mayor Bishop has declared a conflict of interest on the following item and handed the meeting over to Deputy Mayor Von Pickartz. Mayor Bishop refrained from comment or voting.

BY-LAWS –

RESOLUTION #22-03-11

MOVED BY: Sandra Trudel

SECONDED BY: Mary-Louise Zarichney

BE IT RESOLVED THAT we do now go into closed session for the purpose of advice that is subject to solicitor-client privilege, including communications necessary for that purpose under Section 239 (2)(f) of the *Municipal Act*.

Carried

CLOSED SESSION – TIME IN: 8:27 p.m.

CLOSED SESSION – TIME OUT: 9:10 p.m.

RESOLUTION #22-03-12

MOVED BY: Sandra Trudel

SECONDED BY: Mary-Louise Zarichney

BE IT RESOLVED THAT we return to open session.

Carried

RESOLUTION #22-03-13

MOVED BY: Mary-Louise Zarichney

SECONDED BY: Debra Joncas

BE IT RESOLVED THAT a by-law to Enact a Temporary Use By-Law regarding 35 John Street be read a second and third time, be passed, signed by the Mayor and CAO/Clerk-Treasurer, numbered by-law #2022-03 and be engrossed in the by-law book.

Carried

Mayor Bishop resumed the Chair.

RESOLUTION #22-03-14

MOVED BY: Debra Joncas

SECONDED BY: Karen Von Pickartz

BE IT RESOLVED THAT a by-law being a by-law to adopt an agreement between the Minister of Natural Resources and the Corporation of the Town of Spanish, re: Northern Ontario Resource Development Support (NORDS) funding 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 #2022-11 and be engrossed in the by-law book.

Carried

NEW BUSINESS – None

QUESTION PERIOD – None

MOTIONS/NOTICE OF MOTIONS – None

CONFIRMATION BY-LAW

RESOLUTION #22-03-15

MOVED BY: Mary-Louise Zarichney

SECONDED BY: Debra Joncas

BE IT RESOLVED THAT a by-law being a confirmation by-law regarding a regular meeting of council held on the 2nd day of March, 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 #2022-12 and be engrossed in the by-law book.

Carried

RESOLUTION #22-03-16

MOVED BY: Debra Joncas

SECONDED BY: Mary-Louise Zarichney

BE IT RESOLVED THAT we do now adjourn to meet again on Wednesday, March 16, 2022 at 7:00 p.m., in the Council Chambers for Regular Meeting of Council or at the call of the Mayor.

Carried

The meeting adjourned at 9:13 p.m.



Jocelyne Bishop, Mayor



Pam Lortie, CAO/Clerk-Treasurer

Declaration of Interest – *Municipal Conflict of Interest Act*

Meeting Date: March 2, 2022

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

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

Council Agenda No. 6 § 9 a.

Item Title: Adoption of the agenda
Minutes of previous meeting of February 28, 2022.

for the following reason: By-law # 2022-03 - Being a By-Law to Enact a Temporary
use By-law - 35 John Street.

May have a conflict of interest thru my spouse.

Jocelyne Bishop
Councillor/Mayor Signature

Jocelyne 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).

Declaration of Interest – Municipal Conflict of Interest Act

Meeting Date: February 28, 2022

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

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

Council Agenda No. Feb. 28, 2022 meeting

Item Title: Zoning By-law Amendment-re 35 John Street

for the following reason: _____

May have a conflict thru my spouse.

Jacelyne Bishop
Councillor/Mayor Signature

Jacelyne 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).