

**MINUTES OF THE SIXTY-EIGHTH REGULAR MEETING OF COUNCIL HELD ON THE TWENTY SECOND DAY OF MARCH 2010 AT THE MUNICIPAL OFFICE, 420 LESLIE AVENUE, THUNDER BAY, ONTARIO AT THE HOUR OF 5:00 P.M.**

**THOSE PRESENT:** Acting Reeve Donna Blunt  
Councillor Alana Bishop  
Councillor Ab Covello  
Councillor Ron Giardetti

**ALSO PRESENT:** Eric Collingwood, CAO, Treasurer, Deputy Clerk  
Nadene Hunley, Assistant Deputy Clerk  
Craig Baumann, Manager of Operations  
Blair Arthur, Fire Chief  
Alan Cooke, Chief Building Official  
Joe Drcar, Deputy Fire Chief  
Jo-Anne Hamelin  
Don Manahan  
Jarvis McComber

**ABSENT:** Reeve Maria Harding, with regrets

**1. CALL TO ORDER**

<b>Resolution No.: 1617/10</b>	
<b>Moved By:</b>	Ron Giardetti
<b>Seconded By:</b>	Alana Bishop
THAT this meeting of Council is hereby called to order at 5:05 p.m.	
<b>CARRIED</b>	

**2. DISCLOSURE OF PECUNIARY INTEREST**

There was no disclosure of pecuniary interest by any member of Council on any item listed on the agenda.

**3. APPROVAL OF AGENDA**

<b>Resolution No.: 1618/10</b>	
<b>Moved By:</b>	Ab Covello
<b>Seconded By:</b>	Alana Bishop
THAT the agenda be accepted as presented.	
<b>CARRIED</b>	

**Public Meeting Portion to receive input for two Zoning Amendments**

The Acting Reeve informed those present that the meeting was being held by Council under Section 17 of the Planning Act to consider two proposed Zoning Amendments. Where a public meeting is set out in legislation such as this one is, Council has a legal responsibility to deliver a fair and unbiased hearing to all matters that are brought to its attention. This means that Council members cannot enter into discussion and/or debate as long as the formal public hearing is in session. She further explained that that a report will be made to Council giving planning evaluation and, in some instances recommendations concerning the issues that have been raised.

## **Z 1/10**

The Deputy Clerk confirmed notice was given in the prescribed manner to various agencies and abutting neighbours. He explained that the purpose of the proposed zoning amendment is to rezone the subject property from the Rural Zone and the Shoreline Residential Black Bay Zone and re-designate it to Open Space Zone in order to comply with the requirements of the Draft Plan of Subdivision under File NO. 58T-93003.

The Deputy Clerk then informed those present that comments were received from the Lakehead Region Conservation Authority (LRCA) with no concerns or objections on the application.

The Acting Reeve informed those present that any person may express his or her views on the proposed amendment being heard this evening, and a record will be kept of all comments. When addressing the Chair, please state your name and the location of your property. Written comments may be submitted to the Clerk.

The Reeve then asked if anyone wished to speak in favour of this proposed Amendment.

**Don Manahan**, Planning Consultant. Mr. Manahan explained that the zoning amendment was brought forward in order to fulfil an outstanding condition to the draft plan of subdivision for Plan 55M 569 and M 560. He stated that an extension was approved and granted for stage II but now Mr. Grann was moving forward to complete the development.

The Acting Reeve asked three times if anyone wished to speak in favour of the Amendment no responses were heard.

The Acting Reeve asked three times if anyone wished to speak against this proposed amendment. There was no response.

## **Z 2/10**

The Deputy Clerk confirmed notice was given in the prescribed manner to various agencies and abutting neighbours. He explained that the purpose of the proposed zoning amendment is to amend the zoning by-law to allow an accessory building to be located in the front of the main building.

The Deputy Clerk then informed those present that comments were received from the Lakehead Region Conservation Authority (LRCA) with no concerns or objections on the application but to advise the applicant that a portion of the property is affected by the LRCA's development, interference with wetlands and alteration to shorelines and watercourses regulations.

The Acting Reeve informed those present that any person may express his or her views on the proposed amendment being heard this evening, and a record will be kept of all comments. When addressing the Chair, please state your name and the location of your property. Written comments may be submitted to the Clerk.

The Acting Reeve then asked if anyone wished to speak in favour of this proposed Amendment.

**Mr. Jarvis McComber** 859 Superior Shores Road – Mr McComber explained that he had first applied for a minor variance but was told the better route to take was site specific zoning. He indicated that his neighbours had no objection to the proposed accessory building or its proposed location.

The Acting Reeve asked three times if anyone wished to speak in favour of the Amendment, no responses were heard.

The Acting Reeve asked three times if anyone wished to speak against this proposed amendment. There was no response. She then closed the public input portion of the meeting and returned to Council's regular agenda.

**Resolution No.: 1619/10**

**Moved By:** Ab Covello  
**Seconded By:** Ron Giardetti

THAT at the hour of 5:15 pm we adjourn back to Committee of the Whole of Council to complete its agenda.

**CARRIED**

4. CLOSED SESSION

5. MINUTES OF PREVIOUS MEETING

- a) Minutes of the previous Meeting of Council held March 8, 2010

**Resolution No.: 1620/10**

**Moved By:** Alana Bishop  
**Seconded By:** Ron Giardetti

THAT the Minutes of the Meeting of Council held March 8, 2010 be adopted as circulated and same be filed in the Clerk's Office.

**CARRIED**

- b) Minutes of the Special meeting of Council held February 18, 2010

**Resolution No.: 1621/10**

**Moved By:** Ron Giardetti  
**Seconded By:** Alana Bishop

THAT the Minutes of the Special Meeting of Council held February 18, 2010 be adopted as circulated and same be filed in the Clerk's Office.

**CARRIED**

- c) Minutes of the Special meeting of Council held March 11, 2010

**Resolution No.: 1622/10**

**Moved By:** Ab Covello  
**Seconded By:** Alana Bishop

THAT the Minutes of the Special Meeting of Council held March 11, 2010 be adopted as circulated and same be filed in the Clerk's Office.

**CARRIED**

- d) Matters Arising from Previous Minutes

Council asked for clarification from the Ministry of Transportation regarding the level of rehabilitation of the existing Hwy 11/17 from Mackenzie to Birch Beach and it was noted that there was another information session, open house being held at the MacGregor Recreation Centre on April 8, 2010.

6. PETITIONS AND DELEGATIONS

7. REPORTS & MINUTES FROM OTHER BOARDS & COMMITTEES

- a) Minutes of the Meeting of the Committee of the Whole of Council held March 8, 2010.

<b>Resolution No.: 1623/10</b>	
<b>Moved By:</b>	Alana Bishop
<b>Seconded By:</b>	Ron Giardetti
THAT the Minutes of the Committee of the Whole of Council's regular meeting held March 8, 2010 be adopted as circulated and same be filed in the Clerk's Office.	
<b>CARRIED</b>	

- b) Minutes of the Shuniah Police Services Board meeting held February 16, 2010.

<b>Resolution No.: 1624/10</b>	
<b>Moved By:</b>	Ron Giardetti
<b>Seconded By:</b>	Alana Bishop
THAT the Minutes of the Shuniah Police Services Board meeting held February 16, 2010 be received as circulated and same be filed in the Clerk's Office.	
<b>CARRIED</b>	

- c) OPP Monthly report for February 2010.

<b>Resolution No.: 1625/10</b>	
<b>Moved By:</b>	Ab Covello
<b>Seconded By:</b>	Alana Bishop
THAT the OPP Monthly report for February 2010 be received as circulated and same be filed in the Clerk's Office.	
<b>CARRIED</b>	

- d) Thunder Bay District Health Unit Board of Health Annual and Regular Meeting held January 19, 2010.

<b>Resolution No.: 1626/10</b>	
<b>Moved By:</b>	Alana Bishop
<b>Seconded By:</b>	Ron Giardetti
THAT the Thunder Bay District Health Unit Board of Health Annual and Regular Meeting held January 19, 2010 be received as circulated and same be filed in the Clerk's Office.	
<b>CARRIED</b>	

- e) Minutes from the Lakehead Region Conservation Authority Source Protection Committee meeting held February 3, 2010.

<b>Resolution No.: 1627/10</b>	
<b>Moved By:</b>	Ron Giardetti
<b>Seconded By:</b>	Alana Bishop
THAT Minutes from the Lakehead Region Conservation Authority Source Protection Committee meeting held February 3, 2010 be received as circulated and same be filed in the Clerk's Office.	
<b>CARRIED</b>	

## 8. MOTIONS AND NOTICE OF MOTIONS

- a) By-law Enforcement
- b) Building and Planning
- c) Public Works
- d) Fire Department
- e) Administration
- f) Finance Department
  - i) Monthly Expenditures for March 2010

<b>Resolution No.: 1628/10</b>	
<b>Moved By:</b>	Ab Covello
<b>Seconded By:</b>	Alana Bishop
<p>THAT the Council of the Municipality of Shuniah hereby authorizes payment of the accounts for the month of February 2010 in the amount of \$436,674.96</p> <p style="text-align: center;"><b>CARRIED</b></p>	

- ii) Statement of Remuneration and Expenses

<b>Resolution No.: 1629/10</b>	
<b>Moved By:</b>	Alana Bishop
<b>Seconded By:</b>	Ron Giardetti
<p>THAT the Statement of Remuneration and Expenses be received and same be filed in the Clerk's Office.</p> <p style="text-align: center;"><b>CARRIED</b></p>	

**9. REPORTS OF REEVE AND MEMBERS OF COUNCIL**

The Acting Reeve explained that Lakehead Region Conservation Authority's funding for the new building was denied so they have decided to wait and look at options including renovations to their current building as well the possibility of a new building, however there would be further discussions on the matter. She indicated that the associated levy for the building was still going to be imposed this year. She further indicated that LRCA was again doing the private landowners Tree Seedling Assistance Program again this year and the deadline for orders was May 2010.

**10. CORRESPONDENCE**

- a) General

<b>Resolution No.:1630 /10</b>	
<b>Moved By:</b>	Ab Covello
<b>Seconded By:</b>	Alana Bishop
<p>THAT the following items of General Correspondence be received as circulated and file din the Clerk's Office.</p> <ul style="list-style-type: none"> <li>i) THAT Thank you letter and Certificate of Appreciation from Drugs and Addiction Magazine</li> <li>ii) Letter from Ron Lee Kam re: National Marine Conservation Area in Lake Superior (NMCA)</li> </ul> <p style="text-align: center;"><b>CARRIED</b></p>	

b) Referred

- i) Ontario Good Roads request for data to import into Municipal Dataworks initiative.

<b>Resolution No.:1631 /10</b>	
<b>Moved By:</b>	Alana Bishop
<b>Seconded By:</b>	Ron Giardetti
THAT the Ontario Good Roads request for data to import into Municipal Dataworks initiative be referred to the Public Works Manager for disposition.	
<b>CARRIED</b>	

- ii) Invitation to participate in nominating Senior of the Year Award.

<b>Resolution No.: 1632/10</b>	
<b>Moved By:</b>	Ron Giardetti
<b>Seconded By:</b>	Alana Bishop
THAT the Invitation to participate in nominating Senior of the Year Award be referred to the Committee of the Whole of Council for further discussion.	
<b>CARRIED</b>	

11. BY-LAWS

- a) A by-law to adopt the estimates of sums required for the 2010 tax levy

<b>Resolution No.:1633/10</b>	
<b>Moved By:</b>	Ab Covello
<b>Seconded By:</b>	Alana Bishop
THAT a by-law to adopt the estimates of sums required for the 2010 tax levy be read a First and Second time this Twenty-second day of March 2010. AND THAT same be referred to the Committee of the Whole of Council.	
<b>CARRIED</b>	

- b) A by-law to amend By-law 2038-00 to rezone property from the Rural Zone and Shoreline Residential Black Bay zone to Open Space.

<b>Resolution No.: 163410</b>	
<b>Moved By:</b>	
<b>Seconded By:</b>	
THAT A by-law to amend By-law 2038-00 to rezone property from the Rural Zone and Shoreline Residential Black Bay zone to Open Space be read a first and Second Time this Twenty second Day of march 2010. AND THAT same be referred to the Committee of the Whole of Council	
<b>CARRIED</b>	

Councillor Bishop requested that due to the nature of the by-law Council complete third and final reading.

**Resolution No.: 1635/10**

**Moved By:** Ron Giardetti  
**Seconded By:** Ab Covello

BE IT RESOLVED THAT a by-law to amend By-law 2038-00 to rezone property from the Rural Zone and Shoreline Residential Black Bay zone to Open Space be received and deemed to have been read a third time and numbered 2461-10.  
AND THAT the said By-law be engrossed in the By-law Book.

**CARRIED**

- c) A by-law to amend By-law 2038-00 to rezone property to allow for an accessory structure in front of the main building.

**Resolution No.: 1636/10**

**Moved By:** Ab Covello  
**Seconded By:** Ron Giardetti

THAT A by-law to amend By-law 2038-00 to rezone property to allow for an accessory structure in front of the main building be read a First and Second time this Twenty second day of March 2010;  
AND THAT same be referred to the Committee of the Whole of Council.

**CARRIED**

Councillor Covello requested that due to the nature of the by-law Council complete third and final reading.

**Resolution No.: 1637/10**

**Moved By:** Ab Covello  
**Seconded By:** Ron Giardetti

BE IT RESOLVED THAT a by-law to rezone property to allow for an accessory structure in front of the main building be received and deemed to have been read a third time an numbered 2462-10;  
AND THAT the said By-law be engrossed in the By-law Book.

**CARRIED**

12. UNFINISHED BUSINESS
13. NEW BUSINESS
14. CONFIRMATORY BY-LAW

**Resolution No.: 1638/10**

**Moved By:** Ab Covello  
**Seconded By:** Ron Giardetti

THAT A by-law to confirm the proceedings of Council be read a First, Second and Third time on this Twenty second day of March 2010 and numbered 2463-10  
AND THAT the said By-law be engrossed in the By-law Book.

**CARRIED**

