

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

**THOSE PRESENT:** Reeve Maria Harding  
Councillor Alana Bishop  
Councillor Donna Blunt  
Councillor Ab Covello

**ALSO PRESENT:** Wendy Hamlin, Clerk  
Craig Baumann, Manager of Operations  
Blair Arthur, Fire Chief  
Joe Drcar, Deputy Fire Chief  
Murray Smeltzer  
Samuel Crago

**ABSENT:** Councillor Ron Giardetti, with regrets

**1. CALL TO ORDER**

<b>Resolution No.: 1720/10</b>	
<b>Moved By:</b>	Ab Covello
<b>Seconded By:</b>	Donna Blunt
THAT this Meeting of Council is hereby called to order at 5:07 pm.	
<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.: 1721/10</b>	
<b>Moved By:</b>	Donna Blunt
<b>Seconded By:</b>	Ab Covello
THAT the agenda be accepted as presented.	
<b>CARRIED</b>	

**4. Public Meeting to receive input Zoning Amendments**

The Reeve informed those present that the meeting was being held by Council under Section 34 of the Planning Act to consider two proposed Zoning Amendments. She explained that 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; meaning that Council members cannot enter into discussion and/or debate as long as the formal public hearing is in session. A report may be made to Council giving planning evaluation and, in some instances recommendations concerning the issues that have been raised.

The Reeve explained that any person may express his or her views on the proposed amendments 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 noting that written comments may be submitted to the Clerk

**Application Z5/10 Submitted by Murray and Donna Smeltzer** - The Clerk informed those present that on or before May 4, 2010 the notice of the public meeting was sent out and posted at the property and circulated by ordinary mail to various Ministries, agencies and abutting property owners. She explained that the proposed zoning by-law amendment would allow for the property located on Lot 6, Plan M-563, being 885 Superior Shores Road to permit a Bed and Breakfast to be operated from a recreational dwelling. The proposed amending by-law would apply only to the subject property and would not affect any other property.

The Clerk read out the comments received to date: Lakehead Region Conservation Authority, no objection but request the applicant be advised that construction or other works to be completed in the regulated area may require a permit.

The Reeve asked three times if anyone wish to speak in favour of the proposed Amendment. There being was no response she asked three times if anyone wished to speak against the proposed Amendments. There was no response.

**Application No. Z7/10 submitted by Samuel and Betty Crago** - The Clerk informed those present that on or before May 4, 2010 the notice of the public meeting was posted at the property and circulated by ordinary mail to various Ministries, agencies and abutting property owners. She explained that the proposed zoning by-law amendment would allow for property that fronts on located within a portion of ML 7E, White's Survey, on Lakeshore Drive, to permit for the construction of a duplex and to reduce the lot requirements for a future application for consent to create a lot for each half of the proposed duplex. The proposed amending by-law would apply only to the subject property and would not affect any other property.

She read out the comments received to date, being the Lakehead Region Conservation Authority who had no objection; Risto Lehtonen, with concerns of multiple dwellings and small lots taking the Country Flavour away from Shuniah; and Patricia Krpan with concerns of multiple dwellings taking away the quite lifestyle of living in the country the possibility of setting president for future construction

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

**Mr. Crago** came forward and spoke to the concerns of the people who forwarded comments. He explained that the duplex is basically a four bedroom dwelling geared to retirement living and that it will be handicap accessible.

The Reeve asked three times if anyone wished to speak against these proposed Amendments. There was no response.

At this time, the Reeve closed the Public Input Portion of the meeting.

5. CLOSED SESSION

6. MINUTES OF PREVIOUS MEETING

- a) Minutes of the previous Meeting of Council held May 10, 2010

Councillor Blunt noted there were a few corrections and that the Clerk has amended same.

**Resolution No.: 1722/10**

**Moved By:** Alana Bishop  
**Seconded By:** Donna Blunt

THAT the minutes of the previous meeting of Council held on May 19, 2010 be adopted as circulated and same be filed in the Clerk's Office.

**CARRIED**

b) Matters Arising from Previous Minutes

7. PETITIONS AND DELEGATIONS

a) Jo-Anne Hamelin request for Deputation in closed session to discuss personal matters about an identifiable individual, including municipal or local board employees.

The Reeve informed Council that Mrs. Hamelin will be late and requests Council defer her deputation to later in the meeting.

8. REPORTS & MINUTES FROM OTHER BOARDS & COMMITTEES

a) Minutes of the Committee of the Whole of Council meeting held May 10, 2010

<b>Resolution No.: 1723/10</b>	
<b>Moved By:</b>	Donna Blunt
<b>Seconded By:</b>	Alana Bishop
THAT the minutes of the Committee of the Whole of Council meeting held May 10, 2010 be adopted as circulated and same be filed in the Clerk's Office.	
<b>CARRIED</b>	

b) Lakehead Region Conservation Authority (LRCA) minutes of the meeting held March 17, 2010

Councillor Blunt informed Council that at the LRCA meeting a new levy was set which is being forwarded to the member municipalities. She gave a brief overview of the information being forwarded.

<b>Resolution No.: 1724/10</b>	
<b>Moved By:</b>	Alana Bishop
<b>Seconded By:</b>	Donna Blunt
THAT the Lakehead Region Conservation Authority (LRCA) minutes of the meeting held March 17, 2010 be received as circulated and same be filed in the Clerk's Office.	
<b>CARRIED</b>	

c) Northwestern Ontario Municipal Association (NOMA) notice of email campaign

<b>Resolution No.: 1725/10</b>	
<b>Moved By:</b>	Alana Bishop
<b>Seconded By:</b>	Donna Blunt
THAT the Northwestern Ontario Municipal Association (NOMA) notice of email campaign be received as circulated and same be filed in the Clerk's Office.	
<b>CARRIED</b>	

d) Minutes from the Committee of Adjustment hearing held April 15, 2010

**Resolution No.: 1726/10**

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

THAT the Minutes from the Committee of Adjustment hearing held April 15, 2010 be received as circulated and same be filed in the Clerk's Office.

**CARRIED**

- e) Notice of the decision from the Committee of Adjustment for application A1/10

**Resolution No.: 1727/10**

**Moved By:** Alana Bishop  
**Seconded By:** Donna Blunt

THAT the Notice of the decision from the Committee of Adjustment for application A1/10 be received as circulated and same be filed in the Clerk's Office.

**CARRIED**

**9. MOTIONS AND NOTICE OF MOTIONS**

- a) By-law Enforcement
- b) Building and Planning
- c) Public Works
  - i) Award 2010 Landfill Monitoring for MacGregor and McTavish Landfill sites

**Resolution No.: 1728/10**

**Moved By:** Ab Covello  
**Seconded By:** Donna Blunt

THAT the bid received from True Grit in the amount of \$39,000.00 plus tax to complete the 2010 Landfill Monitoring and Reporting for the MacGregor and McTavish sites BE ACCEPTED.

**CARRIED**

- d) Fire Department
  - i) Resolution to appoint new members to the Shuniah Volunteer Fire Department

**Resolution No.: 1729/10**

**Moved By:** Alana Bishop  
**Seconded By:** Donna Blunt

THAT Kyle Monkman and Robert Drainville are hereby appointed as members of the Shuniah Fire Department.

**CARRIED**

- e) Administration
- f) Finance Department

10. REPORTS OF REEVE AND MEMBERS OF COUNCIL

11. CORRESPONDENCE

a) General

The Manager of Operations will suggest to the Ministry of Transportation that notices be advertised in the Thunder Bay Source as well.

<b>Resolution No.: 1730/10</b>	
<b>Moved By:</b>	Alana Bishop
<b>Seconded By:</b>	Ab Covello
THAT the following items of General Correspondence be received as circulated and same be filed in the Clerk's Office. <ul style="list-style-type: none"><li>i) Letter from Hon. Kathleen Wynne, Minister of Transportation re: Intersection at Birch Beach Rd and Hwy 11/17</li><li>ii) MTO notice of study area.</li><li>iii) Notice of the Ontario Family Fishing Week.</li></ul>	
<b>CARRIED</b>	

b) Referred

12. BY-LAWS

- a) A by-law to rezone Plan 55M-563 Lot 6 to allow for a Bed and Breakfast in a recreational dwelling

<b>Resolution No.: 1731/10</b>	
<b>Moved By:</b>	Donna Blunt
<b>Seconded By:</b>	Alana Bishop
THAT a by-law to rezone Plan 55M 563 Lot 6 to allow for a Bed and Breakfast in a recreational dwelling be read a First and Second Time this Twenty-fifth Day of May 2010;	
AND THAT same be referred to the Committee of the Whole of Council.	
<b>CARRIED</b>	

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

<b>Resolution No.: 1732/10</b>	
<b>Moved By:</b>	Donna Blunt
<b>Seconded By:</b>	Ab Covello
BE IT RESOLVED THAT A by-law to rezone Plan 55M-563 Lot 6 to allow for a Bed and Breakfast in a recreational dwelling be received and deemed to have been read a third time and numbered 2474-10;	
AND THAT the said By-law be engrossed in the By-law Book.	
<b>CARRIED</b>	

- b) A by-law to rezone a portion of ML 7E White's Survey to allow for a duplex dwelling and reduction of lot width and lot area requirements.

<b>Resolution No.: 1733/10</b>	
<b>Moved By:</b>	Alana Bishop
<b>Seconded By:</b>	Donna Blunt
<p>THAT A by-law to rezone a portion of ML 7E White's Survey to allow for a duplex dwelling and reduction of lot width and lot area requirements be read a First and Second Time this Twenty-fifth Day of May 2010;</p> <p>AND THAT same be referred to the Committee of the Whole of Council.</p> <p style="text-align: center;"><b>CARRIED</b></p>	

13. UNFINISHED BUSINESS

14. NEW BUSINESS

Jo-Anne Hamelin attended the meeting at this time (Item 7. above)

Mrs. Hamelin stated it was a confusing situation and informed Council that she spoke to Heather Brown of the Ministry of Municipal Affairs and Housing who confirmed that it is Council's choice whether or not to go into camera.

She explained that her first email requested matters with respect to both personnel and personal, however the matters are to do with her wanting guidance. She was concerned with putting anything in writing at this time as it is a grey area and very personal to her.

Councillor Covello requested a recorded vote on the resolution to go into a closed session.

<b>Resolution No.: 1734/10</b>			
<b>Moved By:</b>		Alana Bishop	
<b>Seconded By:</b>		Donna Blunt	
<p>THAT in accordance with Section 239(2) of the Municipal Act, we adjourn at the hour of 6:02 pm to meet in closed session to discuss with Jo-Anne Hamelin her request for deputation in closed session to discuss personal matters about an identifiable individual, including municipal or local board employees.</p> <p style="text-align: center;"><b>CARRIED</b></p>			
<b>Recorded Vote:</b>			
Councillor Bishop	In Favour	Councillor Blunt	In Favour
Councillor Covello	Opposed	Reeve Harding	In Favour

<b>Resolution No.: 1735/10</b>	
<b>Moved By:</b>	Ab Covello
<b>Seconded By:</b>	Alana Bishop
<p>THAT at the hour of 6:18 pm we resume meeting in open session.</p> <p style="text-align: center;"><b>CARRIED</b></p>	

Mrs. Hamelin undertook to prepare and forward a letter, marked private and confidential, with respect to her deputation.

15. CONFIRMATORY BY-LAW

<b>Resolution No.: 1736/10</b>	
<b>Moved By:</b>	Alana Bishop
<b>Seconded By:</b>	Donna Blunt
THAT a by-law to confirm the proceedings of Council be read a First, Second and Third time on this Twenty-fifth day of May 2010 and Numbered 2475-10;	
AND THAT the said By-law be engrossed in the By-law Book.	
<b>CARRIED</b>	

16. ADJOURNMENT

<b>Resolution No.: 1737/10</b>	
<b>Moved By:</b>	Donna Blunt
<b>Seconded By:</b>	Alana Bishop
THAT the hour of 6:25 having arrived the meeting adjourn.	
<b>CARRIED</b>	

CONFIRMED AND ADOPTED THIS                      DAY OF                      2010

\_\_\_\_\_  
Reeve

\_\_\_\_\_  
Clerk