



**THE PUBLIC MEETING OF COUNCIL  
OF THE TOWN OF ESPANOLA**

**Council Chambers  
Municipal Building**

**November 9, 2010  
7:30 pm**

**His Worship Mayor Bernie Gagnon presiding.**

**Present:**

Councillor Gillis, Lehoux, McMillan, Rogers, Rose, Fairbairn  
Staff: J. MacKenzie, Clerk Treasurer/Administrator, P. Roque, Deputy  
Clerk, Traci Denault-Roque, Recording Secretary

**Absent:**

**Disclosure of pecuniary interest and the general nature thereof.**

None

**Delegations/Petitions**

None

**Public Hearings**

Under Section 52 of the Planning Act, a public hearing is being held for the purpose of receiving comments on Consent Application;

Application No.	B-09/10
Applicant:	Ray and Jeannine Dufour
Purpose:	To create a lot with frontage on Polojko Dr of approximately 72 ft and depth of approximately 162.5 ft. Property currently known as 457 Polojko Dr, Concession 5, Lot 7 Parcel 6565 Plan M38.
Zoning:	R1

The applicant was not present. No written comments from the Public were received.

This portion of the public meeting closed at 7:35 pm.

**PART 1**  
**CONSENT AGENT**

**CA-018-10 M. Lehoux – T. Rogers**

Be It Resolved That: Items A1 to F4 inclusive contained in Part 1, Consent Agenda be adopted.

**Carried**

**Items A1-A2**  
**Minutes**

**10-244 J. Rose – M. Lehoux**

Be It Resolved That: The following minutes of Council are hereby accepted; Special Meeting of Council of October 20, 2010; Regular Meeting of Council of October 20, 2010.

**Carried**

**Items B1-B3**  
**Board and Committee**  
**Reports**

**10-245 M. Lehoux – J. Rose**

Be It Resolved That: The following minutes are hereby accepted; Espanola Public Library Board Regular Meeting of October 18, 2010; Community Economic Development Advisory Committee Meeting of October 21, 2010; Corporate Services Meeting of November 2, 2010.

**Carried**

**Matters arising from the “In Camera Session”**

None

**Business Arising from Board and Committee**

**Item D1**  
**Heat and Cold Stress**  
**Policy**

**10-246 J. Rose – M. Lehoux**

Be It Resolved That: As Recommended by the Joint Health & Safety Committee That: Council adopts Policy H04-01622 Heat and Cold Stress Policy as presented.

**Carried**

**Item D2**  
**Building**  
**Services/Property**  
**Standards Asset**

**10-247 M. Lehoux – J. Rose**

Be It Resolved That: As Recommended by the Corporate Services Committee That: Council approves the purchase of a 2011 AWD Ford Escape.

**Carried**

**Item D3**  
**Multifunction Copier**

**10-248 T. Rogers – M. Lehoux**

Be It Resolved That: As Recommended by the Corporate Services Committee That: The POA office replace the current Xerox copier with a Sharp model.

**Carried**

**Bylaws and Resolutions**

**Item E1**

**Confirmatory Bylaw**

**10-249 M. Lehoux – T. Rogers**

Be It Resolved That: Bylaw No. 2312/10 be now read a first time and notwithstanding anything to the contrary in the rules of procedure be considered as having been read a second and third time and finally passed in open council. Being a confirmatory bylaw of Council.

**Carried**

**Item E2**

**Cheque Register**

**10-250 T. Rogers – M. Lehoux**

Be It Resolved That: Cheques numbered 74814 to 75061, manual cheques M0976 to M0977 be approved in the amount of \$1,208,756.38.

**Carried**

**Item E3**

**CAMS software**

**10-251 M. Lehoux – T. Rogers**

Be It Resolved That: Bylaw No. 2313/10 be now read a first time and notwithstanding anything to the contrary in the rules of procedure be considered as having been read a second and third time and finally passed in open council. Being a bylaw to execute an agreement for usage of the CAMS software.

**Carried**

**Item E4**

**Reciprocal Agreement  
Le Conseil Scolaire  
Catholique du Nouvel-  
Ontario**

**10-252 T. Rogers – M. Lehoux**

Be It Resolved That: Bylaw No. 2314/10 be now read a first time and notwithstanding anything to the contrary in the rules of procedure be considered as having been read a second and third time and finally passed in open council. Being a bylaw to execute an agreement to establish a comprehensive program of community recreation and education for leisure services.

**Carried**

**Item E5**

**Reciprocal Agreement  
Huron Superior Catholic  
School Board**

**10-253 M. Lehoux – T. Rogers**

Be It Resolved That: Bylaw No. 2315/10 be now read a first time and notwithstanding anything to the contrary in the rules of procedure be considered as having been read a second and third time and finally passed in open council. Being a bylaw to execute an agreement to establish a comprehensive program of community recreation and education for leisure services

**Carried**

**Item E6**

**Ontario Realty  
Corporation**

**10-254 F. Gillis – J. McMillan**

Be It Resolved That: Bylaw No. 2316/10 be now read a first time and notwithstanding anything to the contrary in the rules of procedure be considered as having been read a second and third time and finally passed in open council. Being a bylaw to execute an amending agreement and licence extension.

**Carried**

**Item E7**  
**CUPE 4360 Letter of Agreement**

**10-255 J. McMillan – F. Gillis**

Bylaw No. 2317/10 be now read a first time and notwithstanding anything to the contrary in the rules of procedure be considered as having been read a second and third time and finally passed in open council. Being a bylaw between the Town of Espanola and CUPE local 4360 to amend bylaw 2280/10.

**Carried**

**Item E8**  
**CUPE 4360 Letter of Agreement**

**10-256 F. Gillis – J. McMillan**

Bylaw No. 2318/10 be now read a first time and notwithstanding anything to the contrary in the rules of procedure be considered as having been read a second and third time and finally passed in open council. Being a bylaw between the Town of Espanola and CUPE local 4360 to amend bylaw 2280/10.

**Carried**

**Reports**  
**Item F1-F4**

**10-257 J. McMillan – F. Gillis**

Be It Resolved That The following reports are hereby received: POA Department Departmental Report of October 2010, Economic Development Department Departmental Report of October 2010, Employee Requisition Form; Financial Report September 2010.

**Carried**

**PART II**  
**REGULAR AGENDA**

**Bylaws and Resolutions**

**Item G1**  
**Consent Application**

**10-258 F. Gillis – J. McMillan**

Be It Resolved That:

Consent Application B-09/10 be granted with the following conditions:

- 1) 3 copies of the SR Plan be deposited with the Town
- 2) 5% in lieu of recreation land be deposited. One appraisal to be submitted.
- 3) All services be extended to the lot at the expense of the property owner.

**Carried**

**Item G2**  
**Sale of Land**

**10-259 J. McMillan – F. Gillis**

Bylaw No. 2309/10 be now read a first time and notwithstanding anything to the contrary in the rules of procedure be considered as having been read a second and third time and finally passed in open council. Being a bylaw to provide for the sale of lands to Kilgan Group Ltd.

**Carried**

**Item G3**  
**Offer of Purchase**

**10-260 F. Gillis – J. McMillan**

Be It Resolved That:

- 1) Council approve the offer from O.J. Graphix Inc. To purchase Part of PIN #73405-0139 (LT), Part of Lot 6, Concession 5, Part 6 on Plan 53R-17491, and
- 2) That bylaw No. 2296/10 is hereby repealed.

**Carried**

**Item G4**  
**Sale of Lands**

**10-261 J. McMillan – F. Gillis**

Bylaw No. 2311/10 be now read a first time and notwithstanding anything to the contrary in the rules of procedure be considered as having been read a second and third time and finally passed in open council. Being a bylaw to provide for the sale of lands to O.J. Graphix Inc.

**Carried**

**Item G5**  
**Establish a Public Road**

**10-262 F. Gillis – J. McMillan**

Bylaw No. 2310/10 be now read a first time and notwithstanding anything to the contrary in the rules of procedure be considered as having been read a second and third time and finally passed in open council. Being a bylaw to establish part of Second Avenue as a highway for public use.

**Carried**

The Clerk Treasurer/Administrator explained to council that by passing this bylaw, the necessary steps can be taken to transfer property into the Town's name, allowing pertinent information at Land Registry to be updated.

**Item G6**  
**LED Sign**

**10-263 J. McMillan – F. Gillis**

The messages on the LED sign are shortened to only display key words, not telephone numbers, and that the format of the message display is "stationary" as opposed to "scrolling"

**Carried**

A discussion ensued regarding the capabilities of the LED sign.

**Item G7**  
**"Movember" Prostate Cancer Fundraiser**

**10-264 F. Gillis – J. McMillan**

The Town of Espanola allow the Espanola Police Service employees to hold a Voluntary Road Toll on November 20<sup>th</sup> between 11 am and 1 pm on Centre Street between Second Avenue and Sime Street.

**Carried**

**Item G8**  
**Commercial/Industrial Vacancy Rebates**

**10-265 J. McMillan – F. Gillis**

Council approve the attached rebates in the amount of \$42,322.29.

**Carried**

**Item G9**  
**Hydro Rates**

**10-266F. Gillis – J. McMillan**

WHEREAS extreme heat or cold can lead to adverse health effects and Hydro is a sine qua for staying alive, municipalities across Ontario also have a public health responsibility.

WHEREAS the Hydro file is primarily a provincial responsibility, some cities own hydro distribution companies and others have a stake in the energy policy

as an alternative to landfills and the location of windmills.

WHEREAS The Federal Government Department Measurement Canada has warned Ontario's Independent Electricity System Operator and the Ministry of Energy and Infrastructure that Ontario residents might be treated unfairly because of the smart meters problem.

WHEREAS the Competition Bureau has the responsibility to; Ensure that small and medium-sized enterprises have an equitable opportunity to participate in the Canadian economy, Provide consumers with competitive process and product choices, Promote the efficiency and adaptability of the Canadian economy.

WHEREAS Hydro in Ontario is the fastest rising consumer necessity due to the size of renewable energy contract, transmission infrastructure investments required to handle the renewable energy, cost and implementation of smart meters, Hydro One acquisitions and the merging of rates.

WHEREAS current Hydro costs average of 6.5 cents per kWh and the Province is signing contracts to supply renewable energy power for as much as 80.2 cents per kWh.

WHEREAS overhead costs are rising at Ontario Power Authority, Ontario Power Generation, Hydro One, Independent Electricity System Operator, Ontario Energy Board, Ontario Electricity Financial Corp., Ontario Hydro.  
Be It Resolved That: This council send a letter to the Premier of Ontario and the Ontario Minister of Energy asking for the removal of the PST portion on the Hydro HST bill.

Be It Resolved That: This council send a letter to the Premier of Ontario and the Ontario Minister of Energy asking that nay increase in Hydro rates does not exceed the rate of inflation.

Be It Resolved That: This council send a letter to the Premier of Ontario and the Ontario Minister of Energy, Ontario Minister of the Environment asking that municipalities be consulted in drafting waste to energy policies and choosing location for windmills.

Be It Further Resolved That: This council send a letter to the minister of Industry asking them to publish the results of the Competition Bureau investigation of the 7 billion Samsung Contract.

**Carried**

### **Correspondence For Information Only**

#### **H1 2010 Municipal Elections – Accessibility**

The Clerk Treasurer/Administrator explained that this document is a new requirement that must be submitted to council within 90 days of the election. It highlights the identification, removal and prevention of barriers that affect electors and candidates with disabilities.

Council acknowledged this document.

### **Information**

**This information was previously circulated to Council. If required a copy of the information is available at the Municipal Office.**

- Letter from Township of Sables-Spanish Rivers

- Letter from MCI
- Letter from Xeneca
- Resolution re: Hydro rates
- Letter from MMAH

**Conference and Conventions**

None

**Mayor and Councillors Reports and Announcements**

**Councillor Gillis**

Mayor Gagnon and council expressed their sincere appreciation towards Councillor Gillis, at his last council meeting, for the tremendous support he has given towards the municipality and staff during his many years as a councillor. He has been a great mentor, teacher and friend to municipal employees and will be greatly missed.

**Carried**

**Future Council Meetings**

Community Services Committee Meeting of November 16, 2010 at 7:00 pm  
Regular Meeting of Council of November 23, 2010 at 7:30 pm

**Adjournment**

**J. McMillan – F. Gillis**

Be It Resolved That: The Regular Meeting of Council is hereby adjourned.  
Time 8:00 pm.

**Carried**

---

Bernie Gagnon  
Mayor

---

Joel MacKenzie  
Clerk Treasurer/Administrator