

THE CORPORATION OF THE TOWNSHIP OF EMO
REGULAR COUNCIL MINUTES
June 29, 2022

Minutes of the Regular meeting of the Council of the Corporation of the Township of Emo held on Wednesday, June 29th, 2022, at 6:00 p.m.

Present: Mayor Harold McQuaker; Councillors Lori Ann Shortreed, Warren Toles, Harrold Boven, and Lincoln Dunn; and Crystal Gray, Interim CAO/Clerk Treasurer.

Virtual:

- Fire Chief Tyrell Griffith attended via Zoom from 6:00 p.m. to 6:35 p.m. for Fire Department Operations Portion
- Allan McKittrick, Municipal Lawyer attended via Zoom 7:05 p.m. to 9:30 p.m. for Indemnity By-Law/HRTO Portion
- Doug Brown, Special Projects Coordinator attended via Zoom 7:00 p.m. to end of Council meeting for Indemnity By-Law/HRTO and Pay Equity Review Final Outcome
- Gail Lawrence of Equity & More attended via Zoom 9:30 p.m. to 10:14 p.m. for Pay Equity Review Final Outcome portion

Publicly available virtually via Zoom.

1.0 MOMENT OF REFLECTION

2.0 APPROVAL OF AGENDA

- 1. TOLES - BOVEN** BE IT RESOLVED that we approve the Regular Council Meeting Agenda of June 29, 2022.

CARRIED

3.0 DECLARATION OF DISCLOSURE OF INTEREST – 4 (Four)

1. Harrold Boven – Item 12 – In-Camera Items – Indemnity By-Law/HRTO June 14, 2022, Regular Council Meeting. Councillor Boven was absent for this meeting.
2. Harrold Boven – Item 12.2 – In-Camera Item – Indemnity By-Law/HRTO
3. Warren Toles – Item 12.2 – In-Camera Item – HRTO
4. Harold McQuaker – Item 12.2 – In-Camera Item – HRTO

4.0 ADOPTION OF MINTUES/ERRORS OR OMISSIONS

- 2. BOVEN - TOLES** BE IT RESOLVED that the Regular Council Meeting Minutes of June 14, 2022; Public Planning Meeting Minutes June 14, 2022; and amended Special Council Meeting Minutes of May 28, 2022, be adopted as circulated.

May 28, 2022 Special Council Meeting Minutes read Special Projects Coordinator. Should have read Doug Brown, Special Projects Coordinator.

CARRIED

5.0 DEPUTATIONS – None

6.0 CORRESPONDENCE

Council reviewed the following correspondence:

- 6.1 NDMNRF – Inspection of Approved Aerial Herbicide Project – Boundary Waters Forest
- 6.2 AMO Watchfile – June 16, 2022

7.0 MOTIONS/STAFF REPORTS

3. DUNN - SHORTREED BE IT RESOLVED that the reports for June 29, 2022, be hereby approved and accepted.

- 1. Crystal Gray - Interim CAO Report 2022/19 – June 29, 2022
- 2. Faye Flatt – DC-2022-04 Report – F Szeder Drain, Court of Revision Minutes
- 3. OCWA – Final 2021 Operations & Maintenance Financial Report & Credit for period January 1 – December 31, 2021
- 4. Tyrell Griffith – June 24, 2022 Report – FireCon Request
- 5. April Simmons – June 2022 Monthly Report – EarlyON Centre
- 6. James Booth – June 2022 Monthly Report – Arena/Parks

CARRIED

Discussion was held on the following items:

- 7.1 a) Council in favour of Council Meeting Day changes for July and August to the 2nd and 4th Wednesday of each month.
- 7.1 c) Council in favour of setting the following Budget Meeting dates:
 - July 4, 2022 Working Budget Meeting
 - July 13, 2022 Public Budget Meeting to be part of Regular Council Meeting
 - July 27, 2022 To finalize and set budget to be part of Regular Council Meeting
- 7.1 e) Council has directed the CAO to investigate Ontario Trillium Foundation Capital Grant program regarding the renovation of the former OPP office into an Municipal Office and Community meeting place
- 7.1 f) Council has directed the CAO to investigate Ministry of Energy – Municipal Energy Plan Program (MEP Program), to determine what type of an Municipal Energy Plan is needed to be compliant with regulations.

4. TOLES - DUNN BE IT RESOLVED that we hereby approve the \$20,000 Fire Department budget.

WHEREAS Council approves registration and attendance of Firefighter's to Fire Con.

CARRIED

5. BOVEN - SHORTREED BE IT RESOLVED that Council hereby accepts the Financial Statements and approves payments on the following accounts:

GENERAL

GENERAL	(27,843 VOID)	\$	(16,780.50)
GENERAL	(27,889 – 27,909)	\$	46,687.87
GENERAL	(27,910)	\$	19,498.15
GENERAL	(27,911)	\$	4,666.90
GENERAL	(27,912 – 27,913)	\$	10,219.52
PREAUTH	VISA	\$	2,345.18
PREAUTH	OCWA	\$	29,272.15
PREAUTH	OMERS & Gov Remittances	\$	78,998.91
PREAUTH	Pre-Auth Utilities	\$	3,877.66
PAYROLL	PR 3198	\$	23,020.98
PAYROLL	PR 3199	\$	2,634.70
PAYROLL	PR 3200	\$	<u>21,819.75</u>
Total General Payments		\$	<u>226,261.27</u>

ARNEA

ARENA	(13,400 - 13,402)	\$	373.70
PREAUTH	Pre-Auth Utilities	\$	<u>956.91</u>
Total Arena Payments		\$	<u>1,330.61</u>

CEMETERY

CEMETERY	(4,892)	\$	<u>57.63</u>
Total Cemetery Payments		\$	<u>57.63</u>

EARLYON CENTRE/ETL

EARLYON	(5,947 – 5,951)	\$	<u>1,323.62</u>
Total EarlyON Centre/ETL Payments		\$	<u>1,323.62</u>

PARKS

PARKS	(4,888 – 4,891)	\$	<u>3,131.66</u>
Total Parks Payments		\$	<u>3,131.66</u>

CARRIED

8.0 COMMITTEE UPDATES

8.1 July 1st Canada Day Celebrations by the Township of Emo & Borderland Racing:
Councillor Toles reported that there will be bouncy castle, cake, cookies, bbq, meet & greet of the Stock Car racers, fireworks, and draws taking place at the Fair Grounds on July 1st. Everyone is welcome to attend.

8.2 Trailer Park at Sportsfield:
Councillor Toles expressed his concern about the condition of the Trailer Park. There are numerous downed trees, and trees that are ready to come down in the high winds that have been happening. This is a liability issue to the municipality in case someone gets hurt. Council agreed this is a safety concern and a liability issue to users and the municipality. Council has instructed for the area to be chained off and posted as Closed.

9.0 RESOLUTIONS/BY-LAWS

6. DUNN – SHORTREED BE IT RESOLVED that we hereby authorize to transfer to ONE Fund Investments:

2021 Cemetery Trust & Care \$3,120.00

CARRIED

7. TOLES – SHORTREED BE IT RESOLVED that we hereby authorize the transfer to ONE Fund HISA:

2021 OCIF \$36,360.48 unspent funds.

This is a carry forward balance to 2022 of 2021 projects still to be completed.

CARRIED

8. BOVEN – TOLES BE IT RESOLVED that Council hereby approves Rainy River Safe Communities per capita levy of \$1,143.80. This is based on District Population of 1,204 people for Emo at a rate of \$0.95/person.

CARRIED

9. DUNN – SHORTREED BE IT RESOLVED that we hereby approve the Emo Legion's Request for the municipality to repair the Emo Cenotaph.

TABLED

10. DUNN – TOLES BE IT RESOLVED that **By-Law 2022-17** being a by-law of the Corporation of the Township of Emo to authorize the Mayor and Interim CAO/Clerk Treasurer to enter into an agreement with Rainy River District Social Services Administration Board for the 2022 Service Provider Financial Contract for the Emo EarlyON Centre be read a first, second, and a third time and finally passed this 29th of June, 2022.

CARRIED

10.0 **NEW and UNFINISHED BUSINESS_** - None

11.0 **ADDITIONS TO AGENDA** – None

12.0 **IN-CAMERA ITEMS**

11. TOLES – DUNN BE IT RESOLVED that the Municipal Council of The Corporation of the Township of Emo hereby agree to go in-camera at **7:05 p.m.** as authorized under Section 239 of the Municipal Act, 2001 c.25 for the following purpose:

- Security of property of the municipality;
- ✓ **Personal matters about an identifiable individual, including municipal employees;**

Pay Equity Review Final Outcome with Gail Lawrence of Equity & More and Doug Brown, Special Projects Coordinator.

- A proposed or pending acquisitions or disposition of land by the municipality;
- Labour relations or employee negotiations;
- Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality;
- ✓ **Advice subject to a solicitor-client privilege, including communications necessary for that purpose;**

Indemnity By-Law/HRTO with Allan McKitrick, Municipal Lawyer and Doug Brown, Special Projects Coordinator.

Mayor Harold McQuaker has declared an interest under the Municipal Conflict of Interest Act for the HRTO discussion. Mayor McQuaker left the Council Chambers during the HRTO discussion File # 2020-41858-1.

Councillor Warren Toles has declared an interest under the Municipal Conflict of Interest Act for the HRTO discussion. Councillor Toles left the Council Chambers during the HRTO discussion File # 2020-41858-1.

Councillor Harrold Boven has declared an interest under the Municipal Conflict of Interest Act for the HRTO discussion. Councillor Boven left the Council Chambers during the HRTO discussion

File # 2020-41858-1.

- ☐ A matter in respect of which a council, local board or committee or other body may hold a closed meeting under another Act;
- ☐ information explicitly supplied in confidence to the municipality by Canada, a province or territory or a Crown agency of any of them;
- ☐ a trade secret or scientific, technical, commercial, financial, or labour relations information, supplied in confidence to the municipality or local board, which, if disclosed, could reasonably be expected to prejudice significantly the competitive position, or interfere significantly with the contractual or other negotiations of a person, group of persons, or organization;
- ☐ a trade secret or scientific, technical, commercial, or financial information that belongs to the municipality and has monetary value or potential monetary value;
- ☐ a position, plan, procedure, or criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board. 2001, c.25, c. 239 (2); 2017, c. 10, Sched. 1, s. 26.
- ☐ a request under the Municipal Freedom of Information and Protection of Privacy Act, if the council, board, commission, or other body is the head of an institution for the purposes of that Act; or
- ✓ **an ongoing investigation respecting the municipality, a local board or a municipally-controlled corporation by the Ombudsman appointed under the *Ombudsman Act*, an Ombudsman referred to in subsection 223.13 (1) of this Act, or the investigator referred to in subsection 239.2 (1). 2014, c. 13, Sched. 9, s. 22.**

Ombudsman Ontario – Notice of Investigation

CARRIED

12. TOLES - BOVEN BE IT RESOLVED that we agree to return to open session at 10:14 p.m.

CARRIED

13. TOLES – BOVEN BE IT RESOLVED that the Corporation of the Township of Emo hereby Indemnify the one (1) Mayor and two (2) Councillors names in the HRT02020-41858 I Borderland Pride v Township of Emo et al; File Number 2003696 using By-Law 2021-21, also known as Indemnification By-Law.

WHEREAS all terms and conditions be are to be followed as pertained in By-Law 2021-21.

WHERAS the one (1) Mayor and two (2) Councillors names in the HRT02020-41858 I Borderland Pride v Township of Emo et al; file 2003696 are:

Mayor Harold McQuaker
Councillor Harrold Boven
Councillor Warren Toles

Councillor Dunn requested a recorded vote.

Recorded Vote	Council Member	Yea	Nay	
	Harold McQuaker	Yea		
	Harold Boven	Yea		
✓	Lincoln Dunn			Abstained
	Lori Ann Shortreed		Nay	Wording
	Warren Toles	Yea		

CARRIED

14. DUNN – TOLES BE IT RESOLVED that Administration be directed to proceed as per Council Instructions in-camera.

CARRIED

15. BE IT RESOLVED that we hereby bring the Emo Public Library Board’s employee payroll into the Corporation of the Township of Emo’s administration as per requirement of Ministry of Labour, Immigration, Training and Skills Development, Pay Equity Office, Review Officer. This will be effective as of July 10, 2022.

TABLED

16. BE IT RESOLVED that we hereby approve bring the amalgamate Emo Public Library Board’s employees with the Corporation of the Township of Emo’s employee policies, including offering eligible employee’s OMERS, Group Benefits, Yearly Sick Days, and Paid Holidays, similar to a Township of Emo employee as per requirements of the Ministry of Labour, Immigration, Training and Skills Development, Pay Equity Office, Review Officer. This will be effective as of July 10, 2022.

TABLED

17. BE IT RESOLVED that we hereby authorize the transfer from ONE Fund Investments: ONE Fund 1 Infrastructure & ONE Fund HISA Total Combination of \$243,007.82 to cover Pay Equity Review Payments.

TABLED

15. TOLES – DUNN BE IT RESOLVED that we hereby adjourn to meet at 6:00 p.m. for the Regular Council Meeting scheduled for Wednesday, July 13, 2022.

CARRIED

The meeting adjourned at 10:28 p.m.

Attested by:

Harold McQuaker,
Mayor

Crystal Gray,
Interim CAO/Clerk Treasurer