



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

**Council Chambers  
Municipal Office**

**July 9, 2019  
7:00 pm**

**Mayor Beer presided over the meeting.**

**Present:**

Councillor K. Duplessis, R. Dufour, B. Foster, S. Hayden, H. Malott, M. Van Alstine

Staff: P. Roque, Clerk/Manager of Planning Services; C. Townsend, CAO/Treasurer; T. Denault-Roque, Recording Secretary

The Mayor advised this meeting would be streamed and posted online following the meeting.

Disclosure of pecuniary interest and the general nature thereof.

**Public Hearing**

Notification under the Provisions of Notice Bylaw No. 2068/08, Notice of Public Hearing

Council of the Town of Espanola will be considering a request from the DFR Jays (local men's league baseball team) for an exemption to Municipal Bylaw No. 1189/96, being a Noise Bylaw. This exemption will permit the Espanola Annual Mixed Slo-Pitch Tournament to allow a Home Run Derby on Friday, August 9<sup>th</sup>, from 9:00 pm until 1:00 am and on Saturday, August, 10<sup>th</sup> 2019 from 8:00pm until 2:00am to hold an outdoor dance with a live band at the Red McCarthy Athletic Fields Pavilion.

The applicant was not present. There were no written or verbal comments.

The Public Hearing portion of the meeting closed at 7:04 pm

**Delegations/Petitions None**

**Question Period**

Joe Kozlowski of 476 Polojko Dr asked if the Chair will adhere to Section 239; Section 5 and ensure the public has at least a minimal chance of being present during the mandatory public vote? Mayor Beer responded "I will accept that."

Mayor Beer advised that under section 22.1 of the Procedural Bylaw there is an-add to the Agenda in Section G4. She further advised it is an in camera item with respect to litigation to a

legal matter. It was the consensus of Council to have the item added.

Mayor Beer reopened the question period to accommodate a request from the gallery.

Ron Piche, local resident asked if he was to assume that Council would accept a lawsuit and pay all costs on their own if the building inspector cannot for a good reason do inspections on time? Mayor Beer advised that item will be coming up for discussion later on tonight.

**CONSENT AGENDA**

**CA-013-19 H. Malott – K. Duplessis**

Be It Resolved That: Items A1 to F3 contained in Part 1, Consent Agenda be adopted.

**Carried**

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

**19-149 H. Malott – K. Duplessis**

Be It Resolved That: The following Minutes are hereby accepted; Special Meeting of Council of June 18, 2019; Regular Meeting of Council of June 25, 2019.

**Carried**

**Board and Committee Reports**

**Item B1**

**19-150 H. Malott – R. Dufour**

Be It Resolved That: The following Board and Committee reports are hereby received: Committee of the Whole Meeting minutes of June 25, 2019.

**Carried**

**Matters arising from the "In Camera Session"**

**None**

**Business Arising from Board and Committees**

**None**

**Bylaws and Resolutions**

**Item E1**  
**Confirmatory Bylaw**

**19-151 M. Van Alstine – H. Malott**

Be It Resolved That: Bylaw No 2929/19 be adopted, being a Being a Bylaw of the Town of Espanola to confirm the proceedings of Council at its Meeting of June 25, 2019.

**Carried**

**Items F1-F3**  
**Reports**

**19-152 H. Malott – M. Van Alstine**

Be It Resolved That: The following reports are hereby received; Fire Department Departmental Report for May 2019; Public Health Sudbury and Districts Meeting Minutes of June 20, 2019; Manitoulin – Sudbury District Services Board Meeting Minutes of June 20, 2019.

**Carried**

**PART II**  
**REGULAR AGENDA**  
**Bylaws and Resolutions**

**Item G1**  
**Noise Bylaw**  
**Exemption**

**19-153 M. Van Alstine – K. Duplessis**

Be It Resolved That: Council hereby authorizes a temporary exemption from certain provisions of Noise Bylaw No. 1189/96 during the 2019 Annual Slo-Pitch Tournament at the Red McCarthy Athletic Fields on Friday, August 9, 2019, from 9:00 pm until 1:00 am to host a homerun derby and Saturday, August 10, 2019 from 8:00pm until 2:00am to hold an outdoor dance with a live band at the Red McCarthy Athletic Fields Pavilion provided adequate security is provided and all rules and legislation is adhered to.

**Carried**

**Item G2**  
**Deeming Bylaw for**  
**Lot Consolidation**

**19-154 K. Duplessis – M. Van Alstine**

Be It Resolved That: Bylaw 2928/19, being a Deeming Bylaw for lot consolidation of PIN 73408-0344/Roll #011-05200, Algoma St & PIN 73408-0356/Roll #011-05300, 140 Algoma St be adopted.

**Carried**

**Item G3**  
**Donation Request**  
**A.B. Ellis 100<sup>th</sup>**  
**Anniversary**  
**Committee**

A discussion ensued. The Clerk was directed to prepare a motion.

**H. Malott – B. Foster**

Be It Resolved That: Council donate \$1094.44 to the AB Ellis 100<sup>th</sup> Anniversary Celebration Committee for tent rental fee and permit fee.

**Carried**

**Item G4**  
**In Camera**

**19-155 K. Duplessis – M. Van Alstine**

Be it Resolved That: Under authority of Section 26.1.3 of Bylaw No. 2062/08, Council goes into an "in camera" session for the purpose stated in Section 239.2 of the Municipal Act:

- personal matters about an identifiable individual, including municipal or local board employees
- litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board.

Time: 7:13pm

**Carried**

Mayor Beer advised that Council would relocate downstairs for the in camera portion of the meeting.

**Resume Regular Meeting**

**19-156 R. Dufour – M. Van Alstine**

Be It Resolved That: The Regular Meeting of Council hereby resumes.

Time: 7:53pm

**Carried**

Council returned to Council Chambers and the Mayor advised that Council went into camera to discuss personal matters and a litigation matter before Council.

**Item G5  
Building Inspector**

**19-157 B. Foster – K. Duplessis**

Be It Resolved That: WHEREAS Council hereby acknowledges that they have been informed by Management that the Corporation will be unable to meet the requirements as outlined in the Ontario Building Code; THEREFORE Council accepts the associated risks associated with not hiring a building inspector to assist the Chief Building Official as recommended.

**Defeated**

**Notice of Motion**

**19-158 M. Van Alstine – R. Dufour**

Be It Resolved That: The service agreement with the outlying municipality Be terminated and a new agreement be negotiated pending the hiring Temporary or full-time Building Inspector and Furthermore Committee Services review the Building permit and if they can Be streamed line and reduce unnecessary permits.

**Carried**

**Service Agreement and Hiring of Building Inspector**

**19- 159 M. Van Alstine – R. Dufour**

Be It Resolved That: The service agreement with the outlying municipalities be Terminated and a new agreement be negotiated Pending the hiring of a temporary or full-Time Building inspector and Furthermore the Committee Service review The Building permit to Streamline and reduce the unnecessary permits.

**Carried**

Prior to the vote on the resolution, Councillor Foster asked for clarification on the motion. The Mayor advised that the motion allows staff to proceed with the hiring of a part time or full time building inspector.

**Correspondence For Information Only**

**H1 Fire Hall Costs  
H2 Council Training Budget**

**Information**

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

Cheque Register for June 2019  
City of Hamilton Correspondence re: Public Health Changes in Ontario  
Sudbury Community Legal Clinic correspondence re: Cuts to Legal Aid  
Ministry of the Solicitor General correspondence re: EMCPA Compliance  
Andrea Horwath correspondence re: AMO conference  
Affordability Fund correspondence re: Affordability Fund

**Conference and Conventions**

None

**Mayor and Councillors Reports and Announcements**

**Investigator Report** Mayor Beer advised that she will follow up with this report.

**Future Council Meetings**

Regular Meeting of Council of August 13, 2019 @ 7:00 pm  
Corporate Services Committee Meeting of September 3, 2019 @ 4:00 pm

**Adjournment**

**K. Duplessis – B. Foster**

Be It Resolved That: The Regular Meeting of Council is hereby adjourned.  
Time: 8:38 pm

**Carried**

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Jill Beer  
Mayor

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Paula Roque  
Clerk