

THE CORPORATION OF THE TOWN OF COBALT
SPECIAL MEETING OF COUNCIL
COUNCIL CHAMBERS
TUESDAY, August 9, 2016
MINUTES

MINUTES OF THE SPECIAL COUNCIL MEETING HELD TUESDAY, August 9, 2016 COMMENCING AT 6:30pm.

PRESENT:

T. Sartoretto	Mayor
G. Othmer	Councillor
G. Bigelow	Councillor
M. Harrison	Councillor
R. Schwartz	Councillor
P. Wuest	Councillor
S. Nielsen	Councillor

STAFF: Candice Bedard, Dale Taylor
PUBLIC: 7 members of the public

The meeting was called to order at 6:30pm by Mayor Sartoretto

ADOPTION OF THE AGENDA

16-208

MOVED BY: G. Othmer

SECONDED BY: R. Schwartz

BE IT RESOLVED THAT: The special council meeting Agenda dated August 9, 2016 be adopted as circulated.
CARRIED

DECLARATION OF CONFLICT OR PECUNIARY INTEREST

None.

STAFF REPORTS

a) Wetlands Proposal

The CAO presented a letter to be distributed on behalf of the Corporation in response to the ongoing efforts for a Certificate of Approval for the constructed wetlands.

16-209

MOVED BY: R. Schwartz

SECONDED BY: P. Wuest

BE IT RESOLVED THAT: Council approves the proposal for the Constructed Wetlands.
CARRIED

b) Water License Condition – Submission

The CAO presented the AECOM Technical Memorandum, outlining the recommended proposal to address the condition on the water license. The CAO explained that once submitted, the Ministry will consider the approach and if approved, the Town will have to implement the CT Simulator, the cost of which is unknown at this time but will be identified in the design phase. Every effort will be made to pair this project with infrastructure funding.

16-210

MOVED BY: G. Othmer

SECONDED BY: R. Schwartz

BE IT RESOLVED THAT: Council approves the submission for the water license condition.
CARRIED

c) Surplus Plow

16-211

MOVED BY: G. Othmer

SECONDED BY: M. Harrison

BE IT RESOLVED THAT: Council declares surplus the 1980 International Paystar Plow.

CARRIED

BY-LAWS

a) By-law 2016-036: Real Estate Services Contract

16-212

MOVED BY: R. Schwartz

SECONDED BY: M. Harrison

BE IT RESOLVED THAT: By-law No. 2016-036, being a by-law to authorize a contract for real estate services for the Corporation of the Town of Cobalt be taken as read a first, second and third time and finally passed this 9th day of August 2016; AND FURTHER THAT: the said by-law be signed by the Mayor and CAO and recorded in the by-law book

CARRIED

CLOSED SESSION

16-213

MOVED BY: R. Schwartz

SECONDED BY: G. Othmer

BE IT RESOLVED THAT: this Regular Council Meeting proceed in Camera at 6:45 p.m. under section 239 of the Municipal Act, 2001 as amended in order to address a matter pertaining to subsection: (2)(b) Personal matter about an identifiable individual, including municipal employees;

16-214

MOVED BY: G. Othmer

SECONDED BY: R. Schwartz

BE IT RESOLVED THAT: this Regular Council Meeting resume at 8:15pm.

OTHER BUSINESS

a) Authorization to secure 41 Prospect Avenue

16-215

MOVED BY: M. Harrison

SECONDED BY: R. Schwartz

BE IT RESOLVED THAT: Council directs staff to secure the property on 41 Prospect Avenue.

CARRIED

b) Public Works Portfolio.

16-216

MOVED BY: G. Othmer

SECONDED BY: R. Schwartz

WHEREAS the safety and protection of the Town of Cobalt staff must have the utmost priority; AND WHEREAS the actions of Councillor Bigelow have placed the office and public works staff at peril, and given the report from the Integrity Commissioner outlining a need for action and leadership from Cobalt council; THEREFORE BE IT RESOLVED that moving forward Councillor Bigelow have no duties concerning the Public Works portfolio and that if anything does arise, Councillor Schwartz, Councillor Othmer, Councillor Harrison or Councillor Nielsen be charged with taking on the duties of the Public Works portfolio. This action takes effect immediately.

WITHDRAWN

c) Apology to Office Staff

16-217

MOVED BY: S. Nielsen
SECONDED BY: R. Schwartz

WHEREAS the Integrity Commissioner has verified in his recent report that Councillor Bigelow overstepped his boundaries as a councillor and acted inappropriately towards CAO Candice Bedard and her staffer who overheard the incident. AND WHEREAS that these actions caused considerable trauma to the staff and council and the greater community of Cobalt as a whole; AND WHEREAS the Integrity Commissioner's recommendations are that council show the necessary leadership to discourage this type of behaviour and that this behaviour has lowered the standards by which Cobalt council operates; THEREFORE BE IT RESOLVED that Councillor Gary Bigelow apologize to the CAO and Cassie in a personal verbal statement witnessed by council.

Councillor Nielsen F
Councillor Wuest A
Councillor Bigelow A
Councillor Schwartz A
Councillor Othmer A
Councillor Harrison A
DEFEATED

d) Fair and Balanced Actions by the Chair

16-218

MOVED BY: G. Othmer
SECONDED BY: R. Schwartz

WHEREAS all council members are to be treated fairly and equitably by the chair, Mayor Tina Sartoretto and that when all councillors speak out of turn they are entitled to sanction by the chair; THEREFORE BE IT RESOLVED that fair and balanced action by the chair be undertaken when ALL members of council speak out of turn and that council uphold this basic tenet of council business.

WITHDRAWN

CONFIRMATION BYLAW

16-219

MOVED BY: R. Schwartz
SECONDED BY: G. Othmer

BE IT RESOLVED THAT: By-law No. 2016-037, being a by-law to confirm the proceedings of Council of the Corporation of the Town of Cobalt, be taken as read a first, second and third time and finally passed this 9th day of August 2016; AND FURTHER THAT: the said by-law be signed by the Mayor and CAO and recorded in the by-law book.

CARRIED

ADJOURNMENT

16-220

MOVED BY: G. Othmer
SECONDED BY: R. Schwartz

BE IT RESOLVED THAT: The meeting adjourn at 8:30pm.

CARRIED

Mayor

CAO

