

AGENDA
A meeting of the Council of the Corporation
of the Town of Northeastern Manitoulin and the Islands
to be held on Tuesday, August 23, 2022
Electronic Format at 7:00 p.m.

1. Call to Order

2. Approval of Agenda

Disclosure of Pecuniary Interest & General Nature Thereof

3. Minutes of Previous Meeting

- i. Confirming By-Law 2022-42

4. Manager Reports

- i. Fire Department – Fire Chief Duane Deschamps
- ii. Public Works – Manager of Public Works, Wayne Williamson
- iii. Community Services – Manager of Community Services, Reid Taylor
- iv. Building Department

5. New Business

- i. Request for Ryleigh's Ride
- ii. In water berm – Paul Rolston
- iii. Integrity Commissioner Report

6. Minutes and Other Reports

- i. Library Minutes – June 21
- ii. OCWA monthly reports
- iii. AMO update
- iv. Mayor's update

7. Adjournment

**THE CORPORATION OF THE TOWN OF
NORTHEASTERN MANITOULIN AND THE ISLANDS**

BY-LAW NO. 2022-42

Being a by-law of the Corporation of the Town of Northeastern Manitoulin and the Islands to adopt the minutes of Council for the term commencing December 4, 2018 and authorizing the taking of any action authorized therein and thereby.

WHEREAS the Municipal Act, S.O. 2001, c. 25. s. 5 (3) requires a Municipal Council to exercise its powers by by-law, except where otherwise provided;

AND WHEREAS in many cases, action which is taken or authorized to be taken by a Council or a Committee of Council does not lend itself to an individual by-law;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWN OF NORTHEASTERN MANITOULIN AND THE ISLANDS ENACTS AS FOLLOWS:

1. THAT the minutes of the meetings of the Council of the Corporation of the Town of Northeastern Manitoulin and the Islands for the term commencing December 4th, 2018 and held on:

August 9 2022

are hereby adopted.
2. THAT the taking of any action authorized in or by the minutes mentioned in Section 1 hereof and the exercise of any powers by the Council or Committees by the said minutes are hereby ratified, authorized and confirmed.
3. THAT, where no individual by-law has been or is passed with respect to the taking of any action authorized in or by the minutes mentioned in Section 1 hereof or with respect to the exercise of any powers by the Council or Committees in the above-mentioned minutes, then this by-law shall be deemed for all purposes to be the by-law required for approving and authorizing the taking of any action authorized therein or thereby or required for the exercise of any power therein by the Council or Committees.
4. THAT the Mayor and proper Officers of the Corporation of the Town of Northeastern Manitoulin and the Islands are hereby authorized and directed to do all things necessary to give effect to the recommendations, motions, resolutions, reports, action and other decisions of the Council or Committees as evidenced by the above-mentioned minutes in Section 1 and the Mayor and Clerk are hereby authorized and directed to execute all necessary documents in the name of the Corporation of the Town of Northeastern Manitoulin and the Islands and to affix the seal of the Corporation thereto.

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED THIS
23th day of August 2022.

Al MacNevin

Mayor

Pam Cress

Clerk

The Corporation of the Town of Northeastern Manitoulin and the Islands
Minutes of a meeting of Council held Tuesday, August 9, 2022
Via Zoom at 7:00p.m

PRESENT: Mayor Al MacNevin, Councillors: Barb Baker, Al Boyd, Laurie Cook, Mike Erskine, Dawn Orr, James Ferguson, William Koehler, Bruce Wood

STAFF PRESENT: David Williamson, CAO
Pam Cress, Clerk
Sheryl Wilkin, Treasurer

Mayor MacNevin called the meeting to order at 7:00 p.m.

Resolution No. 183-08-2022

Moved by: J. Ferguson

Seconded by: M. Erskine

RESOLVED THAT the Council of the Corporation of the Town of Northeastern Manitoulin and the Islands approves the agenda as presented.

Carried

Resolution No. 184-08-2022

Moved by: W. Koehler

Seconded by: B. Wood

RESOLVED THAT the Council of the Corporation of the Town of Northeastern Manitoulin and the Islands now reads a first, second and third time and finally passes By-Law 2022-41 to adopt the minutes of Council for the term commencing December 4, 2018 and authorizing the taking of any action authorized therein and thereby.

Carried

Resolution No. 185-08-2022

Moved by: M. Erskine

Seconded by: J. Ferguson

RESOLVED THAT the Planning Authority of the Council of the Corporation of the Town of Northeastern Manitoulin and the Islands conditionally approves the application for consent as applied for by 2155000 Ontario Inc, File Number 2022-05, subject to the following conditions;

1. Transfer of land form prepared by a solicitor and a schedule to the transfer of land form on which is set out the entire legal description of the parcel,
2. The applicant must deposit a Reference Plan of Survey in the Land Registry Office clearly delineating the parcels of land approved by The Town of Northeastern Manitoulin and the Islands in this decision and provide the Town Office with a copy.
3. Prior to final approval by the Town of Northeastern Manitoulin and the Islands, the owner provide confirmation of payment of all outstanding taxes.
4. All outstanding fees associated with this application including a fee of \$100 for each transfer of land and advertising cost.

Carried

Resolution No. 186-08-2022

Moved by: B. Baker

Seconded by: A. Boyd

RESOLVED THAT the Council of the Corporation of the Town of Northeastern Manitoulin and the Islands approves the financial reports as presented.

Carried

Resolution No. 187-08-2022

Moved by: M. Erskine

Seconded by: A. Boyd

RESOLVED THAT the Council of the Corporation of the Town of Northeastern Manitoulin and the Islands does now adjourn at 7:36 pm.

Carried



Public Works Report Aug 23, 2022

Roads

Staff have been busy patching

Green Bay Rd rebuild is complete

Staff have been doing roadside brushing

Staff ditched and installed driveway culvert on Campbell St East

Landfill

All operations are going well

Hazardous Waste Day was busy. there was 200 vehicles in

Equipment

Ongoing maintenance is being performed

Repairs are being conducted as required



Report to Community Services/Public Works – August 23, 2022

Rec Centre

- Facilities are being used for
 - Meetings/Events/Programs/Classes
 - Maintenance as required
- Ice Plant/Hot Water Project is nearing completion
- Haweater went well once again
- Science North Camp was well attended
- Arena preparations underway for ice in
 - Turn on plants September 6th if all goes to plan

This Month

- Drive Test Continues
- Vaccine Clinics continue
- Pickle Ball continues indoors and outdoors
- Ice – Planned to be ready for September 12
- Cruisers Net Dinner – August 23rd

Marine, Parks & Outdoor Buildings

- Spider Bay
 - Service dock busy most days and weekends
 - Staff are assisting customers, servicing boats, cleaning, etc.
- Port of Little Current/Town Docks
 - Beginning to see downturn in boats as people head home
 - Staff are assisting customers, docking lots of boats and keeping facilities clean and sanitized
- Summer staff will continue start to leave us for the year shortly
- Cruise Ships
 - August 22, 23, 24, 30
 - September 2, 10, 13, 14, 20
- Low Island Capital Projects Ongoing at various stages
 - Pump Track
 - test holes dug
 - Ball Field Fence
 - completed

Running Track



Building Control Report to August 12, 2022

There have been 56 permits and 5 renewals issued this year. The permits are categorized as follows.

	Permits	Total
Residential – New	8	\$30,182.00
Residential – Additions & Renovations	8	\$8,016.00
Multi Residential – New	2	\$20,574.00
Seasonal Dwellings – New	5	\$15,952.00
Seasonal Dwellings – Additions & Renovations	1	\$1,062.00
Detached Garages	11	\$6,344.00
Accessory Buildings – New	5	\$1,240.00
Decks – New & Alterations	8	\$820.00
Commercial/Industrial New	2	\$14,360.00
Commercial/Industrial – Additions & Renovations	3	\$2,000.00
Demolition/Moving	3	\$200.00
Permit Renewals	5	\$250.00
Total	61	\$101,080.00

One new residential permit, two new seasonal permits, one seasonal addition permit, two detached garage permits, one demolition permit and one accessory building permit have been issued since the last report. This report period has a construction value of **\$628,000.00** and a permit value of **\$8,014.00**. The total value of construction value to date is **\$8,224,000.00** with a total building permit revenue of **\$101,080.00**.

Pam Cress

From: Kerri Chevrier <kerrichevrier@hotmail.com>
Sent: August 10, 2022 9:49 AM
To: Reid Taylor; Pam Cress
Subject: Re: Ryleigh's Ride in Memory of Johnny

Ryleigh's Ride in Memory of Johnny is a motorcycle rally that raises money for SickKids Hospital in Toronto.

Our daughter Ryleigh was born at 29 weeks, weighing 2 lbs 2 ounces and spent the first few months of her life at SickKids in Toronto. She had two surgeries on her little head and defied a pretty scary prognosis. She is a tough little fighter with a contagious smile and big personality. Our experience in the NICU made us appreciate the hard work of the staff, the nurses, the doctors, the surgeons, the specialists, the social workers and the volunteers that dedicate their lives to helping children from all over Canada.

We want to raise money so SickKids can build the new and much needed hospital that will continue to help so many children each day.

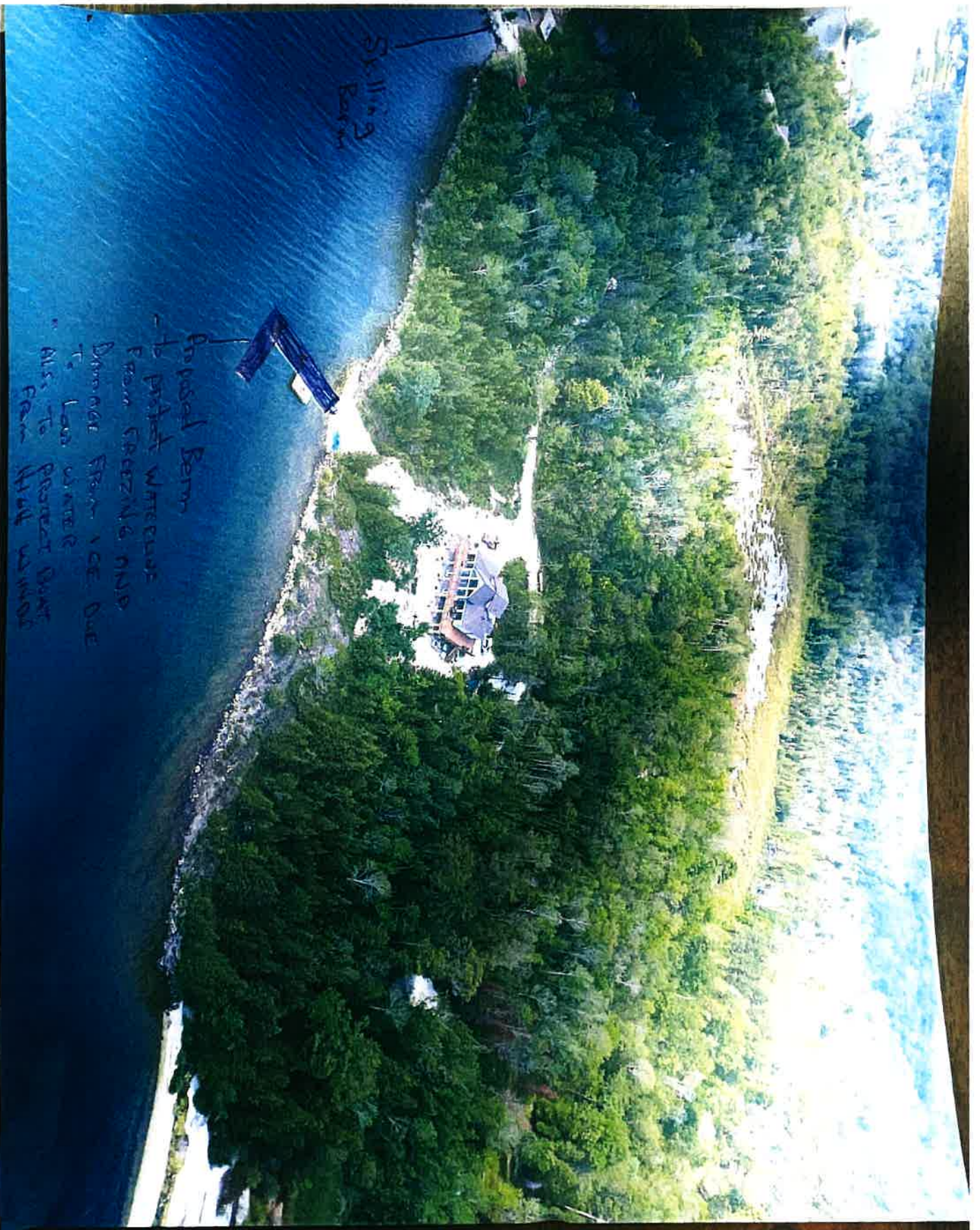
Ryleigh's Ride is in Memory of Johnny (Valcourt), the most amazing spouse and daddy ever. He passed away in a motorcycle accident on May 2, 2021. This event was his dream while he was snuggling Ryleigh in the NICU at SickKids. This ride will now go on in his honour for years to come.

The event features a motorcycle rally starting from the A&W at 2404 Long Lake Road in Sudbury, and heading to Manitoulin Island for lunch. After the rally, there will be a silent auction, dinner, and entertainment at Garson Community Centre. This is the 4th year for the ride. In 2021, we had 187 riders and passengers, and 127 bikes that day, and \$13,500 was raised for SickKids.

We have used Low Island since 2020, as it is a beautiful spot with ample parking. Orr's Valu-Mart has generously set up and donated a BBQ lunch since our first ride in 2019.

The link for the event is:

[Ryleigh's Ride in Memory of Johnny \(sickkidsfoundation.com\)](https://sickkidsfoundation.com/RyleighsRide)



**TOWN OF NORTHEASTERN MANITOULIN AND THE ISLANDS (NEMI)
CODE OF CONDUCT FORMAL COMPLAINT DATED JANUARY 24, 2022.**

REPORT OF THE INTEGRITY COMMISSIONER

OVERVIEW:

Role and Function of the NEMI Integrity Commission under By-law 2018-46, being a By-law of the Town of Northeastern Manitoulin and the Islands to Establish a Code of Conduct for the Members of Council.

NEMI By-law 2018-46 establishes a Code of Conduct for members of Council as well as establishing the role of an Integrity Commissioner to review in an independent fashion, the functions assigned by the municipality with its Code. As the by-law sets out, the Code of Conduct is established to govern and regulate the ethical conduct of all members of Council and also supplement existing superior legislation, municipal by-laws and related corporate policies that govern the member's conduct.

The Code of Conduct includes headings under such items as: Confidential Information, Acceptance of Gifts, Use of Town property, Communications, Social Media, Conflict of Interest, Conduct at Council Meetings and Staff Relations.

The Code of Conduct also sets out a Complaint procedure to be followed by any individual who has identified or witnessed behaviour or activity by a member that appears to be in contravention of the Code, including the filing of a formal Complaint with the Integrity Commissioner.

Upon receipt of the Complaint, the Integrity Commissioner shall review it and determine whether in their opinion there are sufficient grounds to conduct an Inquiry, based on the provisions of the Code of Conduct.

It is important to remember that the jurisdiction of the Integrity Commissioner is limited to the provisions contained within the Code of Conduct, the specific statutory provisions of the *Municipal*

Act and Municipal Conflict of Interest Act which also apply, as well as the availability of other legal remedies which may be open to a Complainant under different statutory and legislative processes which function contemporaneously with the provisions of the NEMI Code of Conduct.

BACKGROUND:

There are two essential elements to this Complaint received:

1. Haying and Cropping on an unopened Municipal Road Allowance adjacent to Complainants' land.

This first element arises from a decision of a previous Council in 2016 to pass Resolution 175-07-16, permitting a particular individual to hay or crop a portion of a municipally owned unopen road allowance adjacent to an existing farm property. The Complainants own property on the other side of this unopened road allowance and are opposed to its continued use for farm purposes under the original authority of this 2016 Resolution.

On August 23, 2021, the Complainants wrote to the municipality objecting to the ongoing application of manure on the road allowance by the individual haying and cropping the unopened road allowance, alleging that any such actions were beyond the scope of the Resolution which allows for haying and cropping only, not manure application.

At the August 31, 2021 Council meeting, Staff placed the August 23, 2021 letter on the Council agenda for consideration. On September 1, the CAO of the municipality advised the Complainants that their letter had been discussed and that Council had determined that *"the application of manure on unopened road allowances utilized for farming practices will be permitted to continue."* The CAO's letter further advised that *"this decision was predicated on information provided by Staff after consultation with the Ministry of the Environment, Conservation and Parks."*

The Complainants allege that the circumstances surrounding Council and Staff's actions in addressing their letter at the August 31, 2021 Council meeting constitute various breaches of the NEMI Code of Conduct, which shall be separately addressed in this Report.

2. Allegations of Conflict of Interest arising against Councillor Wood from his participation in two separate Council and Committee Decisions taken, being:

the discussions at the August 31, 2021 Council meeting surrounding the Complainants' letter objecting to the application of manure on the road allowance; and a separate Complaint filed by the Complainants with the NEMI Property Standards Committee and heard by the Committee on July 6, 2021.

The formal Complaint I have received is divided into 7 Items for consideration, pursuant to my jurisdiction as the NEMI Integrity Commissioner. Item 6 outlines the allegations of Conflict of Interest, and I will address that item last.

Item 1

Item 1 has numerous components. It raises actions taken by Staff in the preparation of the Council agenda for the Council meeting of August 31, 2021; the Staff decision to include the Complainants' letter of August 23, 2021 to Council in an open public meeting vs. a closed Council meeting; and interpretations by Staff of the NEMI Procedural By-law relating to the treatment and recording of the Council decision made respecting the continued use of manure on the unopened road allowance. Item 1 also alleges that the decision taken by Council did not comply with the NEMI Policy for Use of Unopened Road Allowances.

The Code of Conduct which governs my jurisdiction as Integrity Commissioner applies only to Members of Council and municipal boards. It does not apply to Staff in their interpretation of their duties under the Procedural By-law or any other by-laws or policies for that matter.

As such, the actions of Staff as set out in Item 1 are beyond my jurisdiction to consider. The decision of Council is objected to in Item 1 since the procedure utilized by Staff under their Procedural By-law was allegedly not followed, resulting in a Council decision which is "not transparent".

These are all Staff matters and as such not within my jurisdiction to consider as Complaints against Members of Council.

Item 2

Item 2 attempts to re-visit the decision by Council on August 31, 2021 to allow for the application of manure on the unopened municipal road allowance addressed in the 2016 Resolution permitting haying and cropping.

The Complainants state in Item 2 that the actions of Council permitting the application of manure, among other things, is a failure of the public interest and well-being of the municipality; harms the Town's reputation; creates liability for the Town under various provincial statutes and the potential for civil litigation. Item 2 further indicates that in the Complainants' opinion the spreading of manure on Town land fits the 4-part test of nuisance and is contrary to subsections 44, 127 and 128 of the *Municipal Act*.

As indicated above, my jurisdiction as Integrity Commissioner is limited to the provisions of the Code of Conduct for Members of Council. I have no jurisdiction or authority to assess the validity of other legal remedies and statutory provisions which exist outside of the Code of Conduct.

Other remedies are available to the Complainants if they believe themselves aggrieved, such as, for example, initiating civil litigation on the nuisance grounds cited; or the filing of a private ratepayer prosecution against the individual ratepayer identified for alleged breaches of the Town's various by-laws. I note that the Complainants have indeed recognized the availability of other legal remedies surrounding the application of manure on the unopened road allowance, as they indicate that at the time of their Complaint, the Ministry of the Environment, Conservation and Parks (MECP) had a compliance investigation open regarding various manure management, nuisances, and *Ontario Water Resources Act* (OWRA) violations on the adjacent lands. I further note that the Complainants initiated a complaint before the Normal Farm Practices Protection Board, which has resulted in a formal hearing being convened this spring.

In my opinion, there is nothing raised in Item 2 which falls within my jurisdiction as Integrity Commissioner based on the provisions of the NEMI Code of Conduct.

Item 3

Item 3 addresses the question of Confidential Information, and the Complainants raise the question of whether their letter of August 23, 2021 should have been treated as confidential by the municipality.

As part of their pursuit of an answer to this question, the Complainants advise that they believe the actions of Council violate the provisions of the *Municipal Freedom of Information and Protection of Privacy Act* (MFIPPA). They also advise of their initiating a Complaint with the Information and Privacy Commissioner of Ontario (IPC) around the confidentiality issues outlined in Item 3.

The municipality, through its Staff, takes the position that the August 23, 2021 letter written by the Complainants to the attention of the Mayor, Councillors, CAO and Clerk was not a confidential correspondence. This is confirmed at Tab 7, page 2, paragraph 1 of the Complaints' supporting materials, as follows, in an email between the CAO and Complainants:

1. Why did you post (the Complainant's) cease and desist letter on your website in the Council minutes and agenda without his permission and breach his privacy? You left his email address and did not have his permission to do this. There was no utility in posting it and your motivation is in question.

Answer: The letter was distributed by (the Complainant) to Council with a request of Council and as such it is a public document and was included on the Agenda for the meeting of August 31, 2021.

Code of Conduct Confidentiality Considerations.

The Code of Conduct defines "Confidential Information" as "any information in the possession of or received in confidence by the Town that the Town is prohibited from disclosing or has decided to refuse to disclose under MFIPPA or other legislation."

The Code then goes on in a separate heading to address Confidential Information being received by Members of Council or local boards. The prohibition which applies to Members of Council on this issue states:

“Members of Council shall not use information that is obtained in his or her capacity as a member and that is not available to the general public to further or seek to further the member’s private interest or improperly to further or seek to further another person’s private interest.”

There are also further prohibitions against disclosure of any confidential information to members of the public generally.

In this instance, the CAO in conjunction with the Clerk made a Staff determination, pursuant to the NEMI Procedural By-law, that the letter in question was not confidential and placed it on the open Council agenda as such. Accordingly, the Council Members did not have a confidentiality obligation under the Code of Conduct relating to this correspondence.

As the Complainants point out, they disagree with this interpretation and have initiated an IPC investigation into this Staff decision

Item 4

In Item 4, the Complainants are objecting primarily to the two decisions of Council which were made respecting the unopened road allowance. The first is the decision of Council on August 31st, 2021 dismissing their objection to the ongoing use of manure on the unopened road allowance. The second is the initial 2016 Resolution passed by the former Council granting permission for the farm activities on the unopened road allowance. The decision of the Property Standards Committee is also referenced. These decisions are cited as examples of the failure of Role of Council as set out in section 224(d) of the *Municipal Act* and reproduced in the Code of Conduct that:

“224(d) It is the role of Council, to ensure that administrative policies, practices and procedures...are in place to implement the decision of Council.”

What follows in Item 4 is a recitation by the Complainants of various policies, practices and procedures which did apply to these decisions of Council and its Property Standards Committee in making their three decisions. There is no suggestion that policies, practices and procedures were not in place to implement these decisions, as required in section 224, but rather a disagreement between the Complainants and Council in Item 7 on how these documents should be interpreted in coming to the decisions which were rendered.

It is not within the jurisdiction of the Integrity Commissioner under the NEMI Code of Conduct to provide some form of appeal mechanism for the Complainants on decisions taken by the current Council, Property Standards Committee or the former Council in 2016 based on a disagreement over an interpretation of the “policies, practices and procedures” which applied to their decision-making.

Item 5

Item 5 raises the Complainants view that:

“The CAO has repeatedly tried to influence Council and to justify his lack of enforcement, etc. In our opinion the Mayor and Councillors are taking direction from the CAO and are not exercising their own role under d(1) which is ‘to ensure transparency and accountability...of the activities of senior management or (f) to carry out their duties.’”

As indicated previously, the NEMI Code of Conduct reproduces the statutory obligations found in section 224 of the *Municipal Act* concerning the role of Council, which the Complainants have again referenced in Item 5. They allege that the process followed by NEMI Council and Staff regarding their letter of August 23, 2021 does not meet these statutory obligations. I disagree.

As previously outlined in Item 1, the Complainants letter of August 23, 2021 was placed by Staff on the open Council agenda of August 31, 2021. Council then reviewed and discussed this correspondence as an agenda item within the open public meeting.

On September 1, 2021, the CAO subsequently advised the Complainants, in writing, that Council had discussed the concerns as outlined in his letter and had determined, after advice from Staff based on consultation with the Ministry of Environment, Conservation and Parks, not to alter the existing situation on the unopened municipal road allowance.

In my opinion, this procedure followed by NEMI Staff and its Council is in full compliance with the statutory obligations in section 224(d) 1 and (f) of the *Municipal Act*, as reproduced in the NEMI Code of Conduct.

While the Complainants have every right to disagree with the decision made by Council on this agenda item after its discussion at an open Council meeting and input from Staff, the administrative process followed by Council and Staff in getting to this decision does not breach any provision of the NEMI Code of Conduct and would appear to comply with both the *Municipal Act* and the Town's Procedural By-law.

Item 7

There are no references to any Code of Conduct provisions in Item 7 of the Complaint and, as such, nothing for the Integrity Commissioner to review and assess.

Item 6 - Conflict of Interest Allegations Against Councillor Bruce Wood.

The NEMI Code of Conduct contains obligations for the Integrity Commissioner to review the application of sections 5, 5.1 and 5.2 of the *Municipal Conflict of Interest Act* against members of Council and local boards. These subsections set out the obligations of members to not take part

in any discussions or vote on any question where the member has either a direct or indirect pecuniary interest.

Item 6 in the current Complaint filed raises allegations against Councillor Bruce Wood, as follows:

“...Bruce Wood should have declared a personal and pecuniary interest and excused himself from any involvement in our Complaint of August 23, 2021 and from the property standards complaint...Councillor Wood should have declared a personal and pecuniary interest as he is his cousin and a local farmer and has a financial interest. He routinely exchanges jobs, farm duties, lends equipment and installs tile drainage all for his cousin, and they help each other to till their fields, etc. These reciprocal farm services are considered “barter” which is a form of income according to Revenue Canada. Bruce Wood has previously decided on Property Standards Committee matters and Council meeting votes involving it...and he has never excused himself despite the obvious conflicts.”

The first element of this Inquiry into the *Municipal Conflict of Interest Act* of the allegations raised against Councillor Bruce Wood is whether the Complaint filed with the Integrity Commissioner is statute-barred from consideration based on the six-week limitation period set out in section 223.4.1 of the *Municipal Act*, as follows:

Inquiry by Commissioner re s. 5, 5.1 or 5.2 of the *Municipal Conflict of Interest Act*

(2) An elector, as defined in section 1 of the *Municipal Conflict of Interest Act* or a person demonstrably acting in the public interest may apply in writing to the Commissioner for an inquiry to be carried out concerning an alleged contravention of section 5, 5.1 or 5.2 or that Act by a member of Council or a member of a local board;

(4) An application may only be made within six weeks after the applicant became aware of the alleged contravention.

Based on the record before me, it is clear that in this instance the applicant was aware of the alleged contraventions well beyond the six-week limitation period imposed by this statute. The Code of Conduct Formal Complaint is dated January 24, 2022. The Committee and Council agenda items voted upon by Councillor Wood were taken on July 6, 2021 and August 31, 2021, respectively. The Complainant’s letter to Council of August 23, 2021 identifies that the applicants were aware of Councillor Wood being a cousin to the individual in question, as well as the fact

that Councillor Wood assisted on the property on at least 3 separate occasions. (See paragraph 5).

Accordingly, I do not have any legal jurisdiction as Integrity Commissioner to evaluate these allegations of conflict of interest, as they are statute barred by operation of section 223.4.1 of the *Municipal Act*.

Notwithstanding this lack of jurisdiction, I would offer the following observations on the conflict allegations raised.

In my opinion, the fact that the subject matter of the items being voted upon by Councillor Wood at both the Property Standards Committee and Council involved his cousin does not constitute either a direct or indirect pecuniary interest, as set out in the *Municipal Conflict of Interest Act*. Cousins are not included in any such prohibition, as distinct from that of a parent, spouse or child of the member.

In addition, the whole concept of a pecuniary interest involves money changing hands through an employment relationship, either directly with the member or indirectly through the aforementioned family relationships.

For example, if the agenda items in question involved Manitoulin Transport and Councillor Wood was a company employee, that employment relationship could constitute a pecuniary interest and a resulting conflict of interest. Councillor Wood could have had a pecuniary interest had he been in the formal employment of the neighbouring farmer who is his cousin.

As part of my review of this matter, interviewed Councillor Wood on this specific point, who confirmed that he has never been employed by this individual and no money has ever changed hands between them. He explained and I agree that the historic culture of neighbouring local farmers on Manitoulin Island is to help each other out in a reciprocal fashion, when required, if a specific need for assistance arises. Independent of the limitation period issue outlined above, I

do not see any evidence of a conflict of interest arising with these facts, in the context of the *Code of Conduct and the Municipal Conflict of Interest Act*.

Allegations of Code of Conduct Violations Against Further Members of Council

As part of the formal Complaint, both at an introductory level and within certain of the 7 Items specified therein, the Complainants identify Mayor MacNevin, Councillors Orr, Koehler and "other unknown Councillors possibly including Erskine, Ferguson, Baker, Boyd and Cook" as having contravened the Code of Conduct on the Property Standards Committee Complaint decision of July 7, 2021 and/or the Council decision of August 31, 2021, respecting the August 23, 2021 letter to Council.

Upon review, I do not believe that any violations of the Code of Conduct have occurred by any of these individual Councillors on the basis of the formal Complaint submitted and the Code of Conduct. These allegations raised are very general in their nature.

Decision of the Integrity Commissioner – Refusal to Conduct an Inquiry

Having reviewed this extensive formal Complaint carefully and in its entirety, I am of the opinion that there are not sufficient grounds for an Inquiry to proceed. My review indicates that no breach of the NEMI Code of Conduct has occurred relating to either the Council meeting of August 31, 2021 or the Property Standards Committee meeting of July 7, 2021. Much of what has been raised is beyond the jurisdiction of the Integrity Commissioner to consider.

All of which is respectfully submitted to the Complainants and Members of Council.



NEMI Integrity Commissioner

July 29, 2022

Date

PUBLIC LIBRARY BOARD
MEETING MINUTES OF

Regrets: none

This Zoom meeting was called to order by Chairperson Ned Martin at 4:02p.m.

Declarations of pecuniary interest: None

Correspondence: Thank you notes from Mandy and Anthony, children from adjacent First Nations able to access the Library with no-charge membership cards during the year.

i) E-transfers to the library-
Sheryl Wilkin, Treasurer, will follow up with the Library CEO, Kathy Berry regarding E-transfer options.

Finance Committee: Chair - Martin, Members - Burnett, Cook & Royal

Fundraising, Programming & Special Events: Chair - Cook, Members - Ansara, Armstrong, & Royal

Policies and Planning: Chair - Martin, Member – Royal

Human Resources and Succession: Chair - Coates, Members - Martin & Easton

Sheryl Wilkin, Treasurer, reviewed the financial statement for the month ending May 31, 2022.

Moved by: Nina Coates Seconded by: Maureen Armstrong
Resolved that the financial report for the month ending May 31, 2022, be adopted. (cd)

Librarian's Report:

Presented by Library CEO, Kathy Berry.

Moved By: Mark Ansara

Seconded by: Rosemary Burnett

Resolved that the Librarian's Report be adopted.

(cd)

Reports of Committees:

Finance Committee: Will meet for budget preparation late August or early September

Policy Committee: Has completed the development of OP-09 Meeting Room and Facility Use Policy to present to the board for approval.

The Fundraising, Programs and Special Events Committee will assist with the Canada Day book sale. The Committee plans to meet during the summer when combined schedules allow.

New Business:

Moved by: Laurie Cook

Seconded by: Rosemary Burnett

Resolved that, the audited financial statement for the year ended December 31, 2021 be approved

(cd)

Moved by: John Royal

Seconded by: Nina Coates

Resolved that Policy OP-09 Meeting Room and Facility Use be approved.

(cd)

Moved by: Maureen Armstrong

Seconded by: Mark Ansara

Resolved that non-resident children in the Little Current Public School Catchment Area continue to be granted library membership at no charge for another operating cycle (cd)

(cd)

Next meeting date: September 20, 2022

Adjournment:

Moved by: John Royal

Resolved that this meeting be adjourned at 4:46 p.m.

(cd)

Ned Martin

Chairperson

Kathy Berry

Secretary

Workorder Summary Report

Report Start Date: Jul 1, 2022 12:00 AM

Report End Date: Jul 31, 2022 11:59 PM

Location: 6278*

Work Order Type: ADMIN,CALL,CAP,CORR,EMER,OPER,PM

Work Order Class:

WorkOrder				PM Schedule		WorkOrder Details				WorkLog Detail			
WO #	Asset ID	Asset Description	Location Description	Type	Class	PMO	Units	Work Order Description	Status	Schedule Start	Actual Start	Actual Finish	
2892596		6278, Little Current WTP		PM	Inspection	1	MONTHS	Critical Alarm/Dialer Testing (1m) 6278	COMP	7/1/22 12:00 AM	7/26/22 09:49 AM	7/26/22 09:49 AM	Critical Alarm/Dialer Testing (1m) 6278 - Critical Alarm/Dialer Testing (1m) 6278 test h1/o c12 turb press cw
2893125		6278, Little Current WTP		PM	Health and Safety	1	MONTHS	Health And Safety Inspection (1m) 6278	COMP	7/1/22 12:00 AM	7/26/22 09:52 AM	7/26/22 09:52 AM	Health And Safety Inspection (1m) 6278 - Health And Safety Inspection (1m) 6278 no issues
2896299		6278, Little Current WTP		OPER	Compliance	1	MONTHS	WISKI Review (1m) 5823	COMP	7/1/22 12:00 AM	7/26/22 09:59 AM	7/26/22 09:59 AM	WISKI Review (1m) 5823 - WISKI Review (1m) 5823 input flows
2916799		Little Current Water Treatment Plant		CALL	Refurbish/ Replace/Repair	0		Little Current Water Treatment Plant lip vfd failure	COMP	7/1/22 03:00 AM	7/1/22 04:15 AM		Little Current Water Treatment Plant lip vfd failure - Little Current Water Treatment Plant lip vfd failure Undervoltage fault Cycle vfd to clear Checked plant operation - OK
2920639		6278, Little Current WTP, Process, Disinfection, Chlorination		CALL	Compliance	0		6278 Little Current WTP Low CT C12 Alarm	COMP	7/1/22 12:00 AM	7/18/22 01:30 AM		July 18 Low CT C12 - Called for low CT C12 alarm - Calibrated analyzer as per grab sample. True value higher than analyzer reading. False alarm. All ok - Verified and calibrated finished C12 analyzer as per grab sample

Workorder Summary Report

Report Start Date: Jul 1, 2022 12:00 AM

Report End Date: Jul 31, 2022 11:59 PM

Location: 6278*

Work Order Type: ADMIN,CALL,CAP,CORR,EMER,OPER,PM

Work Order Class:

				WorkOrder		PM Schedule		Workorder Details				WorkLog Detail	
WO #	Asset ID	Asset Description	Location Description	Type	Class	FEQ	Units	Work Order Description	Status	Schedule Start	Actual Start	Actual Finish	
2921444		Little Current Water Treatment Plant		CAP	Refurbish/ Replace/Repair	0		Hydrant repair	COMP		7/21/22 01:39 PM	8/1/22 07:47 PM	Hydrant repair Hydrant needs repair. No secondary shut off for hydrant. Hydrant is bagged out till repair is complete. Closed one Main valve. dialed other valve down for repair. trying to gather up parts to repair hydrant. Will commence on repairing hydrant.
2922090		Little Current Water Treatment Plant		PM	Inspection	0		Backflow preventer test inspection for generator	COMP		7/24/22 08:35 PM	7/24/22 08:35 PM	Hydrant repair Repaired hydrant with assistance from public works. replaced inner guts with new set. Hydrant operational.
2922315		Little Current Water Treatment Plant		CALL	Refurbish/ Replace/Repair	0		Little Current Water Treatment Plant low c12	COMP		7/23/22 11:30 PM	7/24/22 02:00 AM	Little Current Water Treatment Plant low c12 Little Current Water Treatment Plant low c12 POE analyzer dipped below alarm sp and quickly recovered Verify analyzer against dpd . All ok
2922847		Little Current Water Treatment Plant		CALL	Refurbish/ Replace/Repair	0		Little Current Water Treatment Plant low c12	COMP		7/27/22 05:00 AM	7/27/22 06:45 AM	Little Current Water Treatment Plant low c12 by po pump head failed changed head and restored residual performed calculation . ct achieved

Workorder Summary Report

Report Start Date: Jul 1, 2022 12:00 AM

Report End Date: Jul 31, 2022 11:59 PM

Location: 6279*

Work Order Type: ADMIN,CALL,CAP,CORR,EMER,OPER,PM

Work Order Class:

				WorkOrder		PM Schedule		Workorder Details				WorkLog Detail	
WO #	Asset ID	Asset Description	Location Description	Type	Class	FREQ	Units	Work Order Description	Status	Schedule Start	Actual Start	Actual Finish	
2892600	0000228229	PANEL ALARM/ DIALER 01 PLANT SHEGUNJANDAH WTP Control & Monitoring	6279, Shegunjandah WTP, Process, Process	PM	Inspection	1	MONTHS	Critical Alarm/Dialer Testing (1m) 6279	COMP	7/1/22 12:00 AM	7/26/22 10:07 AM	7/26/22 10:07 AM	Critical Alarm/Dialer Testing (1m) 6279
2916814		6279, Shegunjandah WTP, Process, Storage		CALL	Refresh/ Replace/Repair	0		6279 call in low clearwell	COMP		7/1/22 07:45 PM	7/1/22 08:30 PM	6279 call in low clearwell - Call in on stat holiday for Low Clearwell alarm. Check Scada system and trending. Clearwell level had restored above low level alarm on arrival. Check trending and plant operation. Increase chlorine pump trim factor as residual a little bit low. Monitor high lift cycling normally. All good.

Workorder Summary Report

Report Start Date: Jul 1, 2022 12:00 AM

Report End Date: Jul 31, 2022 11:59 PM

Location: 5823*

Work Order Type: ADMIN,CALL,CAP,CORR,EMER,OPER,PM

Work Order Class:

				WorkOrder		PM Schedule		Workorder Details				WorkLog Detail	
WO #	Asset ID	Asset Description	Location Description	Type	Class	FEQ	Units	Work Order Description	Status	Schedule Start	Actual Start	Actual Finish	
2920840		Little Current Wastewater Treatment Lagoon		CALL	Compliance	0		Little Current Wastewater Treatment Lagoon collection system blockage	COMP		7/18/22 07:00 PM	7/18/22 10:30 PM	Little Current Wastewater Treatment Lagoon collection system blockage . Contacted by Wayne . Water st blockage . Wally's on site and rodded the blockage . Double T flushed the entire line to the wet well . All ok