

# THE CORPORATION OF THE TOWNSHIP OF WEST LINCOLN

## SPECIAL COUNCIL MINUTES

**MEETING NO. THREE HELD:** Monday, February 11, 2008 - Township Administration Building, 318 Canborough Street, Smithville, Ontario – 10:17 p.m.

**PRESENT:**

**Council:** Mayor Katie Trombetta  
Alderman Mary Dinga  
Alderman Mike Rehner  
Alderman Norm Johnson  
Alderman Douglas Joyner

**Staff:** Carolyn Langley, Clerk  
Joanne Scime, Deputy Clerk

**Others:** Barb Hutchinson\*  
Geri Tuck\*

**Media:** Marcel Vander Wier, Grimsby Lincoln News/Niagara This Week\*

**Absent:** Alderman John Glazier  
Alderman Sue-Ellen Merritt

\* IN ATTENDANCE PART TIME

### 1. **DISCLOSURE OF PECUNIARY INTEREST AND/OR CONFLICT OF INTEREST:**

Mayor Trombetta declared a conflict of interest/disclosure of pecuniary interest relating to Report No. RFD PW-04/2008 (Personnel Matter – Water & Waste Water Supervisor Position Appointment) due to a family relationship.

Mayor Trombetta advised that she would be stepping down as Chair and would not be taking part in discussion nor voting with respect to this issue and would be leaving the meeting during deliberation of this matter.

### 2. **OTHER BUSINESS:**

(a) Clerk  
Re: Report No. RFD-C-07-08 - Family Day  
(Referred from Feb. 11, 2008 Planning/Building/Environmental Committee Mtg.)

Moved by Alderman Mary Dinga and seconded by Alderman Norm Johnson:

That, Item A13-08 from the January 21, 2008 Administration/Finance/Fire Committee minutes be approved.

(ITEM A13-08

- (1) That, Clerk report RFD-C-07-08, dated January 21, 2008, regarding “Family Day”, be received; and,
- (2) That, the new “Family Day” Statutory Holiday, not be recognized by the Township of West Lincoln as a paid holiday. )

- Carried **AS AMENDED (see below)**

Moved by Alderman Norm Johnson and seconded by Alderman Mary Dinga:

That, Item A13-08 be amended by:

- (a) deleting the word "not" in section 2 of the recommendation; and,
- (b) by adding the following words to the end of section 2 of the recommendation:

"for 2008 only, and, subject to the Union agreeing to the following conditions:

- (i) That, the day be granted without precedent of prejudice until the current collective agreement expires only; and,
- (ii) That, any attempt to institutionalize this day be considered only at future collective agreement negotiations; and,
- (iii) That, in the case of CUPE and non-union staff, if required to work February 18<sup>th</sup> (arena and winter control, etc.), staff will be paid at straight time and be permitted to take a day in lieu at another time mutually convenient to the employee and employer; and,
- (iv) That, approval of this recommendation be and is hereby conditional upon receiving written confirmation from CUPE Local 1287 by way of a Letter of Understanding agreeing to the above, by later than 4:00 p.m. on Wednesday, February 13, 2008, and failure to enter into the agreement (Letter of Understanding) by the specified time, will result in Council not approving Family Day as a paid holiday for February 18, 2008.

- Carried

### **3. CONFIDENTIAL MATTERS:**

Mayor Trombetta stepped down from the Chair at approximately 10:32 p.m. and left the meeting. Alderman Dinga assumed the Chair as Acting Mayor in the absence of Mayor Trombetta and dealt with the balance of the meeting.

Moved by Alderman Mike Rehner and seconded by Alderman Norm Johnson:

That, the next portion of this meeting be closed to the public to consider the following pursuant to Section 239(2) of the Municipal Act 2001:

- 1. personal matters about an identifiable individual including labour relations and/or employee negotiations (including municipal or local board employees);

- Carried

Moved by Alderman Douglas Joyner and seconded by Alderman Norm Johnson:

That, this Council meeting does now resume in open session at 10:45 p.m.

- Carried

- (a) Public Works Manager  
Re: RFD-PW14/2008 Water & Waste Water Supervisor Position Appointment

Moved by Alderman Norm Johnson and seconded by Alderman Mike Rehner:

1. THAT, Report RFD PW-14/2008, re: Water & Waste Water Supervisor Position Appointment, dated February 11, 2008 be accepted; and,
2. THAT, Robert Denison be appointed to the position of Water & Waste Water Supervisor; and,
3. THAT, bylaw 2004-76, being a bylaw to appoint Gary Ricker as "Overall Responsible Operator" for the Corporation of the Township of West Lincoln, be repealed.

- Carried

**4. BY-LAWS:**

Moved by Alderman Douglas Joyner and seconded by Alderman Norm Johnson:

That, leave be granted to introduce the following by-law and the same be now read a first time:

- (a) By-law 2008-17                      To repeal By-law 2004-76 which appointed Gary Ricker as "Overall Responsible Operator" for the Corporation of the Township of West Lincoln

- Carried

Moved by Alderman Douglas Joyner and seconded by Alderman Norm Johnson:

That, By-law 2008-17 just read a first time be now read a second and third time and finally passed and that the Mayor and Clerk do sign and seal the same, any rule of this Council to the contrary notwithstanding.

- Carried

**5. ADJOURNMENT:**

Moved by Alderman Douglas Joyner and seconded by Alderman Norm Johnson:

That, this Council meeting does now adjourn at the hour of 10:48 p.m. and if a special meeting is required it will be at the call of the Mayor.

- Carried

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**CAROLYN LANGLEY, CLERK**

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**MAYOR KATIE TROMBETTA**

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**ACTING MAYOR MARY DINGA**