

**THE CORPORATION OF THE TOWNSHIP OF CHAPPLE
COUNCIL MEETING
November 23, 2015**

The special meeting of the Municipal Council of the Corporation of the Township of Chapple was held on Monday, November 23, 2015 at 1:00 p.m. in the Municipal Office, Barwick Ontario.

PRESENT: Reeve Peter Van Heyst, Councillors: Ken Wilson, Ted Zimmerman, James Gibson, and Rilla Race, and CAO/Clerk Treasurer Peggy Johnson.

Reeve Peter Van Heyst welcomed everyone and declared the meeting open for the transaction of business.

DECLARATIONS:

1. Moved by: Rilla Race – Ted Zimmerman

That the agenda for the special meeting of November 23, 2015 be here-by approved with the following addendum:

In-camera: New Gold Compensation Agreement

Carried.

2. Moved by: James Gibson – Rilla Race

That By-law 1550, being a by-law for the Corporation of the Township of Chapple authorizing the Reeve and CAO/Clerk Treasurer to resolve to enter into a conditional building permit agreement (NL 15-03) with New Gold, be read a first, second and third time and finally passed this 23rd day of November, 2015.

Carried.

3. Moved by: Ted Zimmerman – James Gibson

That the Township of Chapple accepts the request from New Gold and Deputy Chief Building Official, Henry Van Ael to allow the construction of a Mine Dry Building without meeting the Barrier Free provisions of the Building Code. Mr. Van Ael provided the following information to support the decision of this request:

- New Gold HR provided a letter stating that the building, by its intended use, can only serve able bodied persons.
- The municipality's legal and engineering advisors (Wes Derksen and Gerrald Buckrell) feel that it is not necessary to require the building to be barrier free if it cannot serve physically disabled persons.
- The Building Code is Objective based and the relevant objective is supported by allowing the exemption: (the objective is OA: "An *objective* of this Code is to limit the possibility that, as a result of the design or *construction* of a *building*, a person with a physical or sensory disability will be unacceptable impeded from accessing or using the *building* or its facilities.)
- The building contains the following spaces: lockers, showers, washrooms, janitor room, and laundry rooms. These spaces are for use by able bodied persons.

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Carried.

4. Moved by: Rilla Race – Ted Zimmerman

BE IT RESOLVED that the Municipal Council of The Corporation of the Township of Chapple hereby agree to go in-camera at 1:15 p.m. as authorized under Section 239 of the Municipal Act, 2001 for the following purpose:

- Security of property;
 - Personal matters regarding an identifiable individual, including employees;
- Proposed or pending acquisitions or disposition of real property;
- Labour relations and employee negotiations;
- Litigation or potential litigation, including matter before administrative tribunals affecting the municipality or local board; -
- Advice subject to a solicitor-client privilege, including communications necessary for that purpose;
- Any matter with respect to which a council, local board or committee or other body may hold a closed meeting under any other statute;
 - Consideration of a request under the *Municipal Freedom of Information and Protection of Privacy Act*.

Carried.

Council returned to public meeting. Peggy Johnson, CAO/Clerk Treasurer was given direction to contact New Gold Inc. and advise of Council's approval in principle, pending further legal advice, of proposed compensation agreement presented on November 9, 2015.

It was noted that New Gold has inquired into what the name of the East Access Road will be named upon completion of construction. Council was in agreement that it is an extension of Korpi Road and should therefore be referenced as Korpi Road.

5. Moved by: Ted Zimmerman – Ken Wilson

That we adjourn 2:50 p.m. to meet again December 8, 2015 at 9:15 a.m. at the Chapple Municipal Office.

Carried.

Peter van Heyst
Reeve

Peggy Johnson
CAO/Clerk Treasurer