



The Corporation of the City of Temiskaming Shores
Regular Meeting of Council
Tuesday, February 2, 2016
6:00 P.M.
City Hall Council Chambers – 325 Farr Drive

Agenda

1. **Call to Order**
2. **Roll Call**
3. **Review of Revisions or Deletions to Agenda**

4. **Approval of Agenda**

Draft Motion

Be it resolved that City Council approves the agenda as printed/amended.

5. **Disclosure of Pecuniary Interest and General Nature**

6. **Review and adoption of Council Minutes**

Draft Motion

Be it resolved that City Council approves the following minutes as printed:

- a) Regular Meeting of Council – January 19, 2016

7. **Public Meetings pursuant to the Planning Act, Municipal Act and other Statutes**

8. **Question and Answer Period**

9. **Presentations / Delegations**

10. **Communications**

- a) Babit Julka, Owner – ESSO Service Station – 380 Whitewood Avenue

Re: Request to waive False Alarm charges

Reference: Motion under New Business

- b) Alison Stanley, Information & Communications Officer – Federation of Northern Ontario Municipalities (FONOM)

Re: Winter Newsletter 2016

Reference: Received for information

- c) Alison Stanley, Information & Communications Officer – Federation of Northern Ontario Municipalities (FONOM)

Re: Seeking applicants for Board of Directors for the Northern Ontario School of Medicine (NOSM) – Deadline February 12, 2016

Reference: Received for information

- d) Mayor Alan Spacek, President – Federation of Northern Ontario Municipalities (FONOM)

Re: Concern over Environmental Commissioner's Comments in regards to Coloured Fuel

Reference: Received for information

- e) Tony Pacheco, Executive Officer – Ontario Fire Marshal and Emergency Management (OFMEM)

Re: Communiqué No. 2016-06 – Utilization and Review of Integrated Risk Management Web Tool

Reference: Referred to the Fire Chief

Draft Motion

Be it resolved that City Council agrees to deal with Communication Items 10. a) to 10. e) according to the Agenda references.

11. Committees of Council – Community and Regional

Draft Motion

Be it resolved that the following minutes be accepted for information:

- a) Minutes of the Temiskaming Shores Public Library Board meeting held on December 16, 2015;
- b) Earlton-Timiskaming Regional Airport report for December 2015;
- c) Minutes of the Earlton-Timiskaming Regional Airport Municipal Services Board meeting held on December 17, 2015;
- d) Minutes of the Committee of Adjustment meeting held on December 16, 2015;
- e) Minutes of the District of Timiskaming Social Services Administration Board meeting held on December 16, 2015.

12. Committees of Council – Internal Departments

Draft Motion

Be it resolved that the following minutes be accepted for information:

- a) Minutes of the Recreation Services Committee meeting held on January 11, 2016;

13. Reports by Members of Council

14. Notice of Motions

15. New Business

- a) **Service Club Request for use of Charitable Number – New Liskeard Lion’s Club – Nevada Sales at Wal-Mart**

Draft Motion

Whereas the New Liskeard Lion’s Club has approached the Temiskaming Shores Wal-Mart for the ability to sell Nevada Tickets within the store: and

Whereas Wal-Mart policy requires an organization to have a charitable number prior to permitting fundraising activities within the facility; and

Whereas Council recognizes the New Liskeard Lion’s Club as a Service Club that benefits the residents of the City of Temiskaming Shores through many of the charitable events;

Now therefore be it resolved that the Council of the City of Temiskaming Shores hereby agrees to sponsor the New Liskeard Lion’s Club through the use of the City’s Charitable Number in order to permit the Lion’s Club to sell Nevada Tickets at the Temiskaming Shores Wal-Mart from January 1st 2016 to December 31st, 2016.

b) False Alarm – 380 Whitewood Avenue – ESSO Service Station

Draft Motion

Whereas Council for the City of Temiskaming Shores acknowledges the correspondence from the ESSO Service Station in regards to an invoice in the amount \$200 related to false alarm call on December 23, 2015; and

Whereas Council further acknowledges that the owner of the ESSO Service Station has requested that the false alarm charge be waived; and

Whereas Council considered Administrative Report No. PPP-009-2015 at the August 4, 2015 Regular Council meeting which spoke to false alarms continuing to consume police and firefighting resources, municipal funds and could cause delay of emergency responses to genuine emergency situations and pose a threat to public safety; and

Whereas Council adopted By-law No. 2015-178 (Sept 1/15) being a by-law to establish a system for the Reduction of False Alarms imposing a false alarm fee of \$200 for each response;

Now therefore be it resolved that Council for the City of Temiskaming Shores hereby denies the request to waive the false alarm charge.

c) Administrative Report No. CGP-004-2016 – Plan of Subdivision and Condominium Application Fee and Form

Draft Motion

Be it resolved that the Council of the City of Temiskaming Shores acknowledges receipt of Administrative Report No. CGP-004-2016;

That Council endorses the use of the attached Subdivision and Condominium Application Form attached as Appendix 02 to Administrative Report No. CGP-004-2016; and

That Council directs staff to prepare the necessary by-law to amend By-law No. 2012-039 (Fees By-law) to incorporate Subdivision and Condominium Application fees for consideration at the February 2, 2016 Regular Council meeting.

d) Memo No. 002-2016-PPP – Project Fire Safety H.O.M.E. (Helping Ontario Municipalities Educate)

Draft Motion

Be it resolved that the Council of the City of Temiskaming Shores acknowledges receipt of Memo No. 002-2016-PPP; and

That Council acknowledges and appreciates the \$1.5 million Project H.O.M.E. through the Office of the Fire Marshal and Emergency Management in recognition of their 100th anniversary and that as part of this project the City of Temiskaming Shores is entitled to a maximum of \$4,000 worth of Public Education Resources from the Fire Marshal's office.

e) Memo No. 003-2016-PW – Municipal Energy Plan – 1st Draft

Draft Motion

Be it resolved that the Council of the City of Temiskaming Shores acknowledges receipt of Memo No. 001-2016-PW, more specifically the 1st draft of the Municipal Energy Plan as prepared by VIP Energy Services Inc.; and

That Manager of Physical Assets is seeking Councillor feedback on the draft plan by Friday February 19, 2016.

f) Building Canada Fund / Small Communities Fund – Intake No. 2 – Priority Project

Draft Motion

Whereas sanitary sewer infrastructure, identified in the City of Temiskaming Shores Asset Management Plan, requires upgrading and/or replacement to address health, safety and environmental concerns as well as to enhance economic growth potential within the municipality; and

Whereas Council received Memo No. 012-2015-PW at the September 15, 2015 Regular Council meeting and directed staff to submit an Expression of Interest to the Building Canada Fund / Small Communities Fund for Phase One of the Temiskaming Shores Infrastructure Upgrades Project; and

Whereas the Building Canada Fund / Small Communities Fund (BCF/SCF) has requested that a full application be submitted;

Now therefore be it resolved that Council for the City of Temiskaming Shores hereby confirms that the upgrades to the infrastructure, identified in the Expression of Interest submitted to the BCF/SCF on September 25, 2015 are deemed to be a priority to the municipality; and

Furthermore that Council directs staff to submit an application under the second intake of the Building Canada Fund - Small Communities Fund (SCF) prior to the February 12, 2016 application deadline.

g) Administrative Report No. PW-004-2016 – Equipment Purchase – Light Duty Pick-up Trucks

Draft Motion

Be it resolved that the Council of the City of Temiskaming Shores acknowledges receipt of Administrative Report No. PW-004-2016;

That Council approves the purchase of two (2) 2016 Chevrolet Silverado light duty trucks from Wilson Chevrolet Buick GMC and directs staff to prepare the necessary by-law and agreement with Wilson's at a cost of \$57,148.00 plus applicable taxes for consideration at the February 2, 2016 Regular Council meeting; and

That Council approves the purchase of two (2) 2016 Ford F150 light duty trucks from Bill Mathews Motors Inc. and directs staff to prepare the necessary by-law and agreement with Bill Mathews at a cost of at a cost of \$62,510.00 plus applicable taxes for consideration at the February 2, 2016, Regular Council meeting.

h) Administrative Report No. PW-005-2016 – Contract Change Order No. 001 – VIP Energy Services – Municipal Energy Plan

Draft Motion

Be it resolved that the Council of the City of Temiskaming Shores acknowledges receipt of Administrative Report No. PW-005-2016; and

That Council approves Contract Change Order No. 001 to By-law No. 2015-022, being an agreement with VIP Energy Services in the amount of \$5,000 for consulting services for the preparation of a Municipal Energy Plan for the City of Temiskaming Shores.

i) Administrative Report No. PW-006-2016 – Municipal Hazardous or Special Waste – Orange Drop Event

Draft Motion

Be it resolved that the Council of the City of Temiskaming Shores acknowledges receipt of Administrative Report No. PW-006-2016; and

That Council directs staff to prepare the necessary by-law to enter into a 2 year agreement with Drain-All Ltd. to provide collection and disposal services for the Orange Drop Events in 2016 (June 4th) and in 2017 (June 3rd) for consideration at the February 2nd, 2016 Regular meeting of Council.

j) Administrative Report No. RS-004-2016 – Lease Agreement – Timiskaming Tumblers Gymnastics Club

Draft Motion

Be it resolved that the Council of the City of Temiskaming Shores acknowledges receipt of Administrative Report No. RS-004-2016; and

That Council direct staff to prepare the necessary by-law to enter into a lease agreement with the Timiskaming Tumblers Gymnastics Club at a rate of \$750/month for four (4) months to be considered at the February 2, 2016 Regular Council meeting.

16. By-laws

Draft Motion

Be it resolved that:

By-law No. 2016-015 Being a by-law to amend By-law No. 2012-101, as amended being a by-law to Regulate Traffic and Parking of vehicles in the City of Temiskaming Shores

By-law No. 2016-016 Being a by-law to enter into a Purchase Agreement with Bill Mathews Motors Inc. for the supply and delivery of two (2) 2016 Ford F150 half ton trucks

By-law No. 2016-017 Being a by-law to enter into a Purchase Agreement with Wilson Chevrolet Limited for the supply and delivery of two (2) 2016 Chevrolet Silverado 1500 half ton trucks

By-law No. 2016-018 Being a by-law to enter into an agreement with Drain-All Ltd. as a Registered Transporter for the City's Municipal Hazardous and Special Waste (MHSW) 2016 and 2017 Orange Drop Collection Event

By-law No. 2016-019 Being a by-law to authorize the entering into a Lease Agreement with the Timiskaming Tumblers Gymnastics Club for the Don Shepherdson Memorial Arena Hall

By-law No. 2016-020 Being a by-law to amend By-law No. 2012-039, as amended being a by-law to adopt Schedules of Departmental user Fees and Services for the City of Temiskaming Shores – Schedule "E" Planning, By-law and Building Services

By-law No. 2016-021 Being a by-law to amend By-law No. 2015-012 being a by-law to authorize the execution of an agreement between Her Majesty the Queen in Right of Ontario as represented by the Minister of Economic Development, Trade and Employment for the completion of the Certified Site Program – East side of Hawn Drive within the City of Temiskaming Shores

By-law No. 2016-022 Being a by-law to amend By-law No. 2015-012 being a by-law to authorize the execution of an agreement between Her Majesty the Queen in Right of Ontario as represented by the Minister of Economic Development, Trade and Employment for the completion of the Certified Site Program – East side of Hawn Drive within the City of Temiskaming Shores

be hereby introduced and given first and second reading.

Draft Motion

Be it resolved that:

By-law No. 2016-015;

By-law No. 2016-016;

By-law No. 2016-017;

By-law No. 2016-018;

By-law No. 2016-019;

By-law No. 2016-020;

By-law No. 2016-021;

By-law No. 2016-022;

be given third and final reading, be signed by the Mayor and Clerk and the corporate seal affixed thereto.

17. Schedule of Council Meetings

a) Regular – Tuesday, February 16, 2016 at 6:00 p.m.

b) Regular – Tuesday, March 1, 2016 at 6:00 p.m.

18. Question and Answer Period

19. Closed Session

Draft Motion

Be it resolved that Council agrees to reconvene in Closed Session at _____ pm to discuss the following matters:

a) Under Section 239 (2) (b) of the Municipal Act, 2001 – personal matters about an identifiable individual – By-law Enforcement

20. Confirming By-law

Draft Motion

Be it resolved that By-law No. 2016-023 being a by-law to confirm certain proceedings of Council of The Corporation of the City of Temiskaming Shores for its Regular Meeting held on **February 2, 2016** be hereby introduced and given first and second reading.

Draft Motion

Be it resolved that By-law No. 2016-021 be given third and final reading, be signed by the Mayor and Clerk and the corporate seal affixed thereto.

21. Adjournment

Draft Motion

Be it resolved that City Council adjourns at _____ pm.

Mayor – Carman Kidd

Clerk – David B. Treen



The Corporation of the City of Temiskaming Shores
Regular Meeting of Council
Tuesday, January 19, 2016
6:00 P.M.
City Hall Council Chambers – 325 Farr Drive

Minutes

1. Call to Order

The meeting was called to order by Mayor Carman Kidd at 6:00 p.m.

2. Roll Call

Present: Mayor Carman Kidd
Councillors Jesse Foley, Patricia Hewitt, Doug Jelly, Jeff Laferriere,
Mike McArthur and Danny Whalen

Also

Present: Christopher W. Oslund, City Manager
David B. Treen, Municipal Clerk
Doug Walsh, Director of Public Works
Tammie Caldwell, Director of Recreation
Kelly Conlin, Executive Assistant
Tim Uttley, Fire Chief
Amber Sayer, Age Friendly Coordinator
James Franks, Economic Development Officer

Regrets:

Media: Diane Johnston, Temiskaming Speaker
Bill Buchberger, CJTT

Members of the Public Present: Army Cadets

3. Review of Revisions or Deletions to Agenda

None

4. Approval of Agenda

Resolution No. 2016-001

Moved by: Councillor Whalen

Seconded by: Councillor Laferriere

Be it resolved that City Council approves the agenda as printed.

Carried

5. Disclosure of Pecuniary Interest and General Nature

Councillor Foley disclosed a pecuniary interest in regards to Item 19 f) Under Section 239 (2) (d) of the Municipal Act, 2001 – Labour Relations – Human Resources Update

6. Review and Adoption of Council Minutes

Resolution No. 2016-002

Moved by: Councillor Jelly

Seconded by: Councillor Foley

Be it resolved that City Council approves the following minutes as printed:

- a) Regular Meeting of Council – December 15, 2015

Carried

7. Public Meetings pursuant to the Planning Act, Municipal Act and other Statutes

None

8. Question and Answer Period

None

9. Presentations / Delegations

None

10. Communications

- a) H.S. Hughes, Mayor – Township of Oro Medonte
Re: Request for Support – Municipal Freedom of Information and Protection of Privacy Act (MFIPPA) – Update to Fees
Reference: Motion under New Business

- b) Beth Hanna, Chief Executive Officer – Ontario Heritage Trust
Re: 2016 Doors Open Ontario Program
Reference: Received for Information

- c) John Pitcher, Ontario Lead – Community Relations, Energy East Pipeline
Re: Energy East Pipeline Project Update
Reference: Received for Information

- d) Kate Manson-Smith, Assistant Deputy Minister – Ministry of Municipal Affairs and Housing
Re: The Smart Growth for Our Communities Act, 2015 – Bill 73
Reference: Referred to Senior Management

- e) Paul Ouimette, Director of Operations & Christy Maring, CEO - NEOnet
Re: Establishment of a Regional Innovation Centre (RIC)
Reference: Referred to Mayor Kidd

- f) Financial Indicator Review – Ministry of Municipal Affairs and Housing
Re: Temiskaming Shores – Based on 2014 Financial Information Return

Reference: Received for Information

- g) John Lieou, Assistant Deputy Minister – Policy and Planning Division – Ministry of Transportation

Re: Climate Change Strategy Funding – Electric Vehicle Charging Stations

Reference: Temiskaming Shores and Area Chamber of Commerce

- h) Neil Brady - Schooley Mitchell Telecom

Re: Proposal – Risk-free review of telecommunications services

Reference: Information Technology (IT) Administrator

- i) Carman Kidd, Mayor – City of Temiskaming Shores

Re: Draft Letter of Support for New Liskeard Non-Profit Housing Corporation – CMHC Seed Funding

Reference: Motion under New Business

- j) Joel Locklin, Manager, Program Operations – Ministry of Agriculture, Food and Rural Affairs

Re: Invitation to submit application under second intake – Build Canada Fund – Small Communities Fund (SCF) – Phase I Temiskaming Shores Infrastructure Upgrades (Gray Rd Pumping Station)

Reference: Refer to the Director of Public Works

- k) Honourable Michael Gravelle, Minister of Northern Development and Mines

Re: NOHFC File No. 8100166 - \$1,000,000 in funding – *Temiskaming Shores Commercial Strip Infrastructure Upgrades*

Reference: Received for information

- l) Lynn Buckham, Regional Director – Ministry of Municipal Affairs and Housing

Re: Delegation of Authority to City of Temiskaming Shores – Official Plan Amendments, Subdivision and Condominium approval, foreclosures, power of sale approval, and issuance of validation certificates.

Reference: Referred to Planner for a Report

- m) Melanie Ducharme, Municipal Clerk – West Nipissing

Re: Request for Support – Expansion of Natural Gas Services

Reference: Motion under New Business

- n) Melanie Ducharme, Municipal Clerk – West Nipissing

Re: Request for Support – Re-classification of Winter Highway Classes

Reference: Motion under New Business

- o) Melanie Ducharme, Municipal Clerk – West Nipissing

Re: Request for Support – Amendment to Northern Health Travel Grant

Reference: Motion under New Business

- p) Sid Vader Veen, Drainage Coordinator – Ministry of Agriculture, Food and Rural Affairs

Re: Agricultural Drainage Infrastructure Program – Claiming of Grants

Reference: Referred to the Municipal Clerk

- q) Georgette Saxton, Chair – Temiskaming Hospital Foundation

Re: Request for Sponsorship – 2nd Annual Valentine’s Day Radiothon

Reference: Received for information

r) Shelly Loach, President – Temiskaming Pleasure Horse Club

Re: Charitable Sponsorship – Walmart matching Funds

Reference: Motion under New Business

s) Doug Reycraft, Chair - Municipal Employer Pension Centre Ontario

Re: Request for Continued Support

Reference: Received for Information

Resolution No. 2016-003

Moved by: Councillor Laferriere

Seconded by: Councillor Whalen

Be it resolved that City Council agrees to deal with Communication Items 10. a) to 10. s) according to the Agenda references.

Carried

11. Committees of Council – Community and Regional

Resolution No. 2016-004

Moved by: Councillor Whalen

Seconded by: Councillor Jelly

Be it resolved that the following minutes be accepted for information:

- a) Minutes of the Committee of Adjustment meeting held on October 28, 2015;
- b) Minutes of the Temiskaming Shores Public Library Board meeting held on November 18, 2015;
- c) Minutes of the Timiskaming Board of Health meeting held on November 4, 2015;
- d) Minutes of the Earleton-Timiskaming Regional Airport Municipal Services Board meeting held on November 19, 2015 and the November 2015 Airport Report;

- e) Minutes of the New Liskeard Business Improvement Area Board meeting held on December 7, 2015;
- f) Minutes of the New Liskeard Business Improvement Area Board meeting held on January 5, 2016;
- g) Minutes of the District of Timiskaming Social Services Administration Board meeting held on September 16, 2015;
- h) Minutes of the District of Timiskaming Social Services Administration Board meeting held on October 21, 2015;
- i) Minutes of the District of Timiskaming Social Services Administration Board meeting held on November 25, 2015;
- j) Minutes of the Ontario Clean Water Agency consultation meeting held on November 24, 2015; and
- k) 2015 Northern Ontario Tourism Summit Report – submitted by Graham Gambles.

Carried

12. Committees of Council – Internal Departments

Resolution No. 2016-005

Moved by: Councillor Foley

Seconded by: Councillor McArthur

Be it resolved that the following minutes be accepted for information:

- a) Minutes of the Public Works Committee meeting held on November 25, 2015; and
- b) Minutes of the Building Maintenance Committee meeting held on November 25, 2015.

Carried

13. Reports by Members of Council

Councillor McArthur provided some highlights from the Recreation Services Committee meeting in regards to the following:

- Receipt of \$150,000 from Ontario Trillium Foundation for STATO Trail;
- Age Friendly survey to be released in February;

- Gymnastics Club to use Banquet Hall at Don Shepherdson Memorial Arena on a trial basis;

Councillor Jelly provided some highlights from the Public Works Committee meeting in regards to the following:

- LED Street lighting on hold pending delivery of heads anticipated for end of January;
- Environmental Assessment (EA) submitted for New Liskeard landfill;
- 3 staff passed OIT exams;
- Looking at commissioning water linking project by end of month;
- Efforts recently due to recent snowfall events – commendable job.

Councillor Jelly provided some highlights from the Police Services Board meeting in regards to the following:

- Not stopping for flashing lights on a school bus is now a Part 1 offence – ticket as opposed to a court summons;
- Prohibited use of snowmobiles on sidewalk on Wabi River bridge;
- Review of draft Business Licensing by-law in particular Pawn Shops and Precious Metal Purchasers;

Councillor Whalen provided some highlights in regards to the following:

- Attended recent Transit Driver meeting – drivers provided a lot of good feedback;
- Hosted FONOM representatives and showcased our area;
- Has a conference call tomorrow to discuss director positions on the Northern Ontario School of Medicine;

Mayor Kidd provided some highlights in regards to the following:

- The Doctor Recruitment Committee is looking at new Terms of Reference which may include locum's to broaden our base and review financial implications.

14. Notice of Motions

None

15. New Business

a) Notice of Motion – Amendments to Procedural By-law – Distribution of Council Package

Resolution No. 2016-006

Moved by: Councillor McArthur

Seconded by: Councillor Foley

Whereas Council for the City of Temiskaming Shores receives their Council package in the afternoon on the Friday prior to a Regular Council meeting on a Tuesday; and

Whereas Council members are not afforded an ample amount of time to review the Council package and/or seek clarification from staff on various matters contained in the agenda; and

Whereas a model that provides more transparent, timely and effective communication would permit Councillors to make well informed decisions;

Now therefore be it resolved that Council for the City of Temiskaming Shores hereby directs staff to circulate the Council package on the Wednesday prior to a Regular Council meeting to commence the first meeting in March 2016 for a trial period of three (3) months.

Carried

b) Memo No. 001-2016-CS – Amendment to By-law No. 2015-200 Performance Management and Appraisal Policy – AODA requirements

Resolution No. 2016-007

Moved by: Councillor Laferriere

Seconded by: Councillor Foley

Be it resolved that the Council of the City of Temiskaming Shores acknowledges receipt of Memo No. 001-2016-CS;

That Council directs staff to prepare the necessary by-law to amend By-law No. 2015-200 to incorporate necessary provisions in the *Performance Management & Appraisal Policy* as required under Ontario Regulation 191/11 the Integrated Accessibility Standards Regulation developed under the Accessibility for Ontarians with Disabilities Act.

Carried

c) New Liskeard Non-Profit Housing Corporation – CMHC Seed Funding – Letter of Support

Resolution No. 2016-008

Moved by: Councillor Jelly

Seconded by: Councillor Hewitt

Whereas the New Liskeard Non-Profit Housing Corporation has applied to the Canadian Mortgage and Housing Corporation (CMHC) for seed funding for the development of a business plan for a new housing unit; and

Whereas Council recognizes there is a waiting list of more than 80 residents seeking residency at 105 Market Street; and

Whereas Council has approximately four (4) acres of available land adjacent to the existing facility that may be donated provided this housing project is operated as a non-profit entity;

Now therefore be it resolved that Council for the City of Temiskaming Shores hereby supports the New Liskeard Non-Profit Housing Corporation's application to CMHC for seed funding.

Carried

d) West Nipissing – Support – Expansion of Natural Gas Services

Resolution No. 2016-009

Moved by: Councillor Whalen

Seconded by: Councillor Laferriere

Whereas Council acknowledges the request for support from the Municipality of West Nipissing for expansion of Natural gas Services; and

Whereas rural and Northern Ontario residents and businesses are experiencing increasing hydro rates resulting in financial hardship; and

Whereas it is important that all residents have equal opportunity to access varied sources for heating; and

Whereas many northern municipalities are unable to access natural gas services due to distribution expansion restraints and regulatory requirements; and

Whereas The Federation of Northern Ontario Municipality (FONOM) sent a letter, dated May 21, 2014, to the Ministry of Energy echoing the same statements and also offering to work with the Ministry on the expansion of natural gas services to Northern Ontario communities and accessible to all residents;

Now therefore be it hereby resolved that Council for the City of Temiskaming Shores supports the Municipality of West Nipissing and urges the Minister of Energy to consider expanding the accessibility to natural gas services in northern Ontario communities in order to provide similar financial saving opportunities to all northern residents and businesses; and

Further be it resolved that a copy of this resolution be sent to the Minister of Energy, to the National Energy Board, to the Association of Municipalities of Ontario (AMO) and to the Federation of Northern Ontario Municipalities (FONOM).

Carried

e) West Nipissing – Support – Re-classification of Winter Highway Classes

Resolution No. 2016-010

Moved by: Councillor Laferriere

Seconded by: Councillor Hewitt

Whereas Council acknowledges the request for support from the Municipality of West Nipissing for Re-classification of Winter Highway Classes; and

Whereas the Provincial Highways Management Division of the Ministry of Transportation released a **Winter Highway Maintenance Action Plan** in June 2015 in response to the recommendations of the Auditor General's review in April 2015; and

Whereas the Provincial Highways Management Division is responsible for maintaining and repairing the King's Highways under the Public Transportation and Highway Improvement Act and they are also stewards of Ontario's provincial highway network, managing the engineering, construction, operations and maintenance activities performed for the network's upkeep and expansion;

Now therefore be it hereby resolved that Council for the City of Temiskaming Shores supports the Municipality of West Nipissing and urges the Ministry of Transportation to expedite its re-classification of all winter highway classes in Northern Ontario to ensure that each one receives the appropriate level of

maintenance required during the winter months thus ensuring the safety and security of all northern travelers; and

Further be it resolved that a copy of this resolution be sent to the Minister of Transportation, to the Association of Municipalities of Ontario (AMO) and the Federation of Northern Ontario Municipalities (FONOM)

Carried

f) West Nipissing – Support – Amendment to the Northern Health Travel Grant

Resolution No. 2016-011

Moved by: Councillor Jelly

Seconded by: Councillor McArthur

Whereas the Ministry of Health and Long-Term Care manages the Northern Health Travel Grant program which provides funding assistance to patients travelling more than 100 km one-way for specialized health care services outside of their local regions; and

Whereas it is important that all northern residents have equal opportunity to access specialized health care services in Ontario without incurring any financial hardship and that more residents travelling to receive specialized health care services should be permitted to apply for the Northern Health Travel Grant;

Now therefore be it hereby resolved that Council for the City of Temiskaming Shores supports the Municipality of West Nipissing and urges the Minister of Health and Long-Term Care to amend the criteria for funding assistance for access to specialized health care services for northern residents having to travel more than 100 km round trip to be eligible for the Northern Health Travel Grant

Further be it resolved that a copy of this resolution be sent to the Minister of Health and Long-Term Care, to the Association of Municipalities of Ontario (AMO) and the Federation of Northern Ontario Municipalities (FONOM).

Carried

g) Administrative Report No. CS-001-2016 – Sailing School Lease Agreement – Haileybury Service Marina

Resolution No. 2016-012

Moved by: Councillor Foley
Seconded by: Councillor Jelly

Be it resolved that the Council of the City of Temiskaming Shores acknowledges receipt of Administrative Report No. CS-001-2016; and

That Council directs staff to prepare the necessary by-law to enter into a 3 year agreement with the Temiskaming Shores Sailing School for use of the former service marina in Haileybury in the amount of \$1,500/year for consideration at the January 19, 2016 Regular Council meeting.

Carried

h) Municipal Freedom of Information and Protection of Privacy Act – Support for Township of Oro Medonte

Resolution No. 2016-013

Moved by: Councillor Jelly
Seconded by: Councillor Foley

Whereas, pursuant to the Municipal Freedom of Information and Protection of Privacy Act (MFIPPA), the City of Temiskaming Shores along with all other municipalities has an obligation to provide a right of access to the public to information under its control; and

Whereas Ontario Regulation 823 issued under MFIPPA sets out the fees that may be charged to and collected from those persons making a request for access to records; and

Whereas the fee structure was established over 20 years ago and such fees do not cover actual costs incurred in responding to requests for information;

Now therefore the Council for The Corporation of the City of Temiskaming Shores hereby supports the Township of Oro Medonte's resolution and petitions the Minister of Municipal Affairs and Housing to review and update the fee provisions in MFIPPA and in Ontario Regulation 823 to ensure that they are more reflective of current and actual costs incurred in responding to requests for access to requested records and to ensure they include provisions for the collection of all or part of the costs involved in preparing fees estimates for requesters.

Carried

i) Memo No. 001-2016-PPP – Outdoor Boilers

Resolution No. 2016-014

Moved by: Councillor Laferriere

Seconded by: Councillor Hewitt

Be it resolved that Council for the City of Temiskaming Shores acknowledges receipt of Memo No. 001-2016-PPP;

That Council hereby repeals Resolution No. 2015-609 (Nov 3/15); and

That the Zoning By-law for the City of Temiskaming Shores be amended to restrict the installation of these types of heating appliances/outdoor boilers to the Rural areas only, and to establish setbacks from property lines where they may be installed.

Carried

j) Memo No. 001-2016-PW – Funding Application – Continuous Improvement Fund (CIF)

Resolution No. 2016-015

Moved by: Councillor Whalen

Seconded by: Councillor Laferriere

Be it resolved that the Council of the City of Temiskaming Shores acknowledges receipt of Memo No. 001-2016-PW; and

That Council directs staff to prepare the necessary by-law to enter into a Grant Agreement with Waste Diversion Ontario through the Continuous Improvement Fund (CIF) for the completion of a Cart Program Residue Management Plan and Toolkit for consideration at the January 19, 2016 Regular Council meeting.

Carried

k) Memo No. 002-2016-PW – Amendment to By-law No. 2014-135 Processing Agreement with R&D Recycling Agreement – CPI Increase

Resolution No. 2016-016

Moved by: Councillor Jelly

Seconded by: Councillor Foley

Be it resolved that the Council of the City of Temiskaming Shores acknowledges receipt of Memo No. 002-2016-PW; and

That Council directs staff to prepare the necessary by-law to amend By-law No. 2014-135 being a by-law to enter into a Recyclables Acceptance Agreement with R & D Recycling to modify the wording for Consumer Price Index increases for consideration at the January 19, 2016 Regular Council meeting.

Carried

l) Administrative Report No. PW-001-2016 – Internal/External Audit and Management Review - DWQMS

Resolution No. 2016-017

Moved by: Councillor Jelly

Seconded by: Councillor Whalen

Be it resolved that the Council of the City of Temiskaming Shores acknowledges receipt of Administrative Report No. PW-001-2016;

That Council acknowledges completion of the Internal Audit and Management Review (2015) in accordance to Section 12 *Communications* of the Operational Plan as well as receipt of the on-site re-accreditation report done by SAI Global; and

That Council directs staff to make the necessary changes within the Drinking Water Quality Management Standard (DWQMS) in accordance with the results of these audits.

Carried

m) Administrative Report No. PW-002-2016 – North Cobalt Water Stabilization – Engineering Services Award

Resolution No. 2016-018

Moved by: Councillor Laferriere

Seconded by: Councillor McArthur

Be it resolved that the Council of the City of Temiskaming Shores acknowledges receipt of Administrative Report No. PW-002-2016;

That as outlined in Section 3.5 of the City's Purchasing Policy, Council approves the award of the contract to EXP Services Inc. to proceed with the detailed engineering design for the proposed North Cobalt Water Stabilization Project (Request for Proposal PW-RFP-011-2015) for a total upset limit of \$39,550.00 plus applicable taxes; and

That Council directs staff to prepare the necessary by-law and agreement for the said contract for consideration at the January 19, 2016 Regular Council meeting.

Carried

n) Administrative Report No. PW-003-2016 – Community Safety Zones

Resolution No. 2016-019

Moved by: Councillor Laferriere

Seconded by: Councillor Foley

Be it resolved that the Council of the City of Temiskaming Shores acknowledges receipt of Administrative Report No. PW-003-2016; and

That Council approves the changes to the City's Traffic By-law and directs staff to prepare the necessary by-law to amend By-law 2012-101 for consideration at the February 2, 2016 Regular Council meeting.

Carried

o) Memo No. 001-2016-RS – Support for Funding Application to Local Health Integration Network by Timiskaming Home Support

Resolution No. 2016-020

Moved by: Councillor Whalen

Seconded by: Councillor Laferriere

Be it resolved that the Council of the City of Temiskaming Shores acknowledges receipt of Memo No. 001-2016-RS; and

That Council hereby supports an application by Timiskaming Home Support for a funding application to the Local Health Integration Network to fund a 1-800 service in support of the Age Friendly Community Plan.

Carried

p) Memo No. 002-2016-RS – Appointment of members to the Age Friendly Committee

Resolution No. 2016-021

Moved by: Councillor Foley

Seconded by: Councillor Whalen

Be it resolved that the Council of the City of Temiskaming Shores acknowledges receipt of Memo No. 002-2016-RS; and

That Council directs staff to prepare the necessary by-law to appoint community representatives to the Age Friendly Committee.

Carried

q) Administrative Report No. RS-001-2016 – Age Friendly Community Funding Opportunity

Resolution No. 2016-022

Moved by: Councillor McArthur

Seconded by: Councillor Jelly

Be it resolved that the Council of the City of Temiskaming Shores acknowledges receipt of Administrative Report No. RS-001-2016; and

That Council direct staff to submit an application to the Ontario Sport and Recreation Community (OSRC) Fund in the amount of \$120,000 for a two year project to include the coordination, development and implementation of an activity program to increase the number of older adults participating in recreation activities, with the City's contribution of \$5,065 cash and \$3,600 in-kind (provision of facility use for programming) in 2016 and \$6,950 cash and \$4,800 in-kind (provision of facility use for programming) in 2017.

Carried

r) Administrative Report No. RS-002-2016 – Municipal Concussion Prevention and Management Policy

Resolution No. 2016-023

Moved by: Councillor Foley

Seconded by: Councillor Hewitt

Be it resolved that the Council of the City of Temiskaming Shores acknowledges receipt of Administrative Report No. RS-002-2016; and

That Council directs staff to prepare the necessary by-law to adopt a Municipal Concussion Prevention and Management Policy for consideration at the January 19, 2016 Regular Council meeting.

Carried

s) **Administrative Report No. RS-003-2016 – Recreation Volunteer Screening and Training Policy**

Resolution No. 2016-024

Moved by: Councillor Jelly
Seconded by: Councillor Foley

Be it resolved that the Council of the City of Temiskaming Shores acknowledges receipt of Administrative Report No. RS-003-2016; and

That Council directs staff to prepare the necessary by-law to adopt a Municipal Recreation Services Volunteer Screening and Training Policy to be considered at January 19, 2016 Regular Council meeting.

Carried

t) **Memo No. 003-2016-CGP – Economic Developers Association of Canada (EDAC) – 2015 Marketing Canada Award**

Resolution No. 2016-025

Moved by: Councillor Laferriere
Seconded by: Councillor McArthur

Be it resolved that the Council of the City of Temiskaming Shores acknowledges receipt of Memo No. 003-2016-CGP; and

Further that Council acknowledges that the City of Temiskaming Shores' promotional event **Northern Ontario Mining Showcase** at the Prospectors and Developers Association of Canada event in Toronto was the recipient of a 2015 Marketing Award from the Economic Developers Association of Canada.

Carried

u) **Administrative Report No. CGP-001-2016 – Certified Site Program Extension – Dymond Industrial Park**

Resolution No. 2016-026

Moved by: Councillor Laferriere
Seconded by: Councillor Foley

Be it resolved that the Council of the City of Temiskaming Shores acknowledges receipt of Administrative Report No. CGP-001-2016; and

That Council directs staff to prepare the necessary by-law to amend By-law No. 2015-174 being an agreement with P.A. Blackburn Limited for the preparation of a Certified Site Program Designation for the Dymond Industrial Park to March 31, 2016 for consideration at the January 19, 2016 Regular Council meeting.

Carried

v) Administrative Report No. CGP-002-2016 – Northeast Community Network Membership

Resolution No. 2016-027

Moved by: Councillor Whalen

Seconded by: Councillor Laferriere

Be it resolved that the Council of the City of Temiskaming Shores acknowledges receipt of Administrative Report No. CGP-002-2016; and

That Council agrees to join the Northeast Community Network at a cost of \$500 for 2016 and appoints the Economic Development Officer as the City's representative on the committee.

Carried

w) Administrative Report No. CGP-003-2016 – CJTT Lifestyles and Earleton Farm Show

Resolution No. 2016-028

Moved by: Councillor Jelly

Seconded by: Councillor McArthur

Be it resolved that the Council of the City of Temiskaming Shores acknowledges receipt of Administrative Report No. CGP-003-2016;

That Council directs staff to register to exhibit at the Earleton Farm Show, April 15 & 16, 2016, to provide information on programs and activities that support agriculture in our area and authorizes the donation of a golf shirt and baseball hat as a draw prize; and

That Council directs staff to register to exhibit at the CJTT Lifestyles event, April 29 & 30, 2016, to provide information on City programs and activities as

well as selling fire permits and animal tags at \$10 off the regular rate and authorizes the donation of a six-month gym membership to the Waterfront Pool & Fitness Centre as a draw prize.

Carried

x) Walmart local matching Grants Program – Request for Application Sponsor – Temiskaming Pleasure Horse Club

Resolution No. 2016-029

Moved by: Councillor Laferriere

Seconded by: Councillor Whalen

Whereas the Temiskaming Pleasure Horse Club (TPHC) requires a registered charitable organization to sponsor their application to the *Walmart – Local Matching Grants* program for funding to assist in the overall club fundraising strategies to assist in the operation of the 2015 TPHC functions.

Now therefore be it resolved that the Council of the City of Temiskaming Shores hereby agrees to sponsor the Temiskaming Pleasure Horse Club's funding application to the *Walmart – Local Matching Grants* program.

Carried

16. By-laws

Resolution No. 2016-030

Moved by: Councillor McArthur

Seconded by: Councillor Jelly

Be it resolved that:

By-law No. 2016-001 Being a by-law to provide for an Interim Tax Levy for the payment of taxes and to establish penalty and interest charges

By-law No. 2016-002 Being a by-law to authorize a Funding Agreement with Waste Diversion Ontario through the Continuous Improvement Fund for a Cart Residue Management Plan and Toolkit (CIF Project No. 932)

- By-law No. 2016-003 Being a by-law to enter into a Funding Agreement with Ontario Trillium Foundation to extend the STATO multi-use trail system (Application ID No. CP1936)
- By-law No. 2016-004 Being a by-law to enter into an agreement with EXP Services Inc. for the provision of Engineering Services (North Cobalt Water Stabilization Project)
- By-law No. 2016-005 Being a by-law to amend By-law No. 2015-035 (MNR Forest Fire Management Agreement)
- By-law No. 2016-006 Being a by-law to amend By-law No. 2015-200 (Performance Management and Appraisal Policy)
- By-law No. 2016-007 Being a by-law to adopt a Municipal Concussion Prevention and Management Policy for the City of Temiskaming Shores
- By-law No. 2016-008 Being a by-law to adopt a Recreation Services Volunteer Screening and Training Policy
- By-law No. 2016-009 Being a by-law to amend By-law No. 2015-030 (Appointments to Age Friendly Committee)
- By-law No. 2016-010 Being a by-law to enter into an Agreement with the Temiskaming Sailing School for the lease of the Haileybury Service Marina
- By-law No. 2016-011 Being a by-law to amend By-law No. 2015-174 (Preparation of a Certified Site Program Designation for the Dymond Industrial Park)

By-law No. 2016-012 Being a by-law to amend By-law No. 2014-135 (Agreement with R & D Recycling to accept and process recyclable materials)

be hereby introduced and given first and second reading.

Carried

Resolution No. 2016-031

Moved by: Councillor Laferriere

Seconded by: Councillor Whalen

Be it resolved that:

By-law No. 2016-001;

By-law No. 2016-002;

By-law No. 2016-003;

By-law No. 2016-004;

By-law No. 2016-005;

By-law No. 2016-006;

By-law No. 2016-007;

By-law No. 2016-008;

By-law No. 2016-009;

By-law No. 2016-010;

By-law No. 2016-011;

By-law No. 2016-012;

be given third and final reading, be signed by the Mayor and Clerk and the corporate seal affixed thereto.

Carried

17. Schedule of Council Meetings

a) Regular – Tuesday, February 2, 2016 at 6:00 p.m.

b) Regular – Tuesday, February 16, 2016 at 6:00 p.m.

18. Question and Answer Period

Mayor Kidd recognized and welcomed the Royal Canadian Army Cadets – Squadron 2344 to this evenings meeting.

Councillor Jelly thanked the Cadets for the service that they provide to the community.

Councillor Hewitt outlined that she would not be in attendance at the February 2, 2016 Regular Council meeting.

19. Closed Session

Resolution No. 2016-032

Moved by: Councillor Whalen

Seconded by: Councillor Laferriere

Be it resolved that Council agrees to reconvene in Closed Session at 7:30 pm to discuss the following matters:

- a) Adoption of the December 1, 2015 – Closed Session Minutes;
- b) Under Section 239 (2) (a) of the Municipal Act, 2001 – Security of the property of the Municipality – Timiskaming Municipal Building Association
- c) Under Section 239 (2) (b) of the Municipal Act, 2001 – personal matters about an identifiable individual
- d) Under Section 239 (2) (c) of the Municipal Act, 2001 – Pending Disposition of land – Senior’s Housing Project – Confidential Memo No. 001-2016-CGP
- e) Under Section 239 (2) (c) of the Municipal Act, 2001 – Pending Disposition of land – Seton Street – Confidential Memo No. 002-2016-CGP
- f) Under Section 239 (2) (d) of the Municipal Act, 2001 – Labour Relations – Human Resources Update

Carried

Resolution No. 2016-033

Moved by: Councillor Laferriere

Seconded by: Councillor Jelly

Be it resolved that Council agrees to rise with report at 8:57 p.m.

Carried

a) Adoption of the December 1, 2015 – Closed Session Minutes

Resolution No. 2016-034

Moved by: Councillor Foley

Seconded by: Councillor Laferriere

Be it resolved that Council approves the December 1, 2015 Closed Session Minutes as printed.

Carried

b) Under Section 239 (2) (a) of the Municipal Act, 2001 – Security of the property of the Municipality – Timiskaming Municipal Building Association

Council provided staff with direction in this matter.

c) Under Section 239 (2) (b) of the Municipal Act, 2001 – Personal matters about an identifiable individual

Council provided staff with direction in this matter.

d) Under Section 239 (2) (c) of the Municipal Act, 2001 – Pending Disposition of land – Senior’s Housing Project – Confidential Memo No. 001-2016-CGP

Council provided staff with direction on this matter.

e) Under Section 239 (2) (c) of the Municipal Act, 2001 – Pending Disposition of land – Seton Street – Confidential Memo No. 002-2016-CGP

Council provided staff with direction on this matter.

f) Under Section 239 (2) (d) of the Municipal Act, 2001 – Labour Relations – Human Resources Update

Staff updated council on various personnel matters, recently filled positions, recent job postings and current leaves.

Councillor Foley disclosed a pecuniary interest with Resolutions No. 2016-036 and 2016-037 (By-law No. 2016-013) and did not participate in the discussion of the subject matter nor did he vote.

Resolution No. 2016-035

Moved by: Councillor Jelly

Seconded by: Councillor Laferriere

Be it resolved that By-law No. 2016-013 being a by-law to appoint an Acting Director of Corporate Services – Kelly Conlin be given first and second reading.

Carried

Resolution No. 2016-036

Moved by: Councillor McArthur

Seconded by: Councillor Whalen

Be it resolved that By-law No. 2016-013 be given third and final reading, be signed by the Mayor and Clerk and the corporate seal affixed thereto.

Carried

20. Confirming By-law

Resolution No. 2016-037

Moved by: Councillor Whalen

Seconded by: Councillor Laferriere

Be it resolved that By-law No. 2016-014 being a by-law to confirm certain proceedings of Council of The Corporation of the City of Temiskaming Shores for its Regular Meeting held on **January 19, 2016** be hereby introduced and given first and second reading.

Carried

Resolution No. 2016-038

Moved by: Councillor Jelly
Seconded by: Councillor Foley

Be it resolved that By-law No. 2016-014 be given third and final reading, be signed by the Mayor and Clerk and the corporate seal affixed thereto.

Carried

21. Adjournment

Resolution No. 2016-039

Moved by: Councillor McArthur
Seconded by: Councillor Jelly

Be it resolved that City Council adjourns at 9:00 p.m.

Carried

Mayor – Carman Kidd

Clerk – David B. Treen

TOTAL PAGES 4

Date 22 January 2016

To

The Council

City of Temiskaming Shores

Temiskaming Shores.

In response to your letter dated 12 Jan 2016 and invoice no 45064.

We have been running the Gas Station from quite a while, and last year we had a break in.

And we update our whole security system.

Our complete installation just done. And some how one motion sensor malfunction which caused the false alarm.

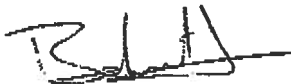
We did took action and got it fixed, invoice is attached with.

You can check your records we didn't had this issue in past atleast 7-8 years.

So being the first time, I would like to ask the council to wave the charges for above said invoice.

I shall be very thankful.

Sincerely,



Babit Julka

For 6711961 Canada Inc.

325 Farr Drive
P.O. Box 2050
Haileybury, Ontario P0J 1K0



Tel: (705) 672-3363
Fax: (705) 672-3200
www.temiskamingshores.ca

January 12, 2016

6711961 Canada Inc
Box 1475
New Liskeard, ON P0J 1P0

To whom it may concern,

RE: False Alarm By-law

Please find enclosed Invoice No. 45064 in the amount of \$200.00 as our records indicate there was a Police Service False Alarm at 380 Whitewood Avenue on December 23, 2015 at approximately 10:48:00 PM hours.

The City's False Alarm Reduction By-law (No. 2015-178) states:

If a response is made to a false alarm, the City may take the following action after any involvement or response to a false alarm, a fee or charge for the services provided by the City and/or response authority shall be imposed upon the responsible party in the amount of two hundred dollars (\$200.00) for each response.

A response shall mean any involvement by a Response Authority, pursuant to the direct or indirect reporting by any means of an alarm incident by a monitoring company or by any other person to the City or response authority, including notification that an alarm incident has been cancelled.

False alarms continue to consume valuable police and firefighting resources and could cause delays in responding to genuine emergency situations.

Owners and operators of alarm systems are responsible to ensure that at all times their alarm systems are kept in good working order and that any users of the their premises are kept fully apprised of the operation of the alarm systems located within their facilities.

To obtain a complete copy of the False Alarm Reduction By-law, please visit the City's website at www.temiskamingshores.ca or contact City Hall.

Should you have any questions regarding this matter, please do not hesitate to contact me at (705) 672-3363 ext. 4120.

Sincerely,

Christopher W Oslund
Board Secretary
Police Services Board



Northern Communications
 True Steel Security
 230 Alder St.
 Sudbury, Ontario
 P3C 4J2
 Toll Free: 800-461-3317
 Web: www.TrueSteel.com

#0204 1.002/004

Invoice


Date	Invoice Number
1/21/2016	100575415

Bill To Address:

Esso New Liskeard - 33521
 Babit Julka
 883340 Hwy 11B
 New Liskeard, On P0J 1P0

Work/ShipAddress

Railway Garage
 380 Whitewood Avenue
 New Liskeard, On P0J 1P0

Customer Account #	PO #	Terms	Due Date	Sales Rep	Work Order #
33521S003		Standard Net 15	2/5/2016	GLEN ANDERSON	10015372
Item	Description		Quantity	Price	Amount
LABS31	LABOUR (IN QUARTER HOURS)		4.00	17.49	\$69.96
6540UPI	Motion sensor Detection range 40 ft. Pulse count 1: up to 44LBS/20KG. Pulse count 2: up to 77lbs/35kg.		1.00	21.46	\$21.46
TCS31	TRIP CHARGE		1.00	19.95	\$19.95
Discount - General	General discount		0.00	-19.95	-\$19.95
<p>PROBLEM: Check motion falsing. </p> <p>SOLUTION: Replaced falsing motion. Masked off every other section. service completed 01/19/16 (mr)</p>					

An annual interest charge of 24% (2% per month) will be charged on all overdue amounts

Subtotal	\$91.42
HST	\$11.88
Total	\$103.30
Balance Due	\$103.30

Thank you so much for your business!

Phone	Fax	Email	HST Number
705-673-6888	705-669-2773	info@northerncom.com	137731337RT



Winter Newsletter 2016

HAPPY NEW YEAR – Best wishes for a successful and prosperous New Year from President, Alan Spacek and the Board of Directors.

Meeting of the Board of Directors held November 20, 2015 – The FONOM Board met in the City of North Bay for the November meeting. Newly elected local MP, Anthony Rota attended and discussed issues such as infrastructure funding and FedNor. FONOM looks forward to working with the federal government's Northern Caucus. A number of issues were discussed such as public health funding, public health units, railway right-of-ways, the Ontario Ombudsman's expanded mandate, and NEO Kids.

Meeting of the Board of Directors held January 15, 2016 – The FONOM Board met in the City of Temiskaming Shores for the January meeting. A number of issues were discussed including property inquiry reports, hospital funding, blue box legislation, the FONOM/MMAH annual conference and general meeting, and the multi-Minister delegation request during the OGRA/ROMA Conference.

2016 FONOM/MMAH Northeastern Municipal Conference – The 2016 conference will take place May 11-13 in Timmins at the McIntyre Community Centre, 85 McIntyre Road. Please visit the conference website www.timmins.ca/fonom for more information about accommodations, location, registration, exhibitors and sponsorship. This year's theme is, *Sustainable Communities: The Northern Perspective*.

2016 OGRA/ROMA Combined Conference – FONOM will be attending the annual conference and submitted a request for a multi-Minister meeting to discuss important issues affecting the north, such as the Ring of Fire, infrastructure funding, spring bear hunt pilot extension and expansion, MPAC's upcoming assessment cycle, to name a few. A report is being prepared to present to Cabinet.

Membership Renewals – Membership renewals have been sent out for the coming fiscal year. The work that FONOM has been able to accomplish has been because of the support from our members and we look forward to another year working on issues that are important to the North. We thank you for your continued support of FONOM!

Follow us on Twitter and Facebook!

@fonom_info

www.facebook.com/federationofnorthernontariomunicipalities

From: FONOM Office/ Bureau de FONOM [<mailto:fonom.info@gmail.com>]

Sent: Monday, January 25, 2016 3:12 PM

Subject: NOSM Board of Directors Seeks New Members

Good afternoon,

As you may be aware, the Northern Ontario School of Medicine (NOSM) is currently seeking eight new members to join their Board of Directors in September 2016.

FONOM is encouraging municipal representatives to apply.

Please visit <http://nosm.ca/board/> for more information and to obtain an application.

The deadline to submit an application is **February 12, 2016**.

Have a great day!

Regards,

Alison Stanley
Information and Communications Officer
Federation of Northern Ontario Municipalities
88 Riverside Drive
Kapusksing, ON P5N 1B3
Tel: (705) 337-4454
Fax: (705) 337-1741



For immediate release:

Environment Commissioner's Recent Comments Concern FONOM

January 26, 2015 - Kapuskasing, ON - The Federation of Northern Ontario Municipalities (FONOM) is concerned with comments made by Ontario's recently appointed Environment Commissioner, Dianne Saxe, about the use of coloured fuel.

Coloured fuel is fuel to which a specific type and quantity of red dye has been added. This fuel is exempt from Ontario fuel taxes and is used for industrial purposes. Industries such as forestry and mining as well as our farmers readily use coloured fuel to operate equipment. As many communities in Northern and rural Ontario are dependent on these industries, any changes to the way coloured fuel is taxed will have profound implications.

The comments made by the Environment Commissioner, Dianne Saxe, refer to a provincial budget which suggests that coloured fuel consumption is subsidized by \$190 million a year, which Saxe claims that the money tends to go to the better off.

While the province continues to actively seek opportunities to cut costs and generate revenues to address the Ontario deficit, we are concerned that removing this tax exemption that assists industrial operations would be considered.

However, the impacts that this would have in Northern and rural Ontario, regions that depend heavily on industries that utilize coloured fuel must be taken into account. "We are consistently hearing from industries operating in Northern Ontario that the electricity prices are too high which is making them uncompetitive. At a time where the mining sector is struggling and forestry and farming face continuous pressure, this would only hinder their ability to be competitive," says Mayor Alan Spacek and President of FONOM.

"We are calling on the government to take a position on this issue and commit to safeguarding our industries," continued Spacek.

-30-

For More Information:

Mayor Alan Spacek
President of FONOM
705 335 0001

COMMUNIQUÉ

du commissaire des incendies

January 27, 2016

No. 2016-06

UTILIZATION AND REVIEW OF INTEGRATED RISK MANAGEMENT WEB TOOL

The Office of the Fire Marshal and Emergency Management (OFMEM) monitors the delivery of fire protection services by Ontario municipalities and provides a variety of tools to assist municipalities in meeting their legislative responsibilities.

In May 2014, the OFMEM announced the launch of the Integrated Risk Management (IRM) Web tool in *Fire Marshal's Communiqué 2014-12*. At the time, the OFMEM advised it would continue to engage with stakeholders to ensure future adjustments and improvements were consistent with the needs of Ontario fire departments and municipalities.

Based on a preliminary analysis and feedback received, the OFMEM is initiating a review of the IRM Web tool. In early 2016, the OFMEM will consult with municipalities and fire service stakeholders as part of this comprehensive process.

Municipalities and fire departments are reminded not to use the IRM Web tool in isolation to establish or change levels of fire protection services or to conduct a community risk assessment. The IRM Web tool is not a staffing and deployment standard, solution or equation. It does not assess, nor determine the number and type of fire suppression/emergency response resources required in a community.

The OFMEM is also in the process of conducting a comprehensive review of all OFMEM Public Fire Safety Guidelines (PFSGs), as was communicated in *Fire Marshal's Communiqué 2014-19* in October 2014. In addition, the OFMEM is considering the review of some of its other programs and resources.

Enquiries regarding the IRM Web tool and other OFMEM resources mentioned above should be directed to Field and Advisory Services, OFMEM; staff members can be reached by e-mail at FPSDAR@ontario.ca or by telephone at 1-844-638-9560.

Temiskaming Shores Public Library Board

Meeting Minutes
Wednesday, December 16, 2015
7:00 p.m. at the Haileybury Branch

1. Call to Order

Meeting called to order by Chair Donald Bisson at 7:00 p.m.

2. Roll Call

Present: Donald Bisson, Carman Kidd, Roger Oblin, Brenda Morissette, Jeff Laferriere
and CEO/Head Librarian Rebecca Hunt

Regrets: Robert Dodge

Leave of absence: Cam Locke, Theresa McGrory

Members of the Public: 0

3. Adoption of the Agenda

Moved by: Roger Oblin

Seconded by: Jeff Laferriere

Be it resolved that the Temiskaming Shores Public Library Board accepts the agenda as presented.

Carried.

4. Adoption of the Minutes

Moved by: Jeff Laferriere

Seconded by: Carman Kidd

Be it resolved that the Temiskaming Shores Public Library Board approves the minutes of the meeting held on Wednesday, November 16, 2015 as presented.

Carried.

5. Business arising from Minutes

- a. None.

6. Correspondence

- a. From Penny Graydon—Hudson Township Library

Re: Letter regarding changes to Block Loans policy.

Reference: Information. There was discussion about the decision of the Hudson Library to discontinue the Block Loans program.

- b. To Honorable Minister Coteau, Minister—Ministry of Tourism, Culture and Sport

Re: e-Resources Funding for Libraries.

Reference: Information. The letter was sent out after email discussion with the board.

- c. From Jean-Claude Carrière, agent de développement communautaire—Association canadienne-française de l'Ontario

Re: Déléguées au 21e Brunch des organismes.

Reference: Information. If a board member should wish to attend there are funds in the discretionary fund to pay for the lunch.

7. Secretary–Treasurer's Report

Report and monthly financial statement included in the trustees' information packet

Friends of the Library: Will meet on March 8, 2016.

Buildings and Equipment:

Fire safety checks were conducted in November and December in the library buildings

The roof at the Haileybury Branch is almost finished. Work crews were finishing the flashing the week of December 7.

A heat radiator was leaking at the Haileybury Branch, but was disconnected on December 7. A fair amount of water leaked into the floor, but was not too near the books, and seems to be drying up now.

Store room in Haileybury: I have cleaned out the storeroom and made more space for used/donated books that the library does not want. There are about 180 boxes of books, with space for a few more boxes. It will be good to get the storage area cleaned out after the book sale in March to start fresh.

Business:

Northern Lights Library Network Trillium grant final report: I filed the final report on November 23. Trillium has contacted Elk Lake library to say they have closed the file.

Weeding: Weeding of the adult fiction and nonfiction collections is underway in both branches. Staff use criteria in our collection development policy to remove items that are in poor condition or are outdated/have poor circulation. This makes room for the new items that are coming into the library.

Performance Evaluations: Performance evaluations for permanent staff are underway.

Reciprocal patrons: The letters to the reciprocal patrons have been sent out. So far I have only had a handful of conversations with patrons unhappy with the changes. Several people have stated that they will be writing letters to the Board or to City Council.

Volunteer Program: The volunteer program is going very well. The volunteers are writing book reviews of youth books and we are posing them on the Facebook page. As well, they will run a homework helper program for kids in the younger grades starting in January. We have five high school volunteers logging hours at the New Liskeard Branch.

Village Noel: We had a very busy day at the New Liskeard branch on the Saturday of Village Noel. Over 800 people came into the library that day! About 75 people came to the drop in craft sessions, and many more had photos with Santa upstairs at the library. There was discussion on the large number of people that entered the library that day, and how beneficial it was to have the partnership with the BIA to lend space for the pictures with Santa.

Raspberry Pi: We have ordered some Raspberry Pi units to allow staff to become familiar with them in preparation for the Near North Mobile Media Lab Maker Space partnership or to use if we are successful in our Youth Intern application next summer. They changed the criteria for that program so that the youth can only do IT Support or tutorials on emerging technologies such as Raspberry Pi.

Programming:

Visits to the Nursing Homes to exchange books are ongoing

Les liseuses, Club de lecture pour les adultes à la succursale de New Liskeard

First Tuesday of the month.

Adult Colouring at the Library

Adult colouring pages are now available at both branches of the library! Markers and pencil crayons are available at the front desks.

Gadget Helper at both branches of the Library

Tuesdays and Thursdays, call to book a one-on-one time.

Beginning Crochet Class at the New Liskeard Branch

Wednesday evenings for four weeks ending December 16

Holiday crafts at the New Liskeard Branch

Saturday, December 19. There are two sessions one for a penguin craft and another for a snowman craft.

Finances and Statistics

The Board reviewed the financial and statistical reports provided by the CEO. The CEO provided a forecast for year-end numbers. It is estimated that the library will come in around \$8000 under budget this year, due to unexpected funding of several projects.

8. Committee Reports

a. Finance and Property Committee:

- i. Report on City Budget meetings:** The CEO presented the Library Budget at the November 24 City Council Budget Meeting. The municipal budget was passed on December 8, endorsing the Library Board's 2016 budget.
- ii. Board Adopt the 2016 Budget:**

Motion #2015-37

Moved by: Roger Oblin

Seconded by: Jeff Laferriere

Be it resolved that the Temiskaming Shores Public Library Board accepts the Library 2016 Budget as endorsed by the City of Temiskaming Shores Council on December 8, 2015.

Carried.

b. Planning, Personnel, Policy and Publicity Committee:

- i. **Schedule the CEO's performance evaluation:** Because only one member of the Personnel, Planning, Policy and Publicity Committee is available, Chair Donald Bisson will sit on the committee in lieu.

c. Building Committee: Report on the November 12 meeting.

- i. **Minutes of the Ad-Hoc Library Building Committee** meeting of November 12, 2015 were circulated.

9. New Business

a. Report LIB-025-2015 Workplace Inspections.

For information.

b. Suggested change to shift the hours at the New Liskeard Branch Library on Saturdays from 11-5 to 10-4.

Motion #2015-38

Moved by: Carman Kidd

Seconded by: Roger Oblin

Be it resolved that the Temiskaming Shores Public Library Board adopts the same hours as Haileybury Branch for the New Liskeard Branch on Saturdays (10-4) beginning on Saturday, January 2, 2016.

Carried.

c. Review of program attendance and statistics to December, 2015.

For information.

10. Plan, Policy and Bylaw Review

a. Policy review: Programming Policy, Pro-1

The policy was reviewed.

Motion #2015-39

Moved by: Jeff Laferriere

Seconded by: Brenda Morissette

Be it resolved that the Temiskaming Shores Public Library Board accepts the Library's Programming Policy, Pro-1, as amended by the Board.

Carried.

11. Adjournment

Motion to adjourn by Brenda Morissette at 8:17 p.m.

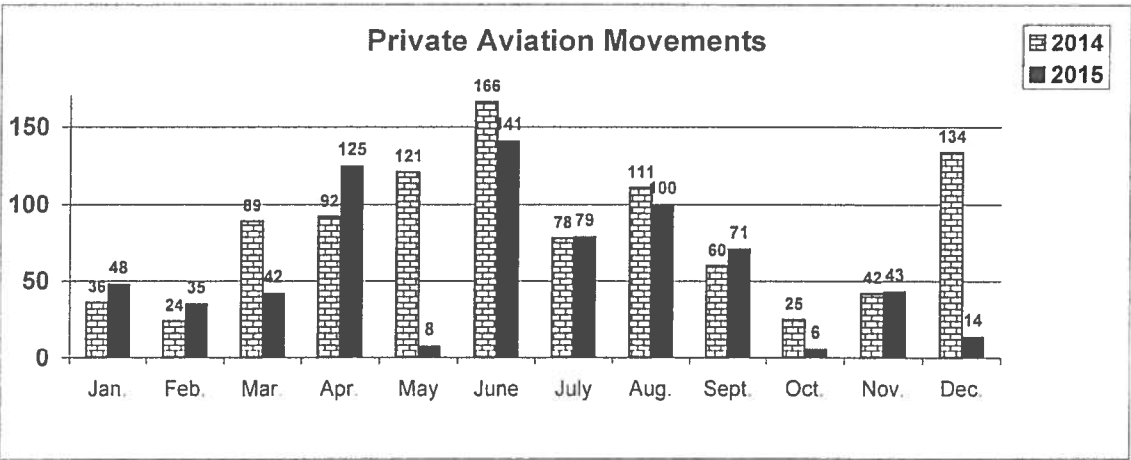
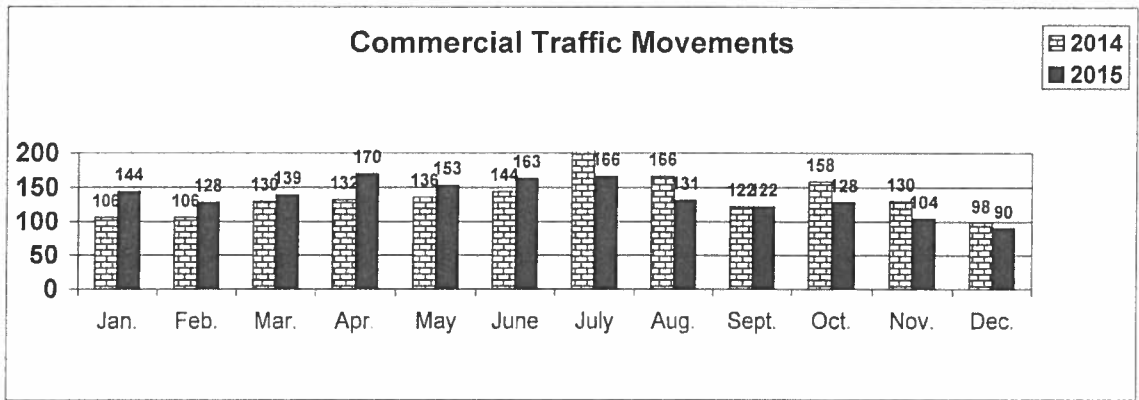
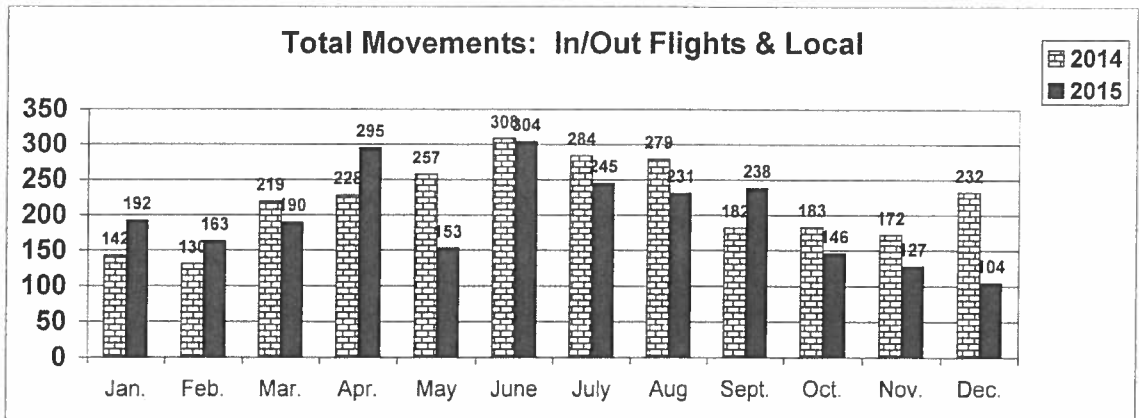
Chair – Donald Bisson

**EARLTON-TIMISKAMING REGIONAL
AIRPORT
DECEMBER 2015**

<u>REVENUE</u>	<u>ACTUAL</u>	<u>YTD</u>
Fuel	\$2,181	\$110,380
Operations	\$12,728	\$300,578
	<hr/>	
	\$14,909	\$410,958
 <u>EXPENSES</u>		
Fuel	\$2,773	\$77,810
Operations	\$24,449	\$247,111
Capital Expenses		\$2,033
	<hr/>	
	\$27,222	\$326,954
 <u>NET PROFIT/LOSS</u>		
Fuel	-\$592	\$32,570
Operations	-\$11,721	\$53,467
Capital Expenses		-\$2,033
	<hr/>	
	-\$12,313	\$84,004
 <u>FUEL INVENTORY - JET A1</u>	\$ 4,087	
<u>FUEL INVENTORY - AVGAS</u>	\$ 3,820	
<u>FUEL INVENTORY - DIESEL</u>	\$ 1,792	

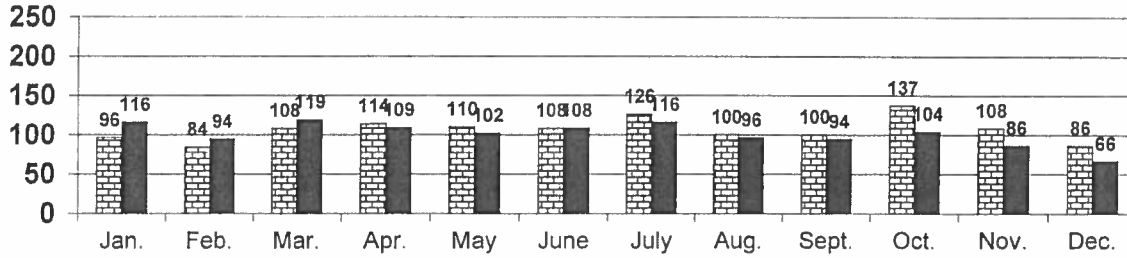
ANNUAL AIRCRAFT MOVEMENTS

AS OF DECEMBER 31, 2015



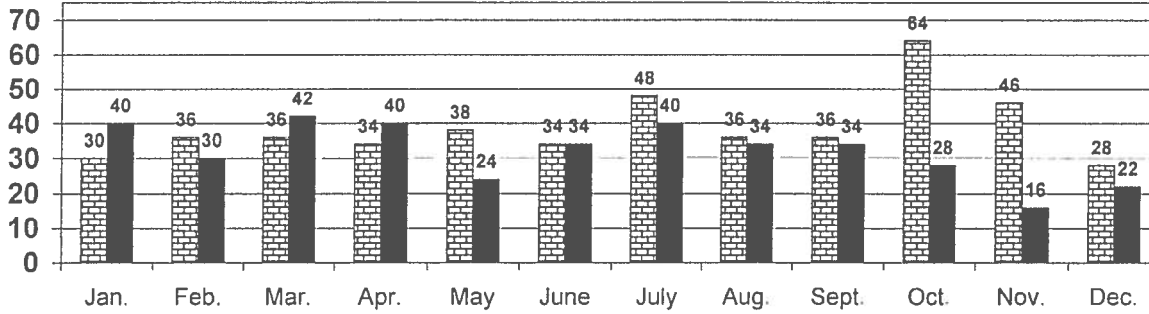
Air Carriers Movements

2014
2015



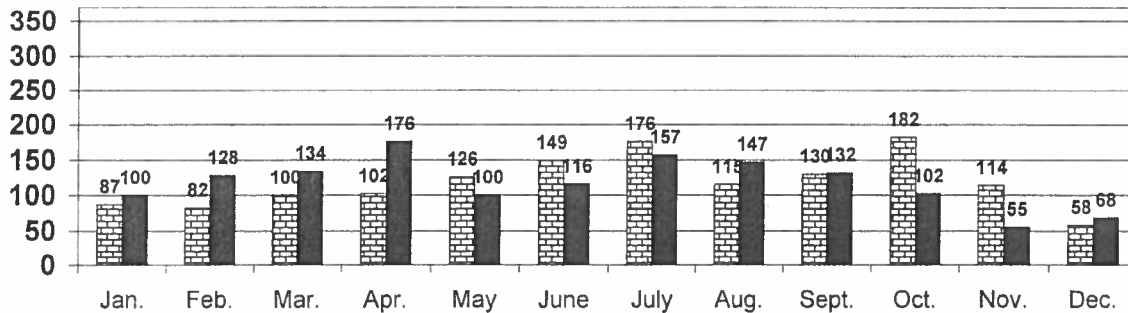
Air Ambulance Movements

2014
2015



Pgrs. via Air Charter

2014
2015



MANAGER'S REPORT DECEMBER 2015

Antenna Installations:

We are working with a local radio technician to convert our VHF radio antennas from the very expensive and fragile units that were initially installed on our maintenance vehicles. When our larger vehicles enter and exit the garage, the antennas hit the top of the door frames causing damage to the units, and down time for the vehicles. The parts to repair these antennas are expensive, and not readily available.

We have come up with a fix using locally available quarterwave antennas. These can be installed so that they do not contact the door frames, and have been tested by us to have more clarity and range than the originals.

Anyone with an old K40 whip with a magnetic base for a CB radio set would be welcome to donate it to our cause.

One-Way Plow:

If anyone knows of a one-way snow plow blade that is not being used, out behind a township garage, or in a boneyard somewhere, we could find a good home for it.

We have an idea of how to clear around the runway lights by attaching this blade to our loader so that it doesn't touch the ground like the plowtrucks. This would allow us to pack the frost and snow down to make a good base for the plow trucks later.

Harold Cameron
Earlton-Timiskaming Regional Airport Manager

Community Contribution Summary
2015 Sharing Contribution
Per Capita Contribution - \$7.95

<u>Community</u>	<u>Population</u>	<u>Contribution</u>	<u>Paid</u>
Armstrong	1265	\$10,057	\$10,057.00
Casey	374	\$2,973	\$2,973.00
Chamberlain	346	\$2,751	\$2,751.00
Charlton and Dack	670	\$5,327	\$5,327.00
Cobalt	1103	\$8,769	\$8,769.00
Coleman	531	\$4,221	\$4,221.00
Englehart	1546	\$12,291	\$12,291.00
Evanturel	464	\$3,689	\$3,689.00
Harley	526	\$4,182	\$4,182.00
Hilliard	227	\$1,805	\$1,805.00
Hudson	457	\$3,633	\$3,633.00
James	474	\$3,768	\$3,768.00
Temiskaming Shores	10125	\$80,494	\$80,494.00
Thornloe	110	\$875	\$875.00
Total Contributions	18218	\$144,833	\$144,835.00

Donation

Kerns	349	\$2,775	\$1,960
Total Contributions		\$147,608	\$146,795

As of January 7, 2016

**EARLTON-TIMISKAMING REGIONAL AIRPORT
MUNICIPAL SERVICES BOARD (MSB)
MINUTES**

Thursday, December 17th, 2015
Council Chambers, Township of Armstrong
Earlton, Ontario

Attendance: Pauline Archambault, Morgan Carson, Marc Robillard,
Doug Metson, Barbara Beachey, Ken Laffrenier, Charlie Codd,
Dominique Nackers, Bryan McNair, Danny Whalen, Harold Cameron,
Sheila Randell

Guests : Doug Goddard & Alex Regele from Hilliard Twp., Darlene Wroe

Regrets : Debbie Veerman, Ron Vottero

Absent : Representatives from Cobalt and James

1. Welcome - Meeting called to order

Moved by: Doug Metson

Seconded by: Bryan McNair

BE IT RESOLVED THAT "the meeting of December 17th, 2015, be called to order at 7:00 p.m, by Acting Chairman, Marc Robillard."

Carried

2. Attendance was taken.

3. Approval of Agenda

Moved by: Bryan McNair

Seconded by: Doug Metson

BE IT RESOLVED THAT "the Agenda be approved as presented."

Carried

4. Minutes of last Meeting

Moved by: Doug Metson

Seconded by: Bryan McNair

BE IT RESOLVED THAT "the Minutes of the meeting held November 19th, 2015, be adopted as presented."

Carried

5. Errors or Omissions

There were no errors or omissions.

6. Business Arising from the Minutes

None

7. Closed Session

No closed session.

8. Committee Reports

(i) Finance Committee

Moved by: Barbara Beachey

Seconded by: Doug Metson

BE IT RESOLVED THAT "the report of the Finance Committee for the month of November 2015 be adopted as presented and be attached hereto forming part of these Minutes."

Carried

(ii) Property and Maintenance Committee Report

No Report

(iii) Human Resources Committee

No Report

9. Correspondence

Moved by: Morgan Carson

Seconded by: Doug Metson

BE IT RESOLVED THAT "the Correspondence for November 2015 be filed."

Carried

10. Manager's Report

Moved by: Morgan Carson

Seconded by: Doug Metson

BE IT RESOLVED THAT "the Manager's Report for the month of November 2015, be adopted as presented, and attached hereto forming part of these Minutes."

Carried

11. Chairman's Remarks/Report

No Report

12. Any Other Business:

MOVED BY : Dominique Nackers

SECONDED BY : Morgan Carson

"WHEREAS the Airport's old cassette audio system is failing badly, and WHEREAS Harold was advised at the meeting September 17, 2015 to obtain prices on surveillance systems from various sources";

THEREFORE: BE IT RESOLVED THAT "the MSB approve the purchase of a 6 camera surveillance system from Costco and hire someone to install at Airport at a cost of \$2,079.00 plus tax."

Carried

Regarding Airfield Maintenance fees, it was agreed that MSB hold off on negotiating these fees until they hear from strategic plan in January 2016.

Charlie Codd questioned if MSB has a say in the Drag Races at all, as Twp. of Armstrong has already approved the use of the Airport (as the owners). He said that it makes the MSB look irrelevant. Barbara Beachey agreed, and asked why TRACC even made a presentation to MSB last month if MSB had no say. Danny Whalen advised that if anything serious happens at the drag races, the Airport will not be up and running on Monday morning

MOVED BY : Doug Metson

SECONDED BY : Bryan McNair

"WHEREAS TRACC has requested the use of the Airport for their events in 2016";

THEREFORE: BE IT RESOLVED THAT "the MSB allow TRACC to use the Airport facilities Thursday, August 4, 2016 starting at 8:00 p.m. until Monday, August 8, 2016 at 6:00 a.m."

Carried

13. Adjournment

Moved by: Morgan Carson

Seconded by: Danny Whalen

BE IT RESOLVED THAT "this meeting be adjourned - 8:06 p.m. The next meeting will be held January 21st, 2016 at 7:00 p.m. at Armstrong Council Chambers.

Carried


Chair


Secretary

**The Corporation of the City of Temiskaming Shores
Committee of Adjustment**

Meeting Minutes

Wednesday, December 16, 2015

Present: Acting Chair: Voula Zafiris
Members: Florent Heroux; Robert Dodge

Regrets: Carman Kidd; Angela Hunter; Maria McLean; Suzanne Othmer

Also Present: Jennifer Pye, Secretary-Treasurer

Public: Andreas Baron, 169 Pine Street West – Applicant A-2015-15(NL)

1. Opening of Meeting

Resolution No. 2015-42

Moved By: Robert Dodge

Seconded By: Florent Heroux

Be it resolved that the Committee of Adjustment meeting be opened at 1:40 p.m.

Carried

2. Appoint Chair

Resolution No. 2015-43

Moved By: Florent Heroux

Seconded By: Robert Dodge

Be it resolved that the Committee of Adjustment appoints Voula Zafiris to Chair the December 16, 2015 meeting in the absence of Carman Kidd, Chair.

Carried

3. Adoption of Agenda

Resolution No. 2015-44

Moved By: Voula Zafiris

Seconded By: Florent Heroux

Be it resolved that the Committee of Adjustment adopts the agenda as printed.

Carried

4. Declaration of Pecuniary Interest

None

5. Adoption of Minutes

Resolution No. 2015-45

Moved By: Florent Heroux

Seconded By: Voula Zafiris

Be it resolved that the Committee of Adjustment for the City of Temiskaming Shores hereby approves the minutes of the October 28, 2015 Committee of Adjustment Meeting as printed.

Carried

**The Corporation of the City of Temiskaming Shores
Committee of Adjustment**

Meeting Minutes

Wednesday, December 16, 2015

6. Public Hearings

Acting Chair Voula Zafiris advised that this afternoon a public hearing is scheduled for one (1) minor variance application.

The Planning Act requires that a public hearing be held before the Committee of Adjustment decides whether to approve such applications. The public hearing serves two purposes: first, to present to the Committee and the public the details and background to the proposed applications and, second, to receive comments from the public and agencies before a decision is made.

6.1 Minor Variance Application A-2015-15(NL) – Andreas Baron, 169 Pine Street West

The Acting Chair declared the public hearing for Minor Variance Application A-2015-15(NL) to be open.

The Acting Chair asked the Planner, Jennifer Pye, to summarize the proposal, provide any additional information that may be relevant and summarize any correspondence received to date regarding this application.

Subject land: 169 Pine Street West; Plan M70NB Part of Lot 4; RP TER 53 Part 5; Parcel 15294SST; Town of New Liskeard

Purpose of the application: The applicant is seeking relief from the requirements of Zoning By-law 2233 as follows:

Provision	Zoning By-law 2233	Subject Property
Section 7(2)(d)(i) Building Area, single family dwelling house (maxima)	30%	32%
Section 7(2)(d)(i) Building Area, single family dwelling house (maxima)	8% for accessory uses	11%
Section 7(2)(j)(ii) Building Height, accessory buildings (maxima)	5m (16.4')	5.25m (17.2')

The relief is being requested to allow the owner to build a 9m x 10m (30' x 32') detached accessory garage in the rear yard. The owner will also be removing an existing 12' x 20' shed and will be demolishing and reconstructing the existing carport.

Statutory public notice: The application was received on November 23, 2015 and was circulated to City staff. Notice of the complete application and notice of the public hearing were advertised in the Temiskaming Speaker on December 2, 2015 in accordance with the statutory notice requirements of the Planning Act. Notice was also mailed to property owners within 60m (200') of the subject land.

Jennifer Pye summarized the Planning Report and advised that in her opinion the application meets the four tests for a minor variance as prescribed in the Planning Act and respectfully requested that the Committee approve the application.

Acting Chair Voula Zafiris asked if the applicant would like to provide any additional information. The applicant had no additional information to provide.

**The Corporation of the City of Temiskaming Shores
Committee of Adjustment**

Meeting Minutes

Wednesday, December 16, 2015

The Committee asked the applicant if he had decided on a roof pitch yet. The applicant stated that it would likely be a 4/12 pitch, which would meet the Zoning By-law requirement for height, but that this decision will depend on the contractor.

The Committee asked for clarification regarding the shed on the property and whether it is connected to the carport. Jennifer Pye clarified that the shed is not connected to carport.

The Committee asked the applicant why he would demolish his carport if he planned to rebuild it. The applicant replied that the opening at the back of the carport is not high enough to allow his truck to pass through. His contractor recently told him that he may be able to enlarge the existing opening and demolition may not be required.

Acting Chair Voula Zafiridis asked if there was any further discussion regarding the applications.

The committee considered the following resolution:

Resolution No. 2015-46

Moved By: Robert Dodge

Seconded By: Florent Heroux

Whereas the Committee of Adjustment for the City of Temiskaming Shores has considered Minor Variance Application A-2015-15(NL) as submitted by Andreas Baron for the following lands: 169 Pine Street West; Plan M70NB Part of Lot 4; RP TER 53 Part 5; Parcel 15294SST; Town of New Lisheard;

And whereas the applicant is requesting relief from the following section of Zoning By-law 2233, as amended:

- 1) Section 7(2)(d)(i) permits a maximum building area of 30%. The applicant is requesting 32%;
- 2) Section 7(2)(d)(i) permits a maximum building area for accessory buildings of 8%. The applicant is requesting 11%;
- 3) Section 7(2)(j)(ii) permits a maximum building height for accessory buildings of 5m. The applicant is requesting 5.25m.

And whereas the Committee of Adjustment for the City of Temiskaming Shores has received the planning report dated December 11, 2015 and has considered the recommendations therein;

Be it resolved that the Committee of Adjustment for the City of Temiskaming Shores approves Minor Variance Application A-2015-15(NL).

Further be it resolved that the following variance be granted:

That the Committee of Adjustment grant relief from Section 7(2)(d)(i) of Zoning By-law 2233 to permit a maximum building area of 32%;

That the Committee of Adjustment grant relief from Section 7(2)(d)(i) of Zoning By-law 2233 to permit a maximum building area for accessory buildings of 11%;

That the Committee of Adjustment grant relief from Section 7(2)(j)(ii) of Zoning By-law 2233 to permit a maximum building height for accessory buildings of 5.25m.

**The Corporation of the City of Temiskaming Shores
Committee of Adjustment**

Meeting Minutes

Wednesday, December 16, 2015

Subject to the following conditions:

- 1) The approval of the minor variance applies only to the construction of the accessory garage.
- 2) The owner must obtain a demolition permit for the existing shed before a building permit for the new garage is issued. The existing shed must be demolished within 30 days of the Building Department permitting the owner to use the new garage.

For the following reasons:

In the opinion of the Committee:

1. The variance maintains the general intent and purpose of the City of Temiskaming Shores Official Plan;
2. The variance maintains the general intent and purpose of the Town of New Liskeard Zoning By-law 2233, as amended;
3. The variance is desirable for the appropriate development or use of the land, building, or structure;
4. The variance is minor.

Carried

The Chair declared the public hearing for the Minor Variance Applications to be closed.

7. New Business

None

8. Unfinished Business

None

9. Applications for Next Meeting

Next meeting: Wednesday, January 27, 2016

10. Adjournment

Resolution 2015-47

Moved By: Robert Dodge

Seconded By: Florent Heroux

Be it resolved that the Committee of Adjustment meeting be closed at 2:03 pm.

Carried

Carman Kidd
Chair

Jennifer Pye
Secretary-Treasurer



District of Timiskaming Social Services Administration Board
Conseil d'administration des services sociaux du district de Timiskaming

Minutes
of the Regular Meeting of the Board
held on Wednesday, December 16, 2015
at the NEOFACS Boardroom – 40 Third Street, Englehart

PRESENT: Jim Whipple – Chair; Doug Jelly – Vice-Chair; Cliff Fielder; Patricia Hewitt; Clermont Lapointe; Norm Mino; Todd Morgan; Don Studholme, CAO

STAFF: Kelly Black, Social Housing Manager; Dani Grenier-Ducharme, Children's Services Manager; Janice Loranger, Director of Finance; Mike Trodd, EMS Chief

MEDIA: Darlene Wroe, Temiskaming Speaker; 3 members of the public

REGRETS: Fred Deacon, Tina Sartoretto

CALL TO ORDER: The Regular Meeting of the Board was called to order at 5:30 p.m.

1.0 DISCLOSURE OF PECUNIARY INTEREST

None.

2.0 PETITIONS AND DELEGATIONS

None.

3.0 ADDITIONS TO AGENDA / ACCEPTANCE OF AGENDA

Resolution # 2015-104 MOVED by Clermont Lapointe and SECONDED by Doug Jelly:

THAT the agenda of the regular Board meeting held on December 16, 2015, be accepted as presented.

CARRIED

4.0 ADOPTION OF PREVIOUS MINUTES

Resolution # 2015-105 MOVED by Cliff Fielder and SECONDED by T. Morgan:

THAT the minutes of the regular Board meeting held on November 25, 2015 be approved as amended: Under item 8.0, insert correct date as per the signed Resolution 2015-103: THAT the Board meeting be hereby adjourned at 7:53 p.m. AND THAT the next meeting be held on December 16, 2015, in Englehart, or at the call of the Chair.

CARRIED

5.0 Correspondence

5.1 Letter from the Ministry of Municipal Affairs and Housing dated December 9, 2015 re: Updated Regulation 370/11

Kelly Black, Social Housing Manager and Don Studholme, CAO, presented this item to the Board for information. A recommendation from Ms. Black and Mr. Studholme will be brought forward at the Board Meeting of February 2016.

Resolution # 2015-106 MOVED by and SECONDED by:

THAT the Board receives the correspondence as presented, for information.

CARRIED

6.0 BUSINESS ARISING FROM PREVIOUS MINUTES

Nil.

7.0 OTHER BUSINESS

7.1 Social Housing 2015 Capital Funds

Kelly Black, Social Housing Manager, presented this item to the Board for information and for approval.

Resolution # 2015-107 MOVED by Clermont Lapointe and SECONDED by Norm Mino:

THAT the Board approves the transfer of surplus capital funds for 2015 in the amount of approximately \$90,000 to the Social Housing capital reserve account for use in 2016 for scheduled capital repairs. The exact amount of the surplus will be determined at year end through a consensus between the Director of Finance and the Social Housing Manager.

CARRIED

7.2 Kirkland Lake Non-Profit Housing Corporation – Subsidy

Kelly Black, Social Housing Manager, presented this item to the Board for information and for approval.

Resolution # 2015-108 MOVED by Doug Jelly and SECONDED by Patricia Hewitt:

THAT the Board forgives \$63,559 of an overpayment in subsidy flowed to Kirkland Lake Non-profit Housing Corporation for the 2013 and 2014 fiscal years resulting in a maximum repayment of \$60,000 for 2013 and 2014.

CARRIED

7.3 Emergency Medical Services 2016 Budget

Mike Trodd, EMS Chief, presented this item to the Board for information and for discussion.

7.4 NEOFACS Capital Project – Unconditional Funds

Dani Grenier-Ducharme, Children's Services Manager, presented this item to the Board for approval.

Resolution # 2015-109 MOVED by Clermont Lapointe and SECONDED by Todd Morgan:

THAT the Board approves the first payment of one million five hundred & ninety six thousand Dollars (\$ 1,596,000.00), which is sixty percent (60%) of the Conditional Grant, which is to be paid to the NEOFACS upon signature of the capital contract.

7.5 Children's Services 2016 Budget

Dani Grenier-Ducharme, Children's Services Manager, presented this item to the Board for information and for discussion.

7.6 CAO Report

Don Studholme, CAO, presented this item to the Board for information.

7.7 2016 Board Meeting Dates

Don Studholme, CAO, presented this item to the Board for information.

8.0 ADJOURNMENT / NEXT MEETING

Resolution # 2015-110 MOVED by Clermont Lapointe and SECONDED by Todd Morgan:

RESOLVED THAT the Board meeting be hereby adjourned at 7:45 p.m.

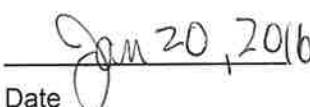
AND that the next meeting be held on January 20, 2016, in Englehart or at the call of the Chair.

CARRIED

Minutes signed as approved by the Board:



Board Chair



Date

Recorder: Lise Gauvreau

1.0 CALL TO ORDER

The meeting was called to order at 6:37 p.m.

2.0 ROLL CALL

PRESENT:	Mayor Carman Kidd; Councillor Mike McArthur; Councillor Jesse Foley; Tammie Caldwell, Director of Recreation; Jeff Thompson, Superintendent of Community Programs; Paul Allair, Superintendent of Parks and Facilities; Danny Lavigne; Chuck Durrant; Amber Sayer, Richard Beauchamp
REGRETS:	City Manager, Chris Oslund; Mike Del Monte; Simone Holzamer;

3.0 REVIEW OF REVISIONS OR DELETIONS TO AGENDA

- There were no revisions or deletions to the agenda.

4.0 APPROVAL OF AGENDA

Recommendation RS-2016-01

Moved by: **Danny Lavigne**

Seconded by: **Chuck Durrant**

Be it recommended that:

1. The Recreation Services Committee agenda for the January 11, 2016 meeting be approved as amended.

CARRIED

5.0 DISCLOSURE OF PECUNIARY INTEREST AND GENERAL NATURE

- Amber Sayer declared a conflict of interest in regard to Item 9.iii)b Age Friendly Community Update Funding Application

6.0 REVIEW AND ADOPTION OF PREVIOUS MINUTES

Recommendation RS-2016-02

Moved by: **Carman Kidd**

Seconded by: **Jesse Foley**

Be it recommended that:

1. The Recreation Services Committee minutes of the November 10, 2015 meeting be approved as printed.

CARRIED

7.0 DELEGATIONS / PUBLIC PRESENTATIONS

- None

8.0 UNFINISHED BUSINESS

- None

9.0 NEW BUSINESS

i. Programming Update-Jeff Thompson

Jeff Thompson, Superintendent of Community Programming presented a report on operations.

Discussion

The Committee received the Update

ii. Facilities Update-Paul Allair

Paul Allair, Superintendent of Parks and Facilities presented a report on operations.

Discussion

The Committee received the Update

iii. Director's Update- Tammie Caldwell

a) The Committee was informed that the municipality had received funding in the amount of \$150,000 from the Ontario Trillium Foundation for the development of the STATO Trail located along Armstrong Street North from the field at Les Navigateurs School to the lights at the Timiskaming Square.

b) The Age Friendly Community Committee Terms of Reference were approved by Council at the regular meeting in December and Councillor Hewitt was appointed to the committee. Amber Sayer – AFC Coordinator explained the potential for a submission of an application for funding to the Ontario Recreation and Sport Communities Fund for a project to hire a Programmer to identify the current physical activity programs in the community, identify gaps, and develop and implement programs based on the public consultation carried out in the AFC Plan and derived from information from the survey that will be out to the public in early February.

Amber Sayer declared a conflict of interest.

Discussion

The Committee discussed the option of a one or two year project and determined that a two year plan would be more beneficial to the community.

Recommendation RS-2016-03

Moved by: Dan Lavigne

Seconded by: Richard Beauchamp

Be it recommended that:

The Recreation Services Committee directs staff to submit a report to Council seeking approval to apply to the Ontario Sport and Recreation Communities Fund in the total amount of \$120,000 for a two year program to coordinate senior activity programs and increase seniors participation in physical activity, the municipality's contribution of \$5,065 cash and \$3,600 in-kind for 2016/2017 and \$6,935 cash and \$4,800 in-kind for 2017/2018. OSRCF funding would be \$50,650 in year one and \$69,350 in year two.

CARRIED

Amber Sayer explained the progress made to date on the Transportation for older adult's piece of the AFC Plan, there is an opportunity for local transportation stakeholders to submit a funding application to the Local Health Integration Network for the hiring of a transportation coordinator that would be responsible for operating a 1-800 one-stop shop for older seniors transportation needs. The application would be submitted by Timiskaming Home Support and the municipality would be non-financial partner in the project.

Discussion:

The Committee discussed the funding opportunity.

Recommendation No. RS-004-2016

Moved by: Chuck Durrant

Seconded by: Dan Lavigne

Be it recommended that:

The Recreation Services Board of the City of Temiskaming Shores approves the application for funding by Timiskaming Home Support to the Local Health Integration Network and the non-financial partnership by the City of Temiskaming Shores and

directs staff to submit a Memorandum to Council for consideration at the regular meeting of Council of January 19, 2016.

CARRIED

iv. *Timiskaming Home Support – Request to waive fee for Riverside Place*

Discussion

The Committee discussed the request from Timiskaming Home Support to waive the rental fee for Riverside Place for Dinner and Dance fundraiser to be hosted in December of 2015. The Director explained that the date on the letter of request is September 18th, 2015 however the letter was not received by the municipality which only came to light in mid-December.

Recommendation RS-2016-005

Moved by: **Carman Kidd**

Seconded by: **Jesse Foley**

Be it recommended that:

1. The Recreation Services Committee reviewed the request from the Temiskaming Home Support to waive the rental fee of Riverside Place for the Dinner and Dance Fundraiser in December of 2015 and
2. The Recreation Services Committee approves to waive the rental fee for the Riverside Place Hall and directs staff to prepare the necessary refund to Timiskaming Home Support

CARRIED

v. *Timiskaming Tumbler's Gymnastics Club Proposal*

The Director presented the proposal by the Timiskaming Tumbler's Gymnastics Club for the use of the New Liskeard Arena Hall from February to June of 2015 for the gymnastics program. A rental fee of \$750 plus applicable taxes would be applied and the hall would not be rented for other uses during this time. This would be a pilot project and if successful a long term lease agreement would be considered beginning in August of 2016.

Discussion

The Committee reviewed the proposal and agreed that it would be good use of the space and beneficial for the Club to have a permanent location to avoid the setting up and taking down of equipment each day. It would also provide an opportunity for the programs to expand to more than two days per week.

Recommendation RS-2016-05

Moved by: Amber Sayer

Seconded by: Richard Beauchamp

Be it recommended that:

1. The Recreation Service Committee reviewed the proposal from the Timiskaming Tumbler's Gymnastics Club in regard to use of the New Liskeard Arena Hall for the program and
2. That the Recreation Services Committee approves the use of the New Liskeard Arena Hall for the period from February to June 2016 at a fee of \$750.00 plus applicable taxes and to consider entering into a long term lease agreement in August of 2016 should the program be successful in this location and following public consultation.

CARRIED

10.0 SCHEDULE OF MEETINGS

- Monday February 8th, 2016
- Monday March 7th, 2016\
- Monday April 11th, 2016
- Monday May 9th, 2016
- Monday June 13th, 2016

11.0 CLOSED SESSION

- None

12.0 ADJOURNMENT

Recommendation RS-2015-36

Moved by: **Danny Lavigne**

Be it recommended that:

1. The Recreation Services Committee meeting be adjourned at 7.28 p.m.

CARRIED

Committee Chair

Recorder

Subject: Plan of Subdivision & Condominium Application Fee and Form **Report No.:** CGP-004-2016
Agenda Date: February 2, 2016

Attachments

- Appendix 01:** Area Municipalities Subdivision and Condominium Application Fee Comparison
- Appendix 02:** Draft Subdivision and Condominium Application Form
- Appendix 03:** Draft By-law to amend Schedule “E” to By-law 2012-039, being a by-law to adopt schedules of departmental user fees and service charges for the City of Temiskaming Shores

Recommendations

It is recommended:

1. That Council for the City of Temiskaming Shores acknowledges receipt of Administrative Report No. CGP-004-2016;
2. That Council endorses the use of the attached Subdivision and Condominium Application Form attached as Appendix 02 to Administrative Report No. CGP-004-2016; and
3. That Council directs staff to prepare the necessary by-law to amend By-law No. 2012-039 (Fees By-law) to incorporate Subdivision and Condominium Application fees for consideration at the February 2, 2016 Regular Council meeting.

Background

On December 21, 2015 the Ministry of Municipal Affairs and Housing (MMAH) delegated approval authority to the City for plans of subdivision and condominium as well as Official Plan amendments.

The previous process for plans of subdivision and condominium involved the proponent making application directly to MMAH and paying the Ministry’s established fee directly to them. The City was involved in pre-consultation with the proponent prior to a formal application being made to MMAH and being responsible for holding the public meeting and forwarding the required information to MMAH for a decision, as well as liaising with MMAH and the proponent throughout the process. The City was also responsible for providing MMAH with confirmation that the proponent had fulfilled a number of conditions of draft approval prior to final approval being issued. The City’s user fee by-law established a \$100 advertising fee that was to be paid by the applicant to the City to recoup some of the costs associated with meeting the requirements for giving notice of the public meeting.

Under the previous process Official Plan amendment applications were made directly to the City, with the fee having been established and collected by the City. The City was responsible for the entire planning process, including pre-consultation, public notification / public meeting, planning recommendation, and Council adoption or refusal of the proposed amendment. If the amendment was adopted by Council the City was required to forward the prescribed information

to MMAH and they reviewed the information and could either approve or refuse the amendment, with the legislated 20-day appeal period beginning on the date of the notice of decision issued by MMAH. If the amendment was refused by Council the information was not sent to MMAH and the 20-day appeal period began on the date of the notice of decision issued by the City.

Analysis

Since the plan of subdivision and condominium process was previously administered by MMAH and as such the City does not have a fee established or an application form, Staff have reviewed the fees of other northern municipalities to form the recommended fee for the City (attached as Appendix 01). This information, as well as a discussion of the steps involved in reviewing and processing an application for plan of subdivision, was reviewed with the Protection to Persons and Property Committee on January 22, 2016, and it was recommended that the City's application fee be a base fee of \$2,500 plus \$50 per lot or unit, as well as the City's established advertising fee of \$100 to offset the costs of distributing the legislated public notices. It was also recommended that a \$250 fee be required in the event that an extension to draft approval is required. All application fees are subject to HST.

The Planning Act sets out the information that is required to be submitted as part of a complete application for draft approval of a plan of subdivision or condominium. The application form attached as Appendix 02 includes sections for all of the information that is legislated to be provided by the applicant, as well as some additional information that is required by the City's Official Plan. This additional information includes a question related to the previous use of the property, a table requesting information on the presence of certain landforms/uses on properties in the vicinity, and a table requesting information on the affordability of housing in the proposed plan (if the proposal is for residential development).

Some of the steps that can be involved in reviewing and processing a plan of subdivision or condominium application from the Planning Department's perspective are: pre-consultation with the proponent and their agent, which can involve a number of meetings with City staff from various departments (Planning, Public Works, Building, City Manager, Economic Development, etc.) to ensure the development is feasible and to determine any additional studies or information that may be required to be submitted with the application, or any additional applications that may be required (Official Plan amendment, Zoning By-law amendment, etc.); review and comment on draft plans and additional information/studies, and discussions with the applicant's consultants; site visits; public notification and responding to public inquiries; holding the public meeting; preparation of various reports to Council and any required by-laws; preparation of conditions to draft approval; consultation with the applicant's solicitor on the preparation and review of the subdivision agreement including approval of the agreement by Council; monitoring of the fulfillment of conditions; and final approval of the subdivision. Ongoing consultation occurs with the applicants, their consultants, and the public throughout the process, and additional resources may also be required.

When a complete plan of subdivision or condominium application is submitted the Planning Act requires the City to hold a public meeting for which notice must be given to the prescribed persons and public bodies as set out in the Planning Act at least 14 days prior to the holding of the meeting. A minimum of 14 days is required between the holding of the public meeting and a decision being made on the application. Once a decision has been made notice of the decision must be given in the prescribed manner and to the prescribed persons and public bodies as set

out in the Planning Act. A legislated 20-day appeal period begins the day that the requirements for giving notice have been completed, allowing any person or public body to appeal the decision of Council to the Ontario Municipal Board. If the application was approved and no appeals are filed then draft approval is deemed to have been granted the day after the appeal period lapses.

With MMAH as the approval authority for subdivision and condominium applications, the responsibility to ensure consistency with Provincial regulations rested with that Ministry, and through the One-Window planning review process MMAH circulated their partner ministries for comments and study requirements. Now that the approval authority has been delegated, it is the City’s responsibility to ensure each development proposal protects Provincial interests and is consistent with the requirements of the Provincial Policy Statement, while also ensuring the proposed development represents good planning and is in the best interest of the City. The City can request technical information from the various provincial ministries.

Delegation of approval authority for Official Plan amendments removes the requirement for MMAH to review and approve an amendment that the City has adopted. The City’s fee for Official Plan amendments is \$1,000 plus the established advertising fee. If an Official Plan amendment and Zoning By-law amendment application are being filed together then the fee is \$1,500 plus the established advertising fee (a savings of \$250). It is recommended that the fee for an Official Plan amendment and a combined Official Plan amendment and Zoning By-law amendment remain as established.

Financial / Staffing Implications

This item has been approved in the current budget: Yes No N/A

This item is within the approved budget amount: Yes No N/A

The establishment of a fee for subdivision and condominium applications will allow the City to recoup some of the costs of staff time and materials required for processing these applications.

Alternatives

No alternatives were considered.

Submission

Prepared by:	Reviewed and approved by:	Reviewed and submitted for Council’s consideration by:
“original signed by”	“original signed by”	“original signed by”
_____	_____	_____
Jennifer Pye Planner	Kelly Conlin Director of Corporate Services (A)	Dave Treen Municipal Clerk

Comparison of Subdivision Application Fees

MMAH

- \$3,000 + \$100 per lot/block over 40 lots/blocks

Sudbury

Subdivision

Base fee: \$2,740 + legal notice fee

- Per lot for "R1" or "R2" lots: \$109
- Per block where block is not for municipal use: \$560
- Per block where block is for municipal use: NIL
- To a maximum of \$10,609
- Deferral: 50% of application fee with minimum of \$220
- Administration Fee per lot/block (paid prior to registration): \$168
- Redrafts: 50% of above fee based on the greater of the number of lots or percentage of land area
- Requests for draft plan extension: 25% of above fees for a 3-year extension

Condo \$2,740

North Bay

- Up to 20 lots/units: \$3,000
- 21 to 50 lots/units: \$5,000
- 51 + lots/units: \$8,000

Temagami

- \$2,000 + \$100 per lot + expenses
- Development Agreement: \$500 + expenses
- Development Agreement Amendment: \$250 + expenses
- Draft Plan Approval Extension: \$50
- Clearance of Conditions per phase: \$150

Sault Ste Marie

Subdivision \$3,570

- Agreement: \$3,060

Condo \$3,060

Sudbury East Planning Board

- Application fee: \$1,100
- Per lot created: \$750
- Per unit created: \$750
- Amendment to conditions of approval: \$250
- Request to extend draft approval: \$250
- Approval for second and each subsequent phase: \$500
- Recirculation: \$200

Temiskaming Shores – Recommended

- Application fee: \$2,500 + \$50 per lot or unit to be created
- Draft plan approval extension: \$250



The City of Temiskaming Shores
P.O. Box 2050, 325 Farr Drive, Haileybury, Ontario P0J 1K0

**Application for Approval of a Plan of Subdivision or Condominium
Under Section 51 of the Planning Act**

Application for Approval of a Plan of Subdivision or Condominium Fee:

\$2,500 + \$100 advertising fee + 13% HST = \$2,938.00 (plus \$50/lot or unit to be created – excl. HST)

PLEASE READ BEFORE COMPLETING THIS APPLICATION

This application reflects the mandatory information that is prescribed in the Schedules to Ontario Regulation 544/06 made under the Planning Act, RSO, 1990, as amended. In addition to completing this form, the Applicant will be required to submit the appropriate fee, a detailed site plan and any additional information or studies that may be necessary to assess the proposal.

Failure to submit the required information will delay the consideration of this Application. An application which is not considered complete under the Planning Act is not subject to the timelines of the Act. **Applicants are encouraged to consult with the Municipality prior to completing the application.**

Application type:

- Plan of Subdivision
 Condominium (specify):
 Standard Amalgamations Vacant Land Phased Common Elements Leasehold

OFFICE USE ONLY

File No.: _____

Date Received: _____

Roll No.: _____

1. Owner Information

Name of Owner: _____

Mailing Address: _____

Email Address: _____ Phone: _____

If there is more than one registered owner, please provide information below:

Name of Owner: _____

Mailing Address: _____

Email Address: _____ Phone: _____

2. Agent Information (if applicable):

Name of Agent: _____

Mailing Address: _____

Email Address: _____ Phone: _____

3. Please specify to whom all communications should be sent:

Owner Agent

4. Location of the Subject Land

Dymond New Liskeard Haileybury

Municipal Address
Legal Description (concession and lot numbers, reference plan and lot/part numbers)

5. Are there any easements of restrictive covenants affecting the subject land?

Yes No

If "Yes", describe the easement or covenant and its effect:

6. Date the subject land was acquired by the current owner: _____

7. Property Information:

Lot Area: _____ Road Frontage: _____

Water Frontage: _____ Lot Depth: _____

8. Existing use(s) of the subject land (check all that apply):

- Residential Commercial Industrial
 Institutional Agricultural Vacant
 Mixed Use (specify): _____
 Other (specify): _____

9. Length of time the existing uses of the subject land have continued: _____

10. Has the subject land ever been used for commercial or industrial purposes?

- Yes No

If "Yes", has a Record of Site Condition ever been completed in accordance with Ontario Regulation 153/04?

11. Existing uses of abutting properties:

North: _____ East: _____

South: _____ West: _____

12. Are any of the following uses or features on the subject land or within 500 m of the subject land (unless otherwise specified)?

Use or Feature	On the subject land	Within 500 metres of subject land (indicate approximate distance)
An agricultural operation including livestock or stockyard		
A landfill		
A sewage treatment plant or waste stabilization plant		
A provincially significant wetland (Class 1, 2 or 3 wetland)		
A provincially significant wetland within 120 metres of the subject land		
A waterbody, watercourse, river, or stream		
A rehabilitated mine site		
A non-operating mine site within 1 kilometre of the subject land		
An active mine site, gravel pit or quarry		
An industrial or commercial use (specify)		
An active railway line		
Utility corridors		
Provincial Highway	NA	

13. Planning Information

a. Current Official Plan Designation(s): _____

b. Explain how the application conforms to the Official Plan: _____

c. Current Zoning: _____

d. Are the necessary Official Plan and/or Zoning By-law Amendment applications being made with this application?

Yes No

If "Yes", what is the status of these applications?

OPA File No.: _____ Status: _____

ZBLA File No.: _____ Status: _____

14. Proposed Land Use

	Intended Use	Units/Dwellings	No. of Lots and/or Blocks	Hectares	Units/Dwellings per Hectare	No. of Parking Spaces Provided
Residential Uses	Single Detached					
	Semi-Detached					
	Multiple Attached					
	Apartment					
	Seasonal					
	Mobile Home					
	Other (specify)					
	Commercial					
	Industrial					
	Institutional (specify)					
	Park or Open Space	NA			NA	
	Roads	NA			NA	
	Other (specify)					
	TOTAL					

15. Access

a. What type of access is proposed for the subject land?

- Provincial Highway
- Municipal Road, maintained all year
- Municipal Road, maintained seasonally
- Private Road
- Right-of-Way
- Water Access
- Other (specify): _____

b. If access to the subject land will be by water only, describe the docking and parking facilities to be used and the approximate distance to these facilities from the subject land and the nearest public road:

16. Servicing

a. What type of water supply is proposed for the subject land?

- Publicly owned and operated piped water supply (City water)
- Privately owned and operated individual well
- Privately owned and operated communal well
- Lake or other water body
- Water service not proposed
- Other (specify): _____

If the plan would permit the development of more than five (5) lots or units on privately owned and operated individual or communal wells, applicants are required to submit a servicing options report and a hydrogeological report prepared by a qualified professional:

- Title and date of servicing options report: _____
- Title and date of hydrogeological report: _____

b. What type of sewage disposal is proposed for the subject land?

- Publicly owned and operated sanitary sewage system (City sewer)
- Privately owned and operated individual septic system
- Privately owned and operated communal septic system
- Privy
- Sewage disposal service not proposed
- Other (specify): _____

If the plan would permit the development of five (5) or more lots or units on a privately owned and operated individual or communal septic system, applicants are required to submit a servicing options report and a hydrogeological report prepared by a qualified professional:

Title and date of servicing options report: _____

Title and date of hydrogeological report: _____

If the plan would permit the development of fewer than five (5) lots or units on privately owned and operated individual or communal septic systems, and more than 4500 litres of effluent would be produced per day as a result of the development being completed, applicants are required to submit a servicing options report and a hydrogeological report prepared by a qualified professional:

Title and date of servicing options report: _____

Title and date of hydrogeological report: _____

If the plan would permit development of fewer than five (5) lots or units on privately owned and operated individual or communal septic systems, and 4500 litres of effluent or less would be produced per day as a result of the development being completed, applicants are required to submit a hydrogeological report prepared by a qualified professional:

Title and date of hydrogeological report: _____

c. What type of storm drainage is proposed for the subject land?

Storm sewer

Ditches

Swales

Other (specify): _____

17. Condominium Applications

a. Has the municipality approved a site plan for the proposed condominium?

Yes No

b. If "Yes", has a site plan agreement been entered into?

Yes No

c. Has a building permit been issued for the proposed condominium?

Yes No

d. Is the proposed condominium under construction or completed?

Yes No

e. Is the proposed condominium a conversion of a building containing residential rental units?

Yes No

If "Yes", how many units are to be converted? _____

18. Housing Affordability

Housing Type	Number of Units	Unit Size and/or Lot Frontage	Estimated Selling Price/Rent	Canada Mortgage and Housing Corporation (CMHC) Average Price/Rent for Current Year
Semi-detached				
Link/Semi-detached				
Row or townhouse				
Apartment block				
Other types or multiples				

19. Do the subject lands contain any areas of archaeological potential?

Yes No

If “Yes”, the following information must accompany this application:

a. An archaeological assessment prepared by a person who holds a licence that is effective with respect to the subject land, issued under Part VI (Conservation of Resources of Archaeological Value) of the Ontario Heritage Act

Title and date of report: _____

b. A conservation plan for any archaeological resources identified in the assessment

Title and date of report: _____

20. Previous Applications

Has the subject land ever been the subject of any of the following applications under the Planning Act (if the answer to any of the following is “Yes”, please provide the file number and status of the application if known):

Official Plan Amendment Yes No File No.: _____ Status: _____

Plan of Subdivision Yes No File No.: _____ Status: _____

Consent Yes No File No.: _____ Status: _____

Site Plan Control Yes No File No.: _____ Status: _____

Zoning By-law Amendment Yes No File No.: _____ Status: _____

Minor Variance Yes No File No.: _____ Status: _____

21. Provincial Policies

a. Is the request consistent with policy statements issued under subsection 3(1) of the Planning Act?

Yes No

b. Is the subject land within an area of land designated under any provincial plan or plans?

Yes No

If “Yes”, does the request conform to, or not conflict with, the applicable provincial plan or plans?

22. Additional Studies or Information

Additional studies or information may be required by the Municipality to support the application. The application may not be considered a complete application unless these studies have been completed. Applicants are advised to pre-consult with the Municipality to determine what additional studies or information is required.

List of additional studies or information required by the Municipality (to be provided by the Municipality):

- _____
- _____
- _____
- _____

23. Draft Plan Requirements

Section 51(17) of the Planning Act requires the submission of a draft plan containing all of the following information:

- The boundaries of the land proposed to be subdivided, certified by an Ontario Land Surveyor (OLS);
- The locations, widths and names of the proposed highways within the proposed subdivision and of existing highways on which the proposed subdivision abuts;
- On a small key plan, on a scale of not less than one centimeter to 100 metres, all of the land adjacent to the proposed subdivision and the relationship of the boundaries of the land to be subdivided to the boundaries of the township lot or other original grant of which the land forms the whole or part;
- The purpose for which the proposed lots are to be used;
- The existing uses of all adjoining lands;
- The approximate dimensions and layout of the proposed lots;
- Natural and artificial features such as buildings or other structures or installations, railways, highways, watercourses, drainage ditches, wetlands and wooded areas within or adjacent to the land proposed to be subdivided;
- The availability and nature of domestic water supplies;
- The nature and porosity of the soil;
- Existing contours or elevations as may be required to determine the grade of the highways and the drainage of the land proposed to be subdivided;
- The municipal services available or to be available to the land proposed to be subdivided; and
- The nature and extent of any restrictions affecting the land proposed to be subdivided, including restrictive covenants or easements.

24. Agent Authorization

If the applicant is not the owner of the land that is the subject of this application, the written authorization of the owner that the applicant is authorized to make the application must be included with this form or the authorization set out below must be completed.

I/We, _____ are the registered owners of the subject land and I/we hereby authorize _____ to make this application on my/our behalf and to provide any of my/our personal information that will be included in this application or collected during the processing of the application.

Date: _____ Owner’s Signature: _____

Date: _____ Owner’s Signature: _____

25. Authorization for Site Visits

I/We authorize Municipal Staff and Council and/or Committee members, as necessary, to enter the subject property to gather information necessary in the assessment of the application.

Date: _____ Applicant’s Signature: _____

Date: _____ Applicant’s Signature: _____

26. Consent for the Use and Disclosure of Personal Information

For the purposes of the Freedom of Information and Protection of Privacy Act, I/We authorize and consent to the use by, or the disclosure to any person or public body of any personal information that is collected under the authority of the Planning Act for the purpose of processing this application.

Date: _____ Applicant’s Signature: _____

Date: _____ Applicant’s Signature: _____

27. Declaration

Note: This declaration is to be completed in front of a Commissioner for Taking Affidavits

I, _____ of the _____
in the _____ of _____ make oath and say (or
solemnly declare) that the information contained in this application is true and that the information contained in the
documents that accompany this application is true and I make this solemn declaration conscientiously knowing that
it is of the same force and effect as if made under oath and by virtue of the Canada Evidence Act.

Sworn (or declared) before me

at the _____
in the _____
this _____ day of _____, 20 _____

Signature of Applicant

A Commissioner for Taking Affidavits

The Corporation of the City of Temiskaming Shores

By-law No. 2016-000

Being a by-law to amend By-law No. 2012-039, as amended
being a by-law to adopt Schedules of Departmental User Fees
and Services for the City of Temiskaming Shores – Schedule
“E” Planning, By-law and Building Services

Whereas Section 391(1) of the Municipal Act S.O. 2001, c. 25, as amended, authorizes the Council of a local municipality to pass by-laws imposing fees or charges for services or activities provided or done by or on behalf of it; for costs payable by it for services or activities provided or done by or on behalf of any other municipality or local board; and for the use of its property including property under its control;

And whereas the Council of The Corporation of the City of Temiskaming Shores adopted By-law No. 2012-039 on April 3, 2012 to adopt Schedules of Departmental User Fees and Service Charges for the City of Temiskaming Shores;

And whereas Council considered Administrative Report No. CGP-004-2016 at the February 2, 2016 Regular Council meeting and directed staff to prepare the necessary by-law to amend By-law No. 2012-039 (Fees By-law) for various planning fees for consideration at the February 2, 2016 Regular Council meeting;

Now therefore The Corporation of the City of Temiskaming Shores enacts the following as a by-law:

1. That Council hereby amends Schedule “E” to Fees By-law No. 2012-039, as amended, Planning, By-law and Building Services within the **Planning Fees** section by deleting Draft Plan of Subdivision Application and replacing it with the following:

Draft Plan of Subdivision Application*	Planning Act Sec. 69	\$2,500 plus \$50/lot to be created plus City’s advertising fee
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2. That Council hereby amends Schedule “E” to Fees By-law No. 2012-039, as amended, Planning, By-law and Building Services within the **Planning Fees** section by deleting Plan of Condominium Application and replacing it with the following:

Plan of Condominium Application*	Planning Act Sec. 69	\$2,500 plus \$50/lot or unit to be created plus City’s advertising fee
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3. That Council hereby amends Schedule “E” to Fees By-law No. 2012-039, as amended, Planning, By-law and Building Services within the **Planning Fees** section by adding the following:

Draft Plan of Approval Extension*	Planning Act Sec. 69	\$250
-----------------------------------	----------------------	-------

4. That the Clerk of the City of Temiskaming Shores is hereby authorized to make any minor modifications or corrections of an administrative, numerical, grammatical, semantically or descriptive nature or kind to the by-law and schedule as may be deemed necessary after the passage of this by-law, where such modifications or corrections do not alter the intent of the by-law.

Read a first, second and third time and finally passed this 2nd day of February, 2016.

Mayor – Carman Kidd

Clerk – David B. Treen



Memo

To: Mayor and Council
From: Timothy H. Uttley, Fire Chief/CEMC
Date: February 2, 2016
Subject: Project Fire Safety H.O.M.E.
Attachments: None

Mayor and Council:

On January 26, 2016 a letter was received by the fire department announcing that in recognition of the 100th anniversary of the Office of the Fire Marshal and Emergency Management (OFMEM) that the OFMEM announced a major initiative in support of public education efforts of municipal fire departments.

Project H.O.M.E. (Helping Ontario Municipalities Educate) is a \$1.5 million initiative that will assist fire departments in meeting their legislative mandate by offering free educational resources from the Council's Distribution Centre to eligible fire departments.

I am pleased to report to Council that the Temiskaming Shores Fire Department has been provided the opportunity to obtain resources (Public Education Resources) from the Fire Marshal's Public Fire Safety Council at no charge. The value of the Public Education Resources that our department is entitled to under this offer is up to a maximum of \$4,000, which is based on the population of the municipality according to 2011 Statistics Canada data.

In order for our fire department to benefit from this offer, we had to agree to the terms and conditions outlined in the offer. These terms and condition have been reviewed by the Fire Chief and Fire Prevention Officer and subsequently an agreement was authorized by the Fire Chief and forwarded to the Fire Marshal's Public Fire Safety Council.

The opportunity to obtain these valuable resources will certainly enhance our Public Education Initiatives over the term of the offer commencing January 1, 2016 – December 31, 2017. We are very appreciative of the support of the OFMEM in assisting fire departments throughout Ontario in meeting our legislative mandate with respect to public education.

Prepared by:

Reviewed and submitted for
Council's consideration by:

"original signed by"

"original signed by"

Timothy H. Uttley
Fire Chief/CEMC

David B. Treen
Municipal Clerk



Memo

To: Mayor and Council
From: Mitch Lafreniere, Manager of Physical Assets
Date: February 2, 2016
Subject: Municipal Energy Plan – 1st Draft
Attachments: Draft of Municipal Energy Plan

Mayor and Council:

On January 13, 2015 Council adopted By-law No. 2015-022 to enter into agreement with VIP Consultants to assist with the Municipal Energy Plan for the City of Temiskaming Shores.

Attached to this memo, is the first draft of the Municipal Energy Plan which the Manager of Physical Assets would like Council to review and comment on by no later than Friday February 19th, 2016.

Should you have any comments or questions regarding the first draft, please feel free to contact the Manager of Physical Assets.

Prepared by:	Reviewed and approved by:	Reviewed and submitted for Council's consideration by:
"original signed by"	"original signed by"	"original signed by"
<hr/> Mitch Lafreniere Manager of Physical Assets	<hr/> G. Douglas Walsh Director of Public Works	<hr/> David B. Treen Municipal Clerk

Note: The Municipal Energy Plan (MEP) was provided to Council on January 22, 2015 via e-mail and is not attached hereto. Due to the size of the MEP an electronic copy can be obtained through the Clerk's Office

Subject: Equipment Purchase – Light Duty
 Pick-up Trucks

Report No.: PW-004-2016
Agenda Date: February 2, 2016

Attachments

- Appendix 01:** RFP Results
- Appendix 02:** Draft Agreement - Wilson
- Appendix 03:** Draft Agreement - Mathews

Recommendations

It is recommended:

1. That Council for the City of Temiskaming Shores acknowledges receipt of Administrative Report No. PW-004-2016;
2. That Council approves the purchase of two (2) 2016 Chevrolet Silverado light duty trucks from Wilson Chevrolet Buick GMC and directs staff to prepare the necessary by-law and agreement with Wilson’s at a cost of \$57,148.00 plus applicable taxes for consideration at the February 2, 2016 Regular Council meeting; and
3. That Council approves the purchase of two (2) 2016 Ford F150 light duty trucks from Bill Mathews Motors Inc. and directs staff to prepare the necessary by-law and agreement with Bill Mathews at a cost of \$62,510.00 plus applicable taxes for consideration at the February 2, 2016, Regular Council meeting.

Background

In conjunction with the Asset Management and Fleet Replacement Plans, staff deemed it necessary to replace some of the aging light duty trucks. During the recent annual inspection of the light duty fleet, four of the vehicles showed signs of structural fatigue and were considered as unsafe to drive. Council considered and approved the replacement of four light duty vehicles as part of the 2016 budget process.

Request for Proposal PW-RFP-001-2016 was distributed to known suppliers and advertised in the City’s Bulletin and on the web site.

Analysis

Two (2) submissions were received in response to the Request for Proposals prior to the closing date of January 21st, 2016 at 2:00 p.m. The RFP was for the supply and delivery of four standard cab, ½ ton pick-up trucks, with optional items included. (i.e. four wheel drive and eight cylinder engines)

The proposals were reviewed and evaluated in accordance to the requirements of the RFP and the deliverables to be provided by the successful service provider. **Appendix 01 – RFP Results** summarizes the results of the responses received and are summarized as follows:

Vendor	Recommended Option	Total
Wilson Chevrolet Buick GMC	\$28,574.00	\$57,148.00

Bill Mathews Motors Inc.	\$31,255.00	\$ 62,510.00
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During the evaluation of the proposals, discussions were held with the City Manager, Director of Public Works and the Manager of Physical Assets. In order to better determine on-going maintenance and operation costs within the fleet it was suggested that the City consider the purchase of two Chevrolet/GMC models and two Ford models. With the newly acquired Fleet Management Software, staff will be able to track all operating and maintenance costs with these vehicles as well as the remainder of the fleet, assisting in future recommendations and determining more accurate life-cycle costs.

These replacement vehicles will be assigned within the Public Works Department regular fleet, as well as the Environmental Services Division, and the four trucks that have been removed from service will be deemed as surplus and disposed of in accordance with the Disposal of Surplus Assets Policy.

Financial / Staffing Implications

This item has been approved in the current budget: Yes No N/A

This item is within the approved budget amount: Yes No N/A

During 2016 budget discussions, a total of \$120,000 was approved for the purchase of four light duty trucks. The combined cost for the four light duty trucks are illustrated below:

4 Light Duty Trucks =	\$119,658
Non-refundable HST =	\$2,106
Licencing/Plating/Tire Tax =	<u>\$600</u>
Total Cost =	\$122,364

Council approval of the recommendation will require an amendment to the 2016 Municipal Capital Budget adopted, in principal, by Council Resolution No. 2015-720.

The Treasurer will review the monetary requirements outlined in the report and incorporate said budgetary changes into the final budget for presentation to Council at a future date.

Alternatives

No alternatives were considered.

Submission

Prepared by:	Reviewed and approved by:	Reviewed and submitted for Council's consideration by:
“original signed by”	“original signed by”	“original signed by”
_____ Mitch Lafreniere Manager of Physical Assets	_____ G. Douglas Walsh, CET Director of Public Works	_____ David B. Treen Municipal Clerk

Document Title: **PW-RFP-001-2016**

Opening Date: **January 21, 2016**

Inquiry Contact: **Mitch Lafreniere**

Opening Time: **2:00 pm**

Description: **Supply and Delivery of Light Duty Trucks**

Form of Proposal

This is a Request for Proposal; each bidder submits a price along with specific information based on their proposal. Proposals are evaluated based on a pre-determined set of evaluation criteria.

Bidder: **BILL MATHEWS MOTORS** Bidder:

Standard Cab Truck (less HST):	29,305 ⁰⁰
Optional vinyl seats:	NIL
Optional vinyl floor:	NIL
Optional 4 WD (less HST):	INCLUDED
Additional cost 8 Cylinder:	1,950 ⁰⁰

Non Collusion Conflict of Interest

Standard Cab Truck (less HST):	
Optional vinyl seats:	
Optional vinyl floor:	
Optional 4 WD (less HST):	
Additional cost 8 Cylinder:	

Non Collusion Conflict of Interest

Bidder: **WILSON CHEVROLET LTD**

Standard Cab Truck (less HST):	27499 ⁰⁰
Optional vinyl seats:	
Optional vinyl floor:	
Optional 4 WD (less HST):	incl.
Additional cost 8 Cylinder:	1075 ⁰⁰

Non Collusion Conflict of Interest

Tom

Bidder: **WILSON CHEV. LTD**

Standard Cab Truck (less HST):	24184 ⁰⁰
Optional vinyl seats:	
Optional vinyl floor:	
Optional 4 WD (less HST):	2200 ⁰⁰
Additional cost 8 Cylinder:	1075 ⁰⁰

Non Collusion Conflict of Interest

Bidder:

Standard Cab Truck (less HST):	
Optional vinyl seats:	
Optional vinyl floor:	
Optional 4 WD (less HST):	
Additional cost 8 Cylinder:	

Non Collusion Conflict of Interest

Bidder:

Standard Cab Truck (less HST):	
Optional vinyl seats:	
Optional vinyl floor:	
Optional 4 WD (less HST):	
Additional cost 8 Cylinder:	

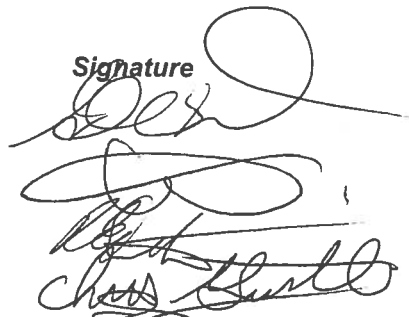
Non Collusion Conflict of Interest

Comment: Since this is a Request for Proposal all submissions are required to be evaluated based on the pre-determined evaluation criteria. Therefore submissions will be reviewed for errors, omissions, accuracy and other criteria by municipal staff prior to any awarding. Subsequently bidders will be informed of the results.

In Attendance:

Print Name
 Douglas Walsh
 Bill Mathew
 Row Sutton
 CHRIS GUSTARD
 Mitch Lafreniere

Representing
 T.S.
 Bill Mathew
 WILSON CHEV
 T.S.
 "

Signature


The Corporation of the City of Temiskaming Shores
By-law No. 2016-000

**Being a by-law to enter into a Purchase Agreement
with Wilson Chevrolet Limited for the supply and
delivery of two (2) 2016 Chevrolet Silverado 1500
half ton trucks**

Whereas under Section 8 of the Municipal Act, 2001, S.O. 2001, c. 25, as amended, the powers of a municipality shall be interpreted broadly to enable it to govern its affairs as it considers appropriate and to enhance the municipality's ability to responds to municipal issues;

And whereas under Section 9 of the Municipal Act, 2001, S.O. 2001, c.25, as amended, a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

And whereas under Section 10 (1) of the Municipal Act, 2001, S.O. 2001, c.25, as amended, a single-tier municipality may provide any service or thing that the municipality considers necessary or desirable for the public;

And whereas Council considered Administrative Report No. PW-004-2016 at the February 2, 2016 Regular Council meeting and directed staff to prepare the necessary by-law to enter into a purchase agreement with Wilson Chevrolet for the supply and delivery of two (2) 2016 Chevrolet Silverado 1500 half ton trucks at a cost of \$57,148 plus applicable taxes for consideration at the February 2, 2016 Regular Council meeting;

Now therefore the Council of The Corporation of the City of Temiskaming Shores hereby enacts the following as a by-law:

1. That Council authorizes the entering into a purchase agreement with Wilson Chevrolet Limited for the supply and delivery of two (2) 2016 Chevrolet Silverado 1500 half ton trucks at a cost of \$57,148 plus applicable taxes attached hereto as Schedule "A" and forming part of this by-law.
2. That the Clerk of the City of Temiskaming Shores is hereby authorized to make minor modifications or corrections of a grammatical or typographical nature to the by-law and schedule, after the passage of this by-law, where such modifications or corrections do not alter the intent of the by-law or its associated schedule.

Read a first, second and third time and finally passed this 2nd day of February, 2016.

Mayor – Carman Kidd

Clerk – David B. Treen



Schedule "A" to

By-law 2016-000

Vehicle Purchase Agreement between

The Corporation of the City of Temiskaming Shores

and

Wilson Chevrolet Limited

For the supply and delivery of two (2) 2016 Chevrolet
Silverado 1500 half ton trucks

This agreement made in duplicate this 2nd day of February, 2016.

Between:

The Corporation of the City of Temiskaming Shores

(hereinafter called “the Owner”)

and

Wilson Chevrolet Limited

(hereinafter called “the supplier”)

Witnesseth:

That the Owner and the Contractor shall undertake and agree as follows:

Article I:

The Supplier will:

- a) Provide two (2) 2016 Chevrolet Silverado 1500 half ton trucks in accordance to the specifications contained in their submission in relation to the following:

**Corporation of the City of Temiskaming Shores
Request for Proposal (PW-RFP-001-2016)
Supply and Delivery of Light Duty Trucks**

- b) Do and fulfill everything indicated by this Agreement and in the Specification attached hereto as Appendix 01 and forming part of this agreement.

Article II:

The Owner will:

- a) Pay the Supplier in lawful money of Canada for the supply and delivery of two (2) 2016 Chevrolet Silverado 1500 trucks in the amount of Fifty-Seven Thousand, One Hundred and Forty-Eight Dollars and Zero cents (\$57,148.00) plus applicable taxes.
- b) Make payment on account thereof upon delivery and completion of the said work and receipt of invoice, in accordance with the City of Temiskaming Shores Purchasing Policy, and with terms of Net 30 days after receiving such invoice.

Article III:

All communications in writing between the parties, or between them and the Engineer shall be deemed to have been received by the addressee if delivered to the individual or to a member of the firm or to an officer of the Owner for whom they are intended or if sent by post or telegram addressed as follows:

The Supplier:

Wilson Chevrolet Limited

100 Wilson Avenue
P.O. Box 100
New Liskeard, Ontario
P0J 1P0

Attn.: Ron Sutton

The Owner:

City of Temiskaming Shores

325 Farr Drive
P.O. Box 2050
Haileybury, Ontario
P0J 1K0

Attn.: Mitch Lafreniere

In witness whereof the parties have executed this Agreement the day and year first above written.

Signed and Sealed in)
the presence of)

Supplier's Seal)
(if applicable))

Municipal Seal)

Wilson Chevrolet Ltd.

Sales Representative – Ron Sutton

Witness

Print Name: _____

Title: _____

**Corporation of the City of
Temiskaming Shores**

Mayor – Carman Kidd

Clerk – David B. Treen



Appendix 01 to
Schedule "A" to

By-law No. 2016-000

Form of Agreement



Specifications

DESCRIPTION	CONFORM		IF NO, INDICATE ALTERNATIVE
	YES	NO	
MAKE/MODEL/YEAR			
Please state the Make/Model/Year of the truck offered for standard cab truck with 8' box: _____	✓		2016 CHEVROLET SILVERADO 1500
Trucks to be have box liners or similar factory installed.	✓		
Trucks to be White in Color The trucks provided shall have a full service franchised dealer located within the City of Temiskaming shores Alternates will be given consideration assuming they meet with the specification and operational requirements of the City of Temiskaming shores. <i>The City reserves the right to request demonstrations to determine the suitability of a given model.</i>	✓		

Initial 



DESCRIPTION	CONFORM		IF NO, INDICATE ALTERNATIVE
	YES	NO	
Successful Proponent shall be a licensed retail motor vehicle dealer in good standing with the Ontario Motor Vehicle Industry Council. The Dealer's history and past performance will be used as part of the selection process. Please enclose copies of applicable licenses. Specify Dealer and Salespersons License Numbers.	✓		G.M. DEALER # 96279 ONT. DEALER 4822284 RON PUTSON SALES # 1586456
All warranty and pre-delivery functions shall be performed by a licensed factory trained mechanic.	✓		
6 cylinder engine or similar	✓		
Trailer towing package	✓		
Engine shall be equipped with a block heater	✓		
Automatic Transmission	✓		
How many days anticipated for delivery of trucks once awarded			Days: <u>60/75</u>
Factory installed Air conditioning	✓		
Radio AM/FM equipped with BlueTooth mobile hands free	✓		
Factory supplied mud flaps installed by Dealer	✓		
Optional four wheel drive priced separately	✓		

Initial REL



City of Temiskaming Shores
PW-RFP-001-2016
Supply and Delivery of New Light Duty Trucks

PW-RFP-001-2016

Contractor's submission of bid to:

The Corporation of the City of Temiskaming Shores

Stipulated Bid Price

We/I, WILSON CHEVROLET LIMITED
(Registered Company Name/Individuals Name)

Of, 100 WILSON AVE. Bx100 NEW LICKERD ONT P0J-1P0
(Registered Address and Postal Code)

Business:

Phone Number (705) - 647-4373

Fax Number (705) - 647-3062

We/I hereby offer to enter into an agreement to supply and install, as required in accordance to the proposal for a price of:

	<u>2WD.</u>	<u>4WD.</u>
Price per standard cab truck (less HST)	\$ <u>24,184.⁰⁰</u>	\$ <u>27,499.⁰⁰</u>
Optional vinyl seats	\$ <u>INCL</u>	\$ <u>INCL</u>
Optional vinyl floor	\$ <u>INCL</u>	\$ <u>INCL</u>
*Optional 4 wheel drive (less HST)	\$ _____	\$ _____
Additional cost to have 8 Cylinder engine	\$ <u>1078.⁰⁰</u>	\$ <u>1078.⁰⁰</u>

* City may consider four wheel drive option.



City of Temiskaming Shores
PW-RFP-001-2016
Supply and Delivery of New Light Duty Trucks

NON COLLUSION AFFIDAVIT

I/ We WILSON CHEVROLET LIMITED the undersigned am fully informed respecting the preparation and contents of the attached quotation and of all pertinent circumstances respecting such bid.

Such bid is genuine and is not a collusive or sham bid.

Neither the bidder nor any of its officers, partners, owners, agents, representatives, employees or parties of interest, including this affiant, has in any way colluded, conspired, connived or agreed directly or indirectly with any other Bidder, firm or person to submit a collective or sham bid in connection with the work for which the attached bid has been submitted nor has it in any manner, directly or indirectly, sought by agreement or collusion or communication or conference with any other bidder, firm or person to fix the price or prices in the attached bid or of any other Bidder, or to fix any overhead, profit or cost element of the bid price or the price of any bidder, or to secure through any collusion, conspiracy, connivance or unlawful agreement any advantage against the City of Temiskaming Shores or any person interested in the proposed bid.

The price or prices quoted in the attached bid are fair and proper and not tainted by any collusion, conspiracy, connivance or unlawful agreement on the part of the Bidder or any of its agents, representatives, owners, employees, or parties in interest, including this affiant.

The bid, quotation or proposal of any person, company, corporation or organization that does attempt to influence the outcome of any City purchasing or disposal process will be disqualified, and the person, company, corporation or organization may be subject to exclusion or suspension.

Signed



Company Name

WILSON CHEVROLET LIMITED

Title

FLEET SALES MGR.



City of Temiskaming Shores
PW-RFP-001-2016
Supply and Delivery of New Light Duty Trucks

Conflict of Interest Declaration

Please check appropriate response:

- I/we hereby confirm that there is not nor was there any actual, or perceived conflict of interest in our quotation submission or performing/providing the Goods/Services required by the Agreement.
- The following is a list of situations, each of which may be a conflict of interest, or appears as potentially a conflict of interest in our Company's quotation submission or the contractual obligations under the Agreement.

List Situations:

In making this quotation submission, our Company has / has no (*strike out inapplicable portion*) knowledge of or the ability to avail ourselves of confidential information of the City (other than confidential information which may have been disclosed by the City in the normal course of the quotation process) and the confidential information was relevant to the Work/Services, their pricing or quotation evaluation process.

Dated at NEW LICKERD this 15 day of JAN., 2016.

FIRM NAME:

WILSON CHEVROLET LIMITED

BIDDER'S AUTHORIZED OFFICIAL:

RON SUTTON

TITLE:

FLEET SALES MGR.

SIGNATURE:



The Corporation of the City of Temiskaming Shores
By-law No. 2016-000

**Being a by-law to enter into a Purchase Agreement
with Bill Mathews Motors Inc. for the supply and
delivery of two (2) 2016 Ford F150 half ton trucks**

Whereas under Section 8 of the Municipal Act, 2001, S.O. 2001, c. 25, as amended, the powers of a municipality shall be interpreted broadly to enable it to govern its affairs as it considers appropriate and to enhance the municipality's ability to responds to municipal issues;

And whereas under Section 9 of the Municipal Act, 2001, S.O. 2001, c.25, as amended, a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

And whereas under Section 10 (1) of the Municipal Act, 2001, S.O. 2001, c.25, as amended, a single-tier municipality may provide any service or thing that the municipality considers necessary or desirable for the public;

And whereas Council considered Administrative Report No. PW-004-2016 at the February 2, 2016 Regular Council meeting and directed staff to prepare the necessary by-law to enter into a purchase agreement with Bill Mathews Motors Inc. for the supply and delivery of two (2) 2016 Ford F150 half ton trucks at a cost of \$62,510 plus applicable taxes for consideration at the February 2, 2016 Regular Council meeting;

Now therefore the Council of The Corporation of the City of Temiskaming Shores hereby enacts the following as a by-law:

1. That Council authorizes the entering into a purchase agreement with Bill Mathews Motors Inc. for the supply and delivery of two (2) 2016 Ford F150 half ton trucks at a cost of \$62,510 plus applicable taxes attached hereto as Schedule "A" and forming part of this by-law.
2. That the Clerk of the City of Temiskaming Shores is hereby authorized to make minor modifications or corrections of a grammatical or typographical nature to the by-law and schedule, after the passage of this by-law, where such modifications or corrections do not alter the intent of the by-law or its associated schedule.

Read a first, second and third time and finally passed this 2nd day of February, 2016.

Mayor – Carman Kidd

Clerk – David B. Treen



Schedule "A" to

By-law 2016-000

Vehicle Purchase Agreement between

The Corporation of the City of Temiskaming Shores

and

Bill Mathews Motors Inc.

For the supply and delivery of two (2) 2016 Ford F150
half ton trucks

This agreement made in duplicate this 2nd day of February, 2016.

Between:

The Corporation of the City of Temiskaming Shores

(hereinafter called “the Owner”)

and

Bill Mathews Motors Inc.

(hereinafter called “the supplier”)

Witnesseth:

That the Owner and the Contractor shall undertake and agree as follows:

Article I:

The Supplier will:

- a) Provide two (2) 2016 Ford F150 half ton trucks in accordance to the specifications contained in their submission in relation to the following:

**Corporation of the City of Temiskaming Shores
Request for Proposal (PW-RFP-001-2016)
Supply and Delivery of Light Duty Trucks**

- b) Do and fulfill everything indicated by this Agreement and in the Specification attached hereto as Appendix 01 and forming part of this agreement.

Article II:

The Owner will:

- a) Pay the Supplier in lawful money of Canada for the supply and delivery of two (2) 2016 Ford F150 trucks in the amount of Sixty-Two Thousand, Five Hundred and Ten Dollars and Zero cents (\$62,510.00) plus applicable taxes.
- b) Make payment on account thereof upon delivery and completion of the said work and receipt of invoice, in accordance with the City of Temiskaming Shores Purchasing Policy, and with terms of Net 30 days after receiving such invoice.

Article III:

All communications in writing between the parties, or between them and the Engineer shall be deemed to have been received by the addressee if delivered to the individual or to a member of the firm or to an officer of the Owner for whom they are intended or if sent by post or telegram addressed as follows:

The Supplier:

Bill Mathews Motors Inc.
260 Armstrong St. N.
New Liskeard, Ontario
P0J 1P0

Attn.: Rod Mathews

The Owner:

City of Temiskaming Shores
325 Farr Drive
P.O. Box 2050
Haileybury, Ontario
P0J 1K0

Attn.: Mitch Lafreniere

In witness whereof the parties have executed this Agreement the day and year first above written.

Signed and Sealed in)
the presence of)

Supplier’s Seal)
(if applicable))

Municipal Seal)

Bill Mathews Motors Inc.

Sales Representative – Rod Mathews

Witness

Print Name: _____

Title: _____

**Corporation of the City of
Temiskaming Shores**

Mayor – Carman Kidd

Clerk – David B. Treen



Appendix 01 to
Schedule "A" to

By-law No. 2016-000

Form of Agreement



Specifications

DESCRIPTION	CONFORM		IF NO, INDICATE ALTERNATIVE
	YES	NO	
MAKE/MODEL/YEAR			
Please state the Make/Model/Year of the truck offered for standard cab truck with 8' box: <u>FORD, F150, 2016</u>	✓		
Trucks to be have box liners or similar factory installed.	✓		
Trucks to be White in Color	✓		
The trucks provided shall have a full service franchised dealer located within the City of Temiskaming shores	✓		
Alternates will be given consideration assuming they meet with the specification and operational requirements of the City of Temiskaming shores.	✓		
<i>The City reserves the right to request demonstrations to determine the suitability of a given model.</i>			

Initial M



DESCRIPTION	CONFORM		IF NO, INDICATE ALTERNATIVE
	YES	NO	
Successful Proponent shall be a licensed retail motor vehicle dealer in good standing with the Ontario Motor Vehicle Industry Council. The Dealer's history and past performance will be used as part of the selection process. Please enclose copies of applicable licenses. Specify Dealer and Salespersons License Numbers.	✓		
All warranty and pre-delivery functions shall be performed by a licensed factory trained mechanic.	✓		
6 cylinder engine or similar	✓		
Trailer towing package	✓		
Engine shall be equipped with a block heater	✓		
Automatic Transmission	✓		
How many days anticipated for delivery of trucks once awarded	✓		Days: <u>60</u>
Factory installed Air conditioning	✓		
Radio AM/FM equipped with BlueTooth mobile hands free	✓		
Factory supplied mud flaps installed by Dealer	✓		
Optional four wheel drive priced separately		✓	ONLY 4X4 AVAILABLE AT THIS TIME

Initial AM



City of Temiskaming Shores
PW-RFP-001-2016
Supply and Delivery of New Light Duty Trucks

PW-RFP-001-2016

Contractor's submission of bid to:

The Corporation of the City of Temiskaming Shores

Stipulated Bid Price

We/I, BILL MATTHEWS MOTORS INC | ROO MATTHEWS
(Registered Company Name/Individuals Name)

Of, 260 ARMSTRONG ST N, NEW LISKEARD, ON, P0T 1A0
(Registered Address and Postal Code)

Business:

Phone Number (705) - 647-4393

Fax Number (705) - 647-7093

We/I hereby offer to enter into an agreement to supply and install, as required in accordance to the proposal for a price of:

Price per standard cab truck (less HST)	\$ <u>29,305.00</u>
Optional vinyl seats	\$ <u>NIC</u>
Optional vinyl floor	\$ <u>NIC</u>
*Optional 4 wheel drive (less HST)	\$ <u>INCLUDED</u>
Additional cost to have 8 Cylinder engine	\$ <u>1950</u>

* City may consider four wheel drive option.



**City of Temiskaming Shores
PW-RFP-001-2016**

Supply and Delivery of New Light Duty Trucks

NON COLLUSION AFFIDAVIT

I/ We BILL MATHEWS MOTORS / Ron Mathews the undersigned am fully informed respecting the preparation and contents of the attached quotation and of all pertinent circumstances respecting such bid.

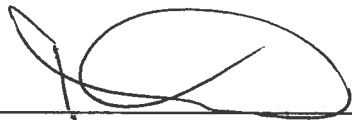
Such bid is genuine and is not a collusive or sham bid.

Neither the bidder nor any of its officers, partners, owners, agents, representatives, employees or parties of interest, including this affiant, has in any way colluded, conspired, connived or agreed directly or indirectly with any other Bidder, firm or person to submit a collective or sham bid in connection with the work for which the attached bid has been submitted nor has it in any manner, directly or indirectly, sought by agreement or collusion or communication or conference with any other bidder, firm or person to fix the price or prices in the attached bid or of any other Bidder, or to fix any overhead, profit or cost element of the bid price or the price of any bidder, or to secure through any collusion, conspiracy, connivance or unlawful agreement any advantage against the City of Temiskaming Shores or any person interested in the proposed bid.

The price or prices quoted in the attached bid are fair and proper and not tainted by any collusion, conspiracy, connivance or unlawful agreement on the part of the Bidder or any of its agents, representatives, owners, employees, or parties in interest, including this affiant.

The bid, quotation or proposal of any person, company, corporation or organization that does attempt to influence the outcome of any City purchasing or disposal process will be disqualified, and the person, company, corporation or organization may be subject to exclusion or suspension.

Signed



Company Name

Bill Mathews Motors

Title

SALES MANAGER



City of Temiskaming Shores
PW-RFP-001-2016
Supply and Delivery of New Light Duty Trucks

Conflict of Interest Declaration

Please check appropriate response:

- I/we hereby confirm that there is not nor was there any actual, or perceived conflict of interest in our quotation submission or performing/providing the Goods/Services required by the Agreement.
- The following is a list of situations, each of which may be a conflict of interest, or appears as potentially a conflict of interest in our Company's quotation submission or the contractual obligations under the Agreement.

List Situations:

In making this quotation submission, our Company has / has no (*strike out inapplicable portion*) knowledge of or the ability to avail ourselves of confidential information of the City (other than confidential information which may have been disclosed by the City in the normal course of the quotation process) and the confidential information was relevant to the Work/Services, their pricing or quotation evaluation process.

Dated at NEW LICHAMON this 20 day of JANUARY, 2016.

FIRM NAME:

Bill MATTHEWS MOTORS

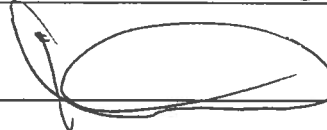
BIDDER'S AUTHORIZED OFFICIAL:

ROD MATTHEWS

TITLE:

SALES MANAGER

SIGNATURE:



Subject: Change Order – VIP Energy Services
Municipal Energy Plan

Report No.: PW-005-2016
Agenda Date: February 2, 2016

Attachments

Appendix 01 – Contract Change Order No. 001

Recommendations

It is recommended:

1. That Council for the City of Temiskaming Shores acknowledges receipt of Administrative Report PW-005-2016; and
2. That Council approves Contract Change Order No. 001 to By-law No. 2015-022, being an agreement with VIP Energy Services in the amount of \$5,000 for consulting services for the preparation of a Municipal Energy Plan for the City of Temiskaming Shores.

Background

In 2015, Council entered into an agreement with VIP Consultants, through By-law No. 2015-022 for \$63,850.00 plus applicable taxes.

This project is almost complete, and Mayor and Council received on February 2nd, 2016 the first draft of the Municipal Energy Plan for their review and comments.

Analysis

For Hydro One customers, such as the City of Temiskaming Shores, VIP Energy would charge an up-front cost of \$5,000 plus HST to prepare the required Ontario Regulation 397/11 submissions. In addition to this, VIP Energy will review all Hydro One invoices collected and put them through a verification process to ensure that they are all correct. Once errors are found, they will go to Hydro One directly on our behalf to have errors fixed and the City and VIP would share the savings on a 50/50 basis.

This would give the City of Temiskaming Shores a fixed cost, and provides a verification service and ensures that any errors are fixed in a timely manner.

Financial / Staffing Implications

This item has been approved in the current budget: Yes No N/A

This item is within the approved budget amount: Yes No N/A

The additional fees for the Regulation 397/11 submissions and cost sharing of any savings resulting from the verification process have not been included in the 2016 General Operating Budget as adopted, in principal, by Council Resolution 2015-719.

If Council approves the Contract Change Order to By-law 2015-022, the Treasurer will review the monetary requirements outlined in the report and incorporate said budgetary changes into the final budget for presentation to Council at a future date.

Alternatives

No alternatives were considered.

Submission

Prepared by:

Reviewed and approved by:

Reviewed and submitted for
Council's consideration by:

"original signed by"

"original signed by"

"original signed by"

Mitch Lafreniere
Manager of Physical Assets

G. Douglas Walsh, CET
Director of Public Works

David B. Treen
Municipal Clerk

Contract Change Order

Project Title: Municipal Energy Plan	Change Order No.:	001
Contractor/Consultant: VIP Energy Services	Contract Value:	\$ 63,850.00
Project No.: PW-RFP-010-2014	CO Value:	\$ 5,000.00
Date: January 13, 2015	Current Contract Value:	\$69,850.00

Project Description

The City entered into an agreement with VIP Energy Services Inc. through By-law No. 2015-022 for consulting services to assist with the preparation of the Municipal Energy Plan for the City of Temiskaming Shores.

Description of Contract Change Order

VIP Energy will review all Hydro One invoices collected and put them through a verification process to ensure that they are all correct. Once errors are found, they will go to Hydro One directly on our behalf to have errors fixed and the City and VIP would share the savings on a 50/50 basis.

Attachments

None

Respectfully received by:

Reviewed and recommended for approval by:

“original signed by”

“original signed by”

Mitch Lafreniere
Manager of Physical Assets

G. Douglas Walsh, CET
Director of Public Works

Subject: Municipal Hazardous or Special
Waste – Orange Drop Event

Report No.: PW-006-2016
Agenda Date: February 2, 2016

Attachments

Appendix 01: Quotation – Drain-All Ltd

Appendix 02: Draft Agreement – Drain-All Ltd.

Recommendations

It is recommended:

1. That Council for the City of Temiskaming Shores acknowledges receipt of Administrative Report PW-006-2016; and
2. That Council directs staff to prepare the necessary by-law to enter into a 2 year agreement with Drain-All Ltd. to provide collection and disposal services for the Orange Drop Events in 2016 (June 4th) and in 2017 (June 3rd) for consideration at the February 2nd, 2016 Regular meeting of Council.

Background

At the Regular Council Meeting on April 2nd, 2013, the City of Temiskaming Shores entered into an agreement with Stewardship Ontario to permit the City to host an Orange Drop Collection Event. By-law No. 2015-025 amended the initial by-law permitting the City to host other events. Stewardship Ontario's Orange Drop Program provides funding for such events and allows Ontario residents with a free, safe and easy way to dispose of those household products they use every day that require special handling when they are finished with them. The extended producer responsibility model covers the costs of collection and disposal once the consumer has finished using the product.

It is felt that it is important to provide such a service on a yearly basis to allow residents of Temiskaming Shores a way to properly dispose of these hazardous products. A yearly collection event will also ensure that these products do not end up being landfilled.

Analysis

The Orange Drop Event which was held in 2015 was a huge success compared to previous events held. There was a substantial increase in participation and household hazardous material delivered. Much of this success can be contributed to the transportation provider, Drain-All Ltd., who hosted the event.

Drain-All Ltd. has provided Staff a quotation based on providing services for Orange Drop Events in 2016 and 2017. After review of the quotation, costs associated with mobilization and operations of the event have not changed from 2015 and there is a

reduction in costs associated with the collection and disposal of some material. **Appendix 01 – Drain-All Quotation** details the costs associated with hosting the Orange Drop events.

Staff is therefore recommending that the City enter into a 2 year agreement with Drain-All Ltd. to provide the necessary services involved in hosting the Orange Drop Events in 2016 and 2017. These events would be held on June 4th, 2016 and on June 3rd, 2017. **Appendix 02** is a draft agreement with Drain-All Ltd.

Financial / Staffing Implications

This item has been approved in the current budget: Yes No N/A

This item is within the approved budget amount: Yes No N/A

Funds have been allocated within the 2016 operating budget to host the 2016 Orange Drop Event.

Alternatives

No alternatives were considered.

Submission

Prepared by:

Reviewed and approved by:

Reviewed and submitted for Council’s consideration by:

“original signed by”

“original signed by”

“original signed by”

 Steve Burnett
 Technical & Environmental
 Compliance Coordinator

 G. Douglas Walsh, CET
 Director of Public Works

 David B. Treen
 Municipal Clerk



Napanee Operations - www.drainall.com
 444 Advance Ave., Napanee, Ontario, K7R 3Z6
 Tel: (613) 354-9393 / 1-800-265-3868 Fax: (613) 354-9076

Appendix 01
 PW-006-2015
 February 2, 2016

January 14, 2016

The City of Temiskaming Shores
 Steve Burnett
 P. O. Box 2050, 325 Farr Dr., Haileybury, Ontario, P0J 1K0

Dear Steve:

We at Drain-All Ltd. (Napanee) are pleased to provide the following quotation for your MHSW events (ORANGE DROP COLLECTION EVENTS) of the following waste material at the event days to be held Saturday, June 4, 2016 and June 3, 2017

PLEASE NOTE: SOME LAB PACK PRICING HAS DECREASED FROM 2015

Mobilization/ Operations **\$ 4,700.00**

This will include: 1 tractor trailer, one supervisor/chemical technician, 2 chemical technicians, and 1 helper; lab packing and loading full drums of waste, and the transportation to Ottawa.

The event time would be from 9:00 am till 2:00 pm, with Drain-All Ltd. employees arriving at the site to set up at 8:00 am. The above pricing also includes: Drain-All Ltd. MOBILE C. of A, check in sheets, all supplies, drums and manifests. All volunteers would receive tyvak suits, safety glasses and gloves from Drain-All. Drain-All Ltd. would assist you in obtaining or renewing your generator number through HWIN.

<u>DESCRIPTION</u>	<u>PRICE 2016/17(\$/lab pack)</u>	<u>ESTIMATED VOLUME</u>
STEWARDSHIP ONTARIO AND/OR PRODUCT CARE		
PHASE ONE MATERIAL		
PAINT	125.00	90 LAB PACKS
BATTERIES	2.80/KG	200 KG
FLAMMABLES	65.00	40 LAB PACKS
AEROSOL	90.00	5 LAB PACKS
SMALL PROPANE	185.00	1 LAB PACK
PESTICIDES	140.00	2 LAB PACKS
FERTILIZERS	90.00	1 LAB PACK
ANTIFREEZE	65.00/BULK DRUMS	1 BULK DRUM
OIL FILTERS	90.00	1 LAB PACK
EMPTY OIL CONTAINERS	0.00/KG	9 BAGS/180 KG
LARGE PROPANE TANKS	0.00/KG	15 TANKS/130 KG
MUNICIPAL	PHASE THREE MATERIAL	
PHARMACEUTICALS	90.00	1 LAB PACK
FIRE EXTINGUISHER	90.00	1 LAB PACK
SHARPS	8.00/KG	5 KG
LIGHT TUBES	0.30/FOOT	800 FEET
LIGHT BULBS	0.80/BULB	200 BULBS
ACIDS	90.00	1 LAB PACK
BASE	90.00	2 LAB PACKS
OXIDIZERS	90.00	1 LAB PACK
OIL DRUM	25.00	4 DRUMS
GASOLINE	90.00/DRUM	1 DRUM
OXIDIZER	90.00	1 LAB PACK



Drain-All

**Napanee Operations - www.drainall.com
444 Advance Ave., Napanee, Ontario, K7R 3Z6
Tel: (613) 354-9393 / 1-800-265-3868 Fax: (613) 354-9076**

Drain-All utilizes 3.3 cubic meter cages to contain the paint. This allows for quick and uniform storage of the 4 liter and 20 liters of paint related material. The cages being loaded by a forklift allows a quicker loading time at the end of the event day.

All above Stewardship Ontario and Product Care materials will be collected to maximize payment from Stewardship Ontario and Product care.

The City of Temiskaming Shores would supply the following: staff (volunteers) to direct traffic, check in vehicles, unload the vehicles, and assist in bulking of oil. 5 –10 people are recommended for ease of operation. This is a cost saving measure for your municipality, as they should be at no cost to the municipality. These people could be environmental groups, service club members, volunteer firefighters, town counselors or any civic-minded persons or groups. The Town would also supply a non –hazardous bin (garbage) and a fork lift.

I look forward to working with you to meet your waste management needs. Should you require any further assistance, please contact me at our Napanee office at 613-354-9393

Sincerely

**Steve Tebworth
HHW Coordinator
Drain-All Ltd. (Napanee Office)**

The Corporation of the City of Temiskaming Shores

By-law No. 2016-000

**Being a by-law to enter into an agreement with Drain-All
Ltd. as a Registered Transporter for the City's Municipal
Hazardous and Special Waste (MHSW) 2016 and 2017
Orange Drop Collection Event**

Whereas under Section 9 of the Municipal Act, 2001, S.O. 2001, c.25, as amended, a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

And whereas under Section 10 (1) of the Municipal Act, 2001, S.O. 2001, c.25, as amended, a single-tier municipality may provide any service or thing that the municipality considers necessary or desirable for the public;

And whereas Council considered Administrative Report No. PW-006-2016 at the February 2, 2016 Regular Council meeting and directed staff to prepare the necessary by-law to enter into a 2 year agreement with Drain-All Ltd. to provide collection and disposal services for the Orange Drop Event scheduled for June 4, 2016 and June 3, 2017 for consideration at the February 2, 2016 Regular Council meeting;

Now therefore the Council of The Corporation of the City of Temiskaming Shores hereby enacts the following as a by-law:

1. That Council authorizes the entering into a two (2) year agreement with Drain-All Ltd. for collection and disposal services relating to the City's Orange Drop Collection Events (Municipal Hazardous and Special Waste – MHSW) scheduled for Saturday, June 4, 2016 and Saturday, June 3, 2017, a copy of which is attached hereto as Schedule "A" and forming part of this by-law; and
2. That the Clerk of the City of Temiskaming Shores is hereby authorized to make any minor modifications or corrections of an administrative, numerical, grammatical, semantically or descriptive nature or kind to the by-law and schedule as may be deemed necessary after the passage of this by-law, where such modifications or corrections do not alter the intent of the by-law.

Read a first, second and third time and finally passed this 2nd day of February, 2016.

Mayor – Carman Kidd

Clerk – David B. Treen



**Schedule "A" to
By-law No. 2016-000**

Agreement between
The Corporation of the City of Temiskaming Shores
and
Drain-All Ltd.
for Collection and Disposal Services related to the City of
Temiskaming Shores' Orange Drop Collection Events 2016
and 2017

This agreement made in duplicate this 2nd day of February, 2016.

Between:

Drain-All Ltd.
(hereinafter called the "Transporter")
Party of the First Part,

And:

The Corporation of the City of Temiskaming Shores
(hereinafter call the "Municipality")
Party of the Second Part,

Whereas the Municipality has entered into an agreement with Stewardship Ontario to permit the municipality to host Municipal Hazardous or Special Waste (MHSW) Services Depot commonly known as "*Orange Drop*";

And whereas the Municipality is obligated to utilize a Service Provider that is registered with Stewardship Ontario as a transporter;

And whereas the Municipality desires to enter into a 2 year agreement with Drain-All Ltd. "*the Transporter*" to perform the obligations of collection and disposal of Municipal Hazardous or Special Waste (MHSW) in regards to collection events in 2016 and 2017;

And whereas the Municipality and the Transporter have agreed to the following terms and conditions, which form part of this Agreement.

Now therefore the parties hereto in consideration of the mutual promises and covenants, set out herein do hereby agree one with the other as follows:

1.0 Definitions

- 1.1 Appointee** means the Director of Public Works or the person acting as such, or any other person authorized by the Director of Public Works;
- 1.2 Collection Services** means all the activities, including those conducted at an Event on behalf of the Municipality for the purpose of receiving, classifying, packing, storing and transferring Obligated MHSW onto transportation vehicles, including the manifesting of the MHSW prior to transportation away from the Event;
- 1.3 Diversion Report** means invoices, MHSW material tonnage reports, or other such documents produced by the Transporter as may be reasonably required to validate Claims Submissions by the Municipality to Stewardship Ontario (SO);
- 1.4 End Processor** means a Service Provider that processes collected Obligated MHSW;

- 1.5 Event** means a one-day or other collection event operated by the Transporter in concert with the Municipality to collect, pack, transport, weigh and process MHSW from the public and/or Exempt Small Quantity ICI Generators;
- 1.6 Exempt Small Quantity ICI Generator or Exempt SQG** means a business that is not required to submit a Generator Registration Report with respect to MHSW under subsection 18(1) of Regulation 347, made under the *Environmental Protection Act* (Ontario), as amended from time to time;
- 1.7 Manifesting** means those activities associated with preparing a manifest for Post-Collection Services in accordance with Regulation 347 made under the *Environmental Protection Act* (Ontario);
- 1.8 Non-Commingled Materials** means the materials identified by Stewardship Ontario that must be packed separately for transportation as per the Packing Standards;
- 1.9 Obligated MHSW** means MHSW designated as Phase I in the Minister’s program request letter to Waste Diversion Ontario received on October 25, 2010 requesting a revised waste diversion program for Phase 1 MHSW and as may be further defined by the Minister from time to time;
- 1.10 Packing Standards** means the Waste Packing Protocols identified by Stewardship Ontario and as may be amended from time to time;

2.0 Collection Events

The Collection Events related to the obligations of the Parties under this Agreement shall be held on **Saturday, June 4, 2016 and Saturday, June 3, 2017** scheduled to commence at 9:00 am and terminate at 2:00 pm. The Parties under this agreement further agree that the termination time may be extended should circumstance warrant (i.e. line-up of vehicles wanting to dispose of MHSW materials)

3.0 Title and Compliance with Laws

Title to all Obligated MHSW collected will belong to Stewardship Ontario from the time of collection. In performing the MHSW services, the Transporter represents and warrants that it will at all times to have all Certificates of Approval and/or Environmental Compliance Approval and any other approvals required and that it will otherwise comply at all times with all applicable laws, regulations and requirements of any governmental authority having jurisdiction, including without limitation the Ontario Ministry of the Environment and the Ontario Ministry of Labour.

4.0 Stewardship Ontario Collection Site Standards

- 4.1 Appendix 01 – Stewardship Ontario Standards**, being Schedule “E” to By-law No. 2013-048, as amended being an agreement between Stewardship Ontario and

the Municipality outlines the policies, standards and guidelines developed by Stewardship Ontario.

- 4.2 The Transporter shall use best efforts to comply with the provisions of all such policies, standards and guidelines as they pertain to the provision of the MHSW Services.

5.0 Indemnity and Insurance

- 5.1 Each party (the “indemnifying Party”) hereby indemnifies and saves harmless the other party (the “indemnified Party”) on its behalf and as trustee for, its respective directors, officers, contractors, employees and agent, from and against any and all manner of actions causes of actions, damages, but not including consequential damages, costs, loss or expenses of whatever kind, including related legal fees on a full indemnity basis which the indemnified Party, its directors, officers, contractors, employees and agents may sustain, incur or be put to by reason of or directly or indirectly arising out of any breach of this Agreement by the other party or any willful misconduct or negligence of the indemnifying Party or any person for whom the indemnifying Party is, at law, responsible, in relation to matters arising out of this Agreement
- 5.2 The Transporter will, during the term of this Agreement maintain at its expense Comprehensive General Liability coverage with limits of not less than \$5,000,000 (five million dollars) per occurrence.
- 5.3 The Comprehensive General Liability policy of insurance referred to in this section will include the Municipality as an additional insured.
- 5.4 The Transporter will deliver a copy of a Certificate of Insurance maintained by the Transporter pursuant to this Agreement, upon the effective date of this Agreement naming the Municipality as an additional insured with the following language:

The City of Temiskaming Shores and its affiliated entities, officers, partners, directors, employees, representatives and agents are included as Additional Insured’s for Comprehensive General Liability. Such coverage is primary and non-contributing.

6.0 Price and Payment

The Municipality will pay for the collection and transportation of MHSW materials as described in **Appendix 02 – Disposal Pricing** to the Transporter.

7.0 Governing Law

This agreement will be governed by and construed in accordance with the laws of the Province of Ontario and the federal laws of Canada applicable therein and each of the parties hereto agrees irrevocably to conform to the non-exclusive jurisdiction of the Courts of such Province.

8.0 Public Courtesy

The Transporter shall ensure that all employees engaged in the collection services are courteous with the general public.

9.0 Workplace Safety and Insurance Act

The Transporter shall at all times pay, or cause to be paid, any assessment or compensation required to be paid pursuant to the *Workplace Safety and Insurance Act*. The Consultant shall make a **Statutory Declaration** when requested by the Municipality that all assessment or compensation have been paid.

10.0 Assignment and Sub-Contractors

10.1 The Transporter shall not **assign or sub-let the contract** or any part thereof or any benefit or interest therein, or there under, without the written consent of the Municipality.

10.2 The Transporter shall be held as fully responsible to the Municipality for the acts and omissions of its sub-contractors and of persons directly or indirectly employed by it as for the acts and omissions of persons directly employed by it.

In witness whereof the parties have executed this Agreement the day and year first above written.

Signed and Sealed in)
the presence of)

Drain-All Ltd.

Contractor`s Seal)
(if applicable))

Manager – Steve Tebworth

Witness

Print Name: _____

Title: _____

Municipal Seal)

**Corporation of the City of
Temiskaming Shores**

Mayor – Carman Kidd

Clerk – David B. Treen

Schedule “E” – Stewardship Ontario Standards

Commingled Materials

- Fertilizers, and the containers in which they are contained;
- Pesticides, and the containers in which they are contained;
- Solvents, and the containers in which they are contained;
- Single-use dry cell batteries (collected at Events), and
- Aerosols, as defined under Paints & Coatings, Pesticides and Solvents;

that are Obligated MHSW.

Non-Commingled Materials

- Antifreeze, and the container in which they are contained;
- Containers that have a capacity of 30 litres or less that were manufactured and used for the purpose of containing lubricating oil;
- Oil filters – after they have been used for their intended purpose;
- Paints and Coatings, and containers in which they are contained;
- Pressurized containers; and
- Single-use dry cell batteries (collected at Depots),

that are Obligated MHSW.

The following are Stewardship Ontario’s MHSW collection Site Standards applicable to this agreement as of the date of this agreement. Revisions to these standards will be posted on www.stewardshipontario.ca

2016 Disposal Pricing



Napanee Operations - www.drainall.com
444 Advance Ave., Napanee, Ontario, K7R 3Z6
Tel: (613) 354-9393 / 1-800-265-3868 Fax: (613) 354-9076

January 14, 2016

The City of Temiskaming Shores
Steve Burnett
P. O. Box 2050, 325 Farr Dr., Haileybury, Ontario, P0J 1K0

Dear Steve:

We at Drain-All Ltd. (Napanee) are pleased to provide the following quotation for your MHSW events (ORANGE DROP COLLECTION EVENTS) of the following waste material at the event days to be held Saturday, June 4, 2016 and June 3, 2017

PLEASE NOTE: SOME LAB PACK PRICING HAS DECREASED FROM 2015

Mobilization/ Operations **\$ 4,700.00**

This will include: 1 tractor trailer, one supervisor/chemical technician, 2 chemical technicians, and 1 helper; lab packing and loading full drums of waste, and the transportation to Ottawa.

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<u>DESCRIPTION</u> VOLUME	<u>PRICE 2016/17(\$/lab pack)</u>	<u>ESTIMATED</u>
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LARGE PROPANE TANKS	0.00/KG	15 TANKS/130 KG
MUNICIPAL		PHASE THREE MATERIAL
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FIRE EXTINGUISHER	90.00	1 LAB PACK
SHARPS	8.00/KG	5 KG

LIGHT TUBES	0.30/FOOT	800 FEET
LIGHT BULBS	0.80/BULB	200 BULBS
ACIDS	90.00	1 LAB PACK
BASE	90.00	2 LAB PACKS
OXIDIZERS	90.00	1 LAB PACK
OIL DRUM	25.00	4 DRUMS
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OXIDIZER	90.00	1 LAB PACK



Drain-All

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I look forward to working with you to meet your waste management needs. Should you require any further assistance, please contact me at our Napanee office at 613-354-9393

Sincerely

Steve Tebworth
HHW Coordinator
Drain-All Ltd. (Napanee Office)

Subject: Lease Agreement - Timiskaming
Tumblers Gymnastics Club

Report No.: RS-004-2016
Agenda Date: February 2, 2016

Attachments

Appendix 01: Gymnastics Club Proposal

Appendix 02: Lease Agreement – Timiskaming Tumblers Gymnastics Club

Recommendations

It is recommended:

1. That Council for the City of Temiskaming Shores acknowledges receipt of Administrative Report No. RS-004-2016; and
2. That Council direct staff to prepare the necessary by-law to enter into a lease agreement with the Timiskaming Tumblers Gymnastics Club at a rate of \$750/month for four (4) months to be considered at the February 2, 2016 Regular Council meeting.

Background

Approximately five years ago, the municipality engaged the community in the development of a local gymnastics Club. A volunteer Executive was formed, became incorporated, funds were raised for equipment, Instructors trained and use of the school gymnasium at Les Navigateurs was secured.

This location was ideal however it did require that the coaches and volunteers were required to set up and take down the equipment each week and programs could only be offered on Sunday and Mondays.

In December of 2015, the Director was approached by the Club looking for a venue that they could use that would allow them to leave the equipment up. A number of venues were looked at in Temiskaming Shores and the surrounding areas.

The most beneficial for the Gymnastics Club was the upper hall in the New Liskeard Arena as the ceiling was high enough at the peak, washrooms were easily accessible, and it was a central location.

Analysis

The New Liskeard Arena Hall is not booked regularly for private rentals such as weddings, and is randomly used for workshops, NOHA training sessions, during hockey tournaments, figure skating test days, and fitness classes on an as required basis. Rental fees collected in 2015 were \$2,851.00.

During budget deliberations in 2015 and 2016 it was determined at the Building and Maintenance Committee meetings and Recreation Services Committee meetings that the funding for improvements (kitchen facilities, heating, and a/c) to the New Liskeard Arena Hall would be put on hold until future use of other municipal halls were confirmed.

At the time of the request from the Gymnastics Club there were a few rentals already in place for the venue including the James Bay Figure Skating Competition at the end of January, Franco-Folie Festival and the Ron Baker Memorial Hockey Tournament in April, tentative use by the Biker's Reunion in July and two weddings in the month of July.

Through discussion with the Gymnastics Club and consultation with the current rentals is was agreed that the Gymnastics Club would set up following the January rental and operate from February 7th to the beginning of June, taking down and storing the equipment for the Ron Baker and Biker's Reunion if required and totally removing all equipment for the wedding rentals in July.

Operating the program from this venue provides the potential for an increase in gymnastic programming in the community, increases the visibility of the sport, and provides a consistent use of space. No alterations to the space will be required except for heightening the lighting fixtures which is a simple matter and installing an extra light in the coat check area. If after the four month pilot of the program in this venue is successful, the municipality and the club will consider a long term lease agreement for exclusive use of the space by the Gymnastics Club.

Through discussions with the Gymnastics Club and the Director of Recreation Services a proposal (Attached as Appendix No. 1 to the report) was presented to the Recreation Committee on January 11th, 2016 and the following Recommendation passed:

Recommendation RS-2016-05

Moved by: Amber Sayer

Seconded by: Richard Beauchamp

Be it recommended that:

- 1. The Recreation Services Committee reviewed the proposal from the Timiskaming Tumbler's Gymnastics Club in regard to the use of the New Liskeard Arena Hall for the program and*
- 2. That the Recreation Services Committee approve the use of the New Liskeard Arena Hall for the period from February to June 2016 at a fee of \$750.00 plus applicable taxes and to consider entering into a long term lease agreement in August of 2016 should the program be successful in this location and following public consultation.*

Financial / Staffing Implications

This item has been approved in the current budget: Yes No N/A

This item is within the approved budget amount: Yes No N/A

The rental rate agreed upon by the Gymnastics Club is \$750.00 plus applicable taxes per month for a period of four months and they will be responsible for the daily cleaning and maintenance of the hall, kitchen area and washrooms and the provision of paper products for the washrooms. Municipal staff will be required to prepare the hall for the rentals that have currently been booked and clean afterwards for the setup of the gymnastics equipment.

The municipality may also assist the Gymnastics Club with the storage of the equipment during rentals if the municipal trailer is available.

2016 Revenue: \$750 X 4 months \$3,000 plus applicable taxes

2015 rental revenue was \$2,851 for the year.

Expenditures: Hydro/heating for the hall is not separated out from the Arena costs.

Alternatives

No alternatives were considered.

Submission

Prepared by:

Reviewed and submitted for
Council's consideration by:

"original signed by"

"original signed by"

Tammie Caldwell
Director of Recreation Services

Christopher W. Oslund
City Manager

2016 GYMNASTICS CLUB PROPOSAL FOR USE OF NL ARENA HALL

- Club would have use of the hall beginning February 1st to move in
- Club programs to begin February 7th
- City may provide a trailer for moving equipment from Navigateurs to Arena Hall (to be confirmed)
- City will arrange to have the hall lights heightened and will consider changing some of the light domes and/or bulbs to LED to make the hall lighting brighter.
- Larger, more heavier equipment to be put away and stored in the coat check area for the Ron Baker Memorial Hockey Tournament April 1 to 3, make effort to eliminate using more than this area, possibility to utilize trailer for storage of equipment that weekend (to be confirmed).
- The City will clean the hall floor and washrooms after the Ron Baker Rental on the Monday morning (Club may want to consider not running program on the Monday so there is time to put the equipment back in place).
- Equipment to be removed from the facility as of June 24th to accommodate any usage by the Biker's Reunion and two weddings in July. Possibility of use of city trailer for storage or rental of storage unit from JPL for the month with cost to be covered by the gymnastics club.
- In March, the Club is to inform the Director of Recreation if they wish to remain in the facility exclusively as of August 8th (date to be confirmed as the cleanup following the Biker's Reunion requires majority of staff time, this would also be the time that light fixtures could be changed to make it brighter.)
- The Director will seek approval for this in May.
- If approved, City will clean the hall/washrooms/kitchen area the week of August 1st to permit club to move in August 8th.
- Cost to rent the facility will be \$750 plus applicable taxes for the months of February, March, April and May of 2016.
- City will consider monthly rental fee if club is not using the hall between sessions when seeking approval for exclusive use in May.
- Note, that there is no air conditioning in the hall.

**The Corporation of the City of Temiskaming Shores
By-law No. 2016-000**

**Being a by-law to authorize the entering into a Lease
Agreement with the Timiskaming Tumblers Gymnastics
Club for the Don Shepherdson Memorial Arena Hall**

Whereas under Section 9 of the Municipal Act, 2001, S.O. 2001, c.25, as amended, a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

And whereas under Section 10 (1) of the Municipal Act, 2001, S.O. 2001, c.25, as amended, a single-tier municipality may provide any service or thing that the municipality considers necessary or desirable for the public;

And whereas Council considered Administrative Report No. RS-004-2016 at the February 2, 2016 Regular Council meeting and directed staff to prepare the necessary by-law to enter into an agreement with the Timiskaming Tumblers Gymnastics Club for the lease of the new Liskeard Arena Hall facility for consideration at the February 2, 2016 Regular Council meeting.

Now therefore the Council of The Corporation of the City of Temiskaming Shores enacts the following as a by-law:

1. That the Mayor and Clerk be authorized to execute an agreement with the Timiskaming Tumblers Gymnastics Club for a four (4) month lease of the Don Shepherdson Memorial Arena Hall in the amount of \$750/month, a copy of which is attached hereto as Schedule "A", and forms part of this by-law;
2. That the Clerk of the City of Temiskaming Shores is hereby authorized to make minor modifications or corrections of a grammatical or typographical nature to the by-law and schedule, after the passage of this by-law, where such modifications or corrections do not alter the intent of the by-law or its associated schedule.

Read a first, second and third time and finally passed this 2nd day of February, 2016.

Mayor – Carman Kidd

Clerk – David B. Treen



Schedule "A" to

By-law No. 2016-000

Agreement between

The Corporation of the City of Temiskaming Shores

and

Timiskaming Tumbler's Gymnastics Club

for the lease of the Don Shepherdson Memorial Arena Hall
for the operation of a Gymnastics Club and Program

This Lease Agreement made on the 2nd day of February, 2016;

Between:

The Corporation of the City of Temiskaming Shores
(herein referred to as “the City”)

And:

Timiskaming Tumbler’s Gymnastics Club
(herein referred to as “the Tenant”)

Witnesses that in consideration of the rents reserved and the covenants and provisos herein contained on the part of the Tenant, the Landlord hereby leases to the Tenant those certain Lands situated in the City of Temiskaming Shores, in the District of Timiskaming, being the Don Shepherdson Memorial Arena Hall, hereinafter referred to as the “Lands”. To hold the Lands for a term **commencing on the 1st day of February, 2016 and ending on the 30th day of June, 2016**. The rent in respect of the Lands shall be the sum of **\$750.00 + HST per month**, payable on the 1st day of each month. Rental payments shall be made to The Corporation of the City of Temiskaming Shores, or as otherwise directed by the Landlord.

It is acknowledged that the Lands are limited to the following areas: the upstairs arena hall (85’ by 50’), kitchen area and washrooms, having an entrance off of Wellington Street (hereinafter referred to as “the building”)

Section One – Tenant’s Covenants:

The Tenant covenants with the Landlord as follows;

- (a) **To pay rent** – to pay rent in the amount of \$750.00 plus HST per month; payable the first of each month.
- (b) **Maintenance** – to be responsible for the daily cleaning of the premises and the provision of paper products for the washrooms.
- (c) **Compliance with by-laws** – to comply with and conform to the requirements of every applicable statute, law, by-law, regulation, requirement and order from time to time in force during the term of this agreement, and any extension thereof, affecting the condition, maintenance, use or occupation of the Lands or the Building; and in so doing the Tenant shall make the necessary alterations, repair, or addition to or deletion from any part of the Building or any equipment or other facility used in connection with or appurtenant to the Lands provided that the use of any part of the Lands as a non-conforming use under the applicable zoning by-law is not a violation of the provisions of this paragraph.
- (d) **Maintenance and Repairs** – during the term of the lease, and any extension

thereof, to keep the said Lands and Building, including windows, fixtures and fittings therein, in good repair; reasonable wear and tear, damage by fire, lightning, tempest, flood, explosion, act of God or the Queen’s enemies, riot, civil commotion, insurrection, structural defects and other causes not the fault or responsibility of the Tenant or any of its employees only, excepted; and to deliver them upon such condition on the termination of the lease.

- (e) **Maintenance of adjacent areas** – during the term of the lease and any extension thereof to keep and maintain the sidewalks, area ways and rights of way adjacent to the buildings clean and free from rubbish, ice and snow.
- (f) **Waste** – not to suffer any waste or injury to the Lands, or any part thereof, and not to use or occupy the Lands, or any part thereof, or permit them to be used or occupied for an unlawful purpose.
- (g) **Insurance** – not to use the Lands or permit items to be used for any purpose which may render the insurance on the building void and if the rate of insurance is increased as a result of anything done upon the Lands by the Tenant, the Tenant will pay to the Landlord as additional rent the amount by which the insurance premiums are so increased. In addition, and in any event, the Tenant, shall during the term of the lease and any renewals, at its sole costs and expense, keep in full force and effect, in the names of the Landlord and the Tenant, public liability insurance applying to all operations of the Tenant, which include bodily injury liability and property damage liability. Such policy or policies shall be for not less than \$5,000,000.00 per occurrence. The Tenant shall produce to the Landlord a Certificate of Insurance confirming the above coverage. The Tenant shall not be responsible for environmental liability relative to the gasoline pumps and tanks situated on the Lands, but shall be responsible for environmental liabilities arising from its own negligence, carelessness or willful acts and those of its employees, agents and officers.
- (h) **Alterations, new structures** – except as herein provided, not to make or permit to be made any major structural alteration, addition, change or improvement to the Lands without obtaining the prior written approval of the Landlord, which approval shall not be unreasonably withheld provided the Tenant has fully complied with the terms, covenants and conditions of the lease.
- (i) **Replacement of damaged building** – in the event that the complete destruction of or damage to the Building, or partial damage to the Building, results in the Tenant’s inability to reasonably carry on his business therein the Tenant is permitted to terminate this lease by providing notice to the Landlord within fifteen (15) days of the happening of the damage or destruction. If the Tenant chooses not to terminate the lease within fifteen (15) days from the damage or destruction, the Landlord shall begin the repair or replacement thereof and with due diligence, repair or reconstruct the Building or replace the Building with another building of the same type and character and of equal value. After completing the repair, reconstruction or replacement, the balance of any insurance proceeds or other

proceeds available by reason thereof belong absolutely to the Landlord.

- (j) **View state of repair** – to permit the Landlord at all reasonable times to enter and view the state of repair of the Building.
- (k) **Surrender** – at the expiry of the term, or the extension thereof, or sooner termination, to quit the Lands and the Building and surrender in good order and condition, the Building and other improvements which belong to the Landlord.
- (l) **Nuisance** – not to do or permit a nuisance.
- (m) **Construction liens** - to procure the prompt discharge, at the Tenant’s expense, of all construction liens claimed in respect of the Lands and resulting from construction undertaken by the Tenant and for which the Tenant is responsible.
- (n) **Assignment** - not to sublet the Lands or any part thereof.
- (o) **Indemnities** – to indemnify the Landlord against all liabilities, damages, costs, claims, loss or actions arising out of:
 - (i) a breach, violation or non-performance of a covenant, condition or agreement in this lease on the part of the Tenant to be observed or performed;
 - (ii) damage to the property of the Tenant, or subtenant or licensee of the Tenant and persons claiming through the Tenant, or damage to other property except where the damage has been caused by the negligence of the Landlord; and
 - (iii) injury to or the death of a person or persons occurring on the Lands or the area adjacent thereto, except where the injury has been caused by the negligence of the Landlord.
- (p) **Distress** – subject to the rights of the first leasehold mortgage, all goods, chattels and property of the Tenant, from time to time on the Lands or in the Building, are subject to distress.
- (q) **Use of Building** – not to permit the Building to be used for any purpose other than to carry on the business of a Gymnastics program and not to carry on or permit to be carried on therein any other trade or business without the consent in writing of the Landlord; provided that the Tenant shall be entitled to operate a small engine repair shop on the site in conjunction with one of the other uses specified herein.
- (r) **Name of Building** – not to name the Building or permit it to be named without the consent of the Landlord; such approval shall not be unreasonable withheld.
- (s) **Signs** – not to use the outer walls or windows of the Building for any notice or name plate except as approved by the Landlord; such approval shall not be unreasonable withheld.

Section Two – Landlord’s Covenants

The Landlord covenants with the Tenant as follows:

- (a) **Easements** – that if its consent is required in connection with the granting of easements for water, gas, steam, electricity, telephone and sewers or storm drains, consent will not be unreasonably withheld.
- (b) **Lands** – to offer up the Lands at the commencement of the term of this lease and at the commencement of any term of renewal in a state of good repair and to allow the Tenant to examine such Lands to confirm such state of repair at the commencement of this term and any renewal.
- (c) **Snow Removal** – The Landlord will be responsible for clearing snow in the parking area in front of the Building as per the City’s regular winter maintenance schedule.

Section Three – Provisos

- (a) **Renovating of fixtures** – At the expiry or earlier termination of the lease or any extension thereof, the Tenant may remove its fixtures and the fixtures of its subtenants and licensees and any persons claiming through them as long as the Tenant either compensates the Landlord for or repairs the damage resulting from the installation or removal of the fixtures.
- (b) **Monthly tenancy** – If upon the termination of this lease, or any extension thereof, the Landlord permits the Tenant to remain in possession of the Lands and accepts rent, a tenancy from year to year is not created by implication of law and the Tenant is deemed to be a monthly tenant only, subject to all the terms and conditions of this lease as to duration.
- (c) **Non-waiver** – Any condoning, excusing or overlooking by the Landlord of any default, breach or non-observance by the Tenant of any covenant, proviso or condition herein contained does not constitute a waiver of the Landlord’s rights hereunder in respect of any continuing or subsequent default, breach or non-observance and does not defeat or affect in any way the rights of the Landlord hereunder in respect of any continuing or subsequent default, breach or non-observance. All rights and remedies herein contained on the part of the Landlord are deemed to be cumulative and not alternative.
- (d) **Surrender** – No surrender of the lease by the Tenant is valid unless accepted in writing by the Landlord. A thirty day notice is required to be given by the Tenant and the Landlord before such termination of the lease.
- (e) **Default provisions** – Whenever;
 - (i) The Tenant defaults in the payment of any installment of rent, or of any other sum payable hereunder, and the default continues for thirty (30) days; or

- (ii) The Tenant fails to perform or observe any of the covenants, agreements or provisions, conditions or provisos contained in this lease on the part of the Tenant (other than the payment of rent or other sums of money) and the failure continues for, or is not remedied within thirty (30) days next after the giving of written notice by the Landlord to the Tenant, or if the term hereby granted is taken in execution or attachment, it is lawful for the Landlord to enter upon the Lands or any part thereof in the name of the whole and this shall be at the option of the Landlord and with or without entry may terminate the lease and all the rights of the Tenant with respect to the Lands shall be absolutely forfeited. If the condition complained of reasonably requires more time to cure than the thirty day period aforesaid, the Tenant is deemed to have complied with the remedying thereof if the Tenant has commenced remedying or curing the condition within the thirty day period and diligently thereafter completes the same. Upon termination of the lease, the Landlord shall not disturb the possession of any subtenant of the Building pursuant to a sublease, or an agreement to sublease, as long as the subtenant is not in default in the performance of his obligation under the sublease or agreement to sublease.
- (f) **Bankruptcy of tenant** – The bankruptcy, insolvency or reorganization of the Tenant under any laws then applicable, or the appointment of a trustee for the benefit of creditors or a receiver, shall not be deemed a breach of this lease as long as the provisions of this lease are otherwise complied with.
- (g) **Mortgage and disposition of reversion** – Nothing in this lease precludes the Landlord from mortgaging or disposing of the reversion in the Lands.
- (h) **Right of termination by the Landlord** - The Landlord shall have the right to terminate this lease forthwith by leaving upon the premises, or sent by ordinary mail to his usual place of business, thirty (30) days notice in writing of its intention, and thereupon any payments owing to the Tenant under this lease shall be computed, apportioned and paid in full to the date of such termination, and the Tenant shall immediately deliver up possession of the Premises to the Landlord, and the Landlord may re-enter and take possession of the premises.
- (i) **Notices** – All notices given pursuant to this lease are sufficiently given if mailed, prepaid and registered, in the case of the Landlord, addressed as follows:

City of Temiskaming Shores
P.O. Box 2050
Haileybury, Ontario
P0J 1K0

and in the case of the Tenant addressed to the Tenant at:

Timiskaming Tumblers Gymnastics Club
c/o P.O. Box 1161

New Liskeard, Ontario
P0J 1P0

unless either party gives notice to the other of a change of address by registered mail. The date of receipt of any notice is deemed to be seven days after mailing.

- (j) **Amendment** – This lease may not be modified or amended except by an instrument in writing signed by the parties hereto or by their successors or assigns.
- (k) **Binding Effect** – The terms and provisions of this lease extend to, are binding upon and ensure to the benefit of the parties, their successors and assigns and shall be interpreted according to the laws of the Province of Ontario.
- (l) **Captions** – The captions appearing at the headings of the paragraphs in this lease have been inserted as a matter of convenience and for reference only and in no way define, limit or enlarge the scope of meaning of this lease or any of its provisions.

In witness whereof the parties have executed this Agreement the day and year first above written.

Signed and Sealed in)
the presence of)

Timiskaming Tumblers Gymnastics Club

Kathy Demarce

Witness

Print Name: _____

Title: _____

Municipal Seal)

**Corporation of the City of
Temiskaming Shores**

Mayor – Carman Kidd

Clerk – David B. Treen

The Corporation of the City of Temiskaming Shores

By-law No. 2016-015

**Being a by-law to amend By-law No. 2012-101, as amended
being a by-law to Regulate Traffic and Parking of vehicles in
the City of Temiskaming Shores**

Whereas Section 10(2) of the Municipal Act, 2001, S.O. 2001, c. 25, as amended, authorizes a municipality to pass by-laws respecting the health, safety and well-being of persons;

And whereas Section 102.1(1) of the Municipal Act, 2001, S.O. 2001, c. 25, as amended, provides that a municipality may require a person to pay an administrative penalty if the municipality is satisfied that the person has failed to comply with any by-laws respecting the parking, standing or stopping of vehicles;

And whereas the Council of the Corporation of the City of Temiskaming Shores has adopted By-law No. 2012-101 on November 6, 2012 regulating traffic and parking of vehicles in the City of Temiskaming Shores;

And whereas Council considered Administrative Report No. PW-003-2016 at the January 19, 2016 Regular Council meeting and directed staff to prepare the necessary by-law to amend By-law No. 2012-101 being a by-law to regulate Traffic and Parking for consideration at the February 2, 2016 Regular Council meeting;

Now therefore the Council of the Corporation of the City of Temiskaming Shores hereby enacts the following as a by-law:

1. That Council hereby amends By-law No. 2012-101, more specifically Appendix 7 – Loading Zone of Schedule “A” by removing Item 1 Broadway Street Rorke to Hardy on the south side.
2. That Council hereby amends By-law No. 2012-101, more specifically Appendix 26 – Designated School/Pedestrian Crosswalks of Schedule “A” by adding the following crosswalk:

	<u>Street</u>	<u>At</u>
	Rorke Avenue	Haileybury Public School

3. That Council hereby amends By-law No. 2012-101, more specifically Appendix 27 – Designation of Speed Limits on Highways or Portions of Streets within the City of Temiskaming Shores – Table (2) School Zones – Maximum rate of speed – 40 kilometres per hour by removing the following:

<u>Street</u>	<u>From</u>	<u>To</u>
Lakeshore Road North	Wedgewood Avenue	Broadwood Avenue

4. That Council hereby amends By-law No. 2012-101, more specifically Appendix 27 – Designation of Speed Limits on Highways or Portions of Streets within the City of Temiskaming Shores – Table (6) Maximum rate of speed – 80 kilometres per hour by adding the following:

<u>Street</u>	<u>From</u>	<u>To</u>
All gravel or bituminous treated rural roadways unless described elsewhere within this by-law.		

5. That Council hereby amends By-law No. 2012-101, more specifically Appendix 28 – Designated Community Safety Zones of Schedule “A” by adding the following Community Safety Zone:

	<u>Street</u>	<u>From</u>	<u>To</u>
11	Latchford Street	Ethel Street	Probyn Street

6. That Council hereby amends By-law No. 2012-101, more specifically Article 10.3 Speed Limit in School Zones by deleting ***between the hours of 8:00 a.m. and 5:00 p.m.*** and replacing it with ***between the hours of 8:00 a.m. and 8:00 p.m.***

7. That Council hereby amends By-law No. 2012-101, by adding Article 10.4 which reads as follows:

10.4 Speed Limit in Community Safety Zone

To prescribe a rate of speed for *vehicles* driven upon the portion of a *street* so designated in Appendix “28” attached hereto and form part of this By-law each calendar day between the hours of 8:00 a.m. and 8:00 p.m. at which such speed is effective.

8. That Council hereby amends By-law No. 2012-101, more specifically Appendix 28 – Designated Community Safety Zones by adding the following:

<u>Street</u>	<u>From</u>	<u>To</u>
Driftwood Court	All of	
St. Josephs Court	All of	
Latchford Street	Ethel Street	Probyn Street
Probyn Street	Rorke Avenue	Hardy Street

9. That this by-law shall come into force and take effect on the date of its final passing.

10. That the Clerk of the City of Temiskaming Shores is hereby authorized to make any minor modifications or corrections of an administrative, numerical, grammatical, semantically or descriptive nature or kind to the By-law and schedule as may be deemed necessary after the passage of this By-law, where such modifications or corrections do not alter the intent of the By-law.

Read a first, second and third time and finally passed this 2nd day of February, 2016.

Mayor – Carman Kidd

Clerk – David B. Treen

The Corporation of the City of Temiskaming Shores

By-law No. 2016-016

**Being a by-law to enter into a Purchase Agreement
with Bill Mathews Motors Inc. for the supply and
delivery of two (2) 2016 Ford F150 half ton trucks**

Whereas under Section 8 of the Municipal Act, 2001, S.O. 2001, c. 25, as amended, the powers of a municipality shall be interpreted broadly to enable it to govern its affairs as it considers appropriate and to enhance the municipality's ability to responds to municipal issues;

And whereas under Section 9 of the Municipal Act, 2001, S.O. 2001, c.25, as amended, a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

And whereas under Section 10 (1) of the Municipal Act, 2001, S.O. 2001, c.25, as amended, a single-tier municipality may provide any service or thing that the municipality considers necessary or desirable for the public;

And whereas Council considered Administrative Report No. PW-004-2016 at the February 2, 2016 Regular Council meeting and directed staff to prepare the necessary by-law to enter into a purchase agreement with Bill Mathews Motors Inc. for the supply and delivery of two (2) 2016 Ford F150 half ton trucks at a cost of \$62,510 plus applicable taxes for consideration at the February 2, 2016 Regular Council meeting;

Now therefore the Council of The Corporation of the City of Temiskaming Shores hereby enacts the following as a by-law:

1. That Council authorizes the entering into a purchase agreement with Bill Mathews Motors Inc. for the supply and delivery of two (2) 2016 Ford F150 half ton trucks at a cost of \$62,510 plus applicable taxes attached hereto as Schedule "A" and forming part of this by-law.
2. That the Clerk of the City of Temiskaming Shores is hereby authorized to make minor modifications or corrections of a grammatical or typographical nature to the by-law and schedule, after the passage of this by-law, where such modifications or corrections do not alter the intent of the by-law or its associated schedule.

Read a first, second and third time and finally passed this 2nd day of February, 2016.

Mayor – Carman Kidd

Clerk – David B. Treen



Schedule "A" to

By-law 2016-016

Vehicle Purchase Agreement between

The Corporation of the City of Temiskaming Shores

and

Bill Mathews Motors Inc.

For the supply and delivery of two (2) 2016 Ford F150
half ton trucks

This agreement made in duplicate this 2nd day of February, 2016.

Between:

The Corporation of the City of Temiskaming Shores
(hereinafter called “the Owner”)

and

Bill Mathews Motors Inc.
(hereinafter called “the supplier”)

Witnesseth:

That the Owner and the Contractor shall undertake and agree as follows:

Article I:

The Supplier will:

- a) Provide two (2) 2016 Ford F150 half ton trucks in accordance to the specifications contained in their submission in relation to the following:

**Corporation of the City of Temiskaming Shores
Request for Proposal (PW-RFP-001-2016)
Supply and Delivery of Light Duty Trucks**

- b) Do and fulfill everything indicated by this Agreement and in the Specification attached hereto as Appendix 01 and forming part of this agreement.

Article II:

The Owner will:

- a) Pay the Supplier in lawful money of Canada for the supply and delivery of two (2) 2016 Ford F150 trucks in the amount of Sixty-Two Thousand, Five Hundred and Ten Dollars and Zero cents (\$62,510.00) plus applicable taxes.
- b) Make payment on account thereof upon delivery and completion of the said work and receipt of invoice, in accordance with the City of Temiskaming Shores Purchasing Policy, and with terms of Net 30 days after receiving such invoice.

Article III:

All communications in writing between the parties, or between them and the Engineer shall be deemed to have been received by the addressee if delivered to the individual or to a member of the firm or to an officer of the Owner for whom they are intended or if sent by post or telegram addressed as follows:

The Supplier:

Bill Mathews Motors Inc.
260 Armstrong St. N.
New Liskeard, Ontario
P0J 1P0

Attn.: Rod Mathews

The Owner:

City of Temiskaming Shores
325 Farr Drive
P.O. Box 2050
Haileybury, Ontario
P0J 1K0

Attn.: Mitch Lafreniere

In witness whereof the parties have executed this Agreement the day and year first above written.

Signed and Sealed in)
the presence of)

Supplier’s Seal)
(if applicable))

Municipal Seal)

Bill Mathews Motors Inc.

Sales Representative – Rod Mathews

Witness

Print Name: _____

Title: _____

**Corporation of the City of
Temiskaming Shores**

Mayor – Carman Kidd

Clerk – David B. Treen



Appendix 01 to
Schedule "A" to

By-law No. 2016-016

Form of Agreement



Specifications

DESCRIPTION	CONFORM		IF NO, INDICATE ALTERNATIVE
	YES	NO	
MAKE/MODEL/YEAR			
Please state the Make/Model/Year of the truck offered for standard cab truck with 8' box: <u>FORD, F150, 2016</u>	✓		
Trucks to be have box liners or similar factory installed.	✓		
Trucks to be White in Color	✓		
The trucks provided shall have a full service franchised dealer located within the City of Temiskaming shores	✓		
Alternates will be given consideration assuming they meet with the specification and operational requirements of the City of Temiskaming shores.	✓		
<i>The City reserves the right to request demonstrations to determine the suitability of a given model.</i>			

Initial M



DESCRIPTION	CONFORM		IF NO, INDICATE ALTERNATIVE
	YES	NO	
Successful Proponent shall be a licensed retail motor vehicle dealer in good standing with the Ontario Motor Vehicle Industry Council. The Dealer's history and past performance will be used as part of the selection process. Please enclose copies of applicable licenses. Specify Dealer and Salespersons License Numbers.	✓		
All warranty and pre-delivery functions shall be performed by a licensed factory trained mechanic.	✓		
6 cylinder engine or similar	✓		
Trailer towing package	✓		
Engine shall be equipped with a block heater	✓		
Automatic Transmission	✓		
How many days anticipated for delivery of trucks once awarded	✓		Days: <u>60</u>
Factory installed Air conditioning	✓		
Radio AM/FM equipped with BlueTooth mobile hands free	✓		
Factory supplied mud flaps installed by Dealer	✓		
Optional four wheel drive priced separately		✓	ONLY 4X4 AVAILABLE AT THIS TIME

Initial pm



City of Temiskaming Shores
PW-RFP-001-2016
Supply and Delivery of New Light Duty Trucks

PW-RFP-001-2016

Contractor's submission of bid to:

The Corporation of the City of Temiskaming Shores

Stipulated Bid Price

We/I, BILL MATTHEWS MOTORS INC | ROO MATTHEWS
(Registered Company Name/Individuals Name)

Of, 260 ARMSTRONG ST N, NEW LISKEARD, ON, P0T 1A0
(Registered Address and Postal Code)

Business:

Phone Number (705) - 647-4393

Fax Number (705) - 647-7093

We/I hereby offer to enter into an agreement to supply and install, as required in accordance to the proposal for a price of:

Price per standard cab truck (less HST)	\$ <u>29,305.00</u>
Optional vinyl seats	\$ <u>NIC</u>
Optional vinyl floor	\$ <u>NIC</u>
*Optional 4 wheel drive (less HST)	\$ <u>INCLUDED</u>
Additional cost to have 8 Cylinder engine	\$ <u>1950</u>

* City may consider four wheel drive option.



**City of Temiskaming Shores
PW-RFP-001-2016**

Supply and Delivery of New Light Duty Trucks

NON COLLUSION AFFIDAVIT

I/ We BILL MATHEWS MOTORS / Ron Mathews the undersigned am fully informed respecting the preparation and contents of the attached quotation and of all pertinent circumstances respecting such bid.

Such bid is genuine and is not a collusive or sham bid.

Neither the bidder nor any of its officers, partners, owners, agents, representatives, employees or parties of interest, including this affiant, has in any way colluded, conspired, connived or agreed directly or indirectly with any other Bidder, firm or person to submit a collective or sham bid in connection with the work for which the attached bid has been submitted nor has it in any manner, directly or indirectly, sought by agreement or collusion or communication or conference with any other bidder, firm or person to fix the price or prices in the attached bid or of any other Bidder, or to fix any overhead, profit or cost element of the bid price or the price of any bidder, or to secure through any collusion, conspiracy, connivance or unlawful agreement any advantage against the City of Temiskaming Shores or any person interested in the proposed bid.

The price or prices quoted in the attached bid are fair and proper and not tainted by any collusion, conspiracy, connivance or unlawful agreement on the part of the Bidder or any of its agents, representatives, owners, employees, or parties in interest, including this affiant.

The bid, quotation or proposal of any person, company, corporation or organization that does attempt to influence the outcome of any City purchasing or disposal process will be disqualified, and the person, company, corporation or organization may be subject to exclusion or suspension.

Signed



Company Name

Bill Mathews Motors

Title

SALES MANAGER



City of Temiskaming Shores
PW-RFP-001-2016
Supply and Delivery of New Light Duty Trucks

Conflict of Interest Declaration

Please check appropriate response:

- I/we hereby confirm that there is not nor was there any actual, or perceived conflict of interest in our quotation submission or performing/providing the Goods/Services required by the Agreement.
- The following is a list of situations, each of which may be a conflict of interest, or appears as potentially a conflict of interest in our Company's quotation submission or the contractual obligations under the Agreement.

List Situations:

In making this quotation submission, our Company has / has no (*strike out inapplicable portion*) knowledge of or the ability to avail ourselves of confidential information of the City (other than confidential information which may have been disclosed by the City in the normal course of the quotation process) and the confidential information was relevant to the Work/Services, their pricing or quotation evaluation process.

Dated at NEW LICHAMON this 20 day of JANUARY, 2016.

FIRM NAME:

Bill MATTHEWS MOTORS

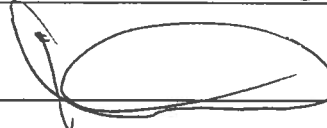
BIDDER'S AUTHORIZED OFFICIAL:

Rob MATTHEWS

TITLE:

SALES MANAGER

SIGNATURE:



The Corporation of the City of Temiskaming Shores

By-law No. 2016-017

**Being a by-law to enter into a Purchase Agreement
with Wilson Chevrolet Limited for the supply and
delivery of two (2) 2016 Chevrolet Silverado 1500
half ton trucks**

Whereas under Section 8 of the Municipal Act, 2001, S.O. 2001, c. 25, as amended, the powers of a municipality shall be interpreted broadly to enable it to govern its affairs as it considers appropriate and to enhance the municipality's ability to respond to municipal issues;

And whereas under Section 9 of the Municipal Act, 2001, S.O. 2001, c.25, as amended, a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

And whereas under Section 10 (1) of the Municipal Act, 2001, S.O. 2001, c.25, as amended, a single-tier municipality may provide any service or thing that the municipality considers necessary or desirable for the public;

And whereas Council considered Administrative Report No. PW-004-2016 at the February 2, 2016 Regular Council meeting and directed staff to prepare the necessary by-law to enter into a purchase agreement with Wilson Chevrolet for the supply and delivery of two (2) 2016 Chevrolet Silverado 1500 half ton trucks at a cost of \$57,148 plus applicable taxes for consideration at the February 2, 2016 Regular Council meeting;

Now therefore the Council of The Corporation of the City of Temiskaming Shores hereby enacts the following as a by-law:

1. That Council authorizes the entering into a purchase agreement with Wilson Chevrolet Limited for the supply and delivery of two (2) 2016 Chevrolet Silverado 1500 half ton trucks at a cost of \$57,148 plus applicable taxes attached hereto as Schedule "A" and forming part of this by-law.
2. That the Clerk of the City of Temiskaming Shores is hereby authorized to make minor modifications or corrections of a grammatical or typographical nature to the by-law and schedule, after the passage of this by-law, where such modifications or corrections do not alter the intent of the by-law or its associated schedule.

Read a first, second and third time and finally passed this 2nd day of February, 2016.

Mayor – Carman Kidd

Clerk – David B. Treen



Schedule "A" to

By-law 2016-017

Vehicle Purchase Agreement between

The Corporation of the City of Temiskaming Shores

and

Wilson Chevrolet Limited

For the supply and delivery of two (2) 2016 Chevrolet
Silverado 1500 half ton trucks

This agreement made in duplicate this 2nd day of February, 2016.

Between:

The Corporation of the City of Temiskaming Shores
(hereinafter called “the Owner”)

and

Wilson Chevrolet Limited
(hereinafter called “the supplier”)

Witnesseth:

That the Owner and the Contractor shall undertake and agree as follows:

Article I:

The Supplier will:

- a) Provide two (2) 2016 Chevrolet Silverado 1500 half ton trucks in accordance to the specifications contained in their submission in relation to the following:

**Corporation of the City of Temiskaming Shores
Request for Proposal (PW-RFP-001-2016)
Supply and Delivery of Light Duty Trucks**

- b) Do and fulfill everything indicated by this Agreement and in the Specification attached hereto as Appendix 01 and forming part of this agreement.

Article II:

The Owner will:

- a) Pay the Supplier in lawful money of Canada for the supply and delivery of two (2) 2016 Chevrolet Silverado 1500 trucks in the amount of Fifty-Seven Thousand, One Hundred and Forty-Eight Dollars and Zero cents (\$57,148.00) plus applicable taxes.
- b) Make payment on account thereof upon delivery and completion of the said work and receipt of invoice, in accordance with the City of Temiskaming Shores Purchasing Policy, and with terms of Net 30 days after receiving such invoice.

Article III:

All communications in writing between the parties, or between them and the Engineer shall be deemed to have been received by the addressee if delivered to the individual or to a member of the firm or to an officer of the Owner for whom they are intended or if sent by post or telegram addressed as follows:

The Supplier:

Wilson Chevrolet Limited

100 Wilson Avenue
P.O. Box 100
New Liskeard, Ontario
P0J 1P0

Attn.: Ron Sutton

The Owner:

City of Temiskaming Shores

325 Farr Drive
P.O. Box 2050
Haileybury, Ontario
P0J 1K0

Attn.: Mitch Lafreniere

In witness whereof the parties have executed this Agreement the day and year first above written.

Signed and Sealed in)
the presence of)

Supplier's Seal)
(if applicable))

Municipal Seal)

Wilson Chevrolet Ltd.

Sales Representative – Ron Sutton

Witness

Print Name: _____

Title: _____

**Corporation of the City of
Temiskaming Shores**

Mayor – Carman Kidd

Clerk – David B. Treen



Appendix 01 to
Schedule "A" to

By-law No. 2016-017

Form of Agreement



Specifications

DESCRIPTION	CONFORM		IF NO, INDICATE ALTERNATIVE
	YES	NO	
MAKE/MODEL/YEAR			
Please state the Make/Model/Year of the truck offered for standard cab truck with 8' box: _____	✓		2016 CHEVROLET SILVERADO 1500
Trucks to be have box liners or similar factory installed.	✓		
Trucks to be White in Color The trucks provided shall have a full service franchised dealer located within the City of Temiskaming shores Alternates will be given consideration assuming they meet with the specification and operational requirements of the City of Temiskaming shores. <i>The City reserves the right to request demonstrations to determine the suitability of a given model.</i>	✓		

Initial 



DESCRIPTION	CONFORM		IF NO, INDICATE ALTERNATIVE
	YES	NO	
Successful Proponent shall be a licensed retail motor vehicle dealer in good standing with the Ontario Motor Vehicle Industry Council. The Dealer's history and past performance will be used as part of the selection process. Please enclose copies of applicable licenses. Specify Dealer and Salespersons License Numbers.	✓		G.M. DEALER # 96279 ONT. DEALER 4822284 RON PUTSON SALES # 1586456
All warranty and pre-delivery functions shall be performed by a licensed factory trained mechanic.	✓		
6 cylinder engine or similar	✓		
Trailer towing package	✓		
Engine shall be equipped with a block heater	✓		
Automatic Transmission	✓		
How many days anticipated for delivery of trucks once awarded			Days: <u>60/75</u>
Factory installed Air conditioning	✓		
Radio AM/FM equipped with BlueTooth mobile hands free	✓		
Factory supplied mud flaps installed by Dealer	✓		
Optional four wheel drive priced separately	✓		

Initial REL



**City of Temiskaming Shores
PW-RFP-001-2016**

Supply and Delivery of New Light Duty Trucks

PW-RFP-001-2016

Contractor's submission of bid to:

The Corporation of the City of Temiskaming Shores

Stipulated Bid Price

We/I, WILSON CHEVROLET LIMITED

(Registered Company Name/Individuals Name)

Of, 100 WILSON AVE. Bx100 NEW LICKERD ONT P0J-1P0

(Registered Address and Postal Code)

Business:

Phone Number (705) - 647-4373

Fax Number (705) - 647-3062

We/I hereby offer to enter into an agreement to supply and install, as required in accordance to the proposal for a price of:

	<u>2WD.</u>	<u>4WD.</u>
Price per standard cab truck (less HST)	\$ <u>24,184.⁰⁰</u>	\$ <u>27,499.⁰⁰</u>
Optional vinyl seats	\$ <u>INCL</u>	\$ <u>INCL</u>
Optional vinyl floor	\$ <u>INCL</u>	\$ <u>INCL</u>
*Optional 4 wheel drive (less HST)	\$ _____	\$ _____
Additional cost to have 8 Cylinder engine	\$ <u>1078.⁰⁰</u>	\$ <u>1078.⁰⁰</u>

* City may consider four wheel drive option.



City of Temiskaming Shores
PW-RFP-001-2016
Supply and Delivery of New Light Duty Trucks

NON COLLUSION AFFIDAVIT

I/ We WILSON CHEVROLET LIMITED the undersigned am fully informed respecting the preparation and contents of the attached quotation and of all pertinent circumstances respecting such bid.

Such bid is genuine and is not a collusive or sham bid.

Neither the bidder nor any of its officers, partners, owners, agents, representatives, employees or parties of interest, including this affiant, has in any way colluded, conspired, connived or agreed directly or indirectly with any other Bidder, firm or person to submit a collective or sham bid in connection with the work for which the attached bid has been submitted nor has it in any manner, directly or indirectly, sought by agreement or collusion or communication or conference with any other bidder, firm or person to fix the price or prices in the attached bid or of any other Bidder, or to fix any overhead, profit or cost element of the bid price or the price of any bidder, or to secure through any collusion, conspiracy, connivance or unlawful agreement any advantage against the City of Temiskaming Shores or any person interested in the proposed bid.

The price or prices quoted in the attached bid are fair and proper and not tainted by any collusion, conspiracy, connivance or unlawful agreement on the part of the Bidder or any of its agents, representatives, owners, employees, or parties in interest, including this affiant.

The bid, quotation or proposal of any person, company, corporation or organization that does attempt to influence the outcome of any City purchasing or disposal process will be disqualified, and the person, company, corporation or organization may be subject to exclusion or suspension.

Signed



Company Name

WILSON CHEVROLET LIMITED

Title

FLEET SALES MGR.



City of Temiskaming Shores
PW-RFP-001-2016
Supply and Delivery of New Light Duty Trucks

Conflict of Interest Declaration

Please check appropriate response:

- I/we hereby confirm that there is not nor was there any actual, or perceived conflict of interest in our quotation submission or performing/providing the Goods/Services required by the Agreement.
- The following is a list of situations, each of which may be a conflict of interest, or appears as potentially a conflict of interest in our Company's quotation submission or the contractual obligations under the Agreement.

List Situations:

In making this quotation submission, our Company has / has no (*strike out inapplicable portion*) knowledge of or the ability to avail ourselves of confidential information of the City (other than confidential information which may have been disclosed by the City in the normal course of the quotation process) and the confidential information was relevant to the Work/Services, their pricing or quotation evaluation process.

Dated at NEW LICKERD this 15 day of JAN., 2016.

FIRM NAME: WILSON CHEVROLET LIMITED

BIDDER'S AUTHORIZED OFFICIAL: RON SUTTON

TITLE: FLEET SALES MGR.

SIGNATURE: 

The Corporation of the City of Temiskaming Shores

By-law No. 2016-018

**Being a by-law to enter into an agreement with Drain-All
Ltd. as a Registered Transporter for the City's Municipal
Hazardous and Special Waste (MHSW) 2016 and 2017
Orange Drop Collection Event**

Whereas under Section 9 of the Municipal Act, 2001, S.O. 2001, c.25, as amended, a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

And whereas under Section 10 (1) of the Municipal Act, 2001, S.O. 2001, c.25, as amended, a single-tier municipality may provide any service or thing that the municipality considers necessary or desirable for the public;

And whereas Council considered Administrative Report No. PW-006-2016 at the February 2, 2016 Regular Council meeting and directed staff to prepare the necessary by-law to enter into a 2 year agreement with Drain-All Ltd. to provide collection and disposal services for the Orange Drop Event scheduled for June 4, 2016 and June 3, 2017 for consideration at the February 2, 2016 Regular Council meeting;

Now therefore the Council of The Corporation of the City of Temiskaming Shores hereby enacts the following as a by-law:

1. That Council authorizes the entering into a two (2) year agreement with Drain-All Ltd. for collection and disposal services relating to the City's Orange Drop Collection Events (Municipal Hazardous and Special Waste – MHSW) scheduled for Saturday, June 4, 2016 and Saturday, June 3, 2017, a copy of which is attached hereto as Schedule "A" and forming part of this by-law; and
2. That the Clerk of the City of Temiskaming Shores is hereby authorized to make any minor modifications or corrections of an administrative, numerical, grammatical, semantically or descriptive nature or kind to the by-law and schedule as may be deemed necessary after the passage of this by-law, where such modifications or corrections do not alter the intent of the by-law.

Read a first, second and third time and finally passed this 2nd day of February, 2016.

Mayor – Carman Kidd

Clerk – David B. Treen



**Schedule “A” to
By-law No. 2016-018**

Agreement between
The Corporation of the City of Temiskaming Shores
and
Drain-All Ltd.
for Collection and Disposal Services related to the City of
Temiskaming Shores’ Orange Drop Collection Events 2016
and 2017

This agreement made in duplicate this 2nd day of February, 2016.

Between:

Drain-All Ltd.
(hereinafter called the “Transporter”)
Party of the First Part,

And:

The Corporation of the City of Temiskaming Shores
(hereinafter call the “Municipality”)
Party of the Second Part,

Whereas the Municipality has entered into an agreement with Stewardship Ontario to permit the municipality to host Municipal Hazardous or Special Waste (MHSW) Services Depot commonly known as “*Orange Drop*”;

And whereas the Municipality is obligated to utilize a Service Provider that is registered with Stewardship Ontario as a transporter;

And whereas the Municipality desires to enter into a 2 year agreement with Drain-All Ltd. “*the Transporter*” to perform the obligations of collection and disposal of Municipal Hazardous or Special Waste (MHSW) in regards to collection events in 2016 and 2017;

And whereas the Municipality and the Transporter have agreed to the following terms and conditions, which form part of this Agreement.

Now therefore the parties hereto in consideration of the mutual promises and covenants, set out herein do hereby agree one with the other as follows:

1.0 Definitions

- 1.1 Appointee** means the Director of Public Works or the person acting as such, or any other person authorized by the Director of Public Works;
- 1.2 Collection Services** means all the activities, including those conducted at an Event on behalf of the Municipality for the purpose of receiving, classifying, packing, storing and transferring Obligated MHSW onto transportation vehicles, including the manifesting of the MHSW prior to transportation away from the Event;
- 1.3 Diversion Report** means invoices, MHSW material tonnage reports, or other such documents produced by the Transporter as may be reasonably required to validate Claims Submissions by the Municipality to Stewardship Ontario (SO);
- 1.4 End Processor** means a Service Provider that processes collected Obligated MHSW;

- 1.5 Event** means a one-day or other collection event operated by the Transporter in concert with the Municipality to collect, pack, transport, weigh and process MHSW from the public and/or Exempt Small Quantity ICI Generators;
- 1.6 Exempt Small Quantity ICI Generator or Exempt SQG** means a business that is not required to submit a Generator Registration Report with respect to MHSW under subsection 18(1) of Regulation 347, made under the *Environmental Protection Act* (Ontario), as amended from time to time;
- 1.7 Manifesting** means those activities associated with preparing a manifest for Post-Collection Services in accordance with Regulation 347 made under the *Environmental Protection Act* (Ontario);
- 1.8 Non-Commingled Materials** means the materials identified by Stewardship Ontario that must be packed separately for transportation as per the Packing Standards;
- 1.9 Obligated MHSW** means MHSW designated as Phase I in the Minister’s program request letter to Waste Diversion Ontario received on October 25, 2010 requesting a revised waste diversion program for Phase 1 MHSW and as may be further defined by the Minister from time to time;
- 1.10 Packing Standards** means the Waste Packing Protocols identified by Stewardship Ontario and as may be amended from time to time;

2.0 Collection Events

The Collection Events related to the obligations of the Parties under this Agreement shall be held on **Saturday, June 4, 2016** and **Saturday, June 3, 2017** scheduled to commence at 9:00 am and terminate at 2:00 pm. The Parties under this agreement further agree that the termination time may be extended should circumstance warrant (i.e. line-up of vehicles wanting to dispose of MHSW materials)

3.0 Title and Compliance with Laws

Title to all Obligated MHSW collected will belong to Stewardship Ontario from the time of collection. In performing the MHSW services, the Transporter represents and warrants that it will at all times to have all Certificates of Approval and/or Environmental Compliance Approval and any other approvals required and that it will otherwise comply at all times with all applicable laws, regulations and requirements of any governmental authority having jurisdiction, including without limitation the Ontario Ministry of the Environment and the Ontario Ministry of Labour.

4.0 Stewardship Ontario Collection Site Standards

- 4.1 Appendix 01 – Stewardship Ontario Standards**, being Schedule “E” to By-law No. 2013-048, as amended being an agreement between Stewardship Ontario and

the Municipality outlines the policies, standards and guidelines developed by Stewardship Ontario.

- 4.2 The Transporter shall use best efforts to comply with the provisions of all such policies, standards and guidelines as they pertain to the provision of the MHSW Services.

5.0 Indemnity and Insurance

- 5.1 Each party (the “indemnifying Party”) hereby indemnifies and saves harmless the other party (the “indemnified Party”) on its behalf and as trustee for, its respective directors, officers, contractors, employees and agent, from and against any and all manner of actions causes of actions, damages, but not including consequential damages, costs, loss or expenses of whatever kind, including related legal fees on a full indemnity basis which the indemnified Party, its directors, officers, contractors, employees and agents may sustain, incur or be put to by reason of or directly or indirectly arising out of any breach of this Agreement by the other party or any willful misconduct or negligence of the indemnifying Party or any person for whom the indemnifying Party is, at law, responsible, in relation to matters arising out of this Agreement
- 5.2 The Transporter will, during the term of this Agreement maintain at its expense Comprehensive General Liability coverage with limits of not less than \$5,000,000 (five million dollars) per occurrence.
- 5.3 The Comprehensive General Liability policy of insurance referred to in this section will include the Municipality as an additional insured.
- 5.4 The Transporter will deliver a copy of a Certificate of Insurance maintained by the Transporter pursuant to this Agreement, upon the effective date of this Agreement naming the Municipality as an additional insured with the following language:

The City of Temiskaming Shores and its affiliated entities, officers, partners, directors, employees, representatives and agents are included as Additional Insured’s for Comprehensive General Liability. Such coverage is primary and non-contributing.

6.0 Price and Payment

The Municipality will pay for the collection and transportation of MHSW materials as described in **Appendix 02 – Disposal Pricing** to the Transporter.

7.0 Governing Law

This agreement will be governed by and construed in accordance with the laws of the Province of Ontario and the federal laws of Canada applicable therein and each of the parties hereto agrees irrevocably to conform to the non-exclusive jurisdiction of the Courts of such Province.

8.0 Public Courtesy

The Transporter shall ensure that all employees engaged in the collection services are courteous with the general public.

9.0 Workplace Safety and Insurance Act

The Transporter shall at all times pay, or cause to be paid, any assessment or compensation required to be paid pursuant to the *Workplace Safety and Insurance Act*. The Consultant shall make a **Statutory Declaration** when requested by the Municipality that all assessment or compensation have been paid.

10.0 Assignment and Sub-Contractors

10.1 The Transporter shall not **assign or sub-let the contract** or any part thereof or any benefit or interest therein, or there under, without the written consent of the Municipality.

10.2 The Transporter shall be held as fully responsible to the Municipality for the acts and omissions of its sub-contractors and of persons directly or indirectly employed by it as for the acts and omissions of persons directly employed by it.

In witness whereof the parties have executed this Agreement the day and year first above written.

Signed and Sealed in)
the presence of)

Contractor`s Seal)
(if applicable))

Municipal Seal)

Drain-All Ltd.

Manager – Steve Tebworth

Witness

Print Name: _____

Title: _____

**Corporation of the City of
Temiskaming Shores**

Mayor – Carman Kidd

Clerk – David B. Treen

Schedule “E” – Stewardship Ontario Standards

Commingled Materials

- Fertilizers, and the containers in which they are contained;
- Pesticides, and the containers in which they are contained;
- Solvents, and the containers in which they are contained;
- Single-use dry cell batteries (collected at Events), and
- Aerosols, as defined under Paints & Coatings, Pesticides and Solvents;

that are Obligated MHSW.

Non-Commingled Materials

- Antifreeze, and the container in which they are contained;
- Containers that have a capacity of 30 litres or less that were manufactured and used for the purpose of containing lubricating oil;
- Oil filters – after they have been used for their intended purpose;
- Paints and Coatings, and containers in which they are contained;
- Pressurized containers; and
- Single-use dry cell batteries (collected at Depots),

that are Obligated MHSW.

The following are Stewardship Ontario’s MHSW collection Site Standards applicable to this agreement as of the date of this agreement. Revisions to these standards will be posted on www.stewardshipontario.ca

2016 Disposal Pricing



Napanee Operations - www.drainall.com
444 Advance Ave., Napanee, Ontario, K7R 3Z6
Tel: (613) 354-9393 / 1-800-265-3868 Fax: (613) 354-9076

January 14, 2016

The City of Temiskaming Shores
Steve Burnett
P. O. Box 2050, 325 Farr Dr., Haileybury, Ontario, P0J 1K0

Dear Steve:

We at Drain-All Ltd. (Napanee) are pleased to provide the following quotation for your MHSW events (ORANGE DROP COLLECTION EVENTS) of the following waste material at the event days to be held Saturday, June 4, 2016 and June 3, 2017

PLEASE NOTE: SOME LAB PACK PRICING HAS DECREASED FROM 2015

Mobilization/ Operations **\$ 4,700.00**

This will include: 1 tractor trailer, one supervisor/chemical technician, 2 chemical technicians, and 1 helper; lab packing and loading full drums of waste, and the transportation to Ottawa.

The event time would be from 9:00 am till 2:00 pm, with Drain-All Ltd. employees arriving at the site to set up at 8:00 am. The above pricing also includes: Drain-All Ltd. MOBILE C. of A, check in sheets, all supplies, drums and manifests. All volunteers would receive tyvak suits, safety glasses and gloves from Drain-All. Drain-All Ltd. would assist you in obtaining or renewing your generator number through HWIN.

<u>DESCRIPTION</u> VOLUME	<u>PRICE 2016/17(\$/lab pack)</u>	<u>ESTIMATED</u>
STEWARDSHIP ONTARIO AND/OR PRODUCT CARE		PHASE ONE MATERIAL
PAINT	125.00	90 LAB PACKS
BATTERIES	2.80/KG	200 KG
FLAMMABLES	65.00	40 LAB PACKS
AEROSOL	90.00	5 LAB PACKS
SMALL PROPANE	185.00	1 LAB PACK
PESTICIDES	140.00	2 LAB PACKS
FERTILIZERS	90.00	1 LAB PACK
ANTIFREEZE	65.00/BULK DRUMS	1 BULK DRUM
OIL FILTERS	90.00	1 LAB PACK
EMPTY OIL CONTAINERS	0.00/KG	9 BAGS/180 KG
LARGE PROPANE TANKS	0.00/KG	15 TANKS/130 KG
MUNICIPAL		PHASE THREE MATERIAL
PHARMACEUTICALS	90.00	1 LAB PACK
FIRE EXTINGUISHER	90.00	1 LAB PACK
SHARPS	8.00/KG	5 KG

LIGHT TUBES	0.30/FOOT	800 FEET
LIGHT BULBS	0.80/BULB	200 BULBS
ACIDS	90.00	1 LAB PACK
BASE	90.00	2 LAB PACKS
OXIDIZERS	90.00	1 LAB PACK
OIL DRUM	25.00	4 DRUMS
GASOLINE	90.00/DRUM	1 DRUM
OXIDIZER	90.00	1 LAB PACK



Drain-All

Napanee Operations - www.drainall.com
444 Advance Ave., Napanee, Ontario, K7R 3Z6
Tel: (613) 354-9393 / 1-800-265-3868 Fax: (613) 354-9076

Drain-All utilizes 3.3 cubic meter cages to contain the paint. This allows for quick and uniform storage of the 4 liter and 20 liters of paint related material. The cages being loaded by a forklift allows a quicker loading time at the end of the event day.

All above Stewardship Ontario and Product Care materials will be collected to maximize payment from Stewardship Ontario and Product care.

The City of Temiskaming Shores would supply the following: staff (volunteers) to direct traffic, check in vehicles, unload the vehicles, and assist in bulking of oil. 5 –10 people are recommended for ease of operation. This is a cost saving measure for your municipality, as they should be at no cost to the municipality. These people could be environmental groups, service club members, volunteer firefighters, town counselors or any civic-minded persons or groups. The Town would also supply a non –hazardous bin (garbage) and a fork lift.

I look forward to working with you to meet your waste management needs. Should you require any further assistance, please contact me at our Napanee office at 613-354-9393

Sincerely

Steve Tebworth
HHW Coordinator
Drain-All Ltd. (Napanee Office)

The Corporation of the City of Temiskaming Shores

By-law No. 2016-019

Being a by-law to authorize the entering into a Lease Agreement with the Timiskaming Tumblers Gymnastics Club for the Don Shepherdson Memorial Arena Hall

Whereas under Section 9 of the Municipal Act, 2001, S.O. 2001, c.25, as amended, a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

And whereas under Section 10 (1) of the Municipal Act, 2001, S.O. 2001, c.25, as amended, a single-tier municipality may provide any service or thing that the municipality considers necessary or desirable for the public;

And whereas Council considered Administrative Report No. RS-004-2016 at the February 2, 2016 Regular Council meeting and directed staff to prepare the necessary by-law to enter into an agreement with the Timiskaming Tumblers Gymnastics Club for the lease of the new Liskeard Arena Hall facility for consideration at the February 2, 2016 Regular Council meeting.

Now therefore the Council of The Corporation of the City of Temiskaming Shores enacts the following as a by-law:

1. That the Mayor and Clerk be authorized to execute an agreement with the Timiskaming Tumblers Gymnastics Club for a four (4) month lease of the Don Shepherdson Memorial Arena Hall in the amount of \$750/month, a copy of which is attached hereto as Schedule "A", and forms part of this by-law;
2. That the Clerk of the City of Temiskaming Shores is hereby authorized to make minor modifications or corrections of a grammatical or typographical nature to the by-law and schedule, after the passage of this by-law, where such modifications or corrections do not alter the intent of the by-law or its associated schedule.

Read a first, second and third time and finally passed this 2nd day of February, 2016.

Mayor – Carman Kidd

Clerk – David B. Treen



Schedule "A" to

By-law No. 2016-019

Agreement between

The Corporation of the City of Temiskaming Shores

and

Timiskaming Tumbler's Gymnastics Club

for the lease of the Don Shepherdson Memorial Arena Hall
for the operation of a Gymnastics Club and Program

This Lease Agreement made on the 2nd day of February, 2016;

Between:

The Corporation of the City of Temiskaming Shores
(herein referred to as "the City")

And:

Timiskaming Tumbler's Gymnastics Club
(herein referred to as "the Tenant")

Witnesses that in consideration of the rents reserved and the covenants and provisos herein contained on the part of the Tenant, the Landlord hereby leases to the Tenant those certain Lands situated in the City of Temiskaming Shores, in the District of Timiskaming, being the Don Shepherdson Memorial Arena Hall, hereinafter referred to as the "Lands". To hold the Lands for a term **commencing on the 1st day of February, 2016 and ending on the 30th day of June, 2016.** The rent in respect of the Lands shall be the sum of **\$750.00 + HST per month**, payable on the 1st day of each month. Rental payments shall be made to The Corporation of the City of Temiskaming Shores, or as otherwise directed by the Landlord.

It is acknowledged that the Lands are limited to the following areas: the upstairs arena hall (85' by 50'), kitchen area and washrooms, having an entrance off of Wellington Street (hereinafter referred to as "the building")

Section One – Tenant's Covenants:

The Tenant covenants with the Landlord as follows;

- (a) **To pay rent** – to pay rent in the amount of \$750.00 plus HST per month; payable the first of each month.
- (b) **Maintenance** – to be responsible for the daily cleaning of the premises and the provision of paper products for the washrooms.
- (c) **Compliance with by-laws** – to comply with and conform to the requirements of every applicable statute, law, by-law, regulation, requirement and order from time to time in force during the term of this agreement, and any extension thereof, affecting the condition, maintenance, use or occupation of the Lands or the Building; and in so doing the Tenant shall make the necessary alterations, repair, or addition to or deletion from any part of the Building or any equipment or other facility used in connection with or appurtenant to the Lands provided that the use of any part of the Lands as a non-conforming use under the applicable zoning by-law is not a violation of the provisions of this paragraph.
- (d) **Maintenance and Repairs** – during the term of the lease, and any extension

thereof, to keep the said Lands and Building, including windows, fixtures and fittings therein, in good repair; reasonable wear and tear, damage by fire, lightning, tempest, flood, explosion, act of God or the Queen’s enemies, riot, civil commotion, insurrection, structural defects and other causes not the fault or responsibility of the Tenant or any of its employees only, excepted; and to deliver them upon such condition on the termination of the lease.

- (e) **Maintenance of adjacent areas** – during the term of the lease and any extension thereof to keep and maintain the sidewalks, area ways and rights of way adjacent to the buildings clean and free from rubbish, ice and snow.
- (f) **Waste** – not to suffer any waste or injury to the Lands, or any part thereof, and not to use or occupy the Lands, or any part thereof, or permit them to be used or occupied for an unlawful purpose.
- (g) **Insurance** – not to use the Lands or permit items to be used for any purpose which may render the insurance on the building void and if the rate of insurance is increased as a result of anything done upon the Lands by the Tenant, the Tenant will pay to the Landlord as additional rent the amount by which the insurance premiums are so increased. In addition, and in any event, the Tenant, shall during the term of the lease and any renewals, at its sole costs and expense, keep in full force and effect, in the names of the Landlord and the Tenant, public liability insurance applying to all operations of the Tenant, which include bodily injury liability and property damage liability. Such policy or policies shall be for not less than \$5,000,000.00 per occurrence. The Tenant shall produce to the Landlord a Certificate of Insurance confirming the above coverage. The Tenant shall not be responsible for environmental liability relative to the gasoline pumps and tanks situated on the Lands, but shall be responsible for environmental liabilities arising from its own negligence, carelessness or willful acts and those of its employees, agents and officers.
- (h) **Alterations, new structures** – except as herein provided, not to make or permit to be made any major structural alteration, addition, change or improvement to the Lands without obtaining the prior written approval of the Landlord, which approval shall not be unreasonably withheld provided the Tenant has fully complied with the terms, covenants and conditions of the lease.
- (i) **Replacement of damaged building** – in the event that the complete destruction of or damage to the Building, or partial damage to the Building, results in the Tenant’s inability to reasonably carry on his business therein the Tenant is permitted to terminate this lease by providing notice to the Landlord within fifteen (15) days of the happening of the damage or destruction. If the Tenant chooses not to terminate the lease within fifteen (15) days from the damage or destruction, the Landlord shall begin the repair or replacement thereof and with due diligence, repair or reconstruct the Building or replace the Building with another building of the same type and character and of equal value. After completing the repair, reconstruction or replacement, the balance of any insurance proceeds or other

proceeds available by reason thereof belong absolutely to the Landlord.

- (j) **View state of repair** – to permit the Landlord at all reasonable times to enter and view the state of repair of the Building.
- (k) **Surrender** – at the expiry of the term, or the extension thereof, or sooner termination, to quit the Lands and the Building and surrender in good order and condition, the Building and other improvements which belong to the Landlord.
- (l) **Nuisance** – not to do or permit a nuisance.
- (m) **Construction liens** - to procure the prompt discharge, at the Tenant’s expense, of all construction liens claimed in respect of the Lands and resulting from construction undertaken by the Tenant and for which the Tenant is responsible.
- (n) **Assignment** - not to sublet the Lands or any part thereof.
- (o) **Indemnities** – to indemnify the Landlord against all liabilities, damages, costs, claims, loss or actions arising out of:
 - (i) a breach, violation or non-performance of a covenant, condition or agreement in this lease on the part of the Tenant to be observed or performed;
 - (ii) damage to the property of the Tenant, or subtenant or licensee of the Tenant and persons claiming through the Tenant, or damage to other property except where the damage has been caused by the negligence of the Landlord; and
 - (iii) injury to or the death of a person or persons occurring on the Lands or the area adjacent thereto, except where the injury has been caused by the negligence of the Landlord.
- (p) **Distress** – subject to the rights of the first leasehold mortgage, all goods, chattels and property of the Tenant, from time to time on the Lands or in the Building, are subject to distress.
- (q) **Use of Building** – not to permit the Building to be used for any purpose other than to carry on the business of a Gymnastics program and not to carry on or permit to be carried on therein any other trade or business without the consent in writing of the Landlord; provided that the Tenant shall be entitled to operate a small engine repair shop on the site in conjunction with one of the other uses specified herein.
- (r) **Name of Building** – not to name the Building or permit it to be named without the consent of the Landlord; such approval shall not be unreasonable withheld.
- (s) **Signs** – not to use the outer walls or windows of the Building for any notice or name plate except as approved by the Landlord; such approval shall not be unreasonable withheld.

Section Two – Landlord’s Covenants

The Landlord covenants with the Tenant as follows:

- (a) **Easements** – that if its consent is required in connection with the granting of easements for water, gas, steam, electricity, telephone and sewers or storm drains, consent will not be unreasonably withheld.
- (b) **Lands** – to offer up the Lands at the commencement of the term of this lease and at the commencement of any term of renewal in a state of good repair and to allow the Tenant to examine such Lands to confirm such state of repair at the commencement of this term and any renewal.
- (c) **Snow Removal** – The Landlord will be responsible for clearing snow in the parking area in front of the Building as per the City’s regular winter maintenance schedule.

Section Three – Provisos

- (a) **Renovating of fixtures** – At the expiry or earlier termination of the lease or any extension thereof, the Tenant may remove its fixtures and the fixtures of its subtenants and licensees and any persons claiming through them as long as the Tenant either compensates the Landlord for or repairs the damage resulting from the installation or removal of the fixtures.
- (b) **Monthly tenancy** – If upon the termination of this lease, or any extension thereof, the Landlord permits the Tenant to remain in possession of the Lands and accepts rent, a tenancy from year to year is not created by implication of law and the Tenant is deemed to be a monthly tenant only, subject to all the terms and conditions of this lease as to duration.
- (c) **Non-waiver** – Any condoning, excusing or overlooking by the Landlord of any default, breach or non-observance by the Tenant of any covenant, proviso or condition herein contained does not constitute a waiver of the Landlord’s rights hereunder in respect of any continuing or subsequent default, breach or non-observance and does not defeat or affect in any way the rights of the Landlord hereunder in respect of any continuing or subsequent default, breach or non-observance. All rights and remedies herein contained on the part of the Landlord are deemed to be cumulative and not alternative.
- (d) **Surrender** – No surrender of the lease by the Tenant is valid unless accepted in writing by the Landlord. A thirty day notice is required to be given by the Tenant and the Landlord before such termination of the lease.
- (e) **Default provisions** – Whenever;
 - (i) The Tenant defaults in the payment of any installment of rent, or of any other sum payable hereunder, and the default continues for thirty (30) days; or

- (ii) The Tenant fails to perform or observe any of the covenants, agreements or provisions, conditions or provisos contained in this lease on the part of the Tenant (other than the payment of rent or other sums of money) and the failure continues for, or is not remedied within thirty (30) days next after the giving of written notice by the Landlord to the Tenant, or if the term hereby granted is taken in execution or attachment, it is lawful for the Landlord to enter upon the Lands or any part thereof in the name of the whole and this shall be at the option of the Landlord and with or without entry may terminate the lease and all the rights of the Tenant with respect to the Lands shall be absolutely forfeited. If the condition complained of reasonably requires more time to cure than the thirty day period aforesaid, the Tenant is deemed to have complied with the remedying thereof if the Tenant has commenced remedying or curing the condition within the thirty day period and diligently thereafter completes the same. Upon termination of the lease, the Landlord shall not disturb the possession of any subtenant of the Building pursuant to a sublease, or an agreement to sublease, as long as the subtenant is not in default in the performance of his obligation under the sublease or agreement to sublease.
- (f) **Bankruptcy of tenant** – The bankruptcy, insolvency or reorganization of the Tenant under any laws then applicable, or the appointment of a trustee for the benefit of creditors or a receiver, shall not be deemed a breach of this lease as long as the provisions of this lease are otherwise complied with.
- (g) **Mortgage and disposition of reversion** – Nothing in this lease precludes the Landlord from mortgaging or disposing of the reversion in the Lands.
- (h) **Right of termination by the Landlord** - The Landlord shall have the right to terminate this lease forthwith by leaving upon the premises, or sent by ordinary mail to his usual place of business, thirty (30) days notice in writing of its intention, and thereupon any payments owing to the Tenant under this lease shall be computed, apportioned and paid in full to the date of such termination, and the Tenant shall immediately deliver up possession of the Premises to the Landlord, and the Landlord may re-enter and take possession of the premises.
- (i) **Notices** – All notices given pursuant to this lease are sufficiently given if mailed, prepaid and registered, in the case of the Landlord, addressed as follows:

City of Temiskaming Shores
P.O. Box 2050
Haileybury, Ontario
P0J 1K0

and in the case of the Tenant addressed to the Tenant at:

Timiskaming Tumblers Gymnastics Club
c/o P.O. Box 1161

New Liskeard, Ontario
P0J 1P0

unless either party gives notice to the other of a change of address by registered mail. The date of receipt of any notice is deemed to be seven days after mailing.

- (j) **Amendment** – This lease may not be modified or amended except by an instrument in writing signed by the parties hereto or by their successors or assigns.
- (k) **Binding Effect** – The terms and provisions of this lease extend to, are binding upon and ensure to the benefit of the parties, their successors and assigns and shall be interpreted according to the laws of the Province of Ontario.
- (l) **Captions** – The captions appearing at the headings of the paragraphs in this lease have been inserted as a matter of convenience and for reference only and in no way define, limit or enlarge the scope of meaning of this lease or any of its provisions.

In witness whereof the parties have executed this Agreement the day and year first above written.

Signed and Sealed in)
the presence of)

Timiskaming Tumblers Gymnastics Club

Kathy Demarce

Witness

Print Name: _____

Title: _____

Municipal Seal)

**Corporation of the City of
Temiskaming Shores**

Mayor – Carman Kidd

Clerk – David B. Treen

The Corporation of the City of Temiskaming Shores

By-law No. 2016-020

**Being a by-law to amend By-law No. 2012-039, as amended
being a by-law to adopt Schedules of Departmental User Fees
and Services for the City of Temiskaming Shores – Schedule
“E” Planning, By-law and Building Services**

Whereas Section 391(1) of the Municipal Act S.O. 2001, c. 25, as amended, authorizes the Council of a local municipality to pass by-laws imposing fees or charges for services or activities provided or done by or on behalf of it; for costs payable by it for services or activities provided or done by or on behalf of any other municipality or local board; and for the use of its property including property under its control;

And whereas the Council of The Corporation of the City of Temiskaming Shores adopted By-law No. 2012-039 on April 3, 2012 to adopt Schedules of Departmental User Fees and Service Charges for the City of Temiskaming Shores;

And whereas Council considered Administrative Report No. CGP-004-2016 at the February 2, 2016 Regular Council meeting and directed staff to prepare the necessary by-law to amend By-law No. 2012-039 (Fees By-law) for various planning fees for consideration at the February 2, 2016 Regular Council meeting;

Now therefore The Corporation of the City of Temiskaming Shores enacts the following as a by-law:

1. That Council hereby amends Schedule “E” to Fees By-law No. 2012-039, as amended, Planning, By-law and Building Services within the **Planning Fees** section by deleting Draft Plan of Subdivision Application and replacing it with the following:

Draft Plan of Subdivision Application*	Planning Act Sec. 69	\$2,500 plus \$50/lot to be created plus City’s advertising fee
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2. That Council hereby amends Schedule “E” to Fees By-law No. 2012-039, as amended, Planning, By-law and Building Services within the **Planning Fees** section by deleting Plan of Condominium Application and replacing it with the following:

Plan of Condominium Application*	Planning Act Sec. 69	\$2,500 plus \$50/lot or unit to be created plus City’s advertising fee
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3. That Council hereby amends Schedule “E” to Fees By-law No. 2012-039, as amended, Planning, By-law and Building Services within the **Planning Fees** section by adding the following:

Draft Plan of Approval Extension*	Planning Act Sec. 69	\$250
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4. That the Clerk of the City of Temiskaming Shores is hereby authorized to make any minor modifications or corrections of an administrative, numerical, grammatical, semantically or descriptive nature or kind to the by-law and schedule as may be deemed necessary after the passage of this by-law, where such modifications or corrections do not alter the intent of the by-law.

Read a first, second and third time and finally passed this 2nd day of February, 2016.

Mayor – Carman Kidd

Clerk – David B. Treen

The Corporation of the City of Temiskaming Shores

By-law No. 2016-021

Being a by-law to amend By-law No. 2015-012 being a by-law to authorize the execution of an agreement between Her Majesty the Queen in Right of Ontario as represented by the Minister of Economic Development, Trade and Employment for the completion of the Certified Site Program East side of Hawn Drive within the City of Temiskaming Shores

Whereas under Section 8 of the Municipal Act, 2001, S.O. 2001, c. 25, as amended, the powers of a municipality shall be interpreted broadly to enable it to govern its affairs as it considers appropriate and to enhance the municipality's ability to respond to municipal issues;

And whereas under Section 9 of the Municipal Act, 2001, S.O. 2001, c.25, as amended, a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

And whereas Council considered Administrative Report CGP-001-2016 at the January 19, 2016 Regular Council meeting within which it is indicated that the City arranged with the Ministry of Economic Development, Employment and Infrastructure (MEDEI) to extend the project to May 31, 2016;

And whereas MEDEI provided Amending Agreement No. 2 approving the extension of the project to May 31, 2016;

Now therefore the Council of The Corporation of the City of Temiskaming Shores hereby enacts the following as a by-law:

1. That Schedule A to By-law No. 2015-012, as amended be hereby further amended by Amending Agreement No. 2, a copy of which is hereto attached as Schedule A and forms part of this by-law.
2. That the Clerk of the City of Temiskaming Shores is hereby authorized to make any minor modifications or corrections of an administrative, numerical, grammatical, semantically or descriptive nature or kind to the by-law and schedule as may be deemed necessary after the passage of this by-law, where such modifications or corrections do not alter the intent of the by-law.

Read a first, second and third time and finally passed this 2nd day of February, 2015.

Mayor – Carman Kidd

Clerk – David B. Treen

This Amending Agreement No. 2 effective as of the 17th day of December, 2015.

B E T W E E N :

**HER MAJESTY THE QUEEN IN RIGHT OF ONTARIO
as represented by the Minister of Economic Development,
Employment and Infrastructure**

(the "Province")

- and -

**THE CORPORATION OF THE CITY OF TEMISKAMING SHORES
(the "Recipient")**

BACKGROUND

1. The Province (formerly known as Her Majesty the Queen in Right of Ontario as represented by the Minister of Economic Development, Trade and Employment) and the Recipient entered into an agreement effective as of the 20th day of June, 2014, as amended by Amending Agreement No. 1 dated effective as of June 20th, 2015 (collectively, the "Agreement").
2. The Parties wish to further amend the Agreement in the manner set out in this Amending Agreement No. 2.

IN CONSIDERATION of the mutual covenants and agreements contained herein, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties hereto agree as follows:

1. Capitalized terms used but not defined in this amending agreement No. 2 (the "Amending Agreement No. 2") have the meanings ascribed to them in the Agreement.
2. Section 1.2 of the Agreement is amended by deleting the definition of "Application to Certify Deadline Date" and replacing it with the following:

"Application to Certify Deadline Date" means May 31, 2016.
3. Schedule "A" of the Agreement is amended by deleting the first table under the heading "Timelines" which contains a list of milestones and expected dates of completion and replacing it with the table contained in Appendix "1" hereto.
4. This Amending Agreement No. 2 shall be effective as of the first date written above.
5. Except for the amendments provided for in this Amending Agreement No. 2, all provisions in the Agreement shall remain in full force and effect.

[Remainder of page intentionally left blank. Signature page follows.]

The Parties have executed this Amending Agreement No. 2 on the dates set out below.

HER MAJESTY THE QUEEN IN RIGHT OF ONTARIO
as represented by the Minister of Economic Development,
Employment and Infrastructure



Name: Trevor Dauphinee
Title: Director, Advanced
Manufacturing Branch

Jan 19, 2015

Date

THE CORPORATION OF THE CITY OF TEMISKAMING SHORES



Name: Christopher W. Oslund
Title: City Manager

December 17, 2015

Date

I have authority to bind the Recipient.

Appendix "1"

Attached to and forming part of the Amending Agreement No. 2 entered into between the Province and the Recipient dated the 17th day of December, 2015.

Requirement	Complete (Y/N)	Expected Date of Completion
A.1: Truthful Representation	N	MAY 10, 2016
A.2. Property Identification	Y	
A.3. Title	N	JAN 7, 2016
A.4. Property Characteristics / Surrounding Uses	N	JAN 31, 2016
A.5. Developable Area	Y	
A.6. Planning	Y	
A.7. Transportation	Y	
A.8. Servicing	N	JAN 15, 2016
A.9. Environmental Site Assessments	N	DEC 31, 2015
A.10. Archaeological Assessment	N	JAN 31, 2016
A.11. Species at Risk Assessment	N	MAY 1, 2016
A.12. Built Culture Heritage Landscapes	Y	
A.13. Environmental Assessment	N/A	
A.14. Documentation Review	N	MAR 31, 2016
Submit Application and Documentation	N	MAY 20, 2016

The Corporation of the City of Temiskaming Shores

By-law No. 2016-022

Being a by-law to amend By-law No. 2015-013 being a by-law to authorize the execution of an agreement between Her Majesty the Queen in Right of Ontario as represented by the Minister of Economic Development, Trade and Employment for the completion of the Certified Site Program West side of Hawn Drive within the City of Temiskaming Shores

Whereas under Section 8 of the Municipal Act, 2001, S.O. 2001, c. 25, as amended, the powers of a municipality shall be interpreted broadly to enable it to govern its affairs as it considers appropriate and to enhance the municipality's ability to respond to municipal issues;

And whereas under Section 9 of the Municipal Act, 2001, S.O. 2001, c.25, as amended, a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

And whereas Council considered Administrative Report CGP-001-2016 at the January 19, 2016 Regular Council meeting within which it is indicated that the City arranged with the Ministry of Economic Development, Employment and Infrastructure (MEDEI) to extend the project to May 31, 2016;

And whereas MEDEI provided Amending Agreement No. 2 approving the extension of the project to May 31, 2016;

Now therefore the Council of The Corporation of the City of Temiskaming Shores hereby enacts the following as a by-law:

1. That Schedule A to By-law No. 2015-013, as amended be hereby further amended by Amending Agreement No. 2, a copy of which is hereto attached as Schedule A and forms part of this by-law.
2. That the Clerk of the City of Temiskaming Shores is hereby authorized to make any minor modifications or corrections of an administrative, numerical, grammatical, semantically or descriptive nature or kind to the by-law and schedule as may be deemed necessary after the passage of this by-law, where such modifications or corrections do not alter the intent of the by-law.

Read a first, second and third time and finally passed this 2nd day of February, 2016.

Mayor – Carman Kidd

Clerk – David B. Treen

This Amending Agreement No. 2 effective as of the 17th day of December, 2015.

B E T W E E N :

**HER MAJESTY THE QUEEN IN RIGHT OF ONTARIO
as represented by the Minister of Economic Development,
Employment and Infrastructure**

(the "Province")

- and -

**THE CORPORATION OF THE CITY OF TEMISKAMING SHORES
(the "Recipient")**

BACKGROUND

1. The Province (formerly known as Her Majesty the Queen in Right of Ontario as represented by the Minister of Economic Development, Trade and Employment) and the Recipient entered into an agreement effective as of the 20th day of June, 2014, as amended by Amending Agreement No. 1 dated effective as of June 20th, 2015 (collectively, the "Agreement").
2. The Parties wish to further amend the Agreement in the manner set out in this Amending Agreement No. 2.

IN CONSIDERATION of the mutual covenants and agreements contained herein, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties hereto agree as follows:

1. Capitalized terms used but not defined in this amending agreement No. 2 (the "Amending Agreement No. 2") have the meanings ascribed to them in the Agreement.
2. Section 1.2 of the Agreement is amended by deleting the definition of "Application to Certify Deadline Date" and replacing it with the following:

"Application to Certify Deadline Date" means May 31, 2016.
3. Schedule "A" of the Agreement is amended by deleting the first table under the heading "Timelines" which contains a list of milestones and expected dates of completion and replacing it with the table contained in Appendix "1" hereto.
4. This Amending Agreement No. 2 shall be effective as of the first date written above.
5. Except for the amendments provided for in this Amending Agreement No. 2, all provisions in the Agreement shall remain in full force and effect.

[Remainder of page intentionally left blank. Signature page follows.]

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HER MAJESTY THE QUEEN IN RIGHT OF ONTARIO
as represented by the Minister of Economic Development,
Employment and Infrastructure



Name: Trevor Dauphinee
Title: Director, Advanced
Manufacturing Branch

Jan 19, 2016
Date

THE CORPORATION OF THE CITY OF TEMISKAMING SHORES



Name: Christopher W. Oskund.
Title: City Manager

December 17, 2015
Date

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Appendix "1"

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A.1: Truthful Representation	N	MAY 10, 2016
A.2. Property Identification	Y	
A.3. Title	N	JAN 7, 2016
A.4. Property Characteristics / Surrounding Uses	N	JAN 31, 2016
A.5. Developable Area	Y	
A.6. Planning	Y	
A.7. Transportation	Y	
A.8. Servicing	N	JAN 15, 2016
A.9. Environmental Site Assessments	N	DEC 31, 2015
A.10. Archaeological Assessment	N	JAN 31, 2016 ^{SS}
A.11. Species at Risk Assessment	N	MAY 1, 2016 ^{SS}
A.12. Built Culture Heritage Landscapes	Y	
A.13. Environmental Assessment	N/A	
A.14. Documentation Review	N	MAR 31, 2016
Submit Application and Documentation	N	MAY 20, 2016

The Corporation of the City of Temiskaming Shores

By-law No. 2016-023

**Being a by-law to confirm certain proceedings of Council of
The Corporation of the City of Temiskaming Shores for its
Regular meeting held on February 2, 2016**

Whereas under Section 8 of the Municipal Act, 2001, S.O. 2001, c.25, as amended, the powers of a municipality shall be interpreted broadly to enable it to govern its affairs as it considers appropriate and to enhance the municipality's ability to respond to municipal issues;

And whereas under Section 9 of the Municipal Act, 2001, S.O. 2001, c.25, as amended, a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

And whereas under Section 10 (1) of the Municipal Act, 2001, S.O. 2001, c.25, as amended, a single-tier municipality may provide any service or thing that the municipality considers necessary or desirable for the public;

And whereas it is the desire of the Council of The Corporation of the City of Temiskaming Shores to confirm proceedings and By-laws;

Now therefore the Council of The Corporation of the City of Temiskaming Shores hereby enacts the following as a by-law:

1. That the actions of the Council at its Regular meeting held on **February 2, 2016** with respect to each recommendation, by-law and resolution and other action passed and taken or direction given by Council at its said meeting, is, except where the prior approval of the Ontario Municipal Board is required, hereby adopted, ratified and confirmed.
2. That the Mayor, or in his absence the presiding officer of Council, and the proper officials of the municipality are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain approvals where required, and except where otherwise provided, the Mayor, or in his absence the presiding officer, and the Clerk are hereby directed to execute all documents required by statute to be executed by them, as may be necessary in that behalf and to affix the corporate seal of the municipality to all such documents.

Read a first, second and third time and finally passed this 2nd day of February, 2016.

Mayor – Carman Kidd

Clerk – David B. Treen