



**The Corporation of the City of Temiskaming Shores  
Regular Meeting of Council  
Tuesday, March 7, 2017  
6:00 P.M.  
City Hall Council Chambers – 325 Farr Drive**

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**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 – February 21, 2017

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

7.1. *Application for Zoning Amendment – ZBA-2017-03(H)*

**Owner:** Danny Belanger and Nancy Laffin-Belanger

**Subject Land:** 1479 Lakeshore Road South

**Purpose:** The applicant (owner) proposes to rezone the subject land from Hazard (HAZ) to Hazard Exception (HAZ-E) to permit the construction of a detached accessory garage.

8. **Question and Answer Period**

9. **Presentations / Delegations**

10. **Communications**

a) Alison Stanley, Executive Director – Federation of Northern Ontario Municipalities

**Re:** Call for Nominations – FONOM Executive Award

**Reference:** Received for Information

b) Diane McKinnon, Executive Director – Community Futures Development Corporation

**Re:** Ottawa River designation as Canadian Heritage River – Invitation to attend final meeting – Tuesday, March 28, 2017

**Reference:** Referred to the Economic Development Officer

c) Friends of Larder

**Re:** Request for Sponsorship - Memorial Splash Pad/Outdoor Rink Facility

**Reference:** Received for Information

d) Jim Whipple, Chair – District of Timiskaming Social Services Administration Board

**Re:** 2017 Budget / 2017 Apportionment / 2017 Municipal Billing

**Reference:** Referred to the Treasurer

e) Carrie Sykes, Director of Corporate Services/Clerk – Township of Lake of Bays

**Re:** Request for Support – Bill 7 – Act with respect to Housing and Planning (Property Standards)

**Reference:** Motion to be presented under New Business

f) Josée Miljours, Regional Consultant – Elder Abuse Ontario

**Re:** North East Regional Conference 2017 – Timmins March 22, 2017

**Reference:** Motion to be presented under New Business

Draft Motion

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

**11. Committees of Council – Community and Regional**

Draft Motion

Be it resolved that the following minutes and/or reports be accepted for information:

- a) Minutes of the Age Friendly Community Committee meeting held on January 16, 2017;
- b) Minutes of the Temiskaming Shores Public Library Board meeting held on January 18, 2017;
- c) Minutes of the Earlton-Timiskaming Regional Airport Joint Municipal Services Board meeting held on January 19, 2017;
- d) January 2017 Earlton-Timiskaming Regional Airport Activity Report;
- e) Minutes of the Temiskaming Shores Committee of Adjustment meeting held on November 30, 2017;
- f) Minutes of the Earlton-Timiskaming Regional Airport Joint Municipal Services Board meeting held on February 16, 2017;
- g) Minutes of the Earlton-Timiskaming Regional Airport Authority (ETRAA) Inaugural meeting held on February 16, 2017;
- h) Minutes of the Temiskaming Shores Accessibility Advisory Committee meeting held on February 8, 2017; and
- i) Minutes of the Temiskaming Shores Emergency Management Program Committee meeting held on December 8, 2016.

**12. Committees of Council – Internal Departments**

*Draft Motion*

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

- a) Minutes of the Corporate Services Committee meeting held on February 2, 2017; and
- b) Minutes of the Building Maintenance Committee meeting held on February 23, 2017.

**13. Reports by Members of Council**

**14. Notice of Motions**



**15. New Business**

**a) Administrative Report No. PW-003-2017 – Fleet Purchase – New Plow Trucks**

*Draft Motion*

Be it resolved that Council for the City of Temiskaming Shores acknowledges receipt of Administrative Report No. PW-003-2017;

That Council approves the purchase of two (2) new Plow Trucks, as detailed in Request for Proposal PW-RFP-002-2017, from FreightLiner North Bay at a total cost of \$514,289.10 plus applicable taxes;

That Council approves the purchase of extended power train warranty at a cost of \$6,103.00 per unit (\$12,206.00) plus HST, as well as a 2-stage one-way Plow for the main highway Plow at a cost of \$6,990.00 plus HST; and

That Council directs staff to prepare the necessary by-law and agreement for consideration at the March 7, 2017 Regular Council meeting.

**b) Administrative Report No. PW-004-2017 – Electrical Infrastructure Upgrades – Downtown New Liskeard**

*Draft Motion*

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of Administrative Report No. PW-004-2017; and

That Council directs staff to prepare the necessary by-law and agreement for the supply and installation of five (5) electrical pedestals, as detailed in Request for Quote PW-RFQ-002-2017, to Paul Power at a total cost of \$25,000 plus applicable taxes for consideration at the March 7, 2017 Regular Council meeting.

**c) Administrative Report No. RS-002-2017 – Replacement of Electrical Control Panel at the Don Shepherdson Memorial Arena**

*Draft Motion*

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of Administrative Report No. RS-002-2017;

That Council authorizes the reallocation of funds in the 2017 Capital Budget from the Zero Turn Lawnmower Unit in the amount of \$13,000 to the Electrical Panel Replacement for the Don Shepherdson Memorial Arena; and

That Council directs staff to prepare the necessary by-law to enter into an agreement with Metal-Air Mechanical Ltd for the replacement of the Electrical Panel at the Don Shepherdson Memorial Arena at an upset limit of \$29,850 plus applicable taxes for consideration at the March 21, 2017 Regular Council meeting.

**d) Administrative Report No. CGP-004-2017 – Zoning By-law Amendment – ZBA-2017-01 (D) – André Lapierre & Ginette Léveillé (Dawson Pt. Rd.)**

Draft Motion

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of Administrative Report No. CGP-004-2017;

That Council acknowledges there were no comments received from the public notification;

That Council agrees to amend the provisions of the Township of Dymond Zoning By-law 984 to permit the zone change from Agriculture (A1) to Rural Residential (RR); and

That Council directs staff to prepare the necessary by-law to amend the Township of Dymond Zoning By-law 984 for consideration at the March 21, 2017 Regular Council Meeting.

**e) Administrative Report No. CGP-005-2017 – Zoning By-law Amendment – ZBA-2017-02 (NL) – FPT Holdings Ltd. – North side of Paddon Crescent**

Draft Motion

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of Administrative Report No. CGP-005-2017;

That Council acknowledges the comments received from the public notification and advises that these comments were taken into consideration as part of Council's decision making process;

That Council agrees to amend the provisions of the Town of New Liskeard Zoning By-law 2233 to permit the zone change from Development (DE) to Medium Density Residential Exception (R3-E); and

That Council directs staff to prepare the necessary by-law to amend the Town of New Liskeard Zoning By-law 2233 for consideration at the March 21, 2017 Regular Council Meeting.

**f) Support – Bill 7 – Act to Amend or Repeal Various Acts with respect to Housing and Planning (Property Standards)**

Draft Motion

Whereas Schedule 5 of Bill 7 prescribes that local municipalities shall assume enforcement responsibility for residential rental maintenance standards via Ontario Regulation 517/06 under the *Residential Tenancies Act* (RTA) on July 1, 2018; and

Whereas the Ministry of Housing currently enforces residential rental maintenance standards in municipalities that do not have a property standards by-law, or have a “partial” by-law that does not address the interior of rental buildings; and

Whereas the Ministry currently receives complaints from tenants respecting residential rental maintenance standards and appoints inspectors to provide this service to municipalities on an as needed basis, for a cost-effective set fee of \$265 for each inspection or re-inspection; and

Whereas the download of enforcement responsibility will require each municipality to receive written complaints from tenants, cause an inspector to make an inspection to determine whether the provincial standards have been complied with, issue work orders to landlords who have not complied with a prescribed maintenance standard, monitor compliance, investigate allegations of failure to comply, and where circumstances warrant, to prosecute landlords for non-compliance; and

Whereas the Government of Ontario intends to download these responsibilities with no compensatory funding, leaving municipalities that do not currently enforce residential rental maintenance standards with the significant fiscal challenge of providing this service cost-effectively.

Now therefore be it resolved that the Council of the City of Temiskaming Shores hereby petitions the Government of Ontario and the Ministry of Housing to halt the download of enforcement responsibility for residential rental maintenance standards proposed in Schedule 5 of Bill 7, in light of the significant fiscal and staffing challenges each municipality will face to provide this service to the public in a cost-effective manner; and

Further that a copy of this resolution be sent to the Honourable Kathleen Wynne, Premier of Ontario, the Honourable Chris Ballard, Minister of Housing; Mr. Patrick Brown, Leader of the Progressive Conservative Party; Ms. Andrea Horwath, Leader of the New Democratic Party; Association of Municipalities of Ontario (AMO); the Rural Ontario Municipal Association (ROMA) and the Federation of Northern Ontario Municipalities (FONOM).

**g) Elder Abuse Ontario's North East Conference 2017 – Building Awareness & Enhancing our Response to Elder Abuse**

Draft Motion

Be it resolved that the Council of the City of Temiskaming Shores approves the attendance of **Councillor Hewitt** to the North East Conference 2017 entitled "Building Awareness & Enhancing our Response to Elder Abuse" scheduled for March 22, 2017 in Timmins Ontario; and

Further be it resolved that the expenses incurred in attending the said conference be covered in accordance to the Municipal Business Travel and Expense Policy.

**h) Memo No. 008-2017-CS – Ontario Infrastructure and Lands Corporation (OILC) Loan Application – View Street Complex / Fleet**

Draft Motion

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of Memo No. 008-2017-CS;

That Council directs the Treasurer to proceed with the application(s) to OILC for capital works as approved in Resolutions No. 2016-610 (fleet) and No. 2017-038 (View Street Complex); and

That Council directs the Treasurer to proceed with other applicable by-laws as per the OILC program being a funding agreement and debenture(s) as required upon the completion or substantial completion of the approved capital works.

**i) Memo No. 009-2017-CS – Unfinanced Capital – Dymond Industrial Park**

Draft Motion

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of Memo No. 009-2017-CS; and

That Council directs the Treasurer to reconcile the unfinanced capital expenditures relating to the Dymond Industrial Park by utilizing the City's working fund reserves as part of the 2016 Audit process.

**j) Memo No. 010-2017-CS – Amendment to By-law No. 2016-144 (FedNor) Canada 150 Contribution Funding for Temiskaming Shores Public Library – New Liskeard Branch**

Draft Motion

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of Memo No. 010-2017-CS; and

That Council directs staff to prepare the necessary by-law to amend By-law No. 2016-144 "Canada 150 Community Infrastructure Program" upgrades to the Temiskaming Shores Library - New Liskeard Branch for consideration at the February 21, 2017 Regular Council meeting.

**k) Administrative Report No. CS-017-2017 – Pipeline Agreements with Union Gas – Dymond Industrial Park**

Draft Motion

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of Administrative Report No. CS-017-2017;

That Council directs staff to prepare the necessary by-laws to enter into Maintenance Dig Agreements with Union Gas to permit the installation and/or ongoing maintenance of a natural gas pipeline for consideration at the March 7, 2017 Regular Council meeting; and

That Council directs staff to prepare the necessary by-laws to enter into Pipeline Easement Agreements with Union Gas being Part 1 on Plan 54R-4328 and Part 3 on Plan 54R-4239 respectively for the use and operation of a natural gas pipeline for consideration at the March 7, 2017 Regular Council meeting.

**l) Administrative Report No. CS-018-2017 – Information Technology – Enterprise Resource Planning (ERP)**

Draft Motion

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of Administrative Report No. CS-018-2017;

That Council approves the addition of the Enterprise Resource Planning (ERP) software to the 2017 General Capital Budget program;

That Council approves the single sourcing of the purchase of the ERP to Vadim Computer Management Group LTD; and

That Council directs staff to purchase Enterprise Resource Planning (ERP) software from Vadim Computer Management Group LTD Software at a cost of \$ 98,183 plus applicable taxes.

**m) Administrative Report No. CS-019-2017 – Disposal of Surplus Goods – Fire Rescue Van**

Draft Motion

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of Administrative Report No. CS-019-2017;

That Council concurs with the decision of the Treasurer to sell the surplus Fire Rescue Van from Fire Station No. 1 to Mid-North Recycling for scrap value.

**n) New Liskeard Not-for-Profit Housing Corporation - 105 Market Street – Correspondence to Council**

Draft Motion

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of correspondence from tenants at 105 Market Street which was distributed by the Municipal Clerk to Council members via e-mail in accordance with Section 44.3 of Procedural By-law No. 2008-160;

That Council further acknowledges that the facility at 105 Market Street is owned and operated by the New Liskeard Not-for-Profit Housing Corporation (NLNPHC) and the City of Temiskaming Shores has no oversight or control over the operations of the NLNPHC or its employees; and

That Council hereby directs the Clerk to refer the correspondence to the NLNPHC for their consideration, appropriate follow-up and response to the tenants at 105 Market Street.

**o) Memo No. 001-2017-PPP – Appointment of EMPC Member – Emily Disley**

Draft Motion

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of Memo No. 001-2017-PPP;

That Council directs staff to prepare the necessary by-law to amend By-law No. 2015-030 being a by-law to appoint Community Representatives to various Committees and Boards for the 2015-2018 Term of Council appointing Emily Disley as a member to the Emergency Management Program Committee (EMPC) for the City of Temiskaming Shores for consideration at the March 7, 2017 Regular Council meeting.

**16. By-laws**

Draft Motion

Be it resolved that:

By-law No. 2017-029 Being a by-law to enter into an agreement with Paul Power for the supply and installation of Electrical Power Outlet Panels in the downtown core along Whitewood Avenue and Armstrong Street

By-law No. 2017-030 Being a by-law to authorize a certain new Capital Works of The Corporation of the City of Temiskaming Shores (the “Municipality”); to authorize the submission of an application to Ontario Infrastructure and Lands Corporation (“OILC”) for financing such Capital Works; to authorize temporary borrowing from OILC to meet expenditures in connection with such works; and to authorize long term borrowing for such works through the issue of debentures to OILC

By-law No. 2017-031 Being a by-law to authorize a Maintenance Dig Agreement with Union Gas to permit occupancy of municipally owned lands to install and/or maintain natural gas pipelines Roll No. 54-18-020-001-027.02 and 54-18-020-001-026

By-law No. 2017-032 Being a by-law to authorize a Pipeline Easement Agreement with Union Gas to permit occupancy of a natural gas pipeline across Part 3 on Plan 54R-4239 and Part 1 on Plan 54R4328

By-law No. 2017-033 Being a by-law to enter into a Purchase Agreement with Freightliner North Bay for two (2) 2018 Plow Trucks

By-law No. 2017-034 Being a by-law to amend By-law No. 2015-030, as amended being a by-law to appoint community representatives to various Committees and Boards for the 2014-2018 Term of Council – Appointment of members to the Community Emergency Management Program Committee

By-law No. 2017-035 Being a by-law to amend By-law No. 2016-144 being a by-law to enter into a Contribution Agreement with Her Majesty the Queen in Right of Canada as represented by the Ministry of Industry under the Canada 150 Community Infrastructure Program upgrades to the Temiskaming Shores Library – New Liskeard Branch

be hereby introduced and given first and second reading.

Draft Motion

Be it resolved that:

By-law No. 2017-029;

By-law No. 2017-030;



By-law No. 2017-031;  
By-law No. 2017-032;  
By-law No. 2017-033;  
By-law No. 2017-034; and  
By-law No. 2017-035

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, March 21, 2017 at 6:00 p.m.
- b) Regular – Tuesday, April 4, 2017 at 6:00 p.m.

**18. Question and Answer Period**

**19. Closed Session**

*Draft Motion*

Be it resolved that Council agrees to convene in Closed Session at \_\_\_\_\_ p.m. to discuss the following matters:

- a) **Adoption of the February 21, 2017 – Closed Session Minutes**
- b) **Under Section 239 (2) (b) of the Municipal Act, 2001 – personal matters about an identifiable individual – Human Resources Update**

*Draft Motion*

Be it resolved that Council agrees to rise with report from Closed Session at \_\_\_\_\_ p.m.

**20. Confirming By-law**

Draft Motion

Be it resolved that By-law No. 2017-036 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 **March 7, 2017** be hereby introduced and given first and second reading.

Draft Motion

Be it resolved that By-law No. 2017-036 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 \_\_\_\_\_ p.m.

\_\_\_\_\_  
Mayor – Carman Kidd

\_\_\_\_\_  
Clerk – David B. Treen



**The Corporation of the City of Temiskaming Shores**  
**Regular Meeting of Council**  
**Tuesday, February 21, 2017**  
**6:00 P.M.**  
**City Hall Council Chambers – 325 Farr Drive**

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**Minutes**

**1. Call to Order**

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

**2. Roll Call**

Council: Mayor Carman Kidd; Councillors Patricia Hewitt, Doug Jelly, Jeff Laferriere, Mike McArthur and Danny Whalen

Present: Christopher W. Oslund, City Manager  
David B. Treen, Municipal Clerk  
Doug Walsh, Director of Public Works  
Tammie Caldwell, Director of Recreation  
Kelly Conlin, Director of Corporate Services (A)  
Tim Uttley, Fire Chief  
Jennifer Pye, Planner  
Laura-Lee MacLeod, Treasurer  
Brad Hearn, IT Administrator  
Mitch Lafreniere, Manager of Physical Assets

Regrets: Councillor Jesse Foley

Media: Diane Johnston, Temiskaming Speaker  
Bill Buchberger, CJTT 104.5 FM

Members of the Public: 5

**3. Review of Revisions or Deletions to Agenda**

**Additions:**

**Under Item 15 – New Business add:**

- i) Administrative Report No. CGP-003-2017 – Enterprise Temiskaming – Starter Company Plus Program
- j) Administrative Report No. CS-016-2017 – Tax Arrears Certificate (TAC) Extension Agreement Roll No. 54 18 030 004 140

**Under Item 16 – By-laws add:**

By-law No. 2017-026 Being a by-law to enter into an agreement with Her Majesty the Queen in Right of Ontario as represented by the Minister of Economic Development and Growth (Enterprise Temiskaming) – Starter Company Plus Program

By-law No. 2017-027 Being a by-law to authorize the execution of a Tax Arrears Extension Agreement Pursuant to Section 378 of the Municipal Act, 2001 – TAC 2016-12, Roll No. 54 18 030 004 140

**4. Approval of Agenda**

Resolution No. 2017-053

Moved by: Councillor Laferriere

Seconded by: Councillor Hewitt

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

**Carried**

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

None

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

Resolution No. 2017-054

Moved by: Councillor McArthur

Seconded by: Councillor Jelly

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

- a) Regular Meeting of Council – February 7, 2017

**Carried**

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

*7.1. Application for Zoning Amendment – ZBA-2017-01(D)*

**Owner:** André Lapierre and Ginette Léveillé

**Subject Land:** 743145 Dawson Point Road

**Purpose:** The applicant (owner) proposes to rezone the subject land from Agriculture (A1) to Rural Residential (RR) to permit the construction of a single detached dwelling.

Mayor Kidd indicated that the public meeting scheduled tonight is for a Zoning By-law amendment application. The Planning Act requires that a public meeting be held before Council decides whether to pass a by-law adopting a proposed amendment.

The public meeting serves two purposes: first, to present to Council and the public the details and background to the proposed amendment and second, to receive comments from the public and agencies before a decision is made by Council.

Mayor Kidd declared the meeting to be open and to be a public meeting pursuant to Section 34 of the Planning Act and requested that the Planner Jennifer Pye present the particulars of Application ZBA-2017-01 (D).

Planner, Jennifer Pye utilizing powerpoint presented the application and indicated that the subject property fronts on Dawson Point Road being Part 1 on Plan 54R-2751. The purpose of the amendment is to rezone the property from Agriculture (A1) to Rural Residential (RR) to permit the construction of a single detached dwelling. Jennifer outlined that residential development of the property would be considered infilling and there are no municipal services (water/sanitary) available; thus private septic and drilled well are required. It was noted that the applicants

propose the construction of a new 2,000 ft<sup>2</sup> single detached dwelling with an attached garage.

Based on the Official Plan, the subject property is within the Settlement Boundary Area, thus the Minimum Distance Separation (MDS) calculation is not required. The property is designated Residential Neighborhood within the Official Plan. The current zoning is Agriculture (A1) and stand-alone residential uses are not permitted which is necessitating the application.

Mayor Kidd thanked Jennifer for her presentation and inquired if there were any comments from members of the public. With none, Mayor Kidd inquired if Council had any comments. Mayor Kidd inquired about the proposed location of the septic tank in the front yard near the front lot line and whether that was the most suitable location. Jennifer responded that the Timiskaming Health Unit is responsible for septic systems and have reviewed the file, but would clarify with the Septic Inspector Doug Metson.

Mayor Kidd thanked Jennifer for the information and with no further comments declared this portion of the public meeting to be closed and advised that Council will give due consideration to all comments received tonight and further noted that an administrative report will be considered by Council at a future Council meeting.

#### *7.2. Application for Zoning Amendment – ZBA-2017-01(NL)*

**Owner:** FPT Holdings Ltd.

**Subject Land:** Part of Broken Lot 10, Concession 2 (Paddon Crescent)

**Purpose:** The applicant (owner) is proposing to sever three (3) lots from the southwest portion of the subject property to be used for residential purposes. Rezone the property from Development (DE) to Medium Density Residential Exception (R3-E).

Mayor Kidd indicated that the public meeting scheduled tonight is for a Zoning By-law amendment application. The Planning Act requires that a public meeting be held before Council decides whether to pass a by-law adopting a proposed amendment.

The public meeting serves two purposes: first, to present to Council and the public the details and background to the proposed amendment and second, to receive comments from the public and agencies before a decision is made by Council.

Mayor Kidd declared the meeting to be open and to be a public meeting pursuant to Section 34 of the Planning Act and requested that the Planner Jennifer Pye present the particulars of Application ZBA-2017-01(NL).

Planner, Jennifer Pye utilizing powerpoint presented the application and indicated that the subject property fronts on Paddon Crescent and is currently subject to consent application B-2017-01 (NL), to create three (3) building lots, which will be considered by the Committee of Adjustment on February 22, 2017.

The purpose of this amendment is to rezone the property from Development (DE) to Medium Density Residential Exception (R3-E) to permit the construction of a single detached dwellings or semi-detached dwellings. Jennifer outlined that site specific relief is required to permit semi-detached dwellings on proposed lots 1 and 2.

The subject properties will have access to Paddon Crescent with existing municipal services available (water/sanitary) in the area. The existing downstream sanitary sewer mains are insufficiently sized; however the upgrading/installation of the Robert Street Sanitary Lift Station in 2017 would eliminate this concerns. The Public Works Department has requested that the replacement of a small section of piping near Dawson Point and McKelvie be a condition of the consent application being considered the Committee of Adjustment.

Based on the Official Plan, the subject property is within the Settlement Boundary Area, thus the Minimum Distance Separation (MDS) calculation is not required. The property is designated Residential Neighborhood within the Official Plan. The current zoning is Development (DE) and only existing residential uses are permitted necessitating the zoning amendment application.

Jennifer illustrated the proposed minimum lot area and lot frontages for the proposed three (3) lots and recommended, if the amendment is approved that it not come into effect until the consent is approved.

Mayor Kidd thanked Jennifer for her presentation and inquired if there were any comments from members of the public.

Beth Plaunt of 435 Bateson raised concerns about the potential for multi-family dwellings; however has no concerns with single family dwellings. Beth outlined that she was not familiar with the process and inquired as to whether there are other steps she should be taking to ensure the proposal is limited to single detached dwellings. Mayor Kidd recommended that she attend the Committee of Adjustment public meeting scheduled for February 23, 2017 (tomorrow) in regards to the consent application. Beth outlined that she may not be able to attend and inquired if she could submit her concerns in writing. Mayor Kidd outlined she could submit something through the Planner, Jennifer Pye.

With no more public comments Mayor Kidd inquired if Council had any comments. Councillor Whalen inquired if the lot north of Lot 274 was a registered lot has he has concerns with potential development of the lot requiring the extension of Bateson in order to service one (1) lot. Jennifer Pye outlined that the lot is registered and there is no development proposal at this time and not aware of

MTO's appetite to provide access off of Highway 65 East; however the applicant has been informed that any required extensions for the retained portion would be at the applicant's cost.

With no further comments from Council Mayor Kidd thanked Jennifer for the information and declared this portion of the public meeting to be closed and advised that Council will give due consideration to all comments received tonight and further noted that an administrative report will be considered by Council at a future Council meeting.

## **8. Question and Answer Period**

None

## **9. Presentations / Delegations**

- a) Cathy Zheng, Conservation Account Manager – CLEAResult & Charles Coimbra, Manager-Business Programs – Hydro One Networks Inc.

**Re:** saveONenergy – Cheque Presentation

Charles Coimbra, utilizing powerpoint made a presentation to Council on the 2015-2020 Conservation and Demand Management (CDM) financial incentive program. The Green Energy Act established a six year framework for the CDM program with the objective of providing financial rebates for implementation of energy conservation. The program is available to a variety of entities including medium & large Commercial operations, medium & large Institutions and medium & large Industrial operations. The categories for energy conservation are Audit & Study Funding, Retrofit Program, New Construction and Process & Systems Upgrade.

Mr. Coimbra provided an overview of the categories and provided how financial incentives are calculated under each of the categories. In regards to Temiskaming Shores Cathy Zheng has been working with municipal staff in regards to the recent conversion of street lighting to energy efficient LED lighting and presented Council with a cheque in the amount of \$118,000 under the incentive program.



## b) Chantal Charbonneau, Consultant – Enterprise Temiskaming

**Re:** Enterprise Temiskaming Statistics

Chantelle Charbonneau, Enterprise Temiskaming Consultant, utilizing powerpoint provided Council with an overview of the programs and client consultations for the 2016 Fiscal Year. Chantelle reviewed the information on a quarterly basis and noted that a majority of the clients are from Temiskaming Shores. There has not been as much outreach visits to outlying communities due to staff shortages within the department. Chantelle outlined that they are in Kirkland Lake once a week (Tuesdays) and with recent increased staff capacity outreach to outlying communities will be a focus.

Chantelle outlined a number community activities included Starter Company workshops, regional grant committee meetings, youth programs presentation at area high schools, discussion forum with Far Northeast Training Board, International Women's Day events in KL and T. Shores, various school presentations, Earleton Farm Show, Chamber of Commerce awards banquet, Student Job Fairs, Summer Company, KL Chamber of Commerce Golf Tournament (good networking opportunity), attended Northern College orientation day (KL & Hlby), small business week as well as B & B feeds in concert with Northern College.

Currently outreaching one day a month in Matachewan, Elk Lake, Englehart, every Tuesday in Kirkland, with Northern College (KL & Hlby) as well as College Boreal and the five local high schools.

Starter Company Plus will be commencing soon and twelve participants were approved. Summer Company has five interested in the program with only two spots available.

Mayor Kidd thanked Chantelle for the presentation and inquired if any Councillors had any comments and/or questions. Councillor Whalen inquired if any type of tracking mechanism has been implemented where six months down the road you could determine how many of the openings still exist. Chantelle outlined that there is no tracking system, but would look at incorporating something to gauge the success rate.

Councillor Hewitt reviewed some 2016 statistical data in regards to small businesses within Temiskaming Shores (1,221 business, 710 have one employee, and 366 have 1-9 employees) which illustrates how important small business are to our area. Councillor Hewitt requested that Chantelle expand on the B & B Feeds program. Chantelle outlined it is a program where Northern College invites Enterprise Temiskaming to speak to the College Students on small business and

they provide a meal to those that attend. Normally have one guest speaker (local business owner) attend to present to the students.

Mayor Kidd thanked Chantelle for her presentation.

## 10. Communications

- a) Monique Chartrand, Executive Director – Victim Services of Temiskaming & District

**Re:** Request for Proclamation - 2017 Victims and Survivors of Crime Awareness Week

**Reference:** Received for Information

- b) Giles Gherson, Deputy Minister – Ministry of Economic Development and Growth

**Re:** Dymond Industrial Park – Hawn Drive **West** – Confirmation of Site Certification

**Reference:** Referred to the Economic Development Officer

- c) Giles Gherson, Deputy Minister – Ministry of Economic Development and Growth

**Re:** Dymond Industrial Park – Hawn Drive **East** – Confirmation of Site Certification

**Reference:** Referred to the Economic Development Officer

- d) Judy Dotten, Manager – Twin Lakes resident

**Re:** Enhanced application to produce and sell dried marihuana to include production and sale of fresh marihuana, seeds, live plants and cannabis oil

**Reference:** Referred to the Planner

- e) Marie-France Lalonde, Minister – Ministry of Community Safety and Correctional Services

**Re:** Policing Effectiveness and Modernization (PEM) Grant – application deadline extended to March 31, 2017.

**Reference:** Referred to the Police Services Board

Resolution No. 2017-055

Moved by: Councillor Whalen

Seconded by: Councillor Laferriere

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

**Carried**

**11. Committees of Council – Community and Regional**

Resolution No. 2017-056

Moved by: Councillor McArthur

Seconded by: Councillor Jelly

Be it resolved that the following minutes and/or reports be accepted for information:

- a) Minutes of the Temiskaming Shores and Area Physician Recruitment Committee meeting held on November 22, 2016;
- b) Minutes of the Temiskaming Shores and Area Physician Recruitment Committee meeting held on January 24, 2017; and
- c) Minutes of the Temiskaming Shores Police Services Board meeting held on February 13, 2017.

**Carried**

**12. Committees of Council – Internal Departments**

None

### 13. **Reports by Members of Council**

Councillor Jelly reported on the following:

- **DTSSAB:** the 2017 budget has been approved and a letter explaining the budget will be sent to the participating municipalities. It should be noted that \$300,000 was taken out of reserves for the 2016 budget, and Temiskaming Shores will be looking at a 2.58% increase. DTSSAB has decided to apply another \$300,000 to the 2017 budget from reserves; however we cannot keep dipping into reserves which has resulted in some discussions with possible alternatives to have some financial protections in place for the City. The City's DTSSAB budget over the past nine years has decreased 24%.
- **OPSB:** Attended a meeting last Thursday in Toronto and again they are outlining that the Police Services Act will undergo an extensive review in the spring. Not certain how Police Services Board will look like after the review and hopefully our concerns will be listened to.

Mayor Kidd reported on the following:

- **Airport Authority:** Meeting last Thursday night and the Articles of Incorporation have been finalized. Documents have been signed to purchase the airport from the Township of Armstrong and legal process will be finalized by the end of February with transfer of ownership and operations of the airport to the Airport Authority by the first of March. An application to have the Transport Canada Airport Certificate transferred to the Airport Authority as well. A new executive has been elected and all the directors have been appointed.

### 14. **Notice of Motions**

None

### 15. **New Business**

- a) **Proclamation – April 3 to 7, 2017 as Northern College 50<sup>th</sup> Anniversary Week**

*Resolution No. 2017-057*

Moved by: Councillor McArthur

Seconded by: Councillor Laferriere

Whereas in 1967, then Education Minister William Davis created the Ontario College system and in the ensuing 50 years, Ontario's community colleges

have produced more than 2 million graduates, with Northern College alone contributing 30,000 to that number; and

Whereas to commemorate the 50<sup>th</sup> Anniversary of Ontario's Community Colleges, the Province of Ontario has proclaimed April 3<sup>rd</sup> as College Week; and

Whereas throughout the next 10 months the Haileybury Campus of Northern College has many special events and activities planned to commemorate their 50<sup>th</sup> anniversary, many of these events will be planned to allow community participation.

Now therefore be it resolved that Council for the City of Temiskaming Shores hereby proclaims **“April 3 to 7, 2017 as Northern College's 50<sup>th</sup> Anniversary Week”** in the City of Temiskaming Shores.

**Carried**

**b) Proclamation – Spread the Word to End the Word – Utilizer le bon mot: RESPECT**

Resolution No. 2017-058

Moved by: Councillor Laferriere

Seconded by: Councillor Whalen

Whereas “Spread the Word to End the Word” is an ongoing international effort by Special Olympics, Best Buddies and various supporters to inspire respect and acceptance through raising the consciousness of society about the “R-word”.

Now therefore be it resolved that Council of the City of Temiskaming Shores does hereby proclaim Wednesday, March 1, 2017 as **“Spread the Word to End the Word Day – Utiliser le bon mot: RESPECT”** (Use the good word: RESPECT) in the City of Temiskaming Shores.

**Carried**

**c) Support – Rewrite the Pupil Accommodation Review Guideline (PARG)**

Resolution No. 2017-059

Moved by: Councillor Hewitt

Seconded by: Councillor McArthur

Whereas the current Accommodation Review Process is not reflective of the reality of rural school and community life; and

Whereas school closures impact single-school small rural communities in all educational, social and economic aspects to a far greater degree than those impacts in multi-school urban communities; and

Whereas the Board of Education has initiated an unachievable timeline for the proposed transition plan and will have a negative impact on the health and safety of the students; and

Whereas the Counties of Prince Edward, Bruce and Grey are urging the Minister of Education to rewrite the Pupil Accommodation Review Guideline (PARG), to take into consideration community and economic value considerations of rural communities and provide a more democratic process; and

Whereas the District of Timiskaming contains a number of single-school small rural communities that are susceptible to these impacts.

Now therefore the Council of the City of Temiskaming Shores hereby supports petitioning the Provincial Government to place a moratorium on any more rural school closures until such time as the Pupil Accommodation Review Guidelines are rewritten; and

Furthermore that a copy of this resolution be forwarded to the Honourable Kathleen Wynne, Premier and the Honourable Mitzie Hunter, Minister of Education.

**Carried**

**d) Administrative Report No. RS-001-2017 – Funding Agreement with Ontario Tire Stewardship (OTS) for Upgrades to the Dymond Fireman's Park**

Resolution No. 2017-060

Moved by: Councillor Laferriere

Seconded by: Councillor Jelly

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of Administrative Report No. RS-001-2017; and

That Council directs staff to prepare the necessary by-law to enter into a Funding Agreement with Ontario Tire Stewardship (OTS) under the Community Renewal Fund Grant in the amount of \$12,013.16 for upgrades to the Dymond Firefighter's Park for consideration at the February 21, 2017 Regular Council meeting.

**Carried**

**e) Memo No. 007-2017-CS – Amendment to By-law No. 2014-109 – FedNor Funding - Waterfront Revitalization Project**

Resolution No. 2017-061

Moved by: Councillor Laferriere

Seconded by: Councillor McArthur

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of Memo No. 007-2017-CS; and

That Council directs staff to prepare the necessary by-law to amend By-law No. 2014-109 being a by-law to enter into a Funding Agreement with Industry Canada (FedNor) for the Waterfront Revitalization Project in New Liskeard and Haileybury (Project No. 851-806190) for consideration at the February 21, 2017 Regular Council meeting.

**Carried**

**f) Administrative Report No. CS-012-2017 – Great Northern Family Health Team – Lease Agreement (New Liskeard Medical Centre)**

Resolution No. 2017-062

Moved by: Councillor Whalen

Seconded by: Councillor Laferriere

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of Administrative Report No. CS-012-2017;

That Council directs staff to increase the rental rates by 1.2% (CPI) retroactive to February 1, 2017 with the Great Northern Family Health Team, Dr. Corneil, Dr. Logan, and Dr. Corbin for the use of office space at the New Liskeard Medical Centre; and

That Council directs staff to continue with month-to-month agreements until such time the tenants vacate the space at the New Liskeard Medical Centre or the new owner takes possession.

**Carried**

**g) Administrative Report No. CS-013-2017 – Municipal Election Modernization – Significant Amendments**

*Presentation by the Clerk*

Resolution No. 2017-063

Moved by: Councillor Laferriere

Seconded by: Councillor McArthur

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of Administrative Report No. CS-013-2017;

That Council agrees to maintain the existing election model “first-past-the-post” for the 2018 municipal election; and

That Council directs staff to monitor the initial implementation of ranked ballot voting, if any, in other jurisdictions.

**Carried**

**h) Administrative Report No. CS-014-2017 – Municipal Business Licencing Policy**

Resolution No. 2017-064

Moved by: Councillor Laferriere

Seconded by: Councillor Whalen

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of Administrative Report No. CS-014-2017;

That Council directs staff to prepare the necessary by-law for the adoption of a Business Licensing Policy for the City of Temiskaming Shores for consideration of First and Second Reading (Provisional approval) at the February 21, 2017 Regular Council meeting; and



That Council directs staff to undertake a public consultation process and submission of the Provisional by-law to the Ministry of Attorney General and Regional Senior Justice for approval of the short form wording and set fines prior to Third and Final Reading.

**Carried**

**i) Administrative Report No. CGP-003-2017 Enterprise Temiskaming – Starter Company Plus Program**

Resolution No. 2017-065

Moved by: Councillor Laferriere

Seconded by: Councillor Whalen

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of Administrative Report No. CGP-003-2017; and

That Council directs staff to prepare the necessary by-law to enter into an agreement with the Ministry of Economic Development, and Growth (MEDG) for the Starter Company Plus Program which will be administered by Enterprise Temiskaming within the District of Timiskaming for consideration at the February 21, 2017 Regular Council meeting.

**Carried**

**j) Administrative Report No. CS-016-2017 Tax Arrears Certificate (TAC) Extension Agreement – Roll No. 54 18 030 004 140**

Resolution No. 2017-066

Moved by: Councillor Jelly

Seconded by: Councillor McArthur

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of Administrative Report No. CS-016-2017; and

That Council agrees to enter into a Tax Arrears Certificate (TAC) Extension Agreement for the property Roll No. 54 18 030 004 14000 (492 Blackwall Street); and

That Council directs staff to prepare the necessary by-law to enter into said agreement for consideration at the February 21, 2017 Regular Council meeting.

**Carried**

**16. By-laws**

Resolution No. 2017-067

Moved by: Councillor Jelly

Seconded by: Councillor Laferriere

Be it resolved that:

By-law No. 2017-023 Being a by-law to amend By-law No. 2014-109 (Funding Agreement with FedNor for the Waterfront Revitalization Project No. 851-806190)

By-law No. 2017-024 Being a by-law to authorize an Agreement with Ontario Tire Stewardship for grant funding under the Community Renewal Fund for upgrades to the Dymond Firefighters Park

By-law No. 2017-025 Being a by-law to adopt a Business Licensing Policy

By-law No. 2017-026 Being a by-law to enter into an agreement with her Majesty the Queen in Right of Ontario as represented by the Minister of Economic Development and Growth – Small Business Enterprise – Starter Company Plus Program

By-law No. 2017-027 Being a by-law to authorize the Extension of a Tax Arrears Extension agreement pursuant to Section 378 of the Municipal Act, 2001 (Dennis Norman Barlow and Chantal Marie Barlow) – TAC 2016-12, Roll No. 54 18 030 004 140000

be hereby introduced and given first and second reading.

**Carried**

Resolution No. 2017-068

Moved by: Councillor Laferriere

Seconded by: Councillor McArthur

Be it resolved that:

By-law No. 2017-015 Being a by-law to adopt a Procurement Policy for the City of Temiskaming Shores

By-law No. 2017-023;

By-law No. 2017-024;

By-law No. 2017-026; and

By-law No. 2017-027

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, March 7, 2017 at 6:00 p.m.

b) Regular – Tuesday, March 21, 2017 at 6:00 p.m.

**18. Question and Answer Period**

None

**19. Closed Session**

Resolution No. 2017-069

Moved by: Councillor McArthur

Seconded by: Councillor Jelly

Be it resolved that Council agrees to convene in Closed Session at 7:50 p.m. to discuss the following matters:

**a) Adoption of the February 7, 2017 – Closed Session Minutes**

- b) Under Section 239 (2) (a) of the Municipal Act, 2001 – Security of the Property of the Municipality – Confidential Administrative Report CS-015-2017 – Information Technology**

**Carried**

Resolution No. 2017-070

Moved by: Councillor Whalen  
Seconded by: Councillor Laferriere

Be it resolved that Council agrees to rise with report from Closed Session at 7:48 p.m.

**Carried**

**Matters from Closed Session**

- a) Adoption of the February 7, 2017 – Closed Session Minutes**

Resolution No. 2017-071

Moved by: Councillor Hewitt  
Seconded by: Councillor McArthur

Be it resolved that Council approves the February 7, 2017 Closed Session Minutes as printed.

**Carried**

- b) Under Section 239 (2) (a) of the Municipal Act, 2001 – Security of the Property of the Municipality – Confidential Administrative Report CS-015-2017 – Information Technology**

Resolution No. 2017-072

Moved by: Councillor Whalen  
Seconded by: Councillor Laferriere

That Council for the City of Temiskaming Shores acknowledges receipt of Confidential Administrative Report No. CS-015-2017; and

That Council directs staff to investigate business integration software.

**Carried**

**20. Confirming By-law**

Resolution No. 2017-073

Moved by: Councillor Jelly  
Seconded by: Councillor Laferriere

Be it resolved that By-law No. 2017-026 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 21, 2017** be hereby introduced and given first and second reading.

**Carried**

Resolution No. 2017-074

Moved by: Councillor Whalen  
Seconded by: Councillor Hewitt

Be it resolved that By-law No. 2017-026 be given third and final reading, be signed by the Mayor and Clerk and the corporate seal affixed thereto.

**Carried**

**21. Adjournment**

Resolution No. 2017-075

Moved by: Councillor Jelly  
Seconded by: Councillor McArthur

Be it resolved that City Council adjourns at 8:00 p.m.

**Carried**

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Mayor – Carman Kidd

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Clerk – David B. Treen

The City of Temiskaming Shores has received the following application to amend the Town of Haileybury Zoning By-law 85-27:

**File #:** ZBA-2017-03(H)  
**Owner:** Danny Belanger and Nancy Laffin-Belanger  
**Property:** 1479 Lakeshore Road South; Plan M92NB, Part of lots 1, 2, and 3; Parcels 8263SST, 8953SST, and 13883SST

**A public hearing** will be held to consider the Zoning By-law Amendment application:

**Date:** Tuesday, March 7, 2017  
**Time:** 6:00 p.m.  
**Place:** Council Chambers at City Hall, 325 Farr Drive, Haileybury

**The application proposes to rezone the subject land from Hazard (HAZ) to Hazard Exception (HAZ-E)** to permit the construction of a detached accessory garage on the subject land. Section 2.38 of the Town of Haileybury Zoning By-law 85-27 does not permit expansion or redevelopment of existing uses except through a zoning by-law amendment.

The property is designated Residential Neighbourhood in the City of Temiskaming Shores Official Plan and is Zoned Hazard (HAZ) in the Town of Haileybury Zoning By-law 85-27.



**Any person** may attend the public meeting and/or make written or verbal presentation to express support of, or opposition to, this application. If you are aware of any person who may be affected by this application, who has not received a copy of this notice, it would be appreciated if you would inform them of the application.

Written comments on this application may be forwarded to the City prior to the hearing.

If you are receiving this notice as the owner of a multi-unit residential building, please post this notice in a location that is visible to all of the residents.

If you wish to be notified of the decision of the City of Temiskaming Shores on the proposed Zoning By-law Amendment, you must make a written request to the City of Temiskaming Shores at the address below.

If a person or public body does not make oral submissions at a public meeting or make written submissions to the City of Temiskaming Shores before the by-law is passed, the person or public body is not entitled to appeal the decision of the Council of City of Temiskaming Shores to the Ontario Municipal Board.

If a person or public body does not make oral submissions at a public meeting, or make written submissions to the City of Temiskaming Shores before the by-law is passed, the person or public body may not be added as a party to the hearing of an appeal before the Ontario Municipal Board unless, in the opinion of the Board, there are reasonable grounds to do so.

**Additional information** pertaining to the application is available for review between 8:30 a.m. and 4:30 p.m. at City Hall, or by contacting the undersigned.

**Dated** this 15<sup>th</sup> day of February, 2017.

Jennifer Pye  
Planner  
City of Temiskaming Shores  
325 Farr Drive  
PO Box 2050  
Haileybury, ON P0J 1K0  
Tel: 705-672-3363 ext. 4105  
Fax: 705-672-2911  
jpye@temiskamingshores.ca



## **Call for Nominations**

**Nominations are now being accepted from municipalities and individuals in Northeastern Ontario for the FONOM Executive Award to be presented at the upcoming FONOM/MMA Conference in the City of North Bay.**

**Following is a description of the purpose of the award and eligibility requirements.**

### **Purpose**

The purpose of this award is to honour an individual member of FONOM who has contributed in a special and meaningful way toward the enrichment and betterment of the lives of the residents of Northeastern Ontario and who has exerted tireless efforts over a period of years in promoting the objectives of FONOM regionally and provincially.

**Who is eligible?** To qualify for the Executive Award, recipients are must have served in an elected office in one of the municipalities within the FONOM membership district.

### **When are the awards presented?**

The award is presented concurrent with the annual FONOM Conference. The recipient and their nominator will be notified in advance of the awards ceremony.

### **When is the deadline for nominations?**

Any person or organization can nominate an individual by completing the following nomination form and sending the signed form to the address below, no later than **April 10th, 2017**.



**Previous recipients of the FONOM Executive Award are:**

1997 Joe Mavrinnac, Kirkland Lake  
1998 John Hodder, Manitoulin  
1999 Marcel Noel, West Nipissing  
2000 Fred Poulin, Smooth Rock Falls  
2001 Vic Power, City of Timmins  
2002 Austin Hunt, Manitoulin  
2003 Jim Gordon, Sudbury  
2004 Richard Adams, Parry Sound  
2005 Phyllis Floyd, Former Executive Director, Sudbury  
2006 Henry (Chick) Goertzen, Township of Laird  
2008 Ellwood McKinnon, Township of Johnson  
2009 George Farkouh, City of Elliot Lake  
2010 John Rowswell, Sault Ste. Marie  
2011 Michael "J.J." Doody, Timmins  
2012 Frank Gillis, Espanola  
2013 Austin Hunt, Billings  
2014 Stephen Butland, Sault Ste. Marie  
2015 Vyrn Peterson, Blind River  
2016 Tom Laughren, Timmins

**Need more information?**

Further information and nomination forms may be obtained from:

**Federation of Northern Ontario Municipalities**

Address: 88 Riverside Drive, Kapuskasing, Ontario P5N 1B3

Fax: (705) 337-1741

Email: [fonom.info@gmail.com](mailto:fonom.info@gmail.com)

**Nominations must be submitted by April 10th so please submit your nomination forms as soon as possible. Thank you!**



# **NORTHEASTERN ONTARIO PUBLIC WORKS ORGANIZATION**

**[www.neopwo.ca](http://www.neopwo.ca)**

February 10th, 2017

To all Mayors and Councils, CAO's, Public Works Managers and Association Members:

The **Northeastern Ontario Public Works Organization** will be hosting their Annual Managers Forum, Public Works Conference, General Meeting and Trade Show on April 25<sup>th</sup> and 26<sup>th</sup>, 2017 at Northern College, 4715 Hwy 101 East, South Porcupine.

We would like to invite all NEOPWO members and public works staff to attend this, our 32<sup>nd</sup> annual event. We have over 45 suppliers and several guest speakers confirmed and they will present relevant and enlightening information to your administration and front line staff. We look forward to seeing both former and new delegates at this year's event.

## **Proposed Agenda – April 26<sup>th</sup>, 2017**

8:00 – 8:45	Registration, Networking and Coffee (Trade Show Preview)
8:45 – 9:00	<i>Opening Remarks and Warm Welcome – Northern College and City of Timmins Rep's.</i>
9:00 - 9:20	NEOPWO and AORS updates
9:30 – 12:30	Visit Supplier Booths Floor and Outside Including Product Demos – Get your Passport Stamped!
12:30 – 1:30	<i>Lunch – Northern College Cafeteria</i>
1:30 – 1:50	Training – “In the North, For the North”
1:50 – 2:15	Health & Safety Presentation / MOL Update
2:15 – 3:00	Business Meeting, Election of Board Members, Draw for Door Prizes
3:10	<i>Adjournment</i>

Please forward this information to your Council representative, Public Works Administration and front line staff and have them confirm attendance by completing the attached Delegate Registration Form(s) and returning it as soon as possible.

We are pleased to announce that the Senator Hotel (former Day Inn's ) – have reserved a block of rooms for Monday and Tuesday evening at a reduced rate) – Please contact the Hotel directly to make your reservations at 705-267-6211 and refer to the NEOPWO Conference.

Looking forward to the biggest show yet, I remain yours truly,

Douglas Walsh, CET, Chairperson for NEOPWO



# **NORTH EASTERN ONTARIO PUBLIC WORKS ORGANIZATION**

**Manager's Forum**

**Northern College  
Timmins, Ontario – April 25<sup>th</sup>, 2017**

**DELEGATE REGISTRATION FORM – \$20 per Person (All Sessions, Refreshments and Lunch Included)**

Name	Municipality / Group	Title
<b>Total Registration Fee</b>		<b>\$</b>

**CONTACT INFORMATION**

Name: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_ Province: \_\_\_\_\_ Postal Code: \_\_\_\_\_

Telephone: \_\_\_\_\_ Fax: \_\_\_\_\_

Email address: \_\_\_\_\_

Please make cheques payable to: **North Eastern Ontario Public Works Organization**  
**c/o City of Temiskaming Shores**  
**P.O Box 2050**  
**Haileybury, ON. P0J 1P0**

10 d)



February 2, 2017

City of Timiskaming Shores  
Attn: Mayor and Council of Timiskaming Shores  
325 Farr Drive  
PO Box 2050  
Haileybury, ON  
P0J 1K0

Dear Mayor and Council of Timiskaming Shores,

As a leader within your organization, there is no doubt that you understand the pressing need for community involvement and pride. As such, we are sending this letter to you to share information about our committee and our ultimate goals.

In June 2014, the community of Larder Lake suffered a tragic loss. The Carter and Kasner families lost their precious Isabella Kasner at 19 months of age. As you can imagine, this terrible event shattered these families and the entire community.

Following this devastation, the Friends of Larder Committee was formed in an effort to begin the healing process while also following our mission to improve our sense of community.

Through our partnership with the Township of Larder Lake, our first project is to create a memorial for Isabella in the form of a Memorial Splash Pad / Outdoor Rink facility. This facility will cost \$367,000 and our goal is to have shovels in the ground by summer 2017.

Our efforts to create this wonderful memorial can't take effect unless we have the support of everyone in our community. To date, we have raised over \$30,000, which has been matched by the Township of Larder Lake, plus we are the recipients of a Federal Grant in the amount of \$100,000. We are getting closer but still have a long way to go and this is where we are seeking your assistance.

We are writing to request a donation to help reach our fundraising goal. By donating, you will assist us with completing the construction of our splash pad/rink combination, which will be a focal point for families to grow together. The added bonus will be assisting our community heal and create a greater sense of community.

MAR 7/17

Any amount will be greatly appreciated, with keeping to our Committee logo, our fundraising levels are as follows:

<b>Red</b>	\$200 - \$499
<b>Yellow</b>	\$500 - \$999
<b>Green</b>	\$1,000 - \$1,999
<b>Blue</b>	\$2,000 - \$4,999
<b>Purple</b>	\$5,000 - \$9,999
<b>RAINBOW</b>	\$10,000>

Anyone who provides sponsorship at the above noted levels will have permanent acknowledgement at the park itself. **Purple** & **RAINBOW** sponsorship will have plaque and bench recognition.

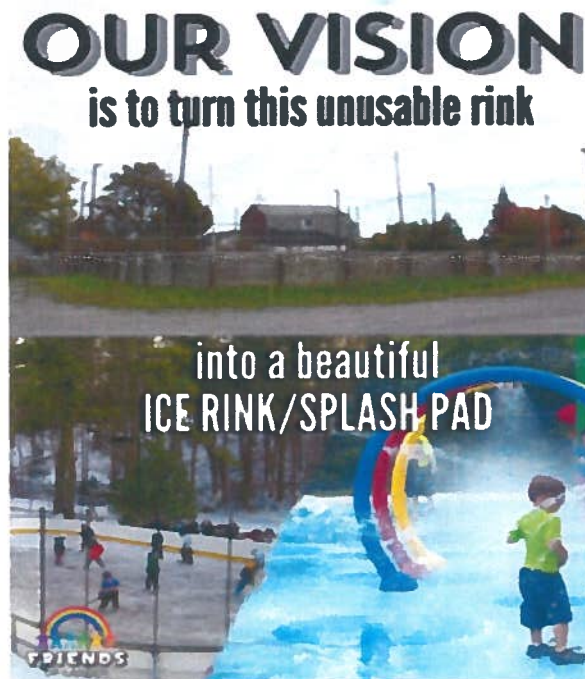
Should you require more information regarding donations of time, money, or services, please email [friendsoflarder@gmail.com](mailto:friendsoflarder@gmail.com) and we will contact you.

Please make all cheques payable to TOWNSHIP OF LARDER LAKE c/o of Friends of Larder Splash Pad/ Outdoor Rink Combo. The Township will issue Donation Receipts upon request.

The Friends of Larder would like to thank you in advance for your generosity.

Sincerely,

Friends of Larder Committee



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

www.dtssab.com

February 16, 2017

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



Attn: Laura Lee MacLeod

Dear Laura Lee:

Please find enclosed a copy of the following budget documents:

- 2017 Budget
- 2017 Apportionment of Costs Using 2017 Budget
- Proposed Municipal Billings 2017

In 2017, as in every year, the DTSSB is cognizant of the impact of our budget on our municipal partners. We diligently work on maximizing the financial contributions from the senior levels of government to minimize the impact on your municipal budget. This year, the DTSSAB managed to keep the increase to the municipal apportionment of the budget to \$716 or 0.01% from the 2016 apportionment.

However, the good news above is altered because in 2016 we used \$300,000 from our reserves to reduce your billing amount. If we compared the 2016 billing to the 2017 apportionment then the municipalities would be looking at a 3.8% increase. So in 2017, we will be using \$300,000 from our reserve to reduce the billing amount to municipalities. This will result in the municipalities facing a slight increase of \$2,190 or 0.03%. This billing amount is what you will be charged by the DTSSAB, but your apportionment for future years and future payment will remain as below before the reserve contribution has been removed.


Therefore, the apportionment cost to the City of Temiskaming Shores will be as follows:

2017 Apportionment	\$2,368,855	2016 Apportionment	\$2,381,103
Reserve Contribution	\$ 86,787	Reserve Contribution	\$ 87,773
2017 Owed to DTSSAB	\$2,282,068	2016 Owed to DTSSAB	\$2,293,330

Overall, your City will see a billing decrease of \$11,262 or 0.47% from your 2016 billing. The decrease is due to a small increase in your assessment values and an increase in your Ontario Works caseload.

If you have any questions in regards to our budget figures, they may be directed to Don Studholme at 705-567-9366 ext. 3253 or studholmed@dtssab.com.

Yours sincerely

  
Jim Whipple, Chair

PO Box 310/CP 310  
29 Duncan Avenue North/29, ave Duncan Nord  
Kirkland Lake ON P2N 3H7

Phone/Téléphone: (705) 567-9366  
(888) 544-5555  
Fax/Télécopieur: (705) 567-9492

# District of Timiskaming Social Services Administration Board

## 2017 Apportionment of Costs Using 2017 Budget

Municipality	Child Care		Social Housing		EMS		Ontario Works*		Total All Programs
	50% Adj. Assess. 50% Population	% Share of District Total	50% Adj. Assess. 50% Population	% Share of District Total	50% Adj. Assess. 50% Population	% Share of District Total	26% Adj Assess 25% Caseloads 25% Population 25% Households	% Share of District Total	\$ Share of District Total
Township of Armstrong	3.67%	\$1,367	3.67%	\$93,484	4.29%	\$126,236	3.01%	\$41,026	\$274,113
Township of Brethour	0.46%	\$1,392	0.46%	\$11,462	0.53%	\$15,709	0.31%	\$4,196	\$32,749
Township of Casey	1.11%	\$3,429	1.11%	\$29,204	1.29%	\$38,668	0.80%	\$10,969	\$91,280
Township of Chamborlain	1.18%	\$3,653	1.18%	\$30,046	1.38%	\$41,207	0.88%	\$11,651	\$96,561
Town of Chariton & Deck	1.77%	\$5,479	1.77%	\$46,061	2.07%	\$61,812	1.53%	\$20,863	\$133,215
Town of Cobalt	2.39%	\$7,406	2.39%	\$80,902	2.79%	\$83,641	4.65%	\$91,967	\$213,816
Township of Coleman	2.81%	\$8,720	2.81%	\$71,714	3.29%	\$98,372	1.90%	\$25,838	\$204,644
Town of Englehart	3.89%	\$12,049	3.89%	\$98,023	4.54%	\$136,834	4.47%	\$60,900	\$307,797
Township of Ewanturel	1.51%	\$4,685	1.51%	\$38,536	1.77%	\$52,869	1.06%	\$14,236	\$110,314
Township of Gaudier	0.36%	\$1,107	0.36%	\$9,101	0.42%	\$12,464	0.40%	\$5,436	\$28,128
Township of Harley	1.72%	\$5,340	1.72%	\$43,916	2.02%	\$60,241	1.24%	\$16,897	\$126,384
Township of Harris	2.04%	\$6,314	2.04%	\$61,833	2.38%	\$71,238	1.54%	\$18,219	\$147,784
Township of Hilliard	0.65%	\$2,002	0.65%	\$16,464	0.76%	\$22,664	0.54%	\$7,369	\$48,439
Township of Hudson	2.16%	\$6,693	2.16%	\$66,047	2.53%	\$76,510	1.85%	\$21,533	\$168,783
Township of James	1.28%	\$3,974	1.28%	\$32,664	1.50%	\$44,833	1.35%	\$18,441	\$89,932
Township of Kerri	1.30%	\$4,035	1.30%	\$33,164	1.52%	\$46,518	0.85%	\$11,609	\$94,344
Town of Kirkland Lake	19.81%	\$61,430	19.81%	\$505,227	23.19%	\$693,037	27.78%	\$378,384	\$1,638,088
Township of Larder Lake	1.78%	\$5,506	1.78%	\$45,286	2.08%	\$62,932	2.16%	\$29,302	\$142,212
Town of Latchford	1.80%	\$5,578	1.80%	\$45,878	2.11%	\$62,932	1.40%	\$19,002	\$133,390
Township of Metachewan	0.98%	\$3,034	0.98%	\$24,956	1.15%	\$34,232	1.33%	\$18,123	\$90,246
Township of McGarry	1.39%	\$4,305	1.39%	\$35,406	1.62%	\$40,567	1.75%	\$23,789	\$112,067
City of Timiskaming Shores	31.16%	\$96,617	31.16%	\$794,932	36.47%	\$1,090,027	28.47%	\$387,579	\$2,368,855
Village of Thornloe	0.27%	\$848	0.27%	\$6,978	0.32%	\$9,570	0.51%	\$6,946	\$24,340
TWOMMO	14.56%	\$45,110	14.56%	\$371,002	**	\$977,780	10.81%	\$147,166	\$1,641,068
<b>TOTALS</b>	<b>100.00%</b>	<b>\$310,063</b>	<b>100.00%</b>	<b>\$2,580,106</b>	<b>100.00%</b>	<b>\$3,966,931</b>	<b>100.00%</b>	<b>\$1,361,457</b>	<b>\$8,188,557</b>

\* Note: Board expenses of \$39,200 have been included in this category

\*\* Note: TWOMMO for EMS is estimated based on MOH formula  
 $\$377,780 = 966,200 (TWOMMO) + 11,580 (First Nations)$ . Remaining amount of \$2,989,151 allocated among municipalities.

**SOURCES:**

Adjusted Assessment - MPAC 2016 Assessment compiled for 2017 Taxation, adjusted by a weighted ratio based on taxation class of property (including 75% reduction for farmland)  
 Population - 2011 Statistics Canada (with Aug 2013 corrections)  
 Households - 2011 Statistics Canada (with Aug 2013 corrections)  
 Caseloads - 2016 Ontario Works caseload figures



**DISTRICT OF TIMISKAMING SOCIAL SERVICES ADMINISTRATION BOARD  
BILLING COMPARISON**

**WITH \$300,000 (2017) CONTRIBUTION FROM WORKING FUND RESERVE (\$300,000 - 2016)**

Municipality	2017 Apportionment	2017 Final Billing	2016 Apportionment	2016 Final billing	\$ Change	% Change
Township of Armstrong	\$ 274,113	\$ 264,070	\$ 269,125	\$ 259,204	\$ 4,866	1.81%
Township of Brethour	32,749	31,549	27,357	26,349	5,200	19.01%
Township of Casey	81,280	78,302	77,555	74,696	3,606	4.65%
Township of Chamberlain	86,551	83,380	85,478	82,327	1,053	1.23%
Town of Charlton and Dack	133,215	128,334	130,856	126,032	2,302	1.76%
Town of Cobalt	213,815	205,982	220,742	212,605	(6,623)	-3.00%
Township of Coleman	204,644	197,147	209,558	201,833	(4,686)	-2.24%
Town of Englehart	307,797	296,520	309,829	298,408	(1,888)	-0.61%
Township of Evanturel	110,314	106,272	108,584	104,581	1,691	1.56%
Township of Gauthier	28,128	27,097	27,882	26,854	243	0.87%
Township of Harley	126,394	121,763	122,247	117,741	4,022	3.29%
Township of Harris	147,704	142,293	147,665	142,222	71	0.05%
Township of Hilliard	48,439	46,664	48,654	46,861	(197)	-0.40%
Township of Hudson	158,783	152,966	160,217	154,311	(1,345)	-0.84%
Township of James	99,932	96,271	98,502	94,871	1,400	1.42%
Township of Kerns	94,344	90,888	90,068	86,748	4,140	4.60%
Town of Kirkland Lake	1,638,088	1,578,074	1,639,996	1,579,542	(1,468)	-0.09%
Township of Larder Lake	142,212	137,002	139,550	134,406	2,596	1.86%
Town of Latchford	133,390	128,503	138,330	133,231	(4,728)	-3.42%
Township of Matachewan	80,345	77,401	77,773	74,906	2,495	3.21%
Township of McGarry	112,067	107,961	111,616	107,502	459	0.41%
Temiskaming Shores	2,368,855	2,282,068	2,381,103	2,293,330	(11,262)	-0.47%
Village of Thornloe	24,340	23,448	24,096	23,208	240	1.00%
<b>Sub-Total</b>	<b>6,647,499</b>	<b>6,403,958</b>	<b>6,646,783</b>	<b>6,401,768</b>	<b>2,190</b>	<b>0.03%</b>
Unincorporated	1,541,058	1,484,599	1,491,624	1,436,639	47,960	3.22%
<b>TOTALS</b>	<b>\$ 8,188,557</b>	<b>\$ 7,888,557</b>	<b>\$ 8,138,407</b>	<b>\$ 7,838,407</b>	<b>\$ 50,150</b>	<b>0.62%</b>



DISTRICT OF TIMISKAMING SOCIAL SERVICES ADMINISTRATION BOARD  
2017 BUDGET



Program	2017 Budget	2016 Budget	% Variance	2017 Contribution From Reserves	2016 Contribution From Reserves	2017 Fed/Prov Share	2016 Fed/Prov Share	2017 TWOMD Share	2016 TWOMD Share	2017 Municipal Share	2016 Municipal Share	Municipal Variance	% Variance of Program
Ontario Works	7,624,089	7,502,048											
Employment Assistance	354,527	354,527											
OW Program Support Allocation	1,281,873	1,153,373											
Contribution to Reserves	-	-	2.76%	-	-							(145,982)	-11.01%
<b>Subtotal</b>	<b>9,260,489</b>	<b>9,009,946</b>				<b>7,830,232</b>	<b>7,620,796</b>	<b>142,929</b>	<b>163,840</b>	<b>1,179,328</b>	<b>1,325,310</b>		
Children's Services	7,529,216	6,262,241											
CC Program Support Allocation	140,569	298,204											
Contribution to Reserves	7,689,805	6,560,445	16.91%	2,321,296	311,802	5,038,446	5,938,790	45,110	44,805	264,953	285,258	(306)	-0.11%
<b>Subtotal</b>	<b>8,138,342</b>	<b>7,282,011</b>				<b>(Note 1)</b>							
Social Housing	105,070	90,106											
SH Program Support Allocation	114,445	20,000											
Contribution to Reserves	8,355,857	7,392,117	13.04%	60,000	300,000	5,746,751	4,535,233	371,002	365,585	2,179,104	2,170,299	8,805	0.41%
<b>Subtotal</b>	<b>6,194,250</b>	<b>5,806,087</b>				<b>(Note 2)</b>							
Emergency Medical Services	420,281	360,422											
EMS Program Support Allocation	20,000	103,000											
Contribution to Reserves	6,634,531	6,269,509	5.82%	-	-	2,867,900	2,506,400	877,780	912,080	2,989,151	2,851,029	138,122	4.84%
<b>Subtotal</b>	<b>39,200</b>	<b>39,200</b>	0.00%	-	-	-	-	4,237	4,313	34,963	34,887	76	0.22%
<b>Total Budget</b>	<b>\$ 31,859,842</b>	<b>\$ 29,271,217</b>	<b>9.19%</b>	<b>\$ 2,381,296</b>	<b>\$ 611,802</b>	<b>\$ 21,390,029</b>	<b>\$ 20,621,209</b>	<b>\$ 1,541,058</b>	<b>\$ 1,497,823</b>	<b>\$ 6,647,489</b>	<b>\$ 6,446,783</b>	<b>\$ 716</b>	<b>0.91%</b>

Program Support Budget **	\$ 1,992,000	\$ 1,945,645	2.38%
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\*\* Net of interest income \$42,000 (2016 - \$45,000)

Note 1 - Social Housing Fed/Prov Share includes rental and misc income of \$2,407,000 (2016 - \$2,366,000)

Note 2 - Includes interest income and miscellaneous income of \$10,000 (2016 - \$13,000)

\* TWOMD Share includes First Nation share of \$11,580, which is 100% provincially funded



COMPRISING - THE FORMER TOWNSHIPS OF FRANKLIN, MCLEAN, RIDOUT, SINCLAIR AND FINLAYSON.

# Township of Lake of Bays

RR#1, 1012 DWIGHT BEACH RD., DWIGHT  
MUSKOKA, ONTARIO P0A 1H0

PHONE: (705) 635-2272  
FAX: (705) 635-2132

February 23, 2017

The Honourable Kathleen Wynne  
Premier of Ontario  
Legislative Building - Room 281  
Queen's Park  
Toronto, Ontario M7A 1A1

Dear Premier Wynne:

**Re: Resolution regarding Schedule 5 of Bill 7 - An Act to Amend or Repeal  
Various Acts with respect to Housing and Planning (Property Standards)**

Please be advised that the Council of the Corporation of the Township of Lake of Bays at its meeting held on February 21, 2017 passed the following resolution:

***"Resolution #5(f)(i)/02/21/17***

***WHEREAS the Township of Lake of Bays receives the staff report "Bill 7 – An Act to Amend or Repeal Various Acts with Respect to Housing and Planning (Property Standard)", dated February 21, 2017.***

***AND WHEREAS Schedule 5 of the Bill prescribes that local municipalities shall assume enforcement responsibility for residential rental maintenance standards (O. Reg. 517/06) under the RTA on July 1, 2018;***

***AND WHEREAS the Ministry of Housing currently enforces residential rental maintenance standards in municipalities that do not have a property standards by-law, or have a "partial" by-law that does not address the interior of rental buildings;***

***AND WHEREAS the Ministry currently receives complaints from tenants respecting residential rental maintenance standards and appoints inspectors to provide this service to municipalities on an as needed basis, for a cost-effective set fee of \$265 for each inspection or re-inspection;***

***AND WHEREAS the download of enforcement responsibility will require each municipality to receive written complaints from tenants, cause an inspector to make an inspection to determine whether the provincial standards have been complied with, issue work orders to landlords who have not complied with a prescribed maintenance standard, monitor compliance, investigate allegations of failure to comply, and where circumstances warrant, to prosecute landlords for non-compliance;***

**AND WHEREAS the Government of Ontario intends to download these responsibilities with no compensatory funding, leaving municipalities that do not currently enforce residential rental maintenance standards with the significant fiscal challenge of providing this service cost-effectively;**

**BE IT RESOLVED THAT the Council of the Corporation of the Township of Lake of Bays calls on the Government of Ontario and the Ministry of Housing to halt the download of enforcement responsibility for residential rental maintenance standards proposed in Schedule 5 of Bill 7, in light of the significant fiscal challenge each municipality will face to provide this service to the public in a cost-effective manner; and**

**AND FURTHER THAT a copy of this resolution be sent to the Honourable Kathleen Wynne, Premier of Ontario, the Honourable Chris Ballard, Minister of Housing, Mr. Patrick Brown, Leader of the Progressive Conservative Party, Ms. Andrea Horwath, Leader of the New Democratic Party, Member of Provincial Parliament in the Province of Ontario, Association of Municipalities of Ontario (AMO), the Rural Ontario Municipal Association (ROMA) and to all Ontario municipalities.**

**Carried"**

Thank you for your attention to this matter.

Sincerely,



Carrie Sykes, *Dipl. M.A., CMO*  
Director of Corporate Services/Clerk

cc: Hon. Chris Ballard, Minister of Housing  
Mr. Patrick Brown, Leader of the Progressive Conservative Party  
Ms. Andrea Horwath, Leader of the New Democratic Party  
MPP Parry Sound-Muskoka, Norm Miller  
Association of Municipalities of Ontario (AMO)  
Rural Ontario Municipality Association  
All Ontario municipalities

# BUILDING AWARENESS & ENHANCING OUR RESPONSE TO ELDER ABUSE

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March 22nd, 2017



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Professor of Social Work and Couple and Family Therapy  
McGill University, Montréal, Québec

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From Repression to Invisibility*



**NANCY GALWAY**

Elder Abuse Prevention Coordinator  
Manager Crisis Bed Program  
Carefor Health and Community Services – Eastern Counties



**JEANNETTE LINDENBACH**

School of Nursing, Laurentian University

*Connecting Stakeholders in Northern and Rural Communities to  
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Elder Abuse in Cases of Dementia*



**HEATHER WESTAWAY**

Northern Ontario School of Medicine

*Health Care Consent - What We Need to Know!*

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For more information, please contact:

Josée Miljours Tel: 705-698-5779 Email: [Northeast@elderabuseontario.com](mailto:Northeast@elderabuseontario.com)



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Program

**AGE FRIENDLY COMMUNITY COMMITTEE MEETING MINUTES**

City of Temiskaming Shores

Monday January 16, 2017

**CALL TO ORDER**

1.0 The meeting was called to order at 2:03 p.m.

**2.0 ROLL CALL**

<b>PRESENT:</b>	Tammie Caldwell; Joan Brazeau; Irene Chitaroni; Jean-Claude Carrière; Val Haboucha; Jan Edwards; Josette Côté; Nadia Pelletier; Karli Hawken; Patricia Hewitt; Amanda Mongeon; Bertha Yandt; Athena Ko
<b>REGRETS:</b>	Matt Tremblay; Cheryl Bakhuis; Marg Hooey; Dalas Forget; Tony Rachwalski

**3.0 REVIEW OF REVISIONS OR DELETIONS TO AGENDA**

Val added 9.iv) Seniors Community Grant  
Tammie added 9.v) upcoming webinars  
Revision to 10: changed date from 2016 to 2017

**4.0 APPROVAL OF AGENDA**

**MOVED BY:** Josette Côté  
**SECONDED BY:** Nadia Pelletier

That the agenda for the January 16<sup>th</sup>, 2017 Age Friendly Community Committee meeting be approved as amended.

**CARRIED**

**5.0 DISCLOSURE OF PECUNIARY INTEREST AND GENERAL NATURE**

There was no disclosure of pecuniary interest.

**6.0 REVIEW AND ADOPTION OF PREVIOUS MINUTES**

**MOVED BY:** Jean-Claude Carrière  
**SECONDED BY:** Karli Hawken

That the meeting minutes of the December 12<sup>th</sup>, 2016 Age Friendly Community Committee be approved as printed.

**CARRIED**

**7.0 DELEGATIONS/PUBLIC PRESENTATIONS**

None

**8.0 UNFINISHED BUSINESS**

Josette Côté has spoken to a business owner who is interested in having a ramp at his store. She has also been approaching other business owners. The ramp project

will be discussed at the next Temiskaming Shores Accessibility Advisory Committee (TSAAC) meeting.

## 9.0 NEW BUSINESS

### *i) Ontario Sport and Recreation Communities Fund (OSRCF)*

Tammie Caldwell reviewed the application requirements, and a deliverer of age friendly recreation programs would fit within the scope of the OSRCF. The deliverer would offer hands on activities to older adults for activities found in the plan.

**MOVED BY:** Josette Côté

**SECONDED BY:** Jan Edwards

That the Age Friendly Community Committee directs city staff to seek council approval to submit an application.

**CARRIED**

### *ii) Committee Members Update*

Melissa Gill will be joining the committee as a representative of the Temiskaming Native Women's Support Group – Keepers of the Circle Aboriginal Family Learning Centre.

Bertha Yandt joined as a potential second older adult representative on the committee.

### *iii) Project Prioritization*

The committee discussed who would lead the short term actions for the first two of the eight age friendly dimensions (communications and general; outdoor spaces and public buildings).

### *iv) Seniors Community Grant*

Val Haboucha was contacted by the Golden Age Club of Cobalt about support with applying to the Seniors Community Grant. Val asked the committee for proposal ideas and will respond.

### *v) Upcoming webinars*

Tammie Caldwell shared information about 2 upcoming webinars:

- Managing Mobility in an Aging Society: Addressing Transportation Needs of Canadian Seniors, hosted by the Conference Board of Canada on Thursday, January 19<sup>th</sup> at 1 pm. Tammie invited interested members of the committee to join city staff in viewing the webinar at city hall.

**AGE FRIENDLY COMMUNITY COMMITTEE MEETING MINUTES**

City of Temiskaming Shores

Monday January 16, 2017

- With Age Comes Great Experience: How Seniors are Mentoring a New Generation of Entrepreneurs, hosted by the AFC Knowledge Exchange, Tuesday, February 14<sup>th</sup> at 1 pm (previously scheduled for February 9<sup>th</sup>)

**10.0 NEXT MEETING DATE**

February 13<sup>th</sup>, 2017 at 2 pm at Waterfront Pool and Fitness Centre.

**11.0 ADJOURNMENT**

Meeting is adjourned at 3:37 pm.

**Adjourned by:** Karli Hawken

**CARRIED**

\_\_\_\_\_  
Committee Chair

\_\_\_\_\_  
Recorder

DRAFT

---

**Temiskaming Shores Public Library Board**

Meeting Minutes  
Wednesday, January 18, 2017  
7:00 p.m. at the New Liskeard Branch

**1. Call to Order**

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

**2. Roll Call**

Present: Donald Bisson, Danny Whalen, Robert Dodge, Brenda Morissette, Jeff Laferriere, Roger Oblin and CEO/Head Librarian Rebecca Hunt

Members of the Public: 0

**3. Adoption of the Agenda**

**Moved by:** Danny Whalen

**Seconded by:** Robert Dodge

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

**Carried.**

**4. Adoption of the Minutes**

**Moved by:** Roger Oblin

**Seconded by:** Brenda Morissette

Be it resolved that the Temiskaming Shores Public Library Board approves the minutes of the meeting held on Wednesday, November 16, 2016 and the December 21, 2016 informational meeting as presented.

**Carried.**



**5. Business arising from Minutes**

- a. No business arising.

**6. Correspondence: None**

**7. Secretary–Treasurer’s Report**

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

**Buildings and Equipment:**

**Fire safety checks** were conducted in December in the library buildings.

**Business:**

**Community Hubs Group:** A meeting will be held on Friday, January 13. I also attended the Regional Gathering on Wednesday, January 11.

**Conseil des Arts Temiskaming Arts Council (CATAC):** The group will be meeting on January 17 to discuss the action plan for implementing the Cultural Plan objectives.

**Digital Creator North (Near North Mobile Media Lab Trillium project):** We were successful in the NOHFC grant application and are starting to advertise the position. Kelly Conlin from the city, myself and two representatives from the Near North Mobile Media Lab will be doing interviews on February 6.

**Employee Evaluations:** Most everyone has filled out their evaluations and we will be scheduling meetings in January.

**Federation of Ontario Public Libraries:** I was acclaimed to the position of Northern Caucus CEO Board member and hope to attend the first meeting of the 2017-2020 term on February 2, 2017.

**Haileybury Branch Friends of the Library Group:** The bank account has been closed and the next step will be to file the 2016 tax return. After that is done the group can apply to have the charitable status revoked.

**Ontario Library Capacity Fund Research and Innovation grant—Library value study:** A teleconference meeting was held on Tuesday, January 10.

**Programming:**

**Visits to the Extencicare, Lodge and Manor nursing homes to exchange books**

Ongoing on Fridays and Saturdays by staff members and volunteers.

The total number of participants in the nursing home visits to date is 317 people: 120 at the Lodge, 127 at the Extencicare, and 70 at the Manor.

**Gadget Help to the Extencicare**

Monthly visits by a staff member continue this winter on an as-needed basis.

**Life Skills visits at the New Liskeard Branch**

The Life Skills group continues to visit every Wednesday for a storytime and craft activity.

The participants in the program look forward to their weekly visits and are enthusiastically learning skills about co-operation, social skills and the enjoyment of reading.

**Gadget Helper at both branches of the library**

Thursdays in alternating branches. This popular program is often booked a month in advance.

**Temiskaming Shores Public Library Online Book Club**

A book club from the comfort of your home. Participants work on their own timeline and comment whenever they can find some time.

**Les Liseuses à la succursale de New Liskeard**

Les Liseuses de la bibliothèque publique de Temiskaming Shores – Club de lecture pour les adultes. Le premier mardi du mois de 10 h 15 à 11 h 15 à la succursale de New Liskeard.

**Preschool Storytime Winter Session at the New Liskeard Branch**

This program takes place twice a month on Wednesdays from 11:15 a.m. until 11:45 a.m. at the New Liskeard Branch Library throughout the winter months.

**Second Level Crochet at the New Liskeard Branch**

Caroline Rachwalski of “Straight from the Hook, Crochet by Caroline” will be offering a Beginner’s Crochet class on Tuesdays at the New Liskeard Branch library, starting on Tuesday, January 24 for 6 weeks.

**La Leche League Meetings at the New Liskeard Branch**

A new La Leche League group providing breastfeeding support to new moms will be

meeting on the second Tuesday of each month at 6:30 p.m. at the New Liskeard branch of the library.

### **Canada Day Challenge Workshop**

Young Canadians are encouraged to get inspired and show us their vision of Canada's next 150 years by submitting an entry in the following categories:

- Draw it! (drawing or painting)
- Write it! (creative writing)
- Snap it! (photography)

The challenge will accept entries from January 3 to March 31, 2017

On Saturday, January 14, 2017 from 1:00 to 3:30 pm the New Liskeard Branch Library will offer some supplies, space, and resources for youth aged 8 to 18 to work on contest entries

### **Family Literacy Day Game Day at the New Liskeard Branch Library**

Come and gather at the New Liskeard Branch with family and friends to bring this special day to life! We'll have many fun games and activities for you to enjoy—for all ages from 3:30-6:00 p.m. on Friday, January 27, 2017.

### **Snowshoes for rent at the Haileybury Branch Library!**

The Temiskaming Shores Public Library, in partnership with the City of Temiskaming Shores Recreation Department and the Healthy Kids Community Challenge, is offering snowshoes for rent at the Haileybury Branch Library. Come in to pick up a few pairs for the family to try out this great outdoor winter activity! A \$20.00 cash deposit per pair is required.

### **Nordic Walking Pole Sets for Loan at Both Branches of the Library**

The Temiskaming Shores Public Library, in partnership with the Timiskaming Health Unit, is offering Nordic Walking Pole sets for loan. A fun activity for all ages and fitness levels and great for year round use.

## **Finances and Statistics**

The Board reviewed the financial and statistical reports provided by the CEO.

There was discussion regarding the Regional Gathering and the role of the library as a hub in the community. There was agreement that it would be beneficial to the hub committee to look at community issues and form partnerships between organizations that have the common goal of addressing those issues. There was further discussion on the difficulties of forming partnerships when much of the provincial funding is inflexible.

## 8. Committee Reports

- a. **Finance and Property Committee:** Nothing to report.
- b. **Planning, Personnel, Policy and Publicity Committee:** Nothing to report
- c. **Building Committee:** Nothing to report.

## 9. New Business

- a. **Report LIB-001-2017 Workplace Inspection.** For information.
- b. **Report LIB-002-2017 OLA conference and FOPL meeting attendance.** Motion.

### Motion #2017-01

**Moved by:** Roger Oblin  
**Seconded by:** Robert Dodge

Be it resolved that the Temiskaming Shores Public Library Board accepts Report LIB-002-2017 OLA conference and FOPL Meeting and recommends sending Library CEO Rebecca Hunt to the Ontario Library Association conference and Federation of Ontario Public Libraries Annual General Meeting in Toronto in February.

**Carried.**

- c. **Budget: motion to approve 2017 Library budget as endorsed by city council.** Motion.

### Motion #2017-02

**Moved by:** Jeff Laferriere  
**Seconded by:** Roger Oblin

Be it resolved that the Temiskaming Shores Public Library Board accepts the Library 2017 Final Budget as endorsed by the City of Temiskaming Shores Council on December 6, 2016.

**Carried.**

- d. **PFC memberships for board members. Discussion.** The Board agreed not to pursue this matter at this time.

## 10. Plan, Policy review and By-law review

### a. Review Policy

#### i. Per-9 Salary Administration

#### ii. Circ-3 Loan periods, renewals, reserves

#### **Motion #2017-03**

**Moved by:** Brenda Morissette

**Seconded by:** Danny Whalen

Be it resolved that the Temiskaming Shores Public Library Board accepts the library's policies: Per-9 "Salary Administration" and Circ-3 "Loan periods, renewals and reserves" as amended by the Board.

**Carried.**

## 11. Closed Session

### a. Staffing update

### b. Incident report

#### **Motion #2017-04**

**Moved by:** Robert Dodge

**Seconded by:** Jeff Laferriere

Be it resolved that the Temiskaming Shores Public Library Board go into closed session at 8:00 p.m.

**Carried.**

**Motion #2017-05**

**Moved by:** Robert Dodge

**Seconded by:** Jeff Laferriere

Be it resolved that the Temiskaming Shores Public Library Board rise from closed session at 8:12 p.m. without report.

**Carried.**

**12. Adjournment**

Adjournment at 8:13 p.m.

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Chair – Donald Bisson

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

Thursday, January 19th, 2017  
Council Chambers, Township of Armstrong  
Earlton, Ontario

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

**Guests :** Darlene Wroe, Robert Ethier, Michael Hicks

**Regrets:** Debbie Veerman

**Absent :** Ron Vottero, James Twp. Rep.

**1. Welcome - Meeting called to order**

Moved by: Doug Metson

Seconded by: Bryan McNair

BE IT RESOLVED THAT "the meeting of January 19th, 2017 be called to order at 7:00 p.m. by Vice-Chairman, Marc Robillard.

Carried

**2. Approval of Agenda**

Moved by: Bryan McNair

Seconded by: Doug Metson

BE IT RESOLVED THAT "the Agenda be approved, after amending. Move "Closed Session" to appear after "Any Other Business".

Carried

**3. Minutes of last Meeting**

Moved by: Doug Metson

Seconded by: Bryan McNair

BE IT RESOLVED THAT "the Minutes of the meeting held December 15th, 2016 be adopted as presented."

Carried

**4. Errors or Omissions**

There were no errors or omissions.

**5. Business Arising from the Minutes**

None

**6. Committee Reports**

**(i) Finance Committee**

Moved by: Bryan McNair

Seconded by: Doug Metson

BE IT RESOLVED THAT "the report of the Finance Committee for the month of December 2016, be adopted as presented and attached hereto, forming part of these Minutes."

Carried

- (ii) **Property and Maintenance Committee Report**  
Doug Metson reported that the large plow truck had repairs done to the front gear box at a cost of \$2,178. He advised that the snowblower is in need of repairs soon, also.  
Moved by: Charlie Codd  
Seconded by: Barbara Beachey  
BE IT RESOLVED THAT "the report of the Property and Maintenance Committee be adopted as presented."

Carried

- (iii) **Human Resources Committee**  
No Report

**7. Correspondence**

Moved by: Barbara Beachey  
Seconded by: Carman Kidd  
BE IT RESOLVED THAT "the Correspondence for December 2016 be filed."

Carried

**8. Manager's Report**

Moved by: Barbara Beachey  
Seconded by: Charlie Codd  
BE IT RESOLVED THAT "the Manager's Report for the month of December 2016, be adopted as presented, and attached hereto forming part of these Minutes."

Carried

**9. Chairman's Remarks/Report**

No Report

**10. Any Other Business:**

Michael Hicks, owner of the flying school which is currently operating at the Earlton-Timiskaming Regional Airport, was present to discuss the landing fees imposed on the flying school, which MSB passed a motion on at the meeting in December 2016. Mr. Hicks feels the amount is way too much (stating the Industry Standard does not charge landing fees to flying schools). He also questioned the fuel price - he would like to see a fuel surcharge applied.

Moved by: Dominique Nackers

Seconded by: Carman Kidd

WHEREAS "the Flight School would like to negotiate the landing fees charged to them";  
BE IT RESOLVED THAT "the Joint Municipal Services Board (MSB) strike a Committee consisting of Doug Metson, Charlie Codd and Harold Cameron, to negotiate with Michael Hicks on fees to be charged to the Flying School."

Carried

Harold advised the MSB that Quality Assurance Audit is due March 15, 2017. He provided 3 difference quotes for consideration.

Moved by: Ken Laffrenier

Seconded by: Pauline Archambault

WHEREAS "Quality Assurance and Operations Audit is due March 15, 2017";  
BE IT RESOLVED THAT "the Joint Municipal Services Board (MSB) retain



Octant to perform the Quality Assurance and Operations Audit at the Airport as per quote received by Harold - \$6,400.00 plus travel expenses, meals, and lodging for one Auditor, plus applicable taxes."

Carried

Regarding fuel tanks, Harold has only received 1 quote so far - \$67,000. He is still waiting on more quotes to come in. There is a need for a new pump for the AVGAS and Harold is to get prices and get back to Doug Metson.

**11. Closed Session**

Moved by: Morgan Carson  
Seconded by: Doug Metson  
BE IT RESOLVED THAT "the MSB approve to go in-camera.

Carried.

Moved by: Bryan McNair  
Seconded by: Barbara Beachey  
BE IT RESOLVED THAT "the MSB approve to close in-camera session with report - "Sale of Airport has been postponed until March 1, 2017."

Carried

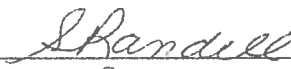
**12. Adjournment**

Moved by: Charlie Codd  
Seconded by: Barbara Beachey  
BE IT RESOLVED THAT "this meeting be adjourned - 8:35 p.m.. The next meeting will be held February 16th, 2017 at 7:00 p.m. at Armstrong Council Chambers.

Carried



Chair



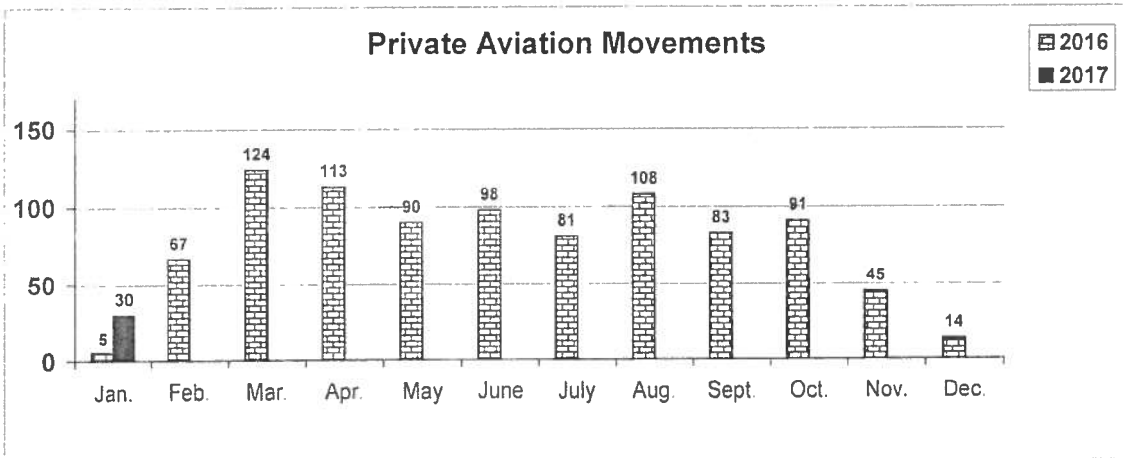
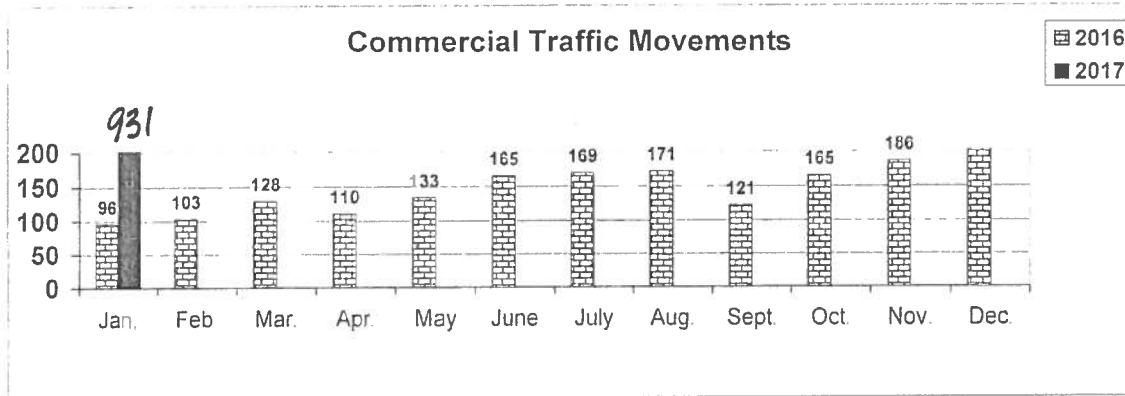
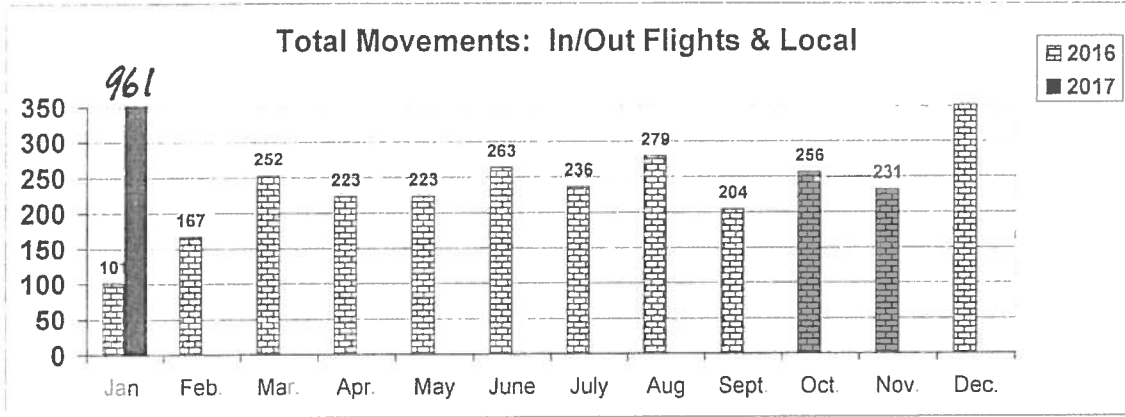
Secretary

**EARLTON-TIMISKAMING REGIONAL  
AIRPORT  
JANUARY 2017**

<u>REVENUE</u>	<u>ACTUAL</u>	<u>YTD</u>
Fuel	\$10,348	\$10,348
Operations	\$7,978	\$7,978
	<hr/>	<hr/>
	\$18,326	\$18,326
 <u>EXPENSES</u>		
Fuel	\$4,958	\$4,958
Operations	\$29,350	\$29,350
Capital Expenses		
	<hr/>	<hr/>
	\$34,308	\$34,308
 <u>NET PROFIT/LOSS</u>		
Fuel	\$5,390	\$5,390
Operations	-\$21,372	-\$21,372
Capital Expenses		
	<hr/>	<hr/>
	-\$15,982	-\$15,982
 <u>FUEL INVENTORY - JET A1</u>	\$ 3,318	
<u>FUEL INVENTORY - AVGAS</u>	\$ 300	
<u>FUEL INVENTORY - DIESEL</u>	\$ 4,391	

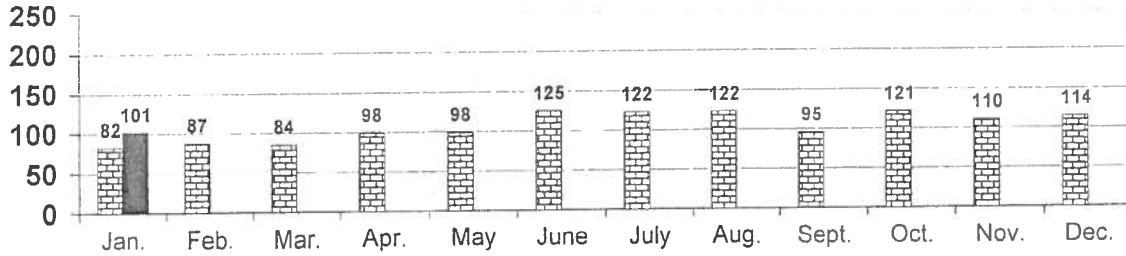
# ANNUAL AIRCRAFT MOVEMENTS

AS OF JANUARY 31, 2017



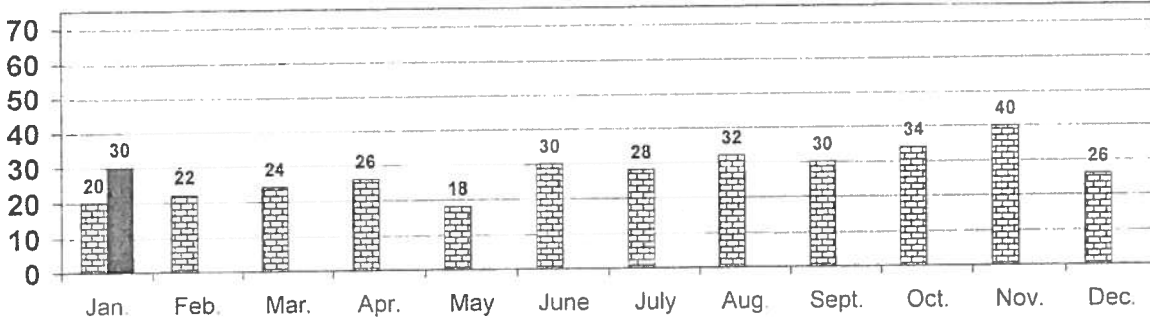
### Air Carriers Movements

2016  
2017



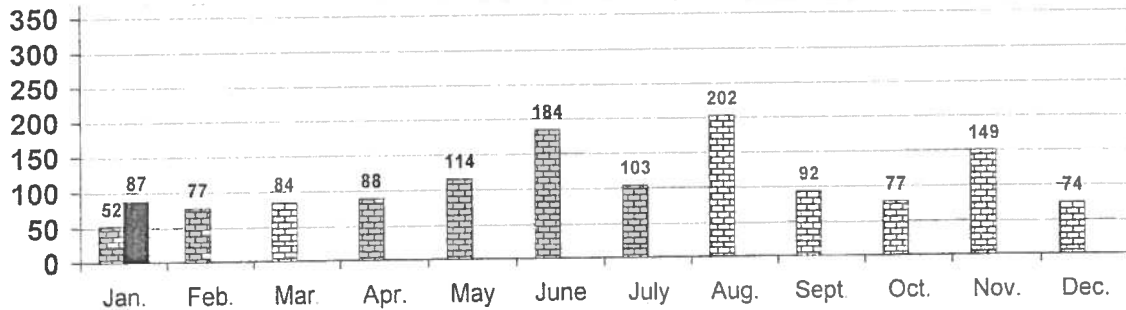
### Air Ambulance Movements

2016  
2017



### # Pgrs. via Air Charter

2016  
2017



## MANAGER'S REPORT JANUARY 2017

### Avgas Sales:

4169 litres of Avgas were sold in January. This far surpasses any recorded January sales for Avgas to date. 2715 litres were sold to the Flight Training Unit.

### AOM Submitted:

Our Airport Operations Manual was submitted to Transport Canada as a "new original." Our new Principle Aerodrome Inspector will be working with us to get it approved. It is now in electronic format, which will allow for easier insertion of amendments.

### ERP:

Our Emergency Response Plan for the Airport is also being rewritten to meet the newer requirements and to get it into a more manageable electronic format as well.

### QA Audit:

At the last meeting we selected Octant to conduct our Quality Assurance audit as required on the three year cycle to conform with the Canadian Aviation Regulations. They will be auditing all aspects of our SMS (Safety Management System) and Airport operations the week of March 13, 2017.

Harold Cameron  
Earlton-Timiskaming Regional Airport Manager

**Community Contribution Summary**  
**2017 Sharing Contribution**  
**Per Capita Contribution - \$9.03**

<u>Community</u>	<u>Population</u>	<u>Contribution</u>	<u>Paid</u>
Armstrong	1265	\$11,423	
Casey	374	\$3,377	
Chamberlain	346	\$3,124	
Charlton and Dack	670	\$6,050	
Coleman	531	\$4,795	
Englehart	1546	\$13,960	
Evanturel	464	\$4,190	
Harley	526	\$4,750	
Hilliard	227	\$2,050	
Hudson	457	\$4,127	
James	474	\$4,280	
Temiskaming Shores	10125	\$91,429	
Thornloe	110	\$993	
<b>Total Contributions</b>	<b>17115</b>	<b>\$154,548</b>	<b>\$0.00</b>

**Donation**

Kerns	349	\$3,151	
<b>Total Contributions</b>		<b>\$157,699</b>	<b>\$0</b>

As of February 10, 2017

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

**Meeting Minutes**

Wednesday, November 30, 2016

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**Present:** Chair: Carman Kidd  
Members: Robert Dodge; Florent Heroux

**Regrets:** Angela Hunter; Maria McLean; Suzanne Othmer; Voula Zafiris

**Also Present:** Jennifer Pye, Secretary-Treasurer

**Public:** Mathew Campbell, Agent – B-2016-04 & 05(D)  
John Brown, Agent – A-2016-12(NL)

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**1. Opening of Meeting**

*Resolution No. 2016-46*

Moved By: Florent Heroux

Seconded By: Robert Dodge

Be it resolved that the Committee of Adjustment meeting be opened at 1:30 p.m.

**Carried**

**2. Adoption of Agenda**

Change to motion numbers indicated on the agenda:

Item 5.1 – Motions 2016-49 and 2016-50;

Item 5.2 – Motion 2016-51;

Item 5.3 – Motion 2016-52;

Item 9 – Motion 2016-52.

*Resolution No. 2016-47*

Moved By: Robert Dodge

Seconded By: Florent Heroux

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

**Carried**

**3. Declaration of Pecuniary Interest**

None

**4. Adoption of Minutes**

*Resolution No. 2016-48*

Moved By: Robert Dodge

Seconded By: Florent Heroux

Be it resolved that the Committee of Adjustment for the City of Temiskaming Shores hereby approves the minutes of the September 21, 2016 Committee of Adjustment Meeting as printed.

**Carried**

**5. Public Hearings**

Chair Carman Kidd advised that this afternoon a public hearing is scheduled for two (2) consent applications and two (2) minor variance applications.

**The Corporation of the City of Temiskaming Shores  
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**Meeting Minutes**

Wednesday, November 30, 2016

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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.

**5.1 Consent Applications B-2016-04 & 05(D) – Zelinka Priamo Ltd on behalf of 3358771 Canada Limited and Canadian Tire Real Estate Limited, 997453 Highway 11 North and 997431 Highway 11 North**

The Chair declared the public hearing for Consent Applications B-2016-04 & 05(D) to be open.

The 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:** 997453 Highway 11 North and 997431 Highway 11 North; Township of Dymond, City of Temiskaming Shores.

**Purpose of the application:** The purpose of the applications is to permit the registration of access easements across Parts 1, 2, 7, and 8 on Plan 54R-4364, which are in the area of the access driveway between the existing Canadian Tire and Walmart buildings. The access easements permit the crossing of each property by patrons of the other property and are legal requirements.

The applications also seeks to permit the registration of a Reciprocal Easement and Operation Agreement (REOA) on title to each property. The REOA sets out requirements and restrictions for each property and establishment, as the commercial complex functions as one site.

The access easement and REOA have been in place for approximately 19 years. Section 50(3)(f) of the Planning Act requires that no interest in land can be transferred for a period of 21 years or more unless a consent is given to approve such transfer. The purpose of the application is to seek consent to register the access easements and REOA in perpetuity. The consents are technical in nature and do not create any new building lots or result in the transfer or any real property.

**Statutory public notice:** The applications were received on November 4, 2016 and were circulated to City staff. Notice of the complete applications and the public hearing was advertised in the Temiskaming Speaker on November 16, 2016 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 applications are technical in nature and are consistent with the Provincial Policy Statement (2014), and meets the general intent and purpose of the City of Temiskaming Shores Official Plan and Township of Dymond Zoning By-law 984, and respectfully requested that the Committee approve the applications.

The agent for the applicant has no comments.

No members of the public had comments.

The Committee had no comments or questions.

The committee considered the following resolutions:



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

**Meeting Minutes**

Wednesday, November 30, 2016

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Resolution No. 2016-49

Moved By: Florent Heroux

Seconded By: Robert Dodge

**Whereas** the Committee of Adjustment for the City of Temiskaming Shores has considered Consent Application B-2015-04(D) as submitted by Zelinka Priamo Ltd. on behalf of 3358771 Canada Limited for the following lands: 997453 Highway 11 North; Township of Dymond, City of Temiskaming Shores;

**And whereas** the applicant is requesting consent for the following:

- 1) to register an access easement, in favour of the adjacent landowner to the south, on title in perpetuity across parts 1 and 8 on Plan 54R-4364;
- 2) to register a Reciprocal Easement and Operations Agreement on title in perpetuity across the entire property;

**And whereas** the Committee of Adjustment for the City of Temiskaming Shores has received the planning report dated November 25, 2016 and has considered the recommendations therein;

**Be it resolved that** the Committee of Adjustment for the City of Temiskaming Shores approves Consent Application B-2016-04(D) subject to the following conditions:

- 1) The following documents shall be provided to the Secretary-Treasurer for the transaction described:
  - a) Two copies of the signed Acknowledgement and Direction;
  - b) The "Transfer in Preparation" and/or "Transfer Easement in Preparation";
  - b) A Planning Act Certificate Schedule on which is set out the entire legal description of the parcel(s) in question. This Schedule must also contain the names of the parties indicated on Page 1 of the "Transfer in Preparation" and/or "Transfer Easement in Preparation";
  - c) A reference plan of survey which bears the Land Registry Office registration number and signature as evidence of its deposit therein, illustrating the parcel to which consent approval relates;

**Carried**

Resolution No. 2016-50

Moved By: Florent Heroux

Seconded By: Robert Dodge

**Whereas** the Committee of Adjustment for the City of Temiskaming Shores has considered Consent Application B-2015-05(D) as submitted by Zelinka Priamo Ltd. on behalf of Canadian Tire Real Estate Limited for the following lands: 997431 Highway 11 North; Township of Dymond, City of Temiskaming Shores;

**And whereas** the applicant is requesting consent for the following:

- 3) to register an access easement, in favour of the adjacent landowner to the south, on title in perpetuity across parts 2 and 7 on Plan 54R-4364;
- 4) to register a Reciprocal Easement and Operations Agreement on title in perpetuity across the entire property;

**The Corporation of the City of Temiskaming Shores  
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**And whereas** the Committee of Adjustment for the City of Temiskaming Shores has received the planning report dated November 25, 2016 and has considered the recommendations therein;

**Be it resolved that** the Committee of Adjustment for the City of Temiskaming Shores approves Consent Application B-2016-05(D) subject to the following conditions:

- 1) The following documents shall be provided to the Secretary-Treasurer for the transaction described:
  - a) Two copies of the signed Acknowledgement and Direction;
  - b) The “Transfer in Preparation” and/or “Transfer Easement in Preparation”;
  - b) A Planning Act Certificate Schedule on which is set out the entire legal description of the parcel(s) in question. This Schedule must also contain the names of the parties indicated on Page 1 of the “Transfer in Preparation” and/or “Transfer Easement in Preparation”;
  - c) A reference plan of survey which bears the Land Registry Office registration number and signature as evidence of its deposit therein, illustrating the parcel to which consent approval relates;

**Carried**

The Chair declared the public hearing for Consent applications B-2016-04 and 05(D) to be closed.

**5.2 Minor Variance Application A-2016-11(NL) – Doupe Bennett on behalf of Jose Claudette Gauvreau, 11 Armstrong Street North**

The Chair declared the public hearing for Minor Variance Application A-2016-11(NL) to be open.

The 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:** 11 Armstrong Street North; Plan M11NB Part of Lot 5; Parcel 23998SST; Town of New Liskeard, City of Temiskaming Shores.

**Purpose of the application:** The Committee of Adjustment granted conditional approval to consent application B-2015-01 in January, 2016. The purpose of the consent application was to sever the Wallbridge Wallbridge building from the Active 1 Source for Sports building, with the effect that each building would be located on a separate property and could therefore be transferred separately. One of the conditions of approval of the severance was that the owners obtain approval of a minor variance application for the retained property (Active 1 Source for Sports building) to recognize the existing building on the new property. The following relief from the requirements of Zoning By-law 2233 is required:

**The Corporation of the City of Temiskaming Shores  
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<b>Provision</b>	<b>Zoning By-law 2233</b>	<b>Subject Property</b>
Section 11(2)(c) Building Area (maximum)	75%	87%
Section 11(2)(f) Building Setback, Rear (minimum)	7.5m	4.8m
Section 3(19)(f) Parking Space Regulations, Exemptions for Central Business District	Permits required parking spaces to be located off-site but requires a development agreement and cash-in-lieu of parking	Allow required parking spaces to be located off-site but delete requirement for development agreement and cash-in-lieu of parking

**Statutory public notice:** The application was received on October 12, 2016 and was circulated to City staff. Notice of the complete application and notice of the public hearing was advertised in the Temiskaming Speaker on November 16, 2016 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 is consistent with the Provincial Policy Statement (2014), and meets the general intent and purpose of the City of Temiskaming Shores Official Plan and Town of New Liskeard Zoning By-law 2233, and respectfully requested that the Committee approve the application.

The committee considered the following resolution:

Resolution No. 2016-51

Moved By: Florent Heroux

Seconded By: Robert Dodge

**Whereas** the Committee of Adjustment for the City of Temiskaming Shores has considered Minor Variance Application A-2016-11(NL) as submitted by Doupe Bennett on behalf of Jose Claudette Gauvreau for the following lands: 11 Armstrong Street North; Plan M11NB Part of Lot 5; Parcel 23998SST; Town of New Liskeard, City of Temiskaming Shores;

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

- 1) Section 11(2)(c) permits a maximum building area of 75%. The applicant is requesting 87%;
- 2) Section 11(2)(f) requires a minimum rear building setback of 7.5m. The applicant is requesting 4.8m;
- 3) Section 3(19)(f) permits the required parking spaces to be located off-site and requires a development agreement between the properties and cash-in-lieu of parking. The applicant is requesting to delete the requirements for a development agreement and cash-in-lieu of parking.

**And whereas** the Committee of Adjustment for the City of Temiskaming Shores has received the planning report dated November 25, 2016 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-2016-11(NL).

**Further be it resolved that** the following variance be granted:

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

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That the Committee of Adjustment grant relief from Section 11(2)(c) of Zoning By-law 2233 to permit a maximum building area of 87%;

That the Committee of Adjustment grant relief from Section 11(2)(f) of Zoning By-law 2233 to permit a minimum rear building setback of 4.8m;

That the Committee of Adjustment grant relief from Section 3(19)(f) of Zoning By-law 2233 to permit the required parking spaces to be located off-site without entering into a development agreement or providing cash-in-lieu of parking.

**Subject to the following conditions:**

- 1) The approval of the minor variance applies only to the existing building on the subject property.

**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.

**With the following consideration given to written and oral submissions:**

None received.

**Carried**

The Chair declared the public hearing for Minor Variance application A-2016-11(NL) to be closed.

5.3 Minor Variance Application A-2016-12(NL) – John Brown on behalf of Brittany Sauve and Colin McCaig, 70 Mary Street

The Chair declared the public hearing for Minor Variance Application A-2016-12(NL) to be open.

The 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:** 70 Mary Street; Dymond Plan M13NB Lot 11; Parcel 90NND; Town of New Liskeard, City of Temiskaming Shores;

**Purpose of the application:** The purpose of the application is to permit the construction of a 6.1m x 7.52m (20' x 24.67') addition to the rear of the existing house and a new 5.5m x 8.6m (18' x 28') detached garage with a 3.7m x 3.7m (12' x 12') covered patio attached the north side. The proposed detached garage is to be located to the rear of the proposed addition.

There is an existing 3.75m x 6.25m (12.3' x 20.5') detached garage located on the south property line that is to be removed, as well as an existing 3.7m x 3.8m (12' x 12.5') addition on the rear of the house that is also to be removed.

**The Corporation of the City of Temiskaming Shores  
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The applicant is seeking relief from the following requirements of Zoning By-law 2233:

<b>Provision</b>	<b>Zoning By-law 2233</b>	<b>Subject Property</b>
Section 7(2)(d)(i) Building Area, Single-family dwelling house (maximum)	30%	31.29%
Section 7(2)(d)(i) Building Area, Single-family dwelling house (maximum)	8% for accessory uses	10%
Section 7(2)(h)(ii) Building Setback, Side, main building without an attached private garage or carport (minimum)	1.2m one side; 4.0m other side	0.7m (north side); 3.7m (south side)
Section 7(2)(h)(iv) Building Setback, Side, other accessory building (minimum)	1.2m	0.6m (south side)

**Statutory public notice:** The application was received on November 1, 2016 and was circulated to City staff. Notice of the complete application and notice of the public hearing were advertised in the Temiskaming Speaker on November 16, 2016 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 is consistent with the Provincial Policy Statement (2014), and meets the general intent and purpose of the City of Temiskaming Shores Official Plan and Town of New Liskeard Zoning By-law 2233, and respectfully requested that the Committee approve the application.

John Brown, agent for the applicants, indicated that the property owners had spoken with the neighbouring property owners to the north and south prior to filing the application and both neighbours had signed the proposed site plan to indicate they had no objections to the proposal. John Brown showed this paper, but noted that there was no information on the page to show what the signatories were agreeing to.

The Committee asked for clarification on the height of the addition. John Brown indicated that it would likely be one storey due to issues with matching the existing roof.

John Brown showed the Committee draft building elevations of the proposed detached garage with covered patio.

The Committee asked if a survey should be required due to the proximity of the garage to the property line on the south side. The Planner indicated that a survey was available for the adjacent property to the south and the survey pins were located on-site. The pin in the driveway was visible during the Planner's site visit.

The committee considered the following resolution:

Resolution No. 2016-52

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-2016-12(NL) as submitted by John Brown on behalf of Brittany Sauve and

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Committee of Adjustment**

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Colin McCaig for the following lands: 70 Mary Street; Dymond Plan M13NB Lot 11; Parcel 90NND; Town of New Liskeard, City of Temiskaming Shores;

**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 for a lot containing a single family dwelling house of 30%. The applicant is requesting 31.29%;
- 2) Section 7(2)(d)(i) permits a maximum building area for a lot containing a single family dwelling house of 8% for accessory buildings. The applicant is requesting 10% for accessory buildings;
- 3) Section 7(2)(h)(ii) requires a minimum side building setback for a main building without an attached private garage or carport of 1.2m on one side and 4.0m on the other side. The applicant is requesting 0.7m on the north side and 3.7m on the south side;
- 4) Section 7(2)(h)(iv) requires a minimum side building setback for other accessory buildings of 1.2m. The applicant is requesting 0.6m on the south side.

**And whereas** the Committee of Adjustment for the City of Temiskaming Shores has received the planning report dated November 25, 2016 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-2016-12(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 31.29%;

That the Committee of Adjustment grant relief from Section 7(2)(d)(i) of Zoning By-law 2233 to permit a maximum accessory building area of 10%;

That the Committee of Adjustment grant relief from Section 7(2)(h)(ii) of Zoning By-law 2233 to permit a minimum side building setback for a main building without an attached private garage or carport of 0.7m on the north side and 3.7m on the south side;

That the Committee of Adjustment grant relief from Section 7(2)(h)(iv) of Zoning By-law 2233 to permit a minimum side building setback for other accessory buildings of 0.6m on the south side.

**Subject to the following conditions:**

- 1) The approval of the minor variance applies only to the addition and detached garage with covered patio as proposed in the application.

**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.

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

**Meeting Minutes**

Wednesday, November 30, 2016

---

**With the following consideration given to written and oral submissions:**

None received.

**Carried**

The Chair declared the public hearing for Minor Variance application A-2016-12(NL) to be closed.

**6. New Business**

None

**7. Unfinished Business**

None

**8. Applications for Next Meeting**

Next meeting: Wednesday, December 21, 2016

**9. Adjournment**

Resolution 2016-53

Moved By: Robert Dodge

Seconded By: Florent Heroux

Be it resolved that the Committee of Adjustment meeting be closed at 2:15 pm.

**Carried**

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Carman Kidd  
Chair

---

Jennifer Pye  
Secretary-Treasurer

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

Thursday, February 16, 2017  
Earlton Arena, Small Hall Downstairs  
Earlton, Ontario

**Attendance:** Dominique Nackers, Marc Robillard, Doug Metson, Barbara Beachey,  
Pauline Archambault, Carman Kidd, Morgan Carson, Debbie Veerman,  
Charlie Codd, Harold Cameron, Sheila Randell

**Guests :** Earl Read, Evelyn Carleton-Moore, Merrill Bond, Kerry Stewart, Reynald Rivard,  
Dan Thibeault, Chris Oslund, Shawn LaCarte, Guy Labonte, Michel Lachapelle,  
Larry Craig, Georges Daviau, Robert Ethier, Cal Rogers, Kevin Leveille, Nina Wallace ,  
Brigid Wilkinson, B.A.,LL.B. (Kemp Pirie Crombeen)

**Regrets:** Bryan McNair

**Absent :** Ken Laffrenier, James Twp. Rep.

**1. Welcome - Meeting called to order**

Moved by: Doug Metson

Seconded by: Barbara Beachey

BE IT RESOLVED THAT "the meeting of February 16th, 2017 be called  
to order at 6:10 p.m. by Vice-Chairman, Marc Robillard.

Carried

Marc noted the passing of Ron Vottero, and stated "anything I say here would  
not do justice to the contribution he made to the Village of Thornloe and the  
Airport Board. Let's have a moment of silence in his memory".  
Moment of Silence was observed.

**2. Approval of Agenda**

Moved by: Barbara Beachey

Seconded by: Doug Metson

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

Carried

**3. Minutes of last Meeting**

Moved by: Doug Metson

Seconded by: Barbara Beachey

BE IT RESOLVED THAT "the Minutes of the meeting held January 19th, 2017  
be adopted as presented."

Carried

**4. Errors or Omissions**

There were no errors or omissions.



5. **Business Arising from the Minutes**  
None

6. **Committee Reports**

(i) Finance Committee

Moved by: Charlie Codd

Seconded by: Doug Metson

BE IT RESOLVED THAT "the report of the Finance Committee for the month of January 2017, be adopted as presented and attached hereto, forming part of these Minutes."

Carried

(ii) Property and Maintenance Committee Report

Doug Metson advised that everything is running good.

Moved by: Carman Kidd

Seconded by: Charlie Codd

BE IT RESOLVED THAT "the report of the Property and Maintenance Committee be adopted as presented."

Carried

(iii) Human Resources Committee  
No Report

7. **Correspondence**

Moved by: Morgan Carson

Seconded by: Charlie Codd

BE IT RESOLVED THAT "the Correspondence for January 2017 be filed."

Carried

8. **Manager's Report**

Moved by: Carman Kidd

Seconded by: Morgan Carson

BE IT RESOLVED THAT "the Manager's Report for the month of January 2017, be adopted as presented, and attached hereto forming part of these Minutes."

Carried

9. **Chairman's Remarks/Report**  
No Report

10. **New Business**  
No new business.

**11. Closed Session**

Moved by: Doug Metson

Seconded by: Carman Kidd

BE IT RESOLVED THAT "the MSB approve to go in-camera";

"the Earlton-Timiskaming Joint Municipal Services

Board hereby agrees to convene in Closed Session at 6:24 p.m. to consider the following matters;

a) Under Section 239(2)(a) of the Municipal Act, 2001 - Security of the Property of the Local Board (Earlton-Timiskaming Regional Authority Agreement).

b) Under Section 239(2)(c) of the Municipal Act, 2001 - Pending Acquisition/Disposition of Land (Transfer of Airport from Township of Armstrong to the Earlton-Timiskaming Airport Authority)

c) Under Section 239 (2)(f) of the Municipal Act, 2001 - Advice that is subject to solicitor-client privilege.

Carried

Moved by: Carman Kidd

Seconded by: Doug Metson

BE IT RESOLVED THAT "the MSB approve to close in-camera session with report".

Carried

**12. Adjournment**

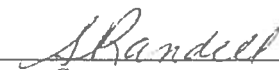
Moved by: Morgan Carson

Seconded by: Doug Metson

BE IT RESOLVED THAT "this meeting be adjourned - 6:52 p.m..

Carried

  
\_\_\_\_\_  
Chair

  
\_\_\_\_\_  
Secretary

**EARLTON-TIMISKAMING REGIONAL  
AIRPORT AUTHORITY (ETRAA)  
MINUTES**

Thursday, February 16, 2017  
Earlton Arena, Small Hall Downstairs  
Earlton, Ontario

**Attendance:** Dominique Nackers, Marc Robillard, Doug Metson, Barbara Beachey,  
Pauline Archambault, Carman Kidd, Morgan Carson, Debbie Veerman,  
Charlie Codd, Earl Read, Harold Cameron, Sheila Randell

**Guests:** Reynald Rivard, Chris Oslund, Shawn LaCarte, Guy Labonte, Michel Lachapelle,  
Larry Craig, Georges Daviau, Robert Ethier, Kevin Leveille, Nina Wallace ,  
Brigid Wilkinson, B.A.,LL.B. (Kemp Pirie Crombeen)

**Regrets:** Bryan McNair

**Absent :** Ken Laffrenier, James Twp. Rep.

**1. Welcome - Meeting called to order**

Moved by: Marc Robillard

Seconded by: Morgan Carson

BE IT RESOLVED THAT "the meeting of February 16th, 2017 be called to order at 6:58 p.m. by Chris Oslund, City Manager for the City of Temiskaming Shores, for the purpose of conducting the Elections of the New Executive".

Carried

**2. Approval of Agenda**

Moved by: Kevin Leveille

Seconded by: Carman Kidd

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

Carried

**3. New Business**

Moved by: Earl Read

Seconded by: Charles Codd

BE IT RESOLVED THAT "By-law No.1 of the ETRAA be hereby approved and adopted."

Carried

Moved by: Debbie Veerman

Seconded by: Doug Metson

BE IT RESOLVED THAT "MNP LLP be appointed Auditors for the ETRAA".

Carried

(a) Election of 2 Executive Members from 10 Townships

Nominations:

Charles Codd nominated Pauline Archambault  
Pauline Archambault nominated Marc Robillard  
Marc Robillard nominated Barbara Beachey  
Pauline Archambault nominated Debbie Veerman  
Marc Robillard nominated Morgan Carson

Nominations were closed and the nominees were asked in reverse order if they were willing to let their names stand for election. Debbie Veerman, Marc Robillard and Pauline Archambault thanked their nominators and respectfully declined.

Morgan Carson and Barbara Beachey were elected by acclamation as members of the Executive Committee.

(b) Election of Officers

Chair - Pauline Archambault nominated Doug Metson  
Marc Robillard nominated Carman Kidd

Nominations were closed and the nominees were asked in reverse order if they were willing to let their names stand for election. Doug Metson thanked his nominator but respectfully declined.

Carman Kidd was elected Chair of the ETRAA by acclamation.

Vice-Chair - Carman Kidd nominated Doug Metson  
Pauline Archambault nominated Kevin Leveille  
Marc Robillard nominated Morgan Carson

Nominations were closed and nominees were asked in reverse order if they were willing to let their names stand for election. Morgan Carson and Kevin Leveille thanked their nominators and respectfully declined.

Doug Metson was elected Vice-Chairman of the ETRAA by acclamation.

Treasurer - Carman Kidd nominated Kevin Leveille

Nominations were closed and Kevin Leveille agreed to let his name stand.

Kevin Leveille was elected Treasurer of the ETRAA by acclamation.

Secretary - Pauline Archambault nominated Barbara Beachey

Nominations were closed and Barbara Beachey agreed to let her name stand.

Barbara Beachey was elected Secretary of the ETRAA by acclamation.

Chris Oslund turned the Chair over to the newly elected Chair, Carman Kidd, to conduct the remainder of the business of the meeting.

(c) Election of Committee chairs - to be conducted at next meeting.

(d) Signing Officers

Moved by: Morgan Carson

Seconded by: Earl Read

BE IT RESOLVED THAT "the Signing Officers for 2017 are:

Kevin Leveille

Carman Kidd

Doug Metson

Barbara Beachey

Carried

(e) Appointment of Accountable Executive as required by Transport Canada

Moved by: Pauline Archambault

Seconded by: Barbara Beachey

BE IT RESOLVED THAT "Carman Kidd be appointed as the Accountable Executive for the Earleton-Timiskaming Regional Airport".

Carried

(f) Any Other Business

Moved by: Doug Metson

Seconded by: Marc Robillard

BE IT RESOLVED THAT "Carman Kidd and Doug Metson are authorized to sign the Purchase Agreement".

Carried

## 12. Adjournment

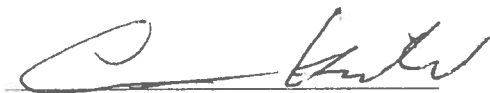
Moved by: Earl Read

Seconded by: Debbie Veerman

BE IT RESOLVED THAT "this meeting be adjourned - 6:30 p.m."

The next meeting will be held February 23, 2017 at 6:30 p.m. at Armstrong Council Chambers.

Carried



Chair



Secretary



**THE CORPORATION OF THE CITY OF TEMISKAMING SHORES  
ACCESSIBILITY ADVISORY COMMITTEE REGULAR MEETING**

Wednesday, February 8, 2017 – 10:00 AM  
Timiskaming Health Unit

---

Vision Statement: All people of the City of Temiskaming Shores shall live in dignity, with independence, inclusion and equal opportunity.

Mission Statement: To ensure through education, promotion, and advocacy, that all persons with disabilities can with dignity and independence have full, equal, inclusionary participation and opportunity within the boundaries of the City of Temiskaming Shores.

**MINUTES**

**1. CALL TO ORDER**

- Meeting called to order at 10:05 a.m.

**2. ROLL CALL**

MEMBERS:

- |  |  |  |
|--|--|--|
| <input checked="" type="checkbox"/> Janice Labonte – Chair | <input checked="" type="checkbox"/> George Depencier | <input checked="" type="checkbox"/> Bob Hobbs                  |
| <input type="checkbox"/> Debbie Despres                    | <input checked="" type="checkbox"/> Nicki Galley     | <input checked="" type="checkbox"/> Walter Humeniuk            |
| <input checked="" type="checkbox"/> Carman Kidd (Mayor)    | <input checked="" type="checkbox"/> Josette Cote     | <input checked="" type="checkbox"/> Mike McArthur (Councillor) |

CITY STAFF:

- Christopher Oslund, City Manager
- Jennifer Pye, City Planner
- Airianna Misener, Executive Assistant
- Mitch Lafreniere, Manager of Physical Assets

**3. REVIEW OF REVISIONS OR DELETIONS TO AGENDA**

- Addition Under: 10.6 Budget

**4. APPROVAL OF AGENDA**

Moved by: Josette Cote

Seconded by: Walter Humeniuk

Be it resolved that:

The agenda for the February 8, 2017 TSAAC meeting be approved as amended.

**CARRIED**

**5. ADOPTION OF PREVIOUS MINUTES**

Moved by: Mayor Carman Kidd

Seconded by: Nicki Galley

Be it resolved that:

The Minutes for the November 9, 2016 TSAAC meeting be approved as printed.

**CARRIED**

**6. DISCLOSURE OF CONFLICT OF INTEREST AND GENERAL NATURE**

- None

**7. DELEGATION/PRESENTATION**

- None

**8. BUSINESS ARISING FROM THE MINUTES**

- None

**9. UNFINISHED BUSINESS**

**9.1 Multi-Year Accessibility Plan – Tour of facilities**

City staff reviewed the Municipal Accessibility Plan that was created in 2014. Christopher Oslund reported that all the tangible items have been completed. Chris suggests that a report detailing the completed tasks and including new goals, be presented to Council. Prior to doing so, Chris suggests the Committee tour municipal facilities in order to identify barriers and set goals. Based on the results TSAAC can plan out the next steps in achieving the goals set out.

TSAAC will schedule a tour of municipal facilities in May. City staff will compile a list of the publicly-accessible municipal facilities and report back to TSACC for input.

## **9.2 Riverside Place – Project Update/Plan Review**

Mitch Lafreniere reported that the Riverside place accessibility upgrades will begin February 20, 2017.

## **10. NEW BUSINESS**

### **10.1 Dymond Hall: Enabling Accessibility – Plan Review**

Christopher Oslund advised the Committee that the Dymond Hall qualified for funding to complete accessibility upgrades under the Enabling Accessibility fund. Chris further indicated that Council approved the project at the regular Council meeting on February 7, 2017. Mitch Lafreniere updated the Committee with regard to the upgrades that will be done to the facility.

### **10.2 Terms of Reference – Review**

A copy of the TSAAC Terms of Reference was circulated. TSAAC members were encouraged to review the document and communicate any possible changes at the next regular TSAAC meeting.

### **10.3 Stop Gap/Age Friendly**

Committee member Josette Cote represents TSAAC at the Age Friendly Committee; Josette provided TSAAC with an update in regards to project discussions at the last Age Friendly Committee meeting that relate to TSAAC.

As a result of recent TSAAC budget inquiries, Christopher Oslund explained that TSAAC is here to provide advice to Council by identifying barriers within the Community. TSAAC's yearly budget is one thousand dollars (\$1,000.00) for training and Committee supplies. Chris Oslund further indicated that Age Friendly and Public Works address accessibility issues such as curb stops and signage under their budget and any specific projects related to accessibility are also funded under either the Age Friendly or Public Works budgets.

### **10.4 Procurement Policy – Review**

TSAAC was presented with a copy of the City's revised procurement policy. Council gave the 1<sup>st</sup> and 2<sup>nd</sup> reading at the regular Council meeting on February 7, 2017. TSAAC proceeded with the following recommendation.

Moved by: Josette Cote

Seconded by: Walter Humeniuk

Be it resolved that:

The Temiskaming Shores Accessibility Advisory Committee hereby accepts the procurement policy as presented.

**CARRIED**



## **10.5 Translation of signage**

Josette Cote presented concerns regarding the translation of signage at several municipal facilities, including the Pool and Fitness Centre. Christopher Oslund advised that while TSAAC tours the facilities, these items can be looked at.

## **10.6 Budget**

The budget was discussed under item 10.3 Stop Gap/Age Friendly. Christopher Oslund further noted that TSAAC has a budget of one thousand dollars (\$1000.00), as in previous years.

## **11. SCHEDULING OF MEETINGS – Second Wednesday of every second month**

Moved by: Walter Humeniuk

Seconded by: Councillor Mike McArthur

Be it resolved that:

The next regular TSAAC meeting is to be held on April 12, 2017 at 10:00 a.m. at the Timiskaming Health Unit.

**CARRIED**

## **12. ITEMS FOR FUTURE MEETINGS**

- Terms of Reference
- Tour of Facilities
- Curb stops

## **13. ADJOURNMENT**

Moved by: Councillor Mike McArthur

Be it resolved that:

TSAAC adjourns at 11:26 A.M.

**CARRIED**

**1. CALL TO ORDER**

- Meeting called to order at 10:04 a.m.

**2. ROLL CALL**

- |  |   |   |
|--|---|---|
| <input type="checkbox"/> Mayor Carman Kidd         | <input checked="" type="checkbox"/> John McCarthy         | <input checked="" type="checkbox"/> Joel Breault      |
| <input type="checkbox"/> Chris Oslund              | <input checked="" type="checkbox"/> Derrick Buffam (Alt.) | <input checked="" type="checkbox"/> Monique Chartrand |
| <input checked="" type="checkbox"/> Timothy Uttley | <input checked="" type="checkbox"/> Thomas McLean         | <input checked="" type="checkbox"/> Maria McLean      |
| <input checked="" type="checkbox"/> Kelly Conlin   | <input checked="" type="checkbox"/> Airianna Misener      | <input checked="" type="checkbox"/> Sarah Jacobs      |

**3. REVIEW OF REVISIONS OR DELETIONS TO AGENDA**

- None

**4. APPROVAL OF AGENDA**

Recommendation EMPC-2016-011

Moved by: Monique Chartrand

Be it resolved that:

The Emergency Management Program Committee agenda for the December 8, 2016 meeting is approved as printed.

**Carried**

**5. DISCLOSURE OF PECUNIARY INTEREST AND GENERAL NATURE**

- None

**6. REVIEW AND ADOPTION OF PREVIOUS MINUTES**

Recommendation EMPC-2016-012

Moved by: Monique Chartrand

Be it resolved that:

The Emergency Management Program Committee minutes of the August 17, 2016 meeting be adopted as presented.

**Carried**

**7. DELEGATIONS**

- None

**8. CORRESPONDENCE**

- None

**9. UNFINISHED BUSINESS**

9.1 Review of Annual Municipal Maintenance Checklist 2016

- The Fire Chief reviewed the annual Municipal Maintenance compliance checklist with the Committee.
- Kelly Conlin completed the required training to be an alternate Community Emergency Management Coordinator.
- Mayor Carman Kidd signed the Emergency Management Program's annual statement of completion for 2016.
- The Fire Chief thanked everyone for their participation in the recent annual mock emergency exercise.

**10. NEW BUSINESS**

10.1 Election of Chairperson

Recommendation EMPC-2016-013

Moved by: Mayor Carman Kidd

Be it resolved that:

The emergency Management Program Committee appoints Thomas Mclean as the 2017 Chairperson for the Committee.

**Carried**

10.2 Election of Vice Chairperson

Recommendation EMPC-2016-014

Moved by: Mayor Carman Kidd

Be it resolved that:

The emergency Management Program Committee appoints Tim Uttley as the 2017 Vice Chairperson for the Committee.

**Carried**

### 10.3 Training

- Incident Management System Training
- MCEG Annual Exercise (Field 2017)

The Fire Chief was seeking the Committee's feedback on the basic IMS training exercise. EMO Sarah Jacobs suggested that a condensed course followed by the exam is an option. The Committee discussed plans to conduct an IMS awareness level course. The Fire Chief and Thomas Mclean will work to develop a training program. This item will be added to the next Corporate Services meeting to discuss a plan for City staff training.

The Committee discussed plans to organize a multi-agency MCEG field exercise.

### 11. **SCHEDULE OF MEETINGS**

- March 9, 2017 at 10:00 a.m. – City Hall (325 Farr Drive)

### 12. **ADJOURNMENT**

#### Recommendation EMPC-2016-015

Moved by: Maria McLean

Be it resolved that:

The Emergency Management Program Committee meeting is adjourned at 10:51 a.m.

**Carried**

**1. CALL TO ORDER**

Meeting called to order at 1:54 P.M.

**2. ROLL CALL**

- |   |  |
|---|--|
| <input checked="" type="checkbox"/> Mayor Carman Kidd   | <input checked="" type="checkbox"/> Christopher W. Oslund, City Manager              |
| <input checked="" type="checkbox"/> Councillor Jeff Laferriere                                      | <input checked="" type="checkbox"/> Kelly Conlin, Director of Corporate Services (A) |
| <input checked="" type="checkbox"/> Councillor Danny Whalen   | <input checked="" type="checkbox"/> Laura Lee MacLeod, Treasurer                     |
| <input checked="" type="checkbox"/> Dave Treen, Clerk   | <input checked="" type="checkbox"/> Doug Walsh, Director of Public Works             |
| <input checked="" type="checkbox"/> Steve Burnett, Technical & Environmental Compliance Coordinator |  |
| <input checked="" type="checkbox"/> Airianna Misener, Executive Assistant                           |  |

**3. REVIEW OF REVISIONS OR DELETIONS TO AGENDA**

- None

**4. APPROVAL OF AGENDA**

Recommendation CS-2017-004

Moved by: Mayor Carman Kidd

Be it resolved that:

The Corporate Services Committee agenda for the February 2, 2016 meeting be approved as printed.

**CARRIED**

**5. REVIEW AND ADOPTION OF PREVIOUS MINUTES**

Recommendation CS-2017-005

Moved by: Councillor Danny Whalen

Be it resolved that:

The Corporate Services Committee minutes of the January 5, 2017 meeting be approved as presented.

**CARRIED**

**6. DISCLOSURE OF PECUNIARY INTEREST AND GENERAL NATURE**

- None

**7. DELEGATIONS/PRESENTATIONS**

- None

**8. UNFINISHED BUSINESS**

- None

**9. NEW BUSINESS**

**9.1 Business Licensing**

**Discussion:**

As a result of recent inquiries, Dave Treen was seeking the Committee feedback on provisions relating to the City's Business Licensing policy.

A refreshment vehicle application was received and the preferred location was outside the buffer however, staff had concerns due to the proximity to Spur Line concession. Dave Treen was seeking the Committees feedback. The Committee suggested alternative locations. Dave Treen will communicate the alternative locations with the applicant.

City staff inquired with the Municipal Property Assessment Corporation seeking direction on how to address residential units converted to short-term rentals (Airbnb's). MPAC explained that such units are not considered commercial property and rather meets the criteria of a residential property. As a result, the Committee provided the following recommendation.

*Recommendation CS-2017-006*

Moved by: Mayor Carman Kidd

Be it resolved that:

As a result of the information provided from the Municipal Property Assessment Corporation, the Corporate Services Committee will not be incorporating short-term rentals also known as Airbnbs or similar type of rentals into the City's Business Licensing policy.

**9.2 Canadian Tire Assessment Appeals**

**Discussion:**

As a result of the recent Memorandum of Understanding between Canadian Tire and the Municipal Property Assessment Corporation (MPAC), the assessed values of Canadian Tire will be reduced.

### **9.3 Water Rates / Meters**

**Discussion:**

The City was in receipt of the completed water meter survey report. Overall, pleased with the results noted Steve Burnett. At the January 19, 2017 Public Works Committee meeting the Committee made a recommendation that the Corporate Services Committee consider moving forward with a water meter pilot project to collect the necessary data.

The Committee concluded that City staff prepare a report regarding the pilot project and that it be presented at the next Corporate Services Committee meeting.

### **9.4 Unfinanced Capital**

**Discussion:**

Laura Lee explained that there is a significant amount of Unfinanced Capital outstanding. Laura Lee was seeking the Committee's feedback to use City reserves to clear the unfinanced capital from the books to enable a fresh start.

Recommendation CS-2017-007

Moved by: Mayor Carman Kidd

Be it resolved that:

The Corporate Services Committee hereby recommends paying off the outstanding unfinanced Capital utilizing the Working Capital Reserve.

## **10. ADMINISTRATIVE REPORT**

CS-012-2017 – Land Acquisition – 635 View Street

CS-013-2017 – Earlton -Temiskaming Regional Airport Authority Agreement & By-law

**11. CLOSED SESSION**

Recommendation CS-2017-008

Moved by: Councillor Danny Whalen

Be it resolved that:

The Corporate Services Committee convenes into Closed Session at 3:05 p.m. to discuss the following matters:

- a. Under Section 239 (2) (d) of the Municipal Act, 2001 – Labour relations or employee negotiations.
  - POA Department – Succession
  - Corporate Services Department – staffing
- b. Under Section 239 (2) (c) of the Municipal Act, 2001 – Proposed or pending acquisition or disposition of land by the municipality or local board.
  - Grant Drive
  - New Liskeard Medical Centre
- c. Under Section 239 (2) (e) of the Municipal Act, 2001 – Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board.
  - Potential Litigation

**CARRIED**

Recommendation CS-2017-009

Moved by: Mayor Carman Kidd

Be it resolved that:

The Corporate Services Committee rise without report at 3:51 p.m.

**CARRIED**

**12. SCHEDULE OF MEETINGS**

- The next Corporate Services Committee is scheduled for March 2, 2017 at 2 p.m.



**13. ADJOURNMENT**

Recommendation CS-2017-010

Moved by: Councillor Danny Whalen

Be it resolved that:

The Corporate Services Committee meeting is adjourned at 3:52 p.m.

**CARRIED**

\_\_\_\_\_  
**Chair**

\_\_\_\_\_  
**Secretary**

DRAFT

## 1.0 CALL TO ORDER

The meeting was called to order at 10:39 A.M.

## 2.0 ROLL CALL

- Mayor Carman Kidd
- Chris Oslund, City Manager
- Councillor Doug Jelly
- Councillor Danny Whalen
- Doug Walsh, Director of Public Works
- Mitch Lafreniere, Manager of Physical Assets
- Steve Burnett, Technical and Environmental Compliance Coordinator
- Airianna Misener, Executive Assistant

## 3.0 REVIEW OF REVISIONS OR DELETIONS TO AGENDA

- Addition Under: Closed Session

## 4.0 ADOPTION OF AGENDA

Recommendation BM-2017-006  
Moved by: Councillor Doug Jelly

Be it resolved that:

The Building Maintenance Committee Meeting Agenda for the February 23, 2017 meeting be adopted as amended.

**Carried**

## 5.0 REVIEW AND ADOPTION OF PREVIOUS MINUTES

Recommendation BM-2017-007  
Moved by: Mayor Carman Kidd

Be it resolved that:

The Building Committee Meeting minutes of January 19, 2017 be adopted as amended.

**Carried**

## **6.0 DISCLOSURE OF PECUNIARY INTEREST AND GENERAL NATURE**

- None

## **7.0 CORRESPONDENCE**

- None

## **8.0 PRESENTATION**

- None

## **9.0 UNFINISHED BUSINESS**

### **9.1 PFC**

#### **Previous Discussion:**

As per budget approval the engineering RFP for the Mechanical room will be released in the coming weeks. The waterslide at the pool and fitness center is currently out of service due to issues with the MCC. Staff are having difficulties obtaining the required parts.

#### **Discussion:**

A temporarily fix was done to get the waterslide up and running for the time being. Mitch Lafreniere met onsite with a potential supplier to investigate the waterslide repairs. New flooring was installed as per budget approval. The building sign will be replaced, Mitch Lafreniere will work with TSAAC and the Building Department to ensure the sign meets all requirements.

### **9.2 Building Division Staff Update**

#### **Previous Discussion:**

Scissor lift training is scheduled for February 7, 2017.

#### **Discussion:**

Staff attended the scissor lift training on February 7, 2017. Building Maintenance staff will be attending the upcoming propane handling course.

**9.3** *DFO / City property off Main street, Haileybury*

**Previous Discussion:**

No update.

**Discussion:**

No update.

**9.4** *Farmer's Market*

**Previous Discussion:**

Mitch Lafreniere met onsite with local contractors. Mitch Lafreniere was seeking the Committee's feedback with regards to outside kiosks during the Farmer's Market season. The Committee requested that an alternative location than the front green space be further explored for the location of the Kiosks.

**Discussion:**

Riverside upgrades are on-going. Mitch Lafreniere reported that the funding extension date was approved.

**9.5** *Capital Projects – Update*

**Previous Discussion:**

RFP for the plow trucks has been issued and closes February 14, 2015. Mitch Lafreniere is working on the RFP for the light duty trucks as well as the engineering RFP for the PFC.

**Discussion:**

Mitch Lafreniere is working on the RFP for the light duty trucks as well as the Dymond Hall upgrades.

**10.0 NEW BUSINESS**

- None

**11.0 ADMINISTRATIVE REPORTS**

The Committee reviewed and discussed the following administrative reports.

- PW-003-2017 – Fleet Purchase – New Plow Trucks
- Award - Electrical Pedestals – Downtown New Liskeard

**12.0 CLOSED SESSION**

Recommendation BM-2017-008

Moved by: Councillor Doug Jelly

Be it resolved that:

The Building Maintenance Committee convenes into Closed Session at 11:04 a.m. to discuss the following matter:

- a. Under section 239 (2) (c) of the Municipal Act, 2001 - A proposed or pending acquisition of disposition of land by the municipality or local board.

**Carried**

Recommendation BM-2017-009

Moved by: Mayor Carman Kidd

Be it resolved that:

The Building Maintenance Committee rise with report at 11:11 a.m.

**Carried**

**13.0 NEXT MEETING**

The next meeting of the Building Maintenance Committee will be scheduled for: March 16, 2017 at 10:30 A.M.

**14.0 ADJOURNMENT**

Recommendation BM-2017-010

Moved by: Mayor Carman Kidd

Be it resolved that:

The Building Maintenance Committee, be hereby adjourned at 11:12 A.M.

**Carried**

\_\_\_\_\_  
**Chair**

\_\_\_\_\_  
**Recorder**

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**Subject:** Fleet Purchase – New Plow Trucks

**Report No.:** PW-003-2017

**Agenda Date:** March 7, 2017

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### **Attachments**

**Appendix 01:** Request for Proposal (RFP) Results

**Appendix 02:** Draft Agreement

**Appendix 03:** Appendix 1 to Agreement (FreightLiner Proposal)

### **Recommendations**

It is recommended:

1. That Council for the City of Temiskaming Shores acknowledges receipt of Administrative Report No. PW-003-2017;
2. That Council approves the purchase of two (2) new Plow Trucks, as detailed in Request for Proposal PW-RFP-002-2017, from FreightLiner North Bay at a total cost of \$514,289.10 plus applicable taxes;
3. That Council approves the purchase of extended power train warranty at a cost of \$6,103.00 per unit (\$12,206.00) plus HST, as well as a 2-stage one-way Plow for the main highway Plow at a cost of \$6,990.00 plus HST; and
4. That Council directs staff to prepare the necessary by-law and agreement for consideration at the March 7, 2017 Regular Council meeting.

### **Background**

In conjunction with the Asset Management and Fleet Replacement Plans, staff deemed it necessary to replace two of its Plow trucks. Council considered and approved the replacement of these units as part of the 2017 Capital Budget deliberation process.

Request for Proposal PW-RFP-002-2017 was distributed to known suppliers and advertised in the City's Bulletin and on the Web Site.

### **Analysis**

Three (3) submissions were received in response to the Request for Proposal prior to the closing date of February 17th, 2017 at 2:00 p.m.

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 response received and are summarized as follows:

Vendor	Unit Cost - Quoted	Non – Refundable HST	Total Cost
Antrim Truck Centre	\$258,957.00	\$4,557.64	\$263,514.64
Kenworth	\$305,771.25	\$5,381.57	\$311,152.82
FreightLiner	\$257,144.55	\$4,525.74	\$261,670.29

This report was presented to and discussed at the Building Maintenance Committee meeting held on February 23, 2017 and received support for presentation to Council at the March 7, 2017 Regular Council meeting.

**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

With the cost of these units coming in under budget, staff is recommending the addition of a 5-year extended power train warranty at \$12,420.83 (including non-refundable HST) for the two units. Also, a 2-Stage one-way Plow for the main highway Plow at \$7,113.02 (including non-refundable HST) During 2017 capital discussions, Council had approved a total of \$550,000.00 for the purchase of these new units. The total combined cost of the purchase for both units will be \$542,874.42 (including non-refundable HST).

**Alternatives**

No alternatives have been 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

\_\_\_\_\_  
Christopher W. Oslund  
City Manager

Document Title: **PW-RFP-002-2017**

Opening Date: **February 14, 2017**

Inquiry Contact: **M. Lafreniere**

Opening Time: **2:00 pm**

Description: **Supply and Delivery of new Plow Trucks**

Form of Proposal

This is a Request for Proposal with no formal proposal form to be completed; 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: **Antrim Truck Centre**

Price/Unit:	258,957
Sub-Total (2 Units):	517,914.
HST:	
Total:	585,245. <sup>82</sup>

Notes:

Bidder:

Price/Unit:	
Sub-Total (2 Units):	
HST:	
Total:	

Notes:

Bidder: **KENWORTH**

Price/Unit:	305,771. <sup>25</sup>
Sub-Total (2 Units):	611,542. <sup>50</sup>
HST:	
Total:	691,043.

Notes:

Bidder:

Price/Unit:	
Sub-Total (2 Units):	
HST:	
Total:	

Notes:

Bidder: **FREIGHTLINER NORTH BAY**

Price/Unit:	257,144. <sup>55</sup>
Sub-Total (2 Units):	514,289. <sup>10</sup>
HST:	
Total:	581,146. <sup>68</sup>

Notes:

Bidder:

Price/Unit:	
Sub-Total (2 Units):	
HST:	
Total:	

Notes:

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**

Mitch Lafreniere  
 Dave Warr  
 Dave Trebn

**Representing**

City of T. Shores  
 CoT.S  
 CoT.S.

**Signature**



The Corporation of the City of Temiskaming Shores

By-law No. 2017-000

Being a by-law to enter into a Purchase Agreement  
with Freightliner North Bay for the purchase and  
delivery of two (2) Plow 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-003-2017 at the March 7, 2017 Regular Council meeting and directed staff to prepare the necessary by-law to enter into an agreement with Frieghtliner North Bay for the supply and delivery of two (2) 2018 Plow Trucks at an upset limit of \$533,485.10 plus applicable taxes for consideration at the March 7, 2017 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 Frieghtliner North Bay for the supply and delivery of two (2) 2018 Plow Trucks at an upset limit of \$533,485.10 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 7<sup>th</sup> day of March, 2017.

---

Mayor – Carman Kidd

---

Clerk – David B. Treen



Schedule "A" to

**By-law 2017-000**

Equipment Purchase Agreement between

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

and

**Freightliner North Bay**

For the supply and delivery of two (2) 2018 Plow Trucks

**This agreement** made in duplicate this 7<sup>th</sup> day of March, 2017.

Between:

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

(hereinafter called "the Owner")

and

**Freightliner North Bay (930098 Ont. Ltd.)**

(hereinafter called "the Supplier")

Witnesseth:

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

**Article I:**

The Supplier will:

- a) Provide two (2) Plow 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-002-2017)  
Supply and Delivery of New Plow Trucks**

- b) Do and fulfill everything indicated by this Agreement and in the Form of Agreement 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) Plow Trucks in the amount of Five Hundred and Thirty-Three Thousand, Four Hundred and Eighty Five Dollars and Ten cents (\$533,485.10) 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 hand, Canada Post, courier, facsimile or by another electronic communication where, during or after the transmission of the communication, no indication or notice of a failure or suspension of transmission has been communicated to the sender. For

deliveries by courier or by hand, delivery shall be deemed to have been received on the date of delivery; by Canada Post, 5 days after the date on which it was mailed. A communication sent by facsimile or by electronic communication with no indication of failure or suspension of delivery, shall be deemed to have been received at the opening of business on the next day, unless the next day is not a working day for the recipient, in which case it shall be deemed to have been received on the next working day of the recipient at the opening of business.

The Supplier:

**Freightliner North Bay**  
40 Commerce Crescent  
North Bay, Ontario  
P1A 0B4

Attn.: Darin Roy

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 )

**Freightliner North Bay (930098 Ont. Ltd.)**

\_\_\_\_\_  
Sales Manager – Darin Roy

\_\_\_\_\_  
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. 2017-000**

Form of Agreement  
Two (2) 2018 Plow Trucks



**City of Temiskaming Shores**  
**PW-RFP-002-2017**  
Supply and Delivery of new Plow Trucks

PW-RFP-002-2017

Contractor's submission of bid to:

The Corporation of the City of Temiskaming Shores

Stipulated Bid Price

We/I, Freightliner North Bay (930098 Ont Ltd.)  
(Registered Company Name/Individuals Name)

of, 40 Commerce Crescent, North Bay ON P1A 0B4  
(Registered Address and Postal Code)

Business:

Phone Number (705) - 476 - 0516

Fax Number (705) - 476 - 9410

Email sales@freightlinernb.com

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 unit (less HST)	\$ <u>257144.55</u>
Sub Total for both units	\$ <u>514289.10</u>
Grand Total with HST	\$ <u>581146.68</u>

**City of Temiskaming Shores**  
**PW-RFP-002-2017**  
Supply and Delivery of new Plow Trucks

**NON-COLLUSION AFFIDAVIT**

I/We Freightliner North Bay 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

Darin Roy

Company Name

Freightliner North Bay

Title

Sales Manager



**City of Temiskaming Shores**  
**PW-RFP-002-2017**  
Supply and Delivery of new Plow 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:

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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 North Bay this 13 day of February, 2017.

FIRM NAME:

Freightliner North Bay

BIDDER'S AUTHORIZED OFFICIAL:

Darin Roy

TITLE:

Sales Manager

SIGNATURE:



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**Subject:** Electrical Infrastructure - Downtown  
New Liskeard

**Report No.:** PW-004-2017  
**Agenda Date:** March 7, 2017

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### **Attachments**

**Appendix 01:** Request for Quote (RFQ) Results

**Appendix 02:** Draft Agreement

### **Recommendations**

It is recommended:

1. That Council for the City of Temiskaming Shores acknowledges receipt of Administrative Report No. PW-004-2017; and
2. That Council directs staff to prepare the necessary by-law and agreement for the supply and installation of five (5) electrical pedestals, as detailed in Request for Quote PW-RFQ-002-2017, to Paul Power at a total cost of \$25,000 plus applicable taxes for consideration at the March 7, 2017 Regular Council meeting.

### **Background**

In 2015, the Village Noel event applied to funding from both NOHFC and FedNor to complete electrical and infrastructure upgrades in downtown New Liskeard in order to provide electrical power at street level while hosting this and other events in that area. Funding was approved by FedNor; however, NOHFC declined the application. In 2016, the City, on behalf of the New Liskeard BIA, reapplied to NOHFC for their portion of the project and received approval in late 2016.

The intent of the project is to install electrical panels that can be used by event organizers in the downtown core as well as sound equipment to play music on the streets. In addition, the BIA will be installing additional flower planters and some benches, garbage cans, etc. to beautify the downtown.

As part of the funding received from NOHFC and FedNor for the “Downtown Event Infrastructure Upgrades”, this project will address the lack of electrical power in the downtown core. Events such as Summer Fest and Village Noel will benefit from this, as well as the BIA.

### **Analysis**

Four (4) submissions were received in response to the Request for Quote prior to the closing date of February 21<sup>st</sup>, 2017 at 2:00 p.m.

The quotations that were submitted were reviewed and evaluated in accordance with the requirements of the RFQ and the deliverables to be provided by the successful

service provider. **Appendix 01 – RFQ Results** summarizes the results of the response received and are summarized as follows:

Vendor	Unit Cost - Quoted	Non – Refundable HST	Total Cost
Helm & Sons	\$40,000.00	\$704.00	\$40,704.00
Miller Paving	\$43,500.00	\$765.60	\$44,265.60
Campsall Electric	\$34,390.00	\$605.26	\$34,995.26
Paul Power	\$25,000.00	\$440.00	\$25,440.00

This report was presented to and discussed at the Building Maintenance Committee meeting held on February 23, 2017, and received support for presentation to Council at the March 7, 2017 Regular Council meeting.

**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

This component of the Downtown Event Infrastructure Upgrades was budgeted at \$50,000.00.

**Alternatives**

No alternatives have been 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

\_\_\_\_\_  
 Christopher W. Oslund  
 City Manager

Document Title: **PW-RFQ-002-2017**

Opening Date: **February 21, 2017**

Inquiry Contact: **Mitch Lafreniere**

Opening Time: **2:00 pm**

Description: **Electrical Pedestals – New Liskeard**

Form of Proposal

Bidder: **HELM & SONS**

Supply & Install 5 Pedestals:	40,000. <sup>00</sup>
Sub-Total:	
HST:	5,200. <sup>00</sup>
Total:	45,200. <sup>00</sup>
Price/extra pedestal:	8,000. <sup>00</sup>

Bidder: **PAUL POWER**

Supply & Install 5 Pedestals:	25,000. <sup>00</sup>
Sub-Total:	
HST:	3,250. <sup>00</sup>
Total:	28,250. <sup>00</sup>
Price/extra pedestal:	5,000. <sup>00</sup>

Bidder: **MILLER PAVING LTD**

Supply & Install 5 Pedestals:	43,500. <sup>00</sup>
Sub-Total:	
HST:	5,655. <sup>00</sup>
Total:	49,155. <sup>00</sup>
Price/extra pedestal:	8,700. <sup>00</sup>

Bidder:

Supply & Install 5 Pedestals:	
Sub-Total:	
HST:	
Total:	
Price/extra pedestal:	

Bidder: **CAMPBELL ELECTRIC**






Supply & Install 5 Pedestals:	34,390. <sup>00</sup>
Sub-Total:	
HST:	4,470. <sup>70</sup>
Total:	38,860. <sup>70</sup>
Price/extra pedestal:	6,878. <sup>00</sup>

Bidder:

Supply & Install 5 Pedestals:	
Sub-Total:	
HST:	
Total:	
Price/extra pedestal:	

Comment: Submissions will be reviewed for errors, omissions and accuracy by municipal staff prior to any awarding. Subsequently bidders will be informed of the results.

In Attendance:

<b>Print Name</b>	<b>Representing</b>	<b>Signature</b>
TAMMIE CARROLL	CITY OF T. SHORES	
PAUL ALLAIR	CITY OF T. SHORES	
Mitch Lafreniere	City of T. shores	
DAVE TREEN	CITY OF T. SHORES	
LINDA MCKNIGHT	C of TS	

**The Corporation of the City of Temiskaming Shores**  
**By-law No. 2017-000**

**Being a by-law to enter into an agreement with Paul Power for the supply and installation of Electrical Power Outlet Panels in the downtown core along Whitewood Avenue and Armstrong Street**

**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-004-2017 at the March 7, 2017 Regular Council meeting and directed staff to prepare the necessary by-law to enter into an agreement with Paul Power for the supply and installation of Electrical Power Outlet Panels along Whitewood Avenue and Armstrong Street for consideration at the March 7, 2017 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 an agreement with Paul Power for the supply and installation of Electrical Power Outlet Panels in the amount of \$25,000.00 plus taxes, a copy of which is attached hereto as Schedule "A" and forms part of this by-law.
3. 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 7<sup>th</sup> day of March, 2017.

---

Mayor – Carman Kidd

---

Clerk – David B. Treen



Schedule "A" to

**By-law 2017-000**

Agreement between

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

and

**Paul Power**

for the supply and installation of Electrical Power  
Outlet Panels

**This agreement** made in duplicate this 7<sup>th</sup> day of March 2017.

Between:

**The Corporation of the City of Temiskaming Shores**  
(hereinafter called “the Owner”)

and

**Paul Power**  
(hereinafter called “the Contractor”)

Witnesseth:

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

**Article I:**

The Contractor will:

- a) Provide all material and perform all work described in the Request for Proposal entitled:

**Corporation of the City of Temiskaming Shores  
Electrical Pedestals – New Liskeard-Haileybury  
Request for Proposal No. PW-RFQ-002-2017**

- b) Do and fulfill everything indicated by this Agreement and in the Form of Agreement, attached hereto as Appendix 01; and
- c) Complete, as certified by the City, all the work by **June 15, 2017. No extensions will be considered or approved.**

**Article II:**

The Owner will:

- a) Pay the Consultant in lawful money of Canada for the material and services aforesaid Twenty-Five Thousand Dollars and Zero Cents (\$25,000.00) plus applicable taxes subject to additions and deductions as provided in the Contract Documents.
- 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 IV:**

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 hand, Canada Post, courier, facsimile or by another electronic communication where, during or after the transmission of the communication, no indication or notice of a



failure or suspension of transmission has been communicated to the sender. For deliveries by courier or by hand, delivery shall be deemed to have been received on the date of delivery; by Canada Post, 5 days after the date on which it was mailed. A communication sent by facsimile or by electronic communication with no indication of failure or suspension of delivery, shall be deemed to have been received at the opening of business on the next day, unless the next day is not a working day for the recipient, in which case it shall be deemed to have been received on the next working day of the recipient at the opening of business.

The Contractor:

The Owner:

**Paul Power**  
139345 Hillside Road  
New Liskeard, Ontario  
P0J 1P0

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

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

Signed and Sealed in )  
the presence of )

**Paul Power**

\_\_\_\_\_  
Owner – Paul Power

\_\_\_\_\_  
Witness – Signature

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Municipal Seal )

**Corporation of the City of  
Temiskaming Shores**

\_\_\_\_\_  
Mayor – Carman Kidd

\_\_\_\_\_  
Clerk – David B. Treen



Appendix 01 to  
Schedule "A" to

**By-law No. 2017-000**

Form of Agreement



**City of Temiskaming Shores**

**PW-RFQ-002-2017**

**Electrical Pedestals – New Liskeard - Haileybury**

**Form of Quotation**

Each Quotation should contain the legal name under which the Proponent carries on business, telephone number and fax number, as well the name or names of appropriate contact personnel which the City may consult regarding the Quotation.

We, the undersigned, understand and accept those specifications, conditions, and details as described herein, and, for these rates/prices offer to furnish all equipment, labor, apparatus and documentation as are required to satisfy this Quotation.

NOTE: All portions of "Form of Quotation" must be accurately and completely filled out.

Description	Amount
Lump Sum price to supply and Install (5) electric pedestals	25,000.00
*Price per Pedestal to supply and install extra	5,000.00
Sub-Total:	\$ 25,000.00
H.S.T.:	\$ 3,250.00
Total:	\$ 28,250.00

\*City may choose to add additional Pedestals.

~~\*\*~~ Does not include fees associated with hydro one ~~\*\*~~

~~\*\*~~ does not include fees associated with hydro one ~~\*\*~~



**City of Temiskaming Shores  
PW-RFQ-002-2017  
Electrical Pedestals – New Liskeard**

**Non-Collusion Affidavit**

I/We Paul Labonde 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.

Paul Power  
Company Name

139345 Hillside Rd, New Liskeard, ON, P0J1P0  
Address

  
Authorized Signature

Print Name: Paul Labonde

Title: owner

E-mail: paulpower17@hotmail.com

Phone No.: 705-650-0999

---

**Subject:** Don Shepherdson Memorial Arena -  
Electrical Panel Replacement

**Report No.:** RS-002-2017  
**Agenda Date:** March 7, 2017

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### **Attachments**

**Appendix 01:** Opening Results

### **Recommendations**

It is recommended:

1. That Council for the City of Temiskaming Shores acknowledges receipt of Administrative Report No. RS-002-2017;
2. That Council authorizes the reallocation of funds in the 2017 Capital Budget from the Zero Turn Lawnmower unit in the amount of \$13,000 to the Electrical Panel Replacement for the Don Shepherdson Memorial Arena; and
3. That Council directs staff to prepare the necessary by-law to enter into an agreement with Metal-Air Mechanical Ltd for the replacement of the Electrical Panel at the Don Shepherdson Memorial Arena at an upset limit of \$29,850 plus applicable taxes for consideration at the March 21, 2017 Regular Council meeting.

### **Background**

The existing electrical panel, located in the ice plant room at the Don Shepherdson Memorial Arena has reached its operating life expectancy as this panel was originally installed the year the arena opened in 1972.

Council approved \$20,000 in the 2017 Capital Budget for the removal of the panel, and the supply/install of a new unit.

### **Analysis**

Request for Proposal, RS-RFP-001-2017 was issued on February 2, 2017 with a closing date of 2:00 pm February 21, 2017 for the removal, replacement, and installation of the New Liskeard Arena Ice Plant Electrical Panel. The work is to be completed between May 1<sup>st</sup> to June 30<sup>th</sup>, 2017.

The project will also involve the safe removal and disposal of the existing panel, sub panels and disconnects.

Seven proposals were received with the lowest from Metal-Air Mechanical Ltd. in the amount of \$29,850 plus applicable taxes. (Attached as Appendix No. 1 to the Report) The lowest quote is not within the budgeted amount. Staff has reviewed the 2017 Capital Budget Program and recommend that Council defer the replacement of the zero turn lawn mower in the amount of \$13,000 to the 2018 Capital budget. The re-allocated

amount of \$13,000 would offset the differential for the New Liskeard Arena Electrical Panel Replacement. The 2017 operating budget will allocate funds for maintenance to the current Zero Turn lawnmower to get it through another season and a new unit will be presented for consideration in the 2018 Capital Budget.

Metal-Air Mechanical has been involved in many projects within both municipal arenas providing positive results. It is recommended

**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

**Expenditures:**

Removal/Disposal/Supply/Installation 29,850 plus applicable taxes

**Revenues:**

2017 Capital Budget Electrical Panel \$20,000

2017 Capital Budget Reallocation of funds \$13,000

**Total: \$33,000**

**Alternatives**

The municipality could opt to not proceed with the Electrical Panel Replacement however this could lead to an arena shut-down.

**Submission**

Prepared by: Reviewed and approved by: Reviewed and submitted for Council's consideration by:

<p>“Original signed by”</p> <hr/> <p>Paul Allair Superintendent of Parks And Facilities</p>	<p>“Original signed by”</p> <hr/> <p>Tammie Caldwell Director of Recreation Services</p>	<p>“Original signed by”</p> <hr/> <p>Christopher W. Oslund City Manager</p>
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Document Title: **PW-RFP-008-2017**

Opening Date: **February 21, 2017**

Inquiry Contact: **T. Caldwell**

Opening Time: **2:00 pm**

Description: **NL Arena – Ice Plant Electrical Panel Replacement**

Form of Proposal

This is a Request for Proposal with no formal proposal form to be completed; 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: **Black + McDonald**

Total Project Price:	44,967. <sup>00</sup>
HST:	5,845. <sup>71</sup>
Total:	50,812. <sup>71</sup>

Notes:

Bidder: **CIMCO**

OPTION "3"

Total Project Price:	54,887. <sup>00</sup>
HST:	7,135. <sup>31</sup>
Total:	62,022. <sup>31</sup>

Notes:

Bidder: **CIMCO**

OPTION "1"

Total Project Price:	35,427. <sup>00</sup>
HST:	4,605. <sup>51</sup>
Total:	40,032. <sup>51</sup>

Notes:

Bidder: **WALLWIND ELECTRIC SERVICES**

Total Project Price:	38,847. <sup>00</sup>
HST:	5,050. <sup>11</sup>
Total:	43,897. <sup>11</sup>

Notes:

Bidder: **CIMCO**

OPTION "2"

Total Project Price:	44,500. <sup>00</sup>
HST:	5,785. <sup>00</sup>
Total:	50,285. <sup>00</sup>

Notes:






Bidder: **AIRCO**

Total Project Price:	34,175. <sup>00</sup>
HST:	4,442. <sup>75</sup>
Total:	38,617. <sup>75</sup>

Notes:

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	Representing	Signature
TAMMIE CALDWELL	CITY OF T. SHORES	
FRANK LE BRETON	METAL AIR MECH	
PAUL ALLOIR	CITY OF T. SHORES	
DAVE TROEN	C OF T. SHORES	
LINDA MCKNIGHT	C of TS	

Document Title: **PW-RFP-008-2017**

Opening Date: **February 21, 2017**

Inquiry Contact: **T. Caldwell**

Opening Time: **2:00 pm**

Description: **NL Arena – Ice Plant Electrical Panel Replacement**

Form of Proposal

This is a Request for Proposal with no formal proposal form to be completed; 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: *METAL AIR*

Total Project Price:	<i>29,850.<sup>00</sup></i>
HST:	<i>3,880.<sup>50</sup></i>
Total:	<i>33,730.<sup>50</sup></i>

Notes:

Bidder:

Total Project Price:	
HST:	
Total:	

Notes:

Bidder:

Total Project Price:	
HST:	
Total:	

Notes:

Bidder:

Total Project Price:	
HST:	
Total:	

Notes:

Bidder:

Total Project Price:	
HST:	
Total:	

Notes:

Bidder:

Total Project Price:	
HST:	
Total:	

Notes:

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**

**Representing**

**Signature**



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**Subject:** ZBA-2017-01(D) – A. Lapierre & G.  
Léveillé, 743145 Dawson Pt Rd

**Agenda Date:** March 7, 2017  
**Report No.:** CGP-004-2017

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### **Attachments**

- Appendix 01:** Planning Report
- Appendix 02:** Application and Public Notice
- Appendix 03:** Letters of approval for on-site services
- Appendix 04:** Draft By-law to amend Zoning By-law 984

### **Recommendations**

It is recommended:

1. That Council for the City of Temiskaming Shores acknowledges receipt of Administrative Report No. CGP-004-2017;
2. That Council agrees to amend the provisions of the Township of Dymond Zoning By-law 984 to permit the zone change from Agriculture (A1) to Rural Residential (RR); and
3. That Council directs staff to prepare the necessary by-law to amend the Township of Dymond Zoning By-law 984 for consideration at the March 21, 2017 Regular Council Meeting.

### **Background**

The applicant is requesting the City approve a Zoning By-law amendment to rezone the property from Agriculture (A1) to Rural Residential (RR) to permit the construction of a single detached residential dwelling on the property.

### **Analysis**

The public meeting was held on February 21, 2017 and no members of the public submitted written comments or made oral submission at the public meeting.

The planning report attached as Appendix 01 provides information regarding the application within the policy framework. It is the opinion of the undersigned that the proposed Zoning By-law Amendment is consistent with the Provincial Policy Statement (2014), does not conflict with the Northern Ontario Growth Plan, complies with the City of Temiskaming Shores Official Plan, and represents good planning. It is recommended that Council adopt the proposed Zoning By-law amendment.

**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

Staffing implications related to this matter are limited to normal administrative functions and duties.

**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)

\_\_\_\_\_  
Christopher W. Oslund  
City Manager



## **Planning Report**

**Zoning By-law Amendment Application: ZBA-2017-01(D)**

**Applicant:** André Lapierre and Ginette Léveillé

**Property:** 743145 Dawson Point Road

**Roll No.:** 5418-020-002-003.02

**February 28, 2017**

### **Subject Land**

743145 Dawson Point Road; Dymond Concession 2 Part of Lot 11, RP 54R-2751 Part 1, Parcel 22210SST; Township of Dymond, City of Temiskaming Shores.

### **Background and Purpose of the Application**

The applicant is requesting the City rezone the property from Agriculture (A1) to Rural Residential (RR) to permit the construction of a 208m<sup>2</sup> (2,240 square feet) single detached dwelling with a 74m<sup>2</sup> (800 square feet) attached garage. An existing 111.5m<sup>2</sup> (1,200 square feet) shed will remain on the property.

The property is designated Residential Neighbourhood in the City of Temiskaming Shores Official Plan and is zoned Agriculture (A1) in the Township of Dymond Zoning By-law 984.

### **Statutory Public Notice**

The application was submitted on January 17, 2017. Notice of the complete application and public hearing was advertised in the Temiskaming Speaker on February 1, 2017 and was sent to public agencies in accordance with the statutory notice requirements of the Planning Act. The notice was also mailed to property owners within 120m of the subject land.

The public hearing was held on February 21, 2017. No members of the public made oral submissions at the hearing and no formal written comments have been received as of the date of this report.

### **Site Analysis**

The property is located in the Township of Dymond on the north side of Dawson Point Road. The property is approximately 76.5m x 91.4m (251' x 300') with an area of approximately 0.68ha (1.7 acres). A small creek runs along the north boundary of the property and the remainder of the property is landscaped trees and manicured lawn.

### **Servicing**

Municipal water and sanitary sewer services are not available in this location. The applicant has provided a letter from a well drilling company stating that a well can be installed on the property and potable water can be obtained. The applicant has also provided letters from the Timiskaming Health Unit stating that a septic system can be accommodated on the property, and from a local company providing sewage hauling services stating that they have sufficient capacity at their disposal site to accommodate the additional material from the proposed septic system.

### **Access**

The property fronts on and has access to Dawson Point Road which is municipally owned and maintained year-round.

### **Existing Land Use**

The property currently contains a 7.3m x 15.2m (24' x 50') shed in the northeast corner. The remainder of the property is vacant.

### **Adjacent Land Uses**

North: Agricultural  
South: Dawson Point Road and Rural Residential  
East: Rural Residential  
West: Rural Residential

## **Planning Analysis**

### **Provincial Policy Statement (2014)**

The property is located within the approved Settlement Area Boundary of the City and represents residential infilling on an existing lot of record.

#### *1.0 Building Strong Healthy Communities*

##### *1.1 Managing and Directing Land Use to Achieve Efficient and Resilient Development and Land Use Patterns*

###### *1.1.1 Healthy, liveable and safe communities are sustained by:*

- a) Promoting efficient development and land use patterns which sustain the financial well-being of the Province and municipalities over the long term;*
- b) Accommodating an appropriate range and mix of residential (including second units, affordable housing and housing for older persons), employment (including industrial and commercial), institutional (including places of worship, cemeteries and long-term care homes), recreation, park and open space, and other uses to meet long-term needs;*
- c) Avoiding development and land use patterns which may cause environmental or public health and safety concerns;*
- d) Avoiding development and land use patterns that would prevent the efficient expansion of settlement areas in those areas which are adjacent or close to settlement areas;*
- e) Promoting cost-effective development patterns and standards to minimize land consumption and servicing costs.*

###### *1.1.3 Settlement Areas*

*1.1.3.1 Settlement areas shall be the focus of growth and development, and their vitality and regeneration shall be promoted.*

*1.1.3.2 Land use patterns within settlement areas shall be based on:*

- a) densities and a mix of land uses which:
  - 1. efficiently use land and resources;*
  - 2. are appropriate for, and efficiently use, the infrastructure and public service facilities which are planned or available, and avoid the need for their unjustified and/or uneconomical expansion;*
  - 3. minimize negative impacts to air quality and climate change, and promote energy efficiency;*
  - 4. support active transportation;*
  - 5. are transit-supportive, where transit is planned, exists or may be developed;*
  - 6. are freight-supportive; and**
- b) a range of uses and opportunities for intensification and redevelopment in accordance with the criteria in policy 1.1.3.3, where this can be accommodated.*

*1.1.3.3 Impacts from any new or expanding non-agricultural uses on surrounding agricultural operations and lands are to be mitigated to the extent feasible.*

#### *1.6 Infrastructure and Public Service Facilities*

##### *1.6.6 Sewage, Water and Stormwater*

*1.6.6.2 Municipal sewage services and municipal water services are the preferred form of servicing for settlement areas. Intensification and redevelopment within settlement areas on existing municipal sewage services and municipal water and municipal water services should be promoted, wherever feasible.*

1.6.6.4 *Where municipal sewage services and municipal water services or private communal sewage services and private communal water services are not provided, individual on-site sewage services and individual on-site water services may be used provided that site conditions are suitable for the long-term provision of such services with no negative impacts. In settlement areas, these services may only be used for infilling and minor rounding out of existing development.*

1.6.6.6 *Subject to the hierarchy of services provided in policies 1.6.6.2 [municipal services], 1.6.6.3 [private communal services], 1.6.6.4 [individual on-site services] and 1.6.6.5 [partial services] planning authorities may allow lot creation only if there is confirmation of sufficient reserve sewage system capacity and reserve water system capacity within municipal sewage services and municipal water services or private communal sewage services and private communal water services. The determination of sufficient reserve sewage system capacity shall include treatment capacity for hauled sewage from private communal sewage services and individual on-site sewage services.*

The subject property is located in a strip of rural residential development within the Settlement Area Boundary. Municipal water and sanitary sewer services are not available in this area and development on adjacent lots is serviced with individual on-site wells and septic systems. The applicants have provided confirmation from a well-drilling company that a well can be drilled on-site and potable water can be obtained. The applicants have also provided confirmation from the Timiskaming Health Unit that a septic system can be installed, and confirmation from a local company providing sewage-hauling services that the material from the proposed system can be accommodated in that company's disposal site.

#### 1.6.7 *Transportation Systems*

1.6.7.2 *Efficient use shall be made of existing and planned infrastructure, including through the use of transportation demand management strategies, where feasible.*

The subject land fronts on Dawson Point Road which is an existing municipally maintained year-round public road.

## 2.0 *Wise Use and Management of Resources*

### 2.1 *Natural Heritage*

2.1.5 *Development and site alteration shall not be permitted in:*

- a) *significant wetlands in the Canadian Shield north of Ecoregions 5E, 6E and 7E;*
- b) *significant woodlands in Ecoregions 6E and 7E (excluding islands in Lake Huron and the St. Marys River);*
- c) *significant valleylands in Ecoregions 6E and 7E(excluding islands in Lake Huron and the St. Marys River);*
- d) *significant wildlife habitat;*
- e) *significant areas of natural and scientific interest; and*
- f) *coastal wetlands in Ecoregions 5E, 6E and 7E that are not subject to policy 2.1.4(b)*

2.1.7 *Development and site alteration shall not be permitted in habitat of endangered species and threatened species, except in accordance with provincial and federal requirements.*

The subject property contains a small creek along the northern property line. There is a treed buffer that extends approximately ±50m from the bank of the creek. Beyond this buffer is a small grass strip, and another row of trees, with the remaining area of the property between the second row of trees and Dawson Point Road currently manicured grass. The site plan submitted by the applicant indicates that the proposed dwelling will be located on the south side of the line of trees and does not encroach into the treed area around the creek. The properties on either side of the subject property are developed rural residential properties and there is an

agricultural property to the north of the subject land. For these reasons an environmental impact assessment was not required for this proposal.

Based on the above information it is my opinion that the proposed development demonstrates consistency with the 2014 PPS.

### **Growth Plan for Northern Ontario**

The Growth Plan for Northern Ontario was developed under the Places to Grow Act to ensure greater growth occurs in an economically and environmentally sustainable manner.

A review of the Growth Plan for Northern Ontario confirms the proposal does not conflict with any of the Growth Plan policies.

### **City of Temiskaming Shores Official Plan**

The property is designated Residential Neighbourhood in the City of Temiskaming Shores Official Plan.

#### **4. Community Development**

##### **4.5 Residential Neighbourhood**

*4.5.1 The scope of permitted land uses may include low, medium and high density housing types (see Housing and Growth Management); special needs housing; public service facilities appropriate to and compatible with a residential neighbourhood such as schools, places of worship, libraries, daycare facilities; and infrastructure designed and scaled to service a residential neighbourhood. Neighbourhood serving commercial uses may be permitted where a need is established, the use is compatible, and the access road has sufficient capacity. Examples include a convenience store, and a dry cleaning outlet.*

The Residential Neighbourhood designation permits all types of residential housing. The purpose of this application is to permit the construction of a single detached residential dwelling on the property. Adjacent properties to the east and west contain residential development, as do properties on the south side of Dawson Point Road in this area. Residential dwellings in this area are single detached on large lots. The proposed development is considered infilling of an existing lot of record.

Based on the above information it is my opinion that the proposed development demonstrates consistency with the City of Temiskaming Shores Official Plan.

### **Township of Dymond Zoning By-law 984**

The property is currently zoned Agriculture (A1) in the Township of Dymond Zoning By-law 984. The purpose of the amendment is to rezone the property to Rural Residential (RR) to permit the construction of a single detached dwelling.

In the Township of Dymond Official Plan, the subject property was included as part of the adjacent agricultural property to the north. Approval of the City of Temiskaming Shores Official Plan in 2015 established the Settlement Area Boundary for the City and the subject property was located within the Settlement Area Boundary and designated Residential Neighbourhood. The current A1 zone of the property only permits residential dwellings that are accessory to a permitted agricultural use, and as such the property owners are requesting to rezone the property to permit a standalone residential use.

The Township of Dymond Official Plan sets out the provisions for development of the property, including minimum setbacks, maximum building area, maximum building height, etc. These requirements will need to be met in the final development proposal before a building permit can be issued for the proposed construction.

The site plan submitted with the Zoning By-law amendment application shows the location of the septic system being 2.4m from the front property line. The applicants have indicated that the septic was shown in this location strictly for the purpose of showing it on the site plan and that there is room on the property for an alternate location. The applicant will work with their contractor and the Timiskaming Health Unit to determine a suitable location for the septic system.

The subject property is adjacent to agricultural land and there are livestock facilities within 1km. Completion of a Minimum Distance Separation Calculation was not required for the Zoning By-law amendment application because the property is located within the Settlement Area Boundary and through previous guidance from the Ministry of Agriculture, Food and Rural Affairs (OMAFRA) it was determined that the application of MDS to lots within the Settlement Area Boundary is up to the discretion of the municipality.

### **Comments Received from the Agency Circulation and Public Notification Process**

The application was circulated to municipal departments, agencies, and the public. The following comments were received:

#### **Director of Public Works**

- ✓ *The subject land is not serviced with municipal water and sanitary services, therefore private services would be required.*
- ✓ *The subject land is a "rural setting" property and is fronted by Dawson Point Road which is a bituminous surfaced roadway and is maintained on a year round basis. There are no sidewalks or curb and gutter present in front of the property in question. Drainage is by open ditch at the front of the property, eventually draining into Lake Temiskaming.*
- ✓ *Vehicular access to the property in question would be via private entrance from Dawson Point Road. Construction of a new or modifications to an existing driveway will require an Entrance Permit.*
- ✓ *There are currently no short or long term plans to upgrade municipal services in this area.*
- ✓ *The Public Works Department has no objections to this application.*

**Chief Building Official** – *I have no concerns.*

**Fire Chief** – *I have no objections to the application.*

**Director of Recreation** – *I have no concerns in relation to Recreation Services.*

**Director of Corporate Services** – *No comments received.*

**City Manager** – *I have no concerns.*

**Clerk** – *The Clerk's Office has no objections to Zoning By-law Amendment application ZBA-2017-01(D).*

**Economic Development and Funding Application Coordinator** – *No concerns.*

**Tax Collector / Treasurer** – *I have no concerns with this application.*

**Timiskaming Health Unit Comments** – *An inspection of the above property was conducted by the undersigned on November 4<sup>th</sup>, 2016 in [the applicants'] presence. This lot is 1.74 acres with heavy clay soils. With the addition of suitable fill material an area would be available for a raised Class 4 Sewage System with a septic take and tile bed. The Land Control Division of the Timiskaming Health Unit has no objection to make this a residential lot.*

**Public Comments:** *No comments received as of February 28, 2017.*

### **Recommendation**

Based on the information presented in this report, in my opinion, the proposed Zoning By-law amendment is consistent with the Provincial Policy Statement (2014); does not conflict with the Northern Ontario Growth Plan; complies with the City of Temiskaming Shores Official Plan; and represents good planning.

**It is therefore recommended that Council approve the Zoning By-law Amendment application.**



Respectfully submitted,

---

Jennifer Pye  
Planner



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

**Application for Zoning By-Law Amendment  
Under Section 34 of the Planning Act**

**Application to Amend the Zoning By-Law: \$750 + \$100 advertising fee + 13% HST = \$960.50**

**PLEASE READ BEFORE COMPLETING THIS APPLICATION**

This application reflects the mandatory information that is prescribed in the Schedules to Ontario Regulation 545/06 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.**

**Please Print and Complete or (✓) Appropriate Box(es)**

**OFFICE USE ONLY**

File No.: 7BA-2017-01(D)  
Date Received: January 17, 2017  
Roll No.: 5418-020-002-003.02

**1. Owner Information**

Name of Owner: André Lapierre

Mailing Address: Box 1895, New Liskeard, ON POJ 1P0

Email Address: andre.lapierre@investorsgroup.com Phone: 705-628-2045

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

Name of Owner: Ginette Léveillé

Mailing Address: Box 1895, New Liskeard, ON POJ 1P0

Email Address: ginbinette@yahoo.com Phone: 705-628-2045

**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

Names and addresses of the holders of any mortgages, charges, or other encumbrances in respect of the subject land:

NA

**4. Location of the Subject Land**

Dymond     New Liskeard     Haileybury

Municipal Address  
PT LT 11 Con 2 Dawson Point Rd, New Liskeard, ON POJ 1P0

Legal Description  
PCL 22210 SEC SST: PT LT 11 Con 2 Dymond SRO PT 1 54R2751, Temiskaming Shores, District of Temiskaming

Date the subject land was acquired by the current owner: August 26, 2015

**5. Property Information**

Lot Area: 7,041m<sup>2</sup> (1.74ac)  
Road Frontage: (251') 76.5m  
Water Frontage: NA  
Lot Depth: 92.3m (303')  
Lot Width \_\_\_\_\_

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

- Residential                       Commercial                       Industrial  
 Institutional                       Agricultural                       Vacant  
 Mixed Use (specify): \_\_\_\_\_  
 Other (specify): According to MPAC, residential vacant land

Length of time the existing uses of the subject land have continued: recent memory

Existing uses of abutting properties:

North: Agricultural                      East: rural residential  
South: rural residential                      West: rural residential

**6. Property Access**

a. Type of access to the property

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

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

\_\_\_\_\_  
\_\_\_\_\_

92 f

**7. Property Servicing**

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

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

b. What type of sewage disposal is existing / 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 privately owned and operated individual or communal septic systems are proposed, and where development will produce more than 4,500 litres of effluent per day, 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: \_\_\_\_\_

c. How is storm drainage provided?

- Storm sewer
- Ditches
- Swales
- Other (specify): \_\_\_\_\_

**8. Planning Information**

Current Official Plan Designation(s): Residential Neighbourhood

Explain how the application conforms to the Official Plan: residential uses are permitted in this designation

Current Zoning: Residential Vacant Land / Agriculture Agriculture (A1)

*Handwritten signature/initials*

Requested Zoning (if applicable): Rural Residential

Reason why rezoning is being requested (if applicable): Residential Development

Is the subject land within an area where the municipality has predetermined the minimum and maximum density requirements or the minimum and maximum height requirements?

Yes  No

If yes, provide a statement of these requirements:

Does this application propose to change the boundary of a settlement area?

Yes  No

If the requested amendment alters all or any part of the boundary of an area of settlement or establishes a new area of settlement, provide details of the current Official Plan policies or Official Plan Amendment dealing with the alteration or establishment of an area of settlement.

Will this application remove land from a designated employment area?

Yes  No

If the requested amendment removes the subject land from an area of employment, provide details of the current Official Plan policies or Official Plan Amendment dealing with the removal of land from an area of employment.

**9. Proposed Use of Property**

Proposed use(s) of the subject land (Check all that apply):

Residential  Commercial  Industrial

Institutional  Agricultural  Vacant

Mixed Use (Please state): \_\_\_\_\_

Other (Please state): \_\_\_\_\_

*f bz*

List all existing and proposed buildings and structures to be constructed on the property by completing the following table (If more than 5 buildings or structures please use separate page to provide description):

	Building or Structure # 1	Building or Structure # 2	Building or Structure # 3	Building or Structure # 4	Building or Structure # 5
Type or use of building or structure	House	Shed	Attached garage		
Height (m)	8.5	6	4.5		
Setback from front lot line (m)	32	61	42		
Setback from rear lot line (m)	51	23	41		
Setback from side lot line one side (m)	11	61	11		
Setback from side lot line - other side (m)	44	0.5	58		
Setback from shoreline (m)	no shoreline	no shoreline	no shoreline		
Dimensions (m) or floor area (m <sup>2</sup> )	main floor 594 m 2nd floor - 175 m	350	244		
Year constructed	2018	built by 2 owner	2018		

w  
e

before us  
(≈ 30 yrs old)

Are any of the following uses or features on the subject land or within 500 m of the subject land, unless otherwise specified? Please check all that apply.

Use or Feature	On the Subject Land	Within 500 metres of Subject Land (indicate approximate distance)
An agricultural operation including livestock or stockyard	<input type="checkbox"/>	<input checked="" type="checkbox"/> 400m
A landfill	<input type="checkbox"/>	<input type="checkbox"/>
A sewage treatment plant or waste stabilization plant	<input type="checkbox"/>	<input type="checkbox"/>
A provincially significant wetland (Class 1, 2 or 3 wetland)	<input type="checkbox"/>	<input type="checkbox"/>
A provincially significant wetland within 120 metres of the subject land	<input type="checkbox"/>	<input type="checkbox"/>
A waterbody, watercourse, river, or stream	<input type="checkbox"/>	<input checked="" type="checkbox"/> 120m
A rehabilitated mine site	<input type="checkbox"/>	<input type="checkbox"/>
A non-operating mine site within 1 kilometre of the subject land	<input type="checkbox"/>	<input type="checkbox"/>
An active mine site, gravel pit or quarry	<input type="checkbox"/>	<input type="checkbox"/>
An industrial or commercial use (if so, specify use)	<input type="checkbox"/>	<input type="checkbox"/>
An active railway line	<input type="checkbox"/>	<input type="checkbox"/>
Utility corridors	<input type="checkbox"/>	<input type="checkbox"/>
Provincial Highway	N/A	<input type="checkbox"/>

**10. Previous Applications**

Has the subject land ever been the subject of an application under the Act for approval of a plan of subdivision or for a consent?

Yes  No  Unknown

If yes:

File No.: \_\_\_\_\_ Status: \_\_\_\_\_

Has the subject land ever been the subject of an application for approval of a previous Official Plan or Zoning amendment?

Yes  No  Unknown

If yes:

File No.: \_\_\_\_\_ Status: \_\_\_\_\_

*Handwritten signature/initials*



**11. Concurrent Applications**

Is the subject land currently the subject of any other planning applications (Plan of Subdivision, Consent, Minor Variance, Zoning By-law Amendment, Site Plan Control) at this time?

Yes  No

If yes:

File No.: \_\_\_\_\_ Status: \_\_\_\_\_

File No.: \_\_\_\_\_ Status: \_\_\_\_\_

**12. Provincial Policies**

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

Yes  No

Consistent with Provincial Policy Statement (2014)

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?

Consistent with Northern Ontario Growth Plan.

**13. 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):

1. Septic approval letter from Timiskaming Health Unit
2. Proof of availability of potable water for well
3. \_\_\_\_\_
4. \_\_\_\_\_
5. \_\_\_\_\_
6. \_\_\_\_\_

*[Handwritten signature]*

**15. Declaration and Authorizations**

**Agent Authorization**

I/We, 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*


\_\_\_\_\_  
*Signature of Owner*


\_\_\_\_\_  
*Date*

\_\_\_\_\_  
*Signature of Owner*

**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.


  
\_\_\_\_\_  
*Applicant Initial*

  
\_\_\_\_\_  
*Applicant Initial*

**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.

  
\_\_\_\_\_  
*Applicant Initial*

  
\_\_\_\_\_  
*Applicant Initial*

**Declaration of Applicant**

TO BE COMPLETED IN THE PRESENCE OF A COMMISSIONER FOR TAKING AFFIDAVITS

I, Guinette Leveille of the City of Temiskaming Shores  
in the District of Timiskaming 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 City of Temiskaming Shores  
in the District of Timiskaming  
this 17<sup>th</sup> day of January, 20 17

Guinette Leveille

Signature of Applicant

Jennifer Pye

A Commissioner for Taking Affidavits

**Jennifer Lynn Pye, a Commissioner,  
etc., Province of Ontario, for the  
Corporation of the City of Temiskaming  
Shores. Expires June 26, 2018.**

**Declaration of Applicant**

TO BE COMPLETED IN THE PRESENCE OF A COMMISSIONER FOR TAKING AFFIDAVITS

I, André Lapierre of the City of Temiskaming Shores  
in the district of Timiskaming 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.

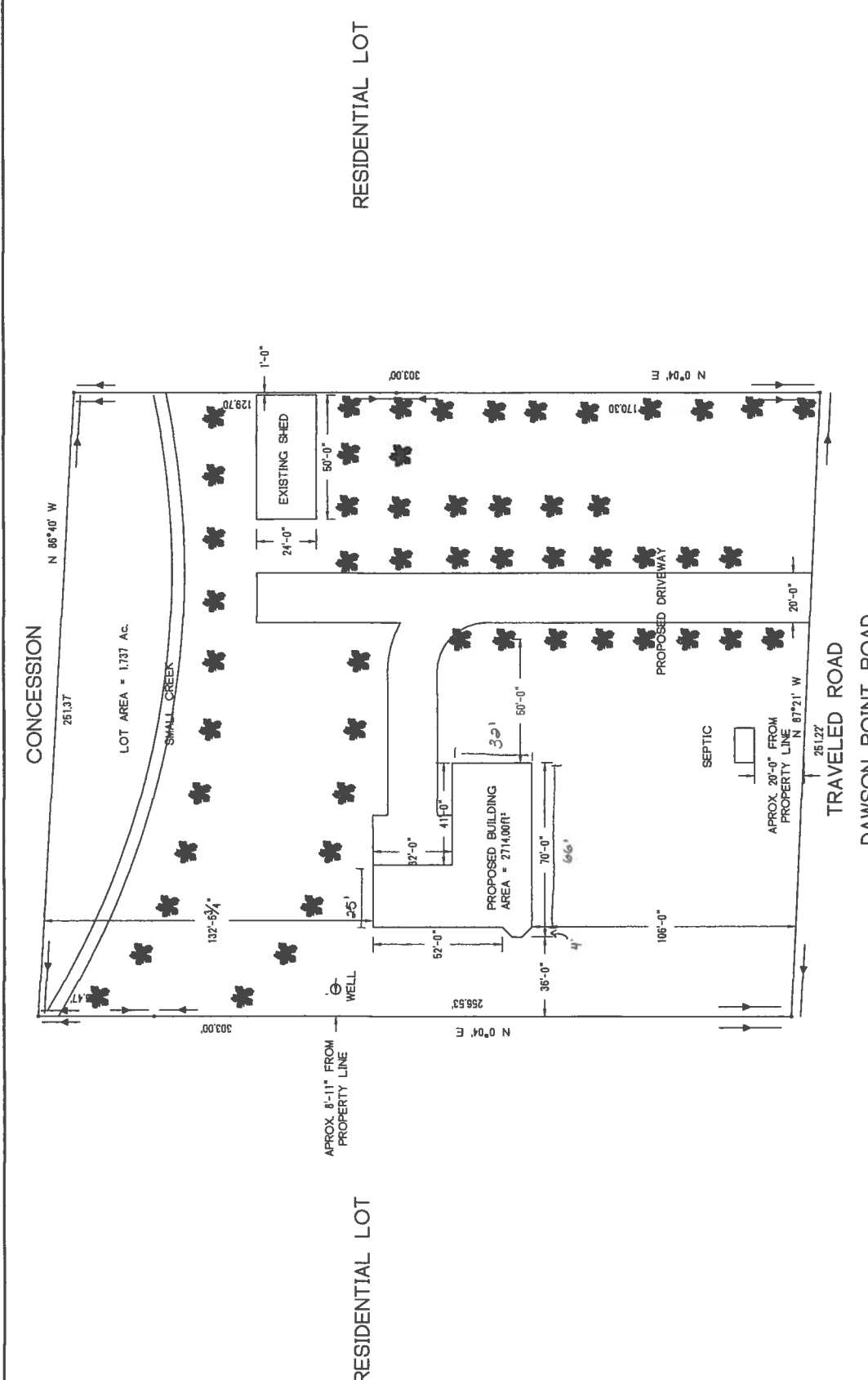
**Sworn (or declared) before me**


at the City of Temiskaming Shores  
in the District of Timiskaming  
this 17<sup>th</sup> day of January, 20 17

  
Signature of Applicant

  
A Commissioner for Taking Affidavits

**Jennifer Lynn Pye, a Commissioner,  
etc., Province of Ontario, for the  
Corporation of the City of Temiskaming  
Shores. Expires June 26, 2018.**



		DRAWING NO.		16-131-SITE
		REV.		1
<b>CLIENT</b> Andre Lapierre Ginette Levelle		<b>SUBJECT</b> New Likcard, ON 743145 Dawson Point Road House Design Site Plan		
<b>PROJECT No</b> 16-131		<b>SCALE</b> 1" = 40'		
<b>BY</b> B.Stevens D.Dekker		<b>D/M/Y</b> 27/10/16 28/10/16		
<b>DRN.</b> B.Stevens		<b>APP.</b> D.Dekker		
<b>DSN.</b> B.Stevens		<b>CHK.</b> D.Dekker		
<b>REFERENCES</b>		<b>REFERENCES</b>		
<b>PROPRIETARY INFORMATION:</b> THIS DRAWING IS THE PROPERTY OF Majic AND IS NOT TO BE LOANED OR REPRODUCED IN ANY WAY WITHOUT THE PERMISSION OF Majic.		<b>TITLE</b>		
<b>ADD. SCREENED PORCH OUTLINE</b>		<b>NUMBER</b>		
<b>REV</b>		<b>REVISION TITLE</b>		
<b>D/M/Y</b>		<b>REFERENCES</b>		



**Application for Zoning By-law Amendment**

**Notice of Complete Application  
And Notice of Statutory Public Hearing**

Under Section 34 of the Planning Act, R.S.O. 1990 c.P.13

The City of Temiskaming Shores has received the following application to amend the Township of Dymond Zoning By-law 984:

- File #:** ZBA-2017-01(D)
- Owner:** André Lapierre and Ginette Léveillé
- Property:** 743145 Dawson Point Road

**A public hearing** will be held to consider the Zoning By-law Amendment application:

- Date:** Tuesday, February 21, 2017
- Time:** 6:00 p.m.
- Place:** Council Chambers at City Hall, 325 Farr Drive, Haileybury

**The application proposes to rezone the subject land from Agriculture (A1) to Rural Residential (RR) to permit the construction of a single detached dwelling.**

The property is designated Residential Neighbourhood in the City of Temiskaming Shores Official Plan and is Zoned Agriculture (A1) in the Township of Dymond Zoning By-law 984.



**For more information** about this matter, including information about preserving your appeal rights, contact the undersigned.

**Dated** this 1<sup>st</sup> day of February, 2017.

Jennifer Pye  
Planner  
City of Temiskaming Shores  
325 Farr Drive  
PO Box 2050  
Haileybury, ON P0J 1K0  
Tel: 705-672-3363 ext. 4105  
Fax: 705-672-2911  
jpye@temiskamingshores.ca

**Head Office:**

247 Whitewood Avenue, Unit 43  
PO Box 1090  
New Liskeard, ON P0J 1P0  
Tel.: 705-647-4305 Fax: 705-647-5779

**Branch Offices:**

Dymond Tel.: 705-647-8305 Fax: 705-647-8315  
Englehart Tel.: 705-544-2221 Fax: 705-544-8698  
Kirkland Lake Tel.: 705-567-9355 Fax: 705-567-5476

[www.timiskaminghu.com](http://www.timiskaminghu.com)

November 7, 2016

Ginette Léveillé & André Lapierre  
Box 1895  
NEW LISKEARD, ON P0J 1P0

**RE: ZONING BY-LAW AMENDMENT, PT. LOT 11, CON 2, RP 54R2751 PT. 1, PCL 22210 SST, ROLL# 5418  
020 002 00302 0000, 74314 DAWSON POINT ROAD, DYMOND TWP., CITY OF TEMISKAMING SHORES**

---

Dear Ginette & André:

An inspection of the above property was conducted by the undersigned on November 4<sup>th</sup>, 2016 in your presence. This lot is 1.74 acres with heavy clay soils. With the addition of suitable fill material an area would be available for a raised Class 4 Sewage System with a septic tank and tile bed.

The Land Control Division of the Timiskaming Health Unit has no objection to make this a residential lot.

Should you have any questions, please do not hesitate to contact this office.

Sincerely,



Douglas Metson  
Chief Building Officer

DM/kr

Pc Jennifer Pye, City of Temiskaming Shores



# LES PUIITS DU TÉMISCAMINGUE

9211-0352 Québec inc.  
7, chemin l'Africain  
Fabre (Québec) J0Z 1Z0  
Tél. : 819 634-4111  
Fax : 819 634-4112  
[info@puitstemiscamingue.com](mailto:info@puitstemiscamingue.com)  
R.B.Q. 5606 5592-01  
O.C.N. 220754147



November 9, 2016

Ginette Léveillé / André Lapierre

Box 1895

NEW LISKEARD, ON POJ 1PO

RE: ZONING BY-LAW AMENDMENT, PT. LOT 11, CON 2, RP 54R2751 PT. 1, PCL 22210 SST, ROLL# 5418 020 002 00302 0000, 743145 DAWSON POINT ROAD, DYMOND TWP., CITY OF TEMISKAMING SHORES

Dear Ginette and André:

An inspection of the above property (1.74 acres with heavy clay soils) was conducted on November 8th, 2016.

A drilled well can be easily installed at an approximate depth of 150 feet with ample water supply.

Upon inspection of the West and East neighbours' properties, their wells are more than 50 feet from where you intend to dig yours and their septic tanks are more than 100 feet away. Your proposed well is also 100 feet from your own septic tank.

Should you have any questions, please feel free to contact our office.

Sincerely,

Nicol Lapierre

L'équipe DES PUIITS DU TÉMISCAMINGUE 819-634-4111

**PHIPPEN WASTE MANAGEMENT  
643377 SUNNYSIDE ROAD  
HAILEYBURY, ONTARIO P0J 1K0  
705-647-6217**

February 6, 2017

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

Attention: Jennifer Pye

Dear Ms. Pye

Re: Andre Lapierre

Please be advised that the planned septic system to be located at Lot 743145 Dawson Point Road in Temiskaming Shores will be serviced upon request by Phippen Waste Management Limited and the contents of tank will be disposed of according to environmental regulations at our certified disposal site. The capacity available at present time at our disposal site is approximately 87%.

MOE licence for hauled sewage is A920195

Yours truly,



Lois Phippen

The Corporation of the City of Temiskaming Shores

By-law No. 2017-000

Being a by-law to enact a zoning by-law Amendment to  
rezone property from Agriculture (A1) to Rural  
Residential (RR) in the Township of Dymond Zoning By-  
law 984 - 743145 Dawson Point Road (Dymond Con. 2 Pt.  
Lt. 11, RP 54R-2751 Part 1, Parcel 22210SST)  
Roll No. 54 18 020 002 003.02

**Whereas** pursuant to the provisions of Section 34 of the Planning Act, R.S.O. 1990 c.P. 13, as amended, the Council of a Municipality may enact by-laws to authorize the use of land, buildings or structures for any purpose set out therein that is otherwise prohibited;

**And whereas** By-law No. 984 regulates the use of land and the use and erection of buildings and structures within the Township of Dymond, now the City of Temiskaming Shores;

**And whereas** Council considered Administrative Report No. CGP-004-2017 at the March 7, 2017 Regular Council meeting and directed staff to prepare the necessary by-law to amend the Township of Dymond Zoning By-law No. 984 to change the zoning on the property from Agriculture (A1) to Rural Residential (RR) for consideration at the March 21, 2017 Regular Council meeting;

**Now therefore** the Council of the Corporation of the City of Temiskaming Shores enacts as follows:

1. **Schedule Changes**

- a) Schedule "A" of By-law No. 984, as amended, is hereby further amended by rezoning Dymond Concession 2 Part of Lot 11, RP 54R-2751 Part 1, Parcel 22210SST, known locally as 743145 Dawson Point Road, as shown on Schedule "A" to this By-law, from the Agriculture (A1) Zone to the Rural Residential (RR) Zone.
2. That all other provisions of By-law No. 984 shall continue to apply.
3. That the passing of this by-law shall be subject to the provisions of the *Planning Act*.
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 21<sup>st</sup> day of March, 2017.

---

Mayor – Carman Kidd

---

Clerk – David B. Treen

Schedule “1” to By-law 2017-000

City of Temiskaming Shores



Rezoned from Agriculture (A1) to Rural Residential (RR)



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**Subject:** ZBA-2017-02(NL) – FPT Holdings Ltd.      **Agenda Date:**      March 7, 2017  
North side of Paddon Crescent      **Report No.:**      CGP-005-2017

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### **Attachments**

- Appendix 01:** Planning Report
- Appendix 02:** Application and Public Notice
- Appendix 03:** Servicing Report
- Appendix 04:** Comments received from public notification
- Appendix 05:** Draft By-law to amend Zoning By-law 2233

### **Recommendations**

It is recommended:

1. That Council for the City of Temiskaming Shores acknowledges receipt of Administrative Report No. CGP-005-2017;
2. That Council acknowledges the comments received from the public notification and advises that these comments were taken into consideration as part of Council's decision making process;
3. That Council agrees to amend the provisions of the Town of New Liskeard Zoning By-law 2233 to permit the zone change from Development (DE) to Medium Density Residential Exception (R3-E);
4. That Council directs staff to prepare the necessary by-law to amend the Town of New Liskeard Zoning By-law 2233 for consideration at the March 21, 2017 Regular Council Meeting.

### **Background**

The applicant, FPT Holdings Ltd, submitted a concurrent consent application seeking the creation of three building lots with frontage on Paddon Crescent. The Committee of Adjustment approved the consent application on February 22, 2017, subject to six conditions that must be fulfilled prior to the consent being finalized.

The applicant indicated that they would like to build single detached or semi-detached dwelling houses on each of the proposed building lots. The property is currently zoned Development (DE) and the purpose the Zoning By-law amendment application is to rezone the building lots to Medium Density Residential Exception (R3-E), with the purpose of the exception zone being to recognize a reduced lot frontage and area for semi-detached dwellings.

### **Analysis**

The public meeting was held on February 21, 2017 and one member of the public made a submission at the public meeting subsequently submitted written comments to the Planning Department. The concerns relate to the proposed semi-detached dwellings not being consistent with the composition of the neighbourhood.

The planning report attached as Appendix 01 provides information regarding the application within the policy framework. It is the opinion of the undersigned that the proposed Zoning By-law Amendment is consistent with the Provincial Policy Statement (2014), does not conflict with the Northern Ontario Growth Plan, complies with the City of Temiskaming Shores Official Plan, and represents good planning. It is recommended that Council adopt the proposed Zoning By-law amendment.

### **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

Staffing implications related to this matter are limited to normal administrative functions and duties.

### **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)	_____ Christopher W. Oslund City Manager



## **Planning Report**

**Zoning By-law Amendment Application: ZBA-2017-02(NL)**

**Applicant: FPT Holdings Ltd**

**Property: North side of Paddon Crescent**

**Roll No.: 5418-010-002-495.02**

**February 28, 2017**



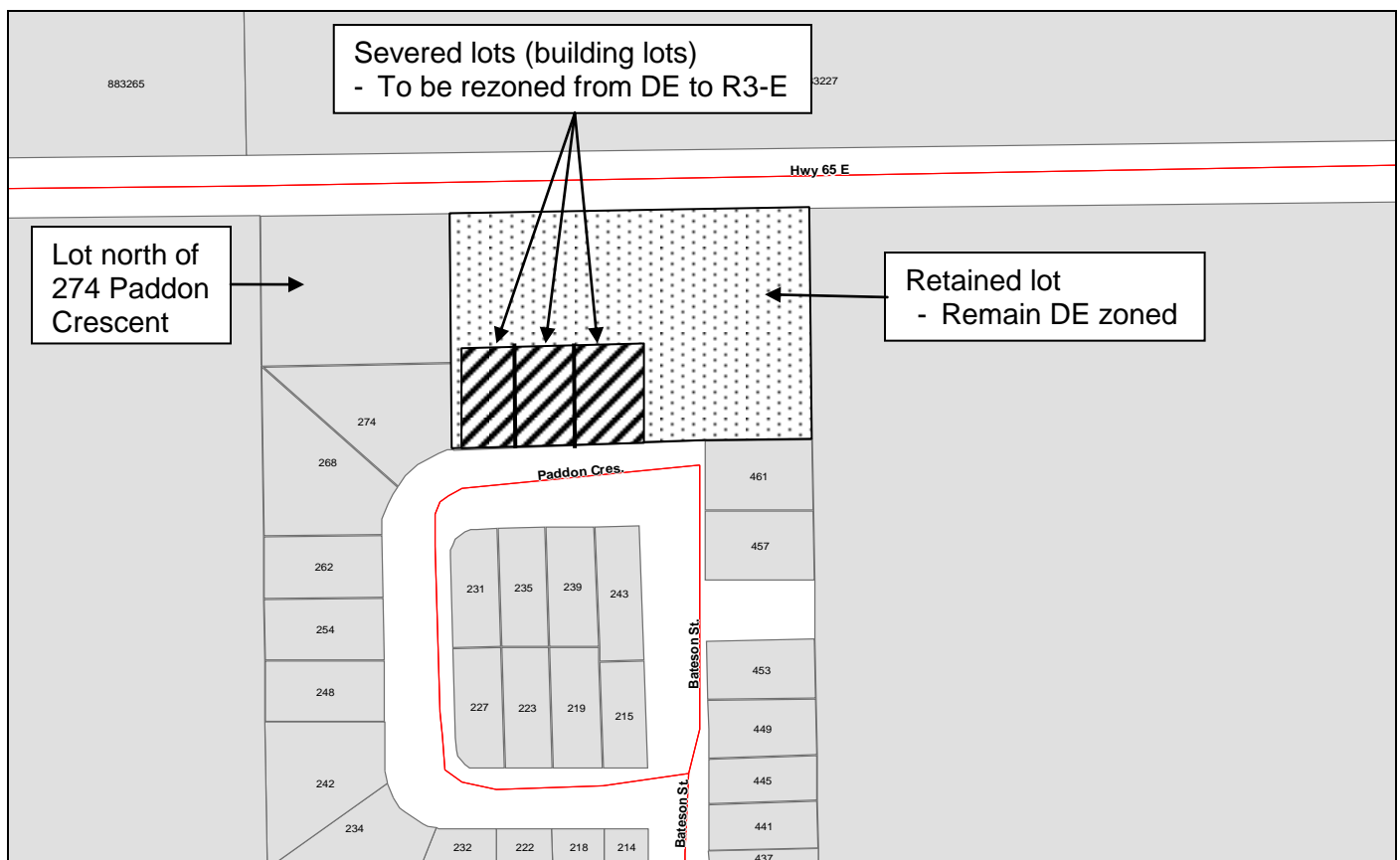
### **Subject Land**

North side of Paddon Crescent; Dymond Concession 2 Part of Lot 10, and RP 54R-1061 Part 2, Parcel 4223SST; Town of New Liskeard, City of Temiskaming Shores

### **Background and Purpose of the Application**

The applicant is proposing to rezone a portion of the property from Development (DE) to Medium Density Residential Exception (R3-E) to facilitate the creation of the building lots proposed through concurrent consent application B-2017-01(NL). The applicant indicated that they would like to construct either single detached or semi-detached dwelling houses on each of the three lots.

The consent application proposed the creation of three building lots, each with frontage on Paddon Crescent. The rezoning is required to permit residential uses on the three lots, and to reduce the minimum lot frontage and area for semi-detached dwellings on the western-most and middle severed lots. Rezoning of the retained portion of the property is not proposed at this time as the applicant is not currently proposing development on this portion of the property.



The Committee of Adjustment approved Consent application B-2017-01(NL) on February 22, 2017, subject to the following conditions:

- 1) *The following documents shall be provided to the Secretary-Treasurer for the transaction described:*
  - a) *Two copies of the signed Acknowledgement and Direction;*
  - b) *The "Transfer in Preparation" and/or "Transfer Easement in Preparation";*

- b) A Planning Act Certificate Schedule on which is set out the entire legal description of the parcel(s) in question. This Schedule must also contain the names of the parties indicated on Page 1 of the "Transfer in Preparation" and/or "Transfer Easement in Preparation";*
- c) A reference plan of survey which bears the Land Registry Office registration number and signature as evidence of its deposit therein, illustrating the parcel to which consent approval relates;*
- 2) That the applicant is required to obtain a zoning by-law amendment to rezone the proposed severed properties from Development (DE) to Medium Density Residential Exception (R3-E);*
- 3) That the re-laying of the section of pipe between the Dawson Point Road – McKelvie Street intersection and the Lannon Trunk Sewer is required to be completed at the applicant's cost;*
- 4) That the applicant is required to enter into a lot grading agreement for the severed properties, including a clause requiring verification of final grading upon completion of landscaping of each property;*
- 5) That the applicant is required to provide an undertaking from their solicitor confirming that the lot grading agreement required in Condition 4 will be registered on title to each of the severed properties.*
- 6) The owner(s) must resolve all access issues in respect to the entrance located along the Highway 65 frontage of the retained lot to the satisfaction of the Ministry of Transportation of Ontario (MTO). Owner(s) must provide a letter from the MTO advising that all of MTO's concerns have been addressed to their satisfaction. Conversely, the owner(s) must supply an opinion from a solicitor stating that Parcel 7627SST is legally conveyable and therefore does not constitute part of the retained property. If this is determined to be the case, MTO's comments dated February 13, 2017 will apply.*

Approval of the Zoning By-law amendment that is the subject of this report is condition 2 above. The considerations that resulted in the remaining conditions will be discussed in detail in this report. All of the conditions must be fulfilled prior to the consent being finalized.

The property is designated Residential Neighbourhood in the City of Temiskaming Shores Official Plan and is zoned Development (DE) in the Town of New Liskeard Zoning By-law 2233.

### **Statutory Public Notice**

The application was received on January 25, 2017 and was circulated to City staff. Notice of the complete application and public hearing was advertised in the Temiskaming Speaker on February 1, 2017 and was sent to public agencies in accordance with the statutory notice requirements of the Planning Act. Notice was also mailed to property owners within 120m of the subject land.

The public hearing was held on February 21, 2017 and one member of the public attended the meeting and made an oral submission. This person also submitted written comments after the public meeting and these comments are included in the application package.

### **Site Analysis**

The subject property is a 1 ha (2.46 acres) vacant property located between Paddon Crescent and Highway 65 East. The property extends from the New Liskeard Agricultural Research Station property to the east to line up with the rear lot lines of the properties located on the east side of Bateson Street and has frontage on Paddon Crescent. At the public meeting the legal standing of a piece of land north of 274 Paddon Crescent was questioned. Further investigation with the applicant's solicitor determined that this piece of property is considered to be part of the subject land as they are owned in the same name, the properties were not created by consent, and they are not described as lots or blocks on a plan of subdivision. The area of the lot north of

Paddon Crescent is 0.31 ha (0.77 acres), which makes the total area of the subject property 1.3 ha (3.23 acres).

### **Servicing**

Municipal water, sanitary, and storm sewer services are available along Paddon Crescent and the applicant submitted a servicing analysis prepared by a Professional Engineer for the proposed development. Capacity in the municipal water system is confirmed in this location but a concern has been identified with the downstream sanitary sewer capacity.

The servicing analysis identifies the main along Dawson Point Road between McKelvie Street and Robert Street, and the main along Robert Street between Dawson Point Road and Elm Avenue as being undersized, which has resulted in surcharging in the McKelvie Street system. There is a short section of pipe that connects the system at the intersection of Dawson Point Road and McKelvie Street to the Lannon Trunk Sewer that is intended to relieve pressure on the Dawson Point Road/Robert Street main and assist with surcharging in the McKelvie Street system. This section of pipe is not currently functioning as intended and surcharging is still occurring. The Public Works Department advises that this section of pipe must be re-laid in order to alleviate concerns in this area. This consideration has been addressed through condition 3 to approval of the consent application and must be completed at the developer's cost prior to finalizing the consent.

### **Access**

The building lots front on and will directly access Paddon Crescent. A municipal entrance permit will be required for each property. The retained property has access to Bateson Street through a 66' wide strip of land extending north from the northern terminus of Bateson Street, over which the City has an easement for a water main.

As noted above, since the public meeting it has been determined that the property north of 274 Paddon Crescent is also part of the retained property. This lot has an existing field entrance to Highway 65 East. In the initial comments from the Ministry of Transportation (MTO) dated February 13, 2017, it was indicated that future access to the retained property from Highway 65 East would not be permitted. The applicant will be working with MTO to address entrance considerations toward satisfying condition 6 to approval of the consent application.

### **Existing Land Use**

The property is currently vacant, however there is an easement extending north from the terminus of Bateson Street that contains a watermain. There is also a 5m easement located between 274 Paddon Crescent and the western-most severed lot containing municipal water and sanitary sewer service lines. These lines were installed to service the lot behind 274 Paddon Crescent when the last phase of the Paddon Crescent plan of subdivision was approved.

### **Adjacent Land Uses**

North: Highway 65 East and Agricultural  
South: Paddon Crescent and Residential  
East: Agricultural  
West: Residential and Agricultural

## **Planning Analysis**

### **Provincial Policy Statement (2014)**

The subject property is located within the approved Settlement Area Boundary for the City and represents the minor extension of a developed residential neighbourhood.

#### *1.0 Building Strong Healthy Communities*

##### *1.1 Managing and Directing Land Use to Achieve Efficient and Resilient Development and Land Use Patterns*

###### *1.1.1 Healthy, liveable and safe communities are sustained by:*

- a) Promoting efficient development and land use patterns which sustain the financial well-being of the Province and municipalities over the long term;*
- b) Accommodating an appropriate range and mix of residential (including second units, affordable housing and housing for older persons), employment (including industrial and commercial), institutional (including places of worship, cemeteries and long-term care homes), recreation, park and open space, and other uses to meet long-term needs;*
- c) Avoiding development and land use patterns which may cause environmental or public health and safety concerns;*
- d) Avoiding development and land use patterns that would prevent the efficient expansion of settlement areas in those areas which are adjacent or close to settlement areas;*
- e) Promoting cost-effective development patterns and standards to minimize land consumption and servicing costs.*

The building lots represent the minor rounding-out of an existing developed neighbourhood. Municipal infrastructure is existing in this location so extension is not required to service the lots. The possible construction of semi-detached dwellings on the lots represents a range and mix of housing types in a neighbourhood largely composed of single-detached dwellings. There are some instances of other semi-detached dwellings further to the south in this neighbourhood, as well as an apartment building and an apartment/townhouse style development along McKelvie Street.

###### *1.1.3 Settlement Areas*

*1.1.3.1 Settlement areas shall be the focus of growth and development, and their vitality and regeneration shall be promoted.*

*1.1.3.2 Land use patterns within settlement areas shall be based on:*

- a) densities and a mix of land uses which:*
  - 1. efficiently use land and resources;*
  - 2. are appropriate for, and efficiently use, the infrastructure and public service facilities which are planned or available, and avoid the need for their unjustified and/or uneconomical expansion;*
  - 3. minimize negative impacts to air quality and climate change, and promote energy efficiency;*
  - 4. support active transportation;*
  - 5. are transit-supportive, where transit is planned, exists or may be developed;*
  - 6. are freight-supportive; and*
- b) a range of uses and opportunities for intensification and redevelopment in accordance with the criteria in policy 1.1.3.3, where this can be accommodated.*

*1.1.3.3 Impacts from any new or expanding non-agricultural uses on surrounding agricultural operations and lands are to be mitigated to the extent feasible.*

This is an appropriate location for the proposed development as it is adjacent to existing residential properties and is a natural, logical extension of the lot fabric of the existing subdivision.

### *1.6 Infrastructure and Public Service Facilities*

#### *1.6.6 Sewage, Water and Stormwater*

*1.6.6.2 Municipal sewage services and municipal water services are the preferred form of servicing for settlement areas. Intensification and redevelopment within settlement areas on existing municipal sewage services and municipal water services should be promoted, wherever feasible.*

*1.6.6.6 Subject to the hierarchy of services provided in policies 1.6.6.2 [municipal services], 1.6.6.3 [private communal services], 1.6.6.4 [individual on-site services] and 1.6.6.5 [partial services] planning authorities may allow lot creation only if there is confirmation of sufficient reserve sewage system capacity and reserve water system capacity within municipal sewage services and municipal water services or private communal sewage services and private communal water services. The determination of sufficient reserve sewage system capacity shall include treatment capacity for hauled sewage from private communal sewage services and individual on-site sewage services.*

*1.6.6.7 Planning for stormwater management shall:*

- a) minimize, or, where possible, prevent increases in contaminant loads;*
- b) minimize changes in water balance and erosion;*
- c) not increase risks to human health and safety and property damage;*
- d) maximize the extent and function of vegetative and pervious surfaces; and*
- e) promote stormwater management best practices, including stormwater attenuation and re-use, and low impact development.*

Municipal water, sewer, and storm sewer services are available on Paddon Crescent and extension of each of these services from the mains will be required. The Public Works Department has advised that separate services will be required for each dwelling unit.

The owner has provided a servicing analysis prepared by an Engineer which states that the water supply is adequate to service the proposed lots.

It is indicated in the servicing analysis that the downstream sanitary sewer system is undersized to accommodate existing development. The areas of concern are the Dawson Point Road main between McKelvie Street and Robert Street, and the Robert Street main between Dawson Point Road and Elm Avenue. There is a small section of pipe connecting the system at the intersection of McKelvie Street and Dawson Point Road to the Lannon trunk sewer, the purpose of which to relieve surcharge conditions in this area by directing material to the Lannon system instead of the Dawson Point Road-Robert Street system. This section of pipe is not currently functioning as intended and needs to be re-laid. The re-laying of this section of pipe is a condition to approval of the consent application for the creation of the building lots and must be completed, at the cost of the developer, prior to finalization of the consent.

A site grading plan was included with the complete application package to ensure stormwater is managed appropriately when the lots are developed. The conditions of approval of the consent application require the registration of an agreement on title to the building lots giving effect to the site grading plan.

#### *1.6.7 Transportation Systems*

*1.6.7.2 Efficient use shall be made of existing and planned infrastructure, including through the use of transportation demand management strategies, where feasible.*

The building lots front on Paddon Crescent which is an existing municipally maintained year-round public road. Access to the retained property would require the extension of Bateson Street, however no development is being proposed for the retained property at this time.

## 2.0 *Wise Use and Management of Resources*

### 2.1 *Natural Heritage*

#### 2.1.5 *Development and site alteration shall not be permitted in:*

- a) *significant wetlands in the Canadian Shield north of Ecoregions 5E, 6E and 7E;*
- b) *significant woodlands in Ecoregions 6E and 7E (excluding islands in Lake Huron and the St. Marys River);*
- c) *significant valleylands in Ecoregions 6E and 7E(excluding islands in Lake Huron and the St. Marys River);*
- d) *significant wildlife habitat;*
- e) *significant areas of natural and scientific interest; and*
- f) *coastal wetlands in Ecoregions 5E, 6E and 7E that are not subject to policy 2.1.4(b)*

#### 2.1.7 *Development and site alteration shall not be permitted in habitat of endangered species and threatened species, except in accordance with provincial and federal requirements.*

#### 2.1.8 *Development and site alteration shall not be permitted on adjacent lands to the natural heritage features and areas identified in policies 2.1.4, 2.1.5, and 2.1.6 unless the ecological function of the adjacent lands has been evaluated and it has been determined that there will be no negative impacts on the natural features or on their ecological functions.*

The agricultural property to the east of the retained portion was the subject of an environmental impact assessment in 2012 to support a proposed plan of subdivision on that property. The environmental impact assessment identified the presence of two species at risk on the property, however the site was not identified as significant wildlife habitat. Based on PPS policy 2.1.8, an assessment of adjacent lands is only required for significant wildlife habitat and not for habitat of endangered and threatened species, as policy 2.1.7 is not included in the adjacent lands assessment requirement of policy 2.1.8.

The building lots have a total area of just over 2,318m<sup>2</sup> (0.57 acres), which represents 18% of the area of the entire property. The property is located directly adjacent to an existing residentially-developed subdivision and appears to be disturbed with fill and used as a pathway for non-vehicular travel between the subdivision and Highway 65 East (based on aerial imagery observation). The limited area of property between the Highway and Paddon Crescent, and the location of the property within the existing subdivision suggest that the disturbance of the property could be such that it would not be ideal habitat for wildlife. This consideration, together with the areas of surrounding property that could be suitable wildlife habitat, lead to the determination that an environmental impact assessment was not required for this proposal.

Based on the above information it is my opinion that the proposed development demonstrates consistency with the 2014 PPS.

### **Growth Plan for Northern Ontario**

The Growth Plan for Northern Ontario was developed under the Places to Grow Act to ensure greater growth occurs in an economically and environmentally sustainable manner.

A review of the Growth Plan for Northern Ontario confirms that the proposed development does not conflict with any of the Growth Plan policies.

## City of Temiskaming Shores Official Plan

The property is designated Residential Neighbourhood in the City of Temiskaming Shores Official Plan.

### 3. Housing and Growth Management

#### 3.3 Objectives

To facilitate measures for residential intensification.

#### 3.5 Targets

The intent of the Official Plan is to provide an adequate supply of land to accommodate an appropriate range and mix of employment opportunities, and a range of housing types and densities designed to meet the City's population, housing and employment projections. The following targets and range of permitted uses are illustrated as part of the policy direction of the Plan:



Location	Target for Housing Densities		
	Low	Medium	High
New Liskeard	70-80%	5-10%	15-20%
Dymond	80-90%	10-20%	0%
Haileybury	70-80%	5-10%	15-20%

Range of Housing Types Permitted:	
Low Density	<ul style="list-style-type: none"> <li>Single detached</li> <li>2-unit (duplex, semi-detached)</li> </ul>
Medium Density	<ul style="list-style-type: none"> <li>Tri-plex and 3 unit or more converted dwellings</li> <li>Town houses</li> <li>4 or more multiple unit dwellings</li> </ul>
High Density	<ul style="list-style-type: none"> <li>Apartments</li> </ul>

#### 3.7 Residential Intensification

The City will achieve the targets established in Section 3.5 for residential intensification within the settlement areas through one or more of the following measures:

3.7.2 Facilitating the development of vacant and/or underutilized lots and blocks within the developed settlement areas of New Liskeard and Haileybury.

3.7.8 Residential intensification shall consider the principles for urban design (see Section 4.9). Proposals for intensification should not cause unacceptable impacts on existing development. Consideration will be given to consistency in building height, building scale, housing densities, building setbacks, integration with the existing streetscape, traffic impacts, privacy in the use of adjacent properties, buffering, adequacy of infrastructure, off-street parking supply, availability of community facilities and preservation of heritage attributes.

The Official Plan policies anticipate and encourage residential intensification in developed areas to accommodate growth. The Official Plan also lists 2-unit dwellings, including semi-detached dwellings, as being a low-density residential use.

### 4. Community Development

#### 4.5 Residential Neighbourhood

4.5.1 The scope of permitted land uses may include low, medium and high density housing types (see Housing and Growth Management); special needs housing; public service facilities appropriate to and compatible with a residential neighbourhood such as schools, places of worship, libraries, daycare facilities; and infrastructure designed and scaled to service a residential neighbourhood. Neighbourhood serving commercial uses may be permitted where

*a need is established, the use is compatible, and the access road has sufficient capacity. Examples include a convenience store, and a dry cleaning outlet.*

The Residential Neighbourhood designation permits all types of housing, including low, medium and high density. The neighbourhood surrounding the subject property is composed primarily of single detached dwellings, and there are some multi-unit and semi-detached dwellings located along McKelvie Street further south in the neighbourhood, as well as an apartment building and a townhouse/apartment style building in the same area. The Official Plan considers semi-detached dwellings to be low-density residential uses.

## 5. Infrastructure and Public Service Facilities

### 5.6 Transportation

#### 5.6.1 Provincial Highways

- e. ...Where residential or other sensitive land uses are proposed within 100 metres of a provincial highway or 50 metres of a provincial highway right-of-way, noise and vibration studies in accordance with Environmental Noise Guideline NPC-300 may be required prior to considering whether development should be approved.*

The rear lot lines of the building lots are 43m (141') from the Highway 65 East right-of-way. There is existing development within the distances indicated in this policy and as such the noise and vibration study was not required for this application.

## 10. Natural Environment

### 10.5 Natural Heritage Features and Areas

*The following policies shall apply to natural heritage features and areas:*

#### 10.5.1 Natural heritage features and areas shall include:

- a. significant wetlands;*
- b. significant habitat of endangered species, threatened species, species at risk;*
- c. significant wildlife habitat;*
- d. fish habitat;*
- e. significant areas of natural and scientific interest.*

*10.5.5 Development shall not be permitted on adjacent lands to the natural heritage features and areas identified in Section 10.5.1 above unless the ecological function of the adjacent lands has been evaluated and it has been demonstrated that there will be no negative impacts on the natural features or on their ecological functions (see Section 10.11 for EIS requirements).*

The above policy is more restrictive than the policy provided in Section 2.1.8 of the PPS as described previously in this report. Although the PPS does permit planning authorities to prescribe more restrictive policies, the intention of Official Plan policy 10.5.5 was to mirror PPS policy 2.1.8, which does not require the assessment of adjacent lands to significant habitat of endangered species, threatened species, and species at risk. Based on this interpretation, as well as the considerations described in the Provincial Policy Statement section, an environmental impact assessment was not required for this proposal.

Based on the above information, it is my opinion that the proposed consent meets the intent of the City of Temiskaming Shores Official Plan.

## **Town of New Liskeard Zoning By-law 2233**

The subject land is currently zoned Development (DE) in the Town of New Liskeard Zoning By-law 2233. The purpose of the amendment is to rezone the building lots created through consent application B-2017-01(NL) to Medium Density Residential Exception (R3-E) to permit single detached and semi-detached residential uses on the building lots, and to recognize a reduced lot frontage and lot area for semi-detached dwelling houses on



the western-most and middle lots. The following table sets out the zoning by-law provisions for lot area and frontage for single detached and semi-detached dwelling houses in the R3 zone, as well as the frontage and area of the proposed severed properties:

	Zoning By-law requirement	Severed Property 1	Severed Property 2	Severed Property 3
Section 11(2)(a)(ii) Lot area, semi-detached dwelling house	780m <sup>2</sup>	680.76m <sup>2</sup>	719.15m <sup>2</sup>	915.97m <sup>2</sup>
Section 11(2)(a)(iii) Lot area, single family dwelling house, interior lot	550m <sup>2</sup>			
Section 11(2)(a)(iii) Lot area, single family dwelling house, corner lot	660m <sup>2</sup>			
Section 11(2)(b)(ii) Lot frontage, semi-detached dwelling house	21m	18m	19m	24.16m
Section 11(2)(b)(iii) Lot frontage, single family dwelling house, interior lot	15m			
Section 11(2)(b)(iii) Lot frontage, single family dwelling house, corner lot	18m			

Each of the proposed severed properties meet the zoning by-law requirements for single detached dwellings, however the western-most and middle lots do not meet the lot area or lot frontage requirements for semi-detached dwellings. The zoning by-law provides the following definition of “semi-detached dwelling house”:

*“means the whole of a dwelling house divided vertically by a common wall above finished grade into 2 separate dwelling units, each such dwelling unit having an independent entrance either directly from outside the building or through a common vestibule.”*

The purpose of the larger lot frontage and area requirements for semi-detached dwellings is to allow for a wider dwelling house to accommodate both units, to accommodate a driveway on both sides of the dwelling house, and accessory buildings for both units. Zoning standards in other municipalities were examined and it was determined that the reductions being required for the proposed development are in-keeping with the as-of-right permissions in other northern Ontario municipalities.

The adjacent neighbourhood is zoned Low Density Residential (R2) and the provisions for development in the R2 zone were compared with those of the proposed R3 zone. It is noted that the differences between these zones are primarily limited to the permitted residential uses and specific provisions related to residential uses with more than one unit. The table below provides a comparison of the R2 and R3 zone requirements:

Zone Provisions	R2 Zone Requirement	R3 Zone requirement
Dwelling houses per lot (maximum)	1 only	
Building area (maximum)	30%, provided that accessory uses shall not occupy more than 8% of the lot	(i) single-family dwelling house: 30%, provided that accessory uses shall not occupy more than 8% of the lot (ii) other: 35%, provided that accessory uses shall not occupy more than 8% of the lot
Building setback, front (minimum)	7.5m	
Building setback, flank (minimum)	3.8m	5.4m

Building setback, rear (minimum)	(i) main building: 7.5m (ii) accessory building: 0.5m	
Building setback, side (minimum)	(i) main building with attached private garage or carport: 1.2m (ii) main building without attached private garage or carport: 1.2m one side, 4.0m other side (iii) other accessory building: 1.2m	(i) main building with attached private garage or carport: 1.2m (ii) main building without attached private garage or carport: 1.2m one side, 4.0m other side (iii) dual garage: nil (iv) other accessory building: 1.2m
Building separation (minimum)	2.5m	
Building height (maximum)	(i) main building: 11m (ii) accessory buildings: 5m	
Dwelling unit area (minimum)	90m <sup>2</sup>	(i) duplex dwelling house: 74m <sup>2</sup> (ii) semi-detached dwelling house: 83m <sup>2</sup> (iii) single family dwelling house: 90m <sup>2</sup> (iv) triplex dwelling house: 50m <sup>2</sup> for a one bedroom dwelling unit plus 10m <sup>2</sup> for each additional bedroom (v) quadruplex dwelling house: 50m <sup>2</sup> for a one bedroom dwelling unit plus 10m <sup>2</sup> for each additional bedroom
Landscaping area (minimum)	30%	
Entrances per lot (maximum)	(no provision)	2
Entrance setback (minimum)	10m	
Entrance separation (minimum)	(no provision)	10m
Driveway setback (minimum)	(no provision)	(i) lot line bisecting a dual garage: nil (ii) other lot lines: 1.2m
Parking spaces (minimum)	(i) residential uses: 1 for each dwelling unit (ii) Non-Residential uses: the greater of 2 per lot or 1 for each 20m <sup>2</sup> of net floor area or portion thereof	(i) quadruplex dwelling house or triplex dwelling house: 2 for each dwelling unit (ii) other Residential uses: 1 for each dwelling unit (iii) Non-Residential uses: the greater of 2 per lot or 1 for each 20m <sup>2</sup> of net floor area or portion thereof
Parking space setback	No part of any parking space shall be located closer than: (i) 1.5m to any street line (ii) 1.2m to any other lot line	

The table above does not include the lot area and lot frontage requirements for the R2 and R3 zone as the R3 requirements are outlined in the first table in this section. The R2 requirements for frontage and area are the same as those for single detached dwelling houses in the R3 zone.

The subject property is adjacent to agricultural land and there are livestock facilities within 1km. Completion of a Minimum Distance Separation Calculation was not required for the Zoning By-law amendment application because the property is located within the Settlement Area Boundary and through previous guidance from the Ministry of Agriculture, Food and Rural Affairs (OMAFRA) it was determined that the application of MDS to lots within the Settlement Area Boundary is up to the discretion of the municipality.

The retained property is not subject to the zoning by-law amendment application and will retain the DE zoning.

### **Comments Received from the Agency Circulation and Public Notification Process**

The application was circulated to municipal departments, agencies, and the public. The following comments were received:

#### **Public Works Department**

(As an adjacent landowner, the Director of Public Works has declared a conflict of interest with this application. The below comments were provided by the Technical and Environmental Compliance Coordinator)

- ✓ *The subject land is serviced with Municipal water, sanitary and storm services within the street allowance. Individual lot services (or each dwelling unit) will have to be extended from the existing mains at the developer's expense.*
- ✓ *The subject property is fronted by a bituminous surfaced street, maintained on a year round basis. There are no sidewalks or curb and gutter along this street. Street lights are installed in this area.*
- ✓ *In response to the Engineers assessment of the sanitary sewer collection system in this area of the City, modifications will be required to the piping at the Dawson Point Road – McKelvie Ave intersection (re-laying of a section of sanitary sewer piping) to alleviate a possible system overload. Any costs associated with this work would be at the cost of the applicant or successor.*
- ✓ *Any additions or change to the current entrance onto the municipal street would require an Application for Entrance Permit be completed and submitted for review and approval prior to issuing of a Building Permit.*
- ✓ *The Public Works Department has no objections to this application provided that individual servicing is provided to each dwelling unit.*

**Chief Building Official** – *I have no issues with the severances but would mention that if semi-detached units are built with the possibility of ever being severed in the future, the party walls be constructed as “firewalls” to accommodate.*

**Fire Chief** – *I have no objections to the application.*

**Director of Recreation** – *I have no concerns in relation to Recreation Services.*

**Director of Corporate Services** – *Corporate Services has no concerns with this request.*

**City Manager** – *I have no concerns.*

**Clerk** – *The Clerk's Office has no objections to these applications.*

**Economic Development and Funding Application Coordinator** – *No concerns.*

**Tax Collector / Treasurer** – *I have no issues with the consent application.*

**Ministry of Transportation** – MTO provided comments based on the consent application that did not include the property north of 274 Paddon Crescent as part of the retained lands. These comments are included with the application package. MTO revised their comments and requested a condition be attached to approval of the consent application regarding the property north of 274 Paddon Crescent and these comments are also included with the application package.

**Public Comments:** Beth Plaunt, 435 Bateson Street: concerned with the development of semi-detached dwellings on the property as it does not fit with the composition of the neighbourhood. A copy of Ms. Plaunt's written comments are included in the application package. Ms. Plaunt also attended the public meeting and provided the same comments orally.

**Recommendation**

Based on the information presented in this report, in my opinion, the proposed Zoning By-law Amendment is consistent with the Provincial Policy Statement (2014); does not conflict with the Northern Ontario Growth Plan; complies with the City of Temiskaming Shores Official Plan; and represents good planning.

**It is therefore recommended that Council approve the Zoning By-law Amendment application.**

Respectfully submitted,

"Original signed by"

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Jennifer Pye  
Planner



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

**Application for Zoning By-Law Amendment  
Under Section 34 of the Planning Act**

Application to Amend the Zoning By-Law: \$750 + \$100 advertising fee + 13% HST = \$960.50

**PLEASE READ BEFORE COMPLETING THIS APPLICATION**

This application reflects the mandatory information that is prescribed in the Schedules to Ontario Regulation 545/06 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.**

**Please Print and Complete or (✓) Appropriate Box(es)**

OFFICE USE ONLY	
File No.:	<u>ZBA-2017-002(N4)</u>
Date Received:	<u>January 25, 2017</u>
Roll No.:	<u>5418-010-002-495.31</u>

**1. Owner Information**

Name of Owner: F.P.T. Holdings Ltd  
Mailing Address: P.O. Box 2409 , New Liskeard, ON, P0J 1P0  
Email Address: kpedersen@pedersenconstruction.ca Phone: 705-647-6223

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

Names and addresses of the holders of any mortgages, charges, or other encumbrances in respect of the subject land:

\_\_\_\_\_  
\_\_\_\_\_

**4. Location of the Subject Land**

Dymond     New Liskeard     Haileybury

Municipal Address

Legal Description

PT Broken Lot 10 Con 2 Dymond

Date the subject land was acquired but the current owner: 1992/10/02

**5. Property Information**

Lot Area: See attached

Road Frontage: \_\_\_\_\_

Water Frontage: \_\_\_\_\_

Lot Depth: \_\_\_\_\_

Lot Width \_\_\_\_\_

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

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

Length of time the existing uses of the subject land have continued: unknown

Existing uses of abutting properties:

North: Vacant East: Residential  
South: Residential West: Residential

**6. Property Access**

a. Type of access to the property

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

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

\_\_\_\_\_  
\_\_\_\_\_

**7. Property Servicing**

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

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

b. What type of sewage disposal is existing / 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 privately owned and operated individual or communal septic systems are proposed, and where development will produce more than 4,500 litres of effluent per day, 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: \_\_\_\_\_

c. How is storm drainage provided?

- Storm sewer
- Ditches
- Swales
- Other (specify): \_\_\_\_\_

**8. Planning Information**

Current Official Plan Designation(s): Residential Neighbourhood

Explain how the application conforms to the Official Plan: Residential Uses Are Permitted- Infill Vacant Lots

\_\_\_\_\_

\_\_\_\_\_

Current Zoning: DE



Requested Zoning (if applicable): R3

Reason why rezoning is being requested (if applicable): Three New Residential Lots

Is the subject land within an area where the municipality has predetermined the minimum and maximum density requirements or the minimum and maximum height requirements?

Yes  No

If yes, provide a statement of these requirements:

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Does this application propose to change the boundary of a settlement area?

Yes  No

If the requested amendment alters all or any part of the boundary of an area of settlement or establishes a new area of settlement, provide details of the current Official Plan policies or Official Plan Amendment dealing with the alteration or establishment of an area of settlement.

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Will this application remove land from a designated employment area?

Yes  No

If the requested amendment removes the subject land from an area of employment, provide details of the current Official Plan policies or Official Plan Amendment dealing with the removal of land from an area of employment.

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### 9. Proposed Use of Property

Proposed use(s) of the subject land (Check all that apply):

Residential  Commercial  Industrial

Institutional  Agricultural  Vacant

Mixed Use (Please state): \_\_\_\_\_

Other (Please state): \_\_\_\_\_

List all existing and proposed buildings and structures to be constructed on the property by completing the following table (If more than 5 buildings or structures please use separate page to provide description):

	<b>Building or Structure # 1</b>	<b>Building or Structure # 2</b>	<b>Building or Structure # 3</b>	<b>Building or Structure # 4</b>	<b>Building or Structure # 5</b>
Type or use of building or structure					
Height (m)					
Setback from front lot line (m)					
Setback from rear lot line (m)	N/A				
Setback from side lot line one side (m)					
Setback from side lot line - other side (m)					
Setback from shoreline (m)					
Dimensions (m) or floor area (m <sup>2</sup> )					
Year constructed					

Are any of the following uses or features on the subject land or within 500 m of the subject land, unless otherwise specified? Please check all that apply.

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

**10. Previous Applications**

Has the subject land ever been the subject of an application under the Act for approval of a plan of subdivision or for a consent?

Yes  No  Unknown

If yes:

File No.: \_\_\_\_\_ Status: \_\_\_\_\_

Has the subject land ever been the subject of an application for approval of a previous Official Plan or Zoning amendment?

Yes  No  Unknown

If yes:

File No.: \_\_\_\_\_ Status: \_\_\_\_\_

**11. Concurrent Applications**

Is the subject land currently the subject of any other planning applications (Plan of Subdivision, Consent, Minor Variance, Zoning By-law Amendment, Site Plan Control) at this time?

Yes       No

If yes: Consent

File No.: \_\_\_\_\_ Status: \_\_\_\_\_

File No.: \_\_\_\_\_ Status: \_\_\_\_\_

**12. Provincial Policies**

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

Yes       No

Consistent with PPS 2014

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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?

Does not conflict with Northern Ontario Growth Plan

\_\_\_\_\_  
\_\_\_\_\_

**13. 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):

1. Review of Sanitary Sewage and Water Supply Capacity \_\_\_\_\_
2. Lot Grading Plan \_\_\_\_\_
3. \_\_\_\_\_
4. \_\_\_\_\_
5. \_\_\_\_\_
6. \_\_\_\_\_

#### 14. Sketch

The application shall be accompanied by a site plan showing the following:

- The boundaries and dimensions of the subject land, the part that is intended to be severed and the part that is intended to be retained;
- The location, size and type of all existing and proposed buildings and structures on the subject land, indicating the distance of the buildings or structures from the front yard lot line, rear yard lot line and the side yard lot lines.
- The approximate location of all natural and artificial features (for example, buildings, railways, roads, watercourses, drainage ditches, banks of rivers or streams, wetlands, wooded areas, wells and septic tanks) that:
  - Are located on the subject land and on land that is adjacent to it, and
  - In the applicant's opinion, may affect the application
- The current uses of land adjacent to the subject land (E.g.: residential, agricultural, commercial, etc.);
- The location, width and name of any roads within or abutting the subject land, indicating whether it is an unopened road allowance, a public travelled road, a private road, or a right of way;
- If access to the subject land will be by water only, the location of the parking and boat docking facilities to be used;
- The location and nature of any easement affecting the subject land.

**15. Declaration and Authorizations**

**Agent Authorization**

I/We, authorize \_\_\_\_\_ N/A \_\_\_\_\_ 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*

\_\_\_\_\_  
*Signature of Owner*

\_\_\_\_\_  
*Date*

\_\_\_\_\_  
*Signature of Owner*

**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.

\_\_\_\_\_  
*Applicant Initial*

\_\_\_\_\_  
*Applicant Initial*

**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.

\_\_\_\_\_  
*Applicant Initial*

\_\_\_\_\_  
*Applicant Initial*

**Declaration of Applicant**

TO BE COMPLETED IN THE PRESENCE OF A COMISSIONER FOR TAKING AFFIDAVITS

I, Karl Pedersen of the City of Temiskaming Shores  
in the District of Temiskaming 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**

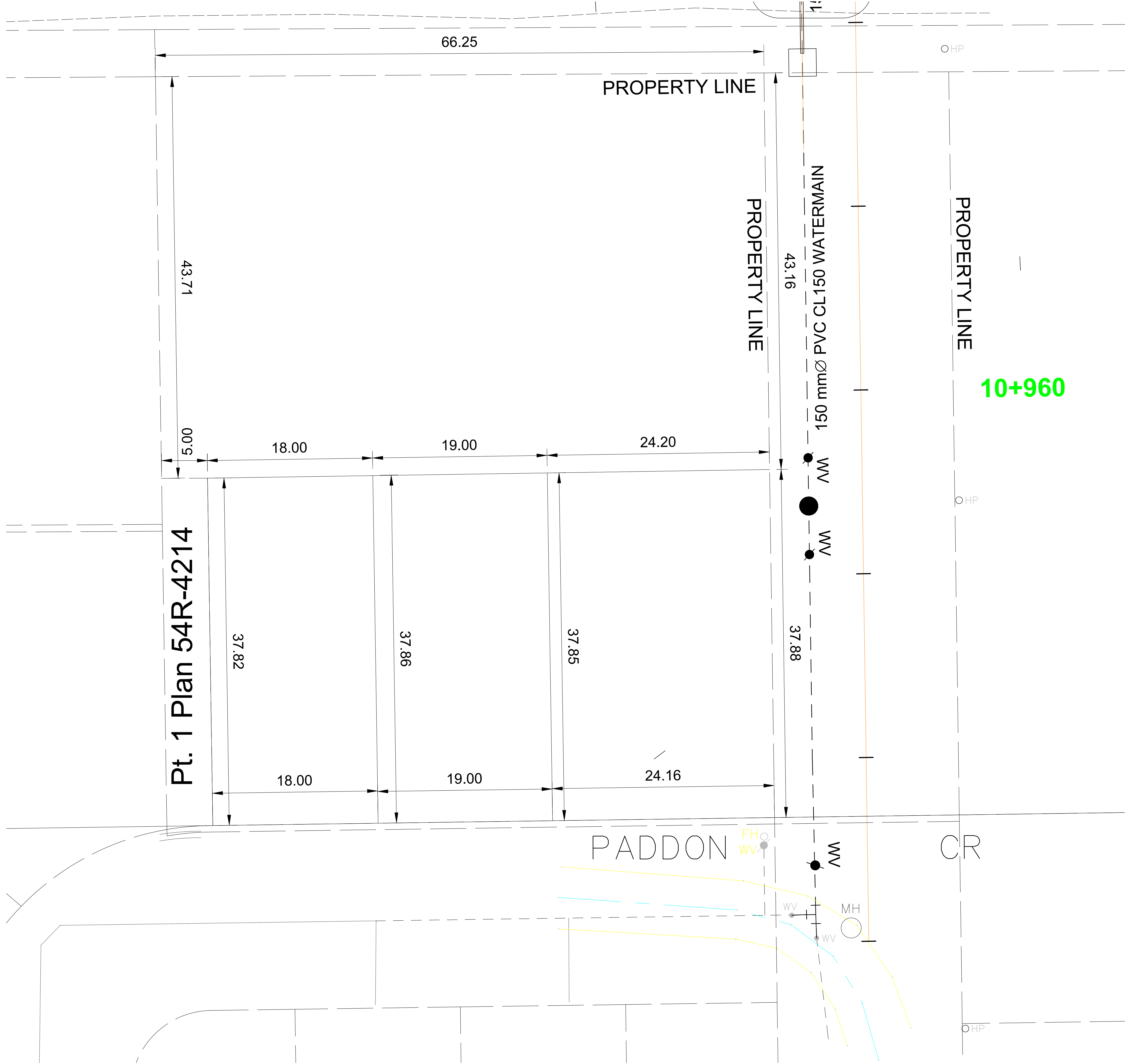
at the City of Temiskaming Shores

in the District of Temiskaming

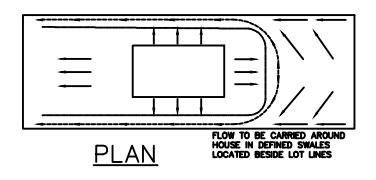
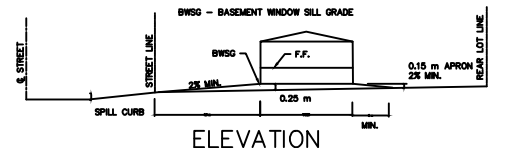
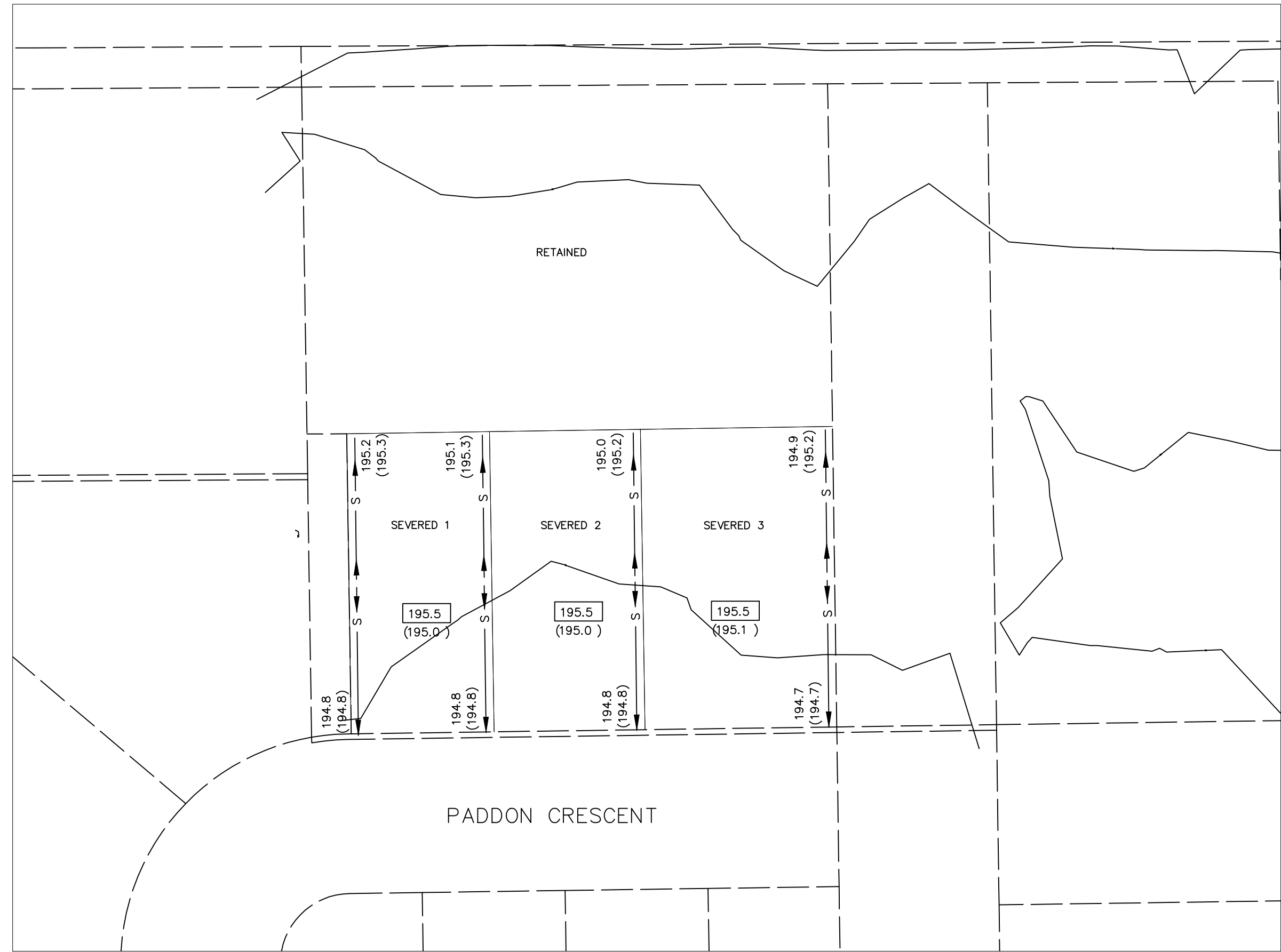
this 25th day of January, 20 17

  
\_\_\_\_\_  
*Signature of Applicant*

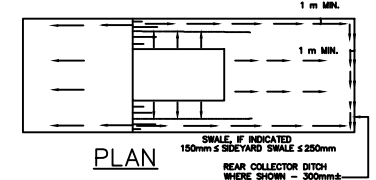
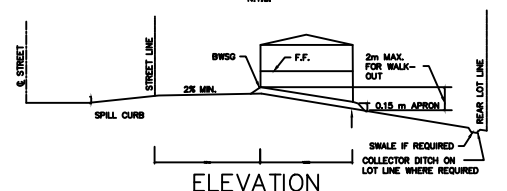
  
\_\_\_\_\_  
*A Commissioner for Taking Affidavits*  
**Heather Lynne Brazeau, a Commissioner,  
etc., Province of Ontario, for Pedersen  
Construction Inc. and Pedersen  
Construction (2013) Inc.  
Expires March 22, 2019.**



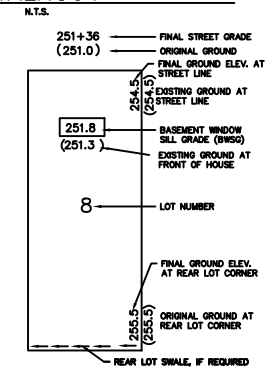




**TYPICAL FRONT LOT DRAINAGE**



**TYPICAL REAR LOT DRAINAGE OR WALKOUT**



SCALES	
N.T.S.	
DATE	SHEET NO.
JAN 2017	1

The City of Temiskaming Shores has received the following application to amend the Town of New Liskeard Zoning By-law 2233:

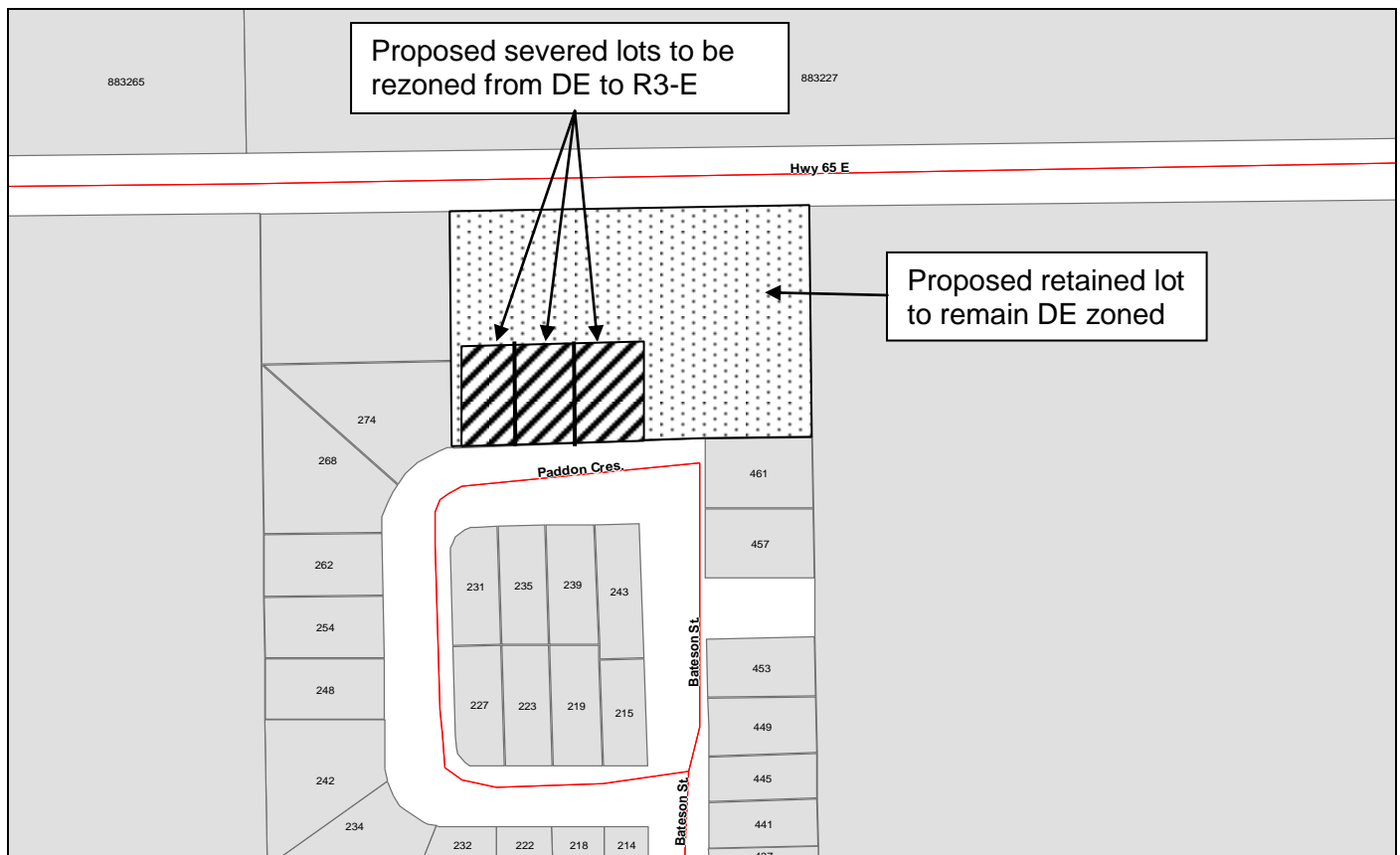
**File #:** ZBA-2017-02(NL)  
**Owner:** FPT Holdings Ltd.  
**Property:** Dymond Concession 2, Part of Broken Lot 10; Paddon Crescent

**A public hearing** will be held to consider the Zoning By-law Amendment application:

**Date:** Tuesday, February 21, 2017  
**Time:** 6:00 p.m.  
**Place:** Council Chambers at City Hall, 325 Farr Drive, Haileybury

**The application proposes to rezone a portion of the subject land from Development (DE) to Medium Density Residential Exception (R3-E)** to permit the development of single detached or semi-detached dwellings on each of three new building lots proposed through the concurrent consent to sever application. The purpose of the exception is to reduce specific requirements of the Zoning By-law, including minimum lot frontage, minimum lot area, and minimum side building setback to accommodate semi-detached dwellings.

The property is designated Residential Neighbourhood in the City of Temiskaming Shores Official Plan and is Zoned Development (DE) in the Town of New Liskeard Zoning By-law 2233. The property is also the subject of consent to sever application B-2017-01(NL).



**For more information** about this matter, including information about preserving your appeal rights, contact the undersigned.

**Dated** this 1<sup>st</sup> day of February, 2017.

Jennifer Pye  
Planner  
City of Temiskaming Shores  
325 Farr Drive  
PO Box 2050  
Haileybury, ON P0J 1K0  
Tel: 705-672-3363 ext. 4105  
Fax: 705-672-2911  
jpye@temiskamingshores.ca



January 24, 2017

Pedersen Construction (2013) Inc.  
177246 Bedard Rd.  
Temiskaming Shores, Ontario, P0J 1P0

Attention: Karl Pedersen

Re: Pedersen Construction, Lot Servicing Analysis  
Paddon Crescent

This servicing report dated January 24<sup>th</sup>, 2017 is for the above noted lots in the community of New Liskeard, in the Corporation of the City of Temiskaming Shores. This letter has been initiated by exp Services Inc, (**exp**) in response to a request by Karl Pedersen for **exp** to analyze the effects that the development of the proposed lots, located on the North end of Paddon Crescent, would have on the existing water and sanitary systems.



*Figure 1 - Proposed Development Site*

## Sanitary Servicing

The proposed development will consist of 3 lots. There is an existing sanitary sewer installed on Paddon Crescent, which eventually conveys the sewage to the Katherine Street sanitary lift station via the sanitary trunk sewer routed on Bateson Street, McKelvie Avenue, Dawson Point Road, Robert Street, and finally the easement along the shore of Lake Temiskaming.

Flow calculations were performed based on the existing sanitary pipes. It was determined that the existing pipes are of insufficient size in several areas to adequately handle the flows from the proposed development. These calculations are attached as Appendix A.

The sanitary sewer pipes that are undersized are located on Dawson Point Road, between McKelvie Street and Robert Street, and on Robert Street, between Lorne Avenue and Elm Avenue. The pipes that are overcapacity are shown in red on the figure below.

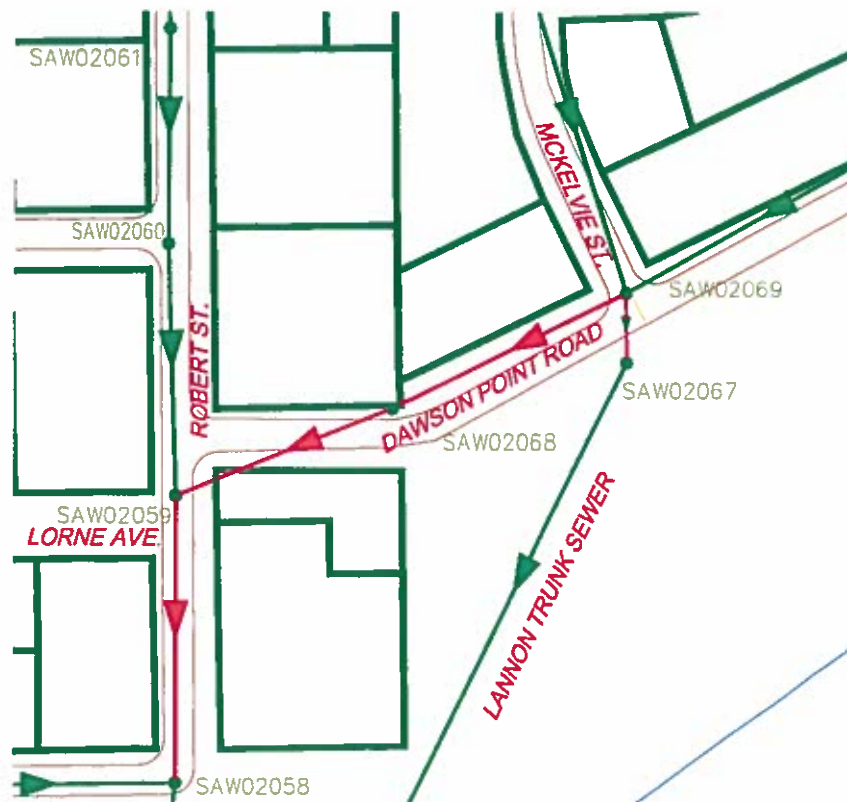


Figure 2 – Existing Sanitary Sewer Layout

## Water Supply and Distribution

The proposed subdivision will draw water from the New Liskeard-Dymond water distribution system. The New Liskeard and Dymond water distribution systems have been recently connected and currently services New Liskeard and Dymond.

In reference to Municipal Drinking Water License (number: 218-103) the New Liskeard - Dymond distribution system has a rated capacity of 7,865 m<sup>3</sup>/day. The projected maximum day flow requirement for the New Liskeard - Dymond water distribution system was estimated to be 6,430 m<sup>3</sup>/day (estimated as part of the exp project number NWL-01401014 New Liskeard – Dymond Water Linking Project); this leaves excess capacity of 1,435 m<sup>3</sup>/day available. Using the sewage flows noted above, the additional theoretical water demand generated in average conditions by the proposed development (3 lots) is estimated to be 13.8 m<sup>3</sup>/day. During maximum daily usage periods, the demand generated by the proposed development is estimated to be 25.1 m<sup>3</sup>/day, which equates to a total estimated maximum daily water demand for the New Liskeard - Dymond system of 6,455 m<sup>3</sup>/day, leaving excess capacity of 1,410 m<sup>3</sup>/day.

The proposed development will be serviced by the existing watermain located on Paddon Crescent. Theoretical watermain pressure was calculated for this area to be a minimum of 60 psi under normal operating conditions. This operating pressure was calculated as part of the water model generated by exp during the design of the New Liskeard – Dymond water linking project. The Ministry of the Environment requires that distribution systems be designed such that operating pressures fall no lower than 40 psi under average day conditions (MOE, 2008). The water model also estimates that the area of the development will have adequate fire flow, with a residual pressure of approximately 50 psi. The Ministry of the Environment requires that distribution systems be designed such that residual pressures fall no lower than 20 psi under fire demands in conjunction with maximum day consumption rates (MOE, 2008).

In conclusion, the water servicing to the lots are adequate. The sanitary servicing is adequate with the exception of the run on Dawson Point Road between the intersection of Dawson Point Road and McKelvie Street, and the intersection of Dawson Point Road and Robert Street. The Robert Street sanitary sewer is also undersized, however, its replacement is scheduled to occur in the summer of 2017, with a properly sized pipe. It should be noted that the Lannon Trunk Sewer that connects to the existing sanitary sewer on Dawson Point Road at the intersection with McKelvie Street is designed to relieve any surcharge condition to a maximum of 30 L/s on the “choke points” identified. Development of the three lots on Paddon Crescent will not contribute significantly to the existing surcharge condition on Dawson Point Road, however it should be noted that surcharging may continue to occur.

Yours Truly,

exp Services Inc.

Per:

  
Terry Pascoe, B.Eng



Nolan Dombroski, P.Eng.

**THE CORPORATION OF  
THE CITY OF TEMISKAMING SHORES**

**Pedersen Construction (2013) Inc.  
Residential Lots Servicing Analysis**

**APPENDIX A  
Flow Calculations**



# SANITARY SEWER DESIGN CHECK SHEET

## CITY OF TEMISKAMING SHORES

Paddon Cres. Proposed Lots

### Sanitary Analysis

q = average daily per capita flow (L/cap.d)

l = Unit of peak extraneous flow (L/s/ha)

Q(p) = peak population flow (L/s)

Q(l) = peak extraneous flow (L/s)

Q(d) = peak design flow (L/s)

Peaking Factor:

$$M = 1 + 14 / (4 + (P/1000)^{0.5})$$

$$Q(p) = (P/1000)qM/86.4 \text{ (L/s)}$$

$$Q(l) = lA \text{ (L/s); where A = Area in hectares}$$

$$Q(d) = Q(p) + Q(l) \text{ (L/s)}$$

Manning Equation:

$$Qcap. = (D/1000)^2 \cdot 667 \cdot (S/100)^{0.5} / (3.211 \cdot n) \cdot 1000 \text{ (L/s)}$$

D: pipe size (mm)

S: slope (grade) of pipe (%)

n: roughness coefficient

January 23rd 2017

Exp Services Inc.

n=

0.017

Unit average daily flow (q): 325

L/cap.d (225-450 L/cap.d)

Unit extraneous flow (E): 0.28

L/s/ha (0.1-0.28L.s/ha site specific)

Street Name	Location		Inlet Flow										Pipe					
	From	To	Individual P (person)	Area (ha)	Accumulative P (person)	Area (ha)	Peaking Factor	Pop. Q(p) (L/s)	Extran. Q(e) (L/s)	Design Q(d) (L/s)	Inv start I <sub>s</sub> (mm)	Inv end I <sub>e</sub> (mm)	Length L (m)	Size D (mm)	Slope S (%)	Capacity Qcap. (L/s)	Velocity V (m/s)	Q(d)/Qcap
PADDON CRES	SAW02094	SAW02093	35	0.7885	35	0.7885	4.34	0.57	0.22	0.79	-	-	80	200	0.465	17.09	0.54	5%
BATESON ST.	SAW02093	SAW02082	7	0.17	42	0.96	4.33	0.68	0.27	0.95	-	-	41.50	200	0.383	15.51	0.49	6%
BATESON ST.	SAW02092	SAW02091	7	0.16	49	1.11	4.32	0.80	0.31	1.11	-	-	58.32	200	0.398	15.81	0.50	7%
PADDON CRES	SAW02094	SAW02095	24.5	0.83	24.5	0.83	4.37	0.40	0.23	0.64	-	-	98.50	200	0.385	15.55	0.49	4%
PADDON CRES	SAW02095	SAW02091	24.5	0.49	49	1.32	4.32	0.80	0.37	1.17	-	-	83.88	200	0.470	17.18	0.55	7%
BATESON ST.	SAW02091	SAW02088	31.5	0.51	129.5	2.95	4.21	2.05	0.83	2.88	-	-	83.52	200	0.392	15.69	0.50	18%
BATESON ST.	SAW02088	SAW02086	14	0.29	143.5	3.24	4.20	2.27	0.91	3.17	-	-	89.61	200	0.374	15.33	0.49	21%
BAKER AVE.	SAW02086	SAW02085	28	0.54	171.5	3.78	4.17	2.69	1.06	3.75	-	-	98.91	200	0.369	15.22	0.48	25%
MCKELVIE ST.	SAW02088	SAW02087	28	0.76	199.5	4.54	4.15	3.11	1.27	4.38	191.96	191.54	99.97	200	0.427	16.38	0.52	27%
MCKELVIE ST.	SAW02087	SAW02085	21	0.35	220.5	4.88	4.13	3.43	1.37	4.79	191.48	191.17	89.92	200	0.338	14.57	0.46	33%
MCKELVIE ST.	SAW02085	SAW02084	21	0.39	241.5	5.27	4.12	3.74	1.48	5.22	191.14	190.80	87.31	200	0.384	15.53	0.49	34%
MCKELVIE ST.	SAW02084	SAW02083	28	0.86	268.5	6.13	4.10	4.15	1.72	5.87	190.81	190.59	91.01	200	0.235	12.15	0.39	48%
MCKELVIE ST.	SAW02083	SAW02081	21	0.71	290.5	6.84	4.08	4.46	1.92	6.38	190.59	190.32	95.04	200	0.288	13.45	0.43	47%
BYAM AVE.	SAW02082	SAW02081	35	0.87	35	0.87	4.34	0.57	0.24	0.82	190.65	190.32	79.49	200	0.422	16.28	0.52	5%
MCKELVIE ST.	SAW02081	SAW02078	21	0.40	346.5	8.11	4.05	5.28	2.27	7.55	190.32	189.92	124.21	200	0.319	14.15	0.45	53%
HESSSEL AVE.	SAW02080	SAW02079	69	5.04	69	5.04	4.28	1.11	1.41	2.52	190.59	190.23	68.76	200	0.532	18.28	0.58	14%
HESSSEL AVE.	SAW02079	SAW02078	17.5	0.29	86.5	5.33	4.26	1.39	1.49	2.88	190.20	189.92	80.59	200	0.341	14.64	0.47	20%
HESSSEL AVE.	CAP	SAW02078	7	0.10	7	0.10	4.43	0.12	0.03	0.14	190.07	189.95	32.83	200	0.371	15.27	0.49	1%



# SANITARY SEWER DESIGN CHECK SHEET

## CITY OF TEMISKAMING SHORES

Paddon Cres. Proposed Lots

### Sanitary Analysis

q = average daily per capita flow (L/cap.d)

l = Unit of peak extraneous flow (L/s/ha)

Q(p) = peak population flow (L/s)

Q(l) = peak extraneous flow (L/s)

Q(d) = peak design flow (L/s)

n=

Unit average daily flow (q): 325

Unit extraneous flow (E): 0.28

0.017

L/cap.d (225-450 L/cap.d)

L/s/ha (0.1-0.28L.s/ha site specific)

January 23rd 2017

Exp Services Inc.

Peaking Factor:

$$M = 1 + 14 / (4 + (P / 1000) \times 0.5)$$

$$Q(p) = (P / 1000) \times q \times M / 86.4 \text{ (L/s)}$$

$$Q(l) = l \times A \text{ (L/s); where A = Area in hectares}$$

$$Q(d) = Q(p) + Q(l) \text{ (L/s)}$$

Manning Equation:

$$Qcap. = (D / 1000)^{2.667} \times (S / 100)^{0.5} / (3.211 \times n) \times 1000 \text{ (L/s)}$$

D: pipe size (mm)

S: slope (grade) of pipe (%)

n: roughness coefficient

Location		Inlet Flow										Pipe			
Street Name	From	To	Individual	Accumulative	Peaking	Pop.	Extran.	Design	Inv start	Inv end	Length	Size	Slope	Capacity	Velocity
	MH	MH	P (person)	Area (ha)	Factor	Q(p) (L/s)	Q(e) (L/s)	Q(d) (L/s)	I <sub>s</sub> (mm)	I <sub>e</sub> (mm)	L (m)	D (mm)	S (%)	Qcap. (L/s)	V (m/s)
MCKELVIE ST.	SAW02078	SAW02076	24.5	0.41		6.97	3.91	10.88	189.92	189.59	76.57	200	0.438	16.58	0.53
MCKELVIE ST.	SAW02076	SAW02074	14	0.22		7.17	3.97	11.14	189.56	188.96	49.77	200	1.200	27.45	0.87
HALIBURTON AVE.	SAW02075	SAW02074	7	0.12		0.12	0.03	0.15	189.24	188.96	70.48	200	0.400	15.85	0.50
MCKELVIE ST.	SAW02074	SAW02071	14	0.24		7.47	4.07	11.54	188.96	188.40	46.02	200	1.219	27.67	0.88
HAYNES CRES.	SAW02076	SAW02077	24.5	0.61		0.40	0.17	0.57	189.59	189.16	105.61	200	0.404	15.93	0.51
HAYNES CRES.	SAW02077	SAW02073	17.5	0.46		0.68	0.30	0.98	189.16	188.88	61.57	200	0.446	16.73	0.53
HAYNES CRES.	SAW02073	SAW02072	21	0.44		1.02	0.42	1.44	188.88	188.67	69.19	200	0.308	13.92	0.44
HAYNES CRES.	SAW02072	SAW02071	0	0.00		1.02	0.42	1.44	188.67	188.43	76.14	200	0.320	14.18	0.45
MCKELVIE ST.	SAW02071	SAW02069	21	0.42		8.65	4.61	13.26	188.34	181.05	97.08	200	7.504	68.65	2.19
DAWSON PT. ROAD	UNDEFINED	SAW02070	11.5	0.26		0.19	0.07	0.26	181.67	181.34	81.84	200	0.400	15.85	0.50
DAWSON PT. ROAD	SAW02070	SAW02069	21	0.31		0.53	0.16	0.69	181.24	180.98	106.37	200	0.250	12.53	0.40
DAWSON PT. ROAD	FPT SUBD.	SAW02069	109	5.50		1.74	1.54	3.28	181.24	180.98	106.37	200	0.280	13.26	0.42
DAWSON PT. ROAD	SAW02069	SAW02068	10.5	0.18		3.88	6.36	17.10	180.98	180.83	78.49	200	0.189	10.90	0.35
DAWSON PT. ROAD	SAW02068	SAW02059	3.5	0.07		3.88	6.38	17.17	180.83	180.62	74.68	200	0.270	13.03	0.41
ROBERT ST.	SAW02082	SAW02081	3.5	0.15		0.06	0.04	0.10	191.27	190.38	63.70	200	1.392	29.57	0.94
ROBERT ST.	SAW02081	SAW02060	21	0.53		0.40	0.19	0.59	190.38	189.29	65.84	200	1.657	32.26	1.03
ROBERT ST.	SAW02060	SAW02059	28	0.66		0.85	0.38	1.23	189.29	180.50	81.69	200	10.761	82.20	2.62

# SANITARY SEWER DESIGN CHECK SHEET

## CITY OF TEMISKAMING SHORES

January 23rd 2017

Exp Services Inc.

**Paddon Cres. Proposed Lots**      **Sanitary Analysis**

Unit average daily flow (q): 325      n= 0.017      L/cap.d (225-450 L/cap.d)

Unit extraneous flow (E): 0.28      L/s/ha (0.1-0.28L.s/ha site specific)

q = average daily per capita flow (L/cap.d)  
 l = Unit of peak extraneous flow (L/s/ha)  
 Q(p) = peak population flow (L/s)  
 Q(l) = peak extraneous flow (L/s)  
 Q(d) = peak design flow (L/s)

Peaking Factor:  
 $M = 1 + 14 / (4 + (P/1000)^{0.5})$   
 $Q(p) = (P/1000) * M / 86.4$  (L/s)  
 $Q(l) = l * A$  (L/s); where A = Area in hectares  
 $Q(d) = Q(p) + Q(l)$  (L/s)

Manning Equation:  
 $Q_{cap} = (D/1000)^2 * 2.667 * (S/100)^{0.5} * (3.211 * n)^{-1} * 1000$  (L/s)  
 D: pipe size (mm)  
 S: slope (grade) of pipe (%)  
 n: roughness coefficient

Location		Inlet Flow										Pipe								
		From	To	Individual P (person)	Area (ha)	Accumulative P (person)	Area (ha)	Peaking Factor M	Pop. Q(p) (L/s)	Extran. Q(e) (L/s)	Design Q(d) (L/s)	Inv start I <sub>s</sub> (mm)	Inv end I <sub>e</sub> (mm)	Length L (m)	Size D (mm)	Slope S (%)	Capacity Q <sub>cap</sub> (L/s)	Velocity V (m/s)	Q(d)/Q <sub>cap</sub>	
LORNE AVE.	MH	UNASSIGNED		17.5	0.25	17.5	0.25	4.39	0.29	0.07	0.36									
ROBERT ST.	SAW02059	SAW02058	24.5	0.57	833.5	24.95	3.85	12.07	6.99	19.06	180.50	180.16	85.22	200	0.408	16.00	0.51	1.9%		
LANNON TRUNK CONN.	SAW02058	SAW02057	24.5	0.57	858	25.52	3.84	12.40	7.15	19.54	180.19	179.27	16.06	200	5.709	59.88	1.91	33%		
LANNON TRUNK	SAW02057	SAW02056	0	0.00	858	25.52	3.84	12.40	7.15	19.54	179.25	178.97	167.64	300	0.165	30.05	0.43	65%		
LANNON TRUNK	SAW02056	SAW02055	0	0.00	858	25.52	3.84	12.40	7.15	19.54	178.97	178.61	154.84	300	0.230	35.46	0.50	55%		
LANNON TRUNK	SAW02055	SAW02054	0	0.00	858	25.52	3.84	12.40	7.15	19.54	178.61	178.57	41.35	300	0.111	24.57	0.35	80%		
LANNON TRUNK	SAW02054		0	0.00	858	25.52	3.84	12.40	7.15	19.54	178.57	178.25	17.40	300	1.822	99.74	1.41	20%		



**February 22, 2017**

**City of Temiskaming Shores,  
325 Farr Drive  
Haileybury, ON**

**Re: file ZBA-2017-02 (NL) and B-2017-01 (NL)**

**Last evening at the council meeting I voiced my concern re:the zoning by-law amendment application for Dymond Concession 2, part of broken lot 10, Paddon Crescent.**

**The property is designated residential neighbourhood on the official plan of Temiskaming Shores.**

**Presently the neighbourhood of Robert Street, Bateman Street and Paddon Crescent has only single family dwellings. The proposed development of semi-detached dwellings does not fit into the composition of the neighbourhood.**

**There should not be at this time exceptions to reduce specific requirements of the zoning by-law, including minimum lot frontage, minimum lot area and minimum side building setback to accommodate semi detached dwellings.**

**The “application for consent to sever” and the “application to amend the Town of New Liskeard Zoning by -law 2233” should not be accepted as presently submitted.**

**Thank you**

**Beth Plaunt**

**435 Bateson Street**

**New Liskeard, ON**

**705-647-6466**

*Beth Plaunt*

The Corporation of the City of Temiskaming Shores

By-law No. 2017-000

Being a by-law to enact a Zoning by-law Amendment to  
rezone property from Development (DE) to Medium  
Density Residential Exception 18 (RR-E18) in the Town  
of New Liskeard Zoning By-law 2233 Part of Dymond  
Con. 2 Pt. Lt. 10, Parcel 4223SST  
Roll No. 54 18 010 002 495.02

**Whereas** pursuant to the provisions of Section 34 of the Planning Act, R.S.O. 1990 c.P. 13, as amended, the Council of a Municipality may enact by-laws to authorize the use of land, buildings or structures for any purpose set out therein that is otherwise prohibited;

**And whereas** By-law No. 2233 regulates the use of land and the use and erection of buildings and structures within the Town of New Liskeard, now the City of Temiskaming Shores;

**And whereas** Council considered Administrative Report No. CGP-005-2017 at the Regular Council meeting held on March 7, 2017 and directed staff to prepare the necessary by-law to amend the Town of New Liskeard Zoning By-law No. 2233 to change the zoning on the property from Development (DE) to Medium Density Residential Exception 18 (R3-E18);

**Now therefore** the Council of the Corporation of the City of Temiskaming Shores enacts as follows:

1. **Schedule Changes**

- a) Schedule "A" of By-law No. 2233, as amended, is hereby further amended by rezoning part of Dymond Concession 2 Part of Lot 10 Parcel 4223SST, as shown on Schedule "A" to this By-law, from the Development (DE) Zone to the Medium Density Residential Exception 18 (R3-E18) Zone.

2. **Text Changes**

- a) Section 7 is hereby amended by adding the following new subsection:

USES PERMITTED IN THE R3-E18 ZONE:

No person shall within any R3-E18 zone use any lot or erect, alter or use any building or structure for any purpose except one or more of the following R3-E18 uses, namely:

(a) RESIDENTIAL USES:

- A single family dwelling house;
- A semi-detached dwelling house.

(b) NON-RESIDENTIAL USES:

A home occupation;  
A home profession.

ZONE PROVISIONS FOR THE R3-E18 ZONE:

No person shall within any R3-E18 zone use any lot or erect, alter or use any building or structure unless such lot is served by a public water system and a sanitary sewer system and except in accordance with Section 7(2), unless otherwise provided herein:

(a) LOT AREA (minima):

(ii) Semi-detached dwelling house - 680m<sup>2</sup>

(b) LOT FRONTAGE (minima):

(ii) Semi-detached dwelling house - 18m

3. That all other provisions of By-law No. 2233 shall continue to apply.
4. That the passing of this by-law shall be subject to the provisions of the *Planning Act*.
5. 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 21<sup>st</sup> day of March, 2017.

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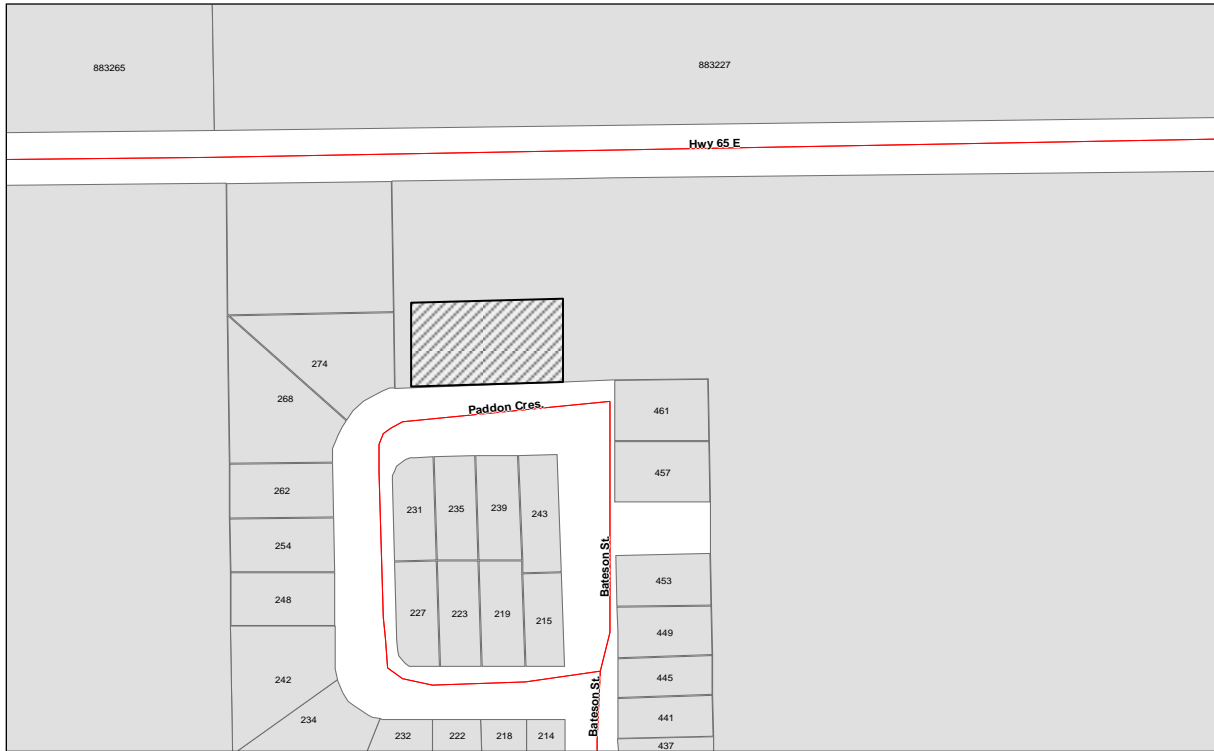
Mayor – Carman Kidd

---

Clerk – David B. Treen

Schedule "A" to By-law 2017-000

City of Temiskaming Shores



Rezoned from Development (DE) to Medium Density Residential Exception 18 (R3-E18)

# **Memo**

**To:** Mayor and Council  
**From:** Laura-Lee MacLeod, Treasurer  
**Date:** March 7, 2017  
**Subject:** OILC Loan Application(s) – View St. Complex - Fleet

---

Mayor and Council:

Resolution No. 2016-610 adopting the 2017 Capital Budget was passed on December 6, 2016 which included borrowing for fleet replacements (\$773,000). Resolution No. 2017-038 directing the Treasurer to proceed with an application for the purchase of the KBR View Street Building was passed on February 7, 2017 (\$660,000).

The total anticipated borrowing for these projects will be approximately \$1,433,000. The Ontario Infrastructure and Lands Corporation (OILC) interest rates are very competitive.

One of the components of the application process is a by-law authorizing the submission of an application to OILC for temporary and long-term borrowing through the issuance of debentures.

Upon notice of a successful application the funds will be available to draw upon for the payment of the expenditures of the various capital works. Once the projects are completed or reach substantial completion, a debenture will be requested at which time a debenture by-law will be required.

The Treasurer respectfully requests that Council consider the following recommendations:

1. That Council for the City of Temiskaming Shores acknowledges receipt of Memo No. 008-2017-CS;
2. That Council directs the Treasurer to proceed with the application(s) to OILC for capital works as approved in Resolutions No. 2016-610 (fleet) and No. 2017-038 (View Street Complex); and
3. That Council directs the Treasurer to proceed with other applicable by-laws as per the OILC program being a funding agreement and debenture(s) as required upon the completion or substantial completion of the approved capital works.

Prepared by:

Reviewed and approved by:

Reviewed and submitted for  
Council's consideration by:

“Original signed by”

“Original signed by”

“Original signed by”

\_\_\_\_\_  
Laura Lee MacLeod  
Treasurer

\_\_\_\_\_  
Kelly Conlin  
Director of Corporate Services (A)

\_\_\_\_\_  
Christopher W. Oslund  
City Manager

# Memo

**To:** Mayor and Council  
**From:** Laura-Lee MacLeod, Treasurer  
**Date:** March 7, 2017  
**Subject:** Unfinanced Capital (Dymond Industrial Park)

---

Mayor and Council:

As of December 31, 2016, the City had unfinanced capital in the amount of \$1,351,035. \$700,528 relating to the Dymond Industrial Park, \$351,840 for Solid Waste Implementation Project and \$298,667 for the purchase of 2 accessible buses.

The Solid Waste Implementation Project is anticipated to be fully financed by 2019 with the \$35 annual bin fees and Waste Diversion Ontario funding.

The 2 Accessible Buses are anticipated to be fully financed by 2018 utilizing Provincial Gas Tax funds in addition to the Transit Financial Plan.

The Dymond Industrial Park was to be financed by land sales in the industrial park, unfortunately these land sales have not been at the level anticipated. Currently we are transferring all land lease payments received during the fiscal year (approx. \$67,860) to offset these unfinanced expenditures. The City is also transferring any land sales completed during the year to these costs. In 2016, \$80,700 in land sales were generated.

Based on the premise that it will take approximately 14 years utilizing the land leases, as they are a revenue stream that is generated by by-laws/agreements, staff brought the issue forth to the Corporate Services committee on February 2, 2017 to discuss.

The recommendation from the Treasurer, in consultation with the City Manager, was to clear the Dymond Industrial Park unfinanced capital expenditures by utilizing the City's working funds reserve. As at December 31, 2016, prior to the completion of the 2016 audit, the working funds reserve has a balance of \$1,154,872.

The City's net financial position will not be affected by clearing the unfinanced capital utilizing the working funds reserves as it is a book entry reducing an asset and reducing a liability.

The Corporate Services committee passed Recommendation CS-2017-007 which reads as follows:

*Be it resolved that The Corporate Services committee hereby recommends paying off the outstanding unfinanced capital utilizing the working capital reserve.*

It is recommended that Council directs the Treasurer to pay off the unfinanced capital expenditures relating to the Dymond Industrial Park by utilizing the City's working fund reserves as part of the 2016 audit process.

Prepared by:

Reviewed and approved by:

Reviewed and submitted for  
Council's consideration by:

"Original signed by"

"Original signed by"

"Original signed by"

\_\_\_\_\_  
Laura Lee MacLeod  
Treasurer

\_\_\_\_\_  
Kelly Conlin  
Director of Corporate Services (A)

\_\_\_\_\_  
Christopher W. Oslund  
City Manager





**Corporate Services**  
010-2017-CS

## Memo

**To:** Mayor and Council  
**From:** David B. Treen, Municipal Clerk  
**Date:** March 7, 2017  
**Subject:** Amendment to By-law No. 2016-144 (FedNor) Canada 150 Funding for  
Temiskaming Shores Public Library – New Liskeard Branch  
**Attachments:** Industry Canada – Amendment No. 1

---

Mayor and Council:

Council considered Memo No. 023-2016-PW at the September 6, 2016 Regular Council meeting resulting in the entering into By-law No. 2016-144 being a funding agreement with Industry Canada (FedNor) under the Canada 150 Community Infrastructure Program for upgrades to the Temiskaming Shores Library – New Liskeard Branch.

Attached hereto is Amendment No. 1 from Industry Canada (FedNor) amending the above noted agreement.

It is recommended that Council direct staff to prepare the necessary by-law to amend By-law No. 2016-144 “Canada 150 Community Infrastructure Program” upgrades to the Temiskaming Shores Library - New Liskeard Branch for consideration at the February 21, 2017 Regular Council meeting.

Prepared by:

Reviewed by:

Reviewed and submitted for  
Council’s consideration by:

“Original signed by”

“Original signed by”

“Original signed by”

\_\_\_\_\_  
David B. Treen  
Municipal Clerk

\_\_\_\_\_  
Kelly Conlin  
Dir. Corporate Services (A)

\_\_\_\_\_  
Christopher W. Oslund  
City Manager



Industry Canada

FedNor

19 Lisgar Street  
Suite 307  
Sudbury, Ontario  
P3E 3L4

Industrie Canada

FedNor

19, rue Lisgar  
Bureau 307  
Sudbury (Ontario)  
P3E 3L4

RECEIVED  
MAR 01 2017

FEB 24 2017

Project Number: 839-510952

Mr. Carmen Kidd  
Mayor  
The Corporation of the City of Temiskaming Shores  
325 Farr Drive, PO Box 2050  
Haileybury ON P0J1K0

Dear Mayor Kidd:

**Re: Improvements to the New Liskeard branch of the  
Temiskaming Shores Public Library - CIP 150  
Amendment Number: 1**

As a result of your email dated January 30, 2017, FedNor is prepared to amend our Contribution agreement of August 12, 2016 as follows:

Delete: ANNEX 1 STATEMENT OF WORK

**INDUSTRY CANADA / FEDNOR CONTRIBUTION BY FISCAL YEAR**

2016/2017	2017/2018	TOTAL
\$50,000	\$50,000	\$100,000

Substitute: ANNEX 1 STATEMENT OF WORK

**INDUSTRY CANADA / FEDNOR CONTRIBUTION BY FISCAL YEAR**

2016/2017	2017/2018	TOTAL
\$17,644	\$82,356	\$100,000

All other terms and conditions of our Contribution agreement remain unchanged.

This amendment is open for acceptance for a period of 30 days following the date on the first page, after which it will be null and void. This amendment shall be effective the date the duplicate copy of this amendment, unconditionally accepted and duly executed by the Recipient, is received by FedNor.

If further information is required, please contact Mr. Gerry Spooner toll-free at 1-877-333-6673 ext. 0424 or 705-840-0424 in our North Bay office.

Yours sincerely,

Aime J. Dimatteo  
Director General  
FedNor

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

**Project Number: 839-510952**

**Amendment Number: 1**

The foregoing is hereby accepted this \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

Per: \_\_\_\_\_  
Signature of Recipient

\_\_\_\_\_  
Title

Per: \_\_\_\_\_  
Signature of Recipient

\_\_\_\_\_  
Title

**Subject:** Pipeline Agreements with Union  
Gas - Dymond Industrial Park

**Report No.:** CS-017-2017  
**Agenda Date:** March 7, 2017

---

### **Attachments**

- Appendix 01:** Location of Work
- Appendix 02:** Maintenance Dig Agreement
- Appendix 03:** Easement Agreement

### **Recommendations**

It is recommended:

1. That Council for the City of Temiskaming Shores acknowledges receipt of Administrative Report CS-017-2017;
2. That Council directs staff to prepare the necessary by-laws to enter into Maintenance Dig Agreements with Union Gas to permit the installation and/or ongoing maintenance of a natural gas pipeline for consideration at the March 7, 2017 Regular Council meeting; and
3. That Council directs staff to prepare the necessary by-laws to enter into Pipeline Easement Agreements with Union Gas being Part 1 on Plan 54R-4328 and Part 3 on Plan 54R-4239 respectively for the use and operation of a natural gas pipeline for consideration at the March 7, 2017 Regular Council meeting.

### **Background**

Mr. Derek Hewitt, Land Agent with Union Gas Limited contacted the City through the Clerk's Office outlining that Union Gas is proposing the maintenance and upgrading of certain natural gas pipelines adjacent to the Dymond Industrial Park. **Appendix 01 – Location of Work** illustrates the location of the pipeline and general maintenance and/or upgrading to be performed by Union Gas.

Union Gas is seeking to enter into Maintenance Dig Agreements (MDA) in order to occupy municipal lands adjacent to the pipeline for temporary access purposes. There are two MDA's for consideration by the City; one for each of the municipally owned lands shown on Appendix 01. Union Gas intends to also execute MDA's for those privately owned lands adjacent to the pipeline.

Union Gas, as part of their upgrades, is proposing to replace a portion of the existing gas line within the limits of replacement generally shown in Appendix 01. Although there is an existing Easement for the current pipeline, Union Gas's corporate policy requires a new Easement for the replacement portion.

**Analysis:**

The proposed MDA and Easement documents were circulated to the various internal departments with no concerns being raised. The MDA's have an automatic termination date of December 31, 2018 with an extending right to enter onto the subject lands the following year to complete any restoration, if required. An example MDA is attached as **Appendix 02 – Maintenance Dig Agreement**.

**Appendix 03 – Easement Agreement** is required for both of these municipally owned lands for the proposed replacement pipeline.

It is recommended that Council enter into these agreements with Union Gas to allow them to properly maintain and upgrade their infrastructure.

**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

Both the Municipal Dig Agreements provide a compensation of \$2,500/agreement.

Both the Easement Agreements provide for a compensation of \$500/easement. Therefore the execution of these agreements will result in compensation totalling \$6,000.

Staffing implications related to this matter are limited to normal administrative functions and duties.

**Submission**

Prepared by:

Reviewed by:

Reviewed and submitted for Council's consideration by:

"Original signed by"

"Original signed by"

"Original signed by"

\_\_\_\_\_  
 David B. Treen  
 Municipal Clerk

\_\_\_\_\_  
 Kelly Conlin  
 Director of Corp. Services (A)

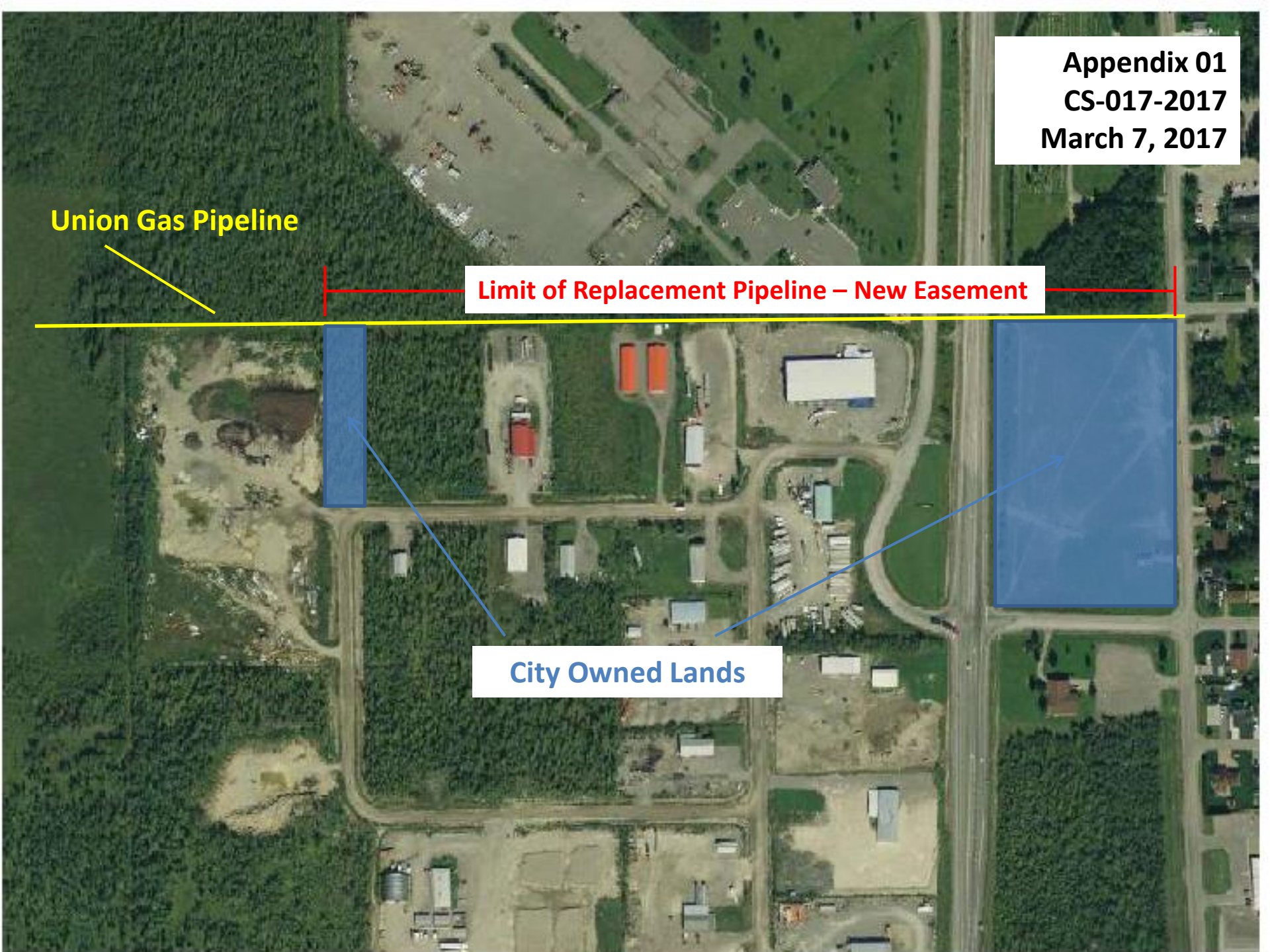
\_\_\_\_\_  
 Christopher W. Oslund  
 City Manager



**Union Gas Pipeline**

**Limit of Replacement Pipeline – New Easement**

**City Owned Lands**





<b>For Internal Use Only</b>
<b>Lands File No.</b>
<b>Cheque No.:</b>
<b>Project: New Liskeard Class Loc.</b>
<b>Acct No.:</b>
<b>HST #:</b>

**MAINTENANCE DIG AGREEMENT**

(the "Agreement")

DATED this            day of                            2017

Between    **THE CORPORATION OF THE CITY OF TEMISKAMING SHORES**  
(herein called the "Owner")

and

**UNION GAS LIMITED**  
(herein called the "Company")

Whereas the Owner is the owner of certain lands legally described as PT N 1/2 LT 6 CON 1 DYMOND PT 1, 2 & 3 54R2594, EXCEPT PT 1 TO 10 54R2769, PT 3, 6 TO 16 54R3296, PT 1, 2, 3, 4, 5, 6, 7, 8, 10, 12 & 13 54R3480, PT 1, 2 & 5 54R4239, PT 3, 4 & 9 54R4314 & PTS 1 & 2 54R4314; SUBJECT TO AN EASEMENT IN FAVOUR OF PT 1 54R5687 AS IN DT40426 CITY OF TEMISKAMING SHORES being PIN 61335-0435(LT) (the 'Lands') as per the Geowarehouse PIN printout attached hereto as APPENDIX 'A'.

And Whereas the Owner, or their predecessor in title, had previously granted an easement to the Company over a portion of the Lands, registered as Instrument Number n/a (the 'Easement') for the purpose of, including but not limited to, the installation and ongoing maintenance of a natural gas pipeline; (the 'Pipeline')

And Whereas the Company requires access to the Pipeline to undertake various maintenance activities and in order to carry out these activities requires temporary land rights in addition to the land rights set out in the Easement over the Lands;

And Whereas the Owner has agreed to grant the Company these additional rights upon the following terms and conditions:

Now therefore in consideration of Five Hundred-----00/100 Dollars (\$500.00) payable by the Company to the Owner within thirty (30) days of signing this Agreement, the Owner hereby grants to the Company its servants, agents, employees, contractors and sub-contractors and those engaged in its and their business, the right on foot and/or with vehicles supplies, machinery and equipment at any time and from time to time during the term of this Agreement to enter upon, use and occupy a portion of the Lands, more particularly shown on the Drawing attached hereto as APPENDIX 'B' and forming part of this Agreement, for any purpose incidental to, or that the Company may require in conjunction with, the maintenance activities by or on behalf of the Company of the Pipeline, and appurtenances on the Easement including, without limiting the generality of the foregoing, the right to make temporary openings in any fence, to remove any other object therein or thereon interfering with the free and full enjoyment of the right hereby granted and further including the right of surveying and placing, storing, levelling and removing earth, dirt, fill, stone, debris of all kinds, pipe, supplies, equipment, vehicles and machinery and of movement of vehicles, machinery and equipment of all kinds. The Company confirms that this Agreement is granted upon the following understandings.

- a) The rights hereby granted terminate on the 31st day of December 2018 with an extending right to enter unto the subject lands the following year to complete any restoration, if required.
- b) The Company shall make to the person entitled thereto due compensation for any damages resulting from the exercise of the right hereby granted, more specifically attached hereto as APPENDIX 'C'.
- c) As soon as reasonably possible after the construction, the Company at its own expense will level the said lands, remove all debris there from and in all respects, restore the said lands to their former state so far as is reasonably possible, save and except for items in respect of which compensation is due under paragraph (b) and the Company will also restore any gates and fences interfered with around, (if applicable) the said lands as closely as reasonably possible to the condition in which they existed immediately prior to such interference by the Company.
- d) i) The Company represents that it is registered for the purposes of the Harmonized Goods and Services Tax (hereinafter called "HST") in accordance with the applicable provisions in that regard and pursuant to the Excise Tax Act, (R.S.C., 1985, c. E-15), (hereinafter called "Excise Tax Act"), as amended.
- ii) The Company covenants to deliver a Statutory Declaration, Undertaking and Indemnity confirming its HST registration number, which shall be conclusive evidence of such HST registration, and shall preclude the Transferor from collection of HST from the Transferee.
- iii) The Company shall undertake to self-assess the HST payable in respect of this transaction pursuant to subparagraphs 221(2) and 228(4) of the Excise Tax Act, and to remit and file a return in respect of HST owing as required under the said Act for the reporting period in which the HST in this transaction became payable.
- iv) The Company shall indemnify and save harmless the Owner from and against any and all claims, liabilities, penalties, interest, costs and other legal expenses incurred, directly or indirectly, in connection with the assessment of HST payable in respect of the transaction contemplated by this Agreement. The Company's obligations under this Clause shall survive this Agreement.

e) It is further agreed that the Company shall assume all liability and obligations for any and all loss, damage or injury, (including death) to persons or property that would not have happened but for this Agreement or anything done or maintained by the Company hereunder or intended so to be and the Company shall at all times indemnify and save harmless the Owner from and against all such loss, damage or injury and all actions, suits, proceedings, costs, charges, damages, expenses, claims or demands arising there from or connected therewith provided that the Company shall not be liable under the Paragraph to the extent to which such loss, damage or injury is caused or contributed to by the gross negligence or wilful misconduct of the Owner.

The Owner and the Company hereby agree to perform the covenants on its part herein contained.

THE CORPORATION OF THE CITY OF TEMISKAMING SHORES

\_\_\_\_\_  
Name & Title:

I have authority to bind the Corporation

\_\_\_\_\_  
Name & Title:

I have authority to bind the Corporation

Mailing Address: 325 Farr Drive, PO Box 2050, Haileybury, ON P0J 1K0  
Property Address: Brazeau Blvd., New Liskeard  
Telephone: 705.672.3363

UNION GAS LIMITED

\_\_\_\_\_  
Merv Weishar  
Senior Land Specialist

I have authority to bind the Corporation

Tenant Farmer (if applicable)

\_\_\_\_\_  
Name  
Address:  
Telephone Number:

\_\_\_\_\_  
Current/Proposed Crop

I, the Owner hereby Authorize Union Gas Limited to pay the tenant farmer directly the total amount of \$ \_\_\_\_\_ for appropriate crop loss damages.

Signed this \_\_\_\_\_ day of \_\_\_\_\_ 2017.



# Appendix "A"



PARCEL REGISTER (ABBREVIATED) FOR PROPERTY IDENTIFIER

PAGE 1 OF 1

PREPARED FOR UNION GAS HL  
ON 2016/11/16 AT 15:16:08

LAND  
REGISTRY  
OFFICE #54

61335-0435 (LT)

\* CERTIFIED IN ACCORDANCE WITH THE LAND TITLES ACT \* SUBJECT TO RESERVATIONS IN CROWN GRANT \*

**PROPERTY DESCRIPTION:** PT N 1/2 LT 6 CON 1 DYMOND PT 1, 2 & 3 54R2594, EXCEPT PT 1 TO 10 54R2769, PT 3, 6 TO 16 54R3296, PT 1, 2, 3, 4, 5, 6, 7, 8, 10, 12 & 13 54R3480, PT 1, 2 & 5 54R4239, PT 3, 4 & 9 54R4314 & PCS 1 & 2 54R4314;; SUBJECT TO AN EASEMENT IN FAVOUR OF PT 1 54R5687 AS IN DP40426; CITY OF TEMISKAMING SHORES

**PROPERTY REMARKS:** CROWN GRANT SEE TD30377.

**ESTATE/QUALIFIER:** RECENTLY:  
**FEE SIMPLE ABSOLUTE** DIVISION FROM 61335-0429

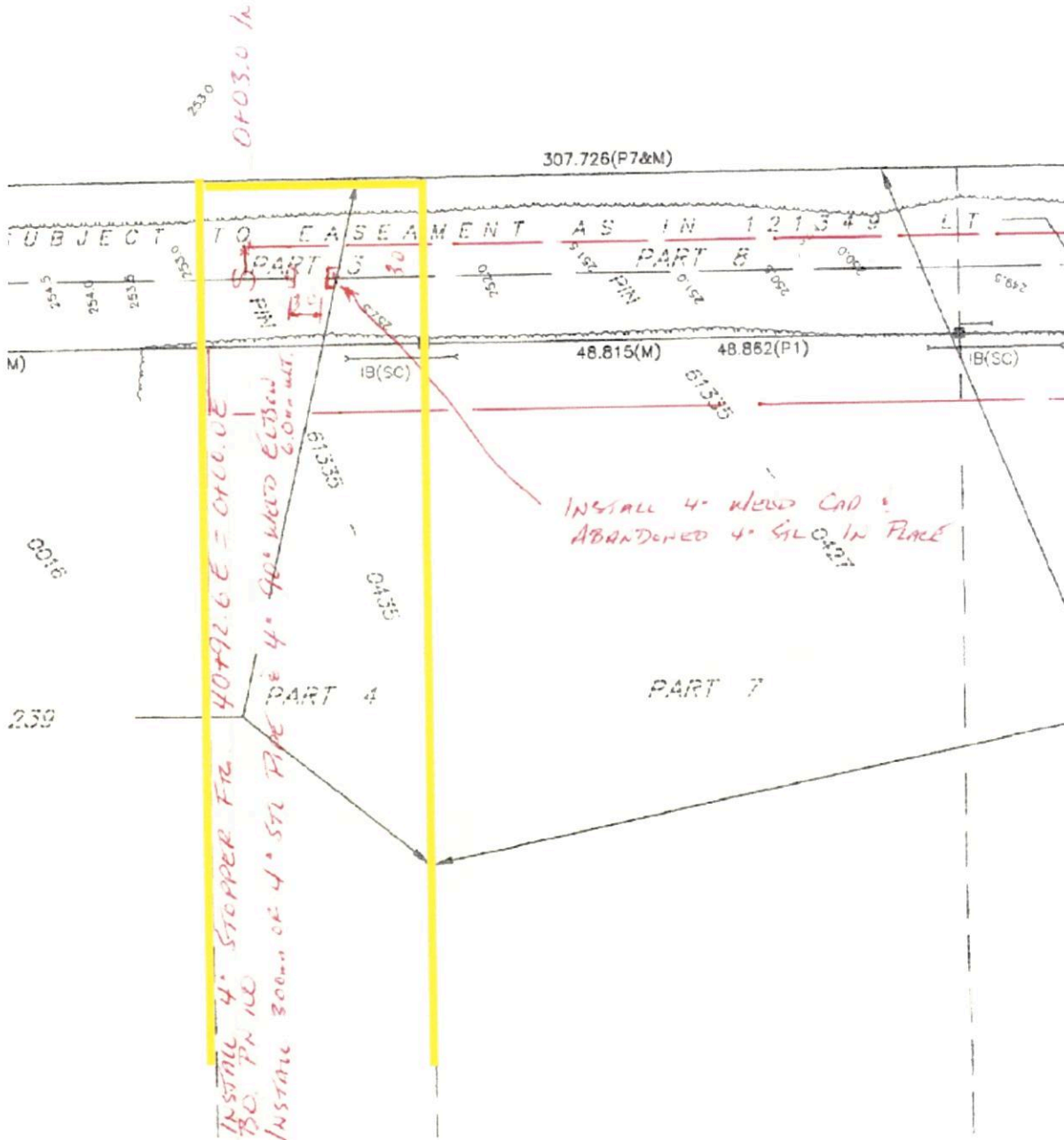
**OWNERS' NAMES:** CAPACITY SHARE  
THE CORPORATION OF THE CITY OF TEMISKAMING SHORES RCWN

RIN CREATION DATE:  
2015/07/21

REG. NUM.	DATE	INSTRUMENT TYPE	AMOUNT	PARTIES FROM	PARTIES TO	CERT/CHKD
<b>** PRINTOUT INCLUDES ALL DOCUMENT TYPES AND DELETED INSTRUMENTS SINCE: 2015/07/21 **</b>						
54R2594	1983/06/06	PLAN REFERENCE				C
LT226791	1983/09/13	TRANSFER			THE CORPORATION OF THE TOWNSHIP OF DYMOND	C
54R3296	1988/11/23	PLAN REFERENCE				C
54R3480	1990/02/07	PLAN REFERENCE				C
54R3509	1990/05/18	PLAN REFERENCE				C
54R4239	1995/05/10	PLAN REFERENCE				C
54R4314	1996/07/25	PLAN REFERENCE				C
LT311988	2000/10/23	NOTICE OF LEASE			TRI-TOWN SNO TRAVELLERS	C
DT22407	2009/12/18	APL CH NAME OWNER		THE CORPORATION OF THE TOWNSHIP OF DYMOND	THE CORPORATION OF THE CITY OF TEMISKAMING SHORES	C
54R5687	2013/03/27	PLAN REFERENCE				C
DT40426	2013/05/21	TRANSFER EASEMENT	\$32,000	THE CORPORATION OF THE CITY OF TEMISKAMING SHORES	2225342 ONTARIO INC.	C

NOTE: ACQUIRING PROPERTIES SHOULD BE INVESTIGATED TO ASCERTAIN DESCRIPTIVE INCONSISTENCIES, IF ANY, WITH DESCRIPTION REPRESENTED FOR THIS PROPERTY.  
NOTE: ENSURE THAT YOUR PRINTOUT STATES THE TOTAL NUMBER OF PAGES AND THAT YOU HAVE PICKED THEM ALL UP.

# Appendix "B"



**APPENDIX 'C'**

**MAINTENANCE DIG AGREEMENT COMPENSATION**

**AGRICULTURAL LANDS:**

**On Easement Activities -**

One Time Crop Loss Payment Per Acre

Note: Disturbed crop area will be measured following maintenance clean-up activities.

(Damage payment will be based upon the actual disturbed crop area.)

Minimum half acre payment will be applied. (Actual is 0 acres)

\$ -

**Off Easement Activities -**

Base fee of \$1,000 per acre and First Year Crop Loss per acre.

Minimum half acre payment will be applied. (Actual is 0 acres)

\$ -

Sub Total \$ -

<b>EXPLANATION OF CROP LOSS PAYMENTS</b>	
One-Time Crop Loss Payment Per Acre	
First Year Crop Loss @ 100%	\$ 960.00
Second Year Crop Loss @ 75%	\$ 720.00
Third Year Crop Loss @ 50%	\$ 480.00
Sub total	<u>\$ 2,160.00</u>
One-Time Crop Loss is based upon a gross annual average return of \$960.00/acre, with the value determined taking into account a three year crop rotation of wheat, soya beans & corn.	
NOTE: Specialty crops will be assessed independently	
Allowance for additional fertilizer; stone picking; disturbance and Inconvenience	<u>\$ 500.00</u>
Total One-Time Crop Loss Payment Per Acre	<u><u>\$ 2,660.00</u></u>

**NON-AGRICULTURAL LANDS:**

**On Easement Activities -** Area will be returned to it's pre-existing condition as reasonably possible.

Damages only

\$ -

**Off Easement Activities -** Access, Temporary Land Use

Base fee of \$1,000 per month x term

2 \$ 2,000.00

Sub Total \$ 2,000.00

Total Payment Due \$ 2,000.00

Owner Acceptance

\_\_\_\_\_

Date: \_\_\_\_\_

Site Specific Comments/Notes:

## PIPELINE EASEMENT

(Hereinafter called the "Easement")

Between **THE CORPORATION OF THE CITY OF TEMISKAMING SHORES**  
(hereinafter called the "Transferor")

and

**UNION GAS LIMITED**  
(hereinafter called the "Transferee")

This is an Easement in Gross.

WHEREAS the Transferor is the owner in fee simple of those lands and premises more particularly described as:

**PIN:** 61335-0435(LT)

**Legal Description:** PT N 1/2 LT 6 CON 1 DYMOND PT 1, 2 & 3 54R2594, EXCEPT PT 1 TO 10 54R2769, PT 3, 6 TO 16 54R3296, PT 1, 2, 3, 4, 5, 6, 7, 8, 10, 12 & 13 54R3480, PT 1, 2 & 5 54R4239, PT 3, 4 & 9 54R4314 & PTS 1 & 2 54R4314; SUBJECT TO AN EASEMENT IN FAVOUR OF PT 1 54R5687 AS IN DT40426 CITY OF TEMISKAMING SHORES

(hereinafter called the "Transferor's Lands").

The Transferor does hereby GRANT, CONVEY, TRANSFER AND CONFIRM unto the Transferee, its successors and assigns, to be used and enjoyed as appurtenant to all or any part of the lands, the right, liberty, privilege and easement on, over, in, under and/or through a strip of the Transferor's Lands more particularly described as:

**BEING PART OF THE PIN:** 61335-0435(LT)

**Legal Description:** PT N 1/2 LT 6 CON 1 DYMOND, CITY OF TEMISKAMING SHORES; DISTRICT OF TIMISKAMING; DESIGNATED AS PART 3 ON PLAN 54R-4239

(hereinafter called the "Lands") to survey, lay, construct, maintain, brush, clear trees and vegetation, inspect, patrol, alter, remove, replace, reconstruct, repair, move, keep, use and/or operate one pipeline for the transmission of Pipeline quality natural gas as defined in The Ontario Energy Board Act S.O. 1998 (hereinafter called the "Pipeline") including therewith all such buried attachments, equipment and appliances for cathodic protection which the Transferee may deem necessary or convenient thereto, together with the right of ingress and egress at any and all times over and upon the Lands for its servants, agents, employees, those engaged in its business, contractors and subcontractors on foot and/or with vehicles, supplies, machinery and equipment for all purposes necessary or incidental to the exercise and enjoyment of the rights, liberty, privileges and easement hereby granted. The Parties hereto mutually covenant and agree each with the other as follows:

1. In Consideration of the sum of Five Hundred----- XX/100 Dollars (\$500.00 ) (hereinafter called the "Consideration"), which sum is payment in full for the rights and interest hereby granted and for the rights and interest, if any, acquired by the Transferee by expropriation, including in either or both cases payment in full for all such matters as injurious affection to remaining lands and the effect, if any, of registration on title of this document and where applicable, of the expropriation documents, subject to Clause 12 hereof to be paid by the Transferee to the Transferor within 90 days from the date of these presents or prior to the exercise by the Transferee of any of its rights hereunder other than the right to survey (whichever may be the earlier date), the rights, privileges and easement hereby granted shall continue in perpetuity or until the Transferee, with the express written consent of the Transferor, shall execute and deliver a surrender thereof. Prior to such surrender, the Transferee shall remove all debris as may have resulted from the Transferee's use of the Lands from the Lands and in all respects restore the Lands to its previous productivity and fertility so far as is reasonably possible , save and except for items in respect of which compensation is due under Clause 2, hereof. As part of the Transferee's obligation to restore the Lands upon surrender of its easement, the Transferee agrees at the option of the Transferor to remove the Pipeline from the Lands. The Transferee and the Transferor shall surrender the Easement and the Transferee shall remove the Pipeline at the Transferor's option where the Pipeline has been abandoned. The Pipeline shall be deemed to be abandoned where: (a) corrosion protection is no longer applied to the Pipeline, or, (b) the Pipeline becomes unfit for service in accordance with Ontario standards. The Transferee shall, within 60 days of either of these events occurring, provide the Transferor with notice of the event. Upon removal of the Pipeline and restoration of the Lands as required by this agreement, the Transferor shall release the Transferee from further obligations in respect of restoration.



2. The Transferee shall make to the Transferor (or the person or persons entitled thereto) due compensation for any damages to the Lands resulting from the exercise of any of the rights herein granted, and if the compensation is not agreed upon by the Transferee and the Transferor, it shall be determined by arbitration in the manner prescribed by the Expropriations Act, R.S.O. 1990, Chapter E-26 or any Act passed in amendment thereof or substitution thereof. Any gates, fences and tile drains curbs, gutters, asphalt paving, lockstone, patio tiles interfered with by the Transferee shall be restored by the Transferee at its expense as closely as reasonably possible to the condition and function in which they existed immediately prior to such interference by the Transferee and in the case of tile drains, such restoration shall be performed in accordance with good drainage practice and applicable government regulations.
3. The Pipeline (including attachments, equipment and appliances for cathodic protection but excluding valves, take-offs and fencing installed under Clause 9 hereof) shall be laid to such a depth that upon completion of installation it will not obstruct the natural surface run-off from the Lands nor ordinary cultivation of the Lands nor any tile drainage system existing in the Lands at the time of installation of the Pipeline nor any planned tile drainage system to be laid in the Lands in accordance with standard drainage practice, if the Transferee is given at least thirty (30) days notice of such planned system prior to the installation of the Pipeline. The Transferee agrees to make reasonable efforts to accommodate the planning and installation of future tile drainage systems following installation of the Pipeline so as not to obstruct or interfere with such tile installation. In the event there is a change in the use of all, or a portion of the Transferor Lands adjacent to the Lands which results in the pipeline no longer being in compliance with the pipeline design class location requirements, then the Transferee shall be responsible for any costs associated with any changes to the Pipeline required to ensure compliance with the class location requirements.
4. As soon as reasonably possible after the construction of the Pipeline, the Transferee shall level the Lands and unless otherwise agreed to by the Transferor, shall remove all debris as may have resulted from the Transferee's use of the Lands therefrom and in all respects restore the Lands to its previous productivity and fertility so far as is reasonably possible, save and except for items in respect of which compensation is due under Clause 2 hereof.
5. It is further agreed that the Transferee shall assume all liability and obligations for any and all loss, damage or injury, (including death) to persons or property that would not have happened but for this Easement or anything done or maintained by the Transferee hereunder or intended so to be and the Transferee shall at all times indemnify and save harmless the Transferor from and against all such loss, damage or injury and all actions, suits, proceedings, costs, charges, damages, expenses, claims or demands arising therefrom or connected therewith provided that the Transferee shall not be liable under the clause to the extent to which such loss, damage or injury is caused or contributed to by the gross negligence or wilful misconduct of the Transferor.
6. In the event that the Transferee fails to comply with any of the requirements set out in Clauses 2, 3, or 4 hereof within a reasonable time of the receipt of notice in writing from the Transferor setting forth the failure complained of, the Transferee shall compensate the Transferor (or the person or persons entitled thereto) for any damage, if any, necessarily resulting from such failure and the reasonable costs if any, incurred in the recovery of those damages.
7. Except in case of emergency, the Transferee shall not enter upon any of the Transferor's Lands, other than the Lands, without the consent of the Transferor. In case of emergency the right of entry upon the Transferor's Lands for ingress and egress to and from the Lands is hereby granted. The determination of what circumstances constitute an emergency, for purposes of this paragraph is within the absolute discretion of the Transferee, but is a situation in which the Transferee has a need to access the Pipeline in the public interest without notice to the Transferor, subject to the provisions of Clause 2 herein. The Transferee will, within 72 hours of entry upon such lands, advise the Transferor of the said emergency circumstances and thereafter provide a written report to Transferor with respect to the resolution of the emergency situation The Transferee shall restore the lands of the Transferor at its expense as closely as reasonably practicable to the condition in which they existed immediately prior to such interference by the Transferee and in the case of tile drains, such restoration shall be performed in accordance with good drainage practice.
8. The Transferor shall have the right to fully use and enjoy the Lands except for planting trees over the lesser of the Lands or a six (6) meter strip centered over the Pipeline, and except as may be necessary for any of the purposes hereby granted to the Transferee, provided that the Transferor shall not excavate, drill, install, erect or permit to be excavated, drilled, installed or erected in, on, over or through the Lands any pit, well, foundation, building, mobile homes or other structure or installation and the Transferor shall not deposit or store any flammable material, solid or liquid spoil,

refuse, waste or effluent on the Lands. Notwithstanding the foregoing the Transferee upon request shall consent to the Transferor erecting or repairing fences, hedges, pavement, lockstone constructing or repairing tile drains and domestic sewer pipes, water pipes, and utility pipes and constructing or repairing lanes, roads, driveways, pathways, and walks across, on and in the Lands or any portion or portions thereof, provided that before commencing any of the work referred to in this sentence the Transferor shall (a) give the Transferee at least (30) clear days notice in writing describing the work desired so as to enable the Transferee to evaluate and comment on the work proposed and to have a representative inspect the site and/or be present at any time or times during the performance of the work, (b) shall follow the instructions of such representative as to the performance of such work without damage to the Pipeline, (c) shall exercise a high degree of care in carrying out any such work and, (d) shall perform any such work in such a manner as not to endanger or damage the Pipeline as may be required by the Transferee.

9. The rights, privileges and easement herein granted shall include the right to install, keep, use, operate, service, maintain, repair, remove and/or replace in, on and above the Lands any valves and/or take-offs subject to additional agreements and to fence in such valves and/or take-offs and to keep same fenced in, but for this right the Transferee shall pay to the Transferor (or the person or persons entitled thereto) such additional compensation as may be agreed upon and in default of agreement as may be settled by arbitration under the provisions of The Ontario Energy Board Act, S.O. 1998, or any Act passed in amendment thereof or substitution therefore. The Transferee shall keep down weeds on any lands removed from cultivation by reason of locating any valves and/or take-offs in the Lands.
10. Notwithstanding any rule of law or equity and even though the Pipeline and its appurtenances may become annexed or affixed to the realty, title thereto shall nevertheless remain in the Transferee.
11. Neither this Agreement nor anything herein contained nor anything done hereunder shall affect or prejudice the Transferee's rights to acquire the Lands or any other portion or portions of the Transferor's lands under the provisions of The Ontario Energy Board Act, S.O. 1998, or any other laws, which rights the Transferee may exercise at its discretion in the event of the Transferor being unable or unwilling for any reason to perform this Agreement or give to the Transferee a clear and unencumbered title to the easement herein granted.
12. The Transferor covenants that he has the right to convey this Easement notwithstanding any act on his part, that he will execute such further assurances of this Easement as may be requisite and which the Transferee may at its expense prepare and that the Transferee, performing and observing the covenants and conditions on its part to be performed, shall have quiet possession and enjoyment of the rights, privileges and easement hereby granted. If it shall appear that at the date hereof the Transferor is not the sole owner of the Lands, this Easement shall nevertheless bind the Transferor to the full extent of his interest therein and shall also extend to any after-acquired interest, but all moneys payable hereunder shall be paid to the Transferor only in the proportion that his interest in the Lands bears to the entire interest therein.
13. In the event that the Transferee fails to pay the Consideration as hereinbefore provided, the Transferor shall have the right to declare this Easement cancelled after the expiration of 15 days from personal service upon the Manager, Land Services of the Transferee at its Executive Head Office in Chatham, Ontario, (or at such other point in Ontario as the Transferee may from time to time specify by notice in writing to the Transferor) of notice in writing of such default, unless during such 15 day period the Transferee shall pay the Consideration; upon failing to pay as aforesaid, the Transferee shall forthwith after the expiration of 15 days from the service of such notice execute and deliver to the Transferor at the expense of the Transferee, a valid and registrable release and discharge of this Easement.
14. All payments under these presents may be made either in cash or by cheque of the Transferee and may be made to the Transferor (or person or persons entitled thereto) either personally or by mail. All notices and mail sent pursuant to these presents shall be addressed to:

the Transferor at: P.O. Box 2050  
325 Farr Drive  
Haileybury, Ontario P0J 1K0

and to the Transferee at: Union Gas Limited  
P.O. Box 2001  
50 Keil Drive North  
Chatham, Ontario N7M 5M1  
Attention: Manager, Land Services

or to such other address in either case as the Transferor or the Transferee respectively may from time to time appoint in writing.

15. The rights, privileges and easement hereby granted are and shall be of the same force and effect as a covenant running with the Transferor's Land and this Easement, including all the covenants and conditions herein contained, shall extend to, be binding upon and inure to the benefit of the heirs, executors, administrators, successors and assigns of the Parties hereto respectively; and, wherever the singular or masculine is used it shall, where necessary, be construed as if the plural, or feminine or neuter had been used, as the case may be.

16. (a) The Transferee represents that it is registered for the purposes of the Harmonized Goods and Services Tax (hereinafter called "HST") in accordance with the applicable provisions in that regard and pursuant to the Excise Tax Act, (R.S.C., 1985, c. E-15), (hereinafter called "Excise Tax Act"), as amended.

(b) The Transferee covenants to deliver a Statutory Declaration, Undertaking and Indemnity confirming its HST registration number, which shall be conclusive evidence of such HST registration, and shall preclude the Transferor from collection of HST from the Transferee.

(c) The Transferee shall undertake to self-assess the HST payable in respect of this transaction pursuant to subparagraphs 221(2) and 228(4) of the Excise Tax Act, and to remit and file a return in respect of HST owing as required under the said Act for the reporting period in which the HST in this transaction became payable.

(d) The Transferee shall indemnify and save harmless the Transferor from and against any and all claims, liabilities, penalties, interest, costs and other legal expenses incurred, directly or indirectly, in connection with the assessment of HST payable in respect of the transaction contemplated by this Easement. The Transferee's obligations under this Clause shall survive this Easement.

17. The Transferor hereby acknowledges that this Easement will be registered electronically.

Dated this \_\_\_\_\_ day of March, 2017.

## THE CORPORATION OF THE CITY OF TEMISKAMING SHORES

\_\_\_\_\_  
Signature (Transferor)  
Carman Kidd, Mayor  
\_\_\_\_\_  
Print Name(s) (and position held if applicable)  
I have authority to bind the Corporation.  
\_\_\_\_\_  
325 Farr Dr., Haileybury, ON P0J 1K0  
\_\_\_\_\_  
Address (Transferor)

\_\_\_\_\_  
Signature (Transferor)  
David Treen, Municipal Clerk  
\_\_\_\_\_  
Print Name(s) (and position held if applicable)  
I have authority to bind the Corporation.  
\_\_\_\_\_  
325 Farr Dr., Haileybury, ON P0J 1K0  
\_\_\_\_\_  
Address (Transferor)

## UNION GAS LIMITED

\_\_\_\_\_  
Signature (Transferee)  
Mervyn Weishar, Senior Land Specialist  
\_\_\_\_\_  
Name & Title (Union Gas Limited)  
I have authority to bind the Corporation.  
\_\_\_\_\_  
519-436-4673  
\_\_\_\_\_  
Telephone Number (Union Gas Limited)

### Additional Information: (if applicable):

Property Address: Brazeau Blvd., New Liskeard, ON

HST Registration Number:

Municipality of Chatham-Kent

Province of Ontario

DECLARATION REQUIRED UNDER  
SECTION 50 (3) OF THE PLANNING  
ACT, R.S.O. 1990, as amended

I, Merv Weishar , of the Municipality of Chatham-Kent, in the Province of Ontario;

DO SOLEMNLY DECLARE THAT:

1. I am a Senior Land Specialist, Lands Department of Union Gas Limited, the Transferee in the attached Grant of Easement and as such have knowledge of the matters herein deposed to.
2. The use of or right in the land described in the said Grant of Easement being:

**PIN/Part of the PIN:** 61335-0435(LT)

**Legal Description:** PT N 1/2 LT 6 CON 1 DYMOND, CITY OF TEMISKAMING SHORES;  
DISTRICT OF TIMISKAMING; DESIGNATED AS PART 3 ON PLAN 54R-4239

acquired by Union Gas Limited for the purpose of a hydrocarbon line within the meaning of Part VI of the Ontario Energy Board Act, 1998.

AND I make this solemn declaration conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath, and by virtue of The Canada Evidence Act.

DECLARED before me at the )  
 )  
 Municipality of Chatham-Kent )  
 )  
 in the Province of Ontario ) \_\_\_\_\_  
 )  
 this \_\_\_\_ day of March, 2017 )

\_\_\_\_\_  
A Commissioner, etc.



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**Subject:** Information Technology – Enterprise  
Resource Planning (ERP)

**Report No.:** CS-018-2017  
**Agenda Date:** March 7, 2017

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### **Attachments**

**Appendix 01** – Quotation from Vadim Software

**Appendix 02** – Single/Sole Source Justification

### **Recommendation**

It is recommended:

1. That Council for the City of Temiskaming Shores acknowledges receipt of Administrative Report No. CS-018-2017;
2. That Council approves the addition of the Enterprise Resource Planning (ERP) software to the 2017 General Capital Budget program;
3. That Council approves the single sourcing of the purchase of the ERP to Vadim Computer Management Group LTD; and
4. That Council directs staff to purchase Enterprise Resource Planning (ERP) software from Vadim Computer Management Group LTD Software at a cost of \$98,183 plus applicable taxes.

### **Background**

The City's current financial software solution has been in place since pre-amalgamation. The software served the needs of the Municipality 15 years ago but has reached its end of life and is in need of urgent replacement. Vailtech no longer meets the needs of staff or taxpayers. The typical life of software is about 7 years.

The software is built off aged technology and can only run on Oracle/Java products that are difficult to support. Software vendors have adopted newer technologies and have moved support resources to cover technologies that will take them into the future, leaving the remaining few clients using this aged software with the bare minimum of support. As the software continues to age, the cost of annual maintenance from the vendor and the effort to support them internally will escalate exponentially.

Since the beginning of February the application has been crashing on staff making it difficult for staff to work on any of the accounting functions such as accounts payable, accounts receivable, taxation, electronic funds transfers, etc. and is also causing issues with customer service at the front counter.

On February 7, 2017, the issues were so severe the application was unable to recover impacting 3 full hours of staff processing and payments during tax season. IT Staff

worked through the night to recover the application and server for next business day operations.

### **Analysis**

Staff at all levels have agreed the best approach is not to invest in another specialized finance application but software that allows the City to use a system of integrated applications to manage most municipal functions and automate many back office functions related to self-service technology, services, finance, payroll and human resources.

This new approach will allow staff to replace the aging Vailtech application and leverage integrated software to increase customer service for ratepayers and create greater efficiencies across multiple departments.

Since the second quarter of 2015 staff have been researching and investigating alternative solutions to the aging Vailtech software knowing it was going beyond its life expectancy. Staff have reached out to Templesuite, United System Technology Inc. and Vadim to investigate alternative solutions. Templesuite did not respond to our inquiries, United System Technology Inc. provided us with demonstrations their Asyst and Keystone products and Vadim provided us with demonstration of their products, additional services offered and a comprehensive list of municipalities in the north that utilize their product as references.

After careful consideration of all options, staff have considered Vadim Computer Management Group LTD who have a solution available that meets all the current finance and payroll needs of the city with a solid foundation for future growth with applications designed for building permits, pets licenses, municipal ticketing including the ability to take online payments as the best option.

Staff from Information Technology, Finance and Human Resources have attended an in depth demonstration of the software components and capabilities for their departments and additional demos are on-going with other features specific to other departments

Staff have prepared the software solution as a 2018 Capital Project however with the current situation, poor customer service and failures, staff urge council to consider this project at this current time.

### **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 initial licensing for the software would have to be purchased at an upset of \$98,183 plus applicable taxes; this includes data transfers, configuration and on-site staff training.

There are funds included in the 2017 general operating budget that is intended for reserves.

Once full implementation of the product is in place the City will see annual contract cost savings of approximately \$26,000 plus applicable taxes with improved efficiencies and enhanced ratepayer customer service.

Section 10.10(ii) of By-law 2017-015, Procurement Policy, identifies Single/Sole Source purchasing. Staff has investigated the needs of the finance department and in consultation with the Director of Corporate Services and the City Manager have identified that there are improvements that they would like to see incorporated with an enhanced ERP software. Based on this Finance staff and the Information Technology Co-ordinator are recommending to single source the purchase of the ERP to Vadim Computer Management Group Ltd. in order to provide a product that fits current and future ERP needs of the City.

### **Alternatives**

Council could decide not to purchase the proposed software solution. This alternative is not being recommended. There will always be ongoing integration issues with Vailtech and additional increases to annual maintenance fees associated with Oracle products.

### **Submission**

Jointly prepared by:

and:

Reviewed by:

“Original signed by”

“Original signed by”

“Original signed by”

\_\_\_\_\_  
Laura-Lee MacLeod  
Treasurer

\_\_\_\_\_  
Bradley Hearn  
IT Administrator

\_\_\_\_\_  
Kelly Conlin  
Director of Corp. Services (A)

Submitted for Council’s  
consideration by:

“Original signed by”

\_\_\_\_\_  
Christopher W. Oslund  
City Manager



This quote prepared for Temiskaming Shores, Ontario.  
Date: Feb 24, 2017

Number of iCity Licenses: 13  
Number of iCity Reporting Licenses: 26

Product	Mar-17		
Software		Price	ARR
<u>Bunndled Pricing includes</u> General Ledger Accounts Payable Accounts Receivable <i>Purchasing</i> <i>Inventory</i> <i>Fixed Assets</i> <i>Maintenance Management</i> <i>iCtiy online Content Management</i> <i>iCity Online Req and PO Entry &amp; Approvals</i> <i>iCity Online AP</i> <i>iCity Online AR</i>			
Total bundle		\$ 25,000	\$ 5,000
<u>Add on modules</u> Property Tax iCity online Property Tax Cash Recipting iCity Reporting New - HR/Payroll New - iCity Online Time entry New - Pet License New - iCity Online Pet License		\$ 8,000 \$ 2,500 \$ 4,000 \$ - \$ 12,320 \$ - \$ 2,000 \$ -	\$ 1,600 \$ 800 \$ 500 \$ 1,350 \$ 2,464 \$ - \$ 400 \$ -
Total Add on software		\$ 28,820	\$ 7,114
<b>Total Software</b>		<b>\$ 53,820</b>	<b>\$ 12,114</b>
<b>Set up and Training Allocation</b>	<b>Set up</b>	<b>Training</b>	
General Ledger Accounts Payable (Band rec) Accounts Receivable iCity Online - CMS Property Tax Cash Receipting iCity Online - PT iCity Reporting HR/Payroll Pet License	0.5    1   0.5	3 2 1 0.5 4 1 1 1 4 1	
<b>Total labour (days)</b>	<b>2</b>	<b>18.5</b>	
<b>Professional Services Summary</b>	<b>Days</b>	<b>Rate</b>	<b>Total</b>
Pre Imp PM Installation Data conversion Set up Training	1 3 2 6 2 18.5	\$ 1,365 \$ 1,365 \$ 1,365 \$ 1,365 \$ 1,365 \$ 1,365	\$ 1,365 \$ 4,095 \$ 2,730 \$ 8,190 \$ 2,730 \$ 25,253
<b>Total Services</b>	<b>32.5</b>		<b>\$ 44,363</b>
<b>Total (software, services and ARR)</b>		<b>\$ 98,183</b>	<b>\$ 12,114</b>

Notes: This quote is valid for 90 days. All pricing in CAN dollars. This quote does not include travel expenses.

## Single /Sole Source Justification

Attach this completed form to requisitions when competitive bids are not solicited.

Requested Single/Sole Source Supplier:

Company Name: Vadim Computer Management Ltd.

Contact Name: Mike Curliss

Address: \_\_\_\_\_

City: \_\_\_\_\_ Prov: \_\_\_\_\_ Postal Code: \_\_\_\_\_

Phone Number: \_\_\_\_\_ E-mail: \_\_\_\_\_

<input type="checkbox"/> <b>Sole Source</b>	<input type="checkbox"/> <b>Single Source</b>	<input type="checkbox"/> <b>No Substitute</b>
(No other known source or the only source meeting specification requirements)	(Only the designated Supplier is acceptable, others may exist)	(Specified item is required due to uniqueness, research continuity, etc.)

**Description of Product or Service:**

Enterprise Resource Planning (ERP) software which incorporates components such as finance (general ledger, accounts payable, accounts receivable, property taxes, cash receipting, inventory, maintenance management, fixed assets, purchase orders), payroll, human resources, online capabilities for improved customer service and licencing. Capabilities to add additional modules.

**Estimated Cost: \$**

\$98,183 plus applicable taxes

**Complete the following checklist:**

A specific contractor is the only source of the required item because (check all that apply):

- The required items are **proprietary to the Contractor**
- A specific item is needed:
  - To be compatible or interchangeable with existing hardware;
  - As spare or replacement hardware;
  - For the repair or modification of existing hardware, or
  - For technical evaluation or test.
- There is a **substantial technical risk** in contracting with any other contractor (e.g. only one contractor has been successful to date in implementing a difficult manufacturing process.)
- For support services effort, there is no reasonable expectation that a meaningful cost or other improvement could be realized over the incumbent contractor's performance (e.g. the chances of another firm winning a competition are clearly remote).

Explain why the recommended company is the only company that can meet the requirement. Address the following: Are there any other companies who can do this job? What condition exists so that the recommended company has a significant advantage over any other company who can do this job?

It is important to sufficiently address the key reason for awarding an order without soliciting competitive bids. The rationale must be clear and convincing, avoiding generalities and unsupported conclusions.

Vadim:

Canadian based company (parent company Aptean), all info stays in Canada

Products are designed for municipal use only

External offsite backup daily – good for business continuity plan

User friendly and customizable to our needs

Links to current software such as Booking (facility rentals & program registrations)

Many of our northern neighbours utilize this program such as Timmins, North Bay, Kapuskasing, Hearst, Smooth Rock Falls, Iroquois Falls, Cochrane and Kirkland which provides an excellent reference group to tap into to

Enhanced software that allows the City to move forward with more than just an accounting based software that is currently in place

Improved components such as budgeting, reporting and cash receipting that will be more functional for use by non-accounting staff

Microsoft Intranet Services & Sequel Server based which provides a stable foundation for upgrades in the future

Web based product, upgrades are done at source with no disruption to staff

Rhea server will become surplus

Asyst/Keystone programs (USTI):

Desk top product, upgrades would have to be done individually on all user computers

Require Citrix server – had previously moved away from that requirements with our web logic

Vailtech upgrades

Citrix licencing would minimize our potential cost savings

Rhea, the current dedicated web logic (Vailtech) server would not be able to be utilized as a

Citrix server therefore a new server would be required to be purchased

Citrix does not integrate well with our other programs

Information Technology Co-ordinator is not certified to handle citrix software therefore training would be required to minimize additional support costs

Requested by: Laura-Lee MacLeod  
Department Head

March 1/17  
Date

Reviewed by:           *Callahan*            
City Manager

          *March 1, 2017*            
Date

Endorsed by: \_\_\_\_\_  
Council

\_\_\_\_\_  
Date

**Subject:** Disposal of Assets  
Fire Rescue Van

**Report No.:** CS-019-2017  
**Agenda Date:** March 7, 2017

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### Attachments

**Appendix 01:** Capital Budget Worksheet for New Rescue Van

### Recommendations

It is recommended:

1. That Council for the City of Temiskaming Shores acknowledges receipt of Administrative Report CS-019-2017;
2. That Council concurs with the decision of the Treasurer to sell the surplus Fire Rescue Van from Fire Station No. 1 to Mid-North Recycling for scrap value.

### Background

A new Fire Rescue Van was approved for Station No. 1 (Haileybury) during the 2016 Budget Process.

The new Fire Rescue Van was recently put into service and the old van was declared surplus to the City's needs.

The Manager of Physical Services directed the Fire Chief to solicit interest from neighbouring municipalities.

The Kenabeek Volunteer Fire Department expressed interest in acquiring the old Fire Rescue Van.

The Treasurer is responsible for the declaration and method of disposal of surplus municipal assets in accordance with the City's policy (By-law 2012-157, as amended)

Based on the justification used to support the purchase of a new Fire Rescue Van, the Treasurer decided that the surplus unit should be sold for scrap in order to eliminate any potential liability.

The Capital Project Sheet stated the following:

*“Haileybury Unit # 3 is a 1991 Ford Step Van. The truck was **converted** to a rescue truck, but the truck itself was not designed as a heavy rescue unit. Replacement of this truck needs to be a heavier chassis to accommodate the transportation of equipment and personnel. The truck also serves as a mobile air support unit for the department and **it is unsafe in wintery/windy conditions.**”*



Consideration was given to other means of disposal including donating it to other municipalities/agencies or selling it via public tender.

Given that the van was a conversion and deemed unsafe, the Treasurer was not comfortable recommending either of these methods of disposal.

**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

**Alternatives**

The Kenabeek Volunteer Fire Department contacted the Manager of Physical Assets, the Fire Chief and the Mayor and asked that Council reconsider the decision of the Treasurer.

Should Council decide to donate the old Fire Rescue Van to the Kenabeek Volunteer Fire Department, it is recommended that it be sold on an “as is, where is” basis with no warranties or guarantees and that full disclosure be provided relating to the safety concerns – i.e. not designed as a Fire Rescue Van, is unsafe if overloaded and in windy/wintery conditions – in an effort to limit the City’s exposure.

**Submission**

Prepared by:	Reviewed by:	Reviewed and submitted for Council’s consideration by:
“Original signed by”	“Original signed by”	“Original signed by”
_____	_____	_____
Laura-Lee MacLeod Treasurer	Kelly Conlin Director of Corporate Services (A)	Christopher W. Oslund City Manager

**CITY OF TEMISKAMING SHORES  
CAPITAL PROJECT DETAIL**

<b>PROJECT TITLE:</b>	Purchase of Command/Rescue Truck - Replacement of Unit #3
<b>DEPARTMENT:</b>	Fire and Emergency Management
<b>DIVISION:</b>	Suppression
<b>LOCATION:</b> (if applicable)	Haileybury Station
<b>BUDGET YEAR:</b>	2016
<b>MULTI-YEAR PROJECT:</b> (yes or no) <b>If YES, applicable years:</b>	
<b>TOTAL ESTIMATED COST:</b>	\$295,000 plus applicable taxes.

**DESCRIPTION:**

The purpose of the purchase of this new Command/Rescue Truck is to replace the current rescue truck, Unit #3. The replacement of this truck has been identified in the department's apparatus replacement plan, and as identified in the City's Fleet Replacement Plan.

**PROJECT JUSTIFICATION:**  
(need for project)

Hailleybury Unit #3 is a 1991 Ford Step Van. The truck was converted to a rescue truck, but the truck itself was not designed as a heavy rescue unit. Replacement of this truck needs to be a heavier chassis to accommodate the transportation of equipment and personel. The truck also serves as a mobile air support unit for the department, and it unsafe in wintery/windy conditions.

**IMPACT ON OPERATING COSTS:**

Anticipate reduced mainteance costs with new build.

**FINANCE USE ONLY:**

**FUNDING/REVENUE OPPORTUNITIES**

Reserves  
Provincial Funding  
Federal Funding

# Memo

**To:** Mayor and Council  
**From:** Timothy H. Uttley, Fire Chief/CEMC  
**Date:** March 7, 2017  
**Subject:** Appointment of EMPC Member – Emily Disley  
**Attachments:** Appendix 01 – Application for Boards and Committees

---

Mayor and Council:

In 2016 one member of the City's Emergency Management Program Committee (EMPC) submitted their resignation.

The resignation was a result of the transfer of Serenna Besserer from the Canadian Red Cross who accepted a new position within that organization. Since that time we have received an application (see attached) from Emily Disley from the Canadian Red Cross to sit on our Emergency Management Program Committee.

In accordance with By-law 2011-158 as amended, being a by-law to adopt a Terms of Reference for the EMPC, and more specifically Section 2.6 of the Terms of Reference, and as a result of the current vacancies on the EMPC, the following is being recommended to Council for consideration:

1. That Emily Disley be hereby appointed to the Emergency Management Program Committee (EMPC) for the City of Temiskaming Shores; and
2. That Council directs staff to prepare the necessary by-law to amend By-law No. 2015-030 being a by-law to appoint Community Representatives to various Committees and Boards for the 2015-2018 Term of Council appointing Emily Disley as a member to the Emergency Management Program Committee (EMPC) for the City of Temiskaming Shores for consideration at the March 7, 2017 Regular Council meeting.

I would like to thank Council for your consideration.

Prepared by:

Reviewed and submitted for  
Council's consideration by:

"Original signed by"

"Original signed by"

---

Timothy H. Uttley  
Fire Chief/CEMC

---

Christopher W. Oslund  
City Manager



Application for Boards and Committees  
(please print)

Emergency Management  
Committee(s) of Interest

Disley Emily Heather  
Applicant's Surname Given Name Middle  
660 Howard Timmins P4N 5V8  
Residence Street Address City Postal Code  
705-262-5064 705-267-4900 210  
Home Phone Work Phone Extension  
emily.disley@redcross.ca  
Email Address

Employment (Present or last employer [or school, if applicable])

Canadian Red Cross Disaster Management Oct - present  
1) Employer's Name Position Held Duration of Employment

Job Responsibilities:

- Develop & implement delivery of DM services/initiative
- Liaise with community agencies/orgs regarding DM.

Glencore HR/Training Clerk May 2013 - May 2014  
2) Employer's Name Position Held Duration of Employment

Job Responsibilities:

- Keep track of all training/HR files
- Assisting with corporate event planning.

Education

Honours Bachelor of Business  
Administration. Specialization in  
Human Resource Management.

**Please describe your interest and experience**

**Please state your reasons for seeking a position on this Board or Committee**

The Red Cross has always had a good relationship with E.M. Temiskaming and I would like to continue to work with you all to maintain said relationship

**Please describe specific experiences with other Boards and Committees or community volunteer service, etc. within the past five years.**

- I volunteer my time as a ski instructor on weekends.
- For the last 7 years I have volunteered for the Canadian Cancer Society for "The Relay for Life"

**Thank you for your interest in applying for a Board or Committee position for the City of Temiskaming Shores.**

**Submit application to:**

**City of Temiskaming Shores**  
325 Farr Drive  
P.O. Box 2050  
Haileybury, Ontario  
P0J 1K0  
Attn.: David B. Treen, Municipal Clerk  
Fax: 705-672-3200  
E-mail: [dtreen@temiskamingshores.ca](mailto:dtreen@temiskamingshores.ca)

- I also volunteer to help coordinate events for the Canadian Institute of Mining, Metallurgy & Petroleum.

- Also recently became a volunteer for the Timmins local Immigration partnership

**The Corporation of the City of Temiskaming Shores**  
**By-law No. 2017-029**

**Being a by-law to enter into an agreement with Paul Power for the supply and installation of Electrical Power Outlet Panels in the downtown core along Whitewood Avenue and Armstrong Street**

**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-004-2017 at the March 7, 2017 Regular Council meeting and directed staff to prepare the necessary by-law to enter into an agreement with Paul Power for the supply and installation of Electrical Power Outlet Panels along Whitewood Avenue and Armstrong Street for consideration at the March 7, 2017 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 an agreement with Paul Power for the supply and installation of Electrical Power Outlet Panels in the amount of \$25,000.00 plus taxes, a copy of which is attached hereto as Schedule "A" and forms part of this by-law.
  
3. 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 7<sup>th</sup> day of March, 2017.**

---

Deputy Mayor – Danny Whalen

---

Clerk – David B. Treen



Schedule "A" to

**By-law 2017-029**

Agreement between

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

and

**Paul Power**

for the supply and installation of Electrical Power  
Outlet Panels



**This agreement** made in duplicate this 7<sup>th</sup> day of March 2017.

Between:

**The Corporation of the City of Temiskaming Shores**  
(hereinafter called “the Owner”)

and

**Paul Power**  
(hereinafter called “the Contractor”)

Witnesseth:

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

**Article I:**

The Contractor will:

- a) Provide all material and perform all work described in the Request for Proposal entitled:

**Corporation of the City of Temiskaming Shores  
Electrical Pedestals – New Liskeard-Haileybury  
Request for Proposal No. PW-RFQ-002-2017**

- b) Do and fulfill everything indicated by this Agreement and in the Form of Agreement, attached hereto as Appendix 01; and
- c) Complete, as certified by the City, all the work by **June 15, 2017**. **No extensions will be considered or approved.**

**Article II:**

The Owner will:

- a) Pay the Consultant in lawful money of Canada for the material and services aforesaid Twenty-Five Thousand Dollars and Zero Cents (\$25,000.00) plus applicable taxes subject to additions and deductions as provided in the Contract Documents.
- 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 IV:**

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 hand, Canada Post, courier, facsimile or by another electronic communication where, during or after the transmission of the communication, no indication or notice of a

failure or suspension of transmission has been communicated to the sender. For deliveries by courier or by hand, delivery shall be deemed to have been received on the date of delivery; by Canada Post, 5 days after the date on which it was mailed. A communication sent by facsimile or by electronic communication with no indication of failure or suspension of delivery, shall be deemed to have been received at the opening of business on the next day, unless the next day is not a working day for the recipient, in which case it shall be deemed to have been received on the next working day of the recipient at the opening of business.

The Contractor:

**Paul Power**  
139345 Hillside Road  
New Liskeard, Ontario  
P0J 1P0

The Owner:

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

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

Signed and Sealed in )  
the presence of )

**Paul Power**

\_\_\_\_\_  
Owner – Paul Power

\_\_\_\_\_  
Witness – Signature

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Municipal Seal )

**Corporation of the City of  
Temiskaming Shores**

\_\_\_\_\_  
Mayor – Carman Kidd

\_\_\_\_\_  
Clerk – David B. Treen



Appendix 01 to  
Schedule "A" to

**By-law No. 2017-029**

Form of Agreement



**City of Temiskaming Shores**

**PW-RFQ-002-2017**

**Electrical Pedestals – New Liskeard - Haileybury**

**Form of Quotation**

Each Quotation should contain the legal name under which the Proponent carries on business, telephone number and fax number, as well the name or names of appropriate contact personnel which the City may consult regarding the Quotation.

We, the undersigned, understand and accept those specifications, conditions, and details as described herein, and, for these rates/prices offer to furnish all equipment, labor, apparatus and documentation as are required to satisfy this Quotation.

NOTE: All portions of "Form of Quotation" must be accurately and completely filled out.

Description	Amount
Lump Sum price to supply and Install (5) electric pedestals	25,000.00
*Price per Pedestal to supply and install extra	5,000.00
Sub-Total:	\$ 25,000.00
H.S.T.:	\$ 3,250.00
Total:	\$ 28,250.00

\*City may choose to add additional Pedestals.

~~\*\*~~ Does not include fees associated with hydro one ~~\*\*~~

~~\*\*~~ does not include fees associated with hydro one ~~\*\*~~



**City of Temiskaming Shores  
PW-RFQ-002-2017  
Electrical Pedestals – New Liskeard**

**Non-Collusion Affidavit**

I/We Paul Labonte 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.

Paul Power  
Company Name

139345 Hillside Rd, New Liskeard, ON, P0J1P0  
Address

  
Authorized Signature

Print Name: Paul Labonte

Title: owner

E-mail: paulpower17@hotmail.com

Phone No.: 705-650-0999

## The Corporation of the City of Temiskaming Shores

### By-law No. 2017-030

**Being a by-law to authorize certain new Capital Works of The Corporation of the City of Temiskaming Shores (the “Municipality”); to authorize the submission of an application to Ontario Infrastructure and Lands Corporation (“OILC”) for financing such Capital Works; to authorize temporary borrowing from OILC to meet expenditures in connection with such works; and to authorize long term borrowing for such works through the issue of debentures to OILC**

**Whereas** the *Municipal Act, 2001* (Ontario), as amended, (the “**Act**”) provides that a municipal power shall be exercised by by-law unless the municipality is specifically authorized to do otherwise;

**And whereas** it is now deemed to be expedient to authorize for the purposes of the Municipality the new capital work(s) described in column (2) of Schedule “A” (individually a “**Capital Work**”, collectively the “**Capital Works**”, as the case may be) attached hereto and forming part of this By-law (“**Schedule “A”**”) in the amount of the respective estimated expenditure set out in column (3) of Schedule “A”, subject in each case to approval by OILC of the financing for such Capital Work(s) that will be requested by the Municipality in the Application as hereinafter defined;

**And whereas** in accordance with section 4 of Ontario Regulation 403/02 (the “**Regulation**”), the Council of the Municipality had its Treasurer calculate an updated limit in respect of its most recent annual debt and financial obligation limit received from the Ministry of Municipal Affairs and Housing (as so updated, the “**Updated Limit**”), and, on the basis of the authorized estimated expenditure for the Capital Work or each Capital Work, as the case may be, as set out in column (3) of Schedule “A” (the “**Authorized Expenditure**” for any such Capital Work), the Treasurer calculated the estimated annual amount payable in respect of the Capital Work or each Capital Work, as the case may be, (collectively the “**Estimated Annual Amount Payable**”) and determined that the Estimated Annual Amount Payable does not cause the Municipality to exceed the Updated Limit, and accordingly the approval of the Ontario Municipal Board pursuant to the Regulation, is not required before any such Capital Work is authorized by the Council of the Municipality;

**And whereas** subsection 405(1) of the Act provides, amongst other things, that a municipality may authorize temporary borrowing to meet expenditures made in connection with a work to be financed in whole or in part by the issue of debentures if, the municipality is an upper-tier municipality, a lower-tier municipality in a county or a single-tier municipality and it has approved the issue of debentures for the work;

**And whereas** subsection 401(1) of the Act provides that a municipality may incur a debt for municipal purposes, whether by borrowing money or in any other way, and may issue debentures and prescribed financial instruments and enter prescribed financial agreements for or in relation to the debt;

**And whereas** the Act also provides that a municipality shall authorize long term borrowing by the issue of debentures or through another municipality under section 403

or 404 of the Act;

**And Whereas** OILC has invited Ontario municipalities desirous of obtaining temporary and long term debt financing in order to meet capital expenditures incurred on or after January 1, 2004 in connection with eligible capital works to make application to OILC for such financing by completing and submitting an application on the form provided by OILC;

**And whereas** the Municipality has completed and submitted an application to OILC (the "**Application**") to request financing for the Capital Work(s) by way of long term borrowing through the issue of debentures to OILC and by way of temporary borrowing from OILC pending the issue of such debentures;

**And whereas** OILC has accepted and has approved the Application;

**Now therefore** the Council of The Corporation of the City of Temiskaming Shores enacts as follows:

1. The Council of the Municipality hereby confirms, ratifies and approves the execution by the Treasurer of the Application and the submission by such authorized official of the Application, duly executed by such authorized official, to OILC for the financing of the Capital Work(s) in the maximum aggregate principal amount of \$1,433,000 substantially in the form of Schedule "B" hereto and forming part of this By-law, with such changes thereon as such authorized official may hereafter approve, such execution and delivery to be conclusive evidence of such approval.
2. (a) The undertaking of the Capital Work or of each Capital Work, as the case may be, in the amount of the respective estimated Authorized Expenditure set out in column (3) of Schedule "A" is hereby approved and authorized;
- (b) any one or more of the Mayor and the Treasurer are hereby authorized to conclude contracts on behalf of the Municipality for the undertaking of the Capital Work or of each Capital Work, as the case may be, in accordance with the Municipality's usual protocol;
- (c) where applicable, the Engineer of the Municipality will forthwith make such plans, profiles and specifications and furnish such information as in the opinion of the Engineer are necessary for the undertaking of the Capital Work or of each Capital Work, as the case may be; and
- (d) where applicable, the undertaking of the Capital Work or of each Capital Work, as the case may be, shall be carried on and executed under the superintendence and according to the direction and orders of such Engineer.
3. The Mayor and the Treasurer are hereby authorized to negotiate and enter into, execute and deliver for and on behalf of the Municipality a financing agreement (a "**Financing Agreement**") with OILC that provides for temporary and long term borrowing from OILC in respect of the Capital Work(s) on such terms and conditions as such authorized officials may approve, such execution and delivery to be conclusive evidence of such approval.

4. The Mayor and/or the Treasurer are hereby authorized, pending the substantial completion the Capital Work or each Capital Work, as the case may be, or as otherwise agreed with OILC, to make temporary borrowings pursuant to section 405 of the Act in respect of the Capital Work or of each Capital Work, as the case may be, on the terms and conditions provided in the Financing Agreement and on such other terms and conditions as such authorized officials may agree, and to sign such evidence of indebtedness as OILC may require (the “**Note**”) and to deliver the Note to OILC, such execution and delivery to be conclusive evidence of such agreement; and the Treasurer is authorized to sign such certifications as OILC may require in connection with such borrowings in respect of the Capital Work(s); provided that the amount of borrowings allocated to the Capital Work or to each Capital Work, as the case may be, does not exceed the Authorized Expenditure for such Capital Work and does not exceed the related loan amount set out in column (4) of Schedule “A” in respect of such Capital Work.
5. Subject to the terms and conditions of the Financing Agreement and such other terms and conditions as OILC may otherwise require, the Mayor and the Treasurer are hereby authorized to long term borrow for the Capital Work(s) and to issue debentures to OILC on the terms and conditions provided in the Financing Agreement and on such other terms and conditions as such authorized officials may agree (the “**Debentures**”); provided that the principal amount of the Debentures issued in respect of the Capital Work or of each Capital Work, as the case may be, does not exceed the Authorized Expenditure for such Capital Work and does not exceed the related loan amount set out in column (4) of Schedule “A” in respect of such Capital Work.
6. In accordance with the provisions of section 25 of the *Ontario Infrastructure and Lands Corporation Act, 2011*, as amended from time to time hereafter, as security for the payment by the Municipality of the indebtedness of the Municipality to OILC under the Note and/or the Debentures, as the case may be (the “Obligations”), the Municipality is hereby authorized to agree in writing with OILC that the Minister of Finance is entitled, without notice to the Municipality, to deduct from money appropriated by the Legislative Assembly of Ontario for payment to the Municipality, amounts not exceeding the amounts that the Municipality fails to pay OILC on account of the Obligations and to pay such amounts to OILC from the Consolidated Revenue Fund.
7. For the purposes of meeting the Obligations, the Municipality shall provide for raising in each year as part of the general levy, the amounts of principal and interest payable in each year under the Note and/or any outstanding Debenture, to the extent that the amounts have not been provided for by any other available source including other taxes or fees or charges imposed on persons or property by a by-law of any municipality.
8. (a) The Mayor and/or the Treasurer are hereby authorized to execute and deliver the Note, the Mayor and the Treasurer are hereby authorized to enter into, execute and deliver the Financing Agreement, and to issue the Debentures, one or more of the Clerk and the Treasurer are hereby authorized to generally do all things and to execute all other documents and papers in the name of the Municipality in order to perform the Obligations of the



Municipality under the Financing Agreement and to execute and deliver the Note and to issue the Debentures, and the Treasurer is authorized to affix the Municipality's municipal seal to any such documents and papers.

- (b) The money realized in respect of the Note and the Debentures, including any premium, and any earnings derived from the investment of that money, after providing for the expenses related to the execution and delivery of the Note and to the issue of the Debentures, if any, shall be apportioned and applied to the respective Capital Work and to no other purpose except as permitted by the Act.

9. This By-law takes effect on the day of passing.

**Read a first, second and third time finally passed this 7<sup>th</sup> day of March, 2017.**

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Deputy Mayor – Danny Whalen

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Clerk – David B. Treen

**Schedule "A"**  
**to By-Law Number 2017-030**  
**(New Capital Work(s))**

(1)	(2)	(3)	(4)
<u>Capital Work Number</u>	<u>Description of Capital Work</u>	<u>Estimated Expenditure</u>	<u>Loan Amount</u>
1	Five (5) Pick-up Trucks	\$ 223,000	\$ 223,000
2	Two (2) Plow Trucks	\$ 550,000	\$ 550,000
3	View Street Complex	\$ 660,000	\$ 660,000

**Schedule “B” to  
By-law No. 2017-030  
OILC Application**

# Webloans Loan Application PDF

FA Number

Application for

## Projects

ID	SIT Project ID	Project Name	Construction/Purchase Start	Construction/Purchase End	Project Cost	OILC Loan Amount
218	1	Fleet Replacement - 5 yr	04/30/2017	04/30/2017	\$223,000.00	223,000.00
219	2	Fleet Replacement - 10 yr	09/01/2017	09/01/2017	\$550,000.00	550,000.00
220	3	View Street Complex	04/13/2017	04/13/2017	\$660,000.00	660,000.00

## Details of Project Fleet Replacement - 5 yr

Project Category

Work Type

Other Description

Project Name

Construction/Purchase Start

Construction/Purchase End

Energy Conservation

Project Address 1

Project Address 2

City / Town

Province

Postal Code

Description

Comments and/or Special Requests

Project Life Span (Years)

## Project Financial Information

Project Cost (A)	\$223,000.00
Other Project Funding / Financing (B):	
Other Project Funding/Financing Total (B)	\$0.00
OILC Loan Amount (A-B)	\$223,000.00

project, the information will be gathered as part of the Financing Agreement.

Required Date	Amount	Term	Type
05/01/2017	\$223,000.00	5	Serial
<b>Long-term Borrowing Total</b>	<b>\$223,000.00</b>		

**Details of Project Fleet Replacement - 10 yr**

Project Category	Municipal Other Infrastructure
Work Type	Others
Other Description	Public Works Plow Truck Replacement
Project Name	Fleet Replacement - 10 yr
Construction/Purchase Start	09/01/2017
Construction/Purchase End	09/01/2017
Energy Conservation	<input type="checkbox"/>
Project Address 1	325 Farr Drive
Project Address 2	
City / Town	Haileybury
Province	ON
Postal Code	P0J 1K0
Description	replacement of 2 plow trucks plus attachments
Comments and/or Special Requests	
Project Life Span (Years)	15

**Project Financial Information**

Project Cost (A)	\$550,000.00
<u>Other Project Funding / Financing (B):</u>	
Other Project Funding/Financing Total (B)	\$0.00
OILC Loan Amount (A-B)	\$550,000.00

Only include long-term borrowing in this section. If you anticipate that you will require short-term financing during the construction phase of the project, the information will be gathered as part of the Financing Agreement.

Required Date	Amount	Term	Type
09/01/2017	\$550,000.00	10	Serial
<b>Long-term Borrowing Total</b>	<b>\$550,000.00</b>		

**Details of Project View Street Complex**

Project Category	Municipal Other Infrastructure
Work Type	Fire
Project Name	View Street Complex
Construction/Purchase Start	04/13/2017
Construction/Purchase End	04/13/2017

Project Address 1: 685 View Street

Project Address 2:

City / Town: Haileybury

Province: ON

Postal Code: P0J 1K0

Description: purchase of building to house Haileybury Fire Station

Comments and/or Special Requests:

Project Life Span (Years): 50

**Project Financial Information**

Project Cost (A) \$660,000.00

Other Project Funding / Financing (B): \$0.00

Other Project Funding/Financing Total (B) \$0.00

OILC Loan Amount (A-B) \$660,000.00

Only include long-term borrowing in this section. If you anticipate that you will require short-term financing during the construction phase of the project, the information will be gathered as part of the Financing Agreement.

Required Date	Amount	Term	Type
04/13/2017	\$660,000.00	20	Serial
<b>Long-term Borrowing Total</b>		\$660,000.00	

**Debt and Re-payments Summary**

Has there been any new/undisclosed debt acquired since last FIR was submitted?  Yes  No

Please describe any re-financing plans for any existing "interest only" debt, if applicable.

**Non Re-payments of Loans or Debenture**

In the last 10 years, has the borrower ever failed to make a loan payment or debenture repayment on time to any lender, including the Provincial Government?

If yes, please provide details.

**OILC Loan Repayment Information**

Please indicate the source(s) of revenue you plan to use to repay the OILC Loan

Taxation	100.00
User Fees	0.00
Service Charges	0.00
Development Charges	0.00
Connection Fees	0.00

Total

100.00%

## Documentation and Acknowledgements

Please ensure all required documents are submitted with the signed application. OILC requires originals as noted below to be mailed or couriered. Also, please retain a copy of all documents submitted to OILC for your records.

To obtain templates for documents see listed below.

- Loan Application Signature Page signed and dated by the appropriate individual (original to be submitted)
- Certificate and sealed copy of OILC template By-Law authorizing project borrowing and applying for a loan (original with seal)
- Certificate of Treasurer Regarding Litigation using the OILC template (original, signed & sealed)
- Updated Certified Annual Repayment Limit Calculation (original)

I acknowledge and agree that all of the above referenced documents must be submitted in the form required by OILC and understand that the application will not be processed until such documents have been fully completed and received by Infrastructure Ontario.

**Please note: OILC retains the right to request and review any additional information or documents at its discretion.**

### **Confidential Information**

OILC is an institution to which the Freedom of Information and Protection of Privacy Act (Ontario) applies. Information and supporting documents submitted by the Borrower to process the loan application will be kept secure and confidential, subject to any applicable laws or rules of a court or tribunal having jurisdiction.

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

**By-law No. 2017-031**

**Being a by-law to authorize a Maintenance Dig Agreement  
with Union Gas to permit occupancy of municipally owned  
lands to install and/or maintain natural gas pipelines Roll No.  
54-18-020-001-027.02 and 54-18-020-001-026**

**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. CS-017-2017 at the March 7, 2017 Regular Council meeting and directed staff to prepare the necessary by-law to enter into Maintenance Dig Agreements with Union Gas to permit the installation and/or ongoing maintenance of a natural gas pipeline for consideration at the March 7, 2017 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 the Mayor and Clerk be authorized to execute Maintenance Dig Agreements with Union Gas to occupy municipally owned lands to permit the installation and/or maintenance of a natural gas pipeline for Roll No. 54-18-020-001-027.02, a copy of which is attached hereto as Schedule "A" and forms part of this by-law as well as Roll No. 54-18-020-001-026, a copy of which is attached hereto as Schedule "B" 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 7<sup>th</sup>, day of March, 2017.**

---

Deputy Mayor – Danny Whalen

---

Clerk – David B. Treen



Schedule "A" to

**By-law No. 2017-031**

Municipal Dig Agreement between

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

and

**Union Gas Limited**

for installation and/or maintenance of natural gas pipeline

Roll No. 54-18-020-001-027.02

For Internal Use Only
Lands File No.
Cheque No.:
Project: New Liskard Class Loc.
Acct No.:
HST #:

**MAINTENANCE DIG AGREEMENT**

(the "Agreement")

DATED this        day of                    2017

Between                                    **THE CORPORATION OF THE CITY OF TEMISKAMING SHORES**  
 (herein called the "Owner")

and

**UNION GAS LIMITED**  
 (herein called the "Company")

Whereas the Owner is the owner of certain lands legally described as PT N 1/2 LT 6 CON 1 DYMOND PT 1, 2 & 3 54R2594, EXCEPT PT 1 TO 10 54R2769, PT 3, 6 TO 16 54R3296, PT 1, 2, 3, 4, 5, 6, 7, 8, 10, 12 & 13 54R3480, PT 1, 2 & 5 54R4239, PT 3, 4 & 9 54R4314 & PTS 1 & 2 54R4314; SUBJECT TO AN EASEMENT IN FAVOUR OF PT 1 54R5687 AS IN DT40426 CITY OF TEMISKAMING SHORES being PIN 61335-0435(LT) (the 'Lands') as per the Geowarehouse PIN printout attached hereto as APPENDIX 'A'.

And Whereas the Owner, or their predecessor in title, had previously granted an easement to the Company over a portion of the Lands, registered as Instrument Number n/a (the 'Easement') for the purpose of, including but not limited to, the installation and ongoing maintenance of a natural gas pipeline; (the 'Pipeline')

And Whereas the Company requires access to the Pipeline to undertake various maintenance activities and in order to carry out these activities requires temporary land rights in addition to the land rights set out in the Easement over the Lands;

And Whereas the Owner has agreed to grant the Company these additional rights upon the following terms and conditions:

Now therefore in consideration of Five Hundred-----00/100 Dollars (\$500.00) payable by the Company to the Owner within thirty (30) days of signing this Agreement, the Owner hereby grants to the Company its servants, agents, employees, contractors and sub-contractors and those engaged in its and their business, the right on foot and/or with vehicles supplies, machinery and equipment at any time and from time to time during the term of this Agreement to enter upon, use and occupy a portion of the Lands, more particularly shown on the Drawing attached hereto as APPENDIX 'B' and forming part of this Agreement, for any purpose incidental to, or that the Company may require in conjunction with, the maintenance activities by or on behalf of the Company of the Pipeline, and appurtenances on the Easement including, without limiting the generality of the foregoing, the right to make temporary openings in any fence, to remove any other object therein or thereon interfering with the free and full enjoyment of the right hereby granted and further including the right of surveying and placing, storing, levelling and removing earth, dirt, fill, stone, debris of all kinds, pipe, supplies, equipment, vehicles and machinery and of movement of vehicles, machinery and equipment of all kinds. The Company confirms that this Agreement is granted upon the following understandings.

- a) The rights hereby granted terminate on the 31st day of December 2018 with an extending right to enter unto the subject lands the following year to complete any restoration, if required.
- b) The Company shall make to the person entitled thereto due compensation for any damages resulting from the exercise of the right hereby granted, more specifically attached hereto as APPENDIX 'C'.
- c) As soon as reasonably possible after the construction, the Company at its own expense will level the said lands, remove all debris there from and in all respects, restore the said lands to their former state so far as is reasonably possible, save and except for items in respect of which compensation is due under paragraph (b) and the Company will also restore any gates and fences interfered with around, (if applicable) the said lands as closely as reasonably possible to the condition in which they existed immediately prior to such interference by the Company.
- d) i) The Company represents that it is registered for the purposes of the Harmonized Goods and Services Tax (hereinafter called "HST") in accordance with the applicable provisions in that regard and pursuant to the Excise Tax Act, (R.S.C., 1985, c. E-15), (hereinafter called "Excise Tax Act"), as amended.  
 ii) The Company covenants to deliver a Statutory Declaration, Undertaking and Indemnity confirming its HST registration number, which shall be conclusive evidence of such HST registration, and shall preclude the Transferor from collection of HST from the Transferee.  
 iii) The Company shall undertake to self-assess the HST payable in respect of this transaction pursuant to subparagraphs 221(2) and 228(4) of the Excise Tax Act, and to remit and file a return in respect of HST owing as required under the said Act for the reporting period in which the HST in this transaction became payable.  
 iv) The Company shall indemnify and save harmless the Owner from and against any and all claims, liabilities, penalties, interest, costs and other legal expenses incurred, directly or indirectly, in connection with the assessment of HST payable in respect of the transaction contemplated by this Agreement. The Company's obligations under this Clause shall survive this Agreement.

e) It is further agreed that the Company shall assume all liability and obligations for any and all loss, damage or injury, (including death) to persons or property that would not have happened but for this Agreement or anything done or maintained by the Company hereunder or intended so to be and the Company shall at all times indemnify and save harmless the Owner from and against all such loss, damage or injury and all actions, suits, proceedings, costs, charges, damages, expenses, claims or demands arising there from or connected therewith provided that the Company shall not be liable under the Paragraph to the extent to which such loss, damage or injury is caused or contributed to by the gross negligence or wilful misconduct of the Owner.

The Owner and the Company hereby agree to perform the covenants on its part herein contained.

THE CORPORATION OF THE CITY OF TEMISKAMING SHORES

\_\_\_\_\_  
Name & Title:

I have authority to bind the Corporation

\_\_\_\_\_  
Name & Title:

I have authority to bind the Corporation

Mailing Address: 325 Farr Drive, PO Box 2050, Haileybury, ON P0J 1K0  
Property Address: Brazeau Blvd., New Liskeard  
Telephone: 705.672.3363

UNION GAS LIMITED

\_\_\_\_\_  
Merv Weishar

Senior Land Specialist

I have authority to bind the Corporation

Tenant Farmer (if applicable)

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address:

\_\_\_\_\_  
Telephone Number:

\_\_\_\_\_  
Current/Proposed Crop

I, the Owner hereby Authorize Union Gas Limited to pay the tenant farmer directly the total amount of \$ \_\_\_\_\_ for appropriate crop loss damages.

Signed this \_\_\_\_\_ day of \_\_\_\_\_ 2017.

# Appendix "A"

INVEST REGISTER (ADDITIONAL) FOR PROPERTY IDENTIFIER  
 PAGE 1 OF 1  
 PREPARED FOR: WPCOR GAS INC  
 ON: 2015/11/16 AT 11:16:09



LAND REGISTRY  
 OFFICE 454  
 61335-0135 (LIT)

PROPERTY REMAINS: CHONG GRANT SUE TP4037.  
 PROPERTY DESCRIPTION: PT 1/2 AC 6 COH 1 TOWNSD PT 1, 2 & 3 5482694, EXCEPT PT 1 TO 16 5482286, PT 1, 2, 3, 4, 5, 6, 7, 8, 10, 12 & 13 5481860, PT 1, 3 & 5 5484319, PT 1, 4, 4, 9 5484314 & PLS 1 & 2 5484114; SUBJECT TO AN EASEMENT IN FAVOUR OF PT 1 5485687 AS TO PARCELS; CITY OF TEMISKAMING STORES  
 - CERTIFIED IN ACCORDANCE WITH THE LAND TITLES ACT - SUBJECT TO RESERVATIONS IN CHONG GRANT \*

REGISTRATION DATE:  
 2015/07/21

RECEIVED  
 DIVISION FROM 61335-0429

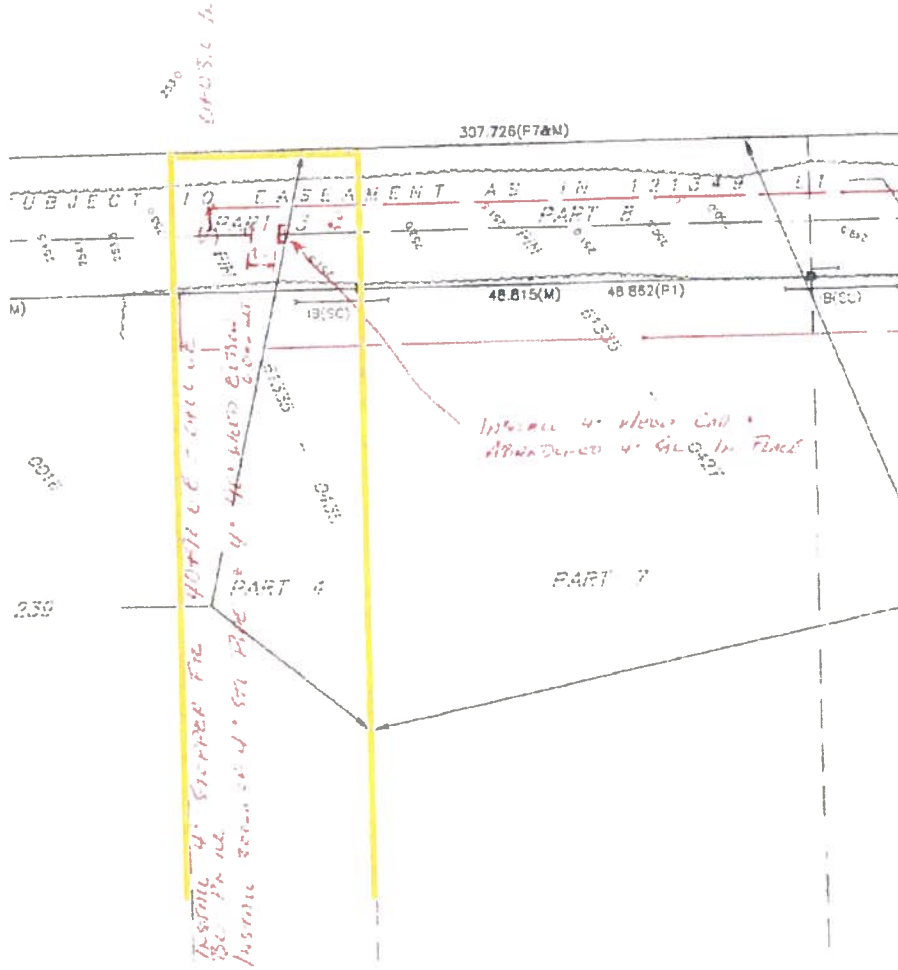
CAPACITY STATE  
 BCOR

OWNERS NAME  
 THE CORPORATION OF THE CITY OF TEMISKAMING STORES

REG. NUM.	DATE	INSTRUMENT TYPE	AMOUNT	PARTIES PRON	PARTIES TO	CERT/CHRD
** PRINTOUT INCLUDES ALL INSTRUMENT TYPES AND RELATED INSTRUMENTS SINCE 2015/07/21 **						
5482254	1981/06/05	PLAN REFERENCE			THE CORPORATION OF THE TOWNSHIP OF DUNDAS	C
LT226791	1993/09/13	TOWNSHIP				C
5481036	1954/11/23	PLAN REFERENCE				C
5481182	1979/02/07	PLAN REFERENCE				C
5483509	1990/07/18	PLAN REFERENCE				C
5484219	1995/05/10	PLAN REFERENCE				C
5484311	1996/01/25	PLAN REFERENCE				C
LT111488	2000/10/23	NOTICE OF LEASE		THE CORPORATION OF THE TOWNSHIP OF DUNDAS	THE CORPORATION OF THE CITY OF TEMISKAMING STORES	C
0722407	2009/12/16	AGY. CH. NAME ORDER				C
5484657	2012/02/27	PLAN REFERENCE				C
0740425	2011/02/21	TRANSFER EASEMENT	532,000	THE CORPORATION OF THE CITY OF TEMISKAMING STORES	2255342 OSTRAIO INC.	C

NOTE: INCLUDING PROPERTIES SHOULD BE INVESTIGATED TO ASCERTAIN DESCRIPTIVE INCONSISTENCIES. IF ANY, THE DISPOSITION REPRESENTED FOR THIS PROPERTY.  
 NOTE: ENSURE THAT YOUR PRINTOUT STATES THE TOTAL NUMBER OF PAGES AND THAT YOU HAVE PAGES WHEN ALL UP.

# Appendix "B"



**APPENDIX 'C'**

**MAINTENANCE DIG AGREEMENT COMPENSATION**

**AGRICULTURAL LANDS:**

**On Easement Activities -**

One Time Crop Loss Payment Per Acre

Note: Disturbed crop area will be measured following maintenance clean-up activities.  
(Damage payment will be based upon the actual disturbed crop area.)

Minimum half acre payment will be applied. (Actual is 0 acres)

\$ -

**Off Easement Activities -**

Base fee of \$1,000 per acre and First Year Crop Loss per acre.

Minimum half acre payment will be applied. (Actual is 0 acres)

\$ -

Sub Total \$ -

<b>EXPLANATION OF CROP LOSS PAYMENTS</b>	
One-Time Crop Loss Payment Per Acre	
First Year Crop Loss @ 100%	\$ 960.00
Second Year Crop Loss @ 75%	\$ 720.00
Third Year Crop Loss @ 50%	\$ 480.00
Sub total	\$ 2,160.00
<p>One-Time Crop Loss is based upon a gross annual average return of \$960.00/acre, with the value determined taking into account a three year crop rotation of wheat, soya beans &amp; corn. NOTE: Specialty crops will be assessed independently</p>	
Allowance for additional fertilizer; stone picking, disturbance and inconvenience	\$ 500.00
<b>Total One-Time Crop Loss Payment Per Acre</b>	<b>\$ 2,660.00</b>

**NON-AGRICULTURAL LANDS:**

**On Easement Activities -** Area will be returned to it's pre-existing condition as reasonably possible.

Damages only

\$ -

**Off Easement Activities - Access, Temporary Land Use**

Base fee of \$1,000 per month x term

2 \$ 2,000.00

Sub Total \$ 2,000.00

Total Payment Due \$ 2,000.00

Owner Acceptance

\_\_\_\_\_

Date: \_\_\_\_\_

Site Specific Comments/Notes:



Schedule "B" to

**By-law No. 2017-031**

Municipal Dig Agreement between

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

and

**Union Gas Limited**

for installation and/or maintenance of natural gas pipeline  
Roll No. 54-18-020-001-026.00



For Internal Use Only
Lands File No.
Cheque No.:
Project: New Liskeard Class Loc.
Acct No.:
HST #:

**MAINTENANCE DIG AGREEMENT**

(the "Agreement")

DATED this        day of                    2017

Between                                    **THE CORPORATION OF THE CITY OF TEMISKAMING SHORES**  
 (herein called the "Owner")

and

**UNION GAS LIMITED**  
 (herein called the "Company")

Whereas the Owner is the owner of certain lands legally described as PT N 1/2 LT 6 CON 1 DYMOND AS IN LT117317, EXCEPT LT132698, PT 1 TER268, PT 6, 7 & 11 54R1656, PT 1 54R2381, PT 1 54R2664, PT 1 PL 54R 5840 SUBJECT TO AN EASEMENT AS IN LT121356 SUBJECT TO AN EASEMENT AS IN LT295142 CITY OF TEMISKAMING SHORES being PIN 61335-0433(LT) (the 'Lands') as per the Geowarehouse PIN printout attached hereto as APPENDIX 'A'.

And Whereas the Owner, or their predecessor in title, had previously granted an easement to the Company over a portion of the Lands, registered as Instrument Number LT121356 (the 'Easement') for the purpose of, including but not limited to, the installation and ongoing maintenance of a natural gas pipeline; (the 'Pipeline')

And Whereas the Company requires access to the Pipeline to undertake various maintenance activities and in order to carry out these activities requires temporary land rights in addition to the land rights set out in the Easement over the Lands;

And Whereas the Owner has agreed to grant the Company these additional rights upon the following terms and conditions:

Now therefore in consideration of Five Hundred ----00/100 Dollars (\$500.00) payable by the Company to the Owner within thirty (30) days of signing this Agreement, the Owner hereby grants to the Company its servants, agents, employees, contractors and sub-contractors and those engaged in its and their business, the right on foot and/or with vehicles supplies, machinery and equipment at any time and from time to time during the term of this Agreement to enter upon, use and occupy a portion of the Lands, more particularly shown on the Drawing attached hereto as APPENDIX 'B' and forming part of this Agreement, for any purpose incidental to, or that the Company may require in conjunction with, the maintenance activities by or on behalf of the Company of the Pipeline, and appurtenances on the Easement including, without limiting the generality of the foregoing, the right to make temporary openings in any fence, to remove any other object therein or thereon interfering with the free and full enjoyment of the right hereby granted and further including the right of surveying and placing, storing, levelling and removing earth, dirt, fill, stone, debris of all kinds, pipe, supplies, equipment, vehicles and machinery and of movement of vehicles, machinery and equipment of all kinds. The Company confirms that this Agreement is granted upon the following understandings

- a) The rights hereby granted terminate on the 31st day of December 2018 with an extending right to enter unto the subject lands the following year to complete any restoration, if required.
- b) The Company shall make to the person entitled thereto due compensation for any damages resulting from the exercise of the right hereby granted, more specifically attached hereto as APPENDIX 'C'.
- c) As soon as reasonably possible after the construction, the Company at its own expense will level the said lands, remove all debris there from and in all respects, restore the said lands to their former state so far as is reasonably possible, save and except for items in respect of which compensation is due under paragraph (b) and the Company will also restore any gates and fences interfered with around, (if applicable) the said lands as closely as reasonably possible to the condition in which they existed immediately prior to such interference by the Company.
- d) i) The Company represents that it is registered for the purposes of the Harmonized Goods and Services Tax (hereinafter called "HST") in accordance with the applicable provisions in that regard and pursuant to the Excise Tax Act, (R.S.C., 1985, c. E-15), (hereinafter called "Excise Tax Act"), as amended.
- ii) The Company covenants to deliver a Statutory Declaration, Undertaking and Indemnity confirming its HST registration number, which shall be conclusive evidence of such HST registration, and shall preclude the Transferor from collection of HST from the Transferee.
- iii) The Company shall undertake to self-assess the HST payable in respect of this transaction pursuant to subparagraphs 221(2) and 228(4) of the Excise Tax Act, and to remit and file a return in respect of HST owing as required under the said Act for the reporting period in which the HST in this transaction became payable.
- iv) The Company shall indemnify and save harmless the Owner from and against any and all claims, liabilities, penalties, interest, costs and other legal expenses incurred, directly or indirectly, in connection with the assessment of HST payable in respect of the transaction contemplated by this Agreement. The Company's obligations under this Clause shall survive this Agreement.

e) It is further agreed that the Company shall assume all liability and obligations for any and all loss, damage or injury, (including death) to persons or property that would not have happened but for this Agreement or anything done or maintained by the Company hereunder or intended so to be and the Company shall at all times indemnify and save harmless the Owner from and against all such loss, damage or injury and all actions, suits, proceedings, costs, charges, damages, expenses, claims or demands arising there from or connected therewith provided that the Company shall not be liable under the Paragraph to the extent to which such loss, damage or injury is caused or contributed to by the gross negligence or willful misconduct of the Owner.

The Owner and the Company hereby agree to perform the covenants on its part herein contained.

THE CORPORATION OF THE CITY OF TEMISKAMING SHORES

\_\_\_\_\_  
Name & Title:

I have authority to bind the Corporation

\_\_\_\_\_  
Name & Title:

I have authority to bind the Corporation

Mailing Address: 325 Farr Drive, PO Box 2050, Haileybury, ON P0J 1K0  
Property Address: Brazeau Blvd., New Liskeard  
Telephone: 705.672.3363

UNION GAS LIMITED

\_\_\_\_\_  
Merv Weishar

Senior Land Specialist

I have authority to bind the Corporation

Tenant Farmer (if applicable)

\_\_\_\_\_  
Name

Address:

Telephone Number:

\_\_\_\_\_  
Current/Proposed Crop

I, the Owner hereby Authorize Union Gas Limited to pay the tenant farmer directly the total amount of \$ \_\_\_\_\_ for appropriate crop loss damages

Signed this \_\_\_\_\_ day of \_\_\_\_\_ 2017.

\_\_\_\_\_

# Appendix "A"



TAXED TRANSFER (AMOUNT APPL. FOR NUMBER IDENTIFIED)

LAND

REGISTRY OFFICE #51

6133-0415 (LT)

PAGE 1 OF 1

PREPARED FOR CHOH GAS INC ON 2016/11/16 AT 15:11:53

**PROPERTY DESCRIPTION:**

PT N 1/2 OF 5 CON 1 DEWDG AS IN LT11217, EXCEPT LT11268, PT 1, TRS25, PT 4, 7 & 11, S4164, PT 1, S4173, PT 1, S4346A, PT 1, P1, S4X-5840; SUBJECT TO AN EASEMENT AS IN LT11217, SUBJECT TO AN EASEMENT AS IN LT11268, SUBJECT TO AN EASEMENT AS IN LT11268, CITY OF TEMISKAMING SHORES

**PROPERTY ADDRESS:**

211 CREATION LAKE  
2015/07/21

RECENTLY DIVISION FROM CITY, C759

**OWNER'S NAME:**

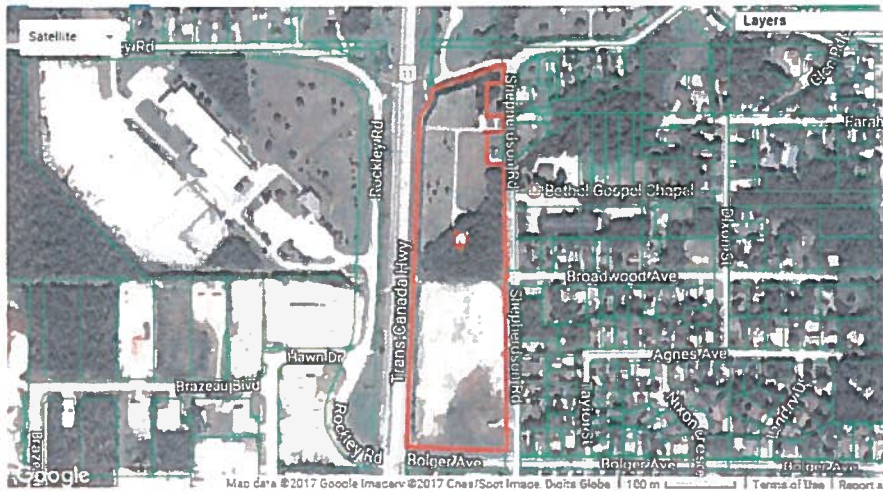
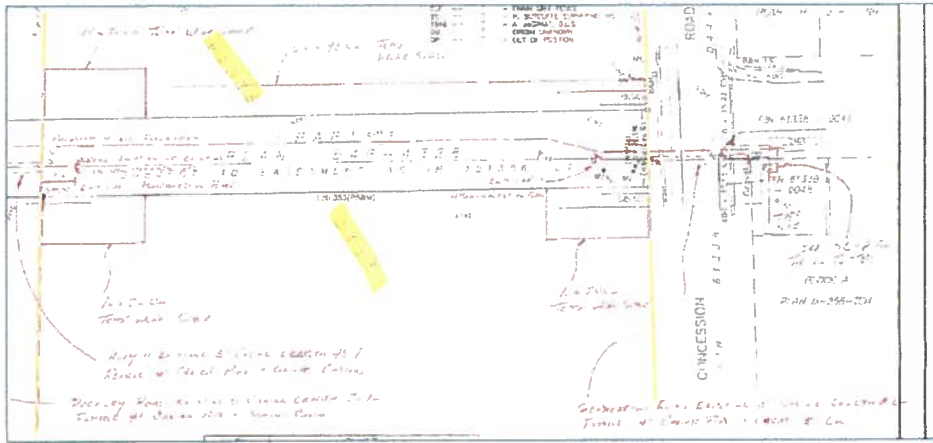
THE CORPORATION OF THE CITY OF TEMISKAMING SHORES

CAPACITY GRANTOR

REG. NO.	DATE	INSTRUMENT TYPE	AMOUNT	PARTIES FROM	PARTIES TO	CERT/CHRD
** FRONTEND INCLUDES ALL DOCUMENT TYPES AND DELETED INSTRUMENTS SINCE 2015/07/21 **						
LT11717	1957/01/10	TRANSFER			THE CORPORATION OF THE TOWN OF NEW HANOVER	C
		REMARKS, SEE/FK ATTACHED				
LT12116	1962/03/24	TRANSFER EASEMENT			NORTHERN CHICAGO NATURAL GAS COMPANY LIMITED	C
S4346B	1966/10/03	PLAT RE-OPENING			CHOHRA GAS CONTRACT INC.	C
WT25442	1985/11/25	TRANSFER EASEMENT			THE CORPORATION OF THE CITY OF TEMISKAMING SHORES	C
S4346A	1985/07/19	APL CH DENSE COVER		THE CORPORATION OF THE TOWN OF NEW HANOVER		C

NOTE: ADDITIONAL RECORRIES SHOULD BE INVESTIGATED TO ASCERTAIN DESCRIPTIVE INFORMATION, IF ANY, WITH DESCRIPTION REFERENCED FOR THIS PROPERTY. NOTE: ENSURE THAT YOUR PRINTOUT STATES THE TOTAL NUMBER OF PAGES AND THAT YOU HAVE PICKED THEM ALL UP.

# Appendix "B"



**APPENDIX 'C'**

**MAINTENANCE DIG AGREEMENT COMPENSATION**

**AGRICULTURAL LANDS:**

**On Easement Activities -**

One Time Crop Loss Payment Per Acre

Note: Disturbed crop area will be measured following maintenance clean-up activities

(Damage payment will be based upon the actual disturbed crop area.)

Minimum half acre payment will be applied. (Actual is 0 acres)

\$ -

**Off Easement Activities -**

Base fee of \$1,000 per acre and First Year Crop Loss per acre.

Minimum half acre payment will be applied. (Actual is 0 acres)

\$ -

Sub Total \$ -

<b>EXPLANATION OF CROP LOSS PAYMENTS</b>	
One-Time Crop Loss Payment Per Acre	
First Year Crop Loss @ 100%	\$ 960.00
Second Year Crop Loss @ 75%	\$ 720.00
Third Year Crop Loss @ 50%	\$ 480.00
<b>Sub total</b>	<b>\$ 2,160.00</b>
One-Time Crop Loss is based upon a gross annual average return of \$960.00/acre, with the value determined taking into account a three year crop rotation of wheat, soya beans & corn.	
NOTE: Specialty crops will be assessed independently	
Allowance for additional fertilizer; stone picking; disturbance and inconvenience	
	\$ 500.00
<b>Total One-Time Crop Loss Payment Per Acre</b>	<b>\$ 2,660.00</b>

**NON-AGRICULTURAL LANDS:**

**On Easement Activities -** Area will be returned to it's pre-existing condition as reasonably possible.

Damages only

\$ -

**Off Easement Activities -** Access, Temporary Land Use

Base fee of \$1,000 per month x term

2 \$ 2,000.00

Sub Total \$ 2,000.00

Total Payment Due \$ 2,000.00

Owner Acceptance

\_\_\_\_\_

Date: \_\_\_\_\_

Site Specific Comments/Notes:

## **The Corporation of the City of Temiskaming Shores**

### **By-law No. 2017-032**

#### **Being a by-law to authorize a Pipeline Easement Agreement with Union Gas to permit occupancy of a natural gas pipeline across Part 3 on Plan 54R-4239 and Part 1 on Plan 54R-4328**

**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. CS-017-2017 at the March 7, 2017 Regular Council meeting and directed staff to prepare the necessary by-law to enter into an Easement Agreement with Union Gas to permit occupancy of a natural gas pipeline across Part 3 on Plan 54R-4239 and Part 1 on Plan 54R-4328 for consideration at the March 7, 2017 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 the Mayor and Clerk be authorized to execute an Easement Agreement with Union Gas to permit occupancy of a natural gas pipeline across Part 3 on Plan 54R-4239, a copy of which is attached hereto as Schedule "A" and forms part of this by-law as well as a natural gas pipeline across Part 1 on Plan 54R-4328, a copy of which is attached hereto as Schedule "B" 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 7<sup>th</sup>, day of March, 2017.**

---

Deputy Mayor – Danny Whalen

---

Clerk – David B. Treen



Schedule "A" to

**By-law No. 2017-032**

Easement Agreement between

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

and

**Union Gas Limited**

for occupancy of a natural gas pipeline across  
Part 3 on Plan 54R-4239



## PIPELINE EASEMENT

(Hereinafter called the "Easement")

Between **THE CORPORATION OF THE CITY OF TEMISKAMING SHORES**  
(hereinafter called the "Transferor")

and

**UNION GAS LIMITED**  
(hereinafter called the "Transferee")

This is an Easement in Gross.

WHEREAS the Transferor is the owner in fee simple of those lands and premises more particularly described as:

**PIN:** 61335-0435(LT)

**Legal Description:** PT N 1/2 LT 6 CON 1 DYMOND PT 1, 2 & 3 54R2594, EXCEPT PT 1 TO 10 54R2769, PT 3, 6 TO 16 54R3296, PT 1, 2, 3, 4, 5, 6, 7, 8, 10, 12 & 13 54R3480, PT 1, 2 & 5 54R4239, PT 3, 4 & 9 54R4314 & PTS 1 & 2 54R4314; SUBJECT TO AN EASEMENT IN FAVOUR OF PT 1 54R5687 AS IN DT40426 CITY OF TEMISKAMING SHORES

(hereinafter called the "Transferor's Lands").

The Transferor does hereby GRANT, CONVEY, TRANSFER AND CONFIRM unto the Transferee, its successors and assigns, to be used and enjoyed as appurtenant to all or any part of the lands, the right, liberty, privilege and easement on, over, in, under and/or through a strip of the Transferor's Lands more particularly described as:

**BEING PART OF THE PIN:** 61335-0435(LT)

**Legal Description:** PT N 1/2 LT 6 CON 1 DYMOND, CITY OF TEMISKAMING SHORES; DISTRICT OF TIMISKAMING; DESIGNATED AS PART 3 ON PLAN 54R-4239

(hereinafter called the "Lands") to survey, lay, construct, maintain, brush, clear trees and vegetation, inspect, patrol, alter, remove, replace, reconstruct, repair, move, keep, use and/or operate one pipeline for the transmission of Pipeline quality natural gas as defined in The Ontario Energy Board Act S.O. 1998 (hereinafter called the "Pipeline") including therewith all such buried attachments, equipment and appliances for cathodic protection which the Transferee may deem necessary or convenient thereto, together with the right of ingress and egress at any and all times over and upon the Lands for its servants, agents, employees, those engaged in its business, contractors and subcontractors on foot and/or with vehicles, supplies, machinery and equipment for all purposes necessary or incidental to the exercise and enjoyment of the rights, liberty, privileges and easement hereby granted. The Parties hereto mutually covenant and agree each with the other as follows:

1. In Consideration of the sum of Five Hundred---- XX/100 Dollars (\$500.00 ) (hereinafter called the "Consideration"), which sum is payment in full for the rights and interest hereby granted and for the rights and interest, if any, acquired by the Transferee by expropriation, including in either or both cases payment in full for all such matters as injurious affection to remaining lands and the effect, if any, of registration on title of this document and where applicable, of the expropriation documents, subject to Clause 12 hereof to be paid by the Transferee to the Transferor within 90 days from the date of these presents or prior to the exercise by the Transferee of any of its rights hereunder other than the right to survey (whichever may be the earlier date), the rights, privileges and easement hereby granted shall continue in perpetuity or until the Transferee, with the express written consent of the Transferor, shall execute and deliver a surrender thereof. Prior to such surrender, the Transferee shall remove all debris as may have resulted from the Transferee's use of the Lands from the Lands and in all respects restore the Lands to its previous productivity and fertility so far as is reasonably possible , save and except for items in respect of which compensation is due under Clause 2, hereof. As part of the Transferee's obligation to restore the Lands upon surrender of its easement, the Transferee agrees at the option of the Transferor to remove the Pipeline from the Lands. The Transferee and the Transferor shall surrender the Easement and the Transferee shall remove the Pipeline at the Transferor's option where the Pipeline has been abandoned. The Pipeline shall be deemed to be abandoned where: (a) corrosion protection is no longer applied to the Pipeline, or, (b) the Pipeline becomes unfit for service in accordance with Ontario standards. The Transferee shall, within 60 days of either of these events occurring, provide the Transferor with notice of the event. Upon removal of the Pipeline and restoration of the Lands as required by this agreement, the Transferor shall release the Transferee from further obligations in respect of restoration.

2. The Transferee shall make to the Transferor (or the person or persons entitled thereto) due compensation for any damages to the Lands resulting from the exercise of any of the rights herein granted, and if the compensation is not agreed upon by the Transferee and the Transferor, it shall be determined by arbitration in the manner prescribed by the Expropriations Act, R.S.O. 1990, Chapter E-26 or any Act passed in amendment thereof or substitution thereof. Any gates, fences and tile drains curbs, gutters, asphalt paving, lockstone, patio tiles interfered with by the Transferee shall be restored by the Transferee at its expense as closely as reasonably possible to the condition and function in which they existed immediately prior to such interference by the Transferee and in the case of tile drains, such restoration shall be performed in accordance with good drainage practice and applicable government regulations.
3. The Pipeline (including attachments, equipment and appliances for cathodic protection but excluding valves, take-offs and fencing installed under Clause 9 hereof) shall be laid to such a depth that upon completion of installation it will not obstruct the natural surface run-off from the Lands nor ordinary cultivation of the Lands nor any tile drainage system existing in the Lands at the time of installation of the Pipeline nor any planned tile drainage system to be laid in the Lands in accordance with standard drainage practice, if the Transferee is given at least thirty (30) days notice of such planned system prior to the installation of the Pipeline. The Transferee agrees to make reasonable efforts to accommodate the planning and installation of future tile drainage systems following installation of the Pipeline so as not to obstruct or interfere with such tile installation. In the event there is a change in the use of all, or a portion of the Transferor Lands adjacent to the Lands which results in the pipeline no longer being in compliance with the pipeline design class location requirements, then the Transferee shall be responsible for any costs associated with any changes to the Pipeline required to ensure compliance with the class location requirements.
4. As soon as reasonably possible after the construction of the Pipeline, the Transferee shall level the Lands and unless otherwise agreed to by the Transferor, shall remove all debris as may have resulted from the Transferee's use of the Lands therefrom and in all respects restore the Lands to its previous productivity and fertility so far as is reasonably possible, save and except for items in respect of which compensation is due under Clause 2 hereof.
5. It is further agreed that the Transferee shall assume all liability and obligations for any and all loss, damage or injury, (including death) to persons or property that would not have happened but for this Easement or anything done or maintained by the Transferee hereunder or intended so to be and the Transferee shall at all times indemnify and save harmless the Transferor from and against all such loss, damage or injury and all actions, suits, proceedings, costs, charges, damages, expenses, claims or demands arising therefrom or connected therewith provided that the Transferee shall not be liable under the clause to the extent to which such loss, damage or injury is caused or contributed to by the gross negligence or wilful misconduct of the Transferor.
6. In the event that the Transferee fails to comply with any of the requirements set out in Clauses 2, 3, or 4 hereof within a reasonable time of the receipt of notice in writing from the Transferor setting forth the failure complained of, the Transferee shall compensate the Transferor (or the person or persons entitled thereto) for any damage, if any, necessarily resulting from such failure and the reasonable costs if any, incurred in the recovery of those damages.
7. Except in case of emergency, the Transferee shall not enter upon any of the Transferor's Lands, other than the Lands, without the consent of the Transferor. In case of emergency the right of entry upon the Transferor's Lands for ingress and egress to and from the Lands is hereby granted. The determination of what circumstances constitute an emergency, for purposes of this paragraph is within the absolute discretion of the Transferee, but is a situation in which the Transferee has a need to access the Pipeline in the public interest without notice to the Transferor, subject to the provisions of Clause 2 herein. The Transferee will, within 72 hours of entry upon such lands, advise the Transferor of the said emergency circumstances and thereafter provide a written report to Transferor with respect to the resolution of the emergency situation. The Transferee shall restore the lands of the Transferor at its expense as closely as reasonably practicable to the condition in which they existed immediately prior to such interference by the Transferee and in the case of tile drains, such restoration shall be performed in accordance with good drainage practice.
8. The Transferor shall have the right to fully use and enjoy the Lands except for planting trees over the lesser of the Lands or a six (6) meter strip centered over the Pipeline, and except as may be necessary for any of the purposes hereby granted to the Transferee, provided that the Transferor shall not excavate, drill, install, erect or permit to be excavated, drilled, installed or erected in, on, over or through the Lands any pit, well, foundation, building, mobile homes or other structure or installation and the Transferor shall not deposit or store any flammable material, solid or liquid spoil,

refuse, waste or effluent on the Lands. Notwithstanding the foregoing the Transferee upon request shall consent to the Transferor erecting or repairing fences, hedges, pavement, lockstone constructing or repairing tile drains and domestic sewer pipes, water pipes, and utility pipes and constructing or repairing lanes, roads, driveways, pathways, and walks across, on and in the Lands or any portion or portions thereof, provided that before commencing any of the work referred to in this sentence the Transferor shall (a) give the Transferee at least (30) clear days notice in writing describing the work desired so as to enable the Transferee to evaluate and comment on the work proposed and to have a representative inspect the site and/or be present at any time or times during the performance of the work, (b) shall follow the instructions of such representative as to the performance of such work without damage to the Pipeline, (c) shall exercise a high degree of care in carrying out any such work and, (d) shall perform any such work in such a manner as not to endanger or damage the Pipeline as may be required by the Transferee.

9. The rights, privileges and easement herein granted shall include the right to install, keep, use, operate, service, maintain, repair, remove and/or replace in, on and above the Lands any valves and/or take-offs subject to additional agreements and to fence in such valves and/or take-offs and to keep same fenced in, but for this right the Transferee shall pay to the Transferor (or the person or persons entitled thereto) such additional compensation as may be agreed upon and in default of agreement as may be settled by arbitration under the provisions of The Ontario Energy Board Act, S.O. 1998, or any Act passed in amendment thereof or substitution therefore. The Transferee shall keep down weeds on any lands removed from cultivation by reason of locating any valves and/or take-offs in the Lands.
10. Notwithstanding any rule of law or equity and even though the Pipeline and its appurtenances may become annexed or affixed to the realty, title thereto shall nevertheless remain in the Transferee.
11. Neither this Agreement nor anything herein contained nor anything done hereunder shall affect or prejudice the Transferee's rights to acquire the Lands or any other portion or portions of the Transferor's lands under the provisions of The Ontario Energy Board Act, S.O. 1998, or any other laws, which rights the Transferee may exercise at its discretion in the event of the Transferor being unable or unwilling for any reason to perform this Agreement or give to the Transferee a clear and unencumbered title to the easement herein granted.
12. The Transferor covenants that he has the right to convey this Easement notwithstanding any act on his part, that he will execute such further assurances of this Easement as may be requisite and which the Transferee may at its expense prepare and that the Transferee, performing and observing the covenants and conditions on its part to be performed, shall have quiet possession and enjoyment of the rights, privileges and easement hereby granted. If it shall appear that at the date hereof the Transferor is not the sole owner of the Lands, this Easement shall nevertheless bind the Transferor to the full extent of his interest therein and shall also extend to any after-acquired interest, but all moneys payable hereunder shall be paid to the Transferor only in the proportion that his interest in the Lands bears to the entire interest therein.
13. In the event that the Transferee fails to pay the Consideration as hereinbefore provided, the Transferor shall have the right to declare this Easement cancelled after the expiration of 15 days from personal service upon the Manager, Land Services of the Transferee at its Executive Head Office in Chatham, Ontario, (or at such other point in Ontario as the Transferee may from time to time specify by notice in writing to the Transferor) of notice in writing of such default, unless during such 15 day period the Transferee shall pay the Consideration; upon failing to pay as aforesaid, the Transferee shall forthwith after the expiration of 15 days from the service of such notice execute and deliver to the Transferor at the expense of the Transferee, a valid and registrable release and discharge of this Easement.
14. All payments under these presents may be made either in cash or by cheque of the Transferee and may be made to the Transferor (or person or persons entitled thereto) either personally or by mail. All notices and mail sent pursuant to these presents shall be addressed to:

the Transferor at: P.O. Box 2050  
325 Farr Drive  
Haileybury, Ontario P0J 1K0

and to the Transferee at: Union Gas Limited  
P.O. Box 2001  
50 Keil Drive North  
Chatham, Ontario N7M 5M1  
Attention: Manager, Land Services

or to such other address in either case as the Transferor or the Transferee respectively may from time to time appoint in writing.

15. The rights, privileges and easement hereby granted are and shall be of the same force and effect as a covenant running with the Transferor's Land and this Easement, including all the covenants and conditions herein contained, shall extend to, be binding upon and inure to the benefit of the heirs, executors, administrators, successors and assigns of the Parties hereto respectively; and, wherever the singular or masculine is used it shall, where necessary, be construed as if the plural, or feminine or neuter had been used, as the case may be.

16. (a) The Transferee represents that it is registered for the purposes of the Harmonized Goods and Services Tax (hereinafter called "HST") in accordance with the applicable provisions in that regard and pursuant to the Excise Tax Act, (R.S.C., 1985, c. E-15), (hereinafter called "Excise Tax Act"), as amended.

(b) The Transferee covenants to deliver a Statutory Declaration, Undertaking and Indemnity confirming its HST registration number, which shall be conclusive evidence of such HST registration, and shall preclude the Transferor from collection of HST from the Transferee.

(c) The Transferee shall undertake to self-assess the HST payable in respect of this transaction pursuant to subparagraphs 221(2) and 228(4) of the Excise Tax Act, and to remit and file a return in respect of HST owing as required under the said Act for the reporting period in which the HST in this transaction became payable.

(d) The Transferee shall indemnify and save harmless the Transferor from and against any and all claims, liabilities, penalties, interest, costs and other legal expenses incurred, directly or indirectly, in connection with the assessment of HST payable in respect of the transaction contemplated by this Easement. The Transferee's obligations under this Clause shall survive this Easement.

17. The Transferor hereby acknowledges that this Easement will be registered electronically.

Dated this \_\_\_\_ day of March, 2017.

**THE CORPORATION OF THE CITY OF TEMISKAMING SHORES**

\_\_\_\_\_  
Signature (Transferor)  
**Carman Kidd, Mayor**  
\_\_\_\_\_  
Print Name(s) (and position held if applicable)  
I have authority to bind the Corporation.  
\_\_\_\_\_  
325 Farr Dr., Haileybury, ON P0J 1K0  
\_\_\_\_\_  
Address (Transferor)

\_\_\_\_\_  
Signature (Transferor)  
**David Treen, Municipal Clerk**  
\_\_\_\_\_  
Print Name(s) (and position held if applicable)  
I have authority to bind the Corporation.  
\_\_\_\_\_  
325 Farr Dr., Haileybury, ON P0J 1K0  
\_\_\_\_\_  
Address (Transferor)

**UNION GAS LIMITED**

\_\_\_\_\_  
Signature (Transferee)  
**Mervyn Weishar, Senior Land Specialist**  
\_\_\_\_\_  
Name & Title (Union Gas Limited)  
I have authority to bind the Corporation.  
\_\_\_\_\_  
519-436-4673  
\_\_\_\_\_  
Telephone Number (Union Gas Limited)

**Additional Information: (if applicable):**

Property Address: Brazeau Blvd., New Liskeard, ON

HST Registration Number:

Municipality of Chatham-Kent

Province of Ontario

DECLARATION REQUIRED UNDER  
SECTION 50 (3) OF THE PLANNING  
ACT, R.S.O. 1990, as amended

I, Merv Weishar , of the Municipality of Chatham-Kent, in the Province of Ontario;

DO SOLEMNLY DECLARE THAT:

1. I am a Senior Land Specialist, Lands Department of Union Gas Limited, the Transferee in the attached Grant of Easement and as such have knowledge of the matters herein deposited to.
2. The use of or right in the land described in the said Grant of Easement being:

**PIN/Part of the PIN:** 61335-0435(LT)

**Legal Description:** PT N 1/2 LT 6 CON 1 DYMOND, CITY OF TEMISKAMING SHORES;  
DISTRICT OF TIMISKAMING; DESIGNATED AS PART 3 ON PLAN 54R-4239

acquired by Union Gas Limited for the purpose of a hydrocarbon line within the meaning of Part VI of the Ontario Energy Board Act, 1998.

AND I make this solemn declaration conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath, and by virtue of The Canada Evidence Act.

DECLARED before me at the )  
 )  
 Municipality of Chatham-Kent )  
 )  
 in the Province of Ontario )  
 )  
 this \_\_\_\_ day of March, 2017 )

\_\_\_\_\_

\_\_\_\_\_  
A Commissioner, etc.



Schedule "B" to

**By-law No. 2017-032**

Easement Agreement between

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

and

**Union Gas Limited**

for occupancy of a natural gas pipeline across  
Part 1 on Plan 54R-4328

## PIPELINE EASEMENT

(Hereinafter called the "Easement")

Between **THE CORPORATION OF THE CITY OF TEMISKAMING SHORES**  
(hereinafter called the "Transferor")

and

**UNION GAS LIMITED**  
(hereinafter called the "Transferee")

This is an Easement in Gross.

WHEREAS the Transferor is the owner in fee simple of those lands and premises more particularly described as:

**PIN:** 61335-0433(LT)

**Legal Description:** PT N 1/2 LT 6 CON 1 DYMOND AS IN LT117317, EXCEPT LT132698, PT 1 TER268, PT 6, 7 & 11 54R1656, PT 1 54R2381, PT 1 54R2664, PT 1 PL 54R-5840 SUBJECT TO AN EASEMENT AS IN LT121356 SUBJECT TO AN EASEMENT AS IN LT295142 CITY OF TEMISKAMING SHORES

(hereinafter called the "Transferor's Lands").

The Transferor does hereby GRANT, CONVEY, TRANSFER AND CONFIRM unto the Transferee, its successors and assigns, to be used and enjoyed as appurtenant to all or any part of the lands, the right, liberty, privilege and easement on, over, in, under and/or through a strip of the Transferor's Lands more particularly described as:

**BEING PART OF THE PIN:** 61335-0433(LT)

**Legal Description:** PT N 1/2 LT 6 CON 1 DYMOND; CITY OF TEMISKAMING SHORES; DISTRICT OF TIMISKAMING; DESIGNATED AS PART 1 ON PLAN 54R-4328

(hereinafter called the "Lands") to survey, lay, construct, maintain, brush, clear trees and vegetation, inspect, patrol, alter, remove, replace, reconstruct, repair, move, keep, use and/or operate one pipeline for the transmission of Pipeline quality natural gas as defined in The Ontario Energy Board Act S.O. 1998 (hereinafter called the "Pipeline") including therewith all such buried attachments, equipment and appliances for cathodic protection which the Transferee may deem necessary or convenient thereto, together with the right of ingress and egress at any and all times over and upon the Lands for its servants, agents, employees, those engaged in its business, contractors and subcontractors on foot and/or with vehicles, supplies, machinery and equipment for all purposes necessary or incidental to the exercise and enjoyment of the rights, liberty, privileges and easement hereby granted. The Parties hereto mutually covenant and agree each with the other as follows:

1. In Consideration of the sum of Five Hundred----- XX/100 Dollars (\$500.00 ) (hereinafter called the "Consideration"), which sum is payment in full for the rights and interest hereby granted and for the rights and interest, if any, acquired by the Transferee by expropriation, including in either or both cases payment in full for all such matters as injurious affection to remaining lands and the effect, if any, of registration on title of this document and where applicable, of the expropriation documents, subject to Clause 12 hereof to be paid by the Transferee to the Transferor within 90 days from the date of these presents or prior to the exercise by the Transferee of any of its rights hereunder other than the right to survey (whichever may be the earlier date), the rights, privileges and easement hereby granted shall continue in perpetuity or until the Transferee, with the express written consent of the Transferor, shall execute and deliver a surrender thereof. Prior to such surrender, the Transferee shall remove all debris as may have resulted from the Transferee's use of the Lands from the Lands and in all respects restore the Lands to its previous productivity and fertility so far as is reasonably possible, save and except for items in respect of which compensation is due under Clause 2, hereof. As part of the Transferee's obligation to restore the Lands upon surrender of its easement, the Transferee agrees at the option of the Transferor to remove the Pipeline from the Lands. The Transferee and the Transferor shall surrender the Easement and the Transferee shall remove the Pipeline at the Transferor's option where the Pipeline has been abandoned. The Pipeline shall be deemed to be abandoned where: (a) corrosion protection is no longer applied to the Pipeline, or, (b) the Pipeline becomes unfit for service in accordance with Ontario standards. The Transferee shall, within 60 days of either of these events occurring, provide the Transferor with notice of the event. Upon removal of the Pipeline and restoration of the Lands as required by this

agreement, the Transferor shall release the Transferee from further obligations in respect of restoration.

2. The Transferee shall make to the Transferor (or the person or persons entitled thereto) due compensation for any damages to the Lands resulting from the exercise of any of the rights herein granted, and if the compensation is not agreed upon by the Transferee and the Transferor, it shall be determined by arbitration in the manner prescribed by the Expropriations Act, R.S.O. 1990, Chapter E-26 or any Act passed in amendment thereof or substitution thereof. Any gates, fences and tile drains curbs, gutters, asphalt paving, lockstone, patio tiles interfered with by the Transferee shall be restored by the Transferee at its expense as closely as reasonably possible to the condition and function in which they existed immediately prior to such interference by the Transferee and in the case of tile drains, such restoration shall be performed in accordance with good drainage practice and applicable government regulations.
3. The Pipeline (including attachments, equipment and appliances for cathodic protection but excluding valves, take-offs and fencing installed under Clause 9 hereof) shall be laid to such a depth that upon completion of installation it will not obstruct the natural surface run-off from the Lands nor ordinary cultivation of the Lands nor any tile drainage system existing in the Lands at the time of installation of the Pipeline nor any planned tile drainage system to be laid in the Lands in accordance with standard drainage practice, if the Transferee is given at least thirty (30) days notice of such planned system prior to the installation of the Pipeline. The Transferee agrees to make reasonable efforts to accommodate the planning and installation of future tile drainage systems following installation of the Pipeline so as not to obstruct or interfere with such tile installation. In the event there is a change in the use of all, or a portion of the Transferor Lands adjacent to the Lands which results in the pipeline no longer being in compliance with the pipeline design class location requirements, then the Transferee shall be responsible for any costs associated with any changes to the Pipeline required to ensure compliance with the class location requirements.
4. As soon as reasonably possible after the construction of the Pipeline, the Transferee shall level the Lands and unless otherwise agreed to by the Transferor, shall remove all debris as may have resulted from the Transferee's use of the Lands therefrom and in all respects restore the Lands to its previous productivity and fertility so far as is reasonably possible, save and except for items in respect of which compensation is due under Clause 2 hereof.
5. It is further agreed that the Transferee shall assume all liability and obligations for any and all loss, damage or injury, (including death) to persons or property that would not have happened but for this Easement or anything done or maintained by the Transferee hereunder or intended so to be and the Transferee shall at all times indemnify and save harmless the Transferor from and against all such loss, damage or injury and all actions, suits, proceedings, costs, charges, damages, expenses, claims or demands arising therefrom or connected therewith provided that the Transferee shall not be liable under the clause to the extent to which such loss, damage or injury is caused or contributed to by the gross negligence or wilful misconduct of the Transferor.
6. In the event that the Transferee fails to comply with any of the requirements set out in Clauses 2, 3, or 4 hereof within a reasonable time of the receipt of notice in writing from the Transferor setting forth the failure complained of, the Transferee shall compensate the Transferor (or the person or persons entitled thereto) for any damage, if any, necessarily resulting from such failure and the reasonable costs if any, incurred in the recovery of those damages.
7. Except in case of emergency, the Transferee shall not enter upon any of the Transferor's Lands, other than the Lands, without the consent of the Transferor. In case of emergency the right of entry upon the Transferor's Lands for ingress and egress to and from the Lands is hereby granted. The determination of what circumstances constitute an emergency, for purposes of this paragraph is within the absolute discretion of the Transferee, but is a situation in which the Transferee has a need to access the Pipeline in the public interest without notice to the Transferor, subject to the provisions of Clause 2 herein. The Transferee will, within 72 hours of entry upon such lands, advise the Transferor of the said emergency circumstances and thereafter provide a written report to Transferor with respect to the resolution of the emergency situation. The Transferee shall restore the lands of the Transferor at its expense as closely as reasonably practicable to the condition in which they existed immediately prior to such interference by the Transferee and in the case of tile drains, such restoration shall be performed in accordance with good drainage practice.
8. The Transferor shall have the right to fully use and enjoy the Lands except for planting trees over the lesser of the Lands or a six (6) meter strip centered over the Pipeline, and except as may be necessary for any of the purposes hereby granted to the Transferee, provided that the Transferor shall not excavate, drill, install, erect or permit to be excavated, drilled, installed or erected in, on,



over or through the Lands any pit, well, foundation, building, mobile homes or other structure or installation and the Transferor shall not deposit or store any flammable material, solid or liquid spoil, refuse, waste or effluent on the Lands. Notwithstanding the foregoing the Transferee upon request shall consent to the Transferor erecting or repairing fences, hedges, pavement, lockstone constructing or repairing tile drains and domestic sewer pipes, water pipes, and utility pipes and constructing or repairing lanes, roads, driveways, pathways, and walks across, on and in the Lands or any portion or portions thereof, provided that before commencing any of the work referred to in this sentence the Transferor shall (a) give the Transferee at least (30) clear days notice in writing describing the work desired so as to enable the Transferee to evaluate and comment on the work proposed and to have a representative inspect the site and/or be present at any time or times during the performance of the work, (b) shall follow the instructions of such representative as to the performance of such work without damage to the Pipeline, (c) shall exercise a high degree of care in carrying out any such work and, (d) shall perform any such work in such a manner as not to endanger or damage the Pipeline as may be required by the Transferee.

9. The rights, privileges and easement herein granted shall include the right to install, keep, use, operate, service, maintain, repair, remove and/or replace in, on and above the Lands any valves and/or take-offs subject to additional agreements and to fence in such valves and/or take-offs and to keep same fenced in, but for this right the Transferee shall pay to the Transferor (or the person or persons entitled thereto) such additional compensation as may be agreed upon and in default of agreement as may be settled by arbitration under the provisions of The Ontario Energy Board Act, S.O. 1998, or any Act passed in amendment thereof or substitution therefore. The Transferee shall keep down weeds on any lands removed from cultivation by reason of locating any valves and/or take-offs in the Lands.
10. Notwithstanding any rule of law or equity and even though the Pipeline and its appurtenances may become annexed or affixed to the realty, title thereto shall nevertheless remain in the Transferee.
11. Neither this Agreement nor anything herein contained nor anything done hereunder shall affect or prejudice the Transferee's rights to acquire the Lands or any other portion or portions of the Transferor's lands under the provisions of The Ontario Energy Board Act, S.O. 1998, or any other laws, which rights the Transferee may exercise at its discretion in the event of the Transferor being unable or unwilling for any reason to perform this Agreement or give to the Transferee a clear and unencumbered title to the easement herein granted.
12. The Transferor covenants that he has the right to convey this Easement notwithstanding any act on his part, that he will execute such further assurances of this Easement as may be requisite and which the Transferee may at its expense prepare and that the Transferee, performing and observing the covenants and conditions on its part to be performed, shall have quiet possession and enjoyment of the rights, privileges and easement hereby granted. If it shall appear that at the date hereof the Transferor is not the sole owner of the Lands, this Easement shall nevertheless bind the Transferor to the full extent of his interest therein and shall also extend to any after-acquired interest, but all moneys payable hereunder shall be paid to the Transferor only in the proportion that his interest in the Lands bears to the entire interest therein.
13. In the event that the Transferee fails to pay the Consideration as hereinbefore provided, the Transferor shall have the right to declare this Easement cancelled after the expiration of 15 days from personal service upon the Manager, Land Services of the Transferee at its Executive Head Office in Chatham, Ontario, (or at such other point in Ontario as the Transferee may from time to time specify by notice in writing to the Transferor) of notice in writing of such default, unless during such 15 day period the Transferee shall pay the Consideration; upon failing to pay as aforesaid, the Transferee shall forthwith after the expiration of 15 days from the service of such notice execute and deliver to the Transferor at the expense of the Transferee, a valid and registrable release and discharge of this Easement.
14. All payments under these presents may be made either in cash or by cheque of the Transferee and may be made to the Transferor (or person or persons entitled thereto) either personally or by mail. All notices and mail sent pursuant to these presents shall be addressed to:

the Transferor at: P.O. Box 2050  
325 Farr Drive  
Haileybury, Ontario P0J 1K0

and to the Transferee at: Union Gas Limited  
P.O. Box 2001  
50 Keil Drive North  
Chatham, Ontario N7M 5M1

Attention: Manager, Land Services

or to such other address in either case as the Transferor or the Transferee respectively may from time to time appoint in writing.

15. The rights, privileges and easement hereby granted are and shall be of the same force and effect as a covenant running with the Transferor's Land and this Easement, including all the covenants and conditions herein contained, shall extend to, be binding upon and inure to the benefit of the heirs, executors, administrators, successors and assigns of the Parties hereto respectively; and, wherever the singular or masculine is used it shall, where necessary, be construed as if the plural, or feminine or neuter had been used, as the case may be.

16. (a) The Transferee represents that it is registered for the purposes of the Harmonized Goods and Services Tax (hereinafter called "HST") in accordance with the applicable provisions in that regard and pursuant to the Excise Tax Act, (R.S.C., 1985, c. E-15), (hereinafter called "Excise Tax Act"), as amended.

(b) The Transferee covenants to deliver a Statutory Declaration, Undertaking and Indemnity confirming its HST registration number, which shall be conclusive evidence of such HST registration, and shall preclude the Transferor from collection of HST from the Transferee.

(c) The Transferee shall undertake to self-assess the HST payable in respect of this transaction pursuant to subparagraphs 221(2) and 228(4) of the Excise Tax Act, and to remit and file a return in respect of HST owing as required under the said Act for the reporting period in which the HST in this transaction became payable.

(d) The Transferee shall indemnify and save harmless the Transferor from and against any and all claims, liabilities, penalties, interest, costs and other legal expenses incurred, directly or indirectly, in connection with the assessment of HST payable in respect of the transaction contemplated by this Easement. The Transferee's obligations under this Clause shall survive this Easement.

17. The Transferor hereby acknowledges that this Easement will be registered electronically.

Dated this \_\_\_\_ day of March, 2017.

**THE CORPORATION OF THE CITY OF TEMISKAMING SHORES**

\_\_\_\_\_  
Signature (Transferor)  
**Carman Kidd, Mayor**  
\_\_\_\_\_  
Print Name(s) (and position held if applicable)  
I have authority to bind the Corporation.  
\_\_\_\_\_  
325 Farr Dr., Haileybury, ON P0J 1K0  
\_\_\_\_\_  
Address (Transferor)

\_\_\_\_\_  
Signature (Transferor)  
**David Treen, Municipal Clerk**  
\_\_\_\_\_  
Print Name(s) (and position held if applicable)  
I have authority to bind the Corporation.  
\_\_\_\_\_  
325 Farr Dr., Haileybury, ON P0J 1K0  
\_\_\_\_\_  
Address (Transferor)

**UNION GAS LIMITED**

\_\_\_\_\_  
Signature (Transferee)  
**Mervyn Weishar, Senior Land Specialist**  
\_\_\_\_\_  
Name & Title (Union Gas Limited)  
I have authority to bind the Corporation.  
\_\_\_\_\_  
519-436-4673  
\_\_\_\_\_  
Telephone Number (Union Gas Limited)

**Additional Information: (if applicable):**

Property Address: Brazeau Blvd., New Liskeard, ON

HST Registration Number:

Municipality of Chatham-Kent

Province of Ontario

DECLARATION REQUIRED UNDER SECTION 50 (3) OF THE PLANNING ACT, R.S.O. 1990, as amended

I, Merv Weishar, of the Municipality of Chatham-Kent, in the Province of Ontario;

DO SOLEMNLY DECLARE THAT:

- 1. I am a Senior Land Specialist, Lands Department of Union Gas Limited, the Transferee in the attached Grant of Easement and as such have knowledge of the matters herein deposed to.
- 2. The use of or right in the land described in the said Grant of Easement being:

**PIN/Part of the PIN:** 61335-0433(LT)

**Legal Description:** PT N 1/2 LT 6 CON 1 DYMOND; CITY OF TEMISKAMING SHORES; DISTRICT OF TIMISKAMING; DESIGNATED AS PART 1 ON PLAN 54R-4328

acquired by Union Gas Limited for the purpose of a hydrocarbon line within the meaning of Part VI of the Ontario Energy Board Act, 1998.

AND I make this solemn declaration conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath, and by virtue of The Canada Evidence Act.

DECLARED before me at the )  
 )  
 Municipality of Chatham-Kent )  
 )  
 in the Province of Ontario )  
 )  
 this \_\_\_\_ day of March, 2017 )

\_\_\_\_\_

\_\_\_\_\_  
A Commissioner, etc.

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

**By-law No. 2017-033**

**Being a by-law to enter into a Purchase Agreement  
with Freightliner North Bay for the purchase and  
delivery of two (2) 2018 Plow 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-003-2017 at the March 7, 2017 Regular Council meeting and directed staff to prepare the necessary by-law to enter into an agreement with Frieghtliner North Bay for the supply and delivery of two (2) 2018 Plow Trucks at an upset limit of \$533,485.10 plus applicable taxes for consideration at the March 7, 2017 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 Frieghtliner North Bay for the supply and delivery of two (2) 2018 Plow Trucks at an upset limit of \$533,485.10 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 7<sup>th</sup> day of March, 2017.

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Deputy Mayor – Danny Whalen

---

Clerk – David B. Treen



Schedule "A" to

**By-law 2017-033**

Equipment Purchase Agreement between

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

and

**Freightliner North Bay**

For the supply and delivery of two (2) 2018 Plow Trucks

**This agreement** made in duplicate this 7<sup>th</sup> day of March, 2017.

Between:

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

(hereinafter called "the Owner")

and

**Freightliner North Bay (930098 Ont. Ltd.)**

(hereinafter called "the Supplier")

Witnesseth:

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

**Article I:**

The Supplier will:

- a) Provide two (2) Plow 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-002-2017)  
Supply and Delivery of New Plow Trucks**

- b) Do and fulfill everything indicated by this Agreement and in the Form of Agreement 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) Plow Trucks in the amount of Five Hundred and Thirty-Three Thousand, Four Hundred and Eighty Five Dollars and Ten cents (\$533,485.10) 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 hand, Canada Post, courier, facsimile or by another electronic communication where, during or after the transmission of the communication, no indication or notice of a failure or suspension of transmission has been communicated to the sender. For

deliveries by courier or by hand, delivery shall be deemed to have been received on the date of delivery; by Canada Post, 5 days after the date on which it was mailed. A communication sent by facsimile or by electronic communication with no indication of failure or suspension of delivery, shall be deemed to have been received at the opening of business on the next day, unless the next day is not a working day for the recipient, in which case it shall be deemed to have been received on the next working day of the recipient at the opening of business.

The Supplier:

**Freightliner North Bay**  
40 Commerce Crescent  
North Bay, Ontario  
P1A 0B4

Attn.: Darin Roy

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 )

**Freightliner North Bay (930098 Ont. Ltd.)**

\_\_\_\_\_  
Sales Manager – Darin Roy

\_\_\_\_\_  
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. 2017-033**

Form of Agreement  
Two (2) Plow Truck



**City of Temiskaming Shores**  
**PW-RFP-002-2017**  
Supply and Delivery of new Plow Trucks

PW-RFP-002-2017

Contractor's submission of bid to:

The Corporation of the City of Temiskaming Shores

Stipulated Bid Price

We/I, Freightliner North Bay (930098 Ont Ltd.)  
(Registered Company Name/Individuals Name)

of, 40 Commerce Crescent, North Bay ON P1A 0B4  
(Registered Address and Postal Code)

Business:

Phone Number (705) - 476 - 0516

Fax Number (705) - 476 - 9410

Email sales@freightlinernb.com

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 unit (less HST)	\$ <u>257144.55</u>
Sub Total for both units	\$ <u>514289.10</u>
Grand Total with HST	\$ <u>581146.68</u>

**City of Temiskaming Shores**  
**PW-RFP-002-2017**  
Supply and Delivery of new Plow Trucks

**NON-COLLUSION AFFIDAVIT**

I/We Freightliner North Bay 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

Darin Roy

Company Name

Freightliner North Bay

Title

Sales Manager

**City of Temiskaming Shores**  
**PW-RFP-002-2017**  
Supply and Delivery of new Plow 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:

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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 North Bay this 13 day of February, 2017.

FIRM NAME:

Freightliner North Bay

BIDDER'S AUTHORIZED OFFICIAL:

Darin Roy

TITLE:

Sales Manager

SIGNATURE:



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

**By-law No. 2017-034**

**Being a by-law to amend By-law No. 2015-030, as amended  
being a by-law to appoint community representatives to  
various Committees and Boards for the 2014-2018 Term of  
Council – Appointment of members to the Community  
Emergency Management Program Committee**

**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 adopted By-law No. 2015-030 to appoint community representatives to various Committees and Boards for 2015-2018 term of Council;

**And whereas** Council considered Memo No. 001-2017-PPP at the March 7, 2017 Regular Council meeting and directed staff to prepare the necessary by-law to amend By-law No. 2015-030 to appoint Emily Disley as a member to the Community Emergency Management Program Committee for consideration at the March 7, 2017 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 Schedule "A" to By-law No. 2015-030, as amended be further amended by appointing **Emily Disley** as a community representative to the Community Emergency Management Program Committee for the 2014-2018 term of Council;

**Read a first, second and third time and finally passed** this 7<sup>th</sup> day of March, 2017.

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Deputy Mayor – Danny Whalen

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Clerk – David B. Treen

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

**By-law No. 2017-035**

**Being a by-law to amend By-law No. 2016-144 being a by-law to enter into a Contribution Agreement with Her Majesty the Queen in Right of Canada as represented by the Ministry of Industry under the Canada 150 Community Infrastructure Program upgrades to the Temiskaming Shores Library – New Liskeard Branch**

**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 entered into a Contribution Agreement with Industry Canada (FedNor) for Infrastructure upgrades to the Temiskaming Shores Library – New Liskeard Branch through By-law No. 2016-144 on August 25, 2016;

**And whereas** Council considered Memo No. 010-2017-CS at the March 7, 2017 Regular Council meeting and directed staff to prepare the necessary by-law to amend By-law No. 2016-144 being a contribution agreement with FedNor for Infrastructure upgrades to the Temiskaming Shores Library – New Liskeard Branch for consideration at the March 7, 2017 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 Schedule A to By-law No. 2016-144, as amended be hereby further amended by Amending Agreement No. 1, 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 7<sup>th</sup> day of March, 2017.**

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Deputy Mayor – Danny Whalen

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Clerk – David B. Treen



Industry Canada

FedNor

19 Lisgar Street  
Suite 307  
Sudbury, Ontario  
P3E 3L4

Industrie Canada

FedNor

19, rue Lisgar  
Bureau 307  
Sudbury (Ontario)  
P3E 3L4

RECEIVED  
MAR 01 2017

FEB 24 2017

Project Number: 839-510952

Mr. Carmen Kidd  
Mayor  
The Corporation of the City of Temiskaming Shores  
325 Farr Drive, PO Box 2050  
Haileybury ON P0J1K0

Dear Mayor Kidd:

**Re: Improvements to the New Liskeard branch of the  
Temiskaming Shores Public Library - CIP 150  
Amendment Number: 1**

As a result of your email dated January 30, 2017, FedNor is prepared to amend our Contribution agreement of August 12, 2016 as follows:

Delete: ANNEX 1 STATEMENT OF WORK

**INDUSTRY CANADA / FEDNOR CONTRIBUTION BY FISCAL YEAR**

2016/2017	2017/2018	TOTAL
\$50,000	\$50,000	\$100,000

Substitute: ANNEX 1 STATEMENT OF WORK

**INDUSTRY CANADA / FEDNOR CONTRIBUTION BY FISCAL YEAR**

2016/2017	2017/2018	TOTAL
\$17,644	\$82,356	\$100,000

All other terms and conditions of our Contribution agreement remain unchanged.

This amendment is open for acceptance for a period of 30 days following the date on the first page, after which it will be null and void. This amendment shall be effective the date the duplicate copy of this amendment, unconditionally accepted and duly executed by the Recipient, is received by FedNor.

If further information is required, please contact Mr. Gerry Spooner toll-free at 1-877-333-6673 ext. 0424 or 705-840-0424 in our North Bay office.

Yours sincerely,

Aime J. Dimatteo  
Director General  
FedNor

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

**Project Number: 839-510952**

**Amendment Number: 1**

The foregoing is hereby accepted this \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

Per: \_\_\_\_\_  
Signature of Recipient

\_\_\_\_\_  
Title

Per: \_\_\_\_\_  
Signature of Recipient

\_\_\_\_\_  
Title



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

**By-law No. 2017-036**

**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 March 7, 2017**

**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 **March 7, 2017** 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 7<sup>th</sup> day of March, 2017.

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Deputy Mayor – Danny Whalen

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Clerk – David B. Treen