



The Corporation of the City of Temiskaming Shores
Regular Meeting of Council
Tuesday, August 8, 2017
6:00 P.M.
City Hall Council Chambers – 325 Farr Drive

Agenda

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

4. Approval of Agenda

Draft Motion

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

5. Disclosure of Pecuniary Interest and General Nature

6. Review and adoption of Council Minutes

Draft Motion

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

- a) Regular Meeting of Council – July 11, 2017

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

8. **Question and Answer Period**

9. **Presentations / Delegations**

- a) Lorne Hillcoat, Business Development Coordinator – Temiskaming Development Fund Corporation

Re: TEMFUND Update

10. **Communications**

- a) Association of Municipalities of Ontario

Re: Proposed Asset Management Planning Regulation under the *Infrastructure for Jobs and Prosperity Act*

Reference: Received for Information

- b) Linda McLean, Clerk-Administrator – Town of Iroquois Falls

Re: Support – Asset Management Planning

Reference: Received for Information

- c) Allison Stanley, Executive Director – Federation of Northern Ontario Municipalities (FONOM)

Re: Request for Support – Made-in-Ontario Species at Risk Guide

Reference: Motion to be presented under New Business

- d) Liz Harding, Assistant Deputy Minister (Municipal Services Division) and Jim Cassimatis, Assistant Deputy Minister (Business Management Division) – Ministry of Municipal Affairs

Re: Update – Residential Tenancies Act, 2006 Amendments – Municipal Enforcement of Residential Rental Maintenance Standards

Reference: Referred to By-law/Property Standards Enforcement Officers

- e) Scott Butler, Manager, Policy and Research – Ontario Good Roads Association (OGRA)

Re: Municipal Infrastructure Project Bundling Initiative

Reference: Motion to be presented under New Business

- f) Briana Bloomfield, Deputy Clerk – City of Owen Sound

Re: Request for Support – Economic Impact Analysis

Reference: Received for Information

- g) Kelly Black, Housing Manager – District of Timiskaming Social Services Administration Board

Re: Expression of Interest – Vacant Land for Affordable Housing - Corner of Raymond Street and Roland Road

Reference: Referred to City Clerk

- h) Allan Boudreau, Director – Timmins Forest Products

Re: Request for Access across Municipal property

Reference: Referred to Corporate Services

- i) Erin Hannah, Assistant Deputy Minister – Ministry of Community and Social Services

Re: Invitation to Participate in the District Social Services Administration Board Review

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. i) 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 Temiskaming Shores Police Services Board meeting held on March 20, 2017;
- b) Minutes of the Temiskaming Shores Police Services Board meeting held on July 17, 2017;
- c) Minutes of the Temiskaming Transit Committee meeting held on July 5, 2017;
- d) Minutes of the Temiskaming Shores Committee of Adjustment meeting held on May 31, 2017; and
- e) Minutes of the OCWA consultation meeting held on July 12, 2017.

12. Committees of Council – Internal Departments

Draft Motion

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

- a) Minutes of the Building Maintenance Committee meeting held on July 6, 2017;
- b) Minutes of the Public Works Committee meeting held on July 6, 2017;

- c) Minutes of the Protection to Persons and Property Committee meeting held on July 6, 2017; and
- d) Minutes of the Protection to Persons and Property Committee meeting held on July 26, 2017.

13. **Reports by Members of Council**

14. **Notice of Motions**

15. **New Business**

- a) **Participation of Mayor Kidd – Northern Ontario Service Deliverers Association (NOSDA)**

Draft Motion

Whereas the Northern Ontario Service Deliverers Association (NOSDA) was formed to develop a co-operative and collaborative approach with municipalities and municipal organizations, to facilitate the consolidated municipal delivery of services in Northern Ontario; and

Whereas NOSDA is intended to create a political forum for reviewing and developing both policies and program delivery issues from a Northern perspective; and

Whereas at the 2017 NOSDA Annual General Meeting there was a panel discussion entitled **“Working together for Better Communities and Better Outcomes in North-eastern Ontario”** with the panel consisting of Mayor Al McDonald - City of North Bay; Mayor Brian Bigger - City of Greater Sudbury; Mayor Steve Black - City of Timmins; and Mayor Al Spacek - Town of Kapuskasing/President of FONOM; and

Whereas during the discussion it was stated that Premier Kathleen Wynne was open to meeting with the elected Mayors to discuss North-eastern Ontario issues to consider solutions; and

Whereas the purpose of these meetings with the Premier is to collectively represent one voice; and

Whereas the District of Timiskaming, a key player for the growth of Northern Ontario, does not have representation on this panel despite having great resources of economic concern including mining, forestry and agriculture.

Now therefore be it resolved that the City of Temiskaming Shores hereby supports the participation of Mayor Carman Kidd as a panel representative for the District of Timiskaming for meetings with Premier Wynne.

b) Request for Support – FONOM – Ministry of Natural Resources and Forestry – Species at Risk Guide

Draft Motion

Whereas the Ministry of Natural Resources and Forestry (MNRF) is planning to post a draft Species at Risk (SAR) Guide to the Environmental Registry for 28 species; and

Whereas the MNRF has failed to consult and work with affected stakeholders and forestry dependent communities on the development of the draft SAR guide; and

Whereas municipal leaders have consistently requested the MNRF complete and share with municipalities socio-economic impact analysis on all policy impacting forestry; and

Whereas MNRF has conducted analysis for one prescription, caribou, and the analysis clearly demonstrates that mills will close; and

Whereas there has been no analysis of the cumulative socio-economic impact of all SAR rules contained within the guide (prescriptions) of multiple species; and

Whereas Ontario has world-class legislation, the Crown Forest Sustainability Act (CFSA), which provides balanced and sustainable forest management; and

Whereas the Endangered Species Act's (ESA) mandate of the protection and recovery of individual species at risk conflicts with the multi-species and multi-value approach of the CFSA, threatening forest sustainability; and

Whereas government in 2007 committed to realizing CFSA equivalency to the ESA, acknowledging that the under the CFSA, the forest sector must implement SAR rules (prescriptions); and

Whereas even under a Section 55 Rules in Regulation “exemption”, the forest sector must implement SAR rules (prescription); and

Whereas if the government continues to implement flawed ESA policy, mills will close, jobs will be lost, and forestry dependent communities will be decimated.

Now therefore be it resolved that the Council for the City of Temiskaming Shores hereby supports the Federation of Northern Ontario Municipalities (FONOM) and calls upon the Government of Ontario to permanently delay the posting of the made-in-Ontario Species at Risk (SAR) Guide which contains prescriptions (rules) for 28 species by 2 years; and

Further be it resolved that with respect to caribou, the Government of Ontario immediately modify Ontario’s proposed caribou prescription by moving the caribou range north to reflect animal collaring data, moving away from the national 35% disturbance threshold, and acknowledging that other factors are threatening caribou recruitment and survival; and

Further be it resolved the Government of Ontario support its forest sector and the 175,000 hardworking men and women, directly and indirectly, who live in communities in every region of the province by asking the Government of Canada to postpone the October 5, 2017 deadline for completing plans and acknowledging recovery could require timeframes in excess of 50 to 100 years; and

Further be it resolved the Government of Ontario leave no worker, region or family behind by ensuring provincial policy supports at a minimum, current forestry operations and does not reduce the forest sector and its employment to a seasonal activity; and

Further be it resolved the Government of Ontario extend the current Section 55 Regulation (exemption), which currently expires on June 30, 2018, for another 5 years recognizing that the CFSA ensure that all forest management in Ontario provides for all 3 pillars of sustainable development – economic, social and environment; and

Further be it resolved that a copy of this resolution be forwarded to the Honourable Kathleen Wynne, Premier of Ontario; the Honourable Kathryn McGarry, Minister of Natural Resources and Forestry; and the Federation of Northern Ontario Municipalities.

c) Ontario Good Roads Association – Municipal Infrastructure Project Bundling Initiative

Draft Motion

Whereas the City of Temiskaming Shores has an inventory of bridges and culverts that require and will require significant capital investments; and

Whereas an Alternative Financing and Procurement approach may afford significant savings on the stewardship of municipal bridges and culverts; and

Whereas the Alternative Financing and Procurement approach has been successfully employed in bridge bundling projects in other jurisdictions.

Now therefore be it resolved that Council for the City of Temiskaming Shores hereby approves in principle its willingness to participate in an exercise with representatives from the Ministry of Infrastructure, the Ministry of Transportation, the Residential and Civil Construction Alliance of Ontario and the Ontario Good Roads Association to determine the feasibility of Alternative Financing and Procurement with regards to the bundling of bridges and culverts into one contract.

- d) **Memo No. 013-2017-PW – Amendment to By-law No. 2014-136 – Contract Cleaning Agreement with S&L Cleaning Services**

Draft Motion

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of Memo No. 013-2017-PW; and

That Council directs staff to prepare the necessary by-law to amend By-law No. 2014-136 with S & L Cleaning Services to extend the contract for an additional year at the same terms and conditions for consideration at the August 8, 2017 Regular Council meeting.

- e) **Administrative Report No. PW-026-2017 – Disposal of Non-hazardous Waste – Agreement with Agnico Eagle Mines Ltd.**

Draft Motion

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of Administrative Report No. PW-026-2017; and

That Council directs staff to prepare the necessary by-law to enter into an agreement with Agnico Eagle Mines Limited for the acceptance of non-hazardous material at the Haileybury Landfill for consideration at the August 8, 2017 Regular Council meeting.

f) Administrative Report No. PW-028-2017 – Project Award – Iron Removal Filters RFP

Draft Motion

Be it resolved That Council for the City of Temiskaming Shores acknowledges receipt of Administrative Report No. PW-028-2017;

That Council acknowledges the review of the Evaluation of Request for Proposal PW-RFP-009-2017 and confirms that the Replacement of the Iron Removal Filters at the McCamus Avenue Water Treatment Plant be completed as defined in the Request for Proposal;

That as outlined in Section 6 of the City's *Procurement Policy*, Council approves the award of the contract to replace the Iron Removal Filters at the McCamus Avenue Water Treatment Plant to *Pedersen Construction (2013) Inc.* at a cost of One Million, Sixty-Seven Thousand and Fifty Dollars (\$1,067,050.00) plus applicable taxes; and

That Council directs staff to prepare the necessary by-law and agreement for consideration at the August 8, 2017 Regular Council meeting.

g) Administrative Report No. RS-007-2017 – Rotary Club Strategic Alliance Agreement – Splash Pad

Draft Motion

Be it resolved that the Council of the City of Temiskaming Shores acknowledges receipt of Administrative Report No. RS-007-2017;

That Council directs staff to prepare the necessary by-law to enter into a Strategic Alliance agreement with the Rotary Club of Temiskaming Shores and Area for the development of a permanent Splash Pad for consideration at the August 8, 2017 Regular Council meeting;

That Council directs staff to prepare the necessary by-law to amend By-law No. 2015-030 to establish a Temiskaming Shores Splash Pad Committee and to appoint Tanner Graydon, Einas Makki, Lyanne Gosselin and Bruce McMullan as community representatives to the Committee for consideration at the August 8, 2017 Regular Council meeting;

That Council directs staff to prepare the necessary by-law to amend By-law No. 2015-001 to appoint _____ and _____ as Council

representatives to the Temiskaming Shores Splash Pad Committee for consideration at the August 8, 2017 Regular Council meeting;

That Council directs staff to prepare the necessary by-law for the adoption of Terms of Reference for the Temiskaming Shores Splash Pad Committee for consideration at the August 8, 2017 Regular Council meeting; and

That Council directs staff to proceed with researching the requirements for the project listed in the report for consideration in the 2018 capital budget program.

h) Memo No. 006-2017-CGP – Xplornet Telecommunications Tower Concurrence – 499 Radley Hill Road

Draft Motion

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of Memo No. 006-2017-CGP; and

That Council concurs with the proposed telecommunications tower proposed by Xplornet Communications Inc. to be located at 499 Radley Hill Road (Kenworth Dealership) provisional on NAV Canada having no objections to the proposed tower.

i) Administrative Report No. CGP-016-2017 – Zoning By-law Amendment No. ZBA-2017-05 (NL) 258 Farah Avenue

Draft Motion

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

That Council acknowledges the comments received from the public notification and advises that these comments were taken into consideration as indicated in the Planning Report and 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 Medium Density Residential (R3) 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 September 5, 2017 Regular Council Meeting.

- j) Memo No. 022-2017-CS – Dymond Developments – Confirmation of obligations under Instrument No. LT270758 have been completed**

Draft Motion

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of Memo No. 022-2017-CS;

That Council agrees to discharge the Development Agreement with 954699 Ontario Limited (Wilson Chev Olds) registered as Instrument No. LT270758 against lands registered as Pt of Lot 9 Con 3, Dymond as in LT101369 except Pt 1 TER 115, Pt 3, 4, 5, 6 TER 245, Pt 7, 8 & 9 54R3676, Pt 1, 3, 4, 7 & 9 54R4826; Pt 4 54R5341; Pt 1 54R5341; Temiskaming Shores, District of Temiskaming – Pcl 10742Sec SST; Pt Lot 9 Con 3 Dymond as in LT101510 except Pt 20 54R3676; Temiskaming Shores, District of Timiskaming – Pt Lt 9 Con 3 Dymond as in LT101132 except LT101133, LT101510, LT111667, LT111961, LT116841, Pt 1 TER303, Pt 10 to 13 54R3676, Pt 1 54R4237, Pt 11 & 13 54R4826, Pt 1 54R5041; Pt 1 54R5182, Pt 1 54R5308, Pt 7 & 8 54R5341, Pt 13 54R3076; Temiskaming Shores, District of Timiskaming – all in the former Township of Dymond, now in the City of Temiskaming Shores and agrees not to exercise its right to purchase the property; and

That all costs associated with the discharge of the agreement be the sole responsibility of the property owner.

- k) January to July 2017 Year-to-date – Capital Projects Financial Report**

Draft Motion

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of the January to July 2017 Year-to-date Capital Report for information purposes.

- l) Administrative Report No. PPP-005-2017 – 2016 Annual Fire Department Report**

Draft Motion

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

specifically Appendix 01 – 2016 Annual Report for the Temiskaming Shores Fire Department for information purposes.

m) Administrative Report No. PPP-006-2017 – Appointment of Volunteer Firefighters – Caitlin Campbell & Adam Ranger

Draft Motion

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of Administrative Report No. PPP-006-2017; and

That Council hereby appoints Caitlin Campbell and Adam Ranger as Volunteer Firefighters to the Temiskaming Shores Fire Department in accordance with the *Recruitment and Retention Program*.

n) Invitation to Participate in the District Social Services Administration Board Review

Draft Motion

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of correspondence from the Ministry of Community and Social Services being an invitation to participate in the District Social Services Administration Board Review; and

That Council appoints Councillor Jelly and Mayor Kidd to represent the City of Temiskaming Shores to participate in the municipal consultation sessions.

16. By-laws

Draft Motion

Be it resolved that:

By-law No. 2017-096 Being a by-law to enter into a lease agreement with 2344 Royal Canadian Army Cadet Corps (RCACC) for use of space in various municipal facilities

By-law No. 2017-097 Being a by-law to authorize an Agreement with Agnico Eagle Mines Limited for the disposal of Contaminated Waste from the Cobalt Load Site at the Haileybury Landfill

By-law No. 2017-098 Being a by-law to amend By-law No. 2014-136 (Agreement with S & L Cleaning Services for the cleaning of the Haileybury Medical Centre and the Haileybury Branch Library)

By-law No. 2017-099 Being a by-law to enter into an agreement with Pedersen Construction (2013) Inc. for the Design/Build for the replacement of the Iron Removal System at the McCamus Water Treatment Plant

By-law No. 2017-100 Being a by-law to enter into a Strategic Alliance agreement with the Rotary Club of Temiskaming Shores and area for the development of a permanent Splash Pad Park in the City of Temiskaming Shores

By-law No. 2017-101 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 – Establishment and appointment of members to the Temiskaming Shores Splash Pad Committee

By-law No. 2017-102 Being a by-law to amend By-law No. 2015-001 being a by-law to appoint Council Committees and Council Representatives to various Boards & Committees for the December 1, 2014 to November 30, 2018 Term of Council – Temiskaming Shores Splash Pad Committee

By-law No. 2017-103 Being a by-law to adopt Terms of Reference for the Temiskaming Shores Splash Pad Committee

be hereby introduced and given first and second reading.

Draft Motion

Be it resolved that:

By-law No. 2017-096;

By-law No. 2017-097;

By-law No. 2017-098;

By-law No. 2017-099;

By-law No. 2017-100;

By-law No. 2017-101;

By-law No. 2017-102; and

By-law No. 2017-103;

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, September 5, 2017 at 6:00 p.m.
- b) Regular – Tuesday, September 19, 2017 at 6:00 p.m.

18. Question and Answer Period

19. Closed Session

None

20. Confirming By-law

Draft Motion

Be it resolved that By-law No. 2017-104 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 **August 8, 2017** be hereby introduced and given first and second reading.

Draft Motion

Be it resolved that By-law No. 2017-104 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.



The Corporation of the City of Temiskaming Shores
Regular Meeting of Council
Tuesday, July 11, 2017
6:00 P.M.
City Hall Council Chambers – 325 Farr Drive

Minutes

1. Call to Order

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

2. Roll Call

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

Present: Christopher W. Oslund, City Manager
David B. Treen, Municipal Clerk
Doug Walsh, Director of Public Works
Kelly Conlin, Director of Corporate Services (A)
Tim Uttley, Fire Chief
Mitch Lafreniere, Manager of Physical Assets
Jennifer Pye, Planner
Clayton Seymour, Chief Building Official
Chantal Charbonneau, Enterprise Temiskaming Consultant

Regrets: Councillor Jesse Foley

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

Members of the Public Present: 5

3. Review of Revisions or Deletions to Agenda

Additions:

Under Item 15 – New Business add:

- I) Administrative Report No. CGP-015-2017 – Lake Temiskaming Tour Media**

4. Approval of Agenda

Resolution No. 2017-278

Moved by: Councillor Laferriere

Seconded by: Councillor Jelly

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

Carried

5. Disclosure of Pecuniary Interest and General Nature

Councillor Laferriere disclosed a pecuniary interest in regards to Item 19 c) Under Section 239 (2) (c) of the Municipal Act, 2001 – pending disposition of land – 285 Whitewood Avenue

6. Review and adoption of Council Minutes

Resolution No. 2017-279

Moved by: Councillor McArthur

Seconded by: Councillor Whalen

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

- a) Regular Meeting of Council – June 20, 2017

Carried

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

7.1. Application for Zoning Amendment – ZBA-2017-05(NL)

Owner: James McNamara

Agent: Ian Laferriere

Subject Land: 258 Farah Avenue

Purpose: The applicant (owner) proposes to rezone the subject land from Medium Density Residential (R3) to Medium Density Residential Exception (R3-E) to add a 4 unit townhouse as a permitted use on the property with specific setbacks.

Mayor Kidd outlined that the public meeting scheduled tonight is for one (1) Zoning By-law amendment application and that 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 Planner, Jennifer Pye present the application.

Jennifer Pye, Planner indicated that the owner of the property is James McNamara and the applicant is Ian Laferriere and the subject property is at 258 Farah Avenue at the southeast corner of Farah Avenue and Edith Street.

The applicant is seeking a zoning amendment to permit the construction of a 4-unit townhouse on the property, and to recognize proposed development specific considerations. The property is currently vacant. A single detached dwelling previously located on the property was demolished in 2014. The proposed use is a 4-unit townhouse with each of the units fronting on Edith Street. The proposed driveways are wide enough to accommodate 2 cars for each unit and site plan includes a 10' setback between the building and the east property line.

Jennifer stated that the property is designated Residential Neighbourhood in the Official Plan. Permitted uses include low, medium and high density housing, special needs housing, public service facilities, infrastructure, and neighbourhood-serving commercial uses as detailed on the slide. The proposed use would be considered medium density housing and fits within the requirements of the Official Plan for the Residential Neighbourhood designation.

The property is currently zoned Medium Density Residential (R3) and permitted uses are single family, duplex, semi-detached, triplex, and quadruplex dwellings, as well as home occupations and home professions. Each of these uses would be subject to lot frontage and area requirements for the specific use. Under the current zoning, up to and including a triplex dwelling house would be permitted with no permissions required from the Planning Department.

A quadruplex dwelling house is listed as a permitted use in the R3 zone; however based on the definition of quadruplex provided in the zoning by-law, the dwelling house would need to be split to ensure two shared walls. The applicant proposes to split the units so all units face the same direction, and this configuration is considered under the definition of a townhouse in the Zoning By-law. Townhouses are currently only permitted in the Apartment Residential (R4) zone.

The applicant is proposing to rezone the property from R3 to R3 with an exception to permit a 4-unit townhouse on the property, as well as to recognize the development-specific considerations in the table on this slide.

Jennifer also read out three written submissions of objection to the application and indicated that copies will be provided as part of an Administrative Report to be submitted at a future Council meeting.

Mayor Kidd thanked Jennifer for the presentation and inquired if there were any questions or comments from the public.

Richard Toupin, 252 Farah Avenue, expressed concern with traffic increases along Edith Street as well as the ability to look into his back yard. In favour of developing the property and would rather see a four-plex than a two storey dwelling.

Mayor Kidd inquired if there were any questions or comments from the applicant.

Applicant Ian Laferriere indicated the target market for the units are seniors and that there should be no traffic concerns on Edith as it appears to be a low volume road now. In regards to privacy, not proposing to build any higher than what exists now and the only property that may have concerns is Mr. Toupin as each unit will have a deck at the back adjacent to his property, but again the units will be geared towards seniors as it is walking distance to many amenities.

Mayor Kidd inquired if there were any questions or comments from Council.

Councillor McArthur inquired about water and sanitary capacity. Mr. Ian Laferriere responded that the Public Works has required that the diameter of the sanitary service to the building be upgraded with no concerns with capacity.

Councillor McArthur inquired if the units have to be accessible. Jennifer Pye outlined based on the Building Code anything under five (5) units does not have to have any accessibility considerations.

Councillor Jelly inquired if any accessibility features are being proposed. Mr. Laferriere stated that they are not looking at any accessibility features for anyone with mobility issues; however it will not have any steps on the outside and bathrooms will include washer/dryer on the first floor as well as a walk in shower units as opposed to bath tubs.

With no further comments, Mayor Kidd declared this portion of the public meeting to be closed and advise that Council will give due consideration to all comments received tonight and that an administrative report will be considered by Council at a future Council meeting.

8. Question and Answer Period

None

9. Presentations / Delegations

None

10. Communications

a) Planning Committee – Festival des Folies Franco-Fun

Re: Thank you letter – Use of Facilities and special mention to Arena staff

Reference: Received for Information

b) Melissa La Porte & Rejeanne Massie (TAG & ARTEM)

Re: Thank you letter – Assistance with 150th Celebrations

Reference: Received for Information

c) Jeff Leal, Minister of Agriculture, Food and Rural Affairs & Bob Chiarelli, Minister of Infrastructure

Re: OCIF Application – City eligible to apply for up to \$1,476,068

Reference: Referred to the Director of Public Works

d) Mitzie Hunter, Minister of Education & Bob Chiarelli, Minister of Infrastructure

Re: Ontario's Plan to Strengthen Rural and Northern Education

Reference: Received for Information

- e) Rachel Rowswell – Northern Policy Institute

Re: State of the North Conference

Reference: Motion for consideration under New Business

Resolution No. 2017-280

Moved by: Councillor Laferriere

Seconded by: Councillor Jelly

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. 2017-281

Moved by: Councillor Jelly

Seconded by: Councillor Laferriere

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

- a) Minutes of the OCWA Consultation meeting held on May 30, 2017;
- b) Minutes of the Temiskaming Shores Library Board meeting held on May 17, 2017;
- c) Minutes of the Temiskaming Mayors Action Group meeting held on June 10, 2017;
- d) Minutes of the Earleton-Timiskaming Regional Airport Authority (ETRAA) meeting held on April 20, 2017;
- e) May 2017 Earleton-Timiskaming Regional Airport Authority Activity Report;
- f) Minutes of the Library Building Committee meeting held on June 6, 2017; and
- g) Minutes of the Temiskaming Transit Committee meeting held on June 14, 2017.

Carried

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

Resolution No. 2017-282

Moved by: Councillor McArthur

Seconded by: Councillor Whalen

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

- a) Minutes of the Building Maintenance Committee meeting held on May 26, 2017; and
- b) Minutes of the Protection to Persons and Property Committee meeting held on June 14, 2017.

Carried

13. **Reports by Members of Council**

Councillor Whalen reported on the following:

- Money Sense: Had a listing of the top places to live in Canada and Temiskaming Shores was 173 and the interesting fact is that we are far higher than any other location in Northern Ontario. Our three strongest assets were Transit, Cost of Housing and Taxes. Recommended that you visit their website www.moneysense.ca

Councillor McArthur reported on the following:

- Paper Article: Concerns with article in the Temiskaming Speaker on June 28th talking about forecasting the shortfall and opening online doors to new comers; statistics indicated that by 2041 there will be 75,000 fewer workers. Concerns with the statistics in regards to how can anyone predict what is going to happen by 2041 and fed up with some of these different meetings that we attend which involves the major cities, why do we not have meetings with municipalities of 10,000 populations and determine what is happening in our back yard. North Bay is promoting trades in grades 7 & 8 and do not appreciate alarming statements that include Temiskaming Shores.

Councillor Hewitt reported on the following:

- Summerfest: Thanked city staff for their efforts and although there were less participants due various circumstances (no Bikers Reunion, weather) it was deemed successful and the BIA looks forward to continued support resulting in a stronger BIA.

Councillor Jelly reported on the following:

- OPSBA: Attended the conference in Blue Mountain and received assurance that the government will open the Police Services Act for review in September and amended prior to the election.

14. Notice of Motions

Councillor Hewitt proposed the following Notice of Motion:

Whereas the Northern Ontario Service Deliverers Association (NOSDA) was formed to develop a co-operative and collaborative approach with municipalities and municipal organizations, to facilitate the consolidated municipal delivery of services in Northern Ontario. NOSDA is intended to create a political forum for reviewing and developing both policies and program delivery issues from a Northern perspective; and

Whereas at the 2017 NOSDA Annual General Meeting there was a panel discussion entitled ***“Working together for Better Communities and Better Outcomes in North-eastern Ontario”*** with the panel consisting of Mayor Al McDonald, City of North Bay; Mayor Brian Bigger, City of Greater Sudbury; Mayor Steve Black, City of Timmins and Mayor Al Spacek, Town of Kapuskasing/President of FONOM; and

Whereas during the discussion it was shared that Premier Kathleen Wynn was open to meeting with the elected Mayors to discuss North-eastern Ontario issues to consider solutions; and

Whereas the purpose of these meetings with the Premier is to collectively represent one voice; and

Whereas the District of Timiskaming, a key player for the growth of Northern Ontario, does not have representation on this panel, despite having great resources of economic concern including mining, forestry and agriculture.

Now therefore be it resolved that the City of Timiskaming Shores hereby supports the participation of Mayor Carman Kidd as a panel representative for the District of Timiskaming for meetings with Premier Wynne.

15. New Business

a) **Northern Policy Institute – State of the North Conference**

Resolution No. 2017-283

Moved by: Councillor McArthur

Seconded by: Councillor Jelly

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges the invitation from the Northern Policy Institute for the State of the North Conference;

That Council approves the attendance of Mayor Kidd and Councillor Whalen to the State of the North Conference scheduled for September 27th – 28th, 2017 in Timmins; and

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

Carried

b) Memo No. 005-2017-CGP – Request for Deeming By-law for 476 Amwell Street

Resolution No. 2017-284

Moved by: Councillor Whalen

Seconded by: Councillor Laferriere

Whereas Lori Larkin, owner of 476 Amwell Street is proposing to build a new garage and would like to merge lots on title through the adoption of a deeming by-law in compliance with the Planning Act in order to create one property with one Roll number; and

Whereas the owner has acknowledged that registration of the pending deeming by-law on title will be at her expense;

Now therefore be it resolved that Council for the City of Temiskaming Shores hereby directs staff to prepare the necessary by-law to deem Lots 3, 4 and 5 on Plan M-13 NB, Parcels 2619 NND and 12878 SST to no longer be Lots on a Plan of Subdivision; and

Further that Council hereby directs staff to prepare the necessary deeming by-law for consideration at the July 11, 2017 Regular Council meeting.

Carried

c) Administrative Report No. CGP-013-2017 – Enterprise Temiskaming – Economic Development Report

Resolution No. 2017-285

Moved by: Councillor Jelly

Seconded by: Councillor Hewitt

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of Administrative Report No. CGP-013-2017 for information purposes.

Carried

d) Administrative Report No. CGP-014-2017 – Enterprise Temiskaming 2017-2019 Proposed Business Plan and Budget

Resolution No. 2017-286

Moved by: Councillor McArthur

Seconded by: Councillor Laferriere

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of Administrative Report No. CGP-014-2017 more specifically Appendix 01 – 2017-2019 Proposed Business Plan and Budget which has been developed by Enterprise Temiskaming in accordance with the Ontario Ministry of Economic Development and Growth / Ministry of Research, Innovation and Science (MEDG/MRIS), and the Ministry of Northern Development and Mines (MNDM); and

That Council directs staff to forward the 2017-2019 Proposed Business Plan and Budget to the MEDG/MRIS and MNDM with the understanding that these Ministries have the authority to change or include additional mandates.

Carried

e) January to June 2017 Year-to-Date – Capital Project Report

Resolution No. 2017-287

Moved by: Councillor Laferriere

Seconded by: Councillor Whalen

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of the January to June 2017 Year-to-Date Capital Report for information purposes.

Carried

f) Memo No. 019-2017-CS – Brokerage Services for the provision of Municipal Insurance

Resolution No. 2017-288

Moved by: Councillor Jelly

Seconded by: Councillor Laferriere

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

That Council directs staff to repeal Resolution No. 2017-265 and prepare the necessary by-law to enter into an agreement with BFL Canada Ltd. brokered by Tench-MacDiarmid Insurance Brokers Ltd. for Municipal Insurance and Risk Management Services for a premium of \$218,193 plus applicable taxes to be presented for consideration at the July 11, 2017 Regular Council meeting.

Carried

g) Memo No. 020-2017-CS – Capital Project addition - Dymond Hall Accessibility Upgrades

Resolution No. 2017-289

Moved by: Councillor Laferriere

Seconded by: Councillor Hewitt

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of Memo No. 020-2017-CS;

That Council directs the Treasurer to add the Dymond Hall Accessibility Upgrades project to the 2017 Capital Budget Envelope;

That Council directs the Treasurer to reallocate the remaining funds from the Golf Course Road Bridge repairs project to the Dymond Hall Accessibility Upgrades project; and

That Council approves the cancellation of the Snow Blower Upgrades project and directs the Treasurer to reallocate the budget to the Dymond Hall Accessibility Upgrades project.

Carried

h) Memo No. 021-2017-CS – Amendment No. 1 to By-law No. 2016-154 – FedNor Funding – 2017 PDAC Event

Resolution No. 2017-290

Moved by: Councillor Laferriere

Seconded by: Councillor Jelly

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of Memo No. 021-2017-CS; and

That Council directs staff to prepare the necessary by-law to amend By-law No. 2016-154 being an agreement with FedNor for funding for the 2017 PDAC Event to include Amendment No. 01 for consideration at the July 11, 2017 Regular Council meeting.

Carried

i) Administrative Report No. CS-031-2017 – Lease Agreement with 2344 Royal Canadian Army Cadet Corps (RCAA)

Resolution No. 2017-291

Moved by: Councillor Whalen

Seconded by: Councillor Jelly

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of Administrative Report No. CS-031-2017; and

That Council directs staff to prepare the necessary by-law to enter into a lease agreement with 2344 Royal Canadian Army Cadet Corps for renting space in various City facilities for a three (3) year term commencing September 1, 2017 to August 31, 2020 at a rate of \$250 per month for consideration at the August 8, 2017 Regular Council meeting.

Carried

j) Administrative Report No. PW-023-2017 – Project Award – STATO Extension (Highway 65 East / Grant Drive)

Resolution No. 2017-292

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. PW-023-2017;

That Council acknowledges the review of the results of Request For Proposal RS-RFP-002-2017, attached to this report as Appendix 02 and confirms that the 2017 STATO Trail Extension (Highway 65 East / Grant Drive and Laurette Street) be completed as defined in the Request for Proposal;

That as outlined in Section 6 of the City's Procurement Policy (By-law No. 2017-015), Council approves the award of the 2017 STATO Trail Extension (Highway 65 East / Grant Drive and Laurette Street) contract to *Miller Paving Limited* at a cost of \$404,930 plus applicable taxes; and

That Council directs staff to prepare the necessary by-law and agreement for consideration at the July 11, 2017 Regular Council meeting.

Carried

k) Administrative Report No. PW-025-2017 – Federation of Canadian Municipalities Funding Application submission – LAS Roads Assessment Survey

Resolution No. 2017-293

Moved by: Councillor Jelly

Seconded by: Councillor Hewitt

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of Administrative Report No. PW-025-2017, more specifically Appendix 01 - FCM "*Municipal Asset Management Program: Funding Offer*" Application Guide and Appendix 03 - LAS Roads Assessment Survey proposal for all bituminous treated roads in Temiskaming Shores;

That Council for the City of Temiskaming Shores considers that with the recent posting of the proposed *Municipal Asset Management Planning Regulation*, which will see much more prescriptive requirements within the City's Asset Management Plan, a comprehensive Roads Assessment Survey and Needs Study is required;

That Council for the City of Temiskaming Shores commits to conducting the following activities in its proposed project submitted to the Federation of Canadian Municipalities' Municipal Asset Management Program to advance our asset management program:

- Mobile Sensing Roads Data Collection;
- Roads Assessment Data Processing;
- Pavement Management Plan utilizing a GIS based software analytics platform.

That Council for the City of Temiskaming Shores directs staff to apply for a grant opportunity from the Federation of Canadian Municipalities' Municipal Asset Management Program for a Road Needs Assessment; and

That Council for the City of Temiskaming Shores commits up to \$15,000 from its 2017 budget towards the cost of this initiative.

Carried

I) Administrative Report No. CGP-015-2017 Lake Temiskaming Tour Media FAM

Resolution No. 2017-294

Moved by: Councillor Laferriere

Seconded by: Councillor Hewitt

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of Administrative Report No. CGP-015-2017;

That Council agrees to administer and host a media familiarization tour on Lake Temiskaming in partnership with the Ontario Tourism Marketing Partnership Corporation; and

That Council authorizes a funding application to the Ontario Tourism Marketing Partnership Corporation to fund the Lake Temiskaming familiarization tour in the amount of \$80,000.

Carried

16. By-laws

Resolution No. 2017-295

Moved by: Councillor Jelly

Seconded by: Councillor Whalen

Be it resolved that:

By-law No. 2017-091 Being a by-law to enter into a Municipal Insurance Agreement with BFL Canada Ltd., brokered by Tench-MacDiarmid Insurance Brokers Ltd. – July 1, 2017 to June 30, 2020

By-law No. 2017-092 Being a by-law to designate any plan of subdivision, or part thereof, that has been registered for eight years or

more, which shall be deemed as not a registered plan of subdivision – 476 Amwell Street – Roll No. 54-18-030-003-058.00

By-law No. 2017-093 Being a by-law to amend By-law No. 2016-154 being a by-law to enter into an agreement with Her Majesty the Queen in Right of Canada as represented by the Ministry of Industry – FedNor for the Northern Ontario Pavilion at the 2017 PDAC Event – Amendment No. 1

By-law No. 2017-094 Being a by-law to enter into an agreement with Miller Paving Limited for the 2017 STATO Trail Extension for Highway 65E/Grant Drive and Laurette Street

be hereby introduced and given first and second reading.

Carried

Resolution No. 2017-296

Moved by: Councillor Laferriere

Seconded by: Councillor McArthur

Be it resolved that:

By-law No. 2017-091;

By-law No. 2017-092;

By-law No. 2017-093; and

By-law No. 2017-094

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, August 8, 2017 at 6:00 p.m.
- b) Regular – Tuesday, September 5, 2017 at 6:00 p.m.

18. Question and Answer Period

Dan Dawson questioned if the recently approved extension of the STATO Trail along Grant Drive behind the Mall would be torn up when the road is extended through this area; in essence wasting .5 M.

Director of Public Works, Doug Walsh indicated that the existing easement is 100' in width and is adequate to establish the STATO Trail on the west side and sufficient room to build the roadway resulting in a physical separation between the roadway and the trail.

Dan Dawson outlined that the concerns the public had with the original proposal of the STATO Trail was whether it would be a burden to the taxpayers. It now appears that the City has taken over the trail and are responsible for all the maintenance and construction; sweeping of the trail seems to have taken priority over residential streets especially in the Dymond subdivision.

D. Whalen outlined that the Town of Shelburne has put out a press release that a good friend, John Telfer, will be retiring August 14th for information purposes.

19. Closed Session*Resolution No. 2017-297*

Moved by: Councillor Whalen

Seconded by: Councillor Jelly

Be it resolved that Council agrees to convene in Closed Session at 7:15 p.m. to discuss the following matters:

- a) **Adoption of the June 20, 2017 – Closed Session Minutes**
- b) **Under Section 239 (2) (c) of the Municipal Act, 2001 – proposed disposition of land – 975202 Silver Centre Road - Confidential Administrative Report PW-024-2017**
- c) **Under Section 239 (2) (c) of the Municipal Act, 2001 – pending disposition of land – 285 Whitewood Avenue**
- d) **Under Section 239 (2) (c) of the Municipal Act, 2001 – proposed acquisition of land – 884045 Highway 65 W**

Carried

Resolution No. 2017-298

Moved by: Councillor Hewitt
Seconded by: Councillor McArthur

Be it resolved that Council agrees to rise with report from Closed Session at 8:32 p.m.

Carried

Matters from Closed Session:

a) Adoption of the June 20, 2017 – Closed Session Minutes

Resolution No. 2017-299

Moved by: Councillor Whalen
Seconded by: Councillor Laferriere

Be it resolved that Council approves the June 20, 2017 Closed Session Minutes as printed.

Carried

b) Under Section 239 (2) (c) of the Municipal Act, 2001 – proposed disposition of land – 975202 Silver Centre Road - Confidential Administrative Report PW-024-2017

Resolution No. 2017-300

Moved by: Councillor Whalen
Seconded by: Councillor Jelly

Be it resolved that Council for the City of Temiskaming Shores hereby acknowledges receipt of Confidential Administrative Report No. PW-024-2017; and

That Council directs staff to initiate the process to declare the property in question as surplus with the intent of disposal.

Carried

c) Under Section 239 (2) (c) of the Municipal Act, 2001 – pending disposition of land – 285 Whitewood Avenue

Council provided staff with direction in Closed Session.

d) Under Section 239 (2) (c) of the Municipal Act, 2001 – proposed acquisition of land – 884045 Highway 65 W

Council provided staff with direction in Closed Session.

20. Confirming By-law

Resolution No. 2017-301

Moved by: Councillor Whalen

Seconded by: Councillor Hewitt

Be it resolved that By-law No. 2017-095 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 **July 11, 2017** be hereby introduced and given first and second reading.

Carried

Resolution No. 2017-302

Moved by: Councillor Jelly

Seconded by: Councillor McArthur

Be it resolved that By-law No. 2017-095 be given third and final reading, be signed by the Mayor and Clerk and the corporate seal affixed thereto.

Carried

21. Adjournment

Resolution No. 2017-303

Moved by: Councillor McArthur

Seconded by: Councillor Hewitt

Be it resolved that City Council adjourns at 8:35 p.m.

Carried

Mayor – Carman Kidd

Clerk – David B. Treen

July 7, 2017

PROPOSED ASSET MANAGEMENT PLANNING REGULATION UNDER THE *INFRASTRUCTURE FOR JOBS AND PROSPERITY ACT*

Municipal Support for Asset Management:

The Association of Municipalities of Ontario (AMO) and the municipal governments we represent strongly support asset management planning to support council's decision making. In the past few years, AMO has worked with municipal staff associations to improve asset management planning and increase understanding of its role in the sector. Municipal governments understand that to serve our residents and make the best decisions, we need the best data we can get in the most affordable manner.

History:

The *Infrastructure for Jobs and Prosperity Act, 2015* asset management authority was first proposed to apply only to provincial infrastructure planning, requiring the government to use municipal asset management plans to set provincial priorities when formulating its infrastructure plan.

When the Bill was re-introduced after the 2014 election, the government moved an amendment to the Bill which would regulate the 'form and content' of municipal asset management plans.

Until this point, the government had required municipal governments to have an asset management plan in place to be able to receive provincial funding for local infrastructure projects. The provincial government supported local asset management planning through a guide and funding for smaller municipalities to have the capacity do this planning - \$12+ million.

As a result of this support, almost all Ontario municipal governments have an asset management plan in place. This means that provincial guidance and support, as well as requiring a plan to receive funding, has greatly improved asset management planning amongst municipal governments in a short period of time.

AMO understands from the Province that there is considerable variance amongst the plans and methodologies used. The Association also understands that moving to standardization can help to create conformity and comparability amongst municipal asset management plans to help in provincial priority setting. However, AMO has

concerns that the currently proposed regulation is too prescriptive, unaffordable and too difficult for municipal governments to comply with in the prescribed timeframe.

Starting Over and Costs to Support Planning:

The current regulatory proposal will increase asset management criteria, standardize those criteria across the consulting industry and municipal governments and require municipalities to take into account a holistic view of managing assets on an aggressive timeframe.

It is unlikely that many current municipal government asset management plans will meet the criteria set out in the proposed regulation – resulting in the majority of members having to substantially start over. This cost will be difficult to justify to our taxpayers and residents. With the addition of service levels, operational criteria such as energy costs, climate mitigation information and growth planning for municipalities 25,000 population and above, AMO anticipates that all Ontario municipal governments will need to adjust and add to their plans in a significant way to achieve conformance.

This means that additional costs for adding staff, staff training, consultants (including engineers) and data management/IT systems is likely to result. AMO has heard from several members that they believe the regulation will require the addition of at least one staff member. Even where those resources may be shared amongst municipal governments, this is likely to add at least \$100,000 in salaries, benefits and pension costs to municipal payrolls for each additional person: a significant expansion of staff when the number of municipalities are taken into account. This pressure will be first and foremost in the minds of municipal councils and senior management as they assess the regulation.

Related to this pressure are the highly ambitious timelines included in the phases of the regulations. AMO believes that these timelines are too aggressive and will put additional pressure on municipal governments and their staff to meet compliance. These timeframes, if they can be met, will result in additional and significant cost pressures for municipal staff capacity to be secured.

Other concerning requirements in the proposed regulation include:

- The expansion of asset management plans to energy, non-infrastructure and climate mitigation (greenhouse gas reduction) costs and activities, which take the focused management of physical assets and the services they provide into an additional function that unnecessarily duplicates Official and Strategic Plans, energy regulation requirements, and other municipal government initiatives;
- The financing plan requirements may duplicate the municipal budgeting process and forecast needs;
- The requirement for service level analysis and lifecycle costing models for every asset owned and operated by a municipal government will greatly expand the

criteria and required expertise to meet them, adding major costs as outlined above;

- overlap and competing requirements with other legislation; and
- 'Approval' by a licensed engineer before 'presentation' to council adds unnecessary costs to municipal governments that may not have an engineer on staff, assumes that one engineer may be willing to sign off on every part of the plan even if it is beyond their expertise, and distorts the appropriate role of the elected municipal council and their senior management.

Provincial Support:

Finally, a major concern for AMO and municipal governments and organizations will be the types of support contemplated in the regulation. Whilst offering templates and webinars will be helpful to the sector to increase the knowledge of and reduce the burden to staff, these will do nothing to alleviate the main problem: most Ontario municipalities do not have staff with the required skill set and capacity and this will represent a major cost to acquire it. That expense will be on-going.

Moreover, the consulting industry may also be challenged to make up the shortfall in that capacity.

The vast majority of Ontario municipalities have fewer than 10,000 residents and almost 200 of Ontario's 444 local governments have fewer than 5,000. For these and others direct financial support and capacity to re-do plans is a must. While federal support for asset management planning by municipalities has recently been announced, it is impossible that this national program will fund the majority of Ontario municipal needs created by this proposed regulation.

Potential Benefits:

The regulation may also have some benefits to the sector, if municipal governments are able to meet the required criteria given increased financial, capacity and time resources.

Service level analyses and better condition data, if it can be collected affordably, will lead to better decision making by councils and a better understanding by residents and businesses of priorities. However, this will also inevitably lead to very difficult debates amongst local taxpayers that could have implications for all orders of government.

Better data should also lead over time to fewer application-based infrastructure funding programs offered by federal and provincial governments. If the point of asset management is to take a long-term view to priority setting for investments, then more formula-based programs that allow municipal governments to count on stable funding should result. AMO notes that formula-based funding forms a smaller part of both federal and provincial funding for infrastructure for municipal governments right now

and for the foreseeable future. It makes no sense to require an enhanced asset management planning process without appropriate adjustments to federal and provincial funding mechanisms.

Finally, the inclusion of electricity costs, non-infrastructure solutions and greenhouse gas emissions could provide a more holistic view of the physical assets our residents rely on to make their daily lives better. However, this level of analysis may be overwhelming for many municipal governments in the near-term as they re-start their asset management planning regimes as a result of the regulation.

Summary:

The proposed regulation will greatly increase criteria and requirements on municipal organizations to carry out planning. Some municipal governments will need to find additional resources to do these plans – internally or through consultants – and increased skills will be needed to complete them. The regulations may create significant data and reporting requirements for local governments.

To achieve the desired outcomes the provincial and municipal governments are seeking in asset management planning, there are two options. The proposed regulation must be scaled down dramatically with increased implementation timelines or the Province must commit to significantly funding the immediate and on-going municipal resource and capacity needs that will be required to comply. To do neither would ensure that the benefits of a well-considered and constructed asset management planning regime will not be achievable for both municipal governments and the Province.

THE CORPORATION OF THE TOWN OF IROQUOIS FALLS

SPECIAL MEETING

DATE: July 17, 2017

RESOLUTION NO.: 2017- 141

AGENDA ITEM NO.: 3. (A)

MOVED BY: C. Kennedy

SECONDED BY: B. L. Purdon

WHEREAS the *Infrastructure for Jobs and Prosperity Act, 2015*'s purpose is to establish mechanisms to encourage principled, evidence-based and strategic long-term infrastructure planning that supports job creation and training opportunities, economic growth and protection of the environment, and incorporate design excellence into infrastructure planning;

AND WHEREAS the Act requires every municipality to prepare the infrastructure asset management plan required by regulation;

AND WHEREAS the proposed regulation will increase the requirements to be included in the infrastructure asset management plan;

AND WHEREAS the Council of the Corporation of the Town of Iroquois Falls is concerned about the significant costs to small municipalities for additional staff, training, engineering, and data management resources that will be required to achieve conformance; the expansion to non-infrastructure considerations such as climate change, disaster planning, and linkages to municipal goals and various plans; and the aggressive timelines for such a broad scope detailed undertaking;

AND WHEREAS the Ministry of Infrastructure is accepting comments on the proposed municipal asset management planning regulation prior to July 24th, 2017.

NOW THEREFORE BE IT RESOLVED THAT the Town of Iroquois calls upon the Minister of Infrastructure to consider and recognize the financial burden the proposed regulation will impose on small municipalities already operating with resource constraints (i.e. financial, human resources, other) and either drastically scale down the implementation timelines or commit to significantly funding the on-going municipal resource and capacity needs that will be required to ensure compliance with the regulation.

FONOM

The Federation of Northern Ontario Municipalities

MOVED BY: Hector Lavigne

SECONDED BY: Paul Schoppmann

RESOLUTION NO. 2017-12

Proposed Made-in-Ontario ESA Species at Risk Guide

“WHEREAS the Ministry of Natural Resources and Forestry (MNR) is planning to post a draft Species at Risk (SAR) Guide to the Environmental Registry for 28 species; and

WHEREAS the MNR has failed to consult and work with affected stakeholders and forestry dependent communities on the development of the draft SAR guide; and

WHEREAS municipal leaders have consistently requested the MNR complete and share with municipalities socio-economic impact analysis on all policy impacting forestry; and

WHEREAS MNR has conducted analysis for one prescription, caribou, and the analysis clearly demonstrates that mills will close; and

WHEREAS there has been no analysis of the cumulative socio-economic impact of all SAR rules contained within the guide (prescriptions) of multiple species; and

WHEREAS Ontario has world-class legislation, the Crown Forest Sustainability Act (CFSA), which provides balanced and sustainable forest management; and

WHEREAS the Endangered Species Act’s (ESA) mandate of the protection and recovery of individual species at risk conflicts with the multi-species and multi-value approach of the CFSA, threatening forest sustainability; and

WHEREAS government in 2007 committed to realizing CFSA equivalency to the ESA, acknowledging that the under the CFSA, the forest sector must implement SAR rules (prescriptions); and

WHEREAS even under a Section 55 Rules in Regulation “exemption”, the forest sector must implement SAR rules (prescription); and

FONOM

The Federation of Northern Ontario Municipalities

WHEREAS if the government continues to implement flawed ESA policy, mills will close, jobs will be lost, and forestry dependent communities will be decimated; and

WHEREAS the Federation of Northern Ontario Municipalities (FONOM) in support of its hardworking citizens and the renewable forest sector, is prepared to work with government to avoid the unintended consequences of this ESA policy; and

THEREFORE BE IT RESOLVED that the Federation of Northern Ontario Municipalities (FONOM) calls upon the Government of Ontario to permanently delay the posting of the made-in-Ontario Species at Risk (SAR) Guide which contains prescriptions (rules) for 28 species by 2 years; and

FURTHER BE IT RESOLVED that with respect to caribou, the Government of Ontario immediately modify Ontario's proposed caribou prescription by moving the caribou range north to reflect animal collaring data, moving away from the national 35% disturbance threshold, and acknowledging that other factors are threatening caribou recruitment and survival; and

FURTHER BE IT RESOLVED the Government of Ontario support its forest sector and the 175,000 hardworking men and women, directly and indirectly, who live in communities in every region of the province by asking the Government of Canada to postpone the October 5, 2017 deadline for completing plans and acknowledging recovery could require timeframes in excess of 50 to 100 years, and

FURTHER, BE IT RESOLVED the Government of Ontario leave no worker, region or family behind by ensuring provincial policy supports at a minimum, current forestry operations and does not reduce the forest sector and its employment to a seasonal activity, and

FURTHER, BE IT RESOLVED the Government of Ontario extend the current Section 55 Regulation (exemption), which currently expires on June 30, 2018, for another 5 years recognizing that the CFSA ensure that all forest management in Ontario provides for all 3 pillars of sustainable development – economic, social and environment.”

**Ministry of
Municipal Affairs**

**Ministère des
Affaires municipales**



Ministry of Housing

Ministère du Logement

Municipal Services Division
777 Bay Street - 16th Floor
Toronto ON M5G 2E5
Telephone: 416 585-6429
Facsimile: 416 585-6445

Division des services aux municipalités
777, rue Bay, 16^e étage
Toronto ON M5G 2E5
Téléphone : 416 585-6429
Télécopieur : 416 585-6445

DATE: May 12, 2017

TO: Municipal Clerks

FROM: Liz Harding
Assistant Deputy Minister, Municipal Services Division

Jim Cassimatis
Assistant Deputy Minister, Business Management Division

RE: Residential Tenancies Act, 2006 (RTA) Amendments – Update on Ministry Plans

This is a follow up to the letter sent by Minister Chris Ballard to all heads of council in January 2017 regarding the Promoting Affordable Housing Act, 2016.

The Promoting Affordable Housing Act, 2016 amended sections of the RTA to end the province's role in enforcing residential rental maintenance standards starting July 1, 2018. The RTA requires municipalities that currently do not enforce local residential rental maintenance standards to start enforcing such standards on July 1, 2018. Details of the amendment were included in an information package sent to municipal Clerks on June 27, 2016 (enclosed).

The ministry is aware of concerns that some municipalities have raised with their ability to take on this enforcement function. The ministry is interested in gaining a better understanding of municipal education / training needs to help build local enforcement capacity. Over the Spring 2017, the ministry's Municipal Services Office staff will be holding overview sessions at various municipal meetings and events including CAO Forums. These events will provide an opportunity to hear directly from municipalities on supports they need. Ministry staff will also conduct targeted discussions or visits with some municipalities in their region.

Municipal engagement will help ensure the ministry collects enough information to develop relevant education / training, capacity-building plans and partnerships where necessary. The ministry will provide a further update in Fall 2017. If you have any questions or would like to arrange a discussion with ministry staff on the changes, please contact your Municipal Services Office (see attached contact list).

Sincerely,

Liz Harding
Assistant Deputy Minister,
Municipal Services Division

Jim Cassimatis
Assistant Deputy Minister,
Business Management Division

Cc: Pat Vanini, Executive Director, Association of Municipalities of Ontario
Steph Palmateer, President, Association of Municipal Managers, Clerks and Treasurers
of Ontario
Joe Luzi, President, Ontario Association of Property Standards Officer
Doug Godfrey, President, Municipal Law Enforcement Association of Ontario
Alan Shaw, President, Ontario Building Officials Association

MINISTRY OF MUNICIPAL AFFAIRS | MINISTRY OF HOUSING
Municipal Services Offices Contact List

Central Municipal Services Office

General Inquiry: 416-585-6226

Toll Free: 1-800-668-0230

Eastern Municipal Services Office

General Inquiry: 613-545-2100

Toll Free: 1-800-267-9438

Municipal Services Office - North (Sudbury)

General Inquiry: 705-564-0120

Toll Free: 1-800-461-1193

Municipal Services Office - North (Thunder Bay)

General Inquiry: 807-475-1651

Toll Free: 1-800-465-5027

Western Municipal Services Office

General Inquiry: 519-873-4020

Toll Free: 1-800-265-4736

**Ministry of
Municipal Affairs**

**Ministère des
Affaires Municipales**

Ministry of Housing

Ministère du Logement

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Division de la gestion des
activités ministérielles
17^e étage, 777, rue Bay
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Tél. : 416 585-6670
Télééc. : 416 585-6191



DATE: June 27, 2016

TO: Municipal Clerks

FROM: Jim Cassimatis
Assistant Deputy Minister, Business Management Division

RE: **Proposed amendments to the Residential Tenancies Act, 2006 (RTA)**

This is a follow up to the letter sent by the former Minister of Municipal Affairs and Housing, Ted McMeekin, to all heads of council May 18, 2016, regarding the introduction of Bill 204, the Promoting Affordable Housing Act, 2016. The Minister's letter detailed proposed Planning Act changes that support strategies to increase housing choices and the supply of affordable housing in Ontario communities through inclusionary zoning.

This omnibus Bill also includes proposed amendments to other legislation. Schedule 5 of Bill 204 proposes amendments to the Residential Tenancies Act, 2006 (RTA). If passed, these changes would make local enforcement of residential rental maintenance standards more consistent across the province.

Most municipalities now enforce property standards by-laws that protect tenants in rental housing. Some municipalities, however, rely on provincial enforcement of rental maintenance standards under the RTA.

Bill 204 proposes to harmonize this system of local and provincial enforcement by ending provincial enforcement of residential rental maintenance standards. Enforcement responsibility would be transferred to remaining municipalities that do not have complete property standards by-laws. Specifically, the affected municipalities:

- i) do not have a property standards by-law, or
- ii) have a property standards by-law, which applies only to the exterior of rental buildings, or
- iii) have a property standards by-law, which applies only to some areas within the municipality.

It is currently proposed that these municipalities would assume enforcement responsibilities on July 1, 2018.

The tables in the attached package reflect information the ministry holds for each municipality regarding their property standards by-law. Please review this list to determine whether the information on your municipality is correct. If not, please contact your local Municipal Services Office to update your information. (See attached contact list.)

If your municipality does not currently enforce residential rental maintenance standards (i.e. your municipality is listed in Table 1 or 2 in the attached information package), your municipality would need to consider how it will deliver enforcement services by July 1, 2018.

Municipalities listed in Table 3 in the attached package would likely not be affected, based on property standards by-law information available to the ministry. However, these municipalities should verify that ministry information regarding their property standards by-law is correct.

The proposed amendments would provide affected municipalities with options on how they can approach enforcement. These options are explained in the attached information package.

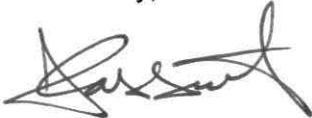
It is important to note the province has conducted a limited number of inspections in recent years. The tables in the enclosed information package break down the number of provincial inspections carried out over the past three years by municipality. The majority of municipalities have not had any inspections over the past three years.

Further details of the proposed legislative change and enforcement options for municipalities affected are attached. You can obtain a copy of Bill 204 – the Promoting Affordable Housing Act, 2016 and monitor the status of the Bill through the legislative process on the [Legislative Assembly of Ontario](#) website.

If the proposed amendments are enacted, the ministry will help municipalities prepare for implementation. We will partner with municipal stakeholder groups to develop training and capacity-building plans. These plans would draw upon existing best practices and shared services approaches used throughout the province.

For more information on the proposed amendments, you may contact your local Municipal Services Office. (See attached contact list.)

Sincerely,



Jim Cassimatis
Assistant Deputy Minister

Attachments enclosed

- c: Pat Vanini, Executive Director – Association of Municipalities of Ontario
- Monika Turner, Policy Center Director – Association of Municipalities of Ontario
- Steph Palmateer, President - Association of Municipal Managers, Clerks and Treasurers of Ontario
- Italo Joe Luzi, President – Ontario Association of Property Standards Officers

INFORMATION PACKAGE

PROPOSED AMENDMENTS TO THE RESIDENTIAL TENANCIES ACT, 2006: ENFORCEMENT OF RESIDENTIAL RENTAL MAINTENANCE STANDARDS

1. RESIDENTIAL RENTAL MAINTENANCE STANDARDS ENFORCEMENT IN ONTARIO

Enforcement responsibility for residential rental maintenance standards is currently shared between the province and municipalities. Most of the 414 lower and single-tier municipalities in Ontario enforce property standards by-laws that include residential rental maintenance standards.

Some municipalities do not have a property standards by-law, or have a “partial” by-law that does not address the interior of rental buildings, or has standards that do not apply in all areas of the municipality. The Ministry of Housing enforces residential rental maintenance standards in these municipalities.

The following chart summarizes the types of municipal property standards by-laws and resulting provincial/municipal enforcement roles for residential rental maintenance standards.

| Municipal property standard by-law coverage | Number of municipalities¹ | Provincial enforcement role for residential rental maintenance standards | Municipal enforcement role for residential rental maintenance standards |
|--|---|---|---|
| Complete by-law ² | 269 | None | Interior and exterior of residential rental units/complexes |
| Partial by-law coverage ³ | 52 | Interior of residential rental units/complexes (where municipal by-law applies only to the exterior of buildings) | Exterior of residential rental units/complexes |
| | | Interior and exterior of residential rental units/complexes in geographic areas not covered by a municipal by-law (where municipality has a geographic-based property standards by-law) | Interior and exterior of residential rental units/complexes, in areas covered by municipal by-law |
| No by-law | 93 | Interior and exterior of residential rental unit/complexes | None |
| Total lower and single tier municipalities | 414 | | |

¹ The ministry maintains a database on municipal property standard by-law and makes updates as information becomes available. As by-laws are subject to change and municipalities continue to adopt by-laws, some data may be out of date.

² By-law covers interior and exterior of buildings and applies to all geographic areas in municipality.

³ By-law does not cover the interior of buildings and/or does not apply to all geographic areas within a municipality.

2. RATIONALE FOR PROPOSED LEGISLATIVE AMENDMENT

The primary reasons for this proposed change are to:

- Eliminate the current overlapping enforcement approach between provincial and municipal levels of government;
- Provide a consistent enforcement approach across all municipalities that is accessible and responsive to citizens;
- Recognize municipalities as the appropriate level of government to enforce building and property-related standards, aligning with responsibilities set out under the Building Code Act, 1992.

3. CURRENT PROVINCIAL ENFORCEMENT APPROACH

The province's maintenance standards are included in Ontario Regulation 517/06 under the Residential Tenancies Act, 2006. The Regulation contains provisions that are similar to many property standards by-laws.

A tenant in a municipality without a property standards by-law or with a partial property standards by-law can make a written complaint to the Ministry of Housing regarding maintenance deficiencies in their rental unit/complex. The Ministry uses a roster of part-time inspectors to carry out inspections. If necessary, an inspector may issue a work order if a property does not conform to the prescribed standards. A landlord who does not agree with a work order may request a review of the work order by the Landlord and Tenant Board. The Board may confirm, vary, or overturn the work order. It is an offence for a landlord to not comply with provisions contained in a work order.

The ministry bills municipalities a set fee of \$265 for each inspection or re-inspection. This fee has not changed since 1998.

Historical Provincial Work Volumes

The volume of provincial inspections has significantly diminished over the years, as more municipalities have chosen to adopt property standards by-laws. Tables 1 and 2 (attached) provide information on inspection activity in affected municipalities over the past three years. Most municipalities have not had any provincial inspections in the past three years.

4. PROPOSED AMENDMENT TO RESIDENTIAL TENANCIES ACT AND ASSOCIATED MUNICIPAL IMPACTS

The proposed amendments to the Residential Tenancies Act would, if passed, provide a consistent and more efficient local approach to enforcement across Ontario municipalities. Municipalities with complete property standard by-laws would not be impacted by the legislative amendment. Municipalities with partial by-laws or without by-laws would have the following options:

OPTION 1 – Adopt a Property Standards By-law: Adopt a property standards by-law, under Section 15 of the Building Code Act, 1992 that would include residential rental maintenance standards (including interior building standards).

Adoption of a property standards by-law would typically entail enforcement responsibility over a broader range of building/property types (i.e. over and above residential rental). The Building

Code Act also provides broader enforcement powers and more flexibility for municipalities to define standards that fit local conditions.

Municipalities that Currently Enforce Partial Property Standard By-laws

If the proposed amendments are enacted, municipalities with partial or geographic-based property standards by-laws would be required to enforce the province's maintenance standards in areas where the property standards by-law does not apply. Accordingly, municipalities that currently have partial property standard by-laws pursuant to the Building Code Act may wish to assess how they can amend their current by-laws to include interior rental maintenance standards. Municipalities with geographic property standard by-laws may wish to consider amending their by-laws to extend coverage to all areas within their municipalities.

OPTION 2 – Enforce Residential Tenancies Act Standards: Begin enforcing the province's maintenance standards, included in Ontario Regulation 517/06 under the Residential Tenancies Act. It is currently proposed that municipal enforcement would begin July 1, 2018.

Municipalities that implement Option 2 would be required to:

- Receive written complaints from tenants regarding compliance with the prescribed maintenance standards;
- Upon receiving a complaint, cause an inspector to make whatever inspection the municipality considers necessary
 - A municipality would be required to appoint one or more persons as "inspectors" for this purpose;
 - The inspector would be empowered to issue a "work order" to the landlord to remedy instances of non-compliance;
 - A landlord would be entitled to request a review of the work order by the Landlord and Tenant Board – the municipality could request to participate in any Board proceeding, but would not be required to do so;
- Investigate allegations of failure to comply with a work order; and
- Where circumstances warrant, prosecute landlords for non-compliance with a work order.

The Residential Tenancies Act approach:

- Would only apply to residential rental buildings (both interior and exterior, unless the exterior is already governed by a property standards by-law); and,
- Would only allow current tenants in rental units to file complaints with municipalities.

It is anticipated that municipalities would assess both options to determine the most appropriate local response.

5. NEXT STEPS

The proposed legislation would provide municipalities with time to determine their preferred local enforcement approach. If the proposed amendments are enacted, the ministry will work with stakeholders to develop training and other best practice initiatives to assist affected municipalities prepare for this change.

**Table 1 - Municipalities with No Property Standards By-Law
Volume of Provincial Inspections/Re-inspections over the Previous 3 Years**

| No. | Municipality | Property Standards By-Law Coverage | Inspections and Re-inspections 2013-14 | Inspections and Re-inspections 2014-15 | Inspections and Re-inspections 2015-16 | Three Year Average |
|-----|--|------------------------------------|--|--|--|--------------------|
| 1 | Addington Highlands Township | No-By Law | 0 | 2 | 2 | 1.3 |
| 2 | Adjala-Tosorontio Township | No-By Law | 2 | 0 | 0 | 0.7 |
| 3 | Algonquin Highlands Township | No-By Law | 0 | 0 | 1 | 0.3 |
| 4 | Amaranth Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 5 | Armstrong Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 6 | Assiginack Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 7 | Athens Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 8 | Beckwith Township | No-By Law | 0 | 1 | 1 | 0.7 |
| 9 | Brethour Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 10 | Brudenell, Lyndoch and Raglan Township | No-By Law | 1 | 1 | 0 | 0.7 |
| 11 | Burpee and Mills Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 12 | Calvin Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 13 | Carling Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 14 | Casey Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 15 | Casselman Village | No-By Law | 2 | 1 | 0 | 1.0 |
| 16 | Central Frontenac Township | No-By Law | 3 | 3 | 6 | 4.0 |
| 17 | Chamberlain Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 18 | Chapple Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 19 | Charlton-Dack Municipality | No-By Law | 0 | 0 | 0 | 0.0 |
| 20 | Chatsworth Township | No-By Law | 1 | 0 | 0 | 0.3 |
| 21 | Clearview Township | No-By Law | 0 | 3 | 0 | 1.0 |
| 22 | Cockburn Island Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 23 | Conmee Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 24 | Dawson Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 25 | Drummond-North Elmsley Township | No-By Law | 0 | 1 | 1 | 0.7 |
| 26 | Dubreuilville Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 27 | East Garafraxa Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 28 | Edwardsburgh-Cardinal Township | No-By Law | 0 | 0 | 2 | 0.7 |
| 29 | Elizabethtown-Kitley Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 30 | Enniskillen Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 31 | Evanturel Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 32 | Front of Yonge Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 33 | Frontenac Islands Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 34 | Gauthier Township | No-By Law | 0 | 0 | 0 | 0.0 |

**Table 1 - Municipalities with No Property Standards By-Law
Volume of Provincial Inspections/Re-inspections over the Previous 3 Years**

| No. | Municipality | Property Standards By-Law Coverage | Inspections and Re-inspections 2013-14 | Inspections and Re-inspections 2014-15 | Inspections and Re-inspections 2015-16 | Three Year Average |
|-----|-----------------------------------|------------------------------------|--|--|--|--------------------|
| 35 | Gillies Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 36 | Gordon-Barrie Island Municipality | No-By Law | 0 | 0 | 0 | 0.0 |
| 37 | Greater Madawaska Township | No-By Law | 0 | 2 | 0 | 0.7 |
| 38 | Harley Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 39 | Harris Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 40 | Head, Clara and Maria Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 41 | Highlands East Municipality | No-By Law | 0 | 0 | 0 | 0.0 |
| 42 | Hilliard Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 43 | Hilton Beach Village | No-By Law | 0 | 0 | 0 | 0.0 |
| 44 | Hilton Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 45 | Hornepayne Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 46 | Hudson Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 47 | Huron Shores Municipality | No-By Law | 0 | 0 | 0 | 0.0 |
| 48 | Jocelyn Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 49 | Joly Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 50 | Kerns Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 51 | Killarney Municipality | No-By Law | 0 | 0 | 0 | 0.0 |
| 52 | La Vallee Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 53 | Lake of Bays Township | No-By Law | 0 | 0 | 5 | 1.7 |
| 54 | Lake of The Woods Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 55 | Lanark Highlands Township | No-By Law | 1 | 1 | 2 | 1.3 |
| 56 | Larder Lake Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 57 | Latchford Town | No-By Law | 0 | 0 | 0 | 0.0 |
| 58 | Limerick Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 59 | Machin Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 60 | Madawaska Valley Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 61 | Manitouwadge Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 62 | Markstay-Warren Municipality | No-By Law | 0 | 0 | 0 | 0.0 |
| 63 | Mattawan Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 64 | McKellar Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 65 | McMurrich-Monteith Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 66 | Moonbeam Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 67 | Moosonee Town | No-By Law | 0 | 0 | 0 | 0.0 |
| 68 | Morley Township | No-By Law | 0 | 0 | 0 | 0.0 |

**Table 1 - Municipalities with No Property Standards By-Law
Volume of Provincial Inspections/Re-inspections over the Previous 3 Years**

| No. | Municipality | Property Standards By-Law Coverage | Inspections and Re-inspections 2013-14 | Inspections and Re-inspections 2014-15 | Inspections and Re-inspections 2015-16 | Three Year Average |
|---|---|---|---|---|---|---------------------------|
| 69 | Neebing Municipality | No-By Law | 0 | 0 | 0 | 0.0 |
| 70 | Nipissing Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 71 | North Algona-Wilberforce Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 72 | North Frontenac Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 73 | O'Connor Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 74 | Opasatika Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 75 | Oro-Medonte Township | No-By Law | 2 | 0 | 1 | 1.0 |
| 76 | Plummer Additional Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 77 | Ryerson Township | No-By Law | 0 | 0 | 1 | 0.3 |
| 78 | Seguin Township | No-By Law | 0 | 0 | 1 | 0.3 |
| 79 | Sioux Narrows-Nestor Falls Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 80 | South Algonquin Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 81 | South Frontenac Township | No-By Law | 1 | 6 | 9 | 5.3 |
| 82 | Springwater Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 83 | St.-Charles Municipality | No-By Law | 0 | 0 | 0 | 0.0 |
| 84 | Stirling-Rawdon Township | No-By Law | 1 | 0 | 1 | 0.7 |
| 85 | Stone Mills Township | No-By Law | 1 | 1 | 1 | 1.0 |
| 86 | Tarbutt and Tarbutt Additional Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 87 | Tay Valley Township | No-By Law | 3 | 0 | 1 | 1.3 |
| 88 | Terrace Bay Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 89 | The Archipelago Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 90 | Thornloe Village | No-By Law | 0 | 0 | 0 | 0.0 |
| 91 | Tudor and Cashel Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 92 | Val Rita-Harty Township | No-By Law | 0 | 0 | 0 | 0.0 |
| 93 | Whitestone Municipality | No-By Law | 0 | 0 | 0 | 0.0 |
| Total Inspections and Re-inspections | | | 18 | 22 | 35 | 25 |
| Total Municipalities with Inspections and Re-inspections | | | 11 | 11 | 15 | 12 |

**Table 2 - Municipalities with a Partial Property Standards By- Law (Exterior and/or Geographic Coverage)
Volume of Provincial Inspections/Re-inspections over the Previous 3 Years**

| No. | Municipality | Property Standards By-Law Coverage | Inspections and Re-inspections 2013-14 | Inspections and Re-inspections 2014-15 | Inspections and Re-inspections 2015-16 | Three Year Average |
|-----|---|------------------------------------|--|--|--|--------------------|
| 1 | Admaston-Bromley Township | Exterior | 0 | 0 | 0 | 0.0 |
| 2 | Alberton Township | Exterior | 0 | 0 | 0 | 0.0 |
| 3 | Billings Township | Exterior | 0 | 0 | 0 | 0.0 |
| 4 | Bradford-West Gwillimbury Town | Geographic | 0 | 0 | 0 | 0.0 |
| 5 | Brockton Municipality | Geographic | 0 | 0 | 0 | 0.0 |
| 6 | Central Elgin Municipality | Geographic | 0 | 0 | 0 | 0.0 |
| 7 | Centre Wellington Township | Exterior | 3 | 1 | 2 | 2.0 |
| 8 | Cobalt Town | Exterior | 0 | 0 | 0 | 0.0 |
| 9 | Coleman Township | Exterior | 0 | 0 | 0 | 0.0 |
| 10 | Deep River Town | Exterior | 0 | 0 | 0 | 0.0 |
| 11 | Dorion Township | Exterior | 0 | 0 | 0 | 0.0 |
| 12 | Dutton-Dunwich Municipality | Geographic | 0 | 0 | 0 | 0.0 |
| 13 | Emo Township | Exterior | 0 | 0 | 0 | 0.0 |
| 14 | Englehart Town | Exterior | 0 | 0 | 0 | 0.0 |
| 15 | Gore Bay Town | Exterior | 0 | 0 | 0 | 0.0 |
| 16 | Greenstone Municipality | Exterior | 1 | 0 | 0 | 0.3 |
| 17 | Grey Highlands Municipality | Exterior | 0 | 0 | 0 | 0.0 |
| 18 | Huron-Kinloss Township | Exterior | 0 | 0 | 0 | 0.0 |
| 19 | Ignace Township | Exterior | 0 | 0 | 0 | 0.0 |
| 20 | Kearney Town | Exterior | 0 | 0 | 0 | 0.0 |
| 21 | Killaloe, Hagarty and Richards Township | Exterior | 0 | 0 | 0 | 0.0 |
| 22 | Macdonald Meredith et al Township | Exterior | 0 | 0 | 0 | 0.0 |
| 23 | Machar Township | Exterior | 0 | 0 | 0 | 0.0 |
| 24 | Malahide Township | Exterior | 0 | 0 | 0 | 0.0 |
| 25 | Mapleton Township | Exterior | 0 | 0 | 0 | 0.0 |
| 26 | Markham City | Exterior | 0 | 2 | 0 | 0.7 |
| 27 | Mattice - Val Cote Township | Exterior | 0 | 0 | 0 | 0.0 |
| 28 | McDougall Township | Exterior | 1 | 0 | 2 | 1.0 |
| 29 | McGarry Township | Exterior/Geographic | 0 | 0 | 0 | 0.0 |
| 30 | Melancthon Township | Exterior | 0 | 0 | 0 | 0.0 |
| 31 | Mono Town | Exterior | 0 | 0 | 0 | 0.0 |
| 32 | Mulmur Township | Exterior | 0 | 0 | 0 | 0.0 |
| 33 | Nairn and Hyman Township | Exterior | 0 | 0 | 0 | 0.0 |

**Table 2 - Municipalities with a Partial Property Standards By- Law (Exterior and/or Geographic Coverage)
Volume of Provincial Inspections/Re-inspections over the Previous 3 Years**

| No. | Municipality | Property Standards By-Law Coverage | Inspections and Re-inspections 2013-14 | Inspections and Re-inspections 2014-15 | Inspections and Re-inspections 2015-16 | Three Year Average |
|---|--------------------------------|------------------------------------|--|--|--|--------------------|
| 34 | Papineau-Cameron Township | Exterior | 0 | 0 | 0 | 0.0 |
| 35 | Penetanguishene Town | Exterior | 0 | 0 | 0 | 0.0 |
| 36 | Prince Edward County | Exterior | 6 | 4 | 14 | 8.0 |
| 37 | Prince Township | Exterior | 0 | 0 | 0 | 0.0 |
| 38 | Ramara Township | Exterior | 0 | 6 | 2 | 2.7 |
| 39 | Rideau Lakes Township | Exterior | 4 | 0 | 0 | 1.3 |
| 40 | Sables-Spanish Rivers Township | Exterior | 0 | 0 | 0 | 0.0 |
| 41 | Shuniah Municipality | Exterior | 0 | 0 | 0 | 0.0 |
| 42 | Municipality of South Dundas | Geographic | 0 | 0 | 2 | 0.7 |
| 43 | Southgate Township | Exterior/Geographic | 1 | 0 | 0 | 0.3 |
| 44 | Southwold Township | Exterior | 0 | 0 | 0 | 0.0 |
| 45 | St. Joseph Township | Exterior | 0 | 0 | 0 | 0.0 |
| 46 | St. Marys Town | Exterior | 3 | 3 | 3 | 3.0 |
| 47 | Tehkummah Township | Exterior | 0 | 0 | 0 | 0.0 |
| 48 | The Blue Mountains Town | Exterior/Geographic | 0 | 0 | 0 | 0.0 |
| 49 | Tyendinaga Township | Exterior | 0 | 0 | 0 | 0.0 |
| 50 | Wellington North Township | Exterior | 0 | 0 | 0 | 0.0 |
| 51 | White River Township | Exterior | 0 | 0 | 0 | 0.0 |
| 52 | Zorra Township | Exterior | 0 | 0 | 0 | 0.0 |
| Total Inspections and Re-inspections | | | 19 | 16 | 25 | 20 |
| Total Municipalities with Inspections and Re-inspections | | | 7 | 5 | 6 | 6 |

Table 3 - Municipalities with Complete Property Standards By-law Coverage

| No. | Municipality |
|-----|-------------------------------------|
| 1 | Adelaide-Metcalf Township |
| 2 | Ajax Town |
| 3 | Alfred and Plantagenet Township |
| 4 | Alnwick-Haldimand Township |
| 5 | Amherstburg Town |
| 6 | Armour Township |
| 7 | Arnprior Town |
| 8 | Arran-Elderslie Municipality |
| 9 | Ashfield-Colborne-Wawanosh Township |
| 10 | Asphodel-Norwood Township |
| 11 | Atikokan Township |
| 12 | Augusta Township |
| 13 | Aurora Town |
| 14 | Aylmer Town |
| 15 | Baldwin Township |
| 16 | Bancroft Town |
| 17 | Barrie City |
| 18 | Bayham Municipality |
| 19 | Belleville City |
| 20 | Black River - Matheson Township |
| 21 | Blandford - Blenheim Township |
| 22 | Blind River Town |
| 23 | Bluewater Municipality |
| 24 | Bonfield Township |
| 25 | Bonnechere Valley Township |
| 26 | Bracebridge Town |
| 27 | Brampton City |
| 28 | Brant County |
| 29 | Brantford City |
| 30 | Brighton Municipality |
| 31 | Brock Township |
| 32 | Brockville City |
| 33 | Brooke-Alvinston Municipality |
| 34 | Bruce Mines Town |
| 35 | Burk's Falls Village |
| 36 | Burlington City |
| 37 | Caledon Town |
| 38 | Callander Municipality |
| 39 | Cambridge City |
| 40 | Carleton Place Town |
| 41 | Carlow-Mayo Township |
| 42 | Cavan Monaghan Township |
| 43 | Central Huron Municipality |
| 44 | Central Manitoulin Township |
| 45 | Centre Hastings Municipality |
| 46 | Champlain Township |
| 47 | Chapleau Township |
| 48 | Chatham-Kent Municipality |
| 49 | Chisholm Township |
| 50 | Clarence-Rockland City |

| No. | Municipality |
|-----|-----------------------------------|
| 51 | Clarington Municipality |
| 52 | Cobourg Town |
| 53 | Cochrane Town |
| 54 | Collingwood Town |
| 55 | Cornwall City |
| 56 | Cramahe Township |
| 57 | Dawn-Euphemia Township |
| 58 | Deseronto Town |
| 59 | Douro-Dummer Township |
| 60 | Dryden City |
| 61 | Dysart et al Township |
| 62 | Ear Falls Township |
| 63 | East Ferris Township |
| 64 | East Gwillimbury Town |
| 65 | East Hawkesbury Township |
| 66 | East Zorra - Tavistock Township |
| 67 | Elliot Lake City |
| 68 | Erin Town |
| 69 | Espanola Town |
| 70 | Essa Township |
| 71 | Essex Town |
| 72 | Faraday Township |
| 73 | Fauquier-Strickland Township |
| 74 | Fort Erie Town |
| 75 | Fort Frances Town |
| 76 | French River Municipality |
| 77 | Gananoque Town |
| 78 | Georgian Bay Township |
| 79 | Georgian Bluffs Township |
| 80 | Georgina Town |
| 81 | Goderich Town |
| 82 | Grand Valley Town |
| 83 | Gravenhurst Town |
| 84 | Greater Napanee Town |
| 85 | Greater Sudbury City |
| 86 | Grimsby Town |
| 87 | Guelph City |
| 88 | Guelph-Eramosa Township |
| 89 | Haldimand City |
| 90 | Halton Hills Town |
| 91 | Hamilton City |
| 92 | Hamilton Township |
| 93 | Hanover Town |
| 94 | Hastings Highlands Municipality |
| 95 | Havelock-Belmont-Methuen Township |
| 96 | Hawkesbury Town |
| 97 | Hearst Town |
| 98 | Horton Township |
| 99 | Howick Township |
| 100 | Huntsville Town |

Table 3 - Municipalities with Complete Property Standards By-law Coverage

| No. | Municipality |
|-----|---|
| 101 | Huron East Municipality |
| 102 | Ingersoll Town |
| 103 | Innisfil Town |
| 104 | Iroquois Falls Town |
| 105 | James Township |
| 106 | Johnson Township |
| 107 | Kapuskasing Town |
| 108 | Kawartha Lakes City |
| 109 | Kenora City |
| 110 | Kincardine Municipality |
| 111 | King Township |
| 112 | Kingston City |
| 113 | Kingsville Town |
| 114 | Kirkland Lake Town |
| 115 | Kitchener City |
| 116 | Laird Township |
| 117 | Lakeshore Town |
| 118 | Lambton Shores Municipality |
| 119 | LaSalle Town |
| 120 | Laurentian Hills Town |
| 121 | Laurentian Valley Township |
| 122 | Leamington Municipality |
| 123 | Leeds and the Thousand Islands Township |
| 124 | Lincoln Town |
| 125 | London City |
| 126 | Loyalist Township |
| 127 | Lucan Biddulph Township |
| 128 | Madoc Township |
| 129 | Magnetawan Municipality |
| 130 | Marathon Town |
| 131 | Marmora and Lake Municipality |
| 132 | Matachewan Township |
| 133 | Mattawa Town |
| 134 | McNab-Braeside Township |
| 135 | Meaford Municipality |
| 136 | Merrickville-Wolford Village |
| 137 | Middlesex Centre Municipality |
| 138 | Midland Town |
| 139 | Milton Town |
| 140 | Minden Hills Township |
| 141 | Minto Town |
| 142 | Mississauga City |
| 143 | Mississippi Mills Town |
| 144 | Montague Township |
| 145 | Morris-Turnberry Municipality |
| 146 | Muskoka Lakes Township |
| 147 | New Tecumseth Town |
| 148 | Newbury Village |
| 149 | Newmarket Town |
| 150 | Niagara Falls City |

| No. | Municipality |
|-----|---|
| 151 | Niagara-on-the-Lake Town |
| 152 | Nipigon Township |
| 153 | Norfolk County |
| 154 | North Bay City |
| 155 | North Dumfries Township |
| 156 | North Dundas Township |
| 157 | North Glengarry Township |
| 158 | North Grenville Municipality |
| 159 | North Huron Township |
| 160 | North Kawartha Township |
| 161 | North Middlesex Municipality |
| 162 | North Perth Town |
| 163 | North Stormont Township |
| 164 | Northeastern Manitoulin & The Isl. Town |
| 165 | Northern Bruce Peninsula Municipality |
| 166 | Norwich Township |
| 167 | Oakville Town |
| 168 | Oil Springs Village |
| 169 | Oliver Paipoonge Municipality |
| 170 | Orangeville Town |
| 171 | Orillia City |
| 172 | Oshawa City |
| 173 | Otonabee-South Monaghan Township |
| 174 | Ottawa City |
| 175 | Owen Sound City |
| 176 | Parry Sound Town |
| 177 | Pelee Township |
| 178 | Pelham Town |
| 179 | Pembroke City |
| 180 | Perry Township |
| 181 | Perth East Township |
| 182 | Perth South Township |
| 183 | Perth Town |
| 184 | Petawawa Town |
| 185 | Peterborough City |
| 186 | Petrolia Town |
| 187 | Pickering City |
| 188 | Pickle Lake Township |
| 189 | Plympton-Wyoming Town |
| 190 | Point Edward Village |
| 191 | Port Colborne City |
| 192 | Port Hope Municipality |
| 193 | Powassan Municipality |
| 194 | Prescott Town |
| 195 | Puslinch Township |
| 196 | Quinte West City |
| 197 | Rainy River Town |
| 198 | Red Lake Municipality |
| 199 | Red Rock Township |
| 200 | Renfrew Town |

Table 3 - Municipalities with Complete Property Standards By-law Coverage

| No. | Municipality |
|-----|----------------------------------|
| 201 | Richmond Hill Town |
| 202 | Russell Township |
| 203 | Sarnia City |
| 204 | Saugeen Shores Town |
| 205 | Sault Ste. Marie City |
| 206 | Schreiber Township |
| 207 | Scugog Township |
| 208 | Selwyn Township |
| 209 | Severn Township |
| 210 | Shelburne Town |
| 211 | Sioux Lookout Municipality |
| 212 | Smiths Falls Town |
| 213 | Smooth Rock Falls Town |
| 214 | South Bruce Municipality |
| 215 | South Glengarry Township |
| 216 | South Huron Municipality |
| 217 | South River Village |
| 218 | South Stormont Township |
| 219 | Southwest Middlesex Municipality |
| 220 | South-West Oxford Township |
| 221 | Spanish Town |
| 222 | St. Catharines City |
| 223 | St. Clair Township |
| 224 | St. Thomas City |
| 225 | Stratford City |
| 226 | Strathroy-Caradoc Township |
| 227 | Strong Township |
| 228 | Sundridge Village |
| 229 | Tay Township |
| 230 | Tecumseh Town |
| 231 | Temagami Municipality |
| 232 | Temiskaming Shores City |
| 233 | Thames Centre Municipality |
| 234 | The Nation Municipality |
| 235 | The North Shore Township |
| 236 | The South Bruce Peninsula Town |
| 237 | Thessalon Town |
| 238 | Thorold City |
| 239 | Thunder Bay City |
| 240 | Tillsonburg Town |
| 241 | Timmins City |
| 242 | Tiny Township |
| 243 | Toronto City |
| 244 | Trent Hills Municipality |
| 245 | Trent Lakes Municipality |
| 246 | Tweed Municipality |
| 247 | Uxbridge Township |
| 248 | Vaughan City |
| 249 | Wainfleet Township |
| 250 | Warwick Township |

| No. | Municipality |
|-----|-------------------------------|
| 251 | Wasaga Beach Town |
| 252 | Waterloo City |
| 253 | Wawa Municipality |
| 254 | Welland City |
| 255 | Wellesley Township |
| 256 | West Elgin Municipality |
| 257 | West Grey Municipality |
| 258 | West Lincoln Township |
| 259 | West Nipissing Municipality |
| 260 | West Perth Municipality |
| 261 | Westport Village |
| 262 | Whitby Town |
| 263 | Whitchurch - Stouffville Town |
| 264 | Whitewater Region Township |
| 265 | Wilmot Township |
| 266 | Windsor City |
| 267 | Wollaston Township |
| 268 | Woodstock City |
| 269 | Woolwich Township |

MINISTRY OF MUNICIPAL AFFAIRS | MINISTRY OF HOUSING

Municipal Services Offices Contact List

Central Municipal Services Office

General Inquiry: 416-585-6226

Toll Free: 1-800-668-0230

Eastern Municipal Services Office

General Inquiry: 613-545-2100

Toll Free: 1-800-267-9438

Municipal Services Office - North (Sudbury)

General Inquiry: 705-564-0120

Toll Free: 1-800-461-1193

Municipal Services Office - North (Thunder Bay)

General Inquiry: 705-564-6862

Toll Free: 1-800-465-5027

Western Municipal Services Office

General Inquiry: 519-873-4020

Toll Free: 1-800-265-4736



**ONTARIO
GOOD ROADS
ASSOCIATION**

1525 Cornwall Road, Unit 22
Oakville, Ontario
L6J 0B2
Telephone 289-291-6472
Fax 289-291-6477

Christopher W. Oslund
City Manager
City of Temiskaming Shores

RE: Municipal Infrastructure Project Bundling Initiative

In 2013, OGRA along with the Residential and Civil Construction Alliance of Ontario (RCCAO) and the Ministry of Transportation (MTO) conducted a study to determine the feasibility of an alternative financing and procurement (AFP) delivery method for bundling the design, construction, maintenance and rehabilitation of bridges and culverts into a single contract.

The study, which was predicated on available bridge and culvert inventory data at the time, concluded that bundling bridges and culverts into one tender would allow municipalities to address their rehabilitation and maintenance backlog in an expedited way while also reducing project costs in a range of 13% - 20%. The experiences that Pennsylvania and Missouri had when they used the approach confirmed these findings.

AFPs offer two distinct advantages: multiple aspects of project delivery are contained in a single contract; and performance objectives are met by the private sector, otherwise payments are not made.

At the time the study was published, there were a number of impediments that stood in the way of moving forward with this approach. The expansion and maturing of municipal asset management planning in Ontario, however, has removed most of those impediments. In particular, the quality of the data held at the local level - a fundamental requirement for the consideration of an AFP approach - has improved considerably.

The Government of Ontario, OGRA and RCCAO want to identify municipalities that are interested in learning more about what would be involved with applying a bridge bundling approach in their jurisdiction. Working in partnership with the study partners, willing municipalities would work with representatives from the Government of Ontario to determine what would be required to create a tender that would bundle bridge and culvert work into one large project.

If your municipality would be interested in pursuing this, a Council resolution similar to the example below should be adopted and sent to the Minister of Infrastructure and the Minister of Transportation.

A Resolution of City of Temiskaming Shores
Requesting to Participate in a Bridge Bundling Feasibility Initiative

WHEREAS, the City of Temiskaming Shores has an inventory of bridges and culverts that require and will require significant capital investments; and

WHEREAS, an Alternative Financing and Procurement approach may afford significant savings on the stewardship of municipal bridges and culverts; and

WHEREAS, the Alternative Financing and Procurement approach has been successfully employed in bridge bundling projects in other jurisdictions

NOW, THEREFORE, BE IT RESOLVED that the City of Temiskaming Shores approves in principle its willingness to participate in an exercise with representatives from the Ministry of Infrastructure, the Ministry of Transportation, the Residential and Civil Construction Alliance of Ontario and the Ontario Good Roads Association to determine the feasibility of Alternative Financing and Procurement with regards to the bundling of bridges and culverts into one contract.

We want to be clear that should your council pass the above resolution, you are only committing to investigating the feasibility of this approach and may withdraw from the process at any time.

If you have any questions regarding this initiative please contact Scott Butler, OGRA's Manager of Policy and Research by email at scott@ogra.org or by phone at 289-291-6472 ext. 24 at your convenience.

Regards,

A handwritten signature in black ink, appearing to be 'S. Butler', with a long horizontal flourish extending to the right.

Scott Butler
Manager, Policy and Research
Ontario Good Roads Association

July 19, 2017

Sent via Regular Mail

The Honourable Kathleen Wynne
Premier of Ontario
Legislative Building – Room 281
Queen's Park
TORONTO ON M7A 1A1

Dear Premier Wynne:

Re: Support Resolution – Request for Economic Impact Analysis

City Council, at its meeting held on July 17, 2017 considered the above noted matter and the following Resolution No. R-170717-014 was adopted:

"WHEREAS the Province of Ontario has recommended changes to the Employment Standards Act; and

WHEREAS the Province of Ontario has many municipalities with differing and unique economic circumstances; and

WHEREAS to protect jobs against unintended consequences that may come about as a result of implementing these changes;

BE IT THEREFORE resolved that the Council of the Corporation of the City of Owen Sound supports the Ontario Chamber of Commerce's request that an Economic Impact Analysis be done of the proposed reforms prior to implementation."

The City of Owen Sound appreciates your attention to the important matter.

Sincerely,



Briana Bloomfield, B.A. (Hons.)
Deputy Clerk
/bb

c: New Democratic Party Leader, Andrea Horwath
Progressive Conservative Party Leader, Patrick Brown
Bruce-Grey-Owen Sound M.P.P., Bill Walker
Association of Municipalities of Ontario
All Ontario Municipalities



July 28, 2017

Temiskaming Shores City Council
325 Farr Drive
Haileybury, ON
P0J 1K0

Re: Expression of Interest to develop on land located on the corner of Raymond Street North of Roland Road and adjacent to the Dymond reservoir

We have reviewed several potential locations for the development of affordable housing with City staff and we have identified that the site at Raymond Street North of Roland Road and adjacent to the Dymond reservoir as the preferred location. This site provides a large area to accommodate the development that is easily accessible from highway 11. In addition the site is close to amenities such as shopping and the public transit route.

Our Board passed a resolution at the May 2017 regular meeting to develop affordable housing in Temiskaming Shores under the Timiskaming District Housing Corporation umbrella using the Provincial/Federal funding available under the Investment in Affordable Housing Program. The target clientele would be moderate income seniors requiring accessible accommodations as we have identified this target groups as being underserved in the district.

We are asking Council to consider our interest in this property. We are ready to tender for a design build once we secure a site for the development. We await a decision by Council on this matter.

Thank you for your time.

Regards,

Kelly Black
Housing Manager
DTSSAB/TDHC



**TIMMINS FOREST
PRODUCTS LTD.**

592 Toke Street, Timmins, Ontario, P4N 6W1 705-268-2040

31 July 2017

Doug Walsh
Director Public Works
City of Temiskaming Shores
325 Farr Drive
P.O. Box 2050
Haileybury, ON
P0J 1K0

Dear Sir:

Re: Timmins Forest Products Access Across Bucke Twp PCL 9551 SEC SST 2ndly

Timmins Forest Products (TFP) sends this letter seeking permission to cross land owned by the City of Temiskaming Shores in Bucke Twp PCL 9552 2ndly to access TFP property.

PCL 9552 has an old existing road that would require some brushing, excavation and patch gravel. Attached is a map of the property and the proposed access from Firstbrooke Line Road.

TFP would be happy to sign a long term agreement to ensure the road met all municipal by laws, insurance and liability requirements.

Any questions or issues please contact Steve Bros, R.P.F. our Forester who negotiates and completes all agreements on behalf of TFP (steve.bros@merinfores.com; 705-498-3400).

Respectfully,

Allan Boudreau
Director
Timmins Forest Products

TIMMINS FOREST PRODUCTS – PROPOSED ACCESS ROAD ACROSS CITY OF TEMISKAMING SHORES
PCL 9551 SEC SST 2NDLY

Firstbrooke Line Rd

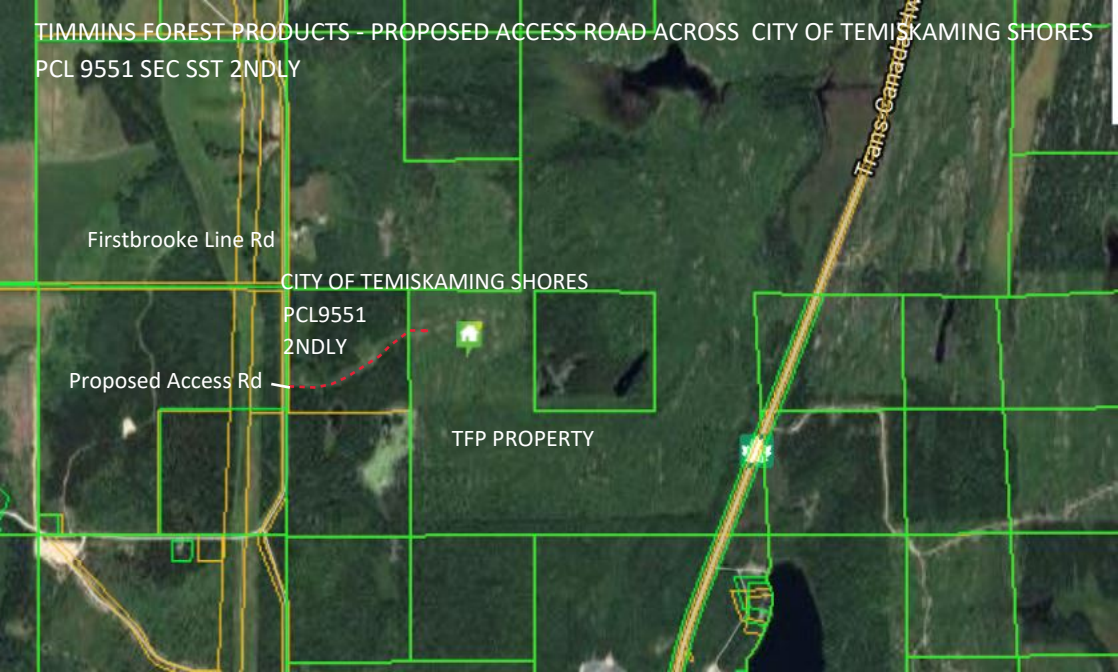
CITY OF TEMISKAMING SHORES

PCL9551
2NDLY

Proposed Access Rd

TFP PROPERTY

Trans-Canada Hwy



Ministry of
Community and
Social Services

Ministère des
Services sociaux
et communautaires



Assistant Deputy Minister's Office
Social Policy Development
6th Floor, Hepburn Block
80 Grosvenor Street
Toronto, Ontario M7A 1E9
Tel. (416) 325-3592 Fax: (416) 325-9408

August 2, 2017

MEMORANDUM TO: Mayors, Northern Ontario communities

FROM: Erin Hannah
Assistant Deputy Minister

SUBJECT: **Invitation to Participate in the District Social Services Administration Board Review**

As you are aware, The Honourable Dr. Helena Jaczek, Minister of Community and Social Services committed to undertake a review of the governance and accountability framework for District Social Services Administration Boards (DSSABs). I am writing to inform you that the ministry has procured Optimus SBR to lead the review, as well as to invite your municipality to participate.

The ministry is working to onboard Optimus in preparation for consultation with Board members (including TWOMO representatives) and staff and with officials from each member municipality. Consultations will begin in late August (based on participant availability) and run through October. In addition to in-person sessions, municipalities will also have the opportunity to provide a written submission to the ministry.

One municipal session will be held in each of the 10 Districts. For logistical purposes these sessions will be held at the DSSAB offices or a larger venue in the same municipality depending on space requirements.

I am writing to invite your municipality to participate in the municipal session in your District. Optimus will be working over the next two weeks with each DSSAB to finalize the schedule. In order to expedite notification of session details to participants, I am requesting that you provide the names of two (2) representatives from your municipality, of which at least one is an elected official who is not a member of the relevant Board, to participate in the session.

Formal notification of the session details will be provided to identify participants once confirmed. We are aware of the need to provide as much advance notice as possible in order for participants to make appropriate travel arrangements as may be required.

If your municipality is interested in participating, please provide the following information to dssabreview@optimussbr.com by **August 9, 2017**:

- Name of Municipality
- Representative 1:
 - Name
 - Position
 - Email
 - Telephone number
- Representative 2:
 - Name
 - Position
 - Email
 - Telephone number

Please do not hesitate to contact Anna Cain, Director, Ontario Works Branch at anna.cain@ontario.ca if you have any questions or concerns.



Erin Hannah

c: Municipal Clerk/Treasurer



TEMISKAMING SHORES POLICE SERVICES BOARD

MARCH 20, 2017 AT 1:00 P.M.

CITY HALL COUNCIL CHAMBERS – 325 FARR DRIVE

MINUTES

1. CALL TO ORDER

The meeting was called to order by Board Chair Doug Jelly at 1:06 p.m.

2. ROLL CALL

PRESENT: Board Chair Doug Jelly
Board Members Gail Moore, Ruth Shepherdson and Danny Whalen

ALSO

PRESENT: Inspector Brent Cecchini, O.P.P. – Detachment Commander
Kelly Conlin, Recording Secretary

REGRETS: Board Member Brian Thornton
Christopher W. Oslund, Board Secretary

MEMBERS OF THE PUBLIC PRESENT: None

3. ADDENDUM/ANNOUNCEMENTS

Under New Business – Item 10 d):

- a) **OAPSB Spring Conference – June 21-24, 2017**

4. APPROVAL OF AGENDA

Resolution No. 2017-10

Moved by: Gail Moore

Seconded by: Ruth Shepherdson

Be it resolved that the Temiskaming Shores Police Services Board approves the agenda as amended.

CARRIED

5. PRESENTATIONS/DELEGATIONS

None

6. DISCLOSURE OF PECUNIARY INTEREST AND GENERAL NATURE

None

7. APPROVAL OF MINUTES

Resolution No. 2017-11

Moved by: Danny Whalen

Seconded by: Gail Moore

Be it resolved that the Minutes of the Temiskaming Shores Police Services Board meeting held on February 13, 2017 be approved as printed.

CARRIED

8. COMMUNICATIONS

NONE

9. OPP BUSINESS

a) OPP Temiskaming Detachment Report – January/February 2017

Resolution No. 2017-12

Moved by: Ruth Shepherdson

Seconded by: Gail Moore

Be it resolved that the Temiskaming Shores Police Services Board acknowledges receipt of the January / February 2017 OPP Temiskaming Detachment Report.

CARRIED

10. NEW BUSINESS

b) **OAPSB Report – Doug Jelly**

The Board Chair provided a verbal report on the following OAPSB matters:

- The next OAPSB Board of Directors meeting will be held on April 26, 2017 including a round-table discussion at Queen's Park with Directors of the OAPSB and the Minister.

c) **OAPSB By-law Changes**

Resolution No. 2017-13

Moved by: Gail Moore

Seconded by: Danny Whalen

Be it resolved that the Temiskaming Shores Police Services Board hereby supports the following voting status at OAPSB Annual Meetings:

1. **Individual membership for members of Police Services Boards**, and **one vote per each individual member** for each AGM item

CARRIED

d) **OAPSB Spring Conference – June 21-24, 2017**

Resolution No. 2017-14

Moved by: Danny Whalen

Seconded by: Gail Moore

Be it resolved that the Temiskaming Shores Police Services Board approves the attendance of Board Members **Gail Moore** and **Ruth Shepherdson** to the Ontario Association of Police Services Boards (OAPSB) Annual General Meeting and Spring Conference to be held in Blue Mountains, Ontario on June 21-24, 2017; and

Further that the expenses for attending the said meeting be paid in accordance with the Board's Expense Policy.

CARRIED

11. BY-LAWS

NONE

12. CLOSED SESSION

NONE

13. SCHEDULE OF MEETINGS

- a) Regular Police Services Board meeting – May 15, 2017 at 1:00 p.m. – Council Chambers, City Hall – 325 Farr Drive

14. ADJOURNMENT

Resolution No. 2017-15

Moved by: Ruth Shepherdson

Seconded by: Gail Moore

Be it resolved that the regular meeting of the Temiskaming Shores Police Services Board hereby adjourns at 1:35 p.m.

CARRIED

CHAIR

SECRETARY



TEMISKAMING SHORES POLICE SERVICES BOARD

JULY 17, 2017 AT 1:00 P.M.

CITY HALL COUNCIL CHAMBERS – 325 FARR DRIVE

MINUTES

1. CALL TO ORDER

The meeting was called to order by Board Chair Doug Jelly at 1:01 p.m.

2. ROLL CALL

PRESENT: Board Chair Doug Jelly
Board Members Gail Moore, Ruth Shepherdson, Brian Thornton
and Danny Whalen

ALSO

PRESENT: Inspector Brent Cecchini, O.P.P. – Detachment Commander
Detective S/Sgt Jerry Filipov, O.P.P.
Christopher W. Oslund, Board Secretary

REGRETS: None

MEMBERS OF THE PUBLIC PRESENT: None

3. ADDENDUM/ANNOUNCEMENTS

Under New Business – Item 10:

- e) **Community Street Crime Unit Initiative**
- f) **Meeting with Cobalt – Regional Policing**

4. APPROVAL OF AGENDA

Resolution No. 2017-16

Moved by: Gail Moore
Seconded by: Brian Thornton

Be it resolved that the Temiskaming Shores Police Services Board approves the agenda as amended.

CARRIED

5. PRESENTATIONS/DELEGATIONS

None

6. DISCLOSURE OF PECUNIARY INTEREST AND GENERAL NATURE

None

7. APPROVAL OF MINUTES

Resolution No. 2017-17

Moved by: Danny Whalen
Seconded by: Ruth Shepherdson

Be it resolved that the Minutes of the Temiskaming Shores Police Services Board meeting held on March 20, 2017 be approved as printed.

CARRIED

8. COMMUNICATIONS

- a) CERB 911 Reports – February to April 2017

Reference: Received for information.

- b) Executive Council of Ontario

Re: Order-in-Council – Reappointment of Ruth Shepherdson to the Temiskaming Shores Police Services Board

Reference: Received for information.

- c) The Honourable Michael H. Tulloch
Re: Final Report of the Independent Police Oversight Review
Reference: Received for information.
- d) Oscar Mosquera, Manager – Program Development Section External Relations Branch – Ministry of Community Safety & Correctional Services
Re: 2017-2018 RIDE Grant
Reference: By-law to be presented.

Resolution No. 2017-18

Moved by: Ruth Shepherdson
Seconded by: Gail Moore

Be it resolved that the Police Services Board agrees to deal with Communication items 8 a) to 8 d) according to the agenda references.

CARRIED

9. OPP BUSINESS

a) OPP Temiskaming Detachment Report – March to June 2017

Resolution No. 2017-19

Moved by: Brian Thornton
Seconded by: Ruth Shepherdson

Be it resolved that the Temiskaming Shores Police Services Board acknowledges receipt of the March to June 2017 OPP Temiskaming Detachment Report.

CARRIED

10. NEW BUSINESS

a) OAPSB Director Report – Doug Jelly

The Board Chair provided a verbal report on the following OAPSB matters:

- Justice Tulloch's Report on Police oversight
- The Minister announced at the OAPSB Conference that the

new/revised Police Services Act would be introduced during the Fall Session of the Legislature

b) **OAPSB Spring Conference Report**

The Board Chair provided a verbal report on the OAPSB Spring Conference that was held in Blue Mountains on June 21-24, 2017.

c) **Police Services Act Review – Update**

Resolution No. 2017-20

Moved by: Brian Thornton

Seconded by: Ruth Shepherdson

Whereas the Temiskaming Shores Police Services Board disbanded its Municipal Police Service in September 2007 and entered into a contract with the Ontario Provincial Police for the provision of Policing Services; and

Whereas the continuance of a Section 10 Police Services Board was an major contributing factor at the time of the municipal policing disbandment; and

Whereas the Ministry of Community Safety and Correctional Services have advised the Ontario Association of Police Services Boards that it will be introducing a new/revised Police Services Act in the Provincial Legislature during the 2017 Fall Session; and

Whereas it is anticipated that the new Police Services Act may recommend the establishment of one (1) Police Services Board per OPP Detachment; and

Whereas the Temiskaming Detachment of the Ontario Provincial Police services 17 municipalities, each with its own unique policing issues and circumstances; and

Whereas the City of Temiskaming Shores is the largest community serviced by the Temiskaming Detachment of the Ontario Provincial Police; and

Whereas the Temiskaming Shores Police Services Board believes it is extremely important to maintain its own Police Services Board in order to adequately and effectively address policing needs in the community.

Now therefore be it resolved that the Temiskaming Shores Police Services Board hereby petitions the Minister of Community Safety and Correctional Services to ensure that the City of Temiskaming Shores will be able to maintain its own Police Services Board under the provisions of the new/revised Police Services Act and not be required to participate in an amalgamated Board.

CARRIED

d) **Speed Notification Sign – Update**

Inspector Cecchini report that officers have been undertaking focused patrols on Lakeshore Road. He is currently working to schedule officers to man the Speed Notification Sign.

The Board Secretary reported that there have been several public complaints regarding speeding in areas where there have been recent roadway surface improvements including Niven Street (Haileybury), Quarry Road/Dutton Street and Tobler Road.

e) **Community Street Crime Unit Initiative**

Detective S/Sgt Jerry Filipov made a presentation on the Community Street Crime Unit Initiative. There is a North and South team for the Temiskaming District. In addition to drug issues, the unit is also focusing on property crimes.

f) **Meeting with Cobalt – Regional Policing**

The Board Chair provided a verbal update on a meeting he attended with the Board Secretary on June 27, 2017. A Committee struck by Cobalt Council to review policing alternatives had extended the invitation.

11. **BY-LAWS**

Resolution No. 2017-21

Moved by: Gail Moore

Seconded by: Brian Thornton

Be it resolved that:

By-law 2017-002 Being a by-law to enter into a funding agreement with Her Majesty the Queen in Right of Ontario as represented by the Ministry of Community Safety and Correctional Services (2017-2018 Reduce Impaired Driving Everywhere Grant)

be hereby given First and Second Reading.

CARRIED

Resolution No. 2017-22

Moved by: Danny Whalen
Seconded by: Ruth Shepherdson

Be it resolved that By-law 2017-002 be hereby given Third and Final Reading, be signed by the Board Chair and Secretary and the Corporate Seal affix thereto.

CARRIED

12. CLOSED SESSION

NONE

13. SCHEDULE OF MEETINGS

a) Regular Police Services Board meeting – September 18, 2017 at 1:00 p.m. – Council Chambers, City Hall – 325 Farr Drive

14. ADJOURNMENT

Resolution No. 2017-23

Moved by: Gail Moore
Seconded by: Brian Thornton

Be it resolved that the regular meeting of the Temiskaming Shores Police Services Board hereby adjourns at _____ p.m.

CARRIED

CHAIR

SECRETARY

1.0 CALL TO ORDER

The meeting was called to order at 1:33 p.m.

2.0 ROLL CALL

- | | |
|--|--|
| <input checked="" type="checkbox"/> Councillor Mike McArthur | <input checked="" type="checkbox"/> Chris Oslund, City Manager |
| <input checked="" type="checkbox"/> Councillor Danny Whalen | <input type="checkbox"/> Michelle Larose, Cobalt |
| <input checked="" type="checkbox"/> Tina Sartoretto, Cobalt | <input checked="" type="checkbox"/> Mitch Lafreniere, Manager of Physical Assets |
| <input checked="" type="checkbox"/> Councillor Rochelle Schwartz, Cobalt | <input checked="" type="checkbox"/> Airianna Misener, Executive Assistant |

3.0 REVIEW OF REVISIONS OR DELETIONS TO AGENDA

- None

4.0 APPROVAL OF AGENDA

Recommendation TC-2017-018

Moved by: Councillor Danny Whalen

Be it resolved that the Transit Committee agenda for the July 5, 2017 meeting be approved as printed.

Carried

5.0 REVIEW AND ADOPTION OF PREVIOUS MINUTES

Recommendation TC-2017-019

Moved by: Councillor Mike McArthur

Be it resolved that the Transit Committee minutes for the June 14, 2017 meeting be adopted as printed.

Carried

6.0 DISCLOSURE OF PECUNIARY INTEREST AND GENERAL NATURE

- None

7.0 CORRESPONDENCE

The committee reviewed and discussed the following correspondence items:

- Junior Artists Colony: Bus ticket request
- Walmart advertising concerns

8.0 UNFINISHED BUSINESS

8.1 *Review of RFP – Contracted Transit Services*

The Contracted Transit Services RFP closed on June 20, 2017. Proposal submissions were received by Stock Transportation and Voyageur. A review panel was established consisting of Chris Oslund, Mitch Lafreniere, Councillor Danny Whalen and Councillor Rochelle Schwartz. Each member reviewed the RFP's and completed scoring sheets. Each member made comments on their scores and contract award recommendation. The following is a summary of the costs associated with the proposals.

Stock Transportation **\$647,375 + \$11,393.80 non-refundable HST = \$658,768.80**

Voyageur **\$1,409,123 + \$24,800 non-refundable HST = \$1,433,923**

***based on 12,338 operating hours**

There is an approximate increase of one hundred and forty thousand dollars (\$140,000) from the current contract. Discussion was held on cost saving/revenue generation measures including the reduction of service on weekends, possible fare increases and increased advertising opportunities. The Committee will look at different transit schedule scenarios for cost saving opportunities. Staff will analyze the passenger counting data and prepare a report.

Chris Oslund suggested that a Public Meeting be held in both Cobalt and Temiskaming Shores to discuss the financial pressures that the Transit Committee is dealing with and share possible options. These Public Meetings would be scheduled in the Fall of 2017.

The Committee briefly discussed the option to hire a third-party advertising company to increase the advertising sales to offset the contract increase. Staff will look at options.

A report to award the contract will be presented to both Councils with the Committee's recommendation at an upcoming Council meeting.

A decision on the award of the contract needs to be made no later than September 18, 2017 in accordance with the terms of the RFP.

9.0 NEW BUSINESS

- None

10.0 PUBLIC COMMENTS/COMPLAINTS

- None

11.0 ADMINISTRATIVE REPORTS

- None

12.0 CLOSED SESSION

- None

13.0 NEXT MEETING

The next meeting of the Temiskaming Transit Committee is scheduled for August 9, 2017 at 1:30 pm.

14.0 ADJOURNMENT

Recommendation TC- 2017-020

Moved by: Rochelle Schwartz

Be it resolved that the Transit Committee meeting is adjourned at__ 2:36 p.m.

Carried

CHAIR

RECORDER

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

Meeting Minutes

Wednesday, May 31, 2017

Present: Chair: Carman Kidd
Members: Robert Dodge; Florent Heroux; Suzanne Othmer; Voula Zafiris

Regrets: Angela Hunter; Maria McLean

Also Present: Jennifer Pye, Secretary-Treasurer

Public: Frank Stap – Applicant, A-2017-04 (NL)

1. Opening of Meeting

Resolution No. 2017-18

Moved By: Florent Heroux

Seconded By: Voula Zafiris

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

Carried

2. Adoption of Agenda

Resolution No. 2017-19

Moved By: Robert Dodge

Seconded By: Florent Heroux

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

Carried

3. Declaration of Pecuniary Interest

None

4. Adoption of Minutes

Resolution No. 2017-20

Moved By: Florent Heroux

Seconded By: Robert Dodge

Be it resolved that the Committee of Adjustment for the City of Temiskaming Shores hereby approves the minutes of the April 26, 2017 Committee of Adjustment Meeting as printed.

Carried

5. Public Hearings

Chair Carman Kidd advised that this afternoon a public hearing is scheduled for one consent application and one minor variance application.

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

5.1 Consent Application A-2017-02(H) – Jean-Marc Genier on behalf of Diane Robitaille, 383 Joyal Drive

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

Meeting Minutes

Wednesday, May 31, 2017

The Chair declared the public hearing for Consent Application A-2017-02(H) 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: 383 Joyal Drive; Plan M21NB Lot 53 and 55, Parcels 20240SST and 7720SST; Town of Haileybury, City of Temiskaming Shores.

Purpose of the application: The purpose of the application is to sever a 4.1m (13.5') wide strip of land from the west side of the property at 383 Joyal Drive, to be added to the adjacent property at 395 Joyal Drive. The applicant, Mr. Genier, is the owner of 395 Joyal Drive and is requesting the additional property in order to allow for the construction of a detached garage adjacent to the existing single detached dwelling. An existing detached shed is to be removed prior to construction of the garage.

383 Joyal Drive is made up of lots 53 and 55 on Plan M128NB. Lot 55 is the western-most lot and is the lot from which the 13.5' strip will be severed. This lot was purchased from the City by the owner of 383 Joyal Drive in 1998. The City's records contain no indication that this lot was previously developed.

Statutory public notice: The application was received on April 12, 2017 and was circulated to City staff. Notice of the complete application and public hearing was advertised in the Temiskaming Speaker on May 17, 2017 in accordance with the 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 Haileybury Zoning By-law 85-27, and respectfully requested that the Committee approve the application.

The Committee questioned if the planning report had been provided to the property owner. The Planner advised that the application form indicated all communication was to be with the applicant so a copy of the planning report had not been provided to the property owner.

The Committee considered the following resolution:

Resolution No. 2017-21

Moved By: Robert Dodge

Seconded By: Voula Zafiris

Whereas the Committee of Adjustment for the City of Temiskaming Shores has considered Consent Application B-2017-02(H) as submitted by Jean-Marc Genier on behalf of Diane Robitaille for the following lands: 383 Joyal Drive, Plan M21NB Lot 53 and 55, Parcels 20240SST and 7720SST; Town of Haileybury, City of Temiskaming Shores;

And whereas the applicant is requesting to sever a 4.1m (13.5') wide strip of land from the west side of the property at 383 Joyal Drive, to be added to the adjacent property at 395 Joyal Drive;

And whereas the Committee of Adjustment for the City of Temiskaming Shores has received the planning report dated May 26, 2017 and has considered the recommendations therein;

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Be it resolved that the Committee of Adjustment for the City of Temiskaming Shores approves Consent Application B-2017-02(H) 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) This is a lot addition, therefore Section 50(3) of 50(5) of the Planning Act applies to any future conveyance or transactions involving the severed property;
- 3) That the applicant determines, through the appropriate authority, the location of all utility services for 383 Joyal Drive, and that no utility services are located on the proposed severed portion, or where utility services are located on the severed portion the applicant agrees in writing to relocate these services at his/her own expense;
- 4) That the applicant obtain approval of deeming by-laws for both 383 Joyal Drive and 395 Joyal Drive to allow the existing subdivision lots forming each property to merge on title so future dealing with the individual lots is not permitted except through granting of consent.

Carried

5.2 Minor Variance Application A-2017-04(NL) – Frank Stap, 151 Radley Hill Road

The Chair declared the public hearing for Minor Variance Application A-2017-04(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: 151 Radley Hill Road; Plan M79NB Lots 64 and 65; Parcel 11858SST; Town of New Liskeard, City of Temiskaming Shores.

Purpose of the application: The purpose of the application is to permit the construction of a 5.4m x 7.2m (18’ x 24’) detached garage on the property prior to the construction of a new single detached dwelling. The garage is also proposed to be located closer to the west side property line than is permitted in the Zoning By-law and the owner is requesting to reduce the side setback from 6m (20’) to 3.5m (11.4’). The reason for this reduction is to allow the existing driveway from Radley Hill Road to be used to access the garage.

The property has previously been used for residential purposes, however the former dwelling was demolished in 2010. Ownership of the property has not changed since the demolition of the dwelling.

The owner is seeking relief from the following requirements of Zoning By-law 2233:

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| Provision | Zoning By-law 2233 | Subject Property |
|--|--|--|
| Section 6(2)(a) – Accessory Building | “means a detached building which is incidental, subordinate and exclusively devoted to a main building or main use and located on the same lot therewith.” | Permit the construction of a garage prior to the construction of a new single detached home. |
| Section 5(2)(h) – Building Setback, Side (minimum) | 6.0m | 3.5m for detached garage |

Statutory public notice: The application was received on May 8, 2017 and was circulated to City staff. Notice of the complete application and the public hearing was advertised in the Temiskaming Speaker on May 17, 2017 in accordance with the statutory notice requirements of the Planning Act. Notice was also mailed to property owners within 60m 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. 2017-22

Moved By: Voula Zafiris

Seconded By: Florent Heroux

Whereas the Committee of Adjustment for the City of Temiskaming Shores has considered Minor Variance Application A-2017-04(NL) as submitted by Frank Stap for the following lands: 151 Radley Hill Road; Plan M79NB Lots 64 and 65; Parcel 11858SST; 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 2(6)(a) requires an accessory use be incidental, subordinate and exclusively devoted to a main building or use and located on the same lot therewith. The applicant is requesting to construct a detached garage prior to the construction of a single detached dwelling.
- 2) Section 5(2)(h) requires a minimum side building setback of 6m. The applicant is requesting 3.5m for the detached garage;

And whereas the Committee of Adjustment for the City of Temiskaming Shores has received the planning report dated May 26, 2017 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-2017-04(NL).

Further be it resolved that the following variance be granted:

That the Committee of Adjustment grant relief from Section 2(6)(a) of Zoning By-law 2233 to allow the

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detached garage to be constructed prior to the single detached dwelling;

That the Committee of Adjustment grant relief from Section 5(2)(h) of Zoning By-law 2233 to permit a minimum side building setback for the detached garage of 3.5m;

Subject to the following conditions:

- 1) The approval of the minor variance related to construction of the detached garage prior to the single detached dwelling expires after 2 years from the date of approval;
- 2) That in the event that a residential dwelling is not constructed on the property before the expiration of this approval, the City may have the detached garage removed from the property and the cost of removal will be charged back to the property owner in like manner as taxes that are due or owing;
OR
- 2) The property owner shall enter into an agreement with the City agreeing that, in the event that a residential dwelling is not constructed on the property before the expiration of this approval, the property owner will remove the detached garage upon the City's request.

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

6. New Business

6.1 2017-2018 Schedule of Meetings

Resolution 2017-23

Moved By: Robert Dodge

Seconded By: Florent Heroux

Be it resolved that the Committee of Adjustment adopts the 2017-2018 Schedule of Meetings.

Carried

7. Unfinished Business

None

8. Applications for Next Meeting

Next meeting: Wednesday, June 28, 2017

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Wednesday, May 31, 2017

9. Adjournment

Resolution 2017-24

Moved By: Florent Heroux

Seconded By: Voula Zafiris

Be it resolved that the Committee of Adjustment meeting be closed at 2:10 pm.

Carried

Carman Kidd
Chair

Jennifer Pye
Secretary-Treasurer

1. Call to Order

The meeting was called to order at 9:00 A.M.

2. Roll Call

- Mayor Carman Kidd Victor Legault - OCWA
- Councillor Doug Jelly Eddie Hillman - OCWA
- Doug Walsh, Director – Public Works
- Steve Burnett, Technical and Environmental Compliance Coordinator
- Robert Beaudoin, Environmental Superintendent
- Airianna Misener, Executive Assistant

3. Review of Previous Minutes

The minutes of the May 30, 2017 Contract Consultation Meeting with Operating Authority were reviewed by the Committee.

4. Unfinished Business

FACILITIES

4.1 North Cobalt Wastewater Lagoon – 543083 Proctors Road

Discussion:

Commissioning of the lagoon is complete. Pump issues are ongoing.

Discussion:

OCWA reported that the underdrain pump is not working; OCWA is working on the repairs. Phone line issues; staff will look at options to relocate the phone line.

4.2 Station St. Sanitary Lift Station

Previous Discussion:

No update

Discussion:

No update.

4.3 Groom Drive

Previous Discussion:

Communication issues are ongoing. A new communication antenna has been installed.

Discussion:

Antenna install complete – no issues.

4.4 Haileybury Mechanical Wastewater Plant – 275 View St

Sludge

Previous Discussion:

Sludge haul is nearing completion. Cleaning of grit channels are ongoing. OCWA is reviewing recent issues with the hose on the air lift, possible submersible pump as a solution. PLC wiring is ongoing.

Recent issues with the new blower. The supplier will not provide onsite service. OCWA is currently trying to resolve the issues. Recent noise complaints due to the blower.

Discussion:

Sludge hall and grit channels are completed. Blower re-installed yesterday and back in line, noted OCWA.

E-coli issues:

Previous Discussion:

UV and covers for #2 cell are a potential Capital request for 2018, OCWA is currently looking at preliminary pricing.

Discussion:

Chlorine and E-coli balancing issues are on-going. OCWA staff are working on pricing for a new system. Weekly sampling for reportable levels is on-going. PLC work is on-going.

4.5 Farr Drive Pumping Station

Previous Discussion:

Discussion:

No update.

4.6 Haileybury Water Treatment Plant – 322 Browning St

MCC/ PLC Replacement

Previous Discussion:

Plant shut down is scheduled for May 31st. OCWA is currently obtaining quotes for an in-line mixer control valve. OCWA reported issues with the #3 low lift pump. OCWA will seek out alternative options for the current smoke detectors.

The de-sludge valve is in need of replacement. OCWA is currently looking at possible options.

Discussion:

Discussions on-going on wireway. The wireway behind the MCC was not part of the scope of work. OCWA will meet with the contractor next week to discuss the wiring left to complete the project.

OCWA reported that the MCC is 90% complete.

Air conditioning switch concerns as it is mounted on the outside of the building with no security.

PLC is now running. The reservoir and sewage plant remain to be completed. OCWA is working on the pricing for the in-line mixer and control valve.

Security

Previous Discussion:

City staff to follow up on the repairs to the front hatches.

Discussion:

Quote for the hatch repairs received.

4.7 Haileybury Reservoir – Niven St.

Previous Discussion:

Steve indicated that the open cut is now completed. Staff are currently reviewing CT calculations with the engineer to accommodate the new pump installation.

Discussion:

OCWA suggested landscaping around where the old reservoir was removed.

Pump install for the water stabilization project is the last item to complete the project.

Working with EXP for a flow meter on the gravity zone.

4.8 New Liskeard/Dymond Waste Water Lagoon – 177304 Bedard Rd.

Environment Canada

Previous Discussion:

Cell D1 is currently being drained to allow Pedersen to conduct their work. OCWA will assess repairs to aeration lines. The ECA is currently under Ministry review.

Discussion:

D1 draining is on-going. OCWA staff indicated that it is not draining fast enough and will look at alternative options. OCWA will update Pedersens. Steve Burnett will schedule a site meeting. Steve Burnett will follow up on the request to cut the grass around D1.

4.9 Montgomery Sanitary Lift Station

Previous Discussion:

No update.

Discussion:

No update.

4.10 Cedar St. Sanitary Lift Station

Previous Discussion:

No update.

Discussion:

No update.

4.11 Goodman Sanitary Lift Station – 132 Jaffray St.

Previous Discussion:

No update.

Discussion:

OCWA requested to have the Building Maintenance staff look into the heater issues.

4.12 New Liskeard Water Treatment Plant – 305 McCamus Ave.

Previous Discussion:

OCWA repaired the gasket on the compressor. OCWA will sample both raw water wells for manganese and iron.

Discussion:

Request to extend the RFP to August 1, 2017. An upcoming site visit is scheduled as part of the RFP. Sampling of wells for Manganese and Iron is on-going.

4.13 New Liskeard Water Reservoir-177102 Shepherdson Rd.

Previous Discussion:

No update.

Discussion:

Recent issues with zone 2 pressure due to failure of a pressure reducing valve; this resulted in 3 water breaks, noted OCWA. OCWA will look at options to eliminate any future occurrences.

4.14 Dymond Water Reservoir – 286 Raymond St

Plant Upgrades

Previous Discussion:

No update. Pressure concerns on Zetta Court, OCWA and City staff will co-ordinate testing.

Discussion:

OCWA reported that the chemical panel is needing repairs. Pressure concerns on Zetta Court is on-going.

4.15 Gray Road Sanitary Lift Station – 783495 Gray Rd

Previous Discussion:

Gray Road project is on-going noted Steve Burnett. Temporary communication may be needed. The city IT department will review.

Discussion:

Doug Walsh provided a project update. Lagoon work approval is pending. Point to point communication is on-going; the City's IT administrator will look at options.

4.16 Niven St Pumping Station – New Liskeard

Previous Discussion:

No update.

Discussion:

Fan alarm issues on the #2 VFD, OCWA to follow up.

4.17 Whitewood Pumping Station – New Liskeard

Previous Discussion:

OCWA reported recent check valve issues. Vic indicated that because of water levels being so hi there was backflow into the station. OCWA installed a temporary fix. The valve will need to be replaced; OCWA will obtain pricing on a control valve and duckbill style check valve. OCWA reported additional issues with the #1 pump.

Discussion:

Need to look at by-pass.

5. MOE Compliance Issues

This section reviews a number of issues based on the binder compiled and kept at the Public Works Office (Engineering). The numbers are based on the system established within the binder.

5.1 Reservoir Inspections

Previous Discussion:

Reservoir inspections will be delayed until the robotic camera is repaired.

Discussion:

The robotic camera is back in service. Staff will schedule reservoir inspections.

5.2 Manitoulin Transport - New

Previous Discussion:

No update.

Discussion:

UV issues are on-going.

6. Communications Upgrades

Previous Discussion:

On-going.

Discussion:

On-going.

7. Schedule of Meetings

The next scheduled contract meeting with OCWA will be on September 6, 2017 at 9:00 AM

8. Adjournment

The Contract Consultation Meeting with Operating Authority – OCWA meeting is adjourned at 10:00 a.m.

DRAFT

1.0 CALL TO ORDER

The meeting was called to order at 10:36 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

- None

4.0 ADOPTION OF AGENDA

Recommendation BM-2017-020
Moved by: Councillor Doug Jelly

Be it resolved that:

The Building Maintenance Committee Meeting Agenda for the July 6, 2017 meeting be adopted as printed.

Carried

5.0 REVIEW AND ADOPTION OF PREVIOUS MINUTES

Recommendation BM-2017-021
Moved by: Mayor Carman Kidd

Be it resolved that:

The Building Committee Meeting minutes of May 26, 2017 be adopted as presented.

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

Discussion:

Mitch Lafreniere discussed the following:

- Engineers are working on the mechanical room project.
- Significant issues with the hot tub, staff are investigating.

9.2 Building Division Staff Update

Discussion:

Summer projects are on-going. Mitch commented the following:

- Upgrades are completed at the New Liskeard Arena.
- Staff are currently considering Video Surveillance systems for the New Liskeard Arena and Riverside Place.
- Ball field washroom upgrades are ongoing.

9.3 DFO Property Erosion

Discussion:

On-going. City staff will contact the Ministry of Natural Resources to discuss the ongoing challenges.

9.4 Farmer's Market / Waterfront Development

Discussion:

On-going. Mitch Lafreniere indicated that there are funds remaining from the accessibility upgrades. Staff will explore options.

Councillor Danny Whalen commented that the upgrades are well done.

9.5 2017 Capital Projects – Update

Discussion:

Mitch Lafreniere advised that 90% of the 2017 Capital Projects are completed.

9.6 New Liskeard Library – Update

Discussion:

EXP is currently working on the tender for the New Liskeard Library parapet repairs.

9.7 Dymond Hall accessibility upgrades

Discussion:

Revised drawings for the Dymond Hall accessibility upgrades were reviewed by the CBO.

9.8 New Liskeard downtown infrastructure upgrades

Discussion:

On-going.

9.10 Operations – Projects Update

Discussion:

On-going. The committee was made aware of recent theft incidents, Mitch suggested installing surveillance cameras. City staff will work on a policy.

10.0 NEW BUSINESS

10.1 285 Whitewood

Discussion:

Mitch Lafreniere was seeking the committee's feedback on the renewal of the pest control contract at 285 Whitewood. The committee was not in favor at this time.

11.0 ADMINISTRATIVE REPORTS

- None

12.0 CLOSED SESSION

- None

13.0 NEXT MEETING

The next meeting of the Building Maintenance Committee will be scheduled for August 31, 2017 at 10:30 A.M.

14.0 ADJOURNMENT

Recommendation BM-2017-022

Moved by: Councillor Doug Jelly

Be it resolved that:

The Building Maintenance Committee, be hereby adjourned at 11:22 A.M.

Carried

CHAIR

RECORDER

1. CALL TO ORDER

The meeting was called to order at 8:33 a.m.

2. ROLL CALL

- Mayor Carman Kidd Chris Oslund, City Manager
- Councillor Doug Jelly Councillor Patricia Hewitt
- Doug Walsh, Director of Public Works
- Mitch Lafreniere, Manager of Physical Assets
- Steve Burnett, Technical and Environmental Compliance Coordinator
- Robert Beaudoin, Environmental Superintendent
- Jamie Sheppard, Roads Superintendent
- Airianna Misener, Executive Assistant
- Darrell Phaneuf, Public Works

3. REVIEW OF REVISIONS OR DELETIONS TO AGENDA

- None

4. DISCLOSURE OF PECUNIARY INTEREST AND GENERAL NATURE

- None

5. APPROVAL OF AGENDA

Recommendation PW-2017-027

Moved by: Mayor Carman Kidd

Be it resolved that:

The Public Works Committee agenda for the July 6, 2017 meeting be approved as printed.

Carried

6. REVIEW AND ADOPTION OF PREVIOUS MINUTES

Recommendation PW-2017-028

Moved by: Mayor Carman Kidd

Be it resolved that:

The Public Works Committee minutes for the May 26, 2017 regular meeting be adopted as presented.

Carried

7. CORRESPONDENCE

- None

8. PRESENTATIONS

- Streetscan Presentation

Streetscan is partnered with LAS Roads Assessment to provide municipalities with pavement inspection and management services. Streetscan's mobile vans are equipped with innovative patented sensing technologies to detect surface and subsurface roadway defects without interrupting traffic flow. Representative from Streetscan discussed how the service could work for the City of Temiskaming Shores.

9. UNFINISHED BUSINESS

9.1 AMEC – New Waste Management Capacity

Previous Discussion:

Steve Burnett indicated that the new capacity estimates were requested by the Ministry based on the 2016 census data. Steve is hopeful to complete the preliminary work by year end. The installation of the monitoring wells has begun, noted Steve.

Discussion:

Steve Burnett indicated that the capacity estimates based on the 2016 census data are currently under review.

9.2 Access Control Policy – Entrance Permits

Previous Discussion:

Correspondence was sent to the property owner regarding the Entrance Permits.

Discussion:

No update.

9.3 Lorne Street and FPT 26 lot Subdivision Update

Previous Discussion:

No update.

Discussion:

Doug Walsh commented that development is moving forward.

9.4 Public Works Staff Training

Previous Discussion:

Doug Walsh provided the following Public Works staff training update:

- Doug anticipates all staff to have their WHMIS training by September.
- 2 employees have successfully passed their OIT exams.

Discussion:

Doug Walsh indicated that the majority of the Public Works staff training for 2017 is completed. The Public Works department will look to schedule WHMIS training in September, noted Doug.

9.5 Public Works Department Update

Previous Discussion:

Doug Walsh provided the following Department Update:

- 1 employee remains on leave, anticipating return within the month.
- Cemetery Grave procedure to be reviewed.
- Re-call of temporary seasonal employee.

Discussion:

Doug Walsh provided the following Department Update:

- Employee on leave has returned on light duty.
- Contract employee covering at the cemetery.
- Cemetery Grave procedure is currently being reviewed.
- Upcoming internal posting to fill the Equipment Operator position
- Overall behind on projects due to weather.
- Flushing continues.

9.6 Full Solid Waste Management Program

Previous Discussion:

Orange Drop event is scheduled for Saturday June 3rd.

No further updates on the Full Solid Waste Management Program.

Steve is currently reviewing the new regulations for tire disposal.

Discussion:

Steve Burnett indicated that the Orange Drop event went well.

Chris was in receipt of the final reconciliation, an approximate amount of eleven thousand dollars will be returned to the City from the Cochrane Temiskaming Waste Management Board.

The new Resource Productivity and Recovery Authority has released the municipal funding for the 2015 datacall in where the City will receive approximately \$ 213,000 for recycling efforts. As this amount is higher than anticipated, an Admin Report will be presented to Council in the fall providing an update on the Solid Waste Management Program.

9.7 Drainage issues – Peter’s Road

Previous Discussion:

Final engineering review is on going.

Discussion:

Peters road municipal drain is currently out to tender.

9.8 Closed Roads / Old Roads

Previous Discussion:

No update.

Discussion:

No update.

9.9 Water Meters

Previous Discussion:

Steve provided an update on the status of the water meter project, all release forms have been signed and received. The RFP has been released and closes next week.

Discussion:

After the review of 3 submissions and Council approval, a PO has been issued to Wamco (Sudbury) for the purchase of Neptune meters, noted Steve Burnett.

9.10 STATO Trail

Previous Discussion:

The STATO Trail is now open noted Doug Walsh. Parking issues on May Street due to the seasonal parking restrictions.

Discussion:

Proposals were received last week and came in over the amount that what was allocated. City staff will inquire on the possibility of a contribution by STATO.

9.11 North Cobalt Water Stabilization Project – Update

Previous Discussion:

Road closure at King, Carter and Stewart Street is scheduled for the weekend. ONR Rail crossing will be removed and work will begin. Anticipating the project will be completed by July 1 2017.

Discussion:

Connections have been completed for the project, final pump install is needed to complete the project.

9.12 2017 Roads Surfacing Program

Previous Discussion:

Discussed under Administrative Reports.

Discussion:

Miller Paving is currently working on road projects. Surface treatment is scheduled to begin the second last week of July, noted Doug.

9.13 Clean Water Wastewater Fund – Update

Previous Discussion:

The City has not received formal approval however at a recent forum in North Bay, the City was on the list of the succesful applicants, noted Doug Walsh.

Discussion:

The RFP for the Clean Water Wastewater Fund is open. The mandatory site visit took place on July 4, 2017. The closing date has been extended. City staff were notified that the funding can be extended up to 40%.

9.14 Temiskaming Shores Infrastructure Upgrades & Gray Road – Update

Previous Discussion:

Doug Walsh provided a project update. Work on Elm Street has begun. Doug further indicated that the project is within budget, progressing well and expected to meet the target completion date of December 31, 2017.

Discussion:

Elm street section of the project is progressing well, noted Doug Walsh.

9.15 Pronor Development

Previous Discussion:

Steve Burnett is currently reviewing the Geotechnical engineers report. The City will draft correspondence accordingly.

Discussion:

No update - City staff reviewed the geotechnical engineers report. The City will accept the report however will draft correspondence outlining the associated concerns.

9.16 Roads Needs Study

Previous Discussion:

On-going.

Discussion:

This item was discussed under 8. Presentations.

9.17 Aginco Eagle Landfill Request

Previous Discussion:

No update.

Discussion:

City staff met with Aginco Eagle to discuss their landfill request. A draft agreement was sent to Aginco Eagle.

9.18 Chamber of Commerce parking lot winter maintenance

Previous Discussion:

The committee directed staff to draft an agreement and that it be presented to the Public Works committee. In addition Chris Oslund will draft correspondence to ONR advising of the ongoing maintenance challenges.

Discussion:

On-going property maintenance concerns. Steve Burnett explained that the bus is turning within close proximity of the City's sewer service structure. The committee directed staff to draft correspondence outlining the concerns.

9.19 Dixon Street Watermain Replacement

Previous Discussion:

Doug Walsh explained that during a recent repair to a water service on Dixon Street between McCamus and Farah Avenue, crews identified that a watermain in this location is approximately one to two feet below the road surface. The watermain had been covered with Styrofoam to add insulation; luckily no issues ever occurred however there are concerns that this section of pipe could become prone to freezing now that it has been disturbed. Staff recommends lowering and replacing this water main section. Although there is no apparent evidence, it is assumed that the depth of the water main is a result of the presence of large boulders or bedrock. Drilling and blasting may be required noted Doug. Steve indicated that there is savings within the Environmental Capital Budget that could be used towards these repairs.

Recommendation PW-2017-022

Moved by: Mayor Carman Kidd

Be it resolved that:

The Public Works committee hereby recommends the Dixon Street Watermain Replacement be discussed with the Corporate Services committee and that the Corporate Services committee consider reallocating within the 2017 Environmental Capital Budget for the necessary lowering and replacement of the watermain on Dixon Street.

Carried

Discussion:

Work is scheduled to begin next week to replace and lower the watermain.

9.20 Riverside Drive – Parking Request

Previous Discussion:

The Riverside Farmer's Market requested parking spaces along Riverside Drive during Farmer's Market hours. This item was discussed at the Protection to Persons and Property Committee and it was recommended that staff further investigate parking options. The Public Works committee suggests a temporary barricade within the horseshoe for the time being, until a decision is made.

Discussion:

The committee directed staff to draft correspondence. The city is currently in the process of reviewing the parking concerns on Riverside Drive with the intent of amending the traffic by-law.

10. NEW BUSINESS

- None

11. ADMINISTRATIVE REPORTS

- PW-025-2017 - FCM Funding Application Submission

12. CLOSED SESSION

Recommendation PW-2017-029

Moved by: Mayor Carman Kidd

Be it resolved that:

The Public Works Committee convenes into Closed Session at 10:25 a.m. to discuss the following matter:

Carried

- a) Under Section 239 (2) (a) of the Municipal Act, 2001 – the security of the property of the municipality or local board.

- Administrative Report PW-024-2017 - Disposal of Land

Recommendation PW-2017-030

Moved by: Mayor Carman Kidd

Be it resolved that:

The Public Works Committee rise without report at 10:29 a.m.

Carried

13. NEXT MEETING

The next meeting of the Public Works Committee is scheduled for August 31, 2017 to commence at 8:30 a.m.

14. ADJOURNMENT

Recommendation PW-2017-031

Moved by: Mayor Carman Kidd

Be it resolved that:

The Public Works Committee meeting is adjourned at 10:31 a.m.

Carried

CHAIR

RECORDER

DRAFT

1. CALL TO ORDER

Meeting called to order at 1:04 P.M.

2. ROLL CALL

- | | |
|--|--|
| <input checked="" type="checkbox"/> Mayor Carman Kidd | <input checked="" type="checkbox"/> Jennifer Pye, Planner |
| <input checked="" type="checkbox"/> Councillor Mike McArthur | <input checked="" type="checkbox"/> Tim Uttley, Fire Chief |
| <input checked="" type="checkbox"/> Councillor Doug Jelly | <input checked="" type="checkbox"/> Shelly Zubyck, Director of Corporate Services |
| <input checked="" type="checkbox"/> Chris Oslund, City Manager | <input checked="" type="checkbox"/> Kelly Conlin, Director of Corporate Services (A) |
| <input checked="" type="checkbox"/> Clayton Seymour, Chief Building Official | |
| <input checked="" type="checkbox"/> Airianna Misener, Executive Assistant | |

OTHER

- Rick Hunter, Planscape

3. REVIEW OF REVISIONS OR DELETIONS TO AGENDA

- Addition Under 10. B) Mid-year Report

4. APPROVAL OF AGENDA

Recommendation PPP-2017-028

Moved by: Mayor Carman Kidd

Be it resolved that:

The Protection to Persons and Property Committee agenda for the July 6, 2017 meeting be approved as amended.

CARRIED

5. REVIEW AND ADOPTION OF PREVIOUS MINUTES

Recommendation PPP-2017-029

Moved by: Councillor Mike McArthur

Be it resolved that:

The Protection to Persons and Property Committee minutes of the May 25, 2017 and June 14, 2017 meeting be adopted as presented.

CARRIED

6. DISCLOSURE OF PECUNIARY INTEREST AND GENERAL NATURE

- 9. C) Mayor Carman Kidd – conflict of interest

7. DELEGATIONS

- None

8. CORRESPONDENCE

- None

9. FIRE AND EMERGENCY SERVICES

a) Monthly Activity Report

The Fire Chief reviewed the department's Monthly Activity Report June 2017, highlighting the number of emergency calls, fire losses, fire prevention activity, burning permits, training activities and parking ticket summary.

b) Township of Harris Fire Suppression Agreement – Discussion

No update. The committee directed Chris Oslund to follow up.

c) Animal Control

Chris Oslund provided a verbal update. The committee went into closed session to discuss this item.

10. BUILDING / BY-LAW

a) Sign by-law – Update

Kelly Conlin provided an update on the status of the sign by-law. City staff are in the process of reviewing the by-law and anticipating possible changes to be brought forward to Council in the coming months.

b) Mid-Year Report

A copy of the mid-year building report was circulated to each member for information purposes.

Shelly Zubyck inquired on the status of open permits dated from years prior to 2015. Clayton Seymour indicated that the department continues to work on closing the files.

11. COMMUNITY GROWTH & PLANNING

a) Zoning By-law – Review

As a follow up from the June 14, 2017 committee meeting, Jennifer Pye and Rick Hunter were seeking additional direction from the committee on the following items pertaining to the zoning by-law.

- Shipping Containers
- Plastic Shelters
- Short term rental accommodations

12. ADMINISTRATION REPORTS

- None

13. CLOSED SESSION

Recommendation PPP-2017-030

Moved by: Councillor Mike McArthur

Be it resolved that:

The Protection to Persons and Property Committee convenes into closed Session at 1:21 p.m. to discuss the following matter:

- a. Under Section 239 (2) (a) of the Municipal Act, 2001 – the security of the property of the municipality of local board.
 - Animal Control

CARRIED

Recommendation PPP-2017-031

Moved by: Councillor Mike McArthur

Be it resolved that:

The Protection to Persons and Property Committee rise without report at 1:31 p.m.

CARRIED

14. SCHEDULE OF MEETINGS

The next Protection to Persons and Property Committee meeting is scheduled for August 31, 2017 starting at 1:00PM.

15. ADJOURNMENT

Recommendation PPP-2017-032
Moved by: Councillor Mike McArthur

Be it resolved that:

The Protection to Persons and Property Committee meeting is adjourned at 2:21P.M.

CARRIED

CHAIR

RECORDER

DRAFT

1. CALL TO ORDER

Meeting called to order at 1:01 P.M.

2. ROLL CALL

- | | |
|--|--|
| <input checked="" type="checkbox"/> Councillor Mike McArthur | <input checked="" type="checkbox"/> Tim Uttley, Fire Chief |
| <input checked="" type="checkbox"/> Councillor Doug Jelly | <input checked="" type="checkbox"/> Kelly Conlin, Director of Corporate Services (A) |
| <input checked="" type="checkbox"/> Chris Oslund, City Manager | <input checked="" type="checkbox"/> Airianna Misener, Executive Assistant |

3. REVIEW OF REVISIONS OR DELETIONS TO AGENDA

- None

4. APPROVAL OF AGENDA

Recommendation PPP-2017-033

Moved by: Councillor Mike McArthur

Be it resolved that:

The Protection to Persons and Property Committee agenda for the July 26, 2017 meeting be approved as printed.

CARRIED

5. DISCLOSURE OF PECUNIARY INTEREST AND GENERAL NATURE

- None

6. CLOSED SESSION

Recommendation PPP-2017-034

Moved by: Councillor Mike McArthur

Be it resolved that:

The Protection to Persons and Property Committee convenes into closed Session at 1:02 p.m. to discuss the following matter:

- a. Under Section 239 (2) (a) of the Municipal Act, 2001 – the security of the property of the municipality of local board.

- Animal Control

CARRIED

Recommendation PPP-2017-035

Moved by: Councillor Mike McArthur

Be it resolved that:

The Protection to Persons and Property Committee rise with report at 1:38 p.m.

- The Committee provided direction to staff

CARRIED

7. SCHEDULE OF MEETINGS

The next Protection to Persons and Property Committee meeting is scheduled for August 31, 2017 starting at 1:00 PM.

8. ADJOURNMENT

Recommendation PPP-2017-036

Moved by: Councillor Mike McArthur

Be it resolved that:

The Protection to Persons and Property Committee meeting is adjourned at 1:39 P.M.

CARRIED

CHAIR

RECORDER

Memo

To: Mayor and Council
From: Mitch Lafreniere
Date: August 8th, 2017
Subject: Contract Extension – S&L Cleaning Services
Attachments: Draft amending by-law

Mayor and Council:

On August 5, 2014 Council approved By-Law No. 2014-136 to enter into a three (3) year agreement with S & L Cleaning Services for cleaning at the Haileybury Medical Centre and the Haileybury Branch Library. The current agreement expires on July 31, 2017.

As a result, I have discussed with the owner of S & L Cleaning Services a one-year extension for this service and they have agreed to continue at the same rate of \$18.00 per hour.

It is recommended that Council direct staff to prepare the necessary by-law to amend By-law No. 2014-136 with S & L Cleaning Services extending the contract for an additional year at the same terms and conditions.

Appendix 01 – Outlines the new by-law agreement with S&L Cleaning Services

Prepared by:

Reviewed and submitted for
Council's consideration by:

“Original signed by”

“Original signed by”

Mitch Lafreniere
Manager of Physical Assets

Christopher W. Oslund
City Manager

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

**Being a by-law to amend By-law No. 2014-136 being a
by-law to authorize an Agreement between the City of
Temiskaming Shores and S & L Cleaning Services for
the cleaning of the Haileybury Medical Centre and the
Haileybury Branch Library**

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 Memo 013-2017-PW at the August 8, 2017 Regular Council meeting and directed staff to prepare the necessary by-law to amend By-law No. 2014-136 to extend the contract to S & L Cleaning for an additional year for consideration at the August 8, 2017 Regular Council meeting.

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

1. That Council hereby amends Schedule "A" to By-law No. 2014-136, as amended by extending the termination date to July 31, 2018.
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, semantical 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 8th day of August, 2017.

Mayor – Carman Kidd

Clerk – David B. Treen

Subject: Disposal of Non-hazardous Waste
– Agnico Eagle Mines Limited

Report No.: PW-026-2017
Agenda Date: August 8, 2017

Attachments

- Appendix 01:** Draft Agreement
Appendix 02: Memo – Story Environmental Inc.
Appendix 03: MOECC Correspondence

Recommendations

It is recommended:

1. That Council for the City of Temiskaming Shores acknowledges receipt of Administrative Report PW-026-2017;
2. That Council directs Staff to prepare the necessary by-law to enter into an agreement with Agnico Eagle Mines Limited for the acceptance of non-hazardous material at the Haileybury Landfill for consideration at the August 8, 2017 Regular Council meeting.

Background

In January of 2017, the City was approached by Agnico Eagle Mines Limited (Agnico Eagle), through their consultant Story Environmental & Geomatics, requesting a meeting to discuss the potential disposal of non-hazardous material at the Haileybury Landfill. As a result, staff met with members from Agnico Eagle and Story Environmental on February 15, 2017.

During the meeting staff was presented with the need to dispose of approximately 3,000 cubic yards of residue from the Agnico Eagle Silver Refinery which was previously deposited at an approved landfill site located to the southeast of Cobalt. Although this landfill site had been previously approved for disposal of this material, elevated concentrations of arsenic, cobalt, nickel, and zinc are being found in surface and seep water samples as the landfill is located in a low-lying area. As a result, the Ministry of Environment and Climate Change required research on how to deal with the elevated concentrations.

Fourteen toxicity characteristic leaching procedure (TCLP) samples of the material were taken with results indicating that the material is non-hazardous and suitable for landfilling at the measured levels of toxicity. Knowing that the Haileybury Landfill is nearing capacity and is at a higher elevation, Story Environmental has proposed that this would be an optimal location for the disposal of the material.

Following the presentation, staff indicated that with Ministry approval the City would be willing to accept the material at the Haileybury Landfill should this be the preferred method to deal with the elevated concentrations. The current rate of \$100 per cubic yard for non-resident contaminated waste would apply.

The meeting concluded with Agnico Eagle and Story Environmental indicating that they will be investigating other options and will contact the City once a decision has been made. At the Public Works Committee Meeting held on February 23, 2017, this proposal was discussed.

Analysis

On June 8, 2017 staff met again with Agnico Eagle and Story Environmental. It was indicated that disposal at the Haileybury Landfill is their preferred approach for dealing with the above noted material. A discussion was held surrounding each party's requirements in where it was decided that along with the applicable disposal fees of \$100 per cubic yard, Agnico Eagle would be responsible for costs associated with delivery of the material to the landfill, Story Environmental will be the administrator for the project and be responsible for quantifying the material delivered and the City will be responsible for placement at the landfill and final cover material.

Appendix 01 – Draft Agreement outlines the requirements for the project. Appendix 02 – Memo from SEI – compiles the Cobalt Lode TCLP results. Appendix 03 confirms the Ministry of Environment and Climate Change approval for the project.

This project was again discussed at the Public Works Committee Meeting held on July 6, 2017.

Relevant Policy / Legislation/City By-Law

- Certificate of Approval No. A570402 – Haileybury Landfill
- Environmental Protection Act - Waste Management, Ontario Regulation 347

Asset Management Plan Reference

Not Applicable

Consultation / Communication

- Meeting with Agnico Eagle – February 15, 2017
- Public Works Committee Meeting – February 23, 2017
- Meeting with Agnico Eagle – June 8, 2017
- Public Works Committee Meeting – July 6, 2017

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 estimated revenue for the above noted agreement is \$ 300,000.

Alternatives

No alternatives were considered.

Submission

Prepared by:

Reviewed and approved by:

Reviewed and submitted for
Council's consideration by:

Steve Burnett
Technical & Environmental
Compliance Coordinator

G. Douglas Walsh
Director of Public Works

Christopher W. Oslund
City Manager

The Corporation of the City of Temiskaming Shores

By-law No. 2017-000

**Being a by-law to authorize the entering into an Agreement with
Agnico Eagle Mines Limited for the disposal of Contaminated
Waste from the Cobalt Lode Site at the Haileybury Landfill Site**

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

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

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

And whereas Council considered Administrative Report No. PW-027-2017 at the August 8, 2017 Regular Council meeting and directed staff to prepare the necessary by-law to enter into an agreement with Agnico Eagle Mines Limited for the disposal of Contaminated Waste from the Cobalt Lode Site at the Haileybury Landfill Site for consideration at the August 8, 2017 Regular Council meeting;

And whereas the Council of The Corporation of the City of Temiskaming Shores deems it necessary to enter into an agreement with Agnico Eagle Mines Limited;

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

1. That the Mayor and Clerk be authorized to execute an Agreement with Agnico Eagle Mines Limited for the acceptance of Contaminated Waste from the Cobalt Lode Site at the Haileybury Landfill Site, 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 8th day of August, 2017.

Mayor – Carman Kidd

Clerk – David B. Treen



Schedule "A" to

By-law No. 2017-000

Agreement between

The Corporation of the City of Temiskaming Shores

and

Agnico Eagle Mines Limited

For the acceptance of Contaminated Waste from the Cobalt
Lode Site at the Haileybury Landfill Site

This Agreement made in duplicate this 00th day of September, 2017.

Between:

Agnico Eagle Mines Limited

(hereinafter referred to as “Agnico”)

And:

The Corporation of the City of Temiskaming Shores

(hereinafter referred to as “the City”)

Recitals

Agnico wishes to dispose of Contaminated Waste (“waste”) from their Cobalt Lode Site at the City owned Haileybury Landfill Site in accordance with the applicable Environment Compliance Approval;

The City and Agnico (collectively, the “Parties” and each a “Party”) are entering this Agreement to set out their respective rights and obligations with respect to the management, delivery and disposal of the waste;

Now therefore in consideration of the mutual covenants contained in this Agreement and other good and valuable consideration the receipt and sufficiency of which is hereby irrevocably acknowledged, the City and Agnico agree as follows:

General Provisions

1. Volume of Contaminated non-Hazardous Waste

The Contaminated Waste referred to herein is being transferred from Agnico’s Cobalt Lode Site and has been estimated at 2,300 m³ (3,000 yd³) and has an average TCLP of 2.18 mg/L for the arsenic are below the TCLP 2.5 mg/L for Arsenic to be considered Hazardous.

The volume of waste permitted to be disposed at the Haileybury Landfill Site shall not exceed 2,800 m³ (3,700 yd³) without prior written approval of the City in the form of a Council resolution.

The material shall be verified by box measure by Agnico’s Environmental Consultant, Story Environmental.

2. Environmental Law

Agnico is required to comply with all applicable Environmental Laws, practice good

environmental stewardship and in compliance with the provisions contained herein. In this regard the City recognizes that Agnico has retained consultant services from Story Environmental as Project Manager for this initiative.

3. Agnico as Independent Contractor

In performing the disposal of the waste, Agnico shall be acting as an independent contractor and only to the extent and for the specific purposes expressly set forth herein. Neither Agnico nor its employees, agents or subcontractors shall be subject to the direction and control of the City, except in regards to access to the Haileybury Landfill Site.

4. Authorized Representatives

Agnico and the City shall be entitled to designate in writing to the other, one or more individuals who shall be authorized to represent it in connection with the day-to-day administration of the provisions of this Agreement. Each of the Parties shall be entitled to rely on the acts and approvals given by the other Party’s Authorized Representative until such time as it receives a written notification of change of the other Party’s Authorized Representative. At the time of execution of this Agreement the following are the Authorized Representatives:

For the City:

Steve Burnett
Technical & Environmental
Compliance Coordinator

and/or

G. Douglas Walsh, CET
Director of Public Works

For Agnico:

Josée Noel
Project Leader
Mining Reclamation

and/or

Maria Story, Project Manager
Story Environmental

5. Indemnification of the City

Agnico shall exonerate, indemnify and hold harmless the City, its directors, officers, employees and agents from and against claims which may be suffered or incurred by, accrue against or be charged to or recoverable from the City to the extent that such claim is solely attributed to Agnico’s negligence or willful misconduct when disposing of the waste.

6. Insurance

Agnico shall maintain Commercial General Liability insurance to a policy limit of at least five million dollars (\$5,000,000) in primary and umbrella/excess liability policy including but not limited to bodily injury, property damage, personal injury, product liability, contractual liability, owners and contractors protective, contingent employer’s liability, non-owned automobile liability, cross liability and severability of interest clause. The policy shall contain a waiver of subrogation in favor of the City and shall include **The**

Corporation of the City of Temiskaming Shores as an additional insured.

7. Acceptance of Material

Agnico shall place/dump the material at the Haileybury Landfill Site as per the instructions of the authorized agent for the City after which the City shall be responsible for the levelling and placement of the material as well as the placement of cover material in accordance with the Environment Compliance Approval for the Landfill Site.

8. Project Duration or Suspension of Operations

Agnico shall commence haulage of material within thirty (30) days of execution of this Agreement. Haulage shall continue until the agreed upon volume has been delivered.

Agnico shall notify the City’s authorized agent of any anticipated operational or weather conditions that would result in the suspension of operations.

The City shall notify Agnico’s authorized agent of any anticipated emergency situation wherein which the Haileybury Landfill Site cannot be accessed that would result in the suspension of operations.

9. Early Termination

If this Agreement is terminated for any reason by either Party prior to the completion of the haulage of the waste then Agnico shall pay the City for all waste deposited up to the date of termination.

10. Disposal Fees

A rate of \$76.45/m³ (\$100/yd³) shall be applied to the waste, being the current Contaminated Waste Non-Resident disposal fee. Agnico agrees to pay all amounts owing within thirty (30) days, as they become due, including any interest charges on late payments.

Except as otherwise expressly set out in this Agreement, Agnico’s total liability under this Agreement shall not exceed an amount equal to the aggregate amount of the disposal fee set out in this section 10.

11. Environmental Studies

Any Environmental Studies required solely in association with the disposal of the waste shall be at the sole expense of Agnico.

12. Amendments

No amendment to this Agreement will be valid or binding unless it is in writing and duly executed by both of the Parties hereto.

13. Survival

All outstanding payment obligations shall survive indefinitely the termination of this Agreement.

14. Severability

If any provision of this Agreement is determined to be invalid or unenforceable in whole or in part, such invalidity or unenforceability shall attach only to such provision and everything else in this Agreement shall continue in full force and effect.

15. Governing Law

This Agreement shall be governed by and constituted in accordance with the laws in force in the Province of Ontario. The Parties hereby irrevocably attorn to the exclusive jurisdiction of the courts of the Province of Ontario for any legal proceedings arising out of this Agreement or the performance of the obligations hereunder.

Remainder of this Page left blank intentionally

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

Signed and Sealed in)
the presence of)

Agnico Eagle Mining Limited

Contractor’s Seal)
(if applicable))

Josée Noel – Project Leader, Mining Reclamation

Witness
Print Name: _____
Title: _____

Municipal Seal)

**Corporation of the City of
Temiskaming Shores**

Mayor – Carman Kidd

Clerk – David B. Treen

To: Josée Noël, M.Sc.
Chargée de projets restauration
Project Leader – Mining
Reclamation
Agnico Eagle Mines Limited

From: Marie Manchester
EIT

Re: Cobalt Lode TCLP Results

Date: 21 September 2016

SEI Proj No: 105-05-02-2016

In September 2015, Story Environmental Inc. (“SEI”) dug several test pits in the 2300 cubic metres (“m³”) of material landfilled at the Agnico Eagle Mines Limited (“Agnico”) Cobalt Lode Landfill Site in order to delineate the extent and determine the quantity of the landfilled material. During this delineation exercise, three distinct materials in the Cobalt Lode landfill were identified: a brown (i.e., rusty) material, a green material, and a white material. Based on the delineation, the brown material constituted approximately 90% of the landfilled material and the white and green materials were present in much smaller quantities. It was determined that some limited sampling should be done to determine the characteristics of these materials. Two composite samples were taken from the brown material, COLO Brown 1 and COLO Brown 2, one composite sample from the white material, COLO White, and one composite sample from the green, COLO Green. The samples were analysed at SGS Canada Inc. (“SGS”) for toxicity characteristic leachate procedure (“TCLP”). According to the Ontario Regulation 347, *General – Waste Management* (“O. Reg. 347”), Schedule 4, wastes containing certain chemical concentrations in excess of TCLP Leachate Quality Criteria (“LQC”), are considered hazardous waste. In February 2016, SEI provided Agnico with a memo describing the results from the sampling of these three materials. According to the TCLP characterization, two of the samples leached arsenic at concentrations above the LQC, 2.5 milligrams per litre (“mg/L”), which would classify these samples as hazardous: one of the brown material and one of the green material (Table 1). The average arsenic TCLP result of the four samples was 2.28 mg/L which is below the LQC of 2.5 mg/L.

O. Reg. 347 does not detail the number of samples required to characterize a waste material. Due to the heterogeneous nature of the landfilled material, SEI followed the sampling requirements of Ontario Regulation 153/04, *Records of Site Condition – Part XV.1 of the Act*, Schedule F. Under Schedule F, to adequately characterize soil at least one soil sample should be collected for each 160 m³ of soil to be characterized. Using this method of characterization, the number of samples to adequately characterize the Cobalt Lode material was determined to be fourteen.

Due to the limited number of samples collected as part of the September 2015 program, SEI completed additional sampling on 18 and 19 May 2016. This sampling program involved taking ten

additional samples of the landfilled materials and sending these to SGS for TCLP analysis. Figure 1 illustrates the location of these sampling points relative to the waste footprint.

The sampling points were chosen based on proximity to the test pits dug in 2015 and spread out to ensure representative sampling of the landfilled materials. Shovels were used to remove the top layer of rock and a hand auger with split spoon attachment was used to sample the material. The hole was hand-augered until a solid bottom was reached. A representative grab sample of material was obtained from the split spoon of the auger. Approximately 100 grams were collected from each hole and placed in Ziploc bags, and stored in a cool location until they were shipped to SGS.

The results from the 2015 and 2016 sampling are provided in Table 1. Each of the samples has an arsenic TCLP concentration of less than 5.0 mg/L. The average arsenic TCLP result from the 2015 and 2016 sampling programs is 2.18 mg/L which is below the LQC of 2.5 mg/L. Based on the average results being less than the O. Reg. 347 LQC, the Cobalt Lode material is not hazardous.

Table 1: Cobalt Lode TCLP Analysis Results

| Analysis | Units | leachate quality criteria ¹ (mg/L) | COLO Brown 1 | COLO Brown 2 | COLO White | COLO Green | COLO-17 | COLO-1 | COLO-8 | COLO-9 | COLO-18 | COLO-19 | COLO-20 | COLO-21 | COLO-23 | COLO-22 | Average |
|------------|-------|---|--------------|--------------|------------|------------|------------|------------|------------|------------|------------|------------|------------|------------|------------|------------|---------|
| | | | 02/09/2015 | 02/09/2015 | 02/09/2015 | 02/09/2015 | 18/05/2016 | 18/05/2016 | 18/05/2016 | 18/05/2016 | 18/05/2016 | 18/05/2016 | 18/05/2016 | 18/05/2016 | 18/05/2016 | 19/05/2016 | |
| Mercury | mg/L | 0.1 | 0.0079 | 0.0679 | 0.0018 | 0.00332 | 0.0115 | 0.0157 | 0.0009 | 0.0057 | 0.0004 | 0.0092 | 0.0056 | 0.0004 | 0.0108 | 0.0036 | 0.0103 |
| Aluminium | mg/L | | 0.04 | 0.06 | 6.35 | 0.41 | NA | NA | NA | NA | NA | NA | NA | NA | NA | NA | 1.72 |
| Arsenic | mg/L | 2.5 | 1.4 | 2.88 | 0.0225 | 4.83 | 2.11 | 3.08 | 2.52 | 1.11 | 4.22 | 0.35 | 2.83 | 2.04 | 1.64 | 1.51 | 2.18 |
| Silver | mg/L | 5 | 0.0003 | 0.0003 | 0.0333 | 0.0003 | <0.08 | <0.08 | <0.08 | <0.08 | <0.08 | <0.08 | <0.08 | <0.08 | <0.08 | <0.08 | 0.0310 |
| Barium | mg/L | 100 | 0.044 | 0.047 | 0.013 | 0.117 | 0.049 | 0.029 | 0.018 | 0.029 | 0.074 | 0.053 | 0.032 | 0.026 | 0.084 | 0.033 | 0.046 |
| Beryllium | mg/L | | 0.00003 | 0.00004 | <0.000007 | 0.00018 | NA | NA | NA | NA | NA | NA | NA | NA | NA | NA | 0.00006 |
| Boron | mg/L | 500 | 0.369 | 0.353 | 0.345 | 0.289 | 0.109 | 0.221 | 0.132 | 0.065 | 0.142 | 0.492 | 0.272 | 1.02 | 0.18 | 0.059 | 0.29 |
| Bismuth | mg/L | | 0.00005 | 0.00004 | 0.00003 | 0.00011 | NA | NA | NA | NA | NA | NA | NA | NA | NA | NA | 0.00006 |
| Calcium | mg/L | | 1180 | 1240 | 2850 | 1890 | NA | NA | NA | NA | NA | NA | NA | NA | NA | NA | 1790 |
| Cadmium | mg/L | 0.5 | 0.00904 | 0.02470 | 0.00001 | 0.03660 | 0.01300 | 0.00800 | 0.05400 | 0.01400 | 0.06900 | 0.00300 | 0.01600 | 0.07400 | 0.01200 | 0.10000 | 0.03095 |
| Cobalt | mg/L | | 3.86 | 9.15 | 0.45 | 25.00 | NA | NA | NA | NA | NA | NA | NA | NA | NA | NA | 9.62 |
| Chromium | mg/L | 5 | 0.0003 | 0.0002 | 0.0009 | 0.0011 | <0.001 | <0.001 | 0.0060 | 0.0010 | 0.0090 | 0.0080 | 0.0030 | 0.0160 | 0.0020 | <0.001 | 0.0035 |
| Copper | mg/L | | 0.05 | 0.57 | 0.44 | 1.50 | NA | NA | NA | NA | NA | NA | NA | NA | NA | NA | 0.64 |
| Iron | mg/L | | 0.02 | 0.01 | 0.13 | 0.02 | NA | NA | NA | NA | NA | NA | NA | NA | NA | NA | 0.04 |
| Potassium | mg/L | | 1.72 | 2.03 | 0.33 | 0.56 | NA | NA | NA | NA | NA | NA | NA | NA | NA | NA | 1.16 |
| Lithium | mg/L | | 0.143 | 0.088 | 0.005 | 0.144 | NA | NA | NA | NA | NA | NA | NA | NA | NA | NA | 0.095 |
| Magnesium | mg/L | | 54.8 | 33.5 | 14.8 | 43.2 | NA | NA | NA | NA | NA | NA | NA | NA | NA | NA | 36.6 |
| Manganese | mg/L | | 10.30 | 11.30 | 0.03 | 8.45 | NA | NA | NA | NA | NA | NA | NA | NA | NA | NA | 7.52 |
| Molybdenum | mg/L | | 0.001 | 0.001 | 0.003 | 0.001 | NA | NA | NA | NA | NA | NA | NA | NA | NA | NA | 0.002 |
| Nickel | mg/L | | 8.0 | 6.8 | 1.9 | 21.6 | NA | NA | NA | NA | NA | NA | NA | NA | NA | NA | 9.6 |
| Lead | mg/L | 5 | 0.0166 | 0.0342 | 0.0001 | 0.0758 | 0.0370 | 0.0100 | 0.1000 | 0.0230 | 0.1200 | 0.0080 | 0.0200 | 0.1090 | 0.0090 | 0.0950 | 0.0470 |
| Antimony | mg/L | | 0.097 | 0.055 | 0.005 | 0.059 | NA | NA | NA | NA | NA | NA | NA | NA | NA | NA | 0.054 |
| Selenium | mg/L | 1 | 0.002 | 0.002 | 0.001 | 0.001 | <0.01 | <0.01 | <0.01 | <0.01 | <0.01 | <0.01 | <0.01 | <0.01 | <0.01 | <0.01 | 0.036 |
| Tin | mg/L | | 0.0002 | 0.0024 | 0.0001 | 0.0001 | NA | NA | NA | NA | NA | NA | NA | NA | NA | NA | 0.0007 |
| Strontium | mg/L | | 0.47 | 0.50 | 0.60 | 0.96 | NA | NA | NA | NA | NA | NA | NA | NA | NA | NA | 0.63 |
| Titanium | mg/L | | 0.0002 | 0.0001 | <0.00005 | 0.0003 | NA | NA | NA | NA | NA | NA | NA | NA | NA | NA | 0.0002 |
| Thallium | mg/L | | 0.00023 | 0.00031 | 0.00003 | 0.00025 | NA | NA | NA | NA | NA | NA | NA | NA | NA | NA | 0.00021 |
| Uranium | mg/L | 10 | 0.0023 | 0.0022 | 0.0005 | 0.0034 | <0.1 | <0.1 | <0.1 | <0.1 | <0.1 | <0.1 | <0.1 | <0.1 | <0.1 | <0.1 | 0.3339 |
| Vanadium | mg/L | | 0.0015 | 0.0011 | 0.0005 | 0.0012 | NA | NA | NA | NA | NA | NA | NA | NA | NA | NA | 0.0011 |
| Tungsten | mg/L | | 0.00012 | 0.00005 | 0.00012 | 0.00002 | NA | NA | NA | NA | NA | NA | NA | NA | NA | NA | 0.00008 |
| Yttrium | mg/L | | 0.0012 | 0.0009 | <0.000002 | 0.0031 | NA | NA | NA | NA | NA | NA | NA | NA | NA | NA | 0.0013 |
| Zinc | mg/L | | 0.45 | 3.60 | <0.002 | 7.89 | NA | NA | NA | NA | NA | NA | NA | NA | NA | NA | 2.99 |

Notes:

- 1) Leachate Quality Criteria ("LQC") are provided in Schedule 4 of the Ontario Regulation 347. Hazardous waste is in exceedance of the LQC.
- 2) Average for non-detect values was calculated using 1/2 detection limit

Prepared by:



Marie Manchester, B.Eng., M.A.Sc.
EIT

Reviewed by:



Maria Story, P.Eng.
President

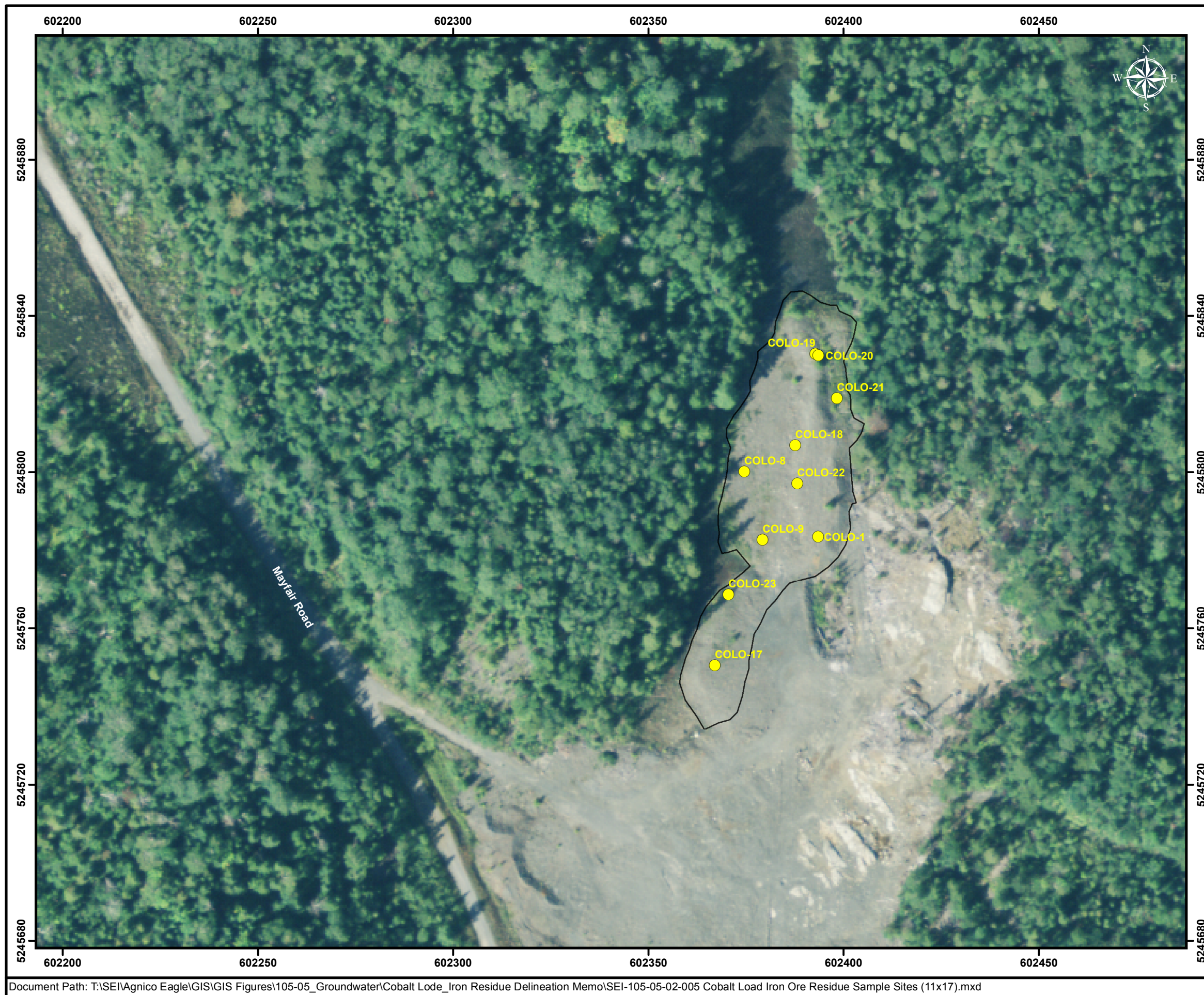
Attachments:


Figure 1: Cobalt Lode Property Sample Sites

Copy to:

Jean Cayouette, Environmental

R:\SEI\105 Agnico Eagle\105-05_GW and Geochemistry Sampling Program\105-05-02_Cobalt Lode\word_pdf\105_TCLP_ResultsMemo_draft_200916_MM.docx






AGNICO EAGLE Cobalt Lode Sample Sites

Legend

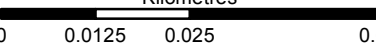
- Sample Site
- Historic Piezometer installed by Beak (Location is approximate)
- Delineated Area of Landfill



Credits: Aerial imagery flown in September 2008 and was purchased from Land Information Ontario
 Delineated landfill area generated from SGI topographic survey in the fall of 2015

UTM NAD 83 Zone 17N 1 centimetre = 10 metres


Kilometres



0 0.0125 0.025 0.05

Figure 1

| | | |
|-----------------------------------|---------------|------------------|
| Agnico Eagle Mines Ltd. | | |
| Cobalt Lode Property | | |
| Sample Sites | | |
| Reference Number: | | |
| Project Number: 105-05-02 | | |
| Drawing Number: SEI-105-05-02-005 | | |
| Drawn by: SEC | Rev'd by: MES | Date: 26/07/2016 |



STORY ENVIRONMENTAL INC.
 332 Main Street
 P.O. Box 716
 Haileybury, Ontario P0J 1K0
 Telephone: (705) 672-3324
 Facsimile: (705) 672-3325

Dave Treen

From: Trach, Brent (MOECC) <Brent.Trach@ontario.ca>
Sent: July-04-17 2:13 PM
To: Josée Noël
Cc: Steve Burnett; Maria Story (maria.story@storyenvironmental.com); Jean Cayouette; St-Jacques, Lauri (MOECC)
Subject: RE: Cobalt Lode Material Disposal at Haileybury Landfill

Josée,

Provisional Certificate of Approval A570402 issued on December 18, 2009 approves the operation of a 5.8 hectare Landfill Site. Condition 2 and Condition 7 of the approval outline operating requirements and approved waste types. In addition, the approval requires waste brought to the site is to be inspected to ensure that the waste received at the site is of a type approved for acceptance.

As long as the Municipality operates the landfill in accordance with Provisional Certificate of Approval A570402, the Ministry has no objection.

If you have any questions, please do not hesitate to contact me.

Brent

Brent Trach
Provincial Officer
Ministry of the Environment and Climate Change
North Bay
705-497-6875

From: Josée Noël [<mailto:josee.noel@agnicoeagle.com>]
Sent: July-04-17 9:57 AM
To: Trach, Brent (MOECC)
Cc: Steve Burnett (sburnett@temiskamingshores.ca); Maria Story (maria.story@storyenvironmental.com); Jean Cayouette
Subject: Cobalt Lode Material Disposal at Haileybury Landfill

Good morning Brent,

As just discussed over the phone, we are about to enter into an agreement with the City of Temiskaming Shores to dispose of the non-hazardous contaminated material from the former Cobalt Lode Landfill at their operating and controlled landfill in Haileybury. As this landfill approaches the end of its operation, the Cobalt Lode material will be quickly covered which will greatly minimize potential leaching and ensure safe disposal of this material. If we can complete the agreement before City council this month, we will be able to start hauling the material later this summer.

In order to complete the discussions, we would really appreciate an input from your side regarding this plan.

Again, thank you! Best regards,

Josée Noël, M.Sc.
Chargée de projets restauration
Project Leader – Mining Reclamation

josee.noel@agnicoeagle.com

T: 819.759.3700 ,5821

Agnico Eagle Mines Limited
93, Rue Arseneault bureau 202
Val-d'Or, Québec, Canada
J9P 0E9

agnicoeagle.com



Subject: Project Award – Iron Removal RFP
(McCamus Ave. WTP)

Report No.: PW-028-017
Agenda Date: August 8, 2017

Attachments

Appendix 01: Request for Proposal - PW-RFP-009-2017

Appendix 02: RFP Opening Results

Appendix 03: Evaluation of Submissions

Appendix 04: Draft Agreement

Recommendations

It is recommended:

1. That Council for the City of Temiskaming Shores acknowledges receipt of Administrative Report No. PW-028-2017;
2. That Council acknowledges the review of the Evaluation of Request for Proposal PW-RFP-009-2017 and confirms that the Replacement of the Iron Removal Filters at the McCamus Avenue Water Treatment Plant be completed as defined in the Request for Proposal;
3. That as outlined in Section 6 of the City's *Procurement Policy*, Council approves the award of the contract to replace the Iron Removal Filters at the McCamus Avenue Water Treatment Plant to *Pedersen Construction (2013) Inc.* at a cost of One Million, Sixty-Seven Thousand and Fifty Dollars (\$1,067,050.00) plus applicable taxes; and
4. That Council directs staff to prepare the necessary by-law and agreement for consideration at the August 8, 2017 Regular Council meeting.

Background

The New Liskeard Water Treatment Plant, located at 301 McCamus Avenue is a ground water drinking water system that services the community of New Liskeard and Dymond. This groundwater system consists of two main production wells; Well 3 and Well 4. Well 3 is a 54.9 m deep drilled well equipped with a vertical turbine pump rated at 2700 L/min. The well is housed in a secure building located directly across from the water plant. Well 4 is a 54.9 m deep drilled well also equipped with a vertical turbine pump rated at 2700 L/min. This well is located inside the water treatment plant building. There is approximately 23 m of low permeability clay between the ground surface and the aquifer protecting the groundwater from surface spills.

Both wells supply raw water to individual treatment units inside the iron removal plant. Raw water from Well 3 is directed to the pressurized filter 1, while the raw water from Well 4 is directed to pressurized filter 2. Provision has been made to redirect water from either well to either iron removal plant.

Each filter consists of gravel and anthrafil and has an area of 25.8 m², a rated capacity of 3928 m³/d, and is continuously monitored for turbidity. The two pressurized filters are manually backwashed, based on head loss. The backwash wastewater is discharged into the municipal sanitary sewage system which flows to the New Liskeard Lagoon.

Prior to the filtration process, compressed air is introduced into the raw water to oxidize the iron and chlorine gas is added to assist in the oxidation process and precipitate the iron. Following filtration, the processed water is then re-chlorinated and directed into a contact chamber which consists of two baffled clear wells.

The two pressurized filters were initially installed in the late 1970's with various Water Plant upgrades occurring in 1988 and 2004. The external walls of the two steel filter units have been X-rayed several times over this period of time and have shown signs of deterioration. The gravel and anthrafil filter media is also reaching the end of its intended life cycle and requires replacement.

At the Regular Council Meeting held on October 18, 2016 Council received Memo 024-2016- PW and confirmed the following by Resolution No. 2016-530;

1. Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of Memo No. 024-2016-PW;
2. That Council directs staff to finalize and submit an Application for Funding to the Clean Water and Wastewater Fund for the "McCamus Avenue Water Treatment Plant Upgrades" project.

Municipal staff prepared and submitted the application for funding on October 28, 2016. On June 12, 2017 the City received confirmation of funding approval from senior levels of government at an upset contribution of \$516,423.

At the Regular Council Meeting held on June 20, 2017 Council received Administrative Report PW-021-2017 for review and consideration and confirmed the following by resolution;

1. That Council for the City of Temiskaming Shores acknowledges receipt of Administrative Report No. PW-021-2017; and
2. That Council directs staff to prepare the necessary By-law to enter into a Transfer Payment Agreement with Her Majesty the Queen in Right of Ontario as represented by the Minister of Infrastructure, under the Clean Water and Wastewater Fund (Ontario) for consideration at the June 20, 2017 Regular Council meeting.

A Request for Proposals, **Appendix 01 - PW-RFP-009-2017**, was released via invitation to four construction firms and four consulting firms as a Design – Build Project, with a submission deadline of 2:00 p.m. local time on Tuesday, July 18, 2017. At the request of several of the firms, the deadline was extended to Tuesday August 1, 2017 with the same 2:00 p.m. timeline.

Analysis

A total of two (2) submissions were received in response to PW-RFP-009-2017 by the revised deadline of Tuesday August 1, 2017 at 2:00 p.m. The Design - Build proposals were reviewed and evaluated in accordance to the evaluation criteria set out in PW-RFP-009-2017. **Appendix 03 – Evaluations of Submissions** presents the details of the evaluation of the proposals and are summarized as follows:

| Firm | Evaluation Score | | | | | | Total Score | Fees Excl. taxes |
|----------------------------|------------------|-------|----------|-----------|-------------|------|-------------|------------------|
| | Expertise | Staff | Schedule | Knowledge | Value Added | Fees | | |
| Cecchetto & Sons Ltd. | 200 | 80 | 96 | 35 | 80 | 360 | 851 | \$1,356,140.00 |
| Pedersen Const (2013) Inc. | 200 | 80 | 106 | 45 | 90 | 450 | 971 | \$1,067,050.00 |

Fees include a 10% Contingency Allowance

The process for obtaining competitive pricing was in keeping with the City's Procurement Policy (By-Law 2017-015).

Relevant Policy / Legislation / City By-Law

- Resolution No. 2016-530 – Clean Water and Wastewater Fund – Program Application
- 2017 Municipal Capital Budget
- Resolution No. 2017-268 - Clean Water and Wastewater Fund (CWWF) – Transfer Payment Agreement
- By-Law No. 2017-089 - Clean Water and Wastewater Fund (CWWF) – Transfer Payment Agreement
- By-Law No. 2017-015, Procurement Policy, Section 10.4 Request for Proposals

Asset Management Plan Reference

N/A (As per Conditions in Application)

Consultation / Communication

- Public Works Committee – October 6th 2016
- Administrative Memo 024-2017-PW - Regular Council Meeting – October 18th, 2016
- Submission of Application – October 28th, 2016
- Public Works Committee – May 26th, 2017
- Confirmation of Funding – June 12th, 2017
- Administrative Report PW-021-2017 dated June 20, 2017
- Public Works Committee – July 6th 2017
- Administrative Report PW-028-2017 dated August 8th, 2017

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 approved allocated funds within the 2017 Capital Budget, including the Clean Water Waste Water Funding Agreement as well as the City's commitment to the project, totals \$1,065,000.

Based on the responses to PW-RFP-009-2017, which includes a ten (10) percent contingency allowance, there would be a shortfall of approximately \$20,830 to complete the proposed work. (The current value is \$1,085,830 including the contingency allowance and the non-refundable HST).

As this is a multi-year project, there are sufficient funds within the 2017 Capital Budget to cover all proposed work for 2017. Any potential budget deficit (in the event all of the contingency is utilized) will be addressed in the 2018 Capital Budget.

The completion date for the work is being projected to be May 28, 2018. It is expected that staffing and equipment requirements on this project will be very minimal and include attendance at periodic planning, progress and project close-out meetings.

Alternatives

1. Reduce the contingency allowance to coincide with the approved (budgeted) funding.

Submission

Prepared by:

Reviewed and submitted for
Council's consideration by:

"Original signed by"

"Original signed by"

G. Douglas Walsh, CET
Director of Public Works

Christopher W. Oslund
City Manager



City of • Ville de
**Temiskaming
Shores**
Discover a whole new Ontario • Découvrez un tout nouvel Ontario

*Dymond
Haileybury
New Liskeard*

**Request for Proposal
PW-RFP-009-2017
Design Build - Iron Removal System
McCamus Water Treatment Plant**



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1. Objective

The City of Temiskaming Shores, is seeking to retain a qualified contractor to undertake the design and replacement of the iron removal filters at the McCamus Water Treatment Plant, located in New Liskeard. This work is being completed, in part, with funding made available through the Clean Water and Wastewater Funding program.

2. Background

The New Liskeard Drinking Water System is owned by The Corporation of the City of Temiskaming Shores. The treatment system is operated by the Ontario Clean Water Agency (OCWA) and the distribution system is operated by the City of Temiskaming Shores Public Works Department. This subject system is not interconnected to any other drinking-water systems owned by different owners.

The New Liskeard Water Treatment Plant, located at 301 McCamus Avenue is a ground water drinking water system that services the community of New Liskeard and Dymond. This groundwater system consists of two main production wells; Well 3 and Well 4. Well 3 is a 54.9 m deep drilled well equipped with a vertical turbine pump rated at 2700 L/min. The well is housed in a secure building located directly across from the water plant. Well 4 is a 54.9 m deep drilled well also equipped with a vertical turbine pump rated at 2700 L/min. This well is located inside the water treatment plant building. There is approximately 23 m of low permeability clay between the ground surface and the aquifer protecting the groundwater from surface spills.

Both wells supply raw water to individual treatment units inside the iron removal plant. Raw water from Well 3 is directed to the pressurized filter 1, while the raw water from Well 4 is directed to pressurized filter 2. Provision has been made to redirect water from either well to either iron removal plant.

Each filter consists of gravel and anthrafilt and has an area of 25.8 m², a rated capacity of 3928 m³/d, and is continuously monitored for turbidity. The two pressurized filters are manually backwashed, based on head loss. The backwash wastewater is discharged into the municipal sanitary sewage system which flows to the New Liskeard Lagoon.

Prior to filtration, compressed air is added to the well water to oxidize iron. Chlorine gas is then added to the water to aid the oxidation process and precipitate the iron. After filtration, the process water is re-chlorinated and directed into a contact tank comprised of two baffled clear wells. The clear wells are located directly below the water treatment plant and have a total storage capacity of 271 m³.

3. Definitions

The Corporation of the City of Temiskaming Shores shall hereinafter be referred to as the City.

4. Scope of Work

The Proponent will provide services in the following general categories:

- Client Consultation
- Detailed Analysis of the Existing System (Including Raw Water Analysis)
- Detailed Design Brief
- Design and Construction Documents
- Removal of the Existing Iron Filters and Appurtenances as required
- Installation of Iron Removal System and Appurtenances as required
- Administration



- Supervision
- Commissioning
- Project Close Out

4.1 Design Team

To provide these services, the Proponent must assemble a team of qualified professionals, all licensed to practice in Ontario, including, but not limited to:

- Civil Engineer
- Structural Engineer
- Electrical Engineer
- SCADA Engineer
- Mechanical Engineer
- Qualified, Certified and Dedicated Construction Professionals

4.2 Planning/Pre-Design

Following the award of the RFP, the Proponent will meet with the Owner to review issues related to the project.

These issues include, but are not limited to:

- establishing design requirements;
- access to site, access and egress points;
- project staging;
- the proposed design;
- site conditions; and
- budget.

City representatives will review the submission and may request changes or more detail. Revisions to the design may be required because of the review. Final design brief, and outline specifications are to be generated and reviewed before issuance of a letter from City to proceed to construction drawings. The following final construction documents are to be submitted prior to the commencement of construction.

- Process Narrative
- Demolition Plan
- Final Design and Approval
- Mechanical, Structural, Electrical, SCADA Design
- Plans, Sections and Details
- Completed Construction Documents and Approval
- All Permits

The Proponent's primarily contact will be the City assigned Project Manager. The Design Team will be responsible for providing direction, in conjunction with the Project Manager, and resolving issues related to progress with all aspects of the scope of services. All correspondence will flow thru the Project Manager. The Proponent will provide a single, focused point of contact throughout the term of contract. The individual, so appointed, will be a senior member of the Proponent's team and will have full authority to commit the resources of the Proponent.



It is anticipated that the Proponent will work closely with the City of Temiskaming Shores to define or clarify the operational and technical requirements. The Proponent will be required to co-ordinate with all suppliers and specialized contractors.

Construction drawings are to be stamped by a Consultant, licensed to practice in Ontario. The Proponent will provide on-going construction supervision as required to oversee the construction and report to the Owner through the Project Manager. The Owner or its representatives will have access to the site at all times. Consideration must be given to the rules surrounding entry into a water treatment plant as dictated by the Ministry of Environment and Climate Change and Ont. Reg. 170/03.

4.3 Engineering / Design Criteria

All design and construction work for the WTP must meet or exceed all applicable codes, regulations and standard. This Scope of Work is provided for information only. Verification of dimensions and site conditions for each filter unit is the responsibility of the Contractor. The Contractor shall examine the site conditions carefully for each installation, prior to developing a bid proposal and subsequent contract documents in order to ensure that details are appropriate to existing conditions.

The key elements of the assignment are as follows:

- a) Detailed evaluation of all existing infrastructure and equipment.
- b) Detailed analysis of the raw water supply and the present and future municipal demand to verify the required performance and sizing of the proposed equipment.
- c) Design and specifications of the proposed system.
- d) Detailed scope of work outlining the staging of the project.
- e) SCADA modifications as required, including a process narrative detailing the operation of the new system and an electronic copy of the program.
- f) Preparation of detailed drawings, specifications and cost estimates.
- g) Provision for the amendments to the facility licence and permit as outlined in the Drinking Water Quality Management System (DWQMS).
- h) All other permits as required.
- i) Post Constuction drawings (as-built) of new system.
- j) Editing of the operations manual to reflect the new installation.
- k) Training.

In addition, the successful proponent shall carry an allowance, with an upset limit of \$5,000.00 to facilitate the participation of the accredited operator, the Ontario Clean Water Agency in providing historical documentation, access to the facility and process control during the project.



Tasks and Deliverables

| No. | TASK | DETAILS | DELIVERABLES |
|-----|--|---|--|
| 1 | Collection of Information | <ul style="list-style-type: none"> Meeting with City staff and the operating authority (OCWA) for the purpose of collecting background information. | <ul style="list-style-type: none"> Understanding of the existing system and performance. |
| 2 | Capacity Analysis | <ul style="list-style-type: none"> Assessment of existing raw water quality supply and distribution system; Capacity calculations for proposed installation for the existing developed area and any potential future development based on a 20 yr planning horizon. | <ul style="list-style-type: none"> Detailed Design Brief confirming and/or identifying necessary upgrades to accommodate existing and additional capacities. Report to include any data and or drawings to assist in confirming results. |
| 3 | Engineering Design | <ul style="list-style-type: none"> Detailed engineering design for the refurbishment of the existing water treatment equipment. Design complete with specifications, schedule of material and drawings; Prepare construction cost estimates. | <ul style="list-style-type: none"> Detailed engineering designs and drawings. |
| 4 | Environmental Compliance Approval* and Permits | <ul style="list-style-type: none"> Preparation of documentation to modify the existing licence and permit described in the DWQMS | <ul style="list-style-type: none"> Modifications to the DWQMS |
| 5 | Value Added Services | <ul style="list-style-type: none"> Identify value added features that the Proponent may offer to the City as a component of the work to be completed. | <ul style="list-style-type: none"> As described in the Response to the RFP. |
| 6 | Construction Design | <ul style="list-style-type: none"> Final preparation of specifications, cost estimates and construction drawings. | <ul style="list-style-type: none"> Final design, specifications, construction drawings and for the installation of all works. |

Notes: The successful proponent recognizes that throughout the course of this assignment and at various stages, it will be necessary for routine and formal consultation with municipal and operational staff in order to ensure a product satisfactory to the City.

4.3.1 Material and Site Considerations:

All materials used in construction will be based on their ability to withstand rigorous, industrial use and environmental elements. All metals shall be anodized or have rust-resistant properties.

Attention should be taken to the presence of chlorine in the plant's environment which can and may affect materials and electronics.

4.3.2 Construction:

The following general conditions must be included within the Proponent's Scope of Work and included in their bid price:

- a) Submit building permit application and obtain all permit(s), licenses and certificates and pay all fees required for the completion of the work which are in force at the date of the RFP submission.
- b) Temporary toilets.
- c) Safety and first aid supplies.
- d) Secure Site storage and handling of materials.
- e) Project signage.
- f) Mobilization and demobilization.
- g) Daily clean up, trash removal, and disposal fees.



- h) Survey lines, control points for layout of work.
- i) Temporary rigid safety/security fences, hoarding, barricades and railings.
- j) Monthly progress photographs.
- k) Chair, produce and circulate minutes of bi-weekly site meetings.
- l) Planning, scheduling and administration of all submittals (CCOs, COs, RFIs, Shop Drawings, etc.) and general project correspondence.
- m) Submittal of monthly Progress Billing.
- n) Travel and site trucks as necessary.
- o) Co-ordinate submission of as built record documents and operations/maintenance manuals.

5. Questions

Any questions with respect to the specifications are to be directed to:

G. Douglas Walsh
Director – Public Works
City of Temiskaming Shores
325 Farr Drive
Temiskaming Shores, ON P0J 1K0
Phone: (705) 672-3363 ext. 4126
Fax: (705) 672-3200
e-mail: dwalsh@temiskamingshores.ca

6. Mandatory Site Meeting

All qualified contractors wishing to bid on this project must attend a mandatory site visit on **July 4th, 2017 at 10:00 a.m.** This site meeting will take place at the McCamus Water Treatment Plant, 301 McCamus Ave, New Liskeard, ON, P0J 1P0.

7. SUBMISSION CONDITIONS, REQUIREMENTS AND SCHEDULE

7.1 Conditions

The submission of a proposal on this service will be considered as a representation that the proponent has carefully investigated all conditions which may affect or may, at some future date, affect the performance of the services covered by the proposal, the entire area to be serviced as described in the attached specifications and other contract documents and that the proponent is fully informed concerning the conditions to be encountered, quality and quantity of work to be performed and materials to be furnished; also, that the proponent is familiar with all Federal and Provincial laws, all codes and ordinances of the City of Temiskaming Shores which in any way affect the prosecution of the work or persons engaged or employed in the work.

Submissions must be limited to an executive summary, twenty (20) pages of text (not including the Proposal Submission Form - Appendix 1 and associated supporting material in the form of appendices. The following format **must** be adhered to:

- 8 ½" x 11" paper size,
- 12 point font size, and
- numbering system as used in this Section.

Proponents may be requested to make a presentation and be interviewed by the Selection Committee and proponents shall have their key members present for any interview(s) required.



All documents will be prepared with absolute consistency between them;

- documents must be prepared in metric
- all documents will be provided in both hard copy format and electronic format (AutoCAD, current version and Word current version);
- text documents will also be accepted in Microsoft Word, Excel or PDF format.

The information received in response to this Request for Proposal will be utilized only to evaluate service capabilities and qualifications for the purpose of selecting the successful proponent. All submissions will be treated as confidential.

Unsuccessful proponents will be contacted after the completion of the evaluation. A debriefing with respect to the evaluation of their submission will be available upon request by unsuccessful proponents.

7.2 Requirements

7.2.1 Qualifications and Experience

- Provide a team organizational chart to illustrate the roles of key consultants and personnel.
- Describe the qualification of all team members including consultants and sub- contractors.
- Demonstrate the ability to produce professional construction drawings and specifications, endorsed by a licensed professional(s).
- Demonstrate competence in building design and construction.
- Provide information for your last five (5) projects of similar scope.
- Provide three (3) references for your last five (5) design-build projects of similar size, scope and magnitude.

7.2.2 Methodology and Approach

- Provide an outline of how your team would approach this project including a critical path of tasks during construction and design.
- Submit a minimum of three samples of previous 3D sketch concepts.
- Include provisions for safety, traffic control and fire prevention.

7.2.3 Schedule

- Submit a detailed work plan to achieve the stated objectives and goals; with key tasks, milestones, approvals, and meetings clearly identified.

The **anticipated schedule** is as follows: (Subject to change)

| | |
|------------------------------------|---|
| July 18th, 2017 | 2:00 p.m. RFP Closing date |
| Aug. 15th, 2017 | RFP awarded |
| Aug. 18th, 2017 | Pre-Design Meeting with Stakeholders |
| Sept. 15th, 2017 | Design Drawings Complete |
| Sept. 29th, 2017 | Construction Drawings Complete |
| Oct. 6th, 2017 | Permit Applications |
| Nov 6th, 2017 | Construction Begins |
| Mar. 31st, 2018 | Construction Substantially Complete |

A fee will not be paid for the preparation or presentation of submissions in response to this Request for Proposal.



7.3 Deliverable Format

The project will be completed to the satisfaction of the City of Temiskaming Shores. Project formats include, but may not be limited to the following:

- All final reports will be required in digital format(s) (MS Office), accompanied by one (1) camera ready hard copy. The proponent will ensure that all media is free of all computer-related viruses.
- All plans will be required in a digital format (AutoCAD 2016), accompanied by one (1) hard copy set (36x24). Digital files will not contain any disclaimer seals or any locked blocks.

7.4 Submissions

Two (2) copies of proposals must be delivered to the City by no later **than 2:00 p.m. local time on July 18th, 2017** and **must** be addressed as follows:

**CITY OF TEMISKAMING SHORES
P.O. Box 2050, 325 Farr Drive, Haileybury, ON, P0J 1K0**

Attn: Dave Treen, Municipal Clerk “Iron Removal System - McCamus WTP”

LATE OR MISDIRECTED PROPOSALS WILL NOT BE CONSIDERED AND WILL BE RETURNED UNOPENED TO THE RESPONDENT. SUBMISSIONS BY FACSIMILE WILL NOT BE ACCEPTED.

- Proposals shall be in ink; late Proposals will not be accepted;
- Proposals by fax will not be accepted;
- Partial Proposals are not accepted;
- The City reserves the right to accept or reject any or all proposals;
- The lowest priced proposal will not necessarily be accepted;
- The City reserves the right to enter negotiations with a Contractor and any changes to the Proposal that are acceptable to both parties will be binding.
- The Proposals shall be valid for 30 (thirty) days from submission date.

An authorized officer must legibly sign all proposals. In addition, officers are requested to attach to their proposal a covering letter detailing any features of their company that they feel should be taken into consideration when evaluating the proposals.

Following the expiry of the deadline date for submissions, all proposals will be evaluated and the successful respondent, if any, will be notified following Council acceptance of the proposal.

8. Project Schedule and Fees

- Project timelines are important to the City. Accordingly, a detailed project schedule with key milestones should be included in the proposal, **(Detailed design package is to be delivered to the City by Oct. 2, 2017;**
- The Proponent shall identify in the proposal the work that will be performed, based on the goals, objectives and deliverables of this RFP. It is the responsibility of the proponent to anticipate and identify all the tasks required to perform this contract, whether or not they have been specifically identified within this RFP;
- The following costing details should also be prepared and included with the proposal submission:
- Fee schedules with per diem rate or hourly rate for each proponent staff and sub-consultant of the project team together with an **upset limit**. This should relate to a detailed person-hour and cost breakdown of the workload by proponent or sub-consultant staff;



- Disbursement costs that may include mileage, telephone charges, printing and reproductions, fax charges, computer services, laboratory tests, etc.;
- Additional estimate of costs for any potential additional studies or work recommended;
- Applicable taxes;
- Compliance with City of Temiskaming Shores insurance requirements.

9. Commitment to Negotiate

The successful respondent shall execute any documentation, drafted in accordance with the terms of the successful respondent's proposal and any subsequent negotiations, within thirty (30) days of the date of notification of the successful respondent's selection.

Respondents not initially selected as the successful respondent hereby commit themselves, subject to notification by the City to execute documentation as aforesaid up to sixty (60) days following the date of submission of their proposals.

10. Preparation of Proposals

All costs and expenses incurred by the respondent relating to its proposal will be borne by the respondent. The City is not liable to pay for such costs and expenses, or to reimburse or to compensate the respondent in any manner whatsoever for such costs and expenses under any circumstances, including the rejection of any or all proposals or the cancellation of this RFP.

11. Nature of Request for Proposal

This RFP does not constitute an offer of any nature or kind whatsoever by the City to the respondent.

12. Amendments

The City may modify, amend or revise any provision of this RFP or issue any addenda at any time.

Any modification, amendment, revision or addenda will be in writing and will be provided to all respondents.

The City reserves the right to vary the scope of work prior to the award of the contract.

13. Proposal Evaluation Criteria

An evaluation team consisting of key municipal staff will conduct the evaluation of proposals.

The City of Temiskaming Shores reserves the right in its evaluation of the proposal to consider all pertinent criteria whether or not such criteria are contained in the Request for Proposal.



| 13.1 | Weight | Points | Total |
|--|--------|--------|-------|
| <u>Qualifications, Expertise and Performance on Similar Projects (20%)</u> | | | |
| Past ability to successfully complete projects within timelines and budgets. | 8 | 10 | 80 |
| Stability and reputation of firm. | 3 | 10 | 30 |
| Qualifications of technical support staff. | 4 | 10 | 40 |
| Qualifications of senior staff/project manager. | 5 | 10 | 50 |
| <u>Proposed Project Manager and Team (8%)</u> | | | |
| Experience in directing/involvement with similar projects. | 5 | 10 | 50 |
| Understanding of proposed project. | 3 | 10 | 30 |
| <u>Completeness and Schedule (12%)</u> | | | |
| Availability of key staff. | 5 | 10 | 50 |
| Methodology and Schedule. | 5 | 10 | 50 |
| Quality assurance program. | 2 | 10 | 20 |
| <u>Knowledge of City regarding the Project (5%)</u> | | | |
| Members of the team must be familiar with the City's infrastructure. | 5 | 10 | 50 |
| <u>Value Added Services (10%)</u> | | | |
| Approach proposed to complete the work assignment to benefit the City and funding partner(s). | 5 | 10 | 50 |
| Utilization of all tools and resources available to the Consultant. | 5 | 10 | 50 |
| <u>Estimated Fees and Disbursements (45%)</u> | | | |
| Cost estimates are evaluated for completeness and lowest is scored 10 points, next 8 points, etc. If more than 5 proposals, then only 5 lowest bids are to receive points, and the remaining higher bids will be given 0.25 points. Prices within a small differential will be scored equal. | 45 | 10 | 450 |
| Total Score | | | 1000 |

14. Revisions to Request for Proposal

If it becomes necessary to revise any part of this RFP or, if the respondents require additional data to interpret any of its provisions, the revisions or additional data will be provided to all respondents participating in the RFP process at that stage.

If revisions or additional data are necessary after the closing date for proposals, revisions or additional data will be provided only to those respondents who have submitted responses and met the basic requirements. Such respondents will then have the opportunity to modify their proposal.

15. Right to Accept or Reject Submissions

The City does not bind itself to accept any proposal and may proceed as it, in its sole discretion, determines, following receipt of the proposals. The City reserves the right to accept any proposal in whole or in part or to discuss with any respondent different or additional terms to those envisaged in this RFP or in such respondent's proposal.

The City reserves the right to:

- accept or reject any or all the proposals;
- if only one proposal is received, elect to reject it; or
- reject as informal any proposal that is received late or is incomplete or otherwise fails to comply with the requirements of the RFP;
- elect not to proceed with the projects as it so determines in its sole and absolute discretion;



- to waive irregularities and formalities at its sole and absolute discretion.

16. Clarifications of Proposal

The City reserves the right to request the clarification of the contents of any proposal.

The City may choose to meet with some or all the respondents to discuss aspects of their respective proposals.

The City may require respondents to submit supplementary documentation clarifying any matters contained in their proposals and seek the respective respondent's acknowledgment of that interpretation. The supplementary documentation accepted by the City and written interpretations which have been acknowledged by the affected respondent shall be considered to form part of the proposals of that respondent. After the time and date set for receipt of proposals, only the supplementary documentation specifically requested by the City for the purpose of clarification shall be considered as part of a proposal.

The City is not obliged to seek clarification of any aspect of a proposal.

17. Finalizing Terms

This RFP will not constitute a binding agreement, but will only form the basis for the finalization of the terms upon which the City and the successful respondent will enter the contract documentation, and does not mean that the successful respondent's proposal is necessarily totally acceptable in the form submitted. After the selection of the successful respondent's proposal, the City has the right to negotiate with the successful respondent and, as part of that process, to negotiate changes, amendments or modifications to the successful respondent's proposal without offering the other respondents, the right to amend their proposals.

18. Evaluation is Final and binding

By responding to this RFP, the respondents agree that the decision of the Evaluation Team is final and binding.

19. Publication of Names of Respondents

The City may, at any time, make public the names of all respondents.

Additional information may be released in accordance with the Freedom of Information and Protection of Privacy Act, R.S.O. 1990, c.F.31, as amended.

Any proprietary or confidential information contained in the proposal should be clearly identified.

20. Notice

Whenever this RFP requires or permits a notice or communication to be sent or given to either the City or any or all proponents, such notice or communication shall be, unless otherwise provided, hand delivered or faxed to the receiving party and such notice or communication shall be deemed to have been effectively given, delivered or received upon the date that such notice or communication was received by the receiving party.



The date of giving notice or communication shall be that date of delivery thereof in the case of personal delivery. With respect to any notice or communication which is faxed, its date of receipt shall be deemed to be the date of transmission as evidenced by electronic confirmation in the sender's office provided, however, that if it is sent after 4:30 p.m. on any business day or at any time on a non-business day, it shall be deemed not to have been received until 8:30 a.m. on the next business day.

21. Conflict Resolution

This Agreement is based upon mutual obligation of good faith and fair dealing between the parties in its performance and enforcement. Accordingly, both parties, with a commitment to honesty and integrity, agree to the following:

That each will function within the laws and statutes that apply to its duties and responsibilities; that each will assist in the other's performance; that each will avoid hindering the other's performance; that each will work diligently to fulfil its obligations; and that each will cooperate in the common endeavour of the contract;

Both parties to this Agreement shall attempt to resolve all claims, disputes and other matters in question arising out of or relating to this Agreement or breach thereof first through negotiations between the Engineer or representative and the City or representative by means of discussions built around mutual understanding and respect;

Failing resolution by negotiations, all claims, disputes and other matters in question shall attempt to be resolved through mediation, under the guidance of a qualified mediator;

Failing resolution by mediation, all claims, disputes and other matters in question shall be referred to arbitration;

No person shall be appointed to act as mediator or arbitrator who is in any way interested, financially or otherwise, in the conduct of the work on the Project or in the business or other affairs of either the City or the Engineer;

The award of the arbitrator shall be final and binding upon the parties;

The provisions of the Arbitration Act, 1991 S.O. 1991, Chapter 17 shall apply.

22. Sub-consultants and Sub-contractors

The respondent will identify any Sub-Consultants and Sub-Contractors that will be involved in the engineering component of this project. Documentation is to be provided from the Sub-Consultants and Sub-Contractors stating that they have reviewed all parts of the detailed project schedule where their skills or expertise are required and can meet the timelines-milestones provided in the detailed project schedule.



APPENDIX A PROPOSAL SUBMISSION FORM

I/We hereby agree to provide to City of Temiskaming Shores all services, labour and materials required to complete the assignment described in the Request for Proposals dated June 19th, 2017 and our proposal dated _____.

**City of Temiskaming Shores
Design Build – Iron Removal System - McCamus Water Treatment Plant
RFP – 009-2017**

PROPOSAL BY _____

ADDRESS _____

_____ TEL/FAX NO. _____

PERSON SIGNING _____

A COMPANY DULY INCORPORATED UNDER THE LAWS OF _____

AND HAVING ITS HEAD OFFICE AT _____

HEREINAFTER CALLED "THE PROPONENT".

NOTE: The Proponent's name and residence must be inserted above and in the case of a firm, the name and residence of each member of the firm must be inserted.

TO: **CITY OF TEMISKAMING SHORES (Owner)**
P.O. Box 2050, 325 Farr Drive, Haileybury, ON, P0J 1K0

Attn: Dave Treen, Municipal Clerk "Iron Removal System - McCamus WTP"

I/WE, _____
having carefully examined the locality of the proposed work, and having read, understood and accepted the Provisions, Plans, Specifications and Conditions, Form of Agreement and Addendum/Addenda No. *__ to __* inclusive, attached hereto, each and all of which forms part of this Proposal, hereby offer to furnish all machinery, tools, labour, apparatus, plant and other means of construction, all material to complete the work in strict accordance with the Provisions, Plans, Specifications and Conditions attached hereto, for the sum of:

_____/100 (\$ _____),
or such other sum as may be ascertained in accordance with the Contract. The aforesaid sum is derived from the Schedule of Items and Prices following.

*The Proponent shall insert here the number of Addenda received during the proposal period and considered in preparing this proposal.



The undersigned also agrees:

1. That the Owner is in no way obligated to accept this proposal.
2. That the Owner may, at its sole discretion, accept any Proposal or part thereof or waive any defect, irregularity, mistake or insufficiency and accept any Proposal or alternative proposal, in whole or in part, which is deemed by the Owner to be most favourable to its interest.
3. That all applicable taxes and duties are included in the proposal price.
4. That the estimate of quantities shown in Proposal Form serves only to provide a basis for comparing proposals and that no representations have been made by either the Owner or the Engineer that the actual quantities will even approximately correspond therewith, and further, that the Owner has the right to increase or decrease the quantities in any or all items and to eliminate items entirely from the work.
5. That this proposal is made without knowledge of the proposal prices to be submitted for this work by any other company, firm or person.
6. That this proposal is made without connection or arrangement with any company, firm or person submitting a proposal for this work.
7. That this proposal is made without any undisclosed connection or arrangement with any other company, firm, or person having an interest in this proposal or in the proposed contract.
8. That this proposal is irrevocable for sixty (60) days after the closing date for receipt of proposals and that the Owner may at any time within such period accept this proposal whether any other proposal has previously been awarded or not and whether acceptance of another proposal has been given or not.
9. To execute the Articles of Agreement and to present to the Owner the required contract security within the time specified.
10. That payment for the work done will be made on the basis of the quantities and percentages measured by the Engineer and at the proposal prices shown in the Proposal Form which shall be compensation in full for the work done under the terms of the Contract.
11. That payment of the Contingency Allowance or portion thereof will only be made in the event that the Engineer authorizes work, in which case the amount of payment will be determined as specified in the General Conditions. Any unused portion thereof will be retained by the Owner.
12. To commence and proceed actively with the work on site within seven (7) days of the date of the Proposal Acceptance, and to complete all work under the Contract by the dates specified in the Construction Schedule within this Form of Proposal, subject to the provisions of Section 6 of the General Conditions for extension of contract time.
13. That should he fail to complete the work in the time specified above, he shall compensate the Owner in accordance with Section 6 of the General Conditions.



Proponent Information

Name of Proponent

Project Contact

Proponent's Head Office Address

Telephone

City

Facsimile

Postal Code

Joint Venture or Partnership Information

This section must be completed only if the Proponent named above is a joint venture or partnership. The following information must be provided for partners either corporate or individual. If there are more than two partners to the joint venture or partnership, please provide the same information separately for additional partners.

Name of Partner # 1 Project Contact:

Proponent's Head Office Address

Telephone

City

Facsimile

Postal Code

Name of Partner # 2:

Proponent's Head Office Address

Telephone

City

Facsimile

Postal Code



Terms of Submission

I/We hereby submit our proposal for **DESIGN-BUILD: Iron Removal Filters- McCamus WTP** for the City of Temiskaming Shores as described in the Request for Proposals dated May XX, 2017.

I/We understand that the lowest or any proposal will not necessarily be accepted.

I/We have carefully examined all Requests for Proposals documents and have a clear knowledge of the assignment, and that by submitting this Proposal Submission Form, I/We agree to all terms and conditions of the Request for Proposals dated June 19th, 2017.

I/We submit the requested information outlining the team organization and deployment of resources, experience of the firm and references, qualifications of the prime contact, and team qualifications. I/We recognize that the information and references submitted may be investigated and that pertinent information may be obtained, and thereby consent to such investigation.

I/We understand that the fee submitted in this Proposal Submission Form is based upon acceptance of the proposal within 60 days of the closing date established by the City of Temiskaming Shores for the receipt of proposals.

I/we understand that any omission or failure to answer questions included herein may result in my/our being disqualified from further consideration in the Request for Proposals.



Financial Capabilities / Solvency

Bonding

| | |
|----------------------------|----|
| Name of Bonding Company: | |
| Address: | |
| Contact: | |
| Telephone: | |
| Total Bonding Capacity: | \$ |
| Single Project Capacity: | \$ |
| Current Bonding in Effect: | \$ |

Insurance

List the following Insurance coverage amounts:

| | |
|--------------------------|----|
| General Liability: | \$ |
| Automobile Liability: | \$ |
| Professional Liability: | \$ |
| Insurance Company: | |
| Broker/Agent: | |
| Agent Contact Telephone: | |

Business Volume

Indicate the annual dollar volume for the past three years

| | | |
|------|----|-------|
| 2014 | \$ | _____ |
| 2015 | \$ | _____ |
| 2016 | \$ | _____ |

Indicate the total dollar volume of work for which you presently have contracts, but have not started or completed to date: \$ _____



Lump Sum Price Proposal

I/We hereby agree to provide to City of Temiskaming Shores all services, labour and materials required to complete the assignment described in the Request for Proposals dated June 19th, 2017 and our proposal dated _____, including the cost of all allowable disbursements for the Lump Sum Price of:

_____ Dollars (\$_____)
Canadian, exclusive of all applicable taxes.

I/We understand that the Lump Sum Price stated above is the competitive price to be scored in evaluation of the submissions as described in Section 13, Evaluation Criteria. The Lump Sum Price is the sum of all of the following prices which account for the scope of work described



| | Item | Proposal Quantity | Unit | Unit Price | Amount |
|-------------|---|-------------------|------|------------|-----------|
| 1.0 | Preliminary Engineering | | | | |
| 1.01 | Contract Bonds and agreements | 1.0 | LS | | |
| 1.02 | Project Management | 1.0 | LS | | |
| 1.03 | Detailed Design Brief | 1.0 | LS | | |
| | | | | | |
| | Total Preliminary Engineering | | | | \$ |
| | | | | | |
| 2.00 | Detailed Design | | | | |
| 2.01 | Detailed Engineering | 1.0 | LS | | |
| 2.02 | Construction Documents | 1.0 | LS | | |
| 2.03 | Permitting (ECA) | 1.0 | LS | | |
| | | | | | |
| | | | | | |
| | Total Detailed Design | | | | \$ |
| | | | | | |
| 3.00 | Construction | | | | |
| 3.01 | Construction Inspection and Contract Administration | 1.0 | LS | | |
| 3.02 | Mob and Demob | 1.0 | LS | | |
| 3.03 | Health and Safety | 1.0 | LS | | |
| 3.04 | General Requirements. | 1.0 | LS | | |
| 3.05 | Block Wall Removal and Reconstruction | 1.0 | LS | | |
| 3.06 | Remove and Replace Iron Filters | 1.0 | LS | | |
| 3.07 | General Piping | 1.0 | LS | | |
| 3.08 | Electrical /SCADA | 1.0 | LS | | |
| 3.09 | Construction Inspection and Contract Administration | 1.0 | LS | | |
| 3.10 | Commissioning | 1.0 | LS | | |
| | | | | | |
| | Total Construction | | | | \$ |
| | | | | | |
| 4.00 | Project Closeout | | | | |
| 4.01 | Detailed As Constructed Drawings | 1.0 | LS | | |
| 4.02 | Revise Operations Manual including Process Instrumentation Diagram and electronic copy of program | 1.0 | LS | | |
| 4.03 | System Training | 1.0 | LS | | |
| 4.04 | Submittal to MOECC | 1.0 | LS | | |
| 4.05 | License and Permit amendments DWQMS | 1.0 | LS | | |
| 4.06 | Warranty Period | 1.0 | LS | | |
| | | | | | |
| | Total Project Closeout | | | | \$ |
| | | | | | |



| | | | | | |
|-------------|--------------------------------|-----------------------|----|--|-------------------|
| 5.00 | OCWA Allowance | 1.0 | LS | | \$5,000.00 |
| | | | | | |
| 6.00 | Project Contingency 10% | 1.0 | LS | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | Subtotal | | | |
| | | HST | | | |
| | | Proposal Total | | | |

We hereby acknowledge receipt of the following addenda:

ADDENDUM #

DATED

NO. OF PAGES

1. ___

2. ___



If we are notified of the acceptance of this proposal within the time limit above specified, we will enter into a written agreement with the City of Temiskaming Shores and complete the entire work included in the contract within _____ days.

I/We agree, for the Lump Sum Price stated, to supply all labour, materials and services for the execution and completion of the assignment in accordance with the Request for Proposals and our proposal. I/We agree to provide additional consulting services when requested in writing by City of Temiskaming Shores for the duration of the assignment, to be performed by the same firms/individuals proposed and accepted for the assignment at the hourly rates stated above.

I/we have received and allowed for addenda numbered _____ to _____ in preparing our proposal and this Proposal Submission Form.

I/We agree, for the Lump Sum Price stated, to supply all labour, materials and services for the execution and completion of the assignment in accordance with the Request for Proposals and our proposal. I/We agree to enter into a contract with the City of Temiskaming Shores. I/We agree to provide additional consulting services when requested in writing by City of Temiskaming Shores for the duration of the assignment, to be performed by the same firms/individuals proposed and accepted for the assignment at the hourly rates stated above.

I/We have the authority to bind the Proponent.

Name of Proponent or Joint Venture

Signature of Company Official
(Signature for each official in joint venture)

Witness or Seal

Date: _____



STATUTORY DECLARATION

IN THE MATTER OF
PW-RFP-009-2017, Proposal Form
In the Town of City of Temiskaming Shores
in the Province of Ontario

I _____ a representative of _____
(Printed Name) (Company Name)

Do solemnly swear that all statements contained in this application and provided by me are true 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 I make this solemn declaration, conscientiously believing it to be true and knowing that it is of the same force and effects as if made under oath and by virtue of the "Canada Evidence Act".

DECLARED before me at

_____ (place)

In the District of _____

Province of Ontario,

This _____

Day of _____, 20__

Signature of Owner
(I have authority to bind the Company/Corporation)

Commissioner of Oaths

(Type or print name below if signature is illegible.)



Herewith is the Consent of Surety of the Proposal submitted.

The Proponent agrees that he will furnish to the Owner copies of all required subcontractor Performance Bonds and Labour and Material Payments Bonds forthwith upon execution of subcontracts with his Owner-Approved subcontractors.

The Proponent agrees to have all the works Completed by the Time of completion as stated in the contract documents.

The "Agreement to Bond" of the _____ (Company), a Company lawfully doing business in the Province of Ontario, to furnish a Performance Bond and a Labour and Material Payments Bond each in an amount equal to 50 percent of the Contract Price, or in such greater amount as may be required by the Contract Documents, if this Proposal is accepted, is attached herewith.

A proposal deposit in the amount of \$ _____ is attached hereto.



CONSENT OF SURETY COMPANY (or submit executed form from Surety Company)

Should they be required, the undersigned Surety Company hereby consents and agrees with the Owner to become bound as Surety in all Performance Assurance Bonds required by the Contract Documents, all for the fulfillment of the Contract for the Work covered by the annexed Proposal, which may be awarded to the aforementioned contractor at prices set forth in the attached Proposal. The said Surety is legally entitled to do business in the Province of Ontario.

Name of Company

Address

Per: _____
(Executed under Seal)

Per: _____

This Proposal is executed under seal at _____ this _____ day
of _____, 2017.

Name of CONTRACTOR: _____

Address: _____

FOR INDIVIDUAL OR PARTNERSHIP:

SIGNED, SEALED AND DELIVERED by:

(please print)

(Signature of Representative)

In the presence of:

Name: _____

Address: _____

Occupation: _____



FOR LIMITED COMPANY

The Corporate Seal of:

_____ (Seal)
(Proponent - please print)

was hereunto affixed in the presence of:

Authorized Signing Officer and Title

Authorized Signing Officer and Title

Note: If the Proposal is by a joint venture, add additional forms of execution for each member of the joint venture in the appropriate form or forms as above. If the Proposal is submitted by or on behalf of a Corporation, it must be signed in the name of the Corporation by the duly authorized officers and the seal of the Corporation must be affixed. If the Proposal is submitted by or on behalf of an individual or a partnership, a seal must be affixed opposite the signature of the individual or the partners.



Conflict of Interest Declaration

City of Temiskaming Shores PW-RFP-009-2017

Design Build Iron Removal System - McCamus Water Treatment Plant

Please check appropriate response:

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

List Situations:

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

Dated at, _____ this _____ day of _____, 2017.

FIRM NAME: _____

BIDDER'S AUTHORIZED OFFICIAL: _____

TITLE: _____

SIGNATURE: _____



Non Collusion Affidavit

City of Temiskaming Shores PW-RFP-009-2017

Design Build Iron Removal System - McCamus Water Treatment Plant

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

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

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

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

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

Signed _____

Company Name _____

Title _____



ATTACHMENTS

Drawings

N/A

Information

N/A



Schedule "A" - MAILING LABEL

PLEASE FIRMLY AFFIX THIS LABEL TO YOUR SUBMISSION ENVELOPE FOR PROPER PROPOSAL IDENTIFICATION.

THE CITY IS NOT RESPONSIBLE FOR MISSING OR LOST SUBMISSIONS OR ANY SUBMISSIONS NOT BEARING THIS IDENTIFYING LABEL.



| | |
|---|--------------------------|
| Company Name _____ | |
| Mailing Address _____ | |
| Received _____ | |
| time) _____ | |
| Postal Code _____ | |
| (initials) _____ | |
| | FOR CITY USE ONLY |
| | Date _____ |
| | Time (Local _____ |
| | Received by _____ |
| City of Temiskaming Shores | |
| P. O Box 2050 | |
| 325 Farr Drive | |
| Haileybury, Ontario P0J 1K0 | |
| Attention: Dave Treen, Municipal Clerk | |

Document Title: **PW-RFP-009-2017 Design Build – Iron Filters (NL Water Plant)**

Closing Date: **August 1, 2017**

Closing Time: **2:00 p.m.**

Department: **Public Works**

Opening Time: _____

Submission Pricing

Bidder: **PEDERSEN CONSTRUCTION**

Bidder:

| | |
|---------------------|--------------|
| Prelim Engineering: | 35,000.00 |
| Detailed Design: | 31,000.00 |
| Construction: | 880,000.00 |
| Project Closeout: | 19,500.00 |
| OCWA Allowance: | \$5,000.00 |
| Contingency (10%): | 96,550.00 |
| Sub-Total: | 1,067,050.00 |
| HST: | 138,716.50 |
| Total: | 1,205,766.50 |

| | |
|---------------------|------------|
| Prelim Engineering: | |
| Detailed Design: | |
| Construction: | |
| Project Closeout: | |
| OCWA Allowance: | \$5,000.00 |
| Contingency (10%): | |
| Sub-Total: | |
| HST: | |
| Total: | |

Bidder: **CECCHETTO & SONS LTD**

Bidder:

| | |
|---------------------|--------------|
| Prelim Engineering: | 66,026.00 |
| Detailed Design: | 35,200.00 |
| Construction: | 1,089,102.00 |
| Project Closeout: | 37,982.00 |
| OCWA Allowance: | \$5,000.00 |
| Contingency (10%): | 122,830.00 |
| Sub-Total: | 1,356,140.00 |
| HST: | 176,298.20 |
| Total: | 1,532,438.20 |

| | |
|---------------------|------------|
| Prelim Engineering: | |
| Detailed Design: | |
| Construction: | |
| Project Closeout: | |
| OCWA Allowance: | \$5,000.00 |
| Contingency (10%): | |
| Sub-Total: | |
| HST: | |
| Total: | |

Note: Since this is a Request for Proposal all submissions are required to be evaluated based on a set of pre-determined evaluation criteria. All offered prices are offers only and subject to scrutiny. All proponents whether successful or not will be notified of results, in writing at a later date.

Attendees:

| | | |
|-----------------|----------------|-------------------|
| | LINDA MCKNIGHT | Co TS |
| Print Name | | Representing |
| Mich Lafreniere | | City of T. Shores |
| NOLAN DOMBROSKI | | EXP |
| Clint Bearsto | | PLI |
| Steve Burnett | | Co TS |
| MARK LANGILLE | | EXP |
| Michael DeMarch | | EXP |
| David Wazek | | Co TS - 2 |

Signature

Linda McKnight

Mich Lafreniere

Nolan Dombroski

Clint Bearsto

Steve Burnett

Mark Langille

Michael DeMarch

David Wazek

Request for Proposal Evaluation
 PW-RFP-009-2017
 Design Build - Iron Removal System - McCamus Water Treatment Plant
 EVALUATION

Appendix 03
 PW-028-2017
 August 8, 2017

| CATEGORY | Score between 0 - 10 | | | Criteria Weight | |
|---|----------------------|---------------|---------------|-----------------|-------------|
| | Cecchetto | Weighted | Pedersen | | |
| QUALIFICATIONS, EXPERTISE AND PERFORMANCE ON SIMILAR PROJECTS (20%) | | | | | |
| Past ability to successfully complete projects within timelines & budget; | 10.00 | 80 | 10.00 | 80 | 8 |
| Stability and reputation of firm; | 10.00 | 30 | 10.00 | 30 | 3 |
| Qualifications of technical support staff; | 10.00 | 40 | 10.00 | 40 | 4 |
| Qualifications of senior staff/project manager. | 10.00 | 50 | 10.00 | 50 | 5 |
| PROPOSED PROJECT MANAGER AND TEAM (8%) | | | | | |
| Experience directing / involvement with similar projects; | 10.00 | 50 | 10.00 | 50 | 5 |
| Understanding of proposed project. | 10.00 | 30 | 10.00 | 30 | 3 |
| COMPLETENESS AND SCHEDULE (12%) | | | | | |
| Availability of key staff; | 8.00 | 40 | 9.00 | 45 | 5 |
| Methodology and Schedule; | 8.00 | 40 | 9.00 | 45 | 5 |
| Quality assurance program. | 8.00 | 16 | 8.00 | 16 | 2 |
| Members of team must be familiar with the City's infrastructure. | 7.00 | 35 | 9.00 | 45 | 5 |
| VALUE ADDED SERVICES (10%) | | | | | |
| Approach proposed to complete the work assignment to benefit the City & funding partners(s). | 8.00 | 40 | 9.00 | 45 | 5 |
| Utilization of all tools and resources available to the Consultant. | 8.00 | 40 | 9.00 | 45 | 5 |
| ESTIMATED FEES AND DISPERSEMENTS (45%) | | | | | |
| Cost estimates - Evaluated for completeness and lowest is scored 10 points, next 8 points, etc. | 8.00 | 360 | 10.00 | 450 | 45 |
| Weighted Summary (Totals): | 851.00 | 851.00 | 971.00 | 971.00 | 1000 |

The Corporation of the City of Temiskaming Shores

By-law No. 2017-000

Being a by-law to enter into an agreement with Pedersen Construction (2013) Inc. for the Design/Build for the replacement of the Iron Removal System at the McCamus Water Treatment Plant

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

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

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

And whereas Council considered Administrative Report No. PW-028-2017 at the August 8, 2017 Regular Council meeting and directed staff to prepare the necessary by-law to enter into an agreement with Pedersen Construction (2013) Inc. for the Design/Build for the replacement of the Iron Removal Filters at the McCamus Water Treatment Plant for consideration at the August 8, 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 Pedersen Construction (2013) Inc. for the Design/Build for the replacement of the Iron Removal Filters at the McCamus Water Treatment Plant an upset limit of \$1,067,050 plus applicable taxes, a copy of which is 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 8th day of August, 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

Pedersen Construction (2013) Inc.

for the Design/Build for the replacement of the Iron
Removal Filters at the McCamus Water Treatment Plant

This agreement made in duplicate this 8th day of August, 2017.

Between:

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

and

Pedersen Construction (2013) Inc.
(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 Contract Documents entitled:

**Corporation of the City of Temiskaming Shores
Design Build – Iron Removal System – McCamus Water Treatment Plant
Proposal PW-RFP-009-2017**

- b) Do and fulfill everything indicated by this Agreement and in the Contract Documents attached hereto as Appendix 01 and forming part of this agreement; and
- c) Complete, as certified by the Director, all the work by **July 1st, 2018.**

Article II:

The Owner will:

- a) Pay the Contractor in lawful money of Canada for the material and services aforesaid in the amount of **One Million, Sixty-Seven Thousand and Fifty Dollars and Zero Cents (\$1,067,050.00) 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 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 Contractor:

Pedersen Construction (2013) Inc.
P.O. Box 2409
New Liskeard, Ontario
P0J 1P0

The Owner:

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

The Director:

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

Remainder of this page left Blank Intentionally

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

Signed and Sealed in)
the presence of)

Pedersen Construction (2013) Inc.

Contractor's Seal)
(if applicable))

President – Karl Pedersen

Witness
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
(Submission Proposal)

**Appendix 01 is too large to attach; if desired a
complete copy can be reviewed by contacting
the Clerk's Office**

Subject: Rotary Club Strategic Alliance
Agreement - Splash Pad

Report No.: RS-007-2017
Agenda Date: July 11, 2017

Attachments

Appendix 01: Strategic Alliance Agreement

Appendix 02: Terms of Reference

Recommendations

It is recommended:

1. That Council for the City of Temiskaming Shores acknowledges receipt of Administrative Report No. RS-007-2017;
2. That Council directs staff to prepare the necessary by-law to enter into a Strategic Alliance agreement with the Rotary Club of Temiskaming Shores and Area for the development of a permanent Splash Pad for consideration at the August 8, 2017 Regular Council meeting;
3. That Council directs staff to prepare the necessary by-law to amend By-law No. 2015-030 to establish a Temiskaming Shores Splash Pad Committee and to appoint Tanner Graydon, Einas Makki, Lyanne Gosselin and Bruce McMullan as community representatives to the Committee for consideration at the August 8, 2017 Regular Council meeting;
4. That Council directs staff to prepare the necessary by-law to amend By-law No. 2015-001 to appoint _____ and _____ as Council representatives to the Temiskaming Shores Splash Pad Committee for consideration at the August 8, 2017 Regular Council meeting;
5. That Council directs staff to prepare the necessary by-law for the adoption of Terms of Reference for the Temiskaming Shores Splash Pad Committee for consideration at the August 8, 2017 Regular Council meeting;
6. That Council directs staff to proceed with researching the requirements for the project listed in the report for consideration in the 2018 capital budget program.

Background

At the regular meeting of Council of May 16th, 2017 Council received a presentation from the Temiskaming Shores and Area Rotary Club requesting a partnership with the City that would ultimately result in a splashpad on the New Liskeard waterfront.

Council passed Resolution No. 2017-206 acknowledging the presentation and referred the proposal to the Director of Recreation for an Administrative Report.

At the regular meeting of Council of June 6th, 2017 Council acknowledged receipt of Administrative Report No. RS-005-2017 and passed Resolution No. 2017-249 which reads as follows:

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

That Council approves in principle the planning and development of a Splash Pad in partnership with the Temiskaming Shores and Area Rotary Club;

That Council direct staff to develop a Strategic Alliance Agreement with the Temiskaming Shores and Area Rotary Club for consideration at the June 20, 2017 Regular Council meeting; and

That Council directs staff to include the project for consideration in the 2018 Capital Budget Program.

Analysis

The City Manager and Director of Recreation met with three representatives of the Rotary Club including Claude Leveille, Lyanne Gosselin and James Franks on Thursday June 15th and together developed a strategic alliance agreement and terms of reference for the project which is attached as Appendix No. 01 and No. 02 to the report respectively.

It was also noted in the meeting with the representatives of the Rotary Club that the project would not likely be realized until 2019 based on the requirements for

- consultation in regard to the location;
- consultation with OCWA in terms of water treatment systems;
- consultation with the Timiskaming Health Unit;
- requirement for soil testing;
- design and cost estimates for improvements to washroom facilities including the addition of a changing area;
- design and cost estimate for the splashpad;
- final landscaping of the area;
- cost estimate for future operating costs;
- donor recognition plan; and
- submission of funding applications

The agreement and the terms of reference were presented to the Rotary Club members for consideration and a resolution was passed supporting the documents and approving the documents be presented to Council at the regular meeting of August 8th, 2017.

The Rotary Club has also named the following Rotarians to be on the Committee:

- Tanner Graydon
- Einas Makki
- Lyanne Gosselin
- Bruce McMullan

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 in the planning phase are limited to normal administrative functions and duties.

Alternatives

No alternatives were considered.

Submission

Prepared by:

Reviewed and submitted for
Council's consideration by:

"Original signed by"

"Original signed by"

Tammie Caldwell
Director of Recreation Services

Christopher W. Oslund
City Manager

The Corporation of the City of Temiskaming Shores

By-law No. 2017-000

**Being a by-law to enter into a Strategic Alliance
Agreement with the Rotary Club of Temiskaming Shores
and Area for the development of a permanent Splash Pad
Park in the City of Temiskaming Shores**

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

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

And whereas Council considered Administrative Report No. RS-007-2017 at the August 8, 2017 Regular Council meeting and directed staff to prepare the necessary by-law to enter into a Strategic Alliance Agreement with the Rotary Club of Temiskaming Shores and Area for the development of a permanent Splashpad for consideration at the August 8, 2017 Regular Council meeting;

Now Therefore the Council of the City of Temiskaming Shores enacts the following as a by-law:

1. That Mayor and Clerk be authorized to enter into a Strategic Alliance Agreement with the Rotary Club of Temiskaming Shores and Area for the development of a permanent Splashpad park in the City of Temiskaming Shores, a copy of which is attached hereto as Schedule "A" forming part of this by-law;
2. That the Mayor and Clerk of the City of Temiskaming Shores are hereby authorized to execute any modifications and/or amendments to this agreement after the passage of this by-law, where Council has requested and/or approved the said modifications and/or amendments through a Resolution of Council;
3. 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 8th day of August, 2017.

Mayor – Carman Kidd

Clerk – David B. Treen

This agreement made in duplicate this 8th day of August, 2017;

Between:

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

And:

Rotary Club of Temiskaming Shores and Area
(herein in after referred to as the “Rotary Club”)

Parties to the Agreement

This agreement establishes a strategic alliance between the Rotary Club and the City. Sub-agreements may be developed based on the terms of this agreement and in accordance with the mandates of the respective parties. Other parties may be invited to participate in the Strategic Alliance Agreement as some future time with the consent of both parties.

Purpose

To strengthen the shared vision of the development of a Splash Pad as an integral component of the City’s Recreation Services Program while jointly exploring new ventures and finding the means to implement identified and future opportunities in tourism, economic, heritage, and recreation developments in and along Lake Temiskaming and within the boundaries of the City.

Background

The Rotary Club has presented a conceptual splash pad project; a social, community-building space preferably located on the New Liskeard Waterfront within the city of Temiskaming Shores. The Rotary Club envisions the opportunity for a flagship project in the community that is family and youth oriented and long lasting. The City envisions an attraction to the waterfront, provision of a non-structured play opportunity for children, a new family activity complimenting the current playgrounds, Whittle Park, Boardwalk, STATO trail, and Mini-Putt.

A mutual commitment to community partnerships and respective roles in developing the Splash Pad and exploring tourism and heritage/interpretative opportunities in Temiskaming Shores suggests a strategic alliance would benefit both organizations.

Principles

- Mutual benefit from furthering the progress and completion of recreation facilities for all ages
- Respect and support for the mandate of each organization as a foundation for collaboration
- Economic sustainability in common endeavors is an essential consideration
- Support of excellence through continuous improvement as a foundation for all activities
- Work in accordance with the goals for Ontario communities as part of the Charter for Recreation and Parks in Ontario
 - Safe, accessible and sustainable facilities, parks, trails and natural spaces
 - Programs (formal and informal), that are responsive to and inclusive of community needs
 - Events that bring people together and build community pride and spirit
- Best utilization of resources in reaching common goals.

Objectives

1. Formally strengthen the partnership existing between the Rotary Club and the City;
2. Jointly review and consider opportunities defined through previous meetings, studies, and community leaders;
3. Achieve greater synergy by identifying opportunities for other partners with similar goals;
4. Work toward the completion of mutually identified projects with a cooperative approach to sharing information, services, and expertise;
5. Reduce the cost of implementing community developments as well as providing more comprehensive and accountable services to the public; and
6. Foster better health and improve accessibility and safety through the development of the Splash Pad project.

Implementation

1. An Alliance Steering Committee will be created consisting of two municipal Councillors, the Director of Recreation Services, the Manager of Physical Assets, representing the City and four (4) representatives of the Rotary Club. The Terms of Reference shall be agreed upon subsequently.
2. The Alliance Steering Committee shall establish a meeting schedule and an annual plan for review by senior administrators of the City and the Rotary Club

3. The mandate of the Alliance Steering Committee shall specifically focus on the current and future obligations and opportunities existing for both organizations in the Temiskaming Area.
4. The Alliance Steering Committee may include members representing current and future community partnership already existing with both organizations.

Communications

All communications in writing between the parties 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 Rotary Club:

Rotary Club
P.O. Box 248
704024 Rockley Road
New Liskeard, Ontario
P0J 1P0

Attn.:

Tel: 705-000-0000

Email:

The City:

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

Attn.: Tammie Caldwell

Tel: 705-672-3363

Email: tcaldwell@temiskamingshores.ca

Remainder of page left blank intentionally

Terms of Agreement

This agreement shall be in effect from the date of signing. This agreement shall be reviewed annually and amended upon mutual agreement of the partners.

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

Signed and Sealed in)
the presence of)

Rotary Club of Temiskaming Shores and Area

Authorized Person - Signature

Name: _____

Title: _____

Witness Signature

Name: _____

Title: _____

Municipal Seal)

**Corporation of the City of
Temiskaming Shores**

Mayor – Carman Kidd

Clerk – David B. Treen

TEMISKAMING SPLASH PAD (AD HOC) COMMITTEE

TERMS OF REFERENCE

SECTION 1 – NAME AND MANDATE OF THE COMMITTEE

- 1.01 The Committee shall be known as Temiskaming Shores Splash Pad Committee
- 1.02 The mandate of the Committee is to strengthen the shared vision of the development of a Splash Pad as an integral component of the City's Recreation Services Program while jointly exploring new ventures and finding the means to implement identified and future opportunities in tourism, economic, heritage, and recreation developments in and along Lake Temiskaming and within the boundaries of the City.
- 1.03 The Committee shall make recommendations to the Project Manager respecting the development of the Splash Pad Project, appropriate funding sources and any construction, as well as, any other projects that will work in accordance with the goals for Ontario communities as part of the Charter for Recreation and Parks in Ontario

SECTION 2 – COMPOSITION OF COMMITTEE

- 2.01 The Committee is a joint committee comprised of representatives of the Rotary Club of Temiskaming Shores and Area and City of Temiskaming Shores staff which may include, but not limited to the following:
 - Director of Recreation;
 - Manager of Physical Assets;
 - Superintendent of Parks and Facilities.
- 2.02 Each representative group of the Committee is responsible for specific roles in achieving the goals of splash pad project.

The municipality shall be responsible for:

- a) The development and administration of funding applications for conditional transfer payments; and
- b) The design, construction, ownership, insurance and future maintenance of the splash pad
- c) Minimum of 50% of the funding of the project
- d) The City will provide naming rights to the Splashpad as "Rotary Splashpad"

The Rotary Club of Temiskaming Shores and area shall be responsible for:

- a) Fundraising initiatives (activities, events); and
- b) Funding applications where applicable and approved by the City of Temiskaming Shores through Council resolution.
- c) 50% of funding to a maximum of \$100,000

2.03 The Committee shall be comprised of the following:

1. Two members from the Council of the City of Temiskaming Shores;
2. The Director of Recreation Services for the City of Temiskaming Shores;
3. The Manager of Physical Assets for the City of Temiskaming Shores;
4. A third municipal staff representative for the City of Temiskaming Shores, as designated;
5. Four representatives from the Rotary Club of Temiskaming Shores and Area

Other parties may be invited to participate on the Committee at some future time with the consent of all Committee members.

2.04 At the first meeting of the Committee, the Chair, Vice-Chair and Secretary shall be elected.

SECTION 3 – REPORTING RELATIONSHIP OF COMMITTEE

3.01 The Committee shall submit copies of all Committee minutes to the Recreation Services Business Subdivision Committee. Reports shall be submitted to Council through the Director of Recreation Services.

SECTION 4 – TERM OF OFFICE

4.01 The Committee shall continue until its mandate has been achieved unless otherwise determined by Council. More specifically, the Council members of the Committee shall hold office for the term of Council and the stakeholders shall remain on the Committee until the mandate has been achieved.

SECTION 5 – VACANCIES

5.01 Vacancies shall be filled by Council resolution

- 5.02 Any vacancy affecting the Chair, Vice-Chair or Secretary shall be filled from the remaining Committee members by a majority vote.

SECTION 6 – QUORUM AND MEETINGS

- 6.01 A quorum for any meeting shall be a majority of the Committee members.
- 6.02 Formal notice of each meeting shall be given at least 48 hours in advance of the meeting. Special meetings for extraordinary purposes may be called by the Chair.
- 6.03 If any member of the Committee is absent from three (3) consecutive monthly meetings without permission of the Committee duly noted in the minutes and voted upon by resolution, the member shall forfeit their seat and a vacancy on the Committee declared.
- 6.04 At the first meeting, the Committee shall establish the meeting schedule, with a minimum of one meeting per month.

SECTION 7 – VOTING

- 7.01 Questions arising at any meeting of the Committee shall be decided by a majority vote.
- 7.02 Each Member shall be entitled to one (1) vote on each question arising at any meeting.
- 7.03 The Chair may vote on any question. In the case of an equality of votes, the Chair shall cast the deciding vote. A recorded vote may be requested on any question.
- 7.04 Any tied question shall be deemed to be negative.

SECTION 8 – POWERS

- 8.01 The Committee members may only exercise such powers and do such other acts and things according to these Terms of Reference and empowered by the Municipal Council of the City of Temiskaming Shores.

SECTION 9 – DUTIES OF THE CHAIR, VICE-CHAIR AND SECRETARY

- 9.01 The Chair shall preside at all meetings of the Committee. During the absence or inability of the Chair to preside, the duties and responsibilities shall be exercised by the Vice-Chair.
- 9.02 The Secretary shall keep and maintain a record of all proceedings of all meetings held by the Committee and deliver same to the Town Clerk for inclusion in the Council agenda. The Secretary shall provide all notices, including notices of meetings.

Memo

To: Mayor and Council
From: Jennifer Pye, Planner
Date: August 1, 2017

Subject: Xplornet Telecommunication Tower Concurrence – 499 Radley Hill Road (Kenworth property)

Attachments: Appendix 01 - Xplornet Telecommunications Tower Information Package
Appendix 02 - Correspondence from adjacent property owners
Appendix 03 - Request for Concurrence

Mayor and Council:

The Planning Department has received notification of the intention to install a 50m (164') telecommunication tower on the property at 499 Radley Hill Road (corner of Highway 11 and Radley Hill Road; the Kenworth property). The tower will be installed and operated by Xplornet Communications Inc. and Forbes Bros. Ltd. Telecommunication Services has been engaged to complete the necessary consultation work.

Telecommunication facilities such as the one proposed are federally regulated through Innovation, Science and Economic Development Canada (ISED; formerly Industry Canada). ISED's procedures require public notification, including the circulation of all property owners within a distance of the property that is three times the height of the proposed tower (in this specific case, 150m / 493'), and the placement of the notice in a newspaper where the height of the proposed tower is over 30m. ISED's procedures also require consultation with the land use authority to discuss siting options and address reasonable and relevant concerns. Concurrence for the proposal from the City is considered the conclusion of the consultation process.

The City of Temiskaming Shores Official Plan and the Township of Dymond Zoning By-law No. 984 do not contain specific provisions or allowances for the installation of telecommunications facilities within the settlement area for the City. It is important to note that, for federally licensed facilities, local Official Plan and Zoning policies do not apply. It is still, however, important to review existing uses and the City's land use policies for the subject property and surrounding properties before Council agrees to provide a letter of concurrence for the proposed installation.

The property at 499 Radley Hill Road is designated Mixed Use Areas in the City of Temiskaming Shores Official Plan and is zoned General Industrial (M1) in the Township of

Dymond Zoning By-law 984. Surrounding properties are designated: Mixed Use Areas, Employment Areas, and Rural Areas; and are zoned: General Industrial (M1) and Manufacturing Industrial (M2) in the Township of Dymond Zoning By-law 984, and Industrial (I) and Rural (RU) in the Town of Haileybury Zoning By-law 85-27. Surrounding properties are mostly vacant, with industrial operations and Temiskaming Hospital being the nearest developed properties. The subject property is developed as an industrial site and contains an existing large shop building.

The request for concurrence indicates that two submissions were received through the public consultation process from the joint owners of an adjacent property. The submissions expressed concerns regarding: potential depreciation of property value as potential purchasers may not want the eyesore or may have health concerns; negative effect on future development of the adjacent property; present and unknown radiation from the structure; proposed location being within the present route of the hospital emergency path. The proponent responded to both letters and no additional questions and concerns were received within the timeframe established.

The information initially submitted by Forbes Bros. Ltd. includes a site plan as well as a photograph of a similar structure from a different project. The request for concurrence submission includes a letter summarizing the comments received from adjacent property owners, and a copy of the building and land use permit issued by the Ministry of Transportation.

The proposed telecommunication tower is in close proximity to the helipad at the Temiskaming District Hospital. The initial notification package includes an email from Ornge indicating that the tower falls within the allowable slope for the ingress/egress of the helipad at the Temiskaming District Hospital. Transport Canada and NAV Canada were also circulated on the proposal. Transport Canada responded that the proposed tower requires lighting, marking (use of white light is not permitted) and temporary lighting as outlined in the Canadian Aviation Regulations, Standard 621, which will consist of alternating orange/white bands (marking) and steady burning aviation red light and/or flashing aviation red beacon at night. As of the date of this report, a response from NAV Canada has not been received and it is recommended that if Council decides to give their concurrence to the proposed tower that it be conditional upon NAV Canada having no objections to the proposed tower.

Given the above information it is recommended that Council pass a resolution indicating concurrence with the proposed telecommunication tower for Xplornet Communications Inc. on the Kenworth property at 499 Radley Hill Road, provided the response from NAV Canada indicates no objections to the proposed tower.

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



Forbes Bros^{LTD}

TELECOMMUNICATION SERVICES



Tel: (905) 928-9481
Fax: (888) 622-4939
482 South Service Road East, Suite 130
Oakville, Ontario L6J 2X6
www.forbesbrosltd.ca

May 2, 2017

Sent via email

Jennifer Pye – Planner
City of Temiskaming Shores
325 Farr Dr., Box 2050
Haileybury, ON POJ 1K0

CLIENT: Xplornet Communications Inc.
RE: Information Package - Proposed 50m Self-Support Tower
SITE ID: ON7549
ADDRESS: 499 Radley Rd., New Liskeard

Ms. Pye,

Forbes Bros. Ltd. on behalf of Xplornet Communications Inc. would like to submit this information package to the City of Temiskaming Shores along with the accompanying site sketch for a Xplornet's proposed 50m self-support tower located 499 Radley Rd., New Liskeard.

The approval authority for wireless telecommunication towers is within jurisdiction of Innovation, Science and Economic Development Canada (ISED), formally known as Industry Canada, under the *Radiocommunication Act*. ISED's *Radiocommunication and Broadcasting Antenna Systems – CPC-2-0-03, Issue 5* outlines the process for the proponent to follow and encourages the establishment of policies from the land-use authority as they are best positioned to contribute to optimum siting of facilities to meet their own community needs.

ISED's *Radiocommunication and Broadcasting Antenna Systems – CPC-2-0-03, Issue 5*, can be retrieved at: [https://www.ic.gc.ca/eic/site/smt-gst.nsf/vwapj/cpc-2-0-03-i5.pdf/\\$file/cpc-2-0-03-i5.pdf](https://www.ic.gc.ca/eic/site/smt-gst.nsf/vwapj/cpc-2-0-03-i5.pdf/$file/cpc-2-0-03-i5.pdf).

ISED requires the proponent to consult and obtain land-use authority concurrence in writing prior to moving forward with a proposed installation. A policy has not been established by the City of Temiskaming Shores but will be consulted while following ISED's Default Public Consultation Process for this proposed installation.

Land-Use Authority Consultation

This information package is to provide the City of Temiskaming Shores with the following:

- Public consultation materials confirmed by City of Temiskaming Shores
- Site Sketch
- Email from Ornge

Default Public Consultation Process

The following has been confirmed by the City of Temiskaming Shores:

- Mail Notification
 - ISED requires a mail notification to be sent to adjacent property owners and neighbouring land-use authorities within 3 times height of tower (3*50m=150m), measured from base of tower. The mail notification to be sent on Tuesday, May 2, 2017 with mailing list provided by City of Temiskaming Shores.
- Public Notice
 - ISED requires a public notice to be published in a local newspaper if proposed structure is greater than 30m. The public notice to be published on Thursday, May 4, 2017 in *The Temiskaming Weekender*.

The notifications provide a minimum of 30 days' notice to receive submissions and the last day to receive submissions on this proposal is Wednesday, June 7, 2017.

The purpose of the mail notification & public notice is to provide the local community an opportunity to make a submission and for the proponent to address all relevant questions and concerns prior to requesting concurrence from the City.

ORNGE/Aeronautical Assessments

The proposed location/height of tower was provided to Ornge for their comments as the tower is located 400m west of the Temiskaming Hospital helipad. A response was received from Ornge that while they would prefer the tower to be located further away they understand that NAV Canada and Transport Canada will be assessing the proposal to determine if there are any issues as well as lighting/marketing requirements. Ornge confirmed that the tower will not be an issue with their current ingress/egress of the helipad as the tower, located 1285' from the edge of the helipad, with similar elevations, put the 50m tower under the 13% slope that is within their allowable slope for ingress/egress of this helipade.

NAV Canada and Transport Canada assessments have been submitted and anticipate a response end of July, 2017.

At the end of the consultation process, if the proponent is satisfied that it has addressed all relevant questions and would like to move forward with the installation, a request for a letter of concurrence from City of Temiskaming Shores will be submitted along with all correspondence from the consultation process. The letter of concurrence from the City of Temiskaming Shores would provide confirmation that the proponent has satisfied the consultation process by addressing all relevant questions and has consulted with the City of Temiskaming Shores.

I trust the information included in this package will be helpful for the City of Temiskaming Shores consideration of this proposal.

Sincerely,
Jay Lewis
Forbes Bros. Ltd.





Tel: (905) 928-9481
Fax: (888) 622-4939
482 South Service Road East, Suite 130
Oakville, Ontario L6J 2X6
www.forbesbrosLtd.ca

May 2, 2017

Notice of Proposed 50m Communications Tower

Dear Current Resident / Owner,

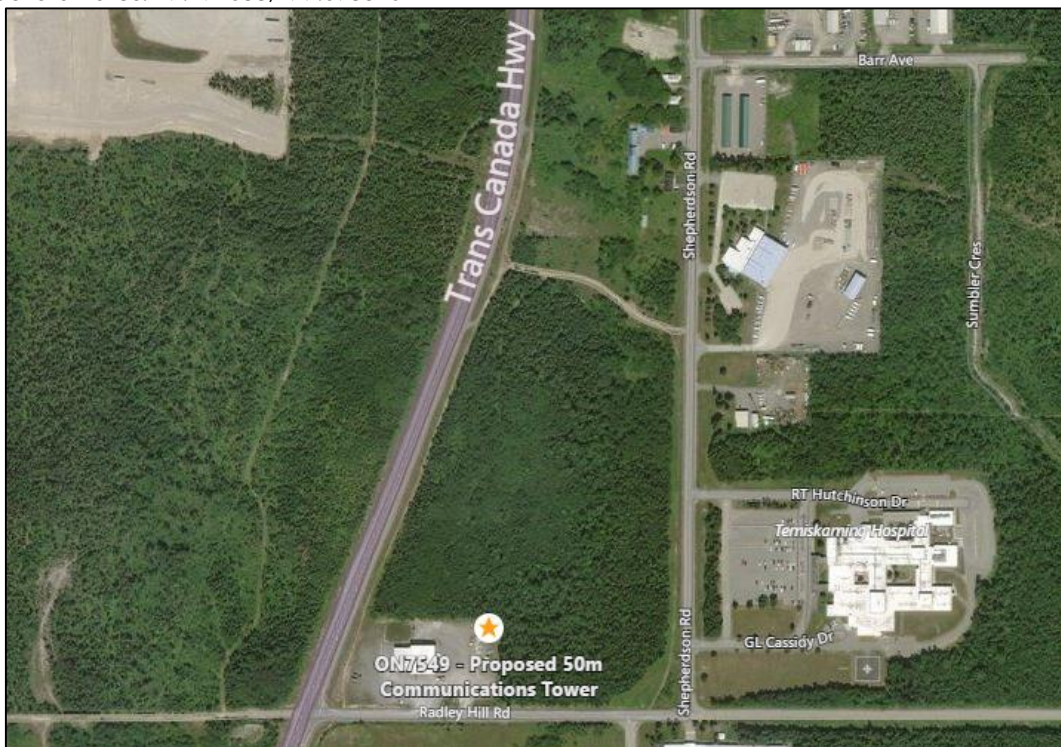
On behalf of Xplornet Communications Inc. please find the attached site information regarding the proposal to construct a 50m lattice communications tower at 499 Radley Hill Rd., New Liskeard, Ontario. This letter serves as an invitation to submit comments or questions regarding this proposed installation.

Background Information

The proposed installation will form a part of the Connecting Canadians network, a Federal Government of Canada initiative to increase high-speed broadband coverage in rural, remote and northern parts of the country. This site will enhance high-speed broadband coverage for the City of Temiskaming Shores by providing improved access to the digital economy including (but not limited to) e-commerce, employment opportunities and distance education.

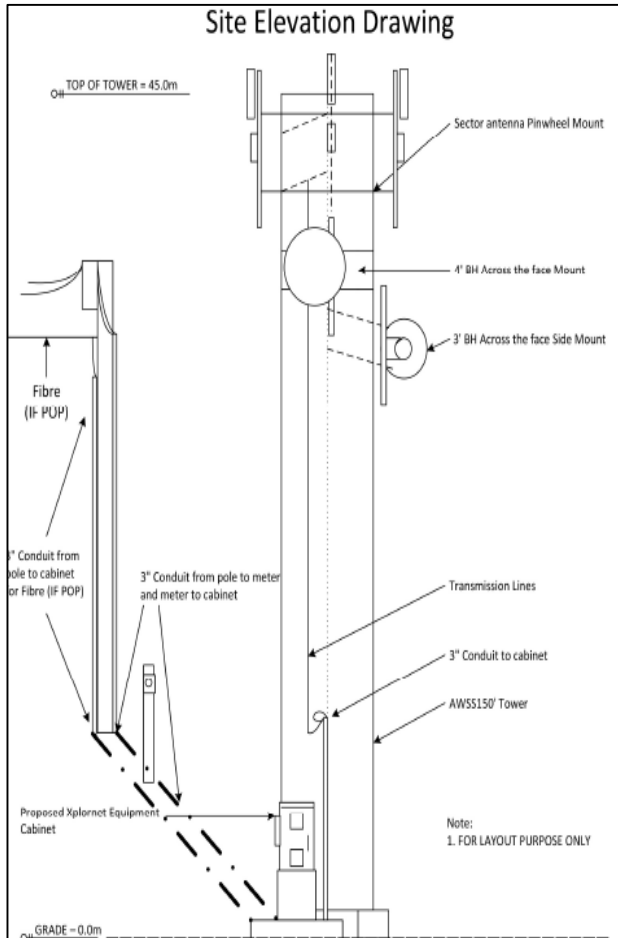
Proposed Location

Xplornet Communications Inc. Site ID: ON7549
Address: 499 Radley Hill Rd., New Liskeard, Ontario
Legal Property Description: PCL 1 6594 SEC SST; PT S 1/2 LT 6 CON 1 DYMOND PT 1 TER397; TEMISKAMING SHORES; DISTRICT OF TIMISKAMING.
Tower Co-ordinates: 47.494688, -79.698510



Proposed Tower and Site Details

The proposed installation is a self-supporting steel lattice communication tower. The structure has a triangular base. The face of each side is approximately 6m wide and the structure is proposed to be 50m tall. The broadband antenna broadcasting equipment will be mounted near the top of the support structure. The support structure, radio equipment cabinet and electrical connections will be located within a ground compound area of 15 metres by 15 metres. The existing entrance on Radley Road will be utilized to access subject property.



Example of similar elevation drawing and reference photo of a steel lattice support structure (Not to scale)

Federal Requirements

In addition to the requirements for consultation with municipal authorities and the public, Xplornet must also fulfill other important obligations including the following:

Canadian Environmental Assessment Act, 2012

Industry Canada requires that the installation and modification of antenna systems be done in a manner that complies with appropriate environmental legislation. This includes the Canadian Environmental Assessment Act, 2012 (CEAA 2012), where the antenna system is incidental to a physical activity or project designated under CEAA 2012, or is located on federal lands.

Xplornet attests that the radio antenna system as proposed for this site is not located within federal lands or forms part of or incidental to projects that are designated by the Regulations Designating Physical Activities or otherwise designated by the Minister of the Environment as requiring an environmental assessment. In accordance with the Canadian Environmental Assessment Act, 2012, this installation is excluded from assessment.

For additional detailed information, please consult the Canadian Environmental Assessment Act at: <http://laws-lois.justice.gc.ca/eng/acts/C-15.21/>

Engineering Practices

Xplornet attests that the radio antenna system as proposed for this site will be constructed in compliance with the National Building Code and The Canadian Standard Association and respect good engineering practices including structural adequacy.

Transport Canada's Aeronautical Obstruction Marking Requirements

Xplornet attests that the radio antenna system described in this notification package will be installed and operated on an ongoing basis so as to comply with Transport Canada and NAV Canada aeronautical safety requirements. Xplornet anticipates that the proposed installation will require markings or lighting and will submit the necessary applications to the appropriate parties to obtain required approvals.

In the instance where the structure requires lighting/markings, these requirements would be in compliance with the Canadian Aviation Regulations, Standard 621 which allows a combination of a medium intensity flashing white light during the day or marking consisting of alternating orange/white bands and steady burning aviation red light and/or flashing aviation red beacon at night.

For additional detailed information, please consult Transport Canada at: <http://www.tc.gc.ca/eng/civilaviation/regserv/cars/part6-standards-standard621-3808.htm>

Health Canada's Safety Code 6 Compliance

Xplornet attests that the radio antenna system described in this notification package will be installed and operated on an ongoing basis so as to comply with Health Canada's Safety Code 6, as may be amended from time to time, for the protection of the general public including any combined operation of additional carrier co-locations and nearby installations within the local radio environment.

More information in the area of RF exposure and health is available at the following web site: Safety Code 6: <http://www.hc-sc.gc.ca/ewh-semt/radiation/cons/radiofreq/index-eng.php> and <http://www.hc-sc.gc.ca/ewh-semt/radiation/cons/stations/index-eng.php>

Innovation, Science and Economic Development Canada - Spectrum Management

Please be advised that the licensing of this site and its design is under the exclusive jurisdiction of the Government of Canada through CRTC and Innovation, Science and Economic Development Canada. Information relating to Innovation, Science and Economic Development Canada's public consultation guidelines *CPC-2-0-03 – Radiocommunication and Broadcasting Antenna Systems* is available at www.ic.gc.ca/epic/site/smtgst.nsf/en/sf08777e.html or you may contact the local Innovation, Science and Economic Development Canada office at:

Spectrum Management – Northern and Eastern Ontario District
2 Queen Street East
Sault Ste. Marie, Ontario P6A 1Y3
Tel: 1-855-465-6307
Fax: 705-941-4607
ic.spectrumenod-spectredeno.ic@canada.ca

Municipal and Public Consultation

In accordance with Innovation, Science and Economic Development Canada's federal guidelines this notice is being provided to the property owners within three times the height of the proposed tower location and a public notice will be published in the local newspaper.

Forbes Bros. Ltd. is committed to effective municipal and public consultation. You are invited to provide your comments or request for additional information to Forbes Bros. Ltd. by the close of business Wednesday, June 7, 2017.

Contact Information

Xplornet Communications Inc.
c/o Forbes Bros Ltd. – Attn: Jay Lewis
482 South Service Road East, Suite 130
Oakville, Ontario L6J 2X6
Tel: (905) 928-9481
Fax: (888) 6222-4939
Email: jlewis@forbesbrosltd.ca

City of Temiskaming Shores
Jennifer Pye – Planner
325 Farr Dr., PO Box 2050
Haileybury, Ontario POJ 1K0
Tel: (705) 672-3363 x4105
Fax: (705) 672-2911
Email: jpye@temiskamingshores.ca

PUBLIC NOTICE

XPLORNET COMMUNICATIONS INC.

SITE ID: ON7549 – PROPOSED 50m COMMUNICATIONS TOWER

XPLORNET COMMUNICATIONS INC. has proposed a 50m steel lattice style communications tower to be installed at 499 Radley Hill Rd., New Liskeard, Ontario (Co-ordinates: 47.494688, -79.698510). Proposed structure will have radio equipment attached to provide and enhance wireless internet services in New Liskeard, Ontario. Proposed structure and equipment will occupy a ground compound area of 15m x 15m.

PROPERTY DESCRIPTION: PCL 16594 SEC SST; PT S 1/2 LT 6 CON 1 DYMOND PT 1 TER397; TEMISKAMING SHORES; DISTRICT OF TIMISKAMING.

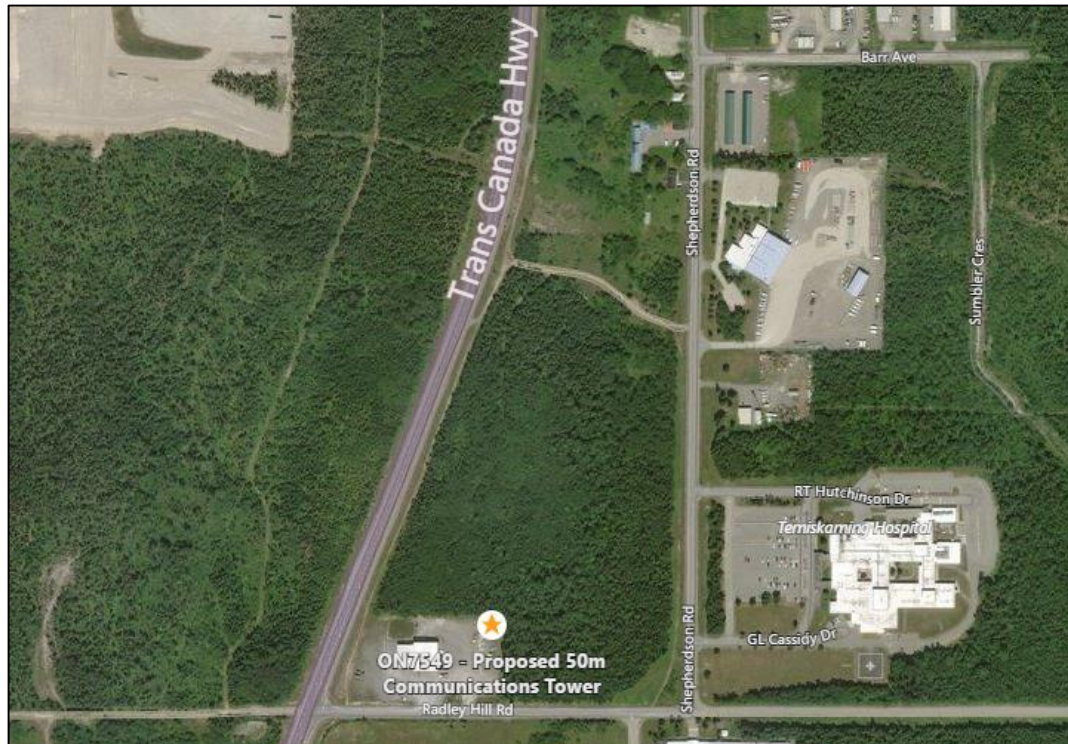
PLEASE TAKE NOTICE as the approval of this site and its design is under the exclusive jurisdiction of the Government of Canada through Innovation, Science and Economic Development Canada (ISED). For more information on the federal process pertaining to these installations please contact the local ISED office at: ic.spectrumnod-spectredeno.ic@canada.ca.

ANY PERSON may make a written submission or request for additional information to the individuals listed below by close of business Wednesday, June 7, 2017.

PROPONENT CONTACT: Xplornet Communications Canada c/o Forbes Bros. Ltd. - Attn: Jay Lewis
482 South Service Rd. E., Suite 130. Oakville, Ontario. L6J 2X6.
Tel: (905) 928-9481 Fax: (888) 622-4939 Email: jlewis@forbesbrosltd.ca

CITY OF TEMISKAMING SHORES CONTACT: Jennifer Pye – Planner
325 Farr Dr. PO Box 2050, Haileybury, Ontario. P0J 1K0
Tel: (705) 672-3363 x4105 Fax: (705) 672-2911 Email: jpye@temiskamingshores.ca

SITE LOCATION MAP



Xplornet Communications
300 Lockhart Mill Rd., Woodstock, NB

Site No.: ON7549

Site Coordinates: 47.494688, -79.698510

Site Address: 499 Radley Hill Rd., New Liskeard, ON

Property Description: PCL 16594 SEC SST; PT S 1/2 LT 6 CON 1
DYMOND PT 1 TER397; TEMISKAMING SHORES ; DISTRICT
OF TIMISKAMING

PIN: 61335-0013

Owner(s): TIMMINS KENWORTH LTD.



NOTE:
Sketch not to scale.
Hydro/fibre route not shown. Hydro/fibre route to be agreed with Licensor in consultation with a qualified contractor and local utility provider.
Licensee to install Equipment within Site including but not limited to a 70m tower.

Jay Lewis

From: Jeffrey DeMille <jdeMille@ornge.ca>
Sent: April 25, 2017 1:19 PM
To: Jay Lewis
Subject: RE: ON7549 - Xplornet - Proposed 50m Lattice Tower - New Liskeard Cell Tower

Hi Jay,

One question everyong has here is "cant this cell tower go anywhere else, away from the helipad? But I guess if were getting technical, you or the hospital do not need Ornge's permission to erect cell towers in the area. If NavCanada and Transport Canada allow it, then there is nothing we can really do. With that being said, I did some quick calculations and do not see the cell tower being an issue with the current arrival/departure paths for this helipad.

Obviously using google earth does not give precise numbers, but I have the tower being 1285' away from the edge of the helipad, with similar elevations, putting the top of the 50m tower coming in at just under a 13% slope. That falls within the allowable slope for the ingress/egress of this helipad.

If you require anything additional, please do not hesitate to contact me.

Thanks,



Jeff DeMille

Aviation Support Coordinator
& Helipad Inspections

T 647.428.2005 x4741

C 647.808.7130

F 647.428.2006

From: Jay Lewis [mailto:jlewis@forbesbrosLtd.ca]
Sent: April-25-17 10:31 AM
To: Jeffrey DeMille
Subject: ON7549 - Xplornet - Proposed 50m Lattice Tower - New Liskeard Cell Tower

Hi Jeff,

I've submitted NAV Canada and Transport Canada assessments last week. Transport Canada determines the lighting/marketing requirements and they take about 3 months to return the assessment.

I'm anticipating Transport Canada will require both night and day marking/lighting due to proximity of the heli pad. If required then it would be a red beacon and steady burn lights for night. For during the day, if required, it would be preferred to installed a white beacon instead of painting the tower alternating orange/white bands but Transport Canada can also dictate if the white beacon can be used in lieu of the alternating bands.

In any case, the proposed tower will have to comply with CAR 621 lighting requirements and will be assessed by Transport Canada to determine lighting requirements. Could you let me know if Ornge has any concerns with the proposed tower at this location (47 29 40.86, -79 41 54.6) knowing that Transport Canada will determine the lighting/marketing requirements?

Thanks again for looking into this,

From: Jeffrey DeMille [<mailto:jdeMille@ornge.ca>]
Sent: April 25, 2017 10:16 AM
To: Jay Lewis <jlewis@forbesbrosltd.ca>
Subject: New Liskeard Cell Tower

Hi Jay,

The chief pilot wants to know if this tower is going to be lit or not?

Thanks,



Jeff DeMille

Aviation Support Coordinator
& Helipad Inspections

T 647.428.2005 x4741

C 647.808.7130

F 647.428.2006

This message is intended for the addressees only. It may contain personal, confidential or privileged information. No rights of confidentiality or to privilege have been, implicitly or expressly, waived by Ornge. Any review, copying, retransmittal, dissemination, taking of action or making an omission, or other oversight, in reliance on, or other use of the information in this communication by persons or entities other than the addressees is prohibited without the prior consent of Ornge. If you have received this message in error, please immediately reply to the sender by e-mail and delete or destroy all copies of this message without reading, copying or forwarding it to anyone.

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From: Jennifer Pye
To: [Jay Lewis](#)
Subject: FW: 50 m Communication Tower
Date: May 30, 2017 1:08:19 PM

Jay,

Please see comments from adjacent property owner below.

Thank you,

Jennifer Pye
Planner

From: Jerry Shepherdson [mailto:wgshep@hotmail.com]
Sent: Tuesday, May 30, 2017 10:07 AM
To: Jennifer Pye <jpye@temiskamingshores.ca>
Cc: Jerry Shepherdson <wgshep@hotmail.com>
Subject: Fw: 50 m Communication Tower

Subject: 50 m Communication Tower

City Of Temiskaming Shores
Attn: **Jennifer Pye**

As **the co-owner of property [Dymond Con 1 S Pt Lot 6, Parcel 13117 SST] adjacent to the location of said tower, I wish to register my objections to this development. A 50 meter Communication Tower could have a negative effect for future development. The present or unknown radiations produced by this structure deserves a NO from me.**

Directly east of the tower is the present route of the hospital helicopter emergency path. This location is definitely a NO NO.

Before any permits are issued please let my remarks be known.

Yours truly :

Wm. G. Shepherdson



June 14, 2017

Wm. G. Shepherdson

CLIENT: Xplornet Communication Inc.
SITE ID: ON7549 (499 Radley Hill, New Liskeard)
RE: Submission Response

Mr. Shepherdson

Thank you for your email submission on May 30, 2017 regarding Xplornet's proposed 50m lattice communication tower at 499 Radley Hill, New Liskeard that is to enhance high-speed broadband coverage.

Public consultation is an important process to establish new telecommunication sites as it provides an opportunity for residents to submit comments, concerns or requests for additional information. At the end of the public consultation process if the proponent is satisfied that it has addressed all relevant submissions than a request for a letter of concurrence from the City will be submitted along with all correspondence from the consultation process.

From your submission I understand you are opposed to the tower being build on the subject property due to concerns it will negatively effect future development of your property, concern of present and unknown radiation produced from the structure and that the tower is within the present route of the hospital emergency path.

Concern #1
Negatively Effect Future Development

The National Antenna Tower Policy Review was completed in 2004, which was a study completed by David Townsend, Faculty of Law, University of New Brunswick. The study concluded the impact (positive or negative) an antenna installation may have upon the property values of particular parcels of land should not be the subject of an antenna consultation. The report states that "Generally, land-use planning authorities are not required to take such impacts into account when siting urban and rural infrastructure that concerned members of the public may find objectionable. Almost every planning decision will produce positive and negative impacts upon the value of the land located in the immediate vicinity."

Based on this report, Innovation, Science and Economic Development Canada does not consider possible impact on property value as a relevant concern for their public consultation process.

While it is not considered a relevant concern, Xplornet believes the proposed location of lattice tower is

appropriately located since both the subject property and your property are designated within the Mixed-Use Area in the Official Plan and currently zoned as General Industrial (M1).

General Industrial (M1) allows both residential and non-residential uses.

Residential use is limited to an accessory dwelling house or unit which is accessory to a permitted non-residential use and is occupied either by the family of the owner or by the family or person employed on the lot.

Non-residential uses are limited to a building supply outlet, business office, commercial garage, equipment storage building, fuel pump island, maintenance garage, open storage area, private fuel pump island, repair shop, service station, transportation terminal, vehicle agency or warehouse.

We believe the proposed tower would not negatively effect future development of your property as any development would be for non-residential uses previously stated that would be compatible with the proposed tower on the subject property currently used as a truck repair shop along the Trans-Canada Highway.

Concern #2 Present and Unknown Radiation

The health and safety of residents are of the utmost importance to Xplornet. Xplornet's licence with Innovation, Science and Economic Development Canada (ISED), formerly Industry Canada, requires that RF levels transmitted from base stations (cell towers or rooftop sites) fall below Health Canada's RF exposure limits guidelines and made compliance with Safety Code 6 mandatory.

ISED adopted Health Canada's Safety Code 6 as they are the agency charged with protecting the health and safety of Canadians, who continuously review peer reviewed scientific studies and revise these guidelines when necessary. Safety Code 6 limits are amongst the most rigorous science-based limits in the world.

ISED determined that concerns regarding the validity or adequacy of Safety Code 6 are not subject to consultation as the exposure limit guidelines are the responsibility of Health Canada; however, I have included additional information that may alleviate this concern.

Included in this response is a Health Canada press release from March 13, 2015 discussing the revised Safety Code 6 guidelines along with links for understanding and busting myths on Safety Code 6. I have also included a number of websites with additional information regarding health & safety, RF & EMF and Safety Code 6 that may also alleviate this concern.

Concern #3 Proposed Tower Within the Present Route of the Hospital Emergency Path

Orgne, who operate the air ambulance service at Temiskaming Hospital, was consulted who reviewed the location and height of the proposed tower and confirmed the it would be below the 13% slope which is the minimum slope for the ingress/egress of the helipad. This confirmation has also been provided to Temiskaming Hospital.

Thank you again for your emailed submission. If you have additional questions or would like anything clarified in this response we request to receive it no later than July 5, 2017.

All correspondence will be provided to the City of Temiskaming Shores in a report for their consideration when a request for concurrence is submitted for the proposed 50m lattice communication tower.

Sincerely,

Jay Lewis
Forbes Bros. Ltd.



Health Canada Press Release

Health Canada published the following press release on March 13, 2015 regarding the revised Safety Code 6 guidelines and can be obtained at: <http://news.gc.ca/web/article-en.do?nid=949109&tp=1>

Today Health Canada published its revised Safety Code 6. Safety Code 6 is health Canada's guideline for recommended human exposure limits to radiofrequency (RF) electromagnetic energy, the kind of energy given off by various electronic devices such as cell phone and Wi-Fi, as well as broadcasting and cell phone towers.

Health Canada has updated Safety Code 6 based on the available scientific evidence, including improved modelling of the interaction of radiofrequency fields with the human body. The revised code takes into consideration recommendations from the Royal Society of Canada's Expert Panel on Safety Code 6, as well as the scientific and technical feedback received by Health Canada during the public consultation on the proposed guideline. The updated Safety Code includes slightly more restrictive reference levels in some frequency ranges to ensure even larger safety margin to protect all Canadians, including newborn infants and children.

Health Canada reminds all Canadians that their health has always been protected from radiofrequency electromagnetic energy by the exposure limits in Safety Code 6. Safety Code 6 has always established human exposure limits that are far below the established, scientific threshold for potentially harmful health effects. The limits in Safety Code 6 are based on established, scientific evidence, and provide protection against all known harmful health effects for all individuals.

Quick Facts

- Health Canada's updated Safety Code 6 makes Canada's limits among the most rigorous science-based limits in the world.
- The Safety Code 6 limits for human exposure to RF fields are designed to provide protection for all age groups, including infants and children, on a continuous (24 hours a day/seven days a week) basis.
- Safety Code 6 is reviewed on a regular basis to verify that it provides protection against all known potentially harmful health effects.

Associated Links

Understanding Safety Code 6:

http://www.hc-sc.gc.ca/ewh-semt/pubs/radiation/radio_guide-lignes_direct/safety_code_6-code_securite_6-eng.php

Busting Myths on Safety Code 6:

http://www.hc-sc.gc.ca/ewh-semt/pubs/radiation/radio_guide-lignes_direct/safety_code_6_fs-code_securite_6_fr-eng.php





Forbes Bros LTD
TELECOMMUNICATION SERVICES



Tel: (905) 928-9481
Fax: (888) 622-4939
482 South Service Road East, Suite 130
Oakville, Ontario L6J 2X6
www.forbesbrosltd.ca

**Websites with Additional Information Regarding
Health & Safety, RF &EMF and Safety Code 6**

EMF Explained Series:

<http://www.emfexplained.info>

RFcom.ca – Operated by the University of Ottawa’s McLaughlin Centre for Population Health Risk Assessment:

<http://www.rfcom.ca>

EMF & Health – Dedicated to Real Science:

www.Emfandhealth.com

Royal Society of Canada – Review of Safety Code 6(2013):

https://rsc-src.ca/sites/default/files/pdf/SC6_Report_Formatted_1.pdf



From: Marsha Desjardins
To: [Jay Lewis](#)
Subject: proposed 50 m communications tower radley hill new liskeard ontario
Date: May 22, 2017 11:03:10 AM

My name is Marsha Desjardins,, i am writing to inform you, as an adjacent land owner i am definitely opposed to this tower being built on the said property... I feel the having this will depreciate the land i own and make it very difficult to sell in the future, selective buyers may not want this eyesore next to them and who knows what health studies may find in the future, with the radiation levels tec., and then it will be too late... Let it be known i am definitely opposed to this build !



Forbes Bros^{LTD}

TELECOMMUNICATION SERVICES



Tel: (905) 928-9481
Fax: (888) 622-4939
482 South Service Road East, Suite 130
Oakville, Ontario L6J 2X6
www.summit-tel.com

June 12, 2017

Marsha Desjardins

CLIENT: Xplornet Communication Inc.
SITE ID: ON7549 (499 Radley Hill, New Liskeard)
RE: Submission Response

Ms. Desjardins,

Thank you for your email submission on May 22, 2017 regarding Xplornet's proposed 50m lattice communication tower at 499 Radley Hill, New Liskeard that is to enhance high-speed broadband coverage.

Public consultation is an important process to establish new telecommunication sites as it provides an opportunity for residents to submit comments, concerns or requests for additional information. At the end of the public consultation process if the proponent is satisfied that it has addressed all relevant submissions than a request for a letter of concurrence from the City will be submitted along with all correspondence from the consultation process.

From your submission I understand you are opposed to the tower being build on the subject property due to concerns it will depreciate the property value and make it difficult to sell as potential purchasers may not want the eyesore and for health concerns.

Property Value

The National Antenna Tower Policy Review was completed in 2004, which was a study completed by David Townsend, Faculty of Law, University of New Brunswick. The study concluded the impact (positive or negative) an antenna installation may have upon the property values of particular parcels of land should not be the subject of an antenna consultation. The report states that "Generally, land-use planning authorities are not required to take such impacts into account when siting urban and rural infrastructure that concerned members of the public may find objectionable. Almost every planning decision will produce positive and negative impacts upon the value of the land located in the immediate vicinity."

Based on this report, Innovation, Science and Economic Development Canada does not consider possible impact on property value as a relevant concern for their public consultation process.

While it is not considered a relevant concern, Xplornet believes the proposed location of lattice tower is appropriately located since both the subject property and your property are designated within the Mixed-Use Area in the Official Plan and currently zoned as General Industrial (M1). General Industrial (M1) allows both residential and non-residential uses.

Residential use is limited to an accessory dwelling house or unit which is accessory to a permitted non-residential use and is occupied either by the family of the owner or by the family or person employed on the lot.

Non-residential uses are limited to a building supply outlet, business office, commercial garage, equipment storage building, fuel pump island, maintenance garage, open storage area, private fuel pump island, repair shop, service station, transportation terminal, vehicle agency or warehouse.

We believe the proposed tower would not affect the price, sale or development of your property as any development would be for non-residential uses previously stated that would be compatible with the proposed tower on the subject property currently used as a truck repair shop along the Trans-Canada Highway.

Health/Safety Code 6

The health and safety of residents are of the utmost importance to Xplornet. Xplornet's licence with Innovation, Science and Economic Development Canada (ISED), formerly Industry Canada, requires that RF levels transmitted from base stations (cell towers or rooftop sites) fall below Health Canada's RF exposure limits guidelines and made compliance with Safety Code 6 mandatory.

ISED adopted Health Canada's Safety Code 6 as they are the agency charged with protecting the health and safety of Canadians, who continuously review peer reviewed scientific studies and revise these guidelines when necessary. Safety Code 6 limits are amongst the most rigorous science-based limits in the world.

ISED determined that concerns regarding the validity or adequacy of Safety Code 6 are not subject to consultation as the exposure limit guidelines are the responsibility of Health Canada; however, I have included additional information that may alleviate this concern.

Included in this response is a Health Canada press release from March 13, 2015 discussing the revised Safety Code 6 guidelines along with links for understanding and busting myths on Safety Code 6. I have also included a number of websites with additional information regarding health & safety, RF & EMF and Safety Code 6 that may also alleviate this concern.

Thank you again for your emailed submission. If you have additional questions or would like anything clarified in this response we request to receive it no later than July 5, 2017.

All correspondence will be provided to the City of Temiskaming Shores in a report for their consideration when a request for concurrence is submitted for the proposed 50m lattice communication tower.

Sincerely,
Jay Lewis
Forbes Bros. Ltd.

Ministry of Transportation

Highway Corridor Management Section - New Liskeard
Office
704024 ROCKLEY RD, FLOOR 1
NEW LISKEARD, ON POJ 1P0



July 23, 2017

Dwight Michaud
4041 101 HWY
TIMMINS, ON P4R 0E8

Dear Dwight:

Re: BL-2017-53N-00001501 V1

Please find attached your Building and land Use Permit, which has been issued in accordance with the ***PUBLIC TRANSPORTATION AND HIGHWAY IMPROVEMENT ACT, R.S.O. 1990, P50.***

It is the responsibility of the permit holder to ensure that all employed/contracted personnel performing the work are aware of and adhere to all conditions of the permit.

If you have any questions or require further assistance, please contact the undersigned.

Sincerely,

Natalie Dugas

Corridor Mgmt Officer Bil, Highway Corridor Management Section - North Bay Office

Attach.

MINISTRY OF TRANSPORTATION



**Highway Corridor Management
Building and Land Use Permit
BL-2017-53N-00001501 V1**

ISSUED TO

PROPERTY OWNER: DWIGHT MICHAUD, TIMMINS KENWORTH LTD., 4041 101 HWY TIMMINS, ON P4R 0E8

APPLICANT/TENANT: RILEY BROWN, XPLOARNET COMMUNICATION INC., 625 COCHRANE DR, SUITE 1000 MARKHAM, ON L3R 9R9

LOCATION OF WORK

HIGHWAY: 11

STREET ADDRESS: 499 RADLEY HILL RD LOT 6, CON 1 NEW LISKEARD

GPS CO-ORDINATES: 47.494324 -79.699449

LOT/SECTION: 6 **CON:** 1 **GEOGRAPHIC TOWNSHIP:** Dymond **LOT/BLOCK:** **PLAN NO:** **MUNICIPALITY:** City of Timiskaming
Shores **REFERENCE PLAN PART:** **REFERENCE PLAN NO:**

PERMIT DETAILS

USE OF FACILITY: Commercial Building/Land Use, **PURPOSE OF APPLICATION:** New

TYPE OF FACILITY: Telecommunication tower

DESCRIPTION: 50m lattice communication tower installed within a 15m x 15m compound in the northeast corner of subject property.

EXPIRY DATE: N/A

DATED AT: Highway Corridor Management
Section - New Liskeard Office

DATED ON: July 23, 2017

A handwritten signature in black ink, appearing to read "R. Michael".

Regional Head, Highway Corridor Management

THIS PERMIT IS ISSUED UNDER THE AUTHORITY VESTED IN THE MINISTER BY THE PUBLIC TRANSPORTATION AND HIGHWAY IMPROVEMENT ACT AND THE REGULATIONS PURSUANT THERETO AND IN SUBJECT TO THE CONDITIONS ATTACHED TO THE PERMIT, INCLUDING ANY AGREEMENT APPLICABLE TO THE SIGN AUTHORIZED BY THE PERMIT

Highway Corridor Management Permit Conditions

Permit Number: BL-2017-53N-00001501

Permit Version: 1

Date Approved: July 23, 2017

The permit is subject to the following conditions:

1. In addition to the conditions of this permit, the registered property owner must meet all of the requirements of the local municipality and any other agency having jurisdiction.
2. The work for which this permit is issued must commence within 6 months of the date that the permit is issued, or the permit shall be void and cancelled by the Ministry.
3. All work authorized by this permit shall be carried out in accordance with the approved plans, specifications and agreements and subject to the approval of the Ministry. The registered property owner must bear all expenses related thereto.
4. Vegetation on the right of way must not be cut or trimmed without the written permission of the Ministry. Any cutting or trimming permitted must only be done under the supervision of the Ministry or its authorized agent at the expense of the registered property owner. Any cutting or trimming of vegetation adjacent to the highway right-of-way requires the permission of the land owner.
5. During construction the registered property owner shall ensure that the operation of the highway is not interfered with, and that the right-of-way remains free of debris, earth or other materials.
6. If there is an expiry date named on this permit and a further term is required, an application for the renewal of this permit shall be made to the Ministry before the expiry date of this permit. An extension of the expiry date may be approved, or approved with additional conditions or denied by the Ministry.
7. If during the life of this permit any Acts are passed or regulations adopted which affect the rights herein granted, the said Acts and regulations shall be applicable to this permit from the date on which they come into force.
8. The registered property owner holds harmless the Ministry for all damages and liabilities caused as a result of the works undertaken pursuant to this permit.
9. This permit may be cancelled at any time for breach of the regulations or conditions of this permit, or for such other reasons as the Ministry at its sole discretion deems proper. When a permit is cancelled for any reason, the registered property owner shall not be entitled to any compensation or damages by reason of or arising from the cancellation of the permit.
10. The use of the land or building(s) shall only be for the use stated on this permit. The use of the land or building(s) for any other purposes may result in the cancellation of this permit. A change in the use of the land or building(s) requires a new permit.



August 1, 2017

Sent via email

Jennifer Pye – Planner
City of Temiskaming Shores
325 Farr Dr., Box 2050
Haileybury, ON POJ 1K0

CLIENT: Xplornet Communications Inc.
RE: Request for Concurrence - Proposed 50m Self-Support Tower
SITE ID: ON7549
ADDRESS: 499 Radley Rd., New Liskeard

Ms. Pye,

Frobes Bros. Ltd. on behalf of Xplornet Communications Inc. would like to inform the City of Temiskaming Shores that the consultation process as required by Innovation, Science and Economic Development (ISED) Canada, formerly Industry Canada, has been completed for the proposed 50m lattice communication tower located 499 Radley Rd., New Liskeard, Ontario.

ISED requires the proponent to consult and obtain land-use authority concurrence in writing prior to moving forward with a proposed installation. A policy has not been established by the City but was consulted while following ISED's Default Public Consultation Process for this proposed installation. The consultation process included the following:

Land-Use Authority Consultation

Submitted an information package on May 2, 2017 to provide City with the following:

- Public consultation materials
- Site sketch
- Email from Ornge

Default Public Consultation Process

- Mail notification sent on May 2, 2017 to all property owners within 150m of the proposed 50m lattice communication tower. A total of five property owners were sent mail notifications.
- Public notice published on May 4, 2017 in *The Temiskaming Weekender*.
- Last day to receive submissions on this proposal was June 7, 2017.

The purpose of the mail notification and public notice is to notify the community of the proposed installation and allow residents an opportunity to submit comments that are addressed by the proponent prior to moving forward with this project. At the end of the public consultation process, if the proponent is satisfied that it has addressed all relevant questions and would like to move forward with the installation then a request for a letter of concurrence from the City is submitted along with all correspondence from the consultation process.

Correspondence Summary

Received three submissions during the consultation process. Two submissions from joint property owners of the adjacent property and a submission from the subject property owner who was contacted by the Temiskaming Hospital.

The two submissions received from the joint property owners expressed the following concerns and were provided with formal responses. The responses included that if additional questions or would like anything clarified that it was to be received no later than July 5, 2017. It also advised that all correspondence would be provided to the City of Temiskaming Shores in a report for their consideration when a request for concurrence is submitted. No future submissions were received from either of the joint property owners.

| Concern: | Response: |
|---|--|
| <p>Effects on property value</p> <ul style="list-style-type: none"> • Depreciate the value of the land and make it very difficult to sell in the future • Negatively effect future development | <ul style="list-style-type: none"> • National Antenna Tower Policy Review (2004) – concluded the impact (positive or negative) an antenna installation may have upon property values of particular parcels of land should not be the subject of antenna consultation. The report states that “Generally, land-use planning authorities are not required to take such impacts into account when siting urban and rural infrastructure that concerned members of the public may find objectionable. Almost every planning decision will produce positive and negative impacts upon the value of the land located in the immediate vicinity.” <p>ISED does not consider possible impact on property value as a relevant concern for their pubic consultation process</p> <ul style="list-style-type: none"> • While it is not considered a relevant concern, Xplornet believes the proposed location of lattice tower is appropriately located since both the subject property and your property are designated within the Mixed-Use Area in the Official Plan and currently zoned as General Industrial (M1). General Industrial (M1) allows both residential and non-residential uses. <p>Residential use is limited to an accessory dwelling house or unit which is accessory to a permitted non-residential use and is occupied either by the family of the owner or by the family or person employed on the lot.</p> <p>Non-residential uses are limited to a building supply outlet, business office, commercial garage, equipment storage building, fuel pump island, maintenance garage, open storage area, private fuel pump island, repair shop, service station, transportation terminal, vehicle agency or warehouse.</p> <p>We believe the proposed tower would not affect the price, sale or development of your property as any development would be for non-residential uses previously stated that would be compatible with the proposed tower on the subject property currently used as a truck repair shop along the Trans-Canada Highway.</p> <ul style="list-style-type: none"> • While it is not considered a relevant concern, Xplornet believes the proposed location of lattice tower is appropriately located since both the subject property and your property are designated within the Mixed-Use Area in the Official Plan and currently zoned as General Industrial (M1). General Industrial (M1) allows both residential and non-residential uses. <p>Residential use is limited to an accessory dwelling house or unit which is accessory to a permitted non-residential use and is occupied either by the family of the owner or by the family or person employed on the lot.</p> <p>Non-residential uses are limited to a building supply outlet, business office, commercial garage, equipment storage building, fuel pump island, maintenance garage, open storage area, private fuel pump island, repair shop, service station, transportation terminal, vehicle agency or warehouse.</p> <p>We believe the proposed tower would not negatively effect future development of your property as any development would be for non-residential uses previously stated that would be</p> |

| | |
|--|---|
| | compatible with the proposed tower on the subject property currently used as a truck repair shop along the Trans-Canada Highway. |
| <p>Health and safety</p> <ul style="list-style-type: none"> • General health concerns • Present and unknown radiation | <ul style="list-style-type: none"> • The health and safety of residents are of the upmost importance to Xplornet. Xplornet’s licence with Innovation, Science and Economic Development Canada (ISED), formerly Industry Canada, requires that RF levels transmitted from base stations (cell towers or rooftop sites) fall below Health Canada’s RF exposure limits guidelines and made compliance with Safety Code 6 mandatory. <p>ISED adopted Health Canada’s Safety Code 6 as they are the agency charged with protecting the health and safety of Canadians, who continuously review peer reviewed scientific studies and revise these guidelines when necessary. Safety Code 6 limits are amongst the most rigorous science-based limits in the world.</p> <p>ISED determined that concerns regarding the validity or adequacy of Safety Code 6 are not subject to consultation as the exposure limit guidelines are the responsibility of Health Canada</p> <ul style="list-style-type: none"> • Included in the response is a Health Canada press release from March 13, 2015 discussing the revised Safety Code 6 guidelines along with links for understanding and busting myths on Safety Code 6. Also included are a number of websites with additional information regarding health & safety, RF & EMF and Safety Code 6 that may also alleviate this concern. |
| <p>Tower within Present Route of Hospital Emergency Path</p> | <ul style="list-style-type: none"> • Orgne, who operate the air ambulance service at Temiskaming Hospital, was consulted who reviewed the location and height of the proposed tower and confirmed the it would be below the 13% slope which is the minimum slope for the ingress/egress of the helipad. This confirmation has also been provided to Temiskaming Hospital. |

Received email from subject property owner who was contacted by the Temiskaming Hospital due to concerns of the flight path. Temiskaming Hospital was contacted by phone to discuss the consultation completed with ORNGE as well as a follow up email. The email included the confirmation email from ORNGE as described in the previous concern list as well as section on ORNGE. No further response was received.

All correspondence has been included for the City’s review.

MTO

Received notice from Ministry of Transportation that a Building and Land-Use Permit would be required due to the proximity of the proposed 50m communication tower to the Trans-Canada Highway. A Building and Land-Use Permit was issued on July 23, 2017.

ORNGE

The proposed location/height of tower was provided to Ornge for their comments as the tower is located 400m west of the Temiskaming Hospital helipad. A response was received from Ornge that while they would prefer the tower to be located further away they understand that NAV Canada and Transport Canada will be assessing the proposal to determine if there are any issues as well as lighting/marketing requirements. Ornge confirmed that the tower will not be an issue with their current ingress/egress of the helipad as the tower, located 1285’ from the edge of the helipad, with similar elevations, put the 50m tower under the 13% slope that is within their allowable slope for ingress/egress of this helipad.



NAV Canada

NAV Canada's Land Use Proposal Submission Form has not been received and anticipate a response before August 8, 2017 Council Meeting that can be provided to the City.

Transport Canada

Transport Canada's Aeronautical Assessment Form for Obstruction Evaluation was received. Transport Canada determined the proposed 50m communication tower requires lighting, marking (use of white light is not permitted) and temporary lighting as outlined in Canadian Aviation Regulations, Standard 621. This will consist of alternating orange/white bands (marking) and steady burning aviation red light and/or flashing aviation red beacon at night as described in the mail notification.

Request for Concurrence

A total of five property owners within 150m of the subject property were invited by mail notification as well as a public notice published in the local newspaper for residents to participate in this consultation process by making a written submission. Two submissions were received from joint owners of the adjacent property. Concerns within these two submissions were addressed and in the response an opportunity to provide further comments was provided and none were received.

As there were no further submissions to addressed and the requirements of Innovation, Science and Economic Development Canada - Default Public Consultation Process have been fulfilled the proponent is requesting from the City of Temiskaming Shores a letter of concurrence, subject to NAV Canada having no objection, for the proposed 50m lattice communication tower at 499 Radley Rd., New Liskeard, Ontario as described in the previously submitted information package and site sketch.

Sincerely,

Jay Lewis

Forbes Bros. Ltd.



Subject: ZBA-2017-05(NL) – 258 Farah
Avenue

Agenda Date: August 8, 2017
Report No.: CGP-016-2017

Attachments

- Appendix 01:** Planning Report
- Appendix 02:** Application and Public Notice
- Appendix 03:** Public Comments
- Appendix 04:** Draft By-law to amend Town of New Liskeard Zoning By-law 2233

Recommendations

It is recommended:

1. That Council for the City of Temiskaming Shores acknowledges receipt of Administrative Report No. CGP-016-2017;
2. That Council acknowledges the comments received from the public notification and advises that these comments were taken into consideration as indicated in the Planning Report and 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 Medium Density Residential (R3) 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 September 5, 2017 Regular Council Meeting.

Background

The applicants are requesting an amendment to the Town of New Liskeard Zoning By-law 2233 to permit the construction of a four unit townhouse on the subject property, and to recognize the following development-specific considerations:

| | |
|---|---|
| Lot area (minimum) | 200 m ² per dwelling unit |
| Lot frontage, 4-unit townhouse (minimum) | 20 m |
| Building setback, rear, main building (minimum) | 2 m |
| Dwelling unit area, 4-unit townhouse (minimum) | 50 m ² for a one bedroom dwelling unit; plus 10 m ² for each additional bedroom |
| Entrance setback (minimum) | 8.8 m |

Analysis

The public meeting was held on July 11, 2017 and one member of the public submitted oral comments at the public meeting. Written comments were also received from three members of the public. The written comments are attached as Appendix 03 and the written and oral comments are summarized and addressed in the planning report attached as Appendix 01.

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-2017-05(NL)

Owner: James McNamara

Applicant: Ian Laferriere

Property: 258 Farah Avenue

Roll No.: 5418-010-005-092.00

August 1, 2017

Subject Land

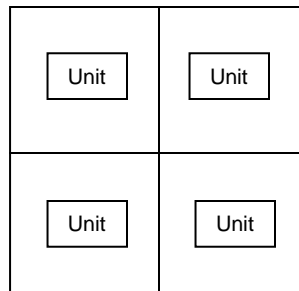
258 Farah Avenue; Plan M34NB Lots 50 and 51, Parcels 1384NND and 2059NND; Town of New Liskeard, City of Temiskaming Shores.

Background and Purpose of the Application

The applicant is requesting the City rezone the property from Medium Density Residential (R3) to Medium Density Residential Exception (R3-E) to add a 4-unit townhouse as a permitted use on the subject property and to recognize the following development-specific considerations:

| | |
|---|---|
| Lot area (minimum) | 200m ² per dwelling unit |
| Lot frontage, 4-unit townhouse (minimum) | 20m |
| Building setback, rear, main building (minimum) | 2m |
| Dwelling unit area, 4-unit townhouse (minimum) | 50m ² for a one bedroom dwelling unit; plus 10m ² for each additional bedroom |
| Entrance setback (minimum) | 8.8m |

The subject property is currently vacant and is listed for sale. The applicant is seeking to purchase the property for the purpose of constructing the proposed 4-unit townhouse. It should be noted that up to a quadruplex is permitted on properties in the R3 zone, provided they meet the development standards of the zoning by-law. Additionally, a quadruplex is specifically defined in the Zoning By-law as *“the whole of the dwelling house divided vertically by common walls into four separate dwelling units, each such dwelling unit having 2 common walls.”* From an aerial view, a quadruplex, as defined, would be separated as such:



The proposed building includes units that are side-by-side and each face the same direction, which falls under the definition of “townhouse” in the Zoning By-law. Townhouses are currently only permitted in the R4 zone, regardless of the number of units.

The proposed building measures 9m x 30.5m (30’ x 100’) with each unit fronting on Edith Street. Each unit is proposed to be two levels, with the main level having an area of 70m² (750 square feet). Driveway entrance from Edith Street is proposed, with the entrance extending most of the length of the building and separating 1.8m (6’) from the property line to provide an individual parking area for each unit.

The property is designated Residential Neighbourhood in the City of Temiskaming Shores Official Plan and is zoned Medium Density Residential (R3) in the Town of New Liskeard Zoning By-law 2233.

Statutory Public Notice

The application was submitted on June 15, 2017. Notice of the complete application and public hearing was advertised in the Temiskaming Speaker on June 21, 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 July 11, 2017. One member of the public made oral submissions at the hearing, as well as the applicant, and three formal written comments have been received as of the date of this report and were read at the public meeting.

Site Analysis

The property is located in the former Town of New Liskeard on the north side of Whitewood Avenue, between Smith Street and Regina Street. The property measures 15m x 38m (50' x 125') with an area of approximately 580m² (6,250 square feet). An unmaintained laneway is located to the north of the property.

Servicing

The property is serviced with municipal water and sanitary sewer services. Municipal water mains are located along both Edith Street and Farah Avenue, while sanitary sewer is only located on Farah Avenue. Existing service connections from the main to the subject property will need to be upgraded to accommodate the proposed development.

Access

The property is located on the southeast corner of Farah Avenue and Edith Street, with an existing entrance off Edith Street. Based on the site plan submitted with the application all entrances for the proposed units will be from Edith Street. The entrance is proposed to extend the length of the building, with individual driveways beginning 1.8m from the property line along Edith Street.

There is a 3.6m laneway located to the south of the property that offers access to the rear yard of properties that front on both Farah Avenue and Broadwood Street immediately to the east of the subject property. The laneway is not maintained by the City and cannot be used as dedicated access, however the laneway is open and clear from Farah Avenue east to Maple Street North.

Existing Land Use

The property is currently vacant. The property previously contained a single detached dwelling which was demolished in 2014.

Adjacent Land Uses

North: Farah Avenue and Residential
South: Laneway and Residential
East: Residential
West: Edith Street and 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 Planning authorities shall identify appropriate locations and promote opportunities for intensification and redevelopment where this can be accommodated taking into account existing building stock or areas, including brownfield sites, and the availability of suitable existing or planned infrastructure and public service facilities required to accommodate projected needs.

Intensification and redevelopment shall be directed in accordance with the policies of Section 2: Wise Use and Management of Resources and Section 3: Protecting Public Health and Safety.

1.6 Infrastructure and Public Service Facilities

1.6.6 Sewage, Water and Stormwater

1.6.6.1 Planning for sewage and water services shall:

- a) direct and accommodate expected growth or development in a manner that promotes the efficient use and optimization of existing:
 - 1. municipal sewage services and municipal water services; and*
 - 2. private communal sewage services and private communal water services, where municipal sewage services and municipal water services are not available;**
- b) ensure that these systems are provided in a manner that:
 - 1. can be sustained by the water resources upon which such services rely;*
 - 2. is feasible, financially viable and complies with all regulatory requirements; and*
 - 3. protects human health and the natural environment;**

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.

The subject property is an existing lot of record in an established neighbourhood in New Liskeard. Municipal infrastructure, including roads, water, and sewer, is existing and extension of this infrastructure is not required to support the proposed development. The surrounding neighbourhood is comprised primarily of single-detached dwellings, with a few two-unit dwellings interspersed and some multi-unit dwellings fronting on Whitewood Avenue. The proposed four-unit townhouse would be considered infilling and intensification, and would further diversify the housing options within the neighbourhood.

The property is located one block south of Whitewood Avenue, within walking distance to the grocery store, a pharmacy, and other health and retail services. Additionally, the public transit route runs along Whitewood Avenue, with stops in close proximity to the intersection of Edith Street and Whitewood Avenue.

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.

1. The Plan and its Purpose

1.3 Objectives of the Plan

4.7.6 To build a City with strong, distinctive and liveable Settlement Areas with a range of housing choices, employment, parks, open space and which provides a range of services and facilities that are accessible by walking, cycling and transit.

3. Housing and Growth Management

3.2 Goal Statement

To provide for an appropriate range of housing types and densities which will meet the projected housing needs of the community.

3.3 Objectives

To ensure that sufficient land is available and services to meet the projected housing needs over the planning period.

To facilitate measure 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"> Single detached 2-unit (duplex, semi-detached) |
| Medium Density | <ul style="list-style-type: none"> Tri-plex and 3 unit or more converted dwellings Town houses 4 or more multiple unit dwellings |
| High Density | <ul style="list-style-type: none"> Apartments |

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, provided impacts of the development are evaluated as indicated in section 3.7.8.

- Consistency in building height, building scale, housing densities, building setbacks: the proposed townhouse is one storey with a basement. Residential dwellings in the vicinity of the property range from one storey to two storey. The building will be larger than most buildings in the vicinity, however the building does not exceed the maximum building area permitted on a property in the R3 zone. Additionally, up to 4 units are permitted on properties in the R3 zone, provided the frontage and area requirements of the Zoning By-law are met. The subject property is larger than the minimum lot area requirement for a quadruplex but is under the minimum lot frontage requirement by 10m (33'), however given that this property is a corner lot the street frontage along Edith Street should be taken into consideration as well. The reduced rear setback along the south property line accommodates the fourth unit. Given the orientation of the building to Edith Street the reduced setback is acceptable. Additionally, there is a laneway separating the subject property from the adjacent property to the south providing additional separation between the properties.
- Integration with the existing streetscape: the stretch of Edith Street between McCamus Avenue and Farah Avenue is bordered for four properties including the subject property. All properties front on their respective intersecting street and the three existing houses also front onto the intersecting streets, with the length of each dwelling facing Edith Street. The length of the proposed townhouse will also face Edith Street, with the entrance to each facing Edith Street. It is not anticipated that this configuration will detract from the existing streetscape in the area, and it is important to note that the City does not dictate the street upon which a house must face on a corner lot.
- Traffic impacts: the proposed townhouse includes four units fronting on, and with driveway access to Edith Street. Edith Street is identified in the Official Plan as a "local road," which carries traffic over short distances from the arterial and collector roads to individual properties. The Public Works Department was consulted on the proposal and indicated that the addition of four units on the subject property will have a significant impact on traffic in the neighbourhood.

- Privacy in the use of adjacent properties: the proposed townhouse includes four units that front on Edith Street and will have rear access to a 3m (10') strip of land between the building and the east property line, which abuts the adjacent residential property. The design submitted with the application shows the rear of the units will include the bedroom and a patio door from the kitchen.
- Buffering: buffering is not being proposed for this development. The application proposes four units, which would not have the same propensity for objectionable impacts as a higher density development with more units or more storeys. Council could require site plan control for the development and require the construction of a fence along the property line.
- Adequacy of infrastructure: the Public Works Department reviewed the proposal and has no concerns with the adequacy of the water and sewer infrastructure in the area to serve the proposed development. The existing service connections from the mains will need to be upgraded.
- Off-street parking supply: the applicant is proposing an entrance off of Edith Street extending the length of the building, splitting into individual driveways 1.8m (6') from the property line. Each parking area is wide enough to accommodate 2 cars and is 7.9m (26') from property line to the front of the building. The R3 zone requires the provision of 2 parking spaces per dwelling unit for triplex and quadruplex dwellings.
- Availability of community facilities and preservation of heritage attributes: it is not anticipated that the addition of 4 units will have an impact on the availability of community facilities. There are no identified heritage properties in proximity to the subject property, and the neighbourhood is not designated as a heritage conservation district.

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, with a few two-unit dwellings in the vicinity and some multi-unit dwellings fronting on Whitewood Avenue in the area.

Based on the above information it is my opinion that the proposed four-unit townhouse demonstrates consistency with the City of Temiskaming Shores Official Plan.

Town of New Liskeard Zoning By-law 2233

The property is currently zoned Medium Density Residential (R3) in the Town of New Liskeard Zoning By-law 2233. The Town of New Liskeard Zoning By-law lists the following as permitted uses in the R3 zone:

- A single family dwelling house;
- A duplex dwelling house;
- A semi-detached dwelling house;
- A triplex dwelling house;
- A quadruplex dwelling house;
- A home occupation;
- A home profession.

The Zoning By-law permits up to four units on properties in the R3 zone, provided the development can meet the standards of the by-law. The application proposes four units but the proposed configuration fits the Zoning By-law definition of a townhouse, which is only permitted in the R4 zone. The Zoning By-law amendment is required to list the proposed four unit townhouse as a permitted use on the property, and to recognize the following development-specific considerations:

| | |
|---|---|
| Lot area (minimum) | 200m ² per dwelling unit |
| Lot frontage, 4-unit townhouse (minimum) | 20m |
| Building setback, rear, main building (minimum) | 2m |
| Dwelling unit area, 4-unit townhouse (minimum) | 50m ² for a one bedroom dwelling unit; plus 10m ² for each additional bedroom |
| Entrance setback (minimum) | 8.8m |

The R3 zone in the New Liskeard Zoning By-law primarily identifies older neighbourhoods with smaller lots and higher densities than the more recently-created neighbourhoods. The R3 zone permits higher-density development than the traditional single-detached neighbourhoods. In the case of the subject property, a triplex dwelling house (defined as: “the whole of a dwelling house divided horizontally into 3 separate dwelling units, each such dwelling unit having an independent entrance either directly from outside the building or from a common vestibule.”) would be permitted without the requirement for any planning approvals.

The subject property is a corner lot in an established residential neighbourhood in the New Liskeard. Farah Avenue runs parallel, and one block south of Whitewood Avenue, which is a developed major arterial road in New Liskeard including a mix of residential, small-scale and larger-scale commercial and institutional uses in the vicinity of the subject property. The property, being a larger corner lot, lends itself well to the proposed multi-unit townhouse development as the flank lot line provides additional street frontage where the frontage of interior lots is limited and would restrict this type of development.

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 has municipal water and sanitary sewer services available from the mains located adjacent to the property within the street allowances. Municipal water mains are located along Edith and Farah Ave., while sanitary sewer is only available along Farah Ave. Given that the proposed use will be for 4 individual units, the owner would have to upgrade the services to allow for adequate water and sewer capabilities to accommodate the anticipated flows and demands. All costs associated with municipal service upgrades are the Owners responsibility.*
- ✓ *The subject land is a “semi urban setting” property and is a corner lot fronted by both Farah Ave and Edith Street. Both roadways have bituminous surfaces and are maintained on a year round basis. There are concrete sidewalks and curb & gutter present in front of the property along Farah Ave. Roadway drainage is by storm sewer system, with a catchbasin located on the north-east corner of the intersecting streets. The local drainage is from the south towards the north (Whitewood Ave. collection system).*
- ✓ *Vehicular access to the property in question is available from all directions with existing access to the property, for parking, from Edith Street. The adjacent laneway between Farah and McCamus Avenues is not maintained by the City and should not be used as primary access to the property. Construction of a new or alterations to an existing driveway, will require an Entrance Permit.*
- ✓ *There are currently no short or long term plans to upgrade infrastructure in this area.*
- ✓ *The Public Works Department has no objections to this application.*

Chief Building Official – *The proposed rear setback (2m) will have some pretty drastic effects on the allowable openings in the back wall. The allowable openings for a 2m setback are only 12% (36 sq ft) per unit,*

which means that the proposed layout is not allowed (59 sq ft). He would have to step up to a 3m rear setback in order to keep his proposed floor plan.

Note from the Planning Department: The comments from the Chief Building Official were discussed with the applicant who indicated that the building could be located 1m closer to Edith Street to allow the larger area for openings. Additionally, the “rear setback” as referenced in the CBO’s comments is the side setback from a Zoning By-law perspective.

Fire Chief – *I have no objections to the application.*

Director of Recreation – No comments received.

Director of Corporate Services – No comments received.

City Manager – *I don’t have any comments but did not Clayton’s.*

Clerk – *The Clerk’s Office has no objections to ZBA-2017-05(NL) for 258 Farah Avenue.*

Economic Development and Funding Application Coordinator – *This sounds like a great development.*

Tax Collector / Treasurer – *I have no concerns regarding this application.*

Public Comments:

- Terry and Eileen Smerdon, 257 Farah Avenue – submitted written comments (included in administrative report package) outlining concerns related to potential for additional traffic and noise in the area especially for a rental complex; ongoing landlord and tenant matters depending on turnover of residents; increased police activity and subsequent added costs for the City; sewage capability and decrease in water pressure. Do not support the change in the neighbourhood.
 - Comments from Planning Department: The proposed townhouse will be comprised of rental units. The City does not have the authority to regulate the tenancy of dwelling units and is not involved in landlord and tenant matters. The property is currently vacant and the proposed townhouse includes parking for two cars per unit. The Public Works Department has reviewed the proposal and concerns regarding added traffic, sewer capacity, and water pressure resulting from the additional units were not indicated.
- Donna Pelletier, 268 Farah Avenue. – submitted written comments (included in administrative report package) stating opposition to the 4 unit townhouse being built.
- Adam Brock and Rebecca Philips, address not provided – submitted written comments (included in administrative report package) stating opposition to proposed townhouse. Concerns related to a disruption in the lifestyle of the stable and quiet neighbourhood; parking concerns; traffic congestion; privacy concerns for adjacent neighbours; rental units and transient population with potential for noise issues and cleanliness issues. Suggest that new subdivisions or more vacant properties would be more suitable locations for this type of development.
 - Comments from Planning Department: The proposed use of the property is residential in nature. The site plan shows that two on-site parking spaces will be provided for each of the units. The Public Works Department has indicated no concerns with additional traffic as a result of the proposed development. Privacy concerns could be addressed at the site plan control stage by requiring a fence along the east and south property lines. As previously indicated, the City does not have the authority to regulate tenancy of dwelling units. Any noise complaints would be addressed by either the City’s By-law Enforcement Officer or the Ontario Provincial Police, and property standards complaints would be addressed by the City’s By-law Enforcement Officer through the Property Standards by-law. While new subdivisions and undeveloped areas provide opportunities to develop land for specific uses from the outset, the Provincial Policy Statement directs municipalities and land use authorities to provide for a range and mix of housing options within neighbourhoods. Good planning practice includes the provision of different housing forms within neighbourhoods, especially where services are easily accessed through multiple transportation options including walking, cycling, and public transit.

- Richard Toupin, 252 Farah Avenue – attended the public meeting and stated that he lives next door to the subject property and has concerns regarding traffic increases along Edith Street as well as the ability of the residents of the townhouse to look into his back yard. He is in favour of the development of the property and would rather see the proposed townhouse than a two-storey dwelling.
 - Comments from Planning Department: As indicated previously, the Public Works Department has indicated no concerns with an increase in traffic along Edith Street and privacy concerns could be addressed through site plan control by requiring a fence along the east property line.
- Ian Laferriere, Applicant – addressed comments at the public meeting indicating that the target tenants would be seniors. Stated that the Public Works Department reviewed the proposed development prior to submission of the application and had no concerns with traffic, sewer capability, or water pressure, other than to note that the service connections would need to be increased in size to accommodate the four units. Indicated that based on the Zoning By-law, the property could be developed as a triplex with a large garage close to both the rear and side property lines with no approvals required.

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
705-672-3363

**Application for Zoning By-law Amendment
Under Section 34 of the Planning Act**

Fee for 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, as well as information required by the City of Temiskaming Shores to assist in the assessment of the proposal.

In addition to completing this form, the Applicant is required to submit the 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.

OFFICE USE ONLY

File No.: ZBA-2017-05(NL)

Date Received: June 15, 2017

Roll No.: 5418- 010-005-092.00

1. Owner Information

Name of Owner: James Mcnamara

Mailing Address: _____

Email Address: _____ Phone: _____

If more than one registered owner, please provide information below (attach separate sheet if necessary):

Name of Owner: _____

Mailing Address: _____

Email Address: _____ Phone: _____

2. Applicant/Agent Information (if applicant is not the owner or applicant is an agent acting on behalf of the owner):

Name of Agent: Ian Laferriere

Mailing Address: 229 May st new liskeard

Email Address: laferriere_ian2@hotmail.com Phone: 705-622-1818

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

Owner Applicant/Agent

4. Property Information

a. Location of the subject land:

Dymond New Liskeard Haileybury

Municipal Address
258 Farah ave.

Legal Description (concession and lot numbers, reference plan and lot/part numbers)
Plan M34NB lots 50+51 Parcels 1384NND + 2059NND.

F.L.

b. Date the subject land was acquired by the current owner: august 22nd 2014

c. Names and addresses of the holders of any mortgages, charges, or other encumbrances of the subject land:

d. Are there any easements or restrictive covenants affecting the subject land?

Yes No

If yes, describe the easement or covenant and its effect:

e. Dimensions of subject land:

Lot Area: 8,712ftsq Road Frontage: 66'
 Water Frontage: _____ Lot Depth: 132'

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

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

g. Length of time the existing uses of the subject land have continued: 2-3 years

h. Are there any buildings or structures existing on the subject land?

- Yes No

If yes, complete the table below (attach a separate sheet if necessary):

| | Building 1 | Building 2 | Building 3 | Building 4 | Building 5 |
|--|------------|------------|------------|------------|------------|
| Type or use of building | | | | | |
| Height of building (m) | | | | | |
| Setback from front lot line (m) | | | | | |
| Setback from rear lot line (m) | | | | | |
| 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 ²) | | | | | |
| Date constructed | | | | | |
| Is building to remain or be removed? | | | | | |

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

- Yes No

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

- Yes No

j. Existing use(s) of abutting properties:

North: street farah ave East: residential property

South: town easement West: steet (eith st)

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

| Use or Feature | On the subject land | Within 500 metres of subject land (indicate approximate distance) |
|--|--------------------------|---|
| An agricultural operation including livestock or stockyard | <input type="checkbox"/> | <input 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 (specify) | <input type="checkbox"/> | <input type="checkbox"/> _____ |
| An active railway line | <input type="checkbox"/> | <input checked="" type="checkbox"/> 400m _____ |
| Utility corridor(s) | <input type="checkbox"/> | <input type="checkbox"/> _____ |
| Provincial Highway | NA | <input type="checkbox"/> _____ |

5. Planning Information

a. Current Official Plan Designation(s): Residential Neighbourhood

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

Residential development is permitted in the Residential Neighbourhood designation

c. Current Zoning: R-3

d. Nature and extent of the rezoning being requested:

re zoned to allow for a ~~tri-plex~~ or quadriplex. currently defined as town houses in current city bylaw phrasing.

with a ^{reduction} ~~minor variance~~ on the rear set back of the building to allow for a fourth unit.
current zoning allows for a detached garage to take up the space

I.L.

e. Reason why rezoning is being requested:

build a quadruplex building located within walking distance of down town facilities aimed for senior citizens

f. 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:

maximum building height 11m

g. Is the subject land within an area where zoning with conditions may apply?

Yes No

If yes, explain how the application conforms to the Official Policies related to zoning with conditions:

h. Does the application propose to change the boundary of a settlement area or establish a new area of settlement?

Yes No

If yes, provide details of the current Official Plan policies or Official Plan Amendment dealing with the alteration or establishment of an area of settlement:

i. Does the application propose to remove land from an area of employment?

Yes No

If yes, provide details of the current Official Plan policies or Official Plan Amendment dealing with the removal of land from an area of employment:

6. Proposed Use of Property

a. Proposed use(s) of the subject land (check all that apply):

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

b. Are any buildings proposed to be constructed on the property?

Yes No

If yes, complete the table below (attach a separate sheet if necessary):

| | Building 1 | Building 2 | Building 3 | Building 4 | Building 5 |
|--|-------------|------------|------------|------------|------------|
| Type or use of building | residential | | | | |
| Height of building (m) | 6.1m | | | | |
| | 20' | | | | |
| Setback from front lot line (m) | 7.62m | | | | |
| | 28' | | | | |
| Setback from rear lot line (m) | 2.1m | | | | |
| | 7' | | | | |
| Setback from side lot line one side (m) | 8.5m | | | | |
| | 28' | | | | |
| Setback from side lot line other side (m) | 2.5m | | | | |
| | 8' | | | | |
| Setback from shoreline (m) | | | | | |
| Dimensions (m) or floor area (m ²) | 278.7 sq m | | | | |
| | 3000 sqft | | | | |

7. Access and Servicing

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

- | | |
|---|---------------------------------------|
| <input type="checkbox"/> Provincial Highway | <input type="checkbox"/> Private Road |
| <input checked="" type="checkbox"/> Municipal Road, maintained all year | <input type="checkbox"/> Right-of-Way |
| <input type="checkbox"/> Municipal Road, maintained seasonally | <input type="checkbox"/> Water Access |
| <input checked="" type="checkbox"/> Other (specify): <u>driveway</u> | |

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

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

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

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

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

i. If the proposed amendment would permit development on a privately owned and operated individual or communal septic system, and more than 4,500 litres of effluent would be produced per day as a result of the development being completed, a servicing options report and a hydrogeological report prepared by a qualified professional are required to be submitted:

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

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

Storm sewer

Ditches

Swales

Other (specify): _____

8. Previous Applications

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

Unknown

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

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

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

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

Consent Yes No File No.: _____ Status: _____

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

Minister's Zoning Order Yes No File No.: _____ Status: _____

9. Concurrent Applications

Is the subject land currently the subject of any of the following applications under the Planning Act (if the answer to any of the following is yes, please provide the file number and status of the application if known):

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

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

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

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

Consent Yes No File No.: _____ Status: _____

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

10. Provincial Policies

a. Is the proposed zoning by-law amendment consistent with policy statements issued under subsection 3(1) of the Planning Act?

Yes No

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

I.L.

Yes No

If yes, does the request conform to, or not conflict with, the applicable provincial plan or plans? Yes No

11. Public Consultation Strategy

Detail the proposed strategy for consulting with the public with respect to the application:

- Follow Planning Act requirements *I.L.*
- Other (please specify):

12. 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):

- _____
- _____
- _____
- _____

13. Sketch

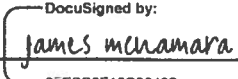
The application shall be accompanied by a site plan showing the following information:

- The boundaries of the subject land;
- The location, size and type of all existing and proposed buildings and structures on the subject land, indicating their distance from the front lot line, rear lot line and side 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, etc.) that:
 - Are located on the subject land and on land that is adjacent to the subject land, and
 - In the applicant's opinion, may affect the application;
- The current uses of land that is adjacent to the subject land;
- 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 docking facilities to be used;
- The location and nature of any easement affecting the subject land.

14. Applicant/Agent Authorization

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

I/We, James McNamara are the registered owners of the subject land and I/we hereby authorize Ian Laferriere 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: 5/16/2017 Owner's Signature: 
Date: _____ Owner's Signature: _____

15. 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.

I.C. _____
Applicant Initial Applicant Initial

16. Notice re: Use and Disclosure of Personal Information

In accordance with the Planning Act and the Municipal Freedom of Information and Protection of Privacy Act, I/We acknowledge and understand that any information collected on this form and any supplemental information submitted as part of this application can be disclosed to any person or public body.

I.C. _____
Applicant Initial Applicant Initial

17. Declaration of Applicant

- ✓ If there is more than one registered owner, each owner must complete a separate declaration.
- ✓ If the owner is a firm or corporation the person signing this declaration shall state that he/she has authority to bind the corporation or affix the corporate seal.
- ✓ This declaration must be completed in front of a Commissioner for Taking Affidavits.

I, Ian Laferrière 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.

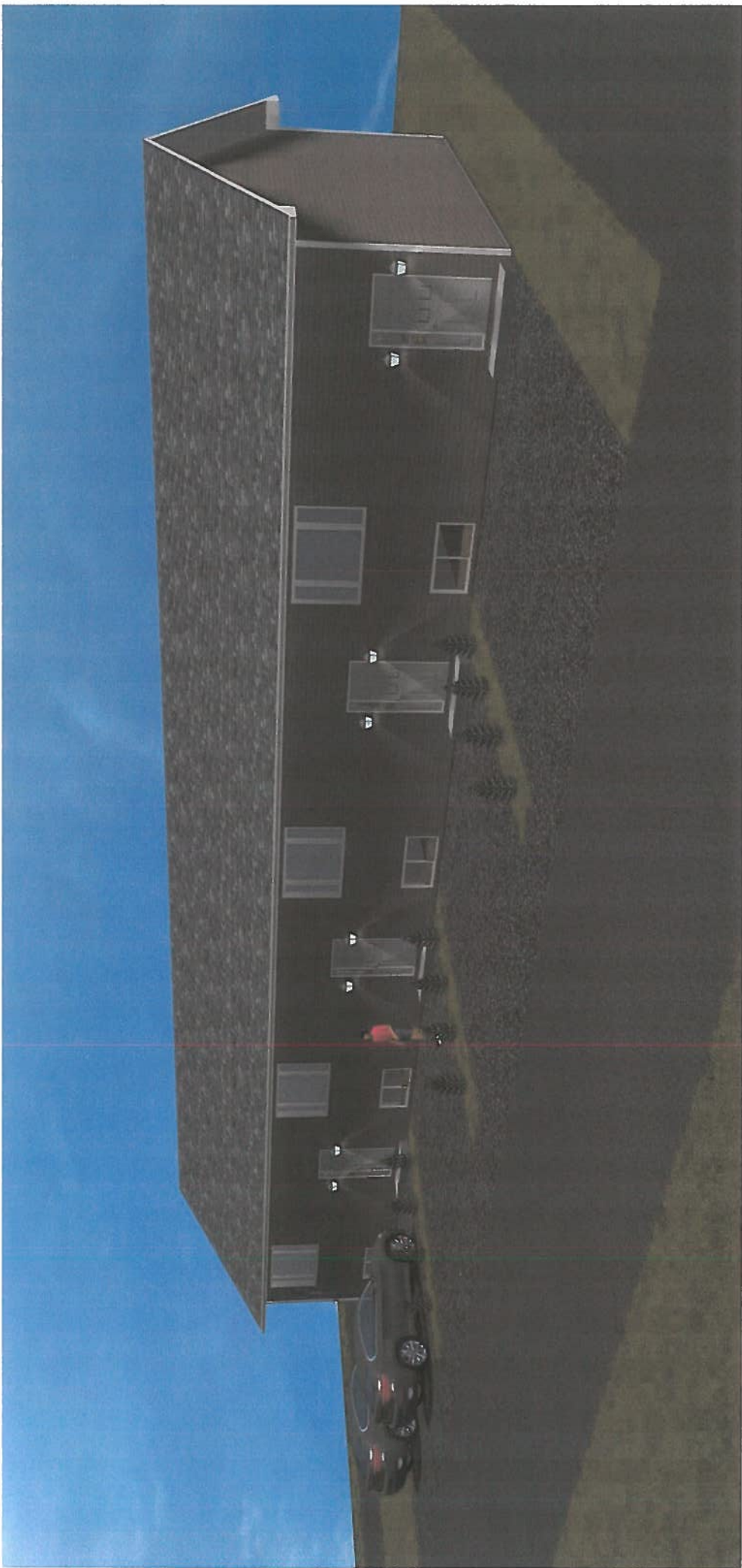
Sworn (or declared) before me

at the City of Temiskaming Shores
in the District of Timiskaming
this 15th day of June, 20 17

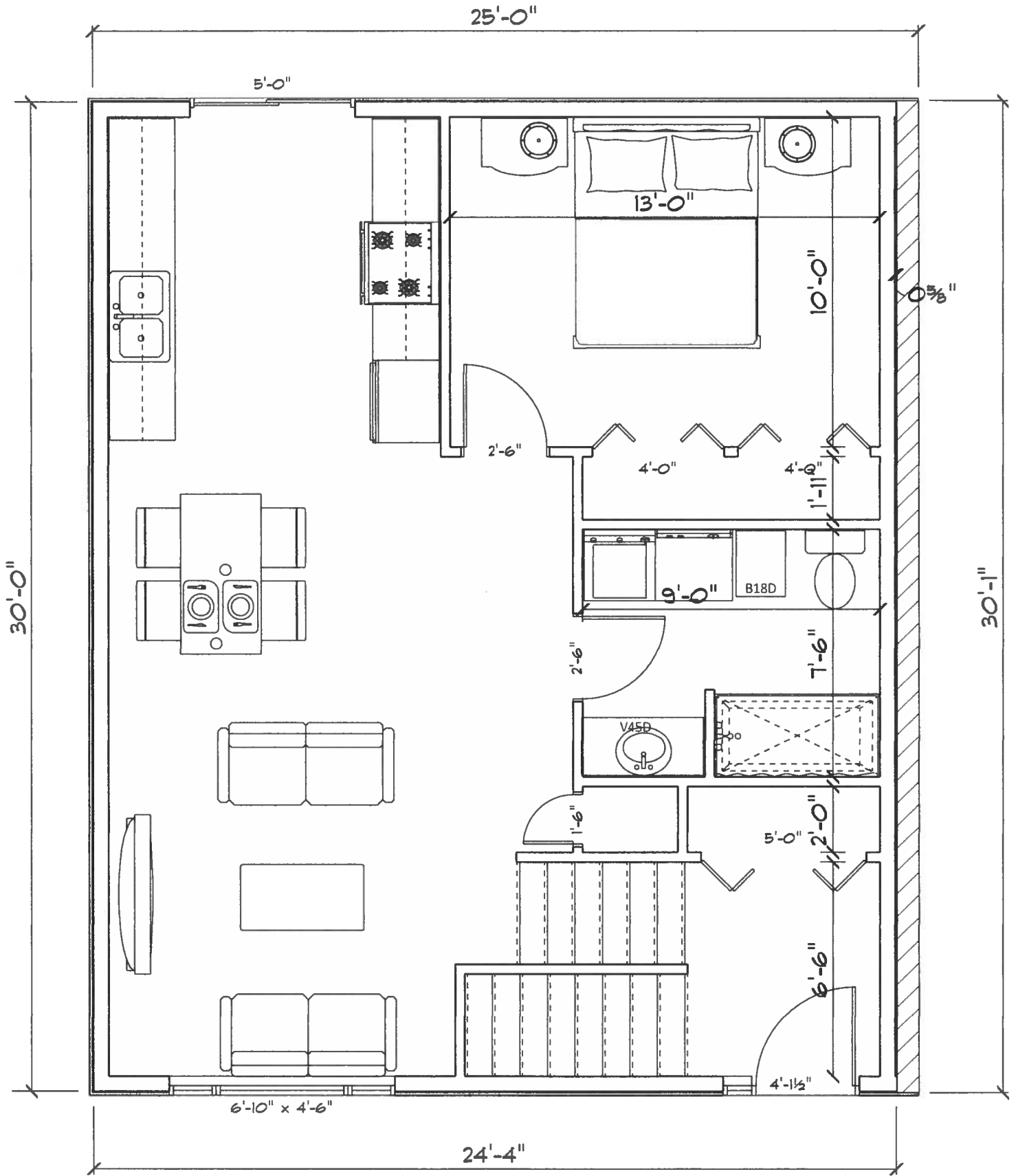

Signature of Applicant

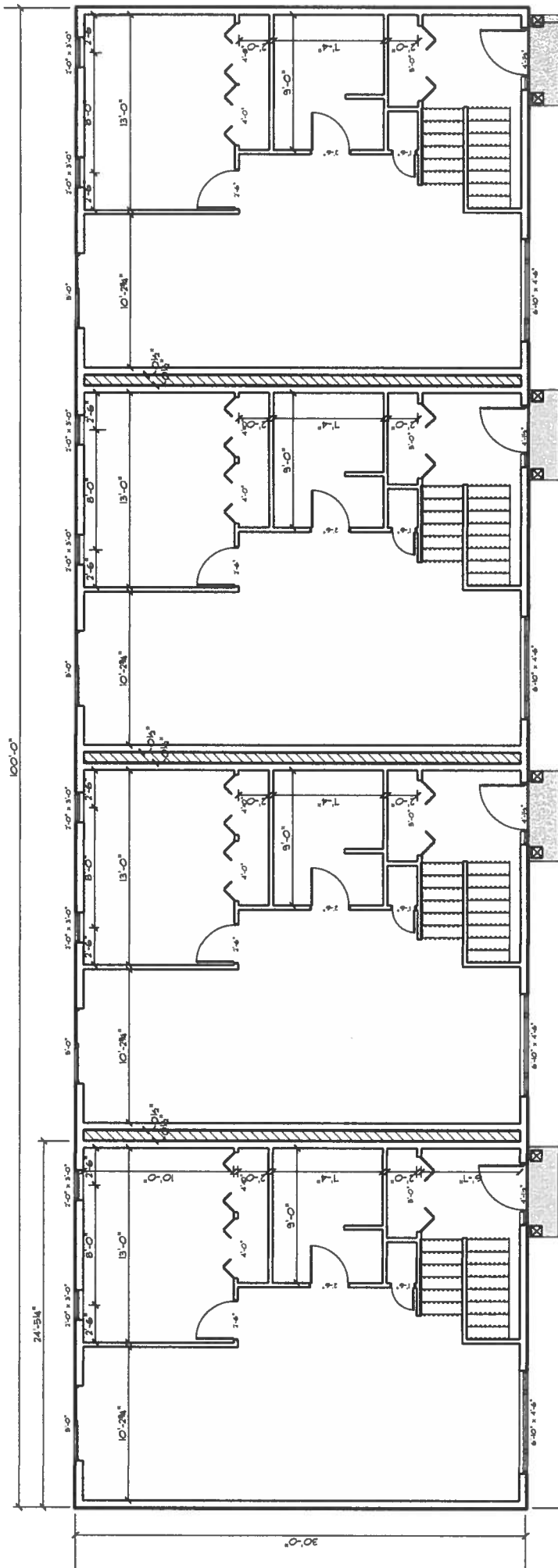

A Commissioner for Taking Affidavits

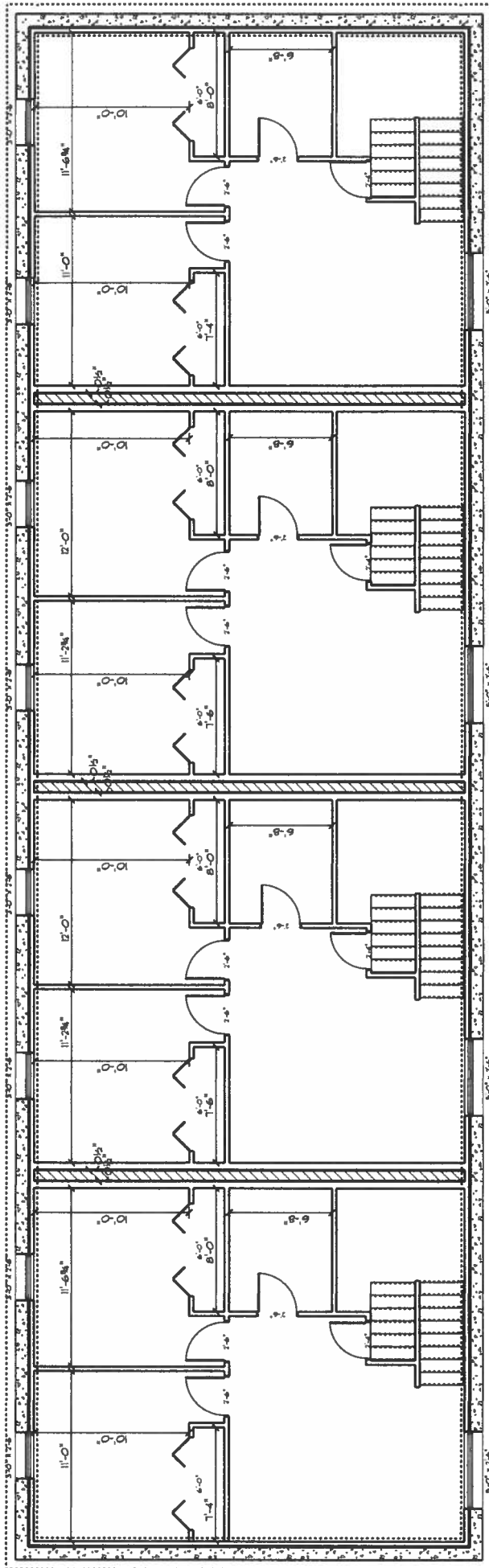
**Jennifer Lynn Pye, a Commissioner,
etc., Province of Ontario, for the
Corporation of the City of Temiskaming
Shores. Expires June 26, 2018.**













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 Town of New Liskeard Zoning By-law 2233:

File #: ZBA-2017-05(NL)
Owner: James Mcnamara
Agent: Ian Laferriere
Property: 258 Farah Avenue

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

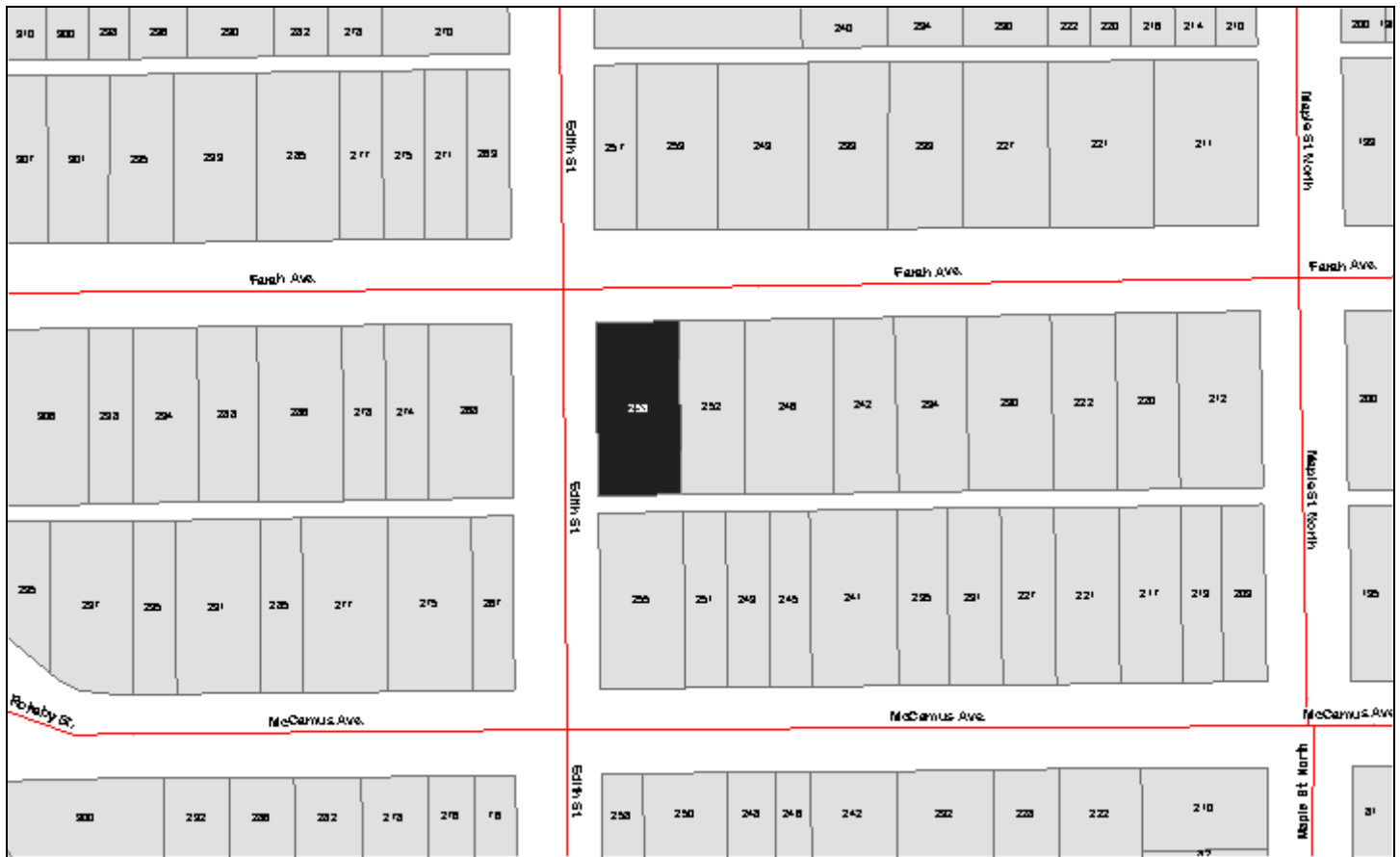
Date: Tuesday, July 11, 2017
Time: 6:00 p.m.
Place: Council Chambers at City Hall, 325 Farr Drive, Haileybury

The application proposes to rezone the subject land from Medium Density Residential (R3) to Medium Density Residential Exception (R3-E) to add a 4-unit townhouse as a permitted use on the property and to recognize the following considerations specific to the proposed development:

| | |
|---|---|
| Lot area (minimum) | 200m ² per dwelling unit |
| Lot frontage, 4-unit townhouse (minimum) | 20m |
| Building setback, rear, main building (minimum) | 2m |
| Dwelling unit area, 4-unit townhouse (minimum) | 50m ² for a one bedroom dwelling unit; plus 10m ² for each additional bedroom |
| Entrance setback (minimum) | 8.8m |

The proposed development includes 4 units divided vertically (side-by-side units), all facing Edith Street. The R3 zone currently permits up to 4 units per property, but does not permit the proposed configuration.

The property is designated Residential Neighbourhood in the City of Temiskaming Shores Official Plan and is zoned Medium Density Residential (R3) in the Town of New Liskeard Zoning By-law 2233.



For more information about this matter, including information about preserving your appeal rights, contact the undersigned.

Dated this 21st day of June, 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

July 6, 2017

Dear Jennifer Pye:

Please consider this as a letter of opposition to the proposed townhouse development in the Edith Street-Farah Avenue area.

This area enjoys not only the distinction of being one of the oldest areas of settlement in New Liskeard but it also currently enjoys a reputation of being one of the most stable and quiet neighbourhoods in our region. This current lifestyle would be jeopardized in rezoning the area from Medium Density Residential (R3) to Medium Density Residential Exception (R3-E) to allow the construction of a 4-unit townhouse.

Here are some of the reasons why this proposal is not in our community's interest:

- Parking concerns.
- Traffic congestion. This development will see a lot more traffic in what is now a quiet community.
- Privacy concerns. The townhouses will be tall enough for people to look into other residents' backyards.
- Virtually all residences in our neighbourhood now are owned by the occupants. These townhouse units will be rented and with it a transient population comes in with the very real potential of making these units the site of raucous parties, disregard for cleanliness and noise consideration.

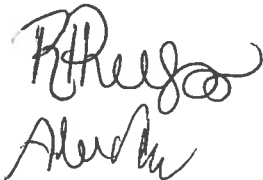
There are new subdivisions and other more vacant parcels of land for this type of housing than the proposed location.

Of course the City of Temiskaming Shores should grow and needs to grow but that expansion should not come at the expense of a successful core residential segment of our community. That's what this proposal would do.

Thank you for your time.

Respectfully submitted.

Adam Brock and Rebecca Phillips

Handwritten signatures of Adam Brock and Rebecca Phillips. The signature for Adam Brock is written above the signature for Rebecca Phillips.



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 Town of New Liskeard Zoning By-law 2233:

File #: ZBA-2017-05(NL)
Owner: James Mcnamara
Agent: Ian Laferriere
Property: 258 Farah Avenue

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

Date: Tuesday, July 11, 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 Medium Density Residential (R3) to Medium Density Residential Exception (R3-E) to add a 4-unit townhouse as a permitted use on the property and to recognize the following considerations specific to the proposed development:

| | |
|---|---|
| Lot area (minimum) | 200m ² per dwelling unit |
| Lot frontage, 4-unit townhouse (minimum) | 20m |
| Building setback, rear, main building (minimum) | 2m |
| Dwelling unit area, 4-unit townhouse (minimum) | 50m ² for a one bedroom dwelling unit; plus 10m ² for each additional bedroom |
| Entrance setback (minimum) | 8.8m |

The proposed development includes 4 units divided vertically (side-by-side units), all facing Edith Street. The R3 zone currently permits up to 4 units per property, but does not permit the proposed configuration.

The property is designated Residential Neighbourhood in the City of Temiskaming Shores Official Plan and is zoned Medium Density Residential (R3) in the Town of New Liskeard Zoning By-law 2233.

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.

I DONNA PELLETIER OWNER OF 268 FARAH AVE
AM OPPOSED TO THIS 4 UNIT TOWNHOUSE
BEING BUILT.
DK. Pelletier

June 24, 2017



City of Temiskaming Shores
P.O. Box 2050
Haileybury Ont.
POJ 1K0

Attn: Jennifer Pye

Subject: File # ZBA-2017-05(NL)
258 Farah Ave.
New Liskeard Ontario
POJ 1P0

To Whom It May Concern,

As per letter dated June 21, 2017, we would like to voice some concerns about the above proposal.

The area is a fairly quiet residential one.

A townhouse may bring added traffic and noise to the area, especially if it becomes a rental complex. It has the potential for ongoing landlord and tenant matters depending on the turnover of persons residing at the property.

Added traffic and the potential for noise may increase the amount of police activity in the area and add costs to the City budget.

There are concerns with the surrounding sewage capability and a potential decrease in water pressure.

Please take these matters into serious consideration.

We do not support this change in the neighbourhood.

Yours truly,

A handwritten signature in blue ink that reads "Terry Smerdon". The signature is written in a cursive style.

Terry Smerdon, Resident
Eileen Smerdon, Resident
257 Farah Ave. P.O. Box 1525
New Liskeard Ontario
POJ 1P0

Original letter mailed to the City of Temiskaming Shores.

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 Medium Density Residential (R3) to
Medium Density Residential Exception 18 (R3-E18) in the
Town of New Liskeard Zoning By-law 2233 258 Farah Avenue
(Plan M34NB Lots 50 and 51; Parcels 1384NND and 2059NND)
Roll No. 5418-010-005-092.00**

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-016-2017 at the August 8, 2017 Regular Council meeting 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 Medium Density Residential (R3) 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 Plan M34NB Lots 50 and 51; Parcels 1384NND and 2059NND, known locally as 258 Farah Avenue, as shown on Schedule "1" to this By-law, from the Medium Density Residential (R3) Zone to the Medium Density Residential Exception 18 (R3-E18) Zone.

2. Text Changes

- a) Section 12 is hereby amended by adding the following new subsection:

USES PERMITTED IN THE R3-E18 ZONE:

In addition to the uses permitted in the R3 zone, in the R3-E18 zone, a townhouse containing a maximum of 4 units will be a permitted use.

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 except in accordance with Section 7(2) and Section 3 of Zoning By-law 2233, unless otherwise provided herein:

- (a) LOT AREA (minima):
 - (i) townhouse containing a maximum of 4 units - 200 m² per dwelling unit
- (b) LOT FRONTAGE (minima):
 - (i) townhouse containing a maximum of 4 units - 20 m
- (c) BUILDING SETBACK, REAR (minima):
 - (i) townhouse containing a maximum of 4 units - 2 m
- (d) DWELLING UNIT AREA (minima):
 - (i) townhouse containing a maximum of 4 units - 50 m² for a one-bedroom dwelling unit plus 10m² for each additional bedroom
- (e) ENTRANCE SETBACK (minima): - 8.8 m

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.

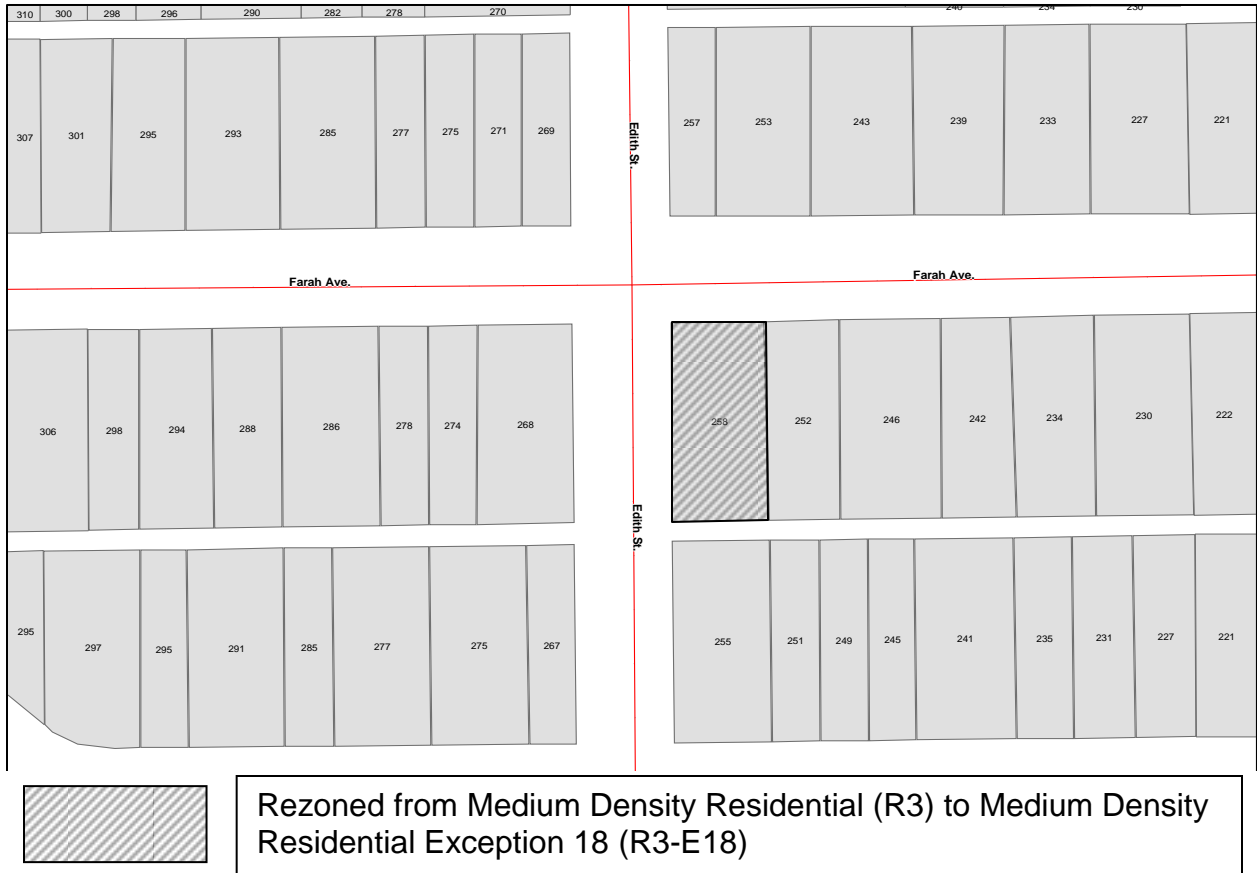
Read a first, second and third time and finally passed this 5th day of September, 2017.

Mayor – Carman Kidd

Clerk – David B. Treen

Schedule "1" to By-law 2017-000

City of Temiskaming Shores



Application to amend register

(under subsection 69(1) or section 75 of the *Land Titles Act*)

To: the Land Register for the Land Titles Division of the District of Timiskaming

The undersigned, having a legal interest in the land registered as:

Pt of Lot 9 Con 3, Dymond as in LT101369 except Pt 1 TER 115, Pt 3, 4, 5, 6 TER 245, Pt 7, 8 & 9 54R3676, Pt 1, 3, 4, 7 & 9 54R4826; Pt 4 54R5341; Pt 1 54R5341; Temiskaming Shores, District of Temiskaming;

Pcl 10742Sec SST; Pt Lot 9 Con 3 Dymond as in LT101510 except Pt 20 54R3676; Temiskaming Shores, District of Timiskaming;

Pt Lt 9 Con 3 Dymond as in LT101132 except LT101133, LT101510, LT111667, LT111961, LT116841, Pt 1 TER303, Pt 10 to 13 54R3676, Pt 1 54R4237, Pt 11 & 13 54R4826, Pt 1 54R5041; Pt 1 54R5182, Pt 1 54R5308, Pt 7 & 8 54R5341, Pt 13 54R3076; Temiskaming Shores, District of Timiskaming;

hereby applies under Section 75 of the *Land Titles Act (Ontario)* to have the register for the said parcel amended by:

deleting therefrom Instrument No. LT270758

The evidence in support of this application consists of:

A Certified True Copy of Council for the Corporation of the
City of Temiskaming Shores Resolution No. 2017-000 dated
August 8, 2017

The consent or release of every part enjoying a benefit under said Agreement has been obtained.

Dated this 8th day of August, 2017.

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

David B. Treen, Municipal Clerk
I have the authority to bind the Corporation

THE CITY OF TEMISKAMING SHORES JANUARY - JULY 2017 YEAR-TO-DATE CAPITAL FINANCIAL REPORT

Distribution List

Mayor and Council

Chris Oslund, City Manager

Tim Uttley, Fire Chief

Dave Treen, Municipal Clerk

Doug Walsh, Director of Public Works

Tammie Caldwell, Director of Leisure Services

Kelly Conlin, Director of Corporate Services (A)

Finance Department Contact:
Laura-Lee MacLeod, Treasurer

02-Aug-17

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- 2.0 Capital Summary
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 - 2.2 General Capital Revenues & Expenditures
 - 2.3 Waterfront Development Project
 - 2.5 Environmental Capital Revenues & Expenditures

SUMMARY - CAPITAL
Revenues and Expenditures
as at July 2017

| | 2017 YTD | | | % |
|-----------------------------|------------------|-----------------|-------------------|----------------|
| | Actual | Total Budget | Variance B/(W) | |
| CAPITAL | | | | |
| Revenues | | | | |
| Capital - General | 983.2 | 4,203.2 | (3,220.0) | -76.6% |
| Capital - Environmental | 3,063.7 | 8,721.0 | (5,657.3) | -64.9% |
| Total Revenues | 4,046.9 | 12,924.2 | (8,877.3) | -68.7% |
| Expenditures | | | | |
| Capital - General | 1,905.6 | 4,203.2 | 2,297.6 | 54.7% |
| Capital - Environmental | 4,357.5 | 8,721.0 | 4,363.5 | 50.0% |
| Total Expenditures | 6,263.1 | 12,924.2 | 6,661.1 | 51.5% |
| Net Position Capital | (2,216.2) | 0.0 | 2,216.2 | #DIV/0! |

2.0 Capital Summary

2.1 Analysis

The City of Temiskaming Shores 2017 Capital projects for both general and environmental is \$12,924.2K. The capital program is comprised of \$4,203.2K of general capital and \$8,721.0K of environmental capital.

The 2017 Capital project budget consists of 44 projects, 36 in general and 8 in environmental.

General Capital Projects:

20 projects have been completed, 14 are currently in progress and 2 projects have been cancelled.

The Dymond Hall Accessibility Project was added to the Capital Projects.

The remaining funds in the Golf Course Road project which was cancelled have been reallocated to the Dymond Hall Accessibility Project.

The Snow Blower Upgrades project has been cancelled and the funds reallocated to the Dymond Hall Accessibility Project.

Environmental Capital Projects:

2 projects have been completed and 6 projects are underway.

The Dixon Watermain Replacement Project was added to the Capital Projects.

**GENERAL CAPITAL
Revenues & Expenditures
as at July 2017**

| Department | Project | 2017 | | | % | G | Y | R |
|----------------------------|--|----------------|----------------|-------------------|------|---|---|---|
| | | Actual | Budget | Variance B/(W) | | | | |
| REVENUES: | Transfer from Operations | 0.0 | 715.2 | (715.2) | | | | |
| | Transfer from Reserves | 0.0 | 215.1 | (215.1) | | | | |
| | Financing - fleet | 0.0 | 773.0 | (773.0) | | | | |
| | Financing - transit | 617.0 | 712.0 | (95.0) | | | | |
| | Partnership - Keith Subdivision | 0.0 | 57.2 | (57.2) | | | | |
| | Federal Gas Tax | 0.0 | 713.1 | (713.1) | | | | |
| | Provincial Transit Funding | 0.0 | 258.0 | (258.0) | | | | |
| | OMCIP Funding (STATO Trail) | 0.0 | 162.5 | (162.5) | | | | |
| | STATO Partnership (STATO Trail) | 0.0 | 63.0 | (63.0) | | | | |
| | Dymond Firemen's Park Funding | 0.0 | 27.9 | (27.9) | | | | |
| | BIA Partnership - Downtown Infrastructure | 0.0 | 12.0 | (12.0) | | | | |
| | ARTEM Partnership - Downtown Infrastructure | 49.5 | 48.5 | 1.0 | | | | |
| | Provincial Funding - Downtown Infrastructure | 33.7 | 59.5 | (25.8) | | | | |
| | Canada 150 Funding - NL Library | 0.0 | 57.4 | (57.4) | | | | |
| | Enabling Accessibility | 50.0 | 0.0 | 50.0 | | | | |
| | Waterfront Development Funding (P&F) | 233.0 | 328.8 | (95.8) | | | | |
| Total Revenues | | 983.2 | 4,203.2 | (3,220.0) | | | | |
| EXPENDITURES: | | | | | | | | |
| Corporate Services: | Computer Hardware - Plotter | 12.0 | 12.0 | 0.0 | 100% | x | | |
| | Municipal Drain - Peter's Road | 0.0 | 26.0 | 26.0 | | x | | |
| | Vadim ERP | 65.5 | 100.0 | 34.5 | 50% | x | | |
| Property Mtnc: | Dymond Hall Accessibility Project | 3.4 | 50.0 | 46.6 | 25% | x | | |
| | PFC Mechanical Room Engineering | 7.4 | 40.0 | 32.6 | 65% | x | | |
| | View Street Complex Upgrades | 2.9 | 10.0 | 7.1 | 100% | x | | |
| | NL Library Building Improvements | 7.7 | 115.3 | 107.6 | 25% | x | | |
| | Hlby Marina Breakwall Upgrades | 20.3 | 25.0 | 4.7 | 100% | x | | |
| | Downtown NL Infrastructure Upgrades | 73.7 | 120.0 | 46.3 | 75% | x | | |
| | NL Cemetery Vault Upgrades | 0.0 | 6.5 | 6.5 | | | | |
| Public Works: | 2017 Roads Program | 273.6 | 854.6 | 581.0 | 90% | x | | |
| | Golf Course Road Bridge Repairs | 0.0 | 0.0 | 0.0 | | | | x |
| | MR Compliance Software | 7.2 | 11.5 | 4.3 | 100% | x | | |
| | Reflectometer | 16.0 | 16.0 | 0.0 | 100% | x | | |
| | Intersection Control Cameras (2) | 0.0 | 50.0 | 50.0 | 100% | x | | |
| | NL Landfill Site Expansion | 17.1 | 100.0 | 82.9 | 10% | x | | |
| Transit: | Transit Buses (2) | 869.7 | 970.0 | 100.3 | 100% | x | | |
| Fleet: | Plow Trucks (2) | 0.0 | 550.0 | 550.0 | 75% | x | | |
| | 3/4 Ton Regular Cab Pick-up | 32.9 | 40.0 | 7.1 | 100% | x | | |
| | 1/2 Ton Regular Cab Pick-up | 29.0 | 32.0 | 3.0 | 100% | x | | |
| | 1/2 Ton Crew Cab Pick-up with Cap | 36.4 | 35.0 | -1.4 | 100% | x | | |
| | Pumper Tanker (2018 Delivery) | 0.0 | 0.0 | 0.0 | | | x | |
| | 1/2 Ton Regular Cab Pick-up with Cap | 39.6 | 45.0 | 5.4 | 100% | x | | |
| | 1/2 Ton Crew Cab Pick-up with Tonneau Cover | 39.9 | 40.0 | 0.1 | 100% | x | | |
| | SUV Lease Buyouts | 30.6 | 31.0 | 0.4 | 100% | x | | |
| | Snow Blower Upgrades | 0.0 | 0.0 | 0.0 | | | | x |
| Recreation: | PFC Floor Replacement | 0.0 | 20.0 | 20.0 | 100% | x | | |
| | Squash Court #2 Floor | 0.0 | 12.0 | 12.0 | 100% | x | | |
| | STATO Trail | 0.0 | 392.2 | 392.2 | 75% | x | | |
| | Dymond Firemen's Park | 12.8 | 55.8 | 43.0 | 50% | x | | |
| | NL Arena Compressor Room Electrical | 29.9 | 33.0 | 3.1 | 100% | x | | |
| | NL Arena Spectator Heating | 0.0 | 10.0 | 10.0 | 100% | x | | |
| | NL Arena Floor Machine | 0.0 | 7.5 | 7.5 | 100% | x | | |
| | Bucke Park Chalet Windows & Doors | 18.5 | 20.0 | 1.5 | 100% | x | | |
| | Bucke Park Playground Equipment | 7.5 | 7.5 | 0.0 | 100% | x | | |
| | Waterfront Development | 252.0 | 365.3 | 113.3 | | x | | |
| Total Expenditures | | 1,905.6 | 4,203.2 | 2,297.6 | | | | |

2.3

WATERFRONT DEVELOPMENT PROJECT
as at July 2017

| Project | Total Budget | 2016 Actual | 2017 | | Variance B/(W) | % | | | |
|--|----------------|--------------|--------------|--------------|----------------|-----|---|---|---|
| | | | YTD Actual | Budget | | | G | Y | R |
| Waterfront Stabilization & Beautification | 737.4 | 672.1 | 65.4 | 65.3 | -0.1 | 90% | X | | |
| Boardwalk Demolition, Replacement & Lighting | 371.1 | 371.1 | | 0.0 | 0.0 | | | | |
| Accessible Landscaping | 254.3 | 254.3 | | 0.0 | 0.0 | | | | |
| Farmer's Market | 300.0 | 0.0 | 186.6 | 300.0 | 113.4 | 75% | X | | |
| Spurline Building Renovations | 35.1 | 35.1 | | 0.0 | 0.0 | | | | |
| Bucke Park Water and Septic Upgrades | 90.6 | 90.6 | | 0.0 | 0.0 | | | | |
| Professional Services (Engineering) | 74.7 | 74.7 | | 0.0 | 0.0 | | | | |
| Marina Refurbishment and Electrical Upgrades | 358.8 | 358.8 | | 0.0 | 0.0 | | | | |
| 2,222.0 | 1,856.7 | 252.0 | 365.3 | 113.3 | | | | | |

2.4

ENVIRONMENTAL CAPITAL
Revenues & Expenditures
as at July 2017
(\$K)

| | 2017 | | | % | G Y R | | |
|--|----------------|----------------|-------------------|--------|-------|--|--|
| | Actual | Budget | Variance B/(W) | | | | |
| REVENUES: | | | | | | | |
| Transfer from Operations | 0.0 | 248.3 | (248.3) | | | | |
| Financing - North Cobalt Water Stabilization | 274.3 | 266.7 | 7.6 | | | | |
| Financing - TS Infrastructure (Gray Rd) | 1,167.1 | 3,642.1 | (2,475.0) | | | | |
| Financing - NL WTP Upgrades | 0.0 | 549.0 | (549.0) | | | | |
| Financing - Hlby WTP MCC Replacement | 0.0 | 300.0 | (300.0) | | | | |
| Funding - North Cobalt Water Stabilization | 0.0 | 258.3 | (258.3) | | | | |
| Funding - TS Infrastructure (Gray Rd) | 1,622.3 | 2,957.9 | (1,335.6) | | | | |
| Funding - NL WTP Upgrades | 0.0 | 498.7 | (498.7) | | | | |
| Total Revenues | 3,063.7 | 8,721.0 | (5,409.0) | | | | |
| EXPENDITURES: | | | | | | | |
| TS Infrastructure Upgrades (Gray Rd) | 3,831.4 | 6,600.0 | 2,768.6 | 75.0% | x | | |
| NL Lagoon Blower Upgrades | 39.7 | 95.0 | 55.3 | 90.0% | x | | |
| Hlby WTP MCC Replacement | 0.0 | 300.0 | 300.0 | 90.0% | x | | |
| NL WTP Upgrades | 0.0 | 1,065.0 | 1,065.0 | 25.0% | x | | |
| North Cobalt Water Stabilization | 413.5 | 525.0 | 111.5 | 90.0% | x | | |
| Albert Street Engineering | 21.2 | 75.0 | 53.8 | 50.0% | x | | |
| Plotter | 6.0 | 6.0 | 0.0 | 100.0% | x | | |
| Dixon Street Watermain Replacement | 45.7 | 55.0 | 9.3 | 100.0% | x | | |
| Total Expenditures | 4,357.5 | 8,721.0 | 4,354.2 | | | | |

Subject: 2016 Annual Fire Department Report

Report No.: PPP-005-2017

Agenda Date: August 8, 2017

Attachments

Appendix 01 – 2016 Annual Report

Recommendations

It is recommended:

1. That Council for the City of Temiskaming Shores acknowledges receipt of Administrative Report No. PPP-005-2017, more specifically Appendix 01 - 2016 Annual Report for the Temiskaming Shores Fire Department for information purposes.

Background

By-law No. 2005-001 as amended, being a by-law to establish, govern and regulate the Temiskaming Shores Fire Department not only continues to provide direction and guidance with the development of a strong coordinated response to all requests for assistance from the residents of Temiskaming Shores, but also requires the Fire Chief to prepare and present the Annual Report for the Fire Department to Council.

Analysis

The annual report being presented to Mayor and Council not only highlights the emergency responses that the Department responded to in 2016, but will also provide Council with a snapshot of the activities of the Department over a ten year period.

In 2016 the Temiskaming Shores Fire Department responded to 103 emergency calls for assistance which represents approximately 25% decrease in the number of calls from 2015. The majority of these responses included fire related type emergencies, fire alarm and carbon monoxide alarm activations. Also included is information that will show comparisons to the emergency responses with regard to dollar loss incidents. Of the 103 emergency responses identified, approximately 53% of the responses were to residential occupancies which indicate that we need to continue to target prevention and educational activities towards these types of occupancies.

Other than three large loss fires over the past ten years, dollar loss estimates have remained fairly consistent, with 2016 being the lowest year for fire related losses. This is a solid re-enforcement that the programs and initiatives such as fire prevention, public education, pre-fire planning, and training can and do lessen the effects of natural and man-made disasters, because they prevent some fires and limit the damage that fire and other emergencies can cause.

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

Financial support from Municipal Council and the budget process continues to recognize the true value of the service being delivered. The volunteer and full-time fire department staff in the City of Temiskaming Shores continues to be a tremendous asset to the residents of the City.

Firefighter health and safety, training, Firefighter PPE, fire stations, and vehicle replacement will continue to be the main concerns and issues for the 2017 and future year's budgets.

Existing staffing levels of Volunteer Firefighters remain constant and sufficient; however routine assessment of the available volunteer compliment is undertaken to help ensure adequate response capabilities.

Alternatives

No alternatives were considered in the preparation of the report.

Submission

Prepared by:

Reviewed and submitted for
Council's consideration by:

"Original signed by"

"Original signed by"

Timothy H. Uttley
Fire Chief

Christopher W. Oslund
City Manager

TEMISKAMING SHORES FIRE DEPARTMENT ANNUAL REPORT 2016



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FIRE CHIEF'S MESSAGE

To Mayor Carman Kidd and Members of Council:

On behalf of all the men and women of the Temiskaming Shores Fire Department, I am pleased to submit our annual report for 2016.

The report offers an insight into the efforts and achievements that the department has accomplished in the past year. The report also allows its readers to gain an understanding of the services we offer to our citizens.

I am extremely proud of the 69 men and women who comprise our department. They are a highly dedicated, efficient, and skilled group of individuals who work in five divisions to form our team. They consistently strive to offer a service that our City can be very proud of.

In 2016 the Temiskaming Shores Fire Department responded to 103 calls for service, down from 139 responses in 2015. Calls for services included assistance responses from other stations, mutual aid responses, and responses to the Township of Harris. Fire losses for the City of Temiskaming Shores in 2016 totaled \$128,650 and there were no fire related injuries or fire deaths.

One of the main focus areas of the department is the delivery of fire and life safety education to our citizens. Our fire prevention staff continues to be an integral part of the fire department's team, working to ensure all buildings are safe for owners, tenants, and neighbours by conducting fire safety inspections for code compliance, educating businesses, homeowners, and other groups on fire safety matters. Targeted public fire safety education has been designed to increase knowledge and to help develop or change the attitudes and behaviours of all residents regarding fire safety. We will continue to focus on innovative ways to prevent fires and educate the public to better prepare themselves and their families when disaster strikes.

Training is the backbone of any fire department. Through the efforts and commitment of everyone involved in the training program, our department continues to produce a well-prepared force. The department's training program helps to ensure that our members are trained and competency is maintained to effectively, efficiently, and safely execute all responsibilities consistent with the department's mandate. I take great pride in the dedication and commitment of all our firefighters to the training program.

The Fire Department remains very active, efficient, and effective. This is possible because of the tremendous support we receive from Mayor and Council, THE City Manager, the cooperation we receive from other city departments, and other governmental agencies. Our strength as a fire department is the men and women who serve the citizens of the City of Temiskaming Shores with pride and dedication.

In closing, I am honoured to serve as Fire Chief for the City of Temiskaming Shores and blessed to be able to serve in this capacity and lead such a dedicated organization.

"Proudly Serving Our Community"

Sincerely,



Timothy H. Uttley, CEMC
Fire Chief



THE TEMISKAMING SHORES FIRE DEPARTMENT'S PRIMARY RESPONSIBILITIES INCLUDE:

- Ensuring the protection of property and the safety and well-being of the citizens of Temiskaming Shores.
- Providing comprehensive fire, life safety and rescue services.
- Providing public education and safety information in fire prevention and related matters.
- Fulfilling all legislative responsibilities governing the operation of the Fire Department as required under the Fire Protection and Prevention Act, the City of Temiskaming Shores Establishing and Regulating By-law, and any other applicable Acts and By-laws.

DISTRIBUTION OF PERSONNEL

ADMINISTRATION

| | |
|--|-----------|
| <u>Fire Chief/CEMC (full-time)</u> | <u>01</u> |
| <u>Fire Prevention Officer (full-time)</u> | <u>01</u> |
| <u>Training Officer (full-time)</u> | <u>01</u> |

STATION ONE (Haileybury)

| | |
|------------------------------|-----------|
| <u>District Chief</u> | <u>01</u> |
| <u>Deputy District Chief</u> | <u>01</u> |
| <u>Captains</u> | <u>05</u> |
| <u>Firefighters</u> | <u>16</u> |

STATION TWO (New Liskeard)

| | |
|------------------------------|-----------|
| <u>District Chief</u> | <u>01</u> |
| <u>Deputy District Chief</u> | <u>01</u> |
| <u>Captains</u> | <u>05</u> |
| <u>Firefighters</u> | <u>16</u> |

STATION THREE (Dymond)

| | |
|------------------------------|-----------|
| <u>District Chief</u> | <u>01</u> |
| <u>Deputy District Chief</u> | <u>01</u> |
| <u>Captains</u> | <u>04</u> |
| <u>Firefighters</u> | <u>16</u> |



FIREFIGHTER'S APPRECIATION DINNER & AWARDS BANQUET



2016 Fire Department Awards Banquet – Kitty Miller, Fire Department Padre

2016 SERVICE AWARD RECIPIENTS

| | |
|-----------------------------|----------------------------|
| 5 YEAR RECIPIENTS | 20 YEAR RECIPIENTS |
| Firefighter Jason Boyce | Captain Kevin Hallworth |
| 10 YEAR RECIPIENTS | 25 YEAR RECIPIENTS |
| Captain Gregory Miller | Captain Michael Tinney |
| Firefighter Wayne Knight | |
| 15 YEAR RECIPIENTS | 30 YEAR RECIPIENTS |
| Captain Darcy Brazeau | Firefighter Rheal Laforest |
| Firefighter Darrell Phaneuf | |
| | 35 YEAR RECIPIENTS |
| | Firefighter Larry Elliott |

MEDAL/BAR AWARD RECIPIENTS



Firefighter Larry Elliott - 35 Year Service Bar



Captain Michael Tinney - 25 Year Long Service Medal



Captain Kevin Hallworth - Exemplary Service/20 Year Medal

2016 NEW RECRUITS

Angela Labonte
Thomas Tinney
Christopher Lauzon
Jonathan Langford
Pascal Julien
Philippe Rivard

2016 RETIREMENTS

Nick Little (April 2005 – February 2016)
Dave Morris (March 2010 – February 2016)
Brandon Belanger – (May 2012 – July 2016)
Nathan Winter (April 2012 – February 2016)
Eric Cummings – (June 2014 – July 2016)

2016 PROMOTIONS

Ronald Quenneville, Captain



FIRE STATIONS AND APPARATUS DEPLOYMENT

Fire Station 1 – 468 Georgina Ave.

| | |
|-----------------|--------------------|
| Unit 1 – Pumper | 2000 GMC |
| Unit 2 – Pumper | 1989 Ford |
| Unit 3 – Rescue | 2017 International |
| Unit 4 – Tanker | 2001 International |

Fire Station 2 – 28 Wellington Street

| | |
|------------------------|-------------------|
| Unit 6 – Pumper | 2003 Freightliner |
| Unit 7 – Pumper/Tanker | 2012 Freightliner |
| Unit 8 – Rescue | 1994 GMC |

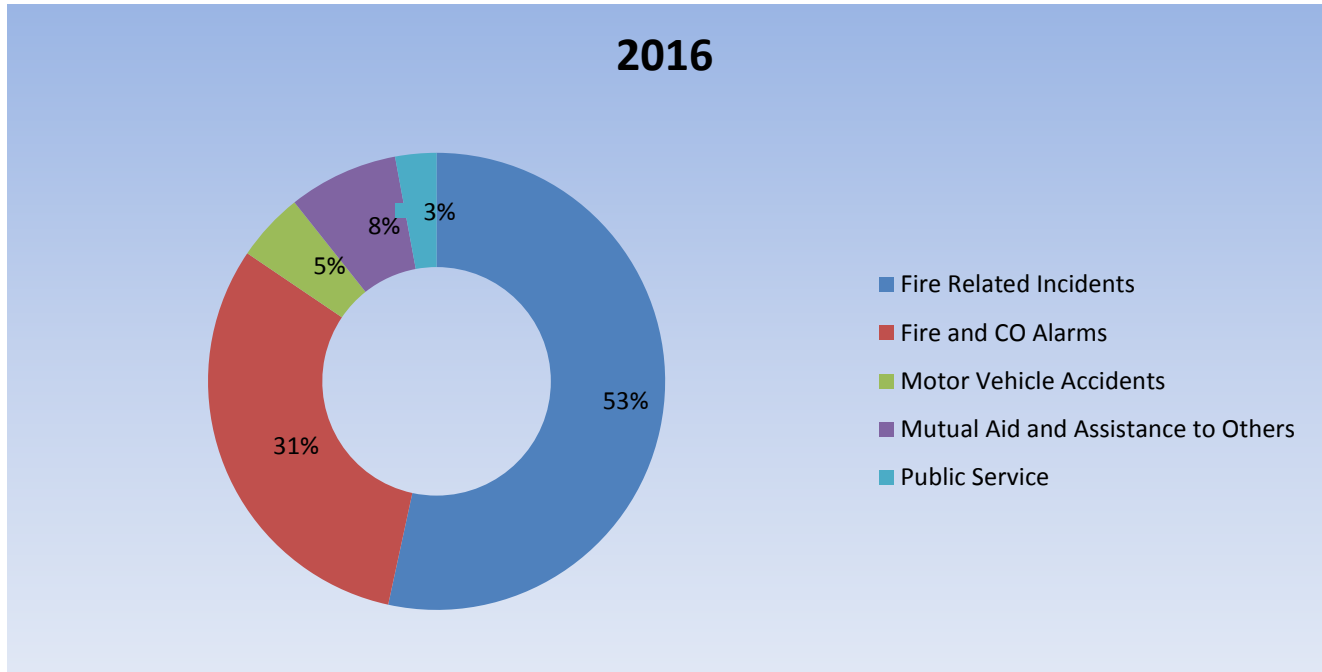
Fire Station 3 – 181 Drive-In Theatre Road

| | |
|-------------------------|--------------------|
| Unit 9 – Rescue | 2008 GMC |
| Unit 10 – Pumper | 2015 International |
| Unit 11 – Pumper/Tanker | 2003 International |

Administration – 181 Drive-In Theatre Road

| | |
|---------------------------|-----------|
| Unit 13 – Fire Chief | 2017 Chev |
| Unit 14 – Fire Prevention | 2017 Chev |

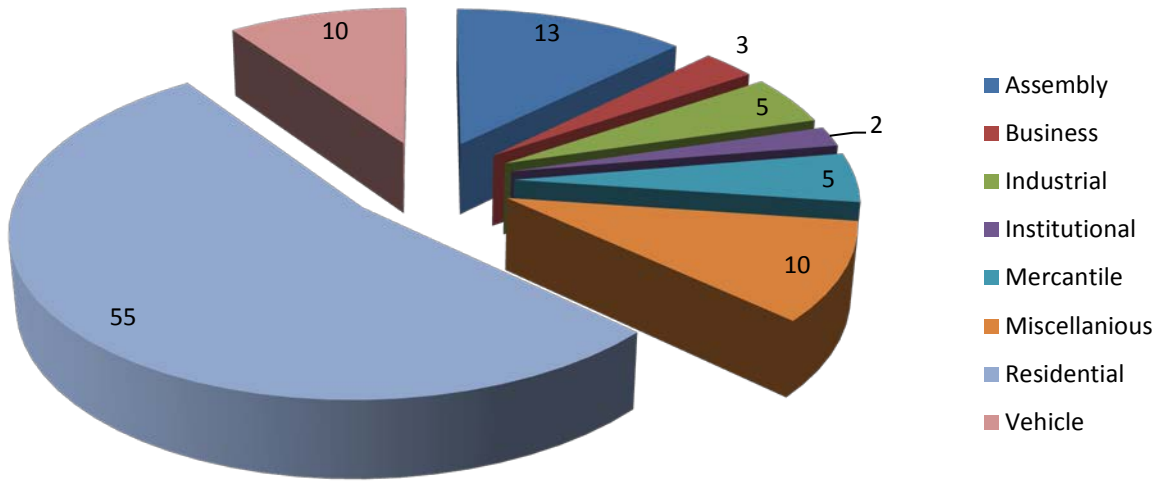
2016 TYPE OF INCIDENT RESPONSES



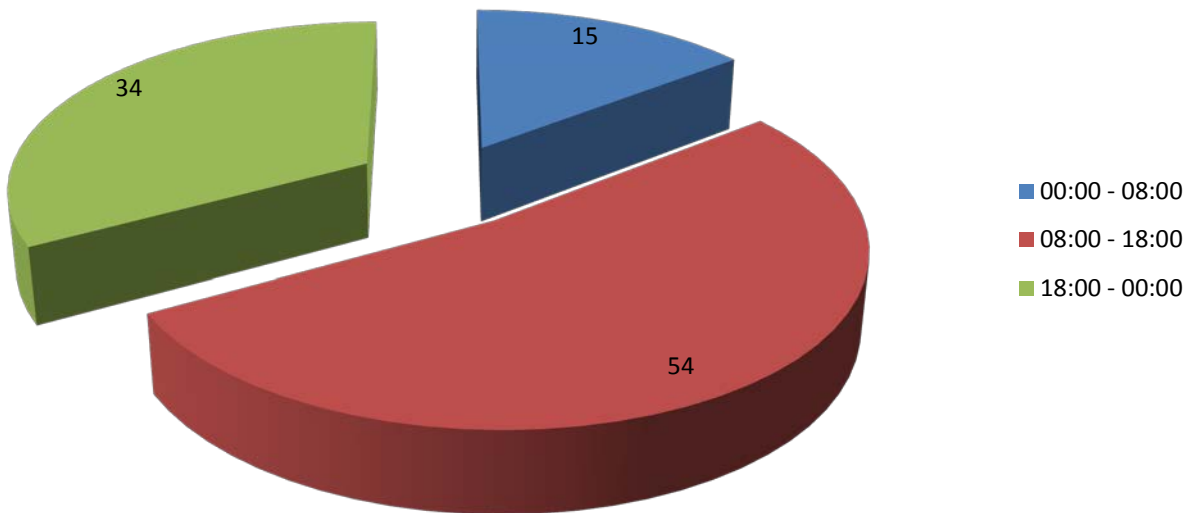
| Response Type | # of Incidents | % of Total |
|--|----------------|------------|
| Fire | 6 | 5.83 |
| No loss outdoor fire | 6 | 5.83 |
| Overheat (no fire) | 2 | 1.94 |
| Pot on stove (no fire) | 2 | 1.94 |
| Open air burning (unauthorized controlled burning) | 3 | 2.91 |
| Other Cooking/toasting/smoke/steam (no fire) | 4 | 3.88 |
| Other pre fire conditions (no fire) | 5 | 4.85 |
| Alarm system equipment - malfunction | 7 | 6.80 |
| Alarm system equipment – accidental activation | 3 | 2.91 |
| Human – Malicious intent, prank | 2 | 1.94 |
| Human – perceived emergency | 15 | 14.56 |

| | | |
|---|-------------------|------|
| Human – accidental (alarm accidentally activated by person) | 1 | 0.97 |
| Authorized controlled burning - complaint | 3 | 2.91 |
| CO Incident, CO present | 3 | 2.91 |
| CO false alarm – perceived emergency (no CO present) | 3 | 2.91 |
| CO false alarm – equipment malfunction (no CO present) | 8 | 7.77 |
| Other false fire call | 5 | 4.85 |
| Gas leak – natural gas | 3 | 2.91 |
| Spill – Gasoline or fuel | 2 | 1.94 |
| Ruptured Water – Steam pipe | 1 | 0.97 |
| Power lines down, arcing | 1 | 0.97 |
| Bomb, explosive removal, standby | 2 | 1.94 |
| Vehicle Extrication | 4 | 3.88 |
| Vehicle Collision | 1 | 0.97 |
| Persons Trapped in Elevator | 1 | 0.97 |
| Water Rescue | 1 | 0.97 |
| Assisting other FD: mutual aid | 3 | 2.91 |
| Assistance to Police | 1 | 0.97 |
| Assistance to Other Agencies | 4 | 3.88 |
| Call Cancelled on Route | 1 | 0.97 |
| Total No. of Responses | 103 | |
| Estimated Total \$ Loss (Temiskaming Shores) | \$ 128,650 | |
| Estimated Total \$ Saved | \$ 836,500 | |
| Total Staff Hours Worked | 1,199 | |

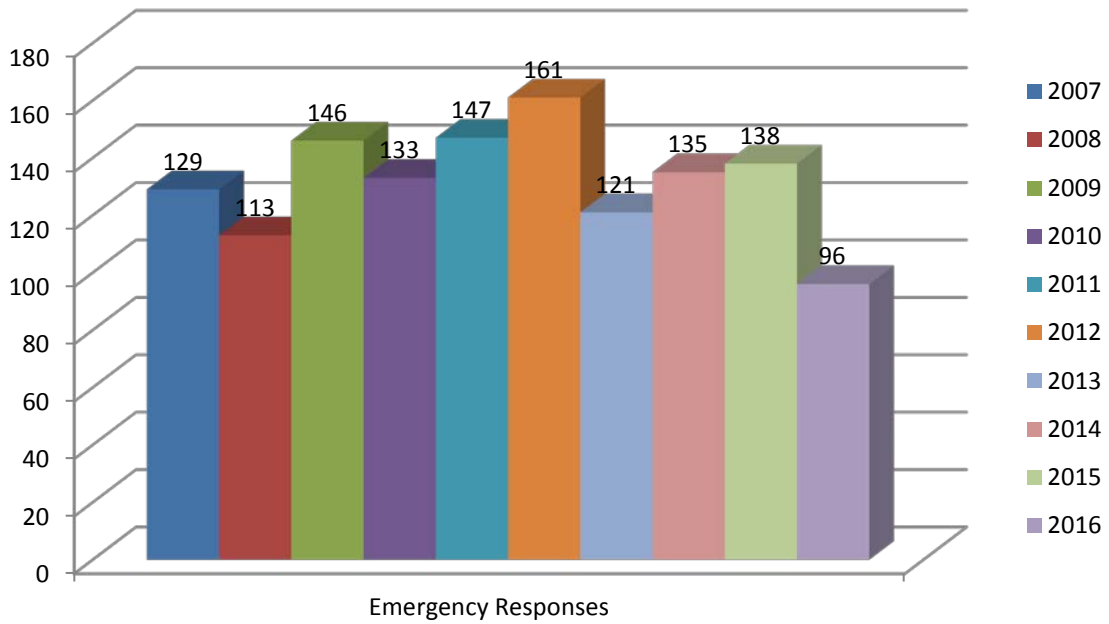
EMERGENCY RESPONSES BY OCCUPANCY



INCIDENTS BY TIME OF DAY

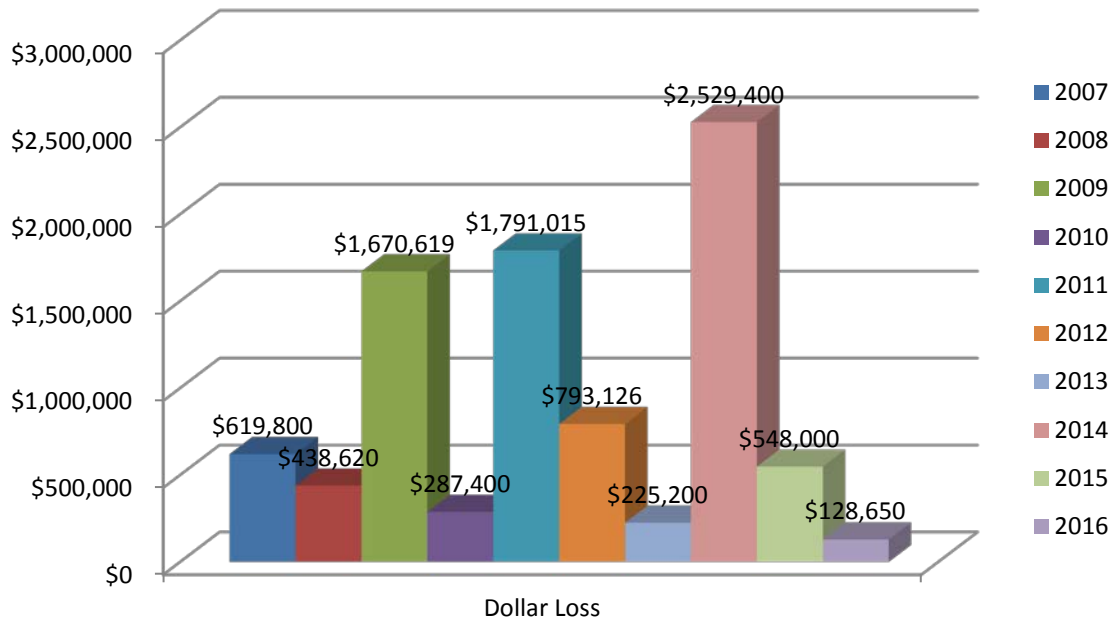


EMERGENCY RESPONSE CALLS 2007 - 2016¹



¹Temiskaming Shores Only

DOLLAR LOSS 2007 - 2016¹



¹Temiskaming Shores only, includes vehicle fires.

January 8, 2016 – Structure Fire, Browning Street



July 1, 2016 – MVC, Clover Valley Road



November 8, 2016 – Garage Fire, Market Street



December 19, 2016 – Structure Fire, Waugh's Hill Road (Harris)



August 9, 2016 – Grass Fire, West Road/Highway 11



No “butts” about it, tossed cigarettes cause fires!

It's enough to make your blood boil - the sight of someone throwing a cigarette butt out of a vehicle window.

Many smokers have a nasty practice of flinging ashes and lit cigarettes out the window when driving, or emptying their car ashtray onto the road when stopped. And every year the Temiskaming Shores Fire Department is called to roadside fires believed to be caused by discarded butts.

What's the harm of these inconsiderate acts?

First off, it's illegal. This is a “litter highway” offence under section 180 of the Highway Traffic Act. If a fire results, criminal charges can apply. As for flicking ashes and butts, what goes out one window often comes in through another — and when what's incoming is incendiary in nature, that's not only rude, it can be downright dangerous for others. Lightweight ashes, in particular, hang in the air and drift into following vehicles, forcing others to close their windows to avoid someone's airborne garbage.

As a result of these types of responses, the fire department hopes to implement a future awareness campaign to reduce the hazards associated with discarded butts. One of the main messages of the campaign will be to remind smokers that if you smoke in your vehicle, extinguish your cigarette butts in the vehicle ashtray. Never throw lit cigarette butts out the car window, which is known to cause fires.

TRAINING DIVISION



Our Firefighters often face potentially life threatening conditions and must be able to safely, quickly, and effectively react to those situations. The safety of our Firefighters, and our citizens who rely on them, largely depends on the quality of training and instruction they receive.

The City is fortunate to have a full-time Training Officer for the fire department. The inclusion of a full-time Training Officer into the fire department team has greatly assisted the department by providing support to our Volunteer Firefighters, ensuring that Firefighters receive the best value and quality training for the time they give up to participate in the training program.

Providing high quality training and instruction geared to current standards and legislative requirements is critical for our Firefighters to be able to meet the mission and goals set out to them while carrying out their responsibilities effectively and safely.



2016 TRAINING/MEETING

133 total sessions
3,372 total staff hours

FIRE PREVENTION DIVISION

- Enforcement of the Ontario Fire Code
- Enforcement of the Fire Protection and Prevention Act
- Fire Investigations
- Fire Safety Educational Programs
- School Fire Safety Education
- Retrofit Inspections
- Complaint and Request Inspections
- Open Air Burning Inspections and Approvals
- Investigation and Resolution of Inquiries and Complaints
- Fire Safety Plan Review and Approval
- Enforcement of Fire-related Municipal By-laws
- Inspection of Specialized Occupancies
- Inspections Related to Licensing and Premises for Liquor Licenses
- Development and Review of Risk Assessments

In accordance with the Fire Protection and Prevention Act, 1997, Municipalities are responsible for the provision of fire protection services within their areas of jurisdiction. Provisions for public fire safety education and certain components of fire prevention are included as part of municipal responsibility for fire protection.

Fire protection can be organized based on 3 lines of defence:

1. Public Education and Prevention

Educating residents as a means for them to fulfill their responsibilities for their own fire safety is the best way to reduce the incidence of fire. Residents must be educated to take responsibility for their own fire safety and to take the steps necessary to prevent fires. For example, individuals are responsible for the safe use of candles, heating devices, cooking materials and procedures, smoking materials, etc.

2. Fire safety standards and code enforcement:

By ensuring that buildings have the required fire protection systems, safety features, etc., fire damage and casualties will be reduced. When it becomes obvious that voluntary compliance with recognized best practice is not taking place, legislation has been enacted to require compliance (e.g. the installation of smoke alarms and the granted authority to penalize those who will not comply).

3. Emergency response (suppression):

Emergency response is the failsafe aspect for those times when fire does occur. Destructive fire cannot be eliminated totally - there will continue to be fires, whether accidental, deliberate or natural. In those cases, services must be available to respond and lessen the impact.

The Temiskaming Shores Fire Department remains committed to meeting the needs of our community by addressing the issues that affect fire safety, through effective utilization of available resources, and by ensuring the municipality continues to meet its legislative obligations.



FIRE PREVENTION – MEETING OUR MANDATE

In 2016 the fire prevention division was again successful in meeting the mandate of the fire department and the demands of the community. The division was able to deliver an effective and efficient level of service throughout the city.

The ever expanding role of the fire prevention division includes fire prevention, public education and fire investigation services. These initiatives are accomplished by enforcement of various codes and legislation, performing routine fire safety and compliant inspections, dealing with mandated code compliance issues, enforcing municipal by-laws, issuing and approval of various permits, and the review of various construction plans.

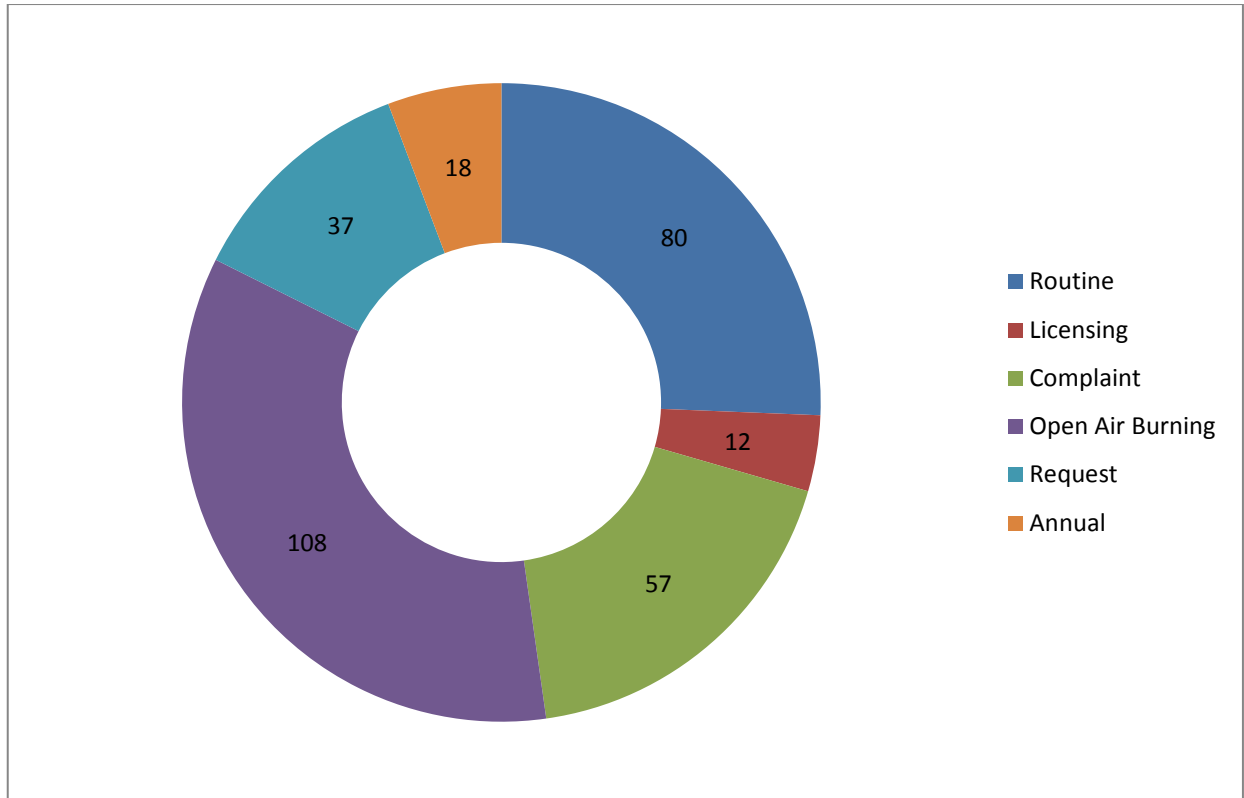
On a regular basis, the fire prevention division is also responsible to assist with conducting fire investigation, general inspections, retrofit inspections, inspections for licensing, the review of fire safety plans, public education and the investigation of complaints. Many other inspections are conducted at the request of law firms, mortgage companies, day care centres, lodging homes and those needing liquor licenses.

Our fire prevention officer is committed to educate owners of their responsibilities under the Ontario Fire Code. Every effort is made to help and assist owners gain compliance. There are times however, when owners refuse or fail to comply. In these instances, staff may issue provincial offence tickets or pursue matters in Provincial Offences Court.

Fire safety planning is also an important function of the fire prevention division. Fire Safety Plans provide instructions and procedures for dealing with the various aspects of fire safety relating to a specific building or property. When designed and implemented correctly, they can significantly reduce the incidents and impact of fire to improve fire safety in their facility. With this in mind, our fire prevention officer assists owners with this responsibility.

In an effort to help ensure that the minimum standard of fire and life safety is maintained throughout the City of Temiskaming Shores, the fire prevention division conducted approximately 312 inspections of numerous types of building occupancies including assembly, institutional, residential, business, mercantile, and Industrial to help make certain that building owners were complying with the requirements of the Ontario Fire Code. Routine Fire Code inspections of restaurants, schools, group homes, public halls were also completed.

2016 INSPECTIONS BY REASON



CODE ENFORCEMENT

Municipalities are responsible for inspections of properties when a complaint is received regarding the fire safety of a property; or when a request is made to assist a property owner or occupant to comply with the Fire Code.

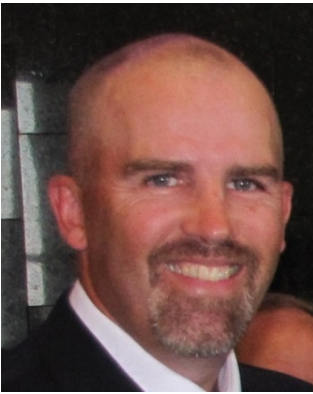
In addition to the above, Council passed by-law 2015-194 being an amended Fire Prevention Policy for the fire department. This policy establishes policies and procedures in addition to those established by the Fire Protection and Prevention Act.

PUBLIC EDUCATION

The Fire Protection and Prevention Act require municipalities to establish a program, which must include Public Education.

The Temiskaming Shores Fire Department continues to actively promote fire prevention in our community, however much work remains to be done. Fire prevention encompasses a broad range of activities with objectives intended to reduce loss of life and property resulting from fire. One aspect to this, as indicated earlier, relates to inspections and code enforcement, while another and equally important aspect relates to public fire safety education.





Currently the Fire Prevention Officer handles both fire prevention inspections, and fire safety education programs, with support from Volunteer Firefighters. The fire prevention division has the ongoing task of promoting fire safety within our community. Fire safety programs and messages encompass a broad range of issues. The programs and messages promote fire safety practices to the public at large, and also are directed at individuals for purposes of reinforcing fire safety behaviours that affect persons individually.

Quite often there are specialized messages for specific groups that have demonstrated special fire safety needs. These specialized messages are delivered through various programs put in place to target high-risk age groups. These programs and associated messages are used to develop positive behaviours, change negative behaviours and provide a constant, steady reminder of fire safety issues.

Fire safety presentations are an invaluable tool and allow the fire prevention division to provide fire safety information to many varying groups and organizations throughout the city such as: industry, students (elementary/secondary/post-secondary), group homes, senior homes to name a few. Throughout 2016 the fire prevention division delivered approximately 26 presentations for over 85 total staff hours on fire safety.

In addition to the above, fire safety information was promoted by advertising through print, voice and media as well as through printed materials being distributed by fire department personnel.

To help to fulfill our responsibilities under the Fire Protection and Prevention Act the department utilizes a number of fire safety programs including the Alarmed for Life Program, the Older and Wiser Program, the TAPP-C Program (juvenile firesetter intervention program), and the FIRE SMART Program, which is a partnership with the Ontario Ministry of Natural Resources. As partners in prevention, we actively participate in distributing wildfire prevention information.

Certainly without the support of all members of the fire department, and Council's commitment to the fire prevention program, we would not be able to show that our programs do make a difference in bottom-line effectiveness such as lowering rates of fires, deaths, injuries and/or dollar loss as well as changing fire safety attitudes, awareness and behaviours.

MAINTENANCE DIVISION

"Constant readiness" of all equipment and personnel is essential in the effectiveness of a Fire Department. All equipment must be ready to operate at any time.

The Maintenance Division is responsible for routine maintenance of the fire stations, fire apparatus and support equipment. This division is also responsible for some minor repairs, preventive maintenance and coordinating the annual testing of fire department equipment and apparatus. Some of the major maintenance items that are not performed by fire department personnel include the annual certification of all apparatus, ladders and breathing apparatus. Municipal staff and private contractors perform these tasks.

Currently there is one Volunteer Maintenance Coordinator assigned at each of the three fire stations. Honourariums are provided for each Volunteer Maintenance Coordinator in the amount of \$ 700 per month.

NON-EMERGENCY RESPONSES



The residents of our community have come to rely on the fire department to help and assist them for many non-emergency type events such as fire station tours, and public education activities. Other events also include, but are not limited to:

- Skating Carnivals
- EP Day
- Summerfest
- Fireworks Displays
- Parades

Our Volunteer Firefighters are very dedicated to their community and their contributions help to support the many events that are important to the City of Temiskaming Shores. The members of our Fire Department continually demonstrate the value and benefits of helping their community and the positive impact their contributions have.

On behalf of our residents I would like thank all the members of the fire department for all their assistance throughout the year, and for their ongoing dedication to the City of Temiskaming Shores.



5 YEAR CAPITAL OUTLOOK

Through the City's Master Fire Plan Review Committee (MFPRC), City staff and Volunteers will be reviewing capital needs for the fire department over the next 5 - 10 years and will be making recommendations to Council highlighting the following:

- **Infrastructure Costs:** As equipment and apparatus change and evolve, and the demand for service increases, so does the demand on our fire stations. Costs to maintain our fire stations have and will increase over the next five years in order to ensure they can continue meet the demands for the future. Currently review and discussions are focused on the Haileybury Fire Station. In order to continue to meet the needs of the department and community now and into the future will require significant capital expenditure over the next 5 years.
- **Apparatus Costs:** Over the next 5 years the following apparatus are scheduled for replacement:
 - 2017 – Pumper/Tanker – The apparatus replacement plan recommends the replacement of a 1989 pumper and 2001 Tanker for Station #1 with one pumper/tanker. This would reduce the department's fleet requirements by one truck.
 - 2021 – Rescue Truck for Station #2.

Costs for the replacement of apparatus have been built into the fleet replacement program for the City.

- **Personal Protective Equipment:** Staff currently is working to develop a 10 year equipment replacement program for the department. This would include all personal protective equipment including Self Contained Breathing Apparatus. It is anticipated this program will be reviewed and discussed during the 2018 budget discussions.
- **Communication Equipment:** Replacement of all older style pagers will be required within the next year as currently parts are not available for repair.

The Temiskaming Shores Fire Department has committed to being as fiscally responsible as possible but realizes this can only be done without sacrificing the safety of its members or the citizens we serve. As these issues become more and more pressing over the next decade the department will continue to take the steps necessary to evaluate and implement cost saving initiatives where possible and continue to offer the highest level of service as safely and cost effectively as possible for the firefighters and public we serve.



EMERGENCY MANAGEMENT SERVICES



The City of Temiskaming Shores has developed a comprehensive emergency management program which has enabled the City to effectively help protect its citizens from the wide range of hazards that may threaten our area. The success of this program is built on strong partnerships within the emergency management community.

Each year, the City's Community Emergency Management Coordinator (CEMC) designs, coordinates and implements a wide variety of initiatives and ongoing activities. These activities are designed to help ensure compliance with provincial legislation and to strengthen the

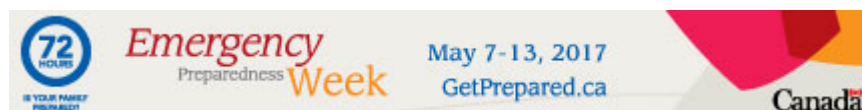
Corporation's ability to prepare for, respond to, and recover from, major emergencies affecting the Corporation and the residents of Temiskaming Shores. Some of the key services the emergency management program provides are:

- Coordination of support for large-scale emergencies and disasters.
- Development, maintenance and execution of the City of Temiskaming Shores Emergency Plan.
- Liaison with local, county, provincial, and federal agencies and departments.
- Coordination with multi-jurisdictional exercises and training.
- Management of resources to assist responders and the affected population.
- Administration of provincial legislated requirements.
- Provide community education and training.

In 2017 we will continue to work on ways to improve our ability to respond to, recover from, and mitigate disasters that may affect the residents of Temiskaming Shores. Emergency preparedness is a team effort. With the ever-present threat of natural and human-caused disasters, the efforts of everyone will help ensure the successful and coordinated response to these events, and also demonstrate the ongoing commitment and dedication of City employees, community agencies and residents.

The City of Temiskaming Shores Emergency Management Team strives to build and maintain strong relationships with local emergency management partners and stakeholders. Ensuring trusted collaboration exists between local and regional stakeholders is critical in the planning and response to complex situations and disasters. These collaborative relationships are built upon and maintained through educational seminars, ongoing planning meetings, shared training and continued contact throughout the year.

The Province of Ontario performs a compliance audit each year of all municipal emergency management programs in Ontario. In 2016, the City of Temiskaming Shores met all the essential level emergency management program requirements and the City is well positioned to meet and exceed the annual program compliance requirements in 2017.



Subject: Appointment of Volunteer Firefighters **Report No.:** PPP-006-2017
Agenda Date: August 8, 2017

Attachments

None

Recommendations

It is recommended:

1. That Council for the City of Temiskaming Shores acknowledges receipt of Administrative Report No. PPP-006-2017; and
2. That Council hereby appoints Caitlin Campbell and Adam Ranger as Volunteer Firefighters to the Temiskaming Shores Fire Department in accordance with the *Recruitment and Retention Program*.

Background

In an effort to fill a number of vacancies within the department at Station #1 and Station #3, and to help ensure adequate staffing levels are maintained, the Department is seeking to fill one Volunteer Firefighter's position at each of the above fire stations.

Analysis

Section 4.02 of Schedule "A" to By-law 2008-030, being the Fire Department Establishing and Regulating By-law for the Temiskaming Shores Fire Department, states that for the purposes of ensuring adequate staffing, twenty (20) shall be used as a guideline for the minimum number of firefighters per District Station and in no case shall the number of firefighters per District Station exceed twenty-five (25).

Based on the identified need to fill vacancies at Station #1 and Station #3, interviews with the candidates were conducted by the Fire Chief and the Fire Department's Interview panel. Subsequently recommendations from the District Chief of Station #1 and the Acting District Chief of Station #3 were provided to the Fire Chief requesting consideration of the appointment of Caitlin Campbell and Adam Ranger as Volunteer Firefighters to the Temiskaming Shores Fire Department.

The candidates being recommended have demonstrated a strong desire to be a member of the Temiskaming Shores Fire Department team. This coupled with their work and previous volunteer related experience, make them both excellent candidates for the positions they are being recommended for.

Based on the above, I am pleased to recommend Caitlin Campbell and Adam Ranger as Volunteer Firefighters to the Temiskaming Shores Fire Department in accordance with the Recruitment and Retention Program.

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

Financial implications include the provision of appropriate Volunteer Firefighter Honorariums which have been included in the 2017 Fire and Emergency Management Services Operational Budget. All costs associated with the appointment would include the provision of dress uniforms and protective equipment that would be drawn from the fire departments 2017 and 2018 operational budgets.

Staffing implications associated with the proposed appointment are limited to normal administrative functions and duties, and the requirement to fill a vacant position at Station #1 and Station #3. Adequate staffing levels are established based on availability and the ability of fire department personnel to respond.

Current fire station staffing levels are as follows:

- 23 members Station #1.
- 23 members Station #2, and
- 22 members Station #3.

Alternatives

No alternatives were considered.

Submission

Prepared by:

Reviewed and submitted for
Council's consideration by:

"Original signed by"

"Original signed by"

Timothy H. Uttley
Fire Chief

Christopher W. Oslund
City Manager

The Corporation of the City of Temiskaming Shores

By-law No. 2017-096

Being a by-law to enter into an agreement with 2344 Royal Canadian Army Cadet Corps (RCACC) for the use of space in various municipal facilities for the purpose of a Cadet Program

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 CS-031-2017 at the July 11, 2017 Regular Council meeting and directed staff to prepare the necessary by-law to enter into a lease agreement with 2344 Royal Canadian Army Cadets for use of space in various municipal facilities for the purpose of the a Cadet Program for consideration at the August 8, 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 enter into an Agreement with 2344 Royal Canadian Army Cadet Corps (RCAA) for the use of space in various municipal facilities for the purpose of a Cadet Program for the period covering September 1, 2017 to August 31, 2020, a copy of which is 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 8th day of August, 2017.

Mayor – Carman Kidd

Clerk – David B. Treen



Schedule "A" to

By-law No. 2017-096

Lease Agreement between

The Corporation of the City of Temiskaming Shores

and

2344 Royal Canadian Army Cadets

For the use of space in various municipal facilities for the
purpose of a Cadet Program

The Corporation of the City of Temiskaming Shores

- and -

2344 Royal Canadian Army Cadet Corps (RCACC)

LEASE

Shelly Zubycck
Director of Corporate Services
The Corporation of the City of Temiskaming Shores
P.O. Box 2050
Haileybury, Ontario
P0J 1K0

THIS LEASE made this 8th day of July, 2017.

between:

The City of Temiskaming Shores

hereinafter called the “Landlord”

-and-

2344 Royal Canadian Army Cadet Corps (RCACC)

hereinafter called the “Tenant”

Whereas the Applicant is desirous of renting premises owned by the City of Temiskaming Shores at various municipal facilities from September 1st 2017 to August 31st, 2020, for the purpose of a Cadet Program.

And whereas it is necessary and desirous to establish certain guidelines and rules for the purpose of the rental of the aforesaid premises;

And whereas it is understood that the Commanding Office and/or Training Officer hereby undertake and agree to be responsible for compliance with all requirements under the Agreement;

And whereas the parties hereto have agreed to enter into this Lease.

1. Leased Premises

The Landlord hereby demises and leases to the Tenant parts of various municipal facilities containing rentable space as described herein all located within the City of Temiskaming Shores being hereinafter called the "premises".

The Landlord agrees to rent to the Tenant premises owned by the Landlord in accordance to the following:

- a) Use of the **New Liskeard Community Hall, including boardroom (old council chambers)**, every Tuesday from 6:30 pm to 9:30 pm, September 1st through June 30th, with the following exceptions:
 - No use of the Community Hall (all) during the Temiskaming Music Festival and
 - No Use of the boardroom (once per month) during the **Minor Hockey Executive** meetings.

- b) Use of the **New Liskeard Community Hall, including boardroom (old Council Chambers)**, every Sunday from 9:00 am to 12:30 pm, November 1st through March 30th; for biathlon and marksmanship training. Should the hall be rented on the Saturday evening, the Cadet Program fully understands that the facility will not be cleaned prior to the Sunday morning rental.

- c) Use of the **New Liskeard Community Hall, hall only**, every Thursday from 7:00 pm-9:00 pm, October 1st through November 11th, and February 1st through May 15th; for Remembrance Day Honour Guard training and drill team training.
- d) Use of the **New Liskeard Community Hall, excluding the hall if a paid rental may be obtained**, on the Friday and Saturday of the Thanksgiving weekend, from 5:00 pm to 9:30 pm and 8:00 am to 3:00 pm respectively; for one of our primary fundraising activity.
- e) Use of the **New Liskeard Community Hall, excluding the hall if a paid rental may be obtained**, on the Saturday of the Easter weekend, from 8:00 am to 3:00 pm; for the other primary fundraising activity.
- f) Use of the Riverside Place (if prior bookings are not made) during the “Temiskaming Festival of Music” and any other occasions where scheduling conflicts arise between 2344 RCACC and other users of the **Community Hall**.
- g) Use of the **Don Shepherdson Memorial Arena, arena floor & lobby**, for the last two Tuesdays in May and the first Tuesday in June from 6:30 pm to 9:30 pm; and the first or second Saturday in June from 9:00 am to 10:00 pm; for an Annual Ceremonial Review and practices. To be confirmed by no later than January 31st of the same year.
- h) Use of the **New Liskeard Community Hall** for other activities, on an as needed basis, booked in advance, subject to availability.
- i) Exclusive use of the **administrative offices** located to the left (north east corner) of the **New Liskeard Community Hall**, for office and storage.
- j) Use of additional storage space within the **New Liskeard Community Hall**, as agreed upon, (i.e. **Under the Stage**)
- k) The ability to use the **Halls only**, as an indoor rifle range, in accordance to Cadet’s Canada and the Department of National Defense regulations.

2. Term

To hold the premises for a term commencing on September 1, 2017, to August 31, 2020.

3. Rent

The Tenant shall pay the Landlord Two Hundred and Fifty Dollars (\$250) plus applicable taxes per month for the rental of the Premises payable annually in advance on September 1st of each year.

4. Tenants Covenants

- a) **Rent** – to pay rent;

- b) **Insurance** - To provide General Liability Insurance for coverage of all areas under this lease in the joint names of the Tenant and the City of Temiskaming Shores with the limits of not less than (\$2,000,000) **two million dollars (Canadian)**, inclusive per occurrence for bodily injury, death or damage for property including loss of use thereof, with property deductible of five hundred dollars (\$500). Proof of insurance must be supplied to the Landlord prior to occupying the facilities and thereafter to provide proof of insurance on each anniversary of the date of occupation; and, to provide proof of insurance forthwith upon request by the City at any time.
- c) **Cost of repair where Tenant at fault** - that if the building including the premises, boilers, engines, pipes and other apparatus (or any of them) used for the purpose of heating or air conditioning the building, or if the water pipes, drainage pipes, electric lighting or other equipment of the building or the roof or outside walls of the building get out of repair or become damaged or destroyed through the negligence, carelessness or misuse of the Tenant, his servants, agents, employees or anyone permitted by him to be in the building (or through him or them in any way stopping up or injuring the heating apparatus, water pipes, drainage pipes, or other equipment or part of the building) the expense of any necessary repairs, replacements or alterations shall be paid by the Tenant to the Landlord forthwith on demand;
- d) **Assigning or subletting** - not to assign, sublet or part with possession of any part of the premises without leave of the Landlord, which leave shall not be unreasonably withheld, and which leave shall not be required in the event of a sublease to add any personnel to the group comprising the Tenant or to a management corporation which may be incorporated by the Tenant;
- e) **Entry by Landlord** - to permit the Landlord or its agents to enter upon the premises at any time and from time to time for the purpose of inspecting and making repairs, alterations or improvements to the premises or to the building, and the Tenant shall not be entitled to compensation for any inconvenience, nuisance, or discomfort occasioned thereby; provided that the Landlord shall give reasonable advance notice to avoid inconvenience to the Tenant, given the private and confidential nature of the profession of the Tenant;
- f) **Indemnity** - to indemnify and save harmless the Landlord against and from any and all claims by or on behalf of any person or persons, firm or firms, or corporation or corporations arising from the conduct or any work, by or through any act of negligence of the Tenant or any assignee, subtenant, agent, contractor, servants, employee or licensee of the Tenant;
- g) **Alterations** - not to make or erect in or to the premises any installation, alteration, addition, or partition without submitting plans and specifications to the Tenant and obtaining the Tenant's prior written consent (in each instance); such work shall if the Tenant so elects, be performed by employees of or contractors designated by the Tenant; in the absence of such election, such work may be performed with the Tenant's consent in writing (given prior to letting of contract) by contractors

engaged by the Landlord but in each case only under written contract approved in writing by the Tenant and subject to all conditions which the Tenant may impose; the Landlord shall submit to the Tenant or the Landlord's contractors (as the case may be), when due the costs of all such work and of all materials, labour and services involved therein and of all decoration and all changes in the building, its equipment or services, necessitated thereby; provided, that it is at this time understood by the Tenant that certain equipment is to be installed and to be placed at convenient places as designated by the Landlord; and

- h) **Use of Building** - the Tenant shall not allow the building and/or property to be used for any purpose other than to carry on a Cadet Program.

5. Landlord's Covenants

The Landlord covenants with the Tenant;

- a) **Quiet enjoyment** - for the quiet enjoyment;
- b) **Taxes** - to pay all taxes and rates, municipal, parliamentary or otherwise, levied against the premises or the Tenant on account thereof;
- c) **Electricity and water** - to pay for the electricity and water supplied to the premises;
- d) **Structural soundness** - to keep the premises, common areas and parking lot structurally sound and to look after any structural defects which may arise.

6. Provisos

Provided always and it is hereby agreed as follows:

- a) **Fixtures** - The Landlord may remove his fixtures, but all installations, alterations, additions, partitions and fixtures except trade or Landlord's fixtures in or upon the premises, whether placed there by the Landlord or by the Tenant, shall be the Tenant's property without compensation therefore to the Landlord and shall not be removed from the premises at any time (either during or after the term);
- b) **Fire** - In case of damage to the premises by fire, lightning or tempest, rent shall cease until the premises are rebuilt; and the Tenant, instead of re-building or making the premises fit for the purpose of the Landlord, may at its option terminate this lease on giving to the Landlord within thirty days after such fire, lightning or tempest, notice in writing of its intention (so to do) and thereupon rent and any other payments for which the Landlord is liable under this lease shall be apportioned and paid to the date of such fire, lightning or tempest, and the Landlord shall immediately deliver up possession of the premises to the Tenant;
- c) **Damage to property** - The Tenant shall not be liable nor responsible in any way for any loss of or damage or injury to any property belonging to the Landlord or to the employees of the Landlord or to any other person while in the building or in the

yard of the building unless such loss, damage or injury shall be caused by the negligence of the Tenant or its employees, servants or agents for any damage to any such property caused by steam, water, rain or snow which may leak into, issue or flow from any part of the building or from the water, steam or drainage of the building or from any other place or quarter nor for any damage caused by or attributable to the condition or arrangement of any electric or other wiring omitted by any other Landlord;

- d) **Impossibility of performance** - It is understood and agreed that whenever and to the extent that the Tenant shall be unable to fulfill, or shall be delayed or restricted in fulfilling any obligation hereunder for the supply or provision of any service or utility or the doing of any work or the making of any repairs because it is unable to obtain the material, goods, equipment, service, utility or labour required to enable it to fulfill such obligations or by reason of any statute, law or order-in-council or any regulation or order passed or made pursuant thereto or by reason of the order or direction of any administrator, controller or board, or any government department or officer or other authority, or by reason of not being able to obtain any permission or authority required thereby, or by reason of any other cause beyond its control whether of the foregoing character or not, the Tenant shall be relieved from the fulfillment of such obligation and the Landlord shall not be entitled to compensation for any inconvenience, nuisance or discomfort thereby occasioned;
- e) **Default of Landlord** - If the rent reserved or any part thereof shall not be paid on the day appointed for payment, whether lawfully demanded or not, or in case of breach or non-observance or non-performance of any of the covenants or agreements or rules or regulations herein contained or referred to on the part of the Landlord to be observed and performed, or in case the premises shall be vacated or remain unoccupied or in case the term shall be taken in execution or attachment for any cause whatsoever, (and in every such case) the Tenant shall be entitled thereafter to enter (into and) upon the premises (or any part thereof in the name of the whole) and the same to (have again), repossess and enjoy as of its former estate, anything herein contained to the contrary notwithstanding;
- f) **Bankruptcy of Landlord** - In case without the written consent of the Tenant the premises shall remain vacant or not used for the period of fifteen days or be used by any other person than the Landlord or for any other purpose than that for which they were let or in case the term or any of the goods and chattels of the Landlord shall at any time be seized in execution or attachment by any creditor of the Landlord or if the Landlord shall make any assignment for the benefit of creditors or any bulk sale of any act (now or hereafter in force) for bankrupt or insolvent debtors (or if the Landlord is a company any order shall be made for the winding up of the Landlord), then in any such case this lease shall at the option of the Tenant cease and terminate and the term shall immediately become forfeited and void and the current month's rent and the next ensuing three month's rent shall immediately become due and payable and the Tenant may re- enter and take possession of the premises as though the Landlord or other occupant (or occupants) of the premises was (or were) holding over after the expiration of the term without any right whatever;

- g) **Distress** - The Landlord waives and renounces the benefit of any present or future statute taking away or limiting the Tenant's right of distress, and covenants and agrees that notwithstanding any such statute none of the goods and chattels of the Landlord on the premises at any time during the term shall be exempt from levy by distress for rent in arrears;
- h) **Right of re-entry** - On the Tenant's becoming entitled to re-enter the premises under any of the provisions of this lease, the Tenant in addition to all other rights may do so as the agent of the Landlord, using force if necessary, without being liable for any prosecution therefore, and may re-let the premises as agent of the Landlord, and receive the rent therefore, and as agent of the Landlord may take possession of any furniture or other property on the premises and sell the same at a public or private sale without notice and apply the proceeds of such sale and any rent derived from re-letting the premises upon account of rent under this lease, and the Landlord shall be liable to the Tenant for any deficiency;
- i) **Right of termination by the Landlord** - The lease may be terminated for any valid operational reason;
- j) **Right of termination by the Tenant** - On the Tenant's becoming entitled to re-enter the premises under any of the provisions of this lease, the Tenant, in addition to all other rights, shall have the right to terminate this lease forthwith by leaving upon the premises notice in writing of its intention, and thereupon rent and any other payments for which the Landlord is liable under this lease shall be computed, apportioned and paid in full to the date of such termination, and the Landlord shall immediately deliver up possession of the Premises to the Tenant, and the Tenant may re-enter and take possession of the premises;
- k) **Right of Renewal** – The Tenant shall have the right, if not otherwise in default, of renewing the lease. Terms and conditions to be negotiated at signing. The Tenant shall be required to give written notice of his intention to renew the lease on or before the 1st day of June prior to the commencement of the renewal term.

At the end of the term of this agreement and where a new agreement has not been entered into the Tenant may continue to occupy the facility on a month to month basis under the same terms as were previously agreed to until such time the terms are renegotiated, unless the Landlord gives notice to vacate in writing. Such notice shall be a minimum of sixty (60) days.

- l) **Notice** – 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 Landlord:

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

Attn.: Director of Corporate Services

7. Headings

The headings in this lease have been inserted as a matter of convenience and for reference only and in no way define, limit or enlarge the scope or meaning of this lease or any provisions hereof.

8. Effect of Lease

This lease and everything herein contained, shall extend to and bind and may be taken advantage of by the heirs, executors, administrators, successors and assigns, as the case may be, of each (and every) of the parties hereto, and where there is more than one Landlord or there is a female party or a corporation, the provisions hereof shall be read with all grammatical changes thereby rendered necessary and all covenants shall be deemed joint and several.

Remainder of Page left blank intentionally

In witness whereof the Party of the First Part has hereunto affixed its corporate seal attested by the hands of its duly authorized officers, and the Party of the Second Part has hereunto set its hand and seal by execution under seal by each and every individual comprising the Party of the Second Part.

Signed and Sealed in)
the presence of)

2344 Royal Canadian Army Cadets Corps

Signing Authority

Name: _____

Title: _____

Witness

Print Name: _____

Title: _____

Municipal Seal)

**Corporation of the City of
Temiskaming Shores**

Mayor – Carman Kidd

Clerk – David B. Treen

The Corporation of the City of Temiskaming Shores

By-law No. 2017-097

**Being a by-law to authorize the entering into an Agreement with
Agnico Eagle Mines Limited for the disposal of Contaminated
Waste from the Cobalt Lode Site at the Haileybury Landfill Site**

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

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

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

And whereas Council considered Administrative Report No. PW-026-2017 at the August 8, 2017 Regular Council meeting and directed staff to prepare the necessary by-law to enter into an agreement with Agnico Eagle Mines Limited for the disposal of Contaminated Waste from the Cobalt Lode Site at the Haileybury Landfill Site for consideration at the August 8, 2017 Regular Council meeting;

And whereas the Council of The Corporation of the City of Temiskaming Shores deems it necessary to enter into an agreement with Agnico Eagle Mines Limited;

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

1. That the Mayor and Clerk be authorized to execute an Agreement with Agnico Eagle Mines Limited for the acceptance of Contaminated Waste from the Cobalt Lode Site at the Haileybury Landfill Site, 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 8th day of August, 2017.

Mayor – Carman Kidd

Clerk – David B. Treen



Schedule "A" to

By-law No. 2017-097

Agreement between

The Corporation of the City of Temiskaming Shores

and

Agnico Eagle Mines Limited

For the acceptance of Contaminated Waste from the Cobalt
Lode Site at the Haileybury Landfill Site

This Agreement made in duplicate this 8th day of August, 2017.

Between:

Agnico Eagle Mines Limited

(hereinafter referred to as “Agnico”)

And:

The Corporation of the City of Temiskaming Shores

(hereinafter referred to as “the City”)

Recitals

Agnico wishes to dispose of Contaminated Waste (“waste”) from their Cobalt Lode Site at the City owned Haileybury Landfill Site in accordance with the applicable Environment Compliance Approval;

The City and Agnico (collectively, the “Parties” and each a “Party”) are entering this Agreement to set out their respective rights and obligations with respect to the management, delivery and disposal of the waste;

Now therefore in consideration of the mutual covenants contained in this Agreement and other good and valuable consideration the receipt and sufficiency of which is hereby irrevocably acknowledged, the City and Agnico agree as follows:

General Provisions

1. Volume of Contaminated non-Hazardous Waste

The Contaminated Waste referred to herein is being transferred from Agnico’s Cobalt Lode Site and has been estimated at 2,300 m³ (3,000 yd³) and has an average TCLP of 2.18 mg/L for the arsenic are below the TCLP 2.5 mg/L for Arsenic to be considered Hazardous.

The volume of waste permitted to be disposed at the Haileybury Landfill Site shall not exceed 2,800 m³ (3,700 yd³) without prior written approval of the City in the form of a Council resolution.

The material shall be verified by box measure by Agnico’s Environmental Consultant, Story Environmental.

2. Environmental Law

Agnico is required to comply with all applicable Environmental Laws, practice good

environmental stewardship and in compliance with the provisions contained herein. In this regard the City recognizes that Agnico has retained consultant services from Story Environmental as Project Manager for this initiative.

3. Agnico as Independent Contractor

In performing the disposal of the waste, Agnico shall be acting as an independent contractor and only to the extent and for the specific purposes expressly set forth herein. Neither Agnico nor its employees, agents or subcontractors shall be subject to the direction and control of the City, except in regards to access to the Haileybury Landfill Site.

4. Authorized Representatives

Agnico and the City shall be entitled to designate in writing to the other, one or more individuals who shall be authorized to represent it in connection with the day-to-day administration of the provisions of this Agreement. Each of the Parties shall be entitled to rely on the acts and approvals given by the other Party’s Authorized Representative until such time as it receives a written notification of change of the other Party’s Authorized Representative. At the time of execution of this Agreement the following are the Authorized Representatives:

For the City:

Steve Burnett
Technical & Environmental
Compliance Coordinator

and/or

G. Douglas Walsh, CET
Director of Public Works

For Agnico:

Josée Noel
Project Leader
Mining Reclamation

and/or

Maria Story, Project Manager
Story Environmental

5. Indemnification of the City

Agnico shall exonerate, indemnify and hold harmless the City, its directors, officers, employees and agents from and against claims which may be suffered or incurred by, accrue against or be charged to or recoverable from the City to the extent that such claim is solely attributed to Agnico’s negligence or willful misconduct when disposing of the waste.

6. Insurance

Agnico shall maintain Commercial General Liability insurance to a policy limit of at least five million dollars (\$5,000,000) in primary and umbrella/excess liability policy including but not limited to bodily injury, property damage, personal injury, product liability, contractual liability, owners and contractors protective, contingent employer’s liability, non-owned automobile liability, cross liability and severability of interest clause. The policy shall contain a waiver of subrogation in favor of the City and shall include **The**

Corporation of the City of Temiskaming Shores as an additional insured.

7. Acceptance of Material

Agnico shall place/dump the material at the Haileybury Landfill Site as per the instructions of the authorized agent for the City after which the City shall be responsible for the levelling and placement of the material as well as the placement of cover material in accordance with the Environment Compliance Approval for the Landfill Site.

8. Project Duration or Suspension of Operations

Agnico shall commence haulage of material within thirty (30) days of execution of this Agreement. Haulage shall continue until the agreed upon volume has been delivered.

Agnico shall notify the City’s authorized agent of any anticipated operational or weather conditions that would result in the suspension of operations.

The City shall notify Agnico’s authorized agent of any anticipated emergency situation wherein which the Haileybury Landfill Site cannot be accessed that would result in the suspension of operations.

9. Early Termination

If this Agreement is terminated for any reason by either Party prior to the completion of the haulage of the waste then Agnico shall pay the City for all waste deposited up to the date of termination.

10. Disposal Fees

A rate of \$76.45/m³ (\$100/yd³) shall be applied to the waste, being the current Contaminated Waste Non-Resident disposal fee. Agnico agrees to pay all amounts owing within thirty (30) days, as they become due, including any interest charges on late payments.

Except as otherwise expressly set out in this Agreement, Agnico’s total liability under this Agreement shall not exceed an amount equal to the aggregate amount of the disposal fee set out in this section 10.

11. Environmental Studies

Any Environmental Studies required solely in association with the disposal of the waste shall be at the sole expense of Agnico.

12. Amendments

No amendment to this Agreement will be valid or binding unless it is in writing and duly executed by both of the Parties hereto.

13. Survival

All outstanding payment obligations shall survive indefinitely the termination of this Agreement.

14. Severability

If any provision of this Agreement is determined to be invalid or unenforceable in whole or in part, such invalidity or unenforceability shall attach only to such provision and everything else in this Agreement shall continue in full force and effect.

15. Governing Law

This Agreement shall be governed by and constituted in accordance with the laws in force in the Province of Ontario. The Parties hereby irrevocably attorn to the exclusive jurisdiction of the courts of the Province of Ontario for any legal proceedings arising out of this Agreement or the performance of the obligations hereunder.

Remainder of this Page left blank intentionally

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

Signed and Sealed in)
the presence of)

Agnico Eagle Mining Limited

Contractor’s Seal)
(if applicable))

Josée Noel – Project Leader, Mining Reclamation

Witness
Print Name: _____
Title: _____

Municipal Seal)

**Corporation of the City of
Temiskaming Shores**

Mayor – Carman Kidd

Clerk – David B. Treen

**The Corporation of the City of Temiskaming Shores
By-law No. 2017-098**

**Being a by-law to amend By-law No. 2014-136 being a
by-law to authorize an Agreement between the City of
Temiskaming Shores and S & L Cleaning Services for
the cleaning of the Haileybury Medical Centre and the
Haileybury Branch Library**

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 Memo 013-2017-PW at the August 8, 2017 Regular Council meeting and directed staff to prepare the necessary by-law to amend By-law No. 2014-136 to extend the contract to S & L Cleaning for an additional year for consideration at the August 8, 2017 Regular Council meeting.

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

1. That Council hereby amends Schedule "A" to By-law No. 2014-136, as amended by extending the termination date to July 31, 2018.
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, semantical 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 8th day of August, 2017.

Mayor – Carman Kidd

Clerk – David B. Treen

The Corporation of the City of Temiskaming Shores

By-law No. 2017-099

Being a by-law to enter into an agreement with Pedersen Construction (2013) Inc. for the Design/Build for the replacement of the Iron Removal System at the McCamus Water Treatment Plant

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

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

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

And whereas Council considered Administrative Report No. PW-028-2017 at the August 8, 2017 Regular Council meeting and directed staff to prepare the necessary by-law to enter into an agreement with Pedersen Construction (2013) Inc. for the Design/Build for the replacement of the Iron Removal Filters at the McCamus Water Treatment Plant for consideration at the August 8, 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 Pedersen Construction (2013) Inc. for the Design/Build for the replacement of the Iron Removal Filters at the McCamus Water Treatment Plant an upset limit of \$1,067,050 plus applicable taxes, a copy of which is 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 8th day of August, 2017.

Mayor – Carman Kidd

Clerk – David B. Treen



Schedule "A" to

By-law 2017-099

Agreement between

The Corporation of the City of Temiskaming Shores

and

Pedersen Construction (2013) Inc.

for the Design/Build for the replacement of the Iron
Removal Filters at the McCamus Water Treatment Plant

This agreement made in duplicate this 8th day of August, 2017.

Between:

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

and

Pedersen Construction (2013) Inc.
(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 Contract Documents entitled:

**Corporation of the City of Temiskaming Shores
Design Build – Iron Removal System – McCamus Water Treatment Plant
Proposal PW-RFP-009-2017**

- b) Do and fulfill everything indicated by this Agreement and in the Contract Documents attached hereto as Appendix 01 and forming part of this agreement; and
- c) Complete, as certified by the Director, all the work by **July 1st, 2018.**

Article II:

The Owner will:

- a) Pay the Contractor in lawful money of Canada for the material and services aforesaid in the amount of **One Million, Sixty-Seven Thousand and Fifty Dollars and Zero Cents (\$1,067,050.00) 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 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 Contractor:

Pedersen Construction (2013) Inc.
P.O. Box 2409
New Liskeard, Ontario
P0J 1P0

The Owner:

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

The Director:

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

Remainder of this page left Blank Intentionally

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

Signed and Sealed in)
the presence of)

Pedersen Construction (2013) Inc.

Contractor’s Seal)
(if applicable))

President – Karl Pedersen

Witness
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. 2017-099

Form of Agreement
(Submission Proposal)

**Appendix 01 is too large to attach; if desired a
complete copy can be reviewed by contacting
the Clerk's Office**

The Corporation of the City of Temiskaming Shores

By-law No. 2017-100

Being a by-law to enter into a Strategic Alliance Agreement with the Rotary Club of Temiskaming Shores and Area for the development of a permanent Splash Pad Park in the City of Temiskaming Shores

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

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

And whereas Council considered Administrative Report No. RS-007-2017 at the August 8, 2017 Regular Council meeting and directed staff to prepare the necessary by-law to enter into a Strategic Alliance Agreement with the Rotary Club of Temiskaming Shores and Area for the development of a permanent Splashpad for consideration at the August 8, 2017 Regular Council meeting;

Now Therefore the Council of the City of Temiskaming Shores enacts the following as a by-law:

1. That Mayor and Clerk be authorized to enter into a Strategic Alliance Agreement with the Rotary Club of Temiskaming Shores and Area for the development of a permanent Splashpad park in the City of Temiskaming Shores, a copy of which is attached hereto as Schedule "A" forming part of this by-law;
2. That the Mayor and Clerk of the City of Temiskaming Shores are hereby authorized to execute any modifications and/or amendments to this agreement after the passage of this by-law, where Council has requested and/or approved the said modifications and/or amendments through a Resolution of Council;
3. 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 8th day of August, 2017.

Mayor – Carman Kidd

Clerk – David B. Treen

This agreement made in duplicate this 8th day of August, 2017;

Between:

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

And:

Rotary Club of Temiskaming Shores and Area
(herein in after referred to as the “Rotary Club”)

Parties to the Agreement

This agreement establishes a strategic alliance between the Rotary Club and the City. Sub-agreements may be developed based on the terms of this agreement and in accordance with the mandates of the respective parties. Other parties may be invited to participate in the Strategic Alliance Agreement as some future time with the consent of both parties.

Purpose

To strengthen the shared vision of the development of a Splash Pad as an integral component of the City’s Recreation Services Program while jointly exploring new ventures and finding the means to implement identified and future opportunities in tourism, economic, heritage, and recreation developments in and along Lake Temiskaming and within the boundaries of the City.

Background

The Rotary Club has presented a conceptual splash pad project; a social, community-building space preferably located on the New Liskeard Waterfront within the city of Temiskaming Shores. The Rotary Club envisions the opportunity for a flagship project in the community that is family and youth oriented and long lasting. The City envisions an attraction to the waterfront, provision of a non-structured play opportunity for children, a new family activity complimenting the current playgrounds, Whittle Park, Boardwalk, STATO trail, and Mini-Putt.

A mutual commitment to community partnerships and respective roles in developing the Splash Pad and exploring tourism and heritage/interpretative opportunities in Temiskaming Shores suggests a strategic alliance would benefit both organizations.

Principles

- Mutual benefit from furthering the progress and completion of recreation facilities for all ages
- Respect and support for the mandate of each organization as a foundation for collaboration
- Economic sustainability in common endeavors is an essential consideration
- Support of excellence through continuous improvement as a foundation for all activities
- Work in accordance with the goals for Ontario communities as part of the Charter for Recreation and Parks in Ontario
 - Safe, accessible and sustainable facilities, parks, trails and natural spaces
 - Programs (formal and informal), that are responsive to and inclusive of community needs
 - Events that bring people together and build community pride and spirit
- Best utilization of resources in reaching common goals.

Objectives

1. Formally strengthen the partnership existing between the Rotary Club and the City;
2. Jointly review and consider opportunities defined through previous meetings, studies, and community leaders;
3. Achieve greater synergy by identifying opportunities for other partners with similar goals;
4. Work toward the completion of mutually identified projects with a cooperative approach to sharing information, services, and expertise;
5. Reduce the cost of implementing community developments as well as providing more comprehensive and accountable services to the public; and
6. Foster better health and improve accessibility and safety through the development of the Splash Pad project.

Implementation

1. An Alliance Steering Committee will be created consisting of two municipal Councillors, the Director of Recreation Services, the Manager of Physical Assets, representing the City and four (4) representatives of the Rotary Club. The Terms of Reference shall be agreed upon subsequently.
2. The Alliance Steering Committee shall establish a meeting schedule and an annual plan for review by senior administrators of the City and the Rotary Club

3. The mandate of the Alliance Steering Committee shall specifically focus on the current and future obligations and opportunities existing for both organizations in the Temiskaming Area.
4. The Alliance Steering Committee may include members representing current and future community partnership already existing with both organizations.

Communications

All communications in writing between the parties 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 Rotary Club:

Rotary Club
P.O. Box 161
Haileybury, Ontario
P0J 1K0

Attn.: Christine McLeod

Tel: 705-672-3122

Email: christinemcleod@hotmail.com

The City:

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

Attn.: Tammie Caldwell

Tel: 705-672-3363

Email: tcaldwell@temiskamingshores.ca

Remainder of page left blank intentionally

Terms of Agreement

This agreement shall be in effect from the date of signing. This agreement shall be reviewed annually and amended upon mutual agreement of the partners.

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

Signed and Sealed in)
the presence of)

Rotary Club of Temiskaming Shores and Area

Authorized Person - Signature

Name: _____

Title: _____

Witness Signature

Name: _____

Title: _____

Municipal Seal)

**Corporation of the City of
Temiskaming Shores**

Mayor – Carman Kidd

Clerk – David B. Treen

The Corporation of the City of Temiskaming Shores

By-law No. 2017-101

**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 – Establishment and appointment of members to the
Temiskaming Shores Splash Pad 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 Administrative Report No. RS-007-2017 at the August 8, 2017 Regular Council meeting and directed staff to prepare the necessary by-law to amend By-law No. 2015-030 to establish and appoint members to the Temiskaming Shores Splash Pad Committee for consideration at the August 8, 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 establishing the **Temiskaming Shores Splash Pad Committee** and appointing **Tanner Graydon, Einas Makki, Lyanne Gosselin and Bruce McMullan** as a community representative to the said Committee for the 2014-2018 term of Council;

Read a first, second and third time and finally passed this 8th day of August, 2017.

Mayor – Carman Kidd

Clerk – David B. Treen

The Corporation of the City of Temiskaming Shores

By-law No. 2017-102

Being a by-law to amend By-law No. 2015-001 being a by-law to appoint Council Committees and Council Representatives to various Boards & Committees for the December 1, 2014 to November 30, 2018 Term of Council – Temiskaming Shores Splash Pad Committee

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. 2015-001 to appoint Council representatives to various Committees and Boards for the December 1, 2014 to November 30, 2018 term of Council;

And whereas Council considered Administrative Report No. RS-007-2017 at the August 7, 2017 Regular Council meeting and directed staff to prepare the necessary by-law to amend By-law No. 2015-001 to appoint Councillor Council representatives to the Temiskaming Shores Splash Pad Committee for consideration at the August 8, 2017 Regular Council meeting;

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

1. That Schedule “A” to By-law No. 2015-001, as amended be further amended to add the following:

| Boards / Committees | Council member(s) appointed |
|---|--|
| Temiskaming Shores Splash Pad Committee | Councillor Councillor |

2. That this by-law shall come into force and take effect on the date of its final passing.

Read a first, second and third time and finally passed this 8th day of August, 2017.

Mayor – Carman Kidd

Clerk – David B. Treen

The Corporation of the City of Temiskaming Shores
By-law No. 2017-103
Being a by-law to adopt Terms of Reference for the
Temiskaming Shores Splash Pad 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 considered Administrative Report RS-007-2017 at the August 8, 2017 Regular Council meeting and directed staff to prepare the necessary by-law for the adoption of Terms of Reference for the Temiskaming Shores Splash Pad Committee for consideration at the August 8, 2017 Regular Council meeting;

Now therefore the Council of the Corporation of the City of Temiskaming Shores hereby enacts as follows:

1. That Council adopts Terms of Reference for the Temiskaming Shores Splash Pad Committee identified as Schedule "A", attached hereto 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.

Read a first, second and third time and finally passed this 8th day of August, 2017.

Mayor – Carman Kidd

Clerk – David B. Treen



Schedule "A" to

By-law No. 2017-103

**Terms of Reference
Temiskaming Shores Splash Pad Committee**

Temiskaming Shores Splash Pad (Ad Hoc) Committee
Terms of Reference

Section 1 – Name and Mandate of the Committee

- 1.01 The Committee shall be known as Temiskaming Shores Splash Pad Committee
- 1.02 The mandate of the Committee is to strengthen the shared vision of the development of a Splash Pad as an integral component of the City’s Recreation Services Program while jointly exploring new ventures and finding the means to implement identified and future opportunities in tourism, economic, heritage, and recreation developments in and along Lake Temiskaming and within the boundaries of the City.
- 1.03 The Committee shall make recommendations to the Project Manager respecting the development of the Splash Pad Project, appropriate funding sources and any construction, as well as, any other projects that will work in accordance with the goals for Ontario communities as part of the Charter for Recreation and Parks in Ontario

Section 2 – Composition of Committee

- 2.01 The Committee is a joint committee comprised of representatives of the Rotary Club of Temiskaming Shores and Area and City of Temiskaming Shores staff which may include, but not limited to the following:
- Director of Recreation;
 - Manager of Physical Assets;
 - Superintendent of Parks and Facilities.
- 2.02 Each representative group of the Committee is responsible for specific roles in achieving the goals of splash pad project.

The municipality shall be responsible for:

- a) The development and administration of funding applications for conditional transfer payments; and
- b) The design, construction, ownership, insurance and future maintenance of the splash pad; and
- c) Minimum of 50% of the funding of the project; and
- d) The City will provide naming rights to the Splashpad as “Rotary Splashpad”

The Rotary Club of Temiskaming Shores and area shall be responsible for:

- a) Fundraising initiatives (activities, events); and
- b) Funding applications where applicable and approved by the City of Temiskaming Shores through Council resolution; and
- c) 50% of funding to a maximum of \$100,000.

2.03 The Committee shall be comprised of the following:

1. Two members from the Council of the City of Temiskaming Shores;
2. The Director of Recreation Services for the City of Temiskaming Shores;
3. The Manager of Physical Assets for the City of Temiskaming Shores;
4. A third municipal staff representative for the City of Temiskaming Shores, as designated;
5. Four representatives from the Rotary Club of Temiskaming Shores and Area

Other parties may be invited to participate on the Committee at some future time with the consent of all Committee members.

2.04 At the first meeting of the Committee, the Chair, Vice-Chair and Secretary shall be elected.

Section 3 – Reporting Relationship of Committee

The Committee shall submit copies of all Committee minutes to the Recreation Services Business Subdivision Committee. Reports shall be submitted to Council through the Director of Recreation Services.

Section 4 – Term of Office

The Committee shall continue until its mandate has been achieved unless otherwise determined by Council. More specifically, the Council members of the Committee shall hold office for the term of Council and the stakeholders shall remain on the Committee until the mandate has been achieved.

SECTION 5 – VACANCIES

5.01 Vacancies shall be filled by Council resolution

5.02 Any vacancy affecting the Chair, Vice-Chair or Secretary shall be filled from the remaining Committee members by a majority vote.

Section 6 – Quorum and Meetings

- 6.01 A quorum for any meeting shall be a majority of the Committee members.
- 6.02 Formal notice of each meeting shall be given at least 48 hours in advance of the meeting. Special meetings for extraordinary purposes may be called by the Chair.
- 6.03 If any member of the Committee is absent from three (3) consecutive monthly meetings without permission of the Committee duly noted in the minutes and voted upon by resolution, the member shall forfeit their seat and a vacancy on the Committee declared.
- 6.04 At the first meeting, the Committee shall establish the meeting schedule, with a minimum of one meeting per month.

Section 7 – Voting

- 7.01 Questions arising at any meeting of the Committee shall be decided by a majority vote.
- 7.02 Each Member shall be entitled to one (1) vote on each question arising at any meeting.
- 7.03 The Chair may vote on any question. In the case of an equality of votes, the Chair shall cast the deciding vote. A recorded vote may be requested on any question.
- 7.04 Any tied question shall be deemed to be negative.

Section 8 – Powers

- 8.01 The Committee members may only exercise such powers and do such other acts and things according to these Terms of Reference and empowered by the Municipal Council of the City of Temiskaming Shores.

Section 9 – Duties of the Chair, Vice-Chair and Secretary

- 9.01 The Chair shall preside at all meetings of the Committee. During the absence or inability of the Chair to preside, the duties and responsibilities shall be exercised by the Vice-Chair.
- 9.02 The Secretary shall keep and maintain a record of all proceedings of all meetings held by the Committee and deliver same to the Town Clerk for inclusion in the Council agenda. The Secretary shall provide all notices, including notices of meetings.

The Corporation of the City of Temiskaming Shores

By-law No. 2017-104

**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 August 4, 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 **August 4, 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 8th day of August, 2017.

Mayor – Carman Kidd

Clerk – David B. Treen