



The Corporation of the City of Temiskaming Shores
Regular Meeting of Council
Tuesday, April 2, 2019
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 Jesse Foley, Patricia Hewitt, Doug Jelly, Jeff Laferriere, Mike McArthur and Danny Whalen

Present: Christopher W. Oslund, City Manager (arrived 7:00 pm)
David B. Treen, Municipal Clerk
Doug Walsh, Director of Public Works
Tammie Caldwell, Director of Recreation
Shelly Zubycck, Director of Corporate Services
James Franks Economic Development Officer

Regrets:

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

Members of the Public Present: 0

3. Review of Revisions or Deletions to Agenda

None.

4. Approval of Agenda

Resolutions No. 2019-206

Moved by: Councillor Jelly

Seconded by: Councillor Foley

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

Carried

5. Disclosure of Pecuniary Interest and General Nature

Councillor Foley declared a pecuniary interest with item 15 j) Memo No. 006-2019-RS – Sponsorship – Tri-Town Ski and Snowboard Village – Application to Frog’s Breath

6. Review and adoption of Council Minutes

Resolution No. 2019-207

Moved by: Councillor Laferriere

Seconded by: Councillor Foley

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

- a) Regular meeting of Council – March 19, 2019

Carried

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

None.

8. Question and Answer Period

None.

9. Presentations / Delegations

None.

10. Communications

- a) Julia Danos, Director – Ministry of Infrastructure & Carolyn Hamilton, Director – Ministry of Agriculture, Food and Rural Affairs

Re: Allocation under Ontario Community Infrastructure Fund (OCIF) – Formula Based - \$318,735 (2019)

Reference: Received for information and referred to the Treasurer

- b) Krystal Oviatt, Member – Timiskaming District Road Safety Coalition

Re: Request for Support – Reduction of Speed on Highway 11 (Hwy 65 to Tobler's Road)

Reference: Motion to be presented under New Business

- c) Mark Howey, President – Tri-Town Ski and Snowboard Village

Re: Sponsorship – Application to Frog's Breath

Reference: Motion to be presented under New Business

- d) Jocelyne Maxwell, Executive Director – Centre de santé Communautaire du Témiskaming

Re: Invitation - Lunch hour walk (Thursday, May 9, 2019)

Reference: Received for Information

- e) Ministry of Natural Resources and Forestry (MNRF)

Re: Inspection of Approved 2019-2020 Work Schedule Timiskaming Forest

Reference: Received for Information

- f) Tony Rachwalski, Executive Director – Community Living Temiskaming South

Re: Proclamation – May as Community Living Month

Reference: Received for Information

g) Rose West, President – Haileybury Golf Club

Re: Sponsorship – Application to Frog’s Breath

Reference: Motion to be presented under New Business

h) Sharron Graydon, President – New Liskeard Figure Skating Club

Re: Sponsorship – Application to Frog’s Breath

Reference: Motion to be presented under New Business

Resolution No. 2019-208

Moved by: Councillor McArthur

Seconded by: Councillor Jelly

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

Carried

11. Committees of Council – Community and Regional

Resolution No. 2019-209

Moved by: Councillor Whalen

Seconded by: Councillor Laferriere

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

- a) Minutes of the Temiskaming Shores Public Library Board meeting held on February 20, 2019;
- b) Minutes of the Temiskaming Shores Police Services Board meeting held on March 25, 2019;
- c) Earlton-Timiskaming Regional Airport – January 2019 Activity Report;
- d) Minutes of the Earlton-Timiskaming Regional Airport Authority meeting held on January 24, 2019;
- e) Earlton-Timiskaming Regional Airport – February 2019 Activity Report; and

- f) Minutes of the Earlton-Timiskaming Regional Airport Authority meeting held on March 7, 2019.

Carried

12. Committees of Council – Internal Departments

Resolution No. 2019-210

Moved by: Councillor Foley

Seconded by: Councillor Jelly

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

- a) Minutes of the Recreation Services Committee meeting held on February 11, 2019.

Carried

13. Reports by Members of Council

Councillor McArthur reported on the following:

- Fire Conference: Attended conference in Huntsville and will be providing a more comprehensive report at a future meeting.

Councillor Hewitt reported on the following:

- Fire Conference: There was a large focus on training for soft services (i.e. medical hazards, inspections, etc.). David Griffin spoke on the disaster in Charleston where nine (9) firefighters lost their lives. Due to the materials used in manufacturing products today compared to years past has reduced the timeframe to evacuate a building from 17 minutes to 3 minutes. Will provide a more detailed report at a future meeting.

Councillor Whalen reported on the following:

- TMA: Annual General meeting recently held and Lois Perry has been appointed as Chair and there are two veteran Directors from the south and two new Directors from the north.

Councillor Jelly reported on the following:

- Police Services Board: Meeting held on March 25th, 2019 and there is a full board of five (5) members. The requirement to develop Community Safety and Well-being Plans was discussed and it needs to be determined whether these plans will be limited to Temiskaming Shores or based on the region. The intent of the plans are good, however legislation/template was adopted based on large municipalities.

- OPP: Will be participating in interviews tomorrow for the selection of a full time Inspector for the New Liskeard detachment.

Mayor Kidd reported on the following:

- Standard of Care: Attended, along with several other members of Council, the *Standard of Care* training delivered by the Ontario Clean Water Agency (OCWA). The training was very informative and was a refresher with respect to Council obligations to provide safe potable water.

14. Notice of Motions

None.

15. New Business

a) **Support – Timiskaming District Road Safety Coalition – Speed Reduction on Highway 11**

Resolution No. 2019-211

Moved by: Councillor Foley

Seconded by: Councillor McArthur

Whereas Highway 11 in Temiskaming Shores has an annual average daily traffic (AADT) of 14,900 as reported by the MTO in 2016 which is among the highest in North Eastern Ontario; and

Whereas this section of the highway also has the highest posted speed limit (80 km/hr) through any community that is transected by Highway 11 in Northern Ontario; and

Whereas the Highway Traffic Act (HTA), Part IX Rate of Speed section 128.1 states that no person shall drive a motor vehicle at a rate of speed greater than (a) 50 kilometers an hour on a highway within a local municipality or within a built-up area; and

Whereas the City of Temiskaming Shores has expanded considerably along Highway 11 in recent years, including residential and businesses and should qualify as a “built up area” by definition; and

Whereas École catholique St-Michel has expanded from a grade 5-8 school to now accommodate K-8 as well as a child care centre; and

Whereas the traffic impact study completed as part of the expansion resulted in a parking lot redesign as well as recommending the speed limit on Highway 11 be reduced to 60km/hr; and

Whereas the MTO has installed a school zone sign near École catholique St-Michel in 2017; and

Whereas this corridor is a preferred route for large commercial transports, which take more time to turn on and off of the highway to access restaurants and gas stations; and

Whereas a speed of 60km/h on this section of highway would be consistent with the speed on Highway 65 E within the City of Temiskaming Shores.

Now therefore be it resolved that the Council of Temiskaming Shores hereby supports the Timiskaming District Road Safety Coalition and petitions the Government of Ontario to reduce the posted speed limit to 60 km/h from 0.1 km south of Hwy 65 to Tobler's Road on Highway 11 in Temiskaming Shores; and

Furthermore, that MTO apply lane painting techniques that encourage road users to slow down as well as enhance signage to notify drivers of the reduced speed and that there is a school ahead; and

Furthermore, that a copy of this resolution be sent to The Honorable Jeff Yurek, Minister of Transportation, John Vanthof, Timiskaming-Cochrane MPP and the Timiskaming District Road Safety Coalition.

Carried

b) Memo No. 003-2019-PW – Leachate Disposal Rate Reduction – Uniboard Request

Resolution No. 2019-212

Moved by: Councillor Laferriere

Seconded by: Councillor Whalen

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of Memo No. 003-2019-PW; and

That Council hereby denies the request from Uniboard for a reduction of the disposal rate for leachate and confirms that the rate will remain at \$0.04/litre.

Carried

c) Memo No. 004-2019-PW – Amendment to By-law No. 2018-072 (Patching) – extend agreement for 2019

Resolution No. 2019-213

Moved by: Councillor McArthur

Seconded by: Councillor Jelly

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of Memo No. 004-2019-PW; and

That Council hereby directs staff to prepare the necessary by-law to amend By-law No. 2018-072 to extend the terms of the agreement with Miller Paving for Asphalt Patching Services for 2019 for consideration at the April 2, 2019 Regular Council meeting.

Carried

d) Administrative Report No. PW-003-2019 – 2019 Roadway Surfacing Program

Resolution No. 2019-214

Moved by: Councillor Whalen

Seconded by: Councillor Foley

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of Administrative Report No. PW-003-2019, in particular Appendix 01 - Proposed 2019 Roads Program (prepared in consultation with *Miller Paving Limited* for the hardtop resurfacing of various roadway sections in Temiskaming Shores); and

That Council directs staff to prepare the necessary by-law to enter into an agreement with *Miller Paving Limited* for the 2019 Roads Program for consideration at the April 2, 2019 Regular Council meeting.

Carried

e) Administrative Report No. PW-004-2019 – Municipal Hazardous or Special Waste – Orange Drop Event

Resolution No. 2019-215

Moved by: Councillor Jelly

Seconded by: Councillor Laferriere

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of Administrative Report No. PW-004-2019;

That Council agrees to host an Orange Drop Event on Saturday June 1, 2019; and

That Council directs staff to prepare the necessary by-law to amend By-law No. 2018-026 to extend the agreement with Drain-All Ltd. allowing for the provisions of collection and disposal services for the Orange Drop Event on June 1, 2019 for consideration at the April 2, 2019 Regular Council meeting.

Carried

f) Administrative Report No. PW-005-2019 – Haileybury Water Treatment Plant - Sedimentation Tank Rebuild

Resolution No. 2019-216

Moved by: Councillor Whalen

Seconded by: Councillor Hewitt

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of Administrative Report No. PW-005-2019, more specifically Appendix 01 – Napier-Reid Quotation (supply material to Rehabilitate Sedimentation Tank);

That as outlined in By-law No. 2017-015, *Procurement Policy, Section 10*, Council approves to waive the tendering procedure to supply the necessary material for the completion of the Sedimentation Tank Rehabilitation Project based on the justification as outlined in Appendix 02; and

That as outlined in By-law No. 2017-015, *Procurement Policy, Section 6, Approval Authority*, Council approves the award to supply the material necessary to complete the Sedimentation Tank Rehabilitation Project to Napier-Reid in the amount of \$ 87,900 plus applicable taxes and direct staff to issue the required Purchase Order.

Carried

g) Administrative Report No. PW-006-2019 – Centre and Edge Line Roadway Marking Services

Resolution No. 2019-217

Moved by: Councillor Jelly

Seconded by: Councillor Laferriere

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of Administrative Report No. PW-006-2019;

That Council approves the award of the 2019 Centre and Edge Line Painting Services contract to *Midwestern Line Striping Inc.* at a cost of \$0.345 per metre of line marking and \$150 per hour for pre-marking, if required, plus HST;

That Council approves the extension of the Agreement to include Centre and Edge Line Painting Services, at the same unit prices, for the 2020 season; and

That Council directs staff to prepare the necessary by-law and agreement for consideration at the April 2, 2019 Regular Council meeting.

Carried

h) Administrative Report No. PW-007-2019 – Tender award – Miller Paving – Crushing and Stockpiling of Granular “M” Material

Resolution No. 2019-218

Moved by: Councillor Laferriere

Seconded by: Councillor Foley

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of Administrative Report No. PW-007-2019, particularly Appendix 01 – Opening Results and Appendix 02 - Draft Agreement;

That as outlined in By-law No. 2017-015, Procurement Policy, Section 6, Approval Authority, Council approves the award of the Crushing and Stockpiling of Granular “M” in the Contractors Pit location contract to *Miller Paving Limited* at a unit price of \$6.35per tonne (with a maximum of 12,000 tonnes) plus HST; and

That Council directs Staff to prepare the necessary by-law and agreement for the said contract for consideration at the April 2, 2019 Regular Council meeting.

Carried

i) Memo No. 007-2019-RS – Amendment to By-law No. 2012-039 – Schedule of Departmental User Fees

Resolution No. 2019-219

Moved by: Councillor McArthur

Seconded by: Councillor Foley

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of Memo No. 007-2019-RS; and

That Council directs staff to prepare the necessary by-law to amend By-law No. 2012-039 to include inadvertently omitted fees under Appendix “D” – Recreation Fees for consideration at the April 2, 2019 Regular Council meeting.

Carried

j) Memo No. 008-2019-RS – Sponsorship – Tri-Town Ski and Snowboard Village – Application to Frog’s Breath

Councillor Foley declared a pecuniary interest on this matter and did not participate in the deliberation nor vote on Resolution No. 2019-220.

Resolution No. 2019-220

Moved by: Councillor Whalen

Seconded by: Councillor Laferriere

Whereas the Tri-Town Ski and Snowboard Village (TSSV) has applied for \$50,000 in funding assistance from the Frog's Breath Foundation to assist with the purchase of a replacement Snow Groomer; and

Whereas TSSV requires a registered charitable organization to sponsor their application to the Frog's Breath Foundation and has requested that the City partner on the said application.

Now therefore be it resolved that the Council of the City of Temiskaming Shores hereby agrees to sponsor the Tri-Town Ski and Snowboard Village application to the Frog's Breath Foundation.

Carried

k) Memo No. 009-2019-RS – Sponsorship – Haileybury Golf Club – Application to Frog's Breath

Resolution No. 2019-221

Moved by: Councillor McArthur

Seconded by: Councillor Foley

Whereas the Haileybury Golf Club has applied for \$20,000 in funding assistance to replace a mower; and

Whereas the Haileybury Golf Club requires a registered charitable organization to sponsor their application to the Frog's Breath Foundation and has requested that the City partner on the said application.

Now therefore be it resolved that the Council of the City of Temiskaming Shores hereby agrees to sponsor the Haileybury Golf Club application to the Frog's Breath Foundation.

Carried

l) Memo No. 010-2019-RS – Sponsorship – New Liskeard Figure Skating Club – Application to Frog's Breath

Resolution No. 2019-222

Moved by: Councillor Jelly

Seconded by: Councillor Foley

Whereas the New Liskeard Figure Skating Club has applied for \$8,000 in funding assistance to enhance their sound system; and

Whereas the New Liskeard Figure Skating Club requires a registered charitable organization to sponsor their application to the Frog's Breath Foundation and has requested that the City partner on the said application.

Now therefore be it resolved that the Council of the City of Temiskaming Shores hereby agrees to sponsor the New Liskeard Figure Skating Club's application to the Frog's Breath Foundation.

Carried

m) Administrative Report No. CS-015-2019 – Culinary Tourism Strategy

Resolution No. 2019-223

Moved by: Councillor Foley

Seconded by: Councillor McArthur

Be it resolved that the Council of the City of Temiskaming Shores hereby acknowledges receipt of Administrative Report No. CS-015-2019; and

That Council adopts the One Lake, Two Provinces, Three Cultures enhanced Lake Temiskaming Tour product development narrative report prepared by the Culinary Tourism Alliance.

Carried

16. By-laws

Resolution No. 2019-224

Moved by: Councillor Whalen

Seconded by: Councillor Jelly

Be it resolved that:

By-law No. 2019-053 Being a by-law to enter into an agreement with Miller Paving Limited for the 2019 Roadway Surfacing Program

By-law No. 2019-054 Being a by-law with respect to water and sewer service rates

By-law No. 2019-055 Being a by-law to amend By-law No. 2016-018 (Agreement with Drain-All Ltd. as a Registered Transporter for the City's Municipal Hazardous and Special Waste – 2019 Orange Drop Collection Event)

By-law No. 2019-056 Being a by-law to enter into an agreement with Midwestern Line Striping Inc. for the provision of Roadway Centre and Edge Line Painting Services

By-law No. 2019-057 Being a by-law to enter into an agreement with Miller Paving Limited for the Crushing and Stockpiling of Granular “M”

By-law No. 2019-058 Being a by-law to amend By-law No. 2018-072 (Agreement with Miller Paving Limited for 2019 Asphalt Patching Services)

By-law No. 2019-059 Being a by-law to amend By-law No. 2012-039, as amended being a by-law to adopt Schedules of Departmental User Fees and Services for the City of Temiskaming Shores – Schedule “D” Recreation Fees

be hereby introduced and given first and second reading.

Carried

Resolution No. 2019-225

Moved by: Councillor Laferriere

Seconded by: Councillor McArthur

Be it resolved that:

By-law No. 2019-053;

By-law No. 2019-054;

By-law No. 2019-055;

By-law No. 2019-056;

By-law No. 2019-057;

By-law No. 2019-058; and

By-law No. 2019-059

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, April 16, 2019 at 6:00 p.m.

- b) Regular – Tuesday, May 7, 2019 at 6:00 p.m.

18. Question and Answer Period

Councillor McArthur inquired if the recently imposed Carbon Tax would have an impact on the municipalities fuel purchasing. Director of Public Works, Doug Walsh indicated that the City is in a contract with a fixed fuel price.

Councillors Whalen and Laferriere inquired about the security of the Mansteel property (formerly Uniboard). Director of Corporate Services, Shelly Zubyck outlined that the Chief Building Official has issued an order to the owner and has prepared a Request for Quotations to have the building secured in anticipation of no response from the owner.

19. Closed Session

Resolution No. 2019-226

Moved by: Councillor Laferriere

Seconded by: Councillor Whalen

Be it resolved that Council agrees to convene in Closed Session at 6:54 p.m. to discuss the following matters:

- a) **Adoption of the January 22, 2019 – Closed Session Minutes**
- b) **Adoption of the February 4, 2019 – Closed Session Minutes**
- c) **Adoption of the February 19, 2019 – Closed Session Minutes**
- d) **Under Section 239 (2) (c) of the Municipal Act, 2001 – proposed disposition of land by the municipality – Roland and Raymond**

Carried

Resolution No. 2019-227

Moved by: Councillor Jelly

Seconded by: Councillor Laferriere

Be it resolved that Council agrees to rise with report from Closed Session at 7:15 p.m.

Carried

Matters from Closed Session:

a) Adoption of the January 22, 2019 – Closed Session Minutes

Resolution No. 2019-228

Moved by: Councillor Whalen

Seconded by: Councillor Laferriere

Be it resolved that Council approves the January 22, 2019 Closed Session Minutes as printed.

Carried

b) Adoption of the February 4, 2019 – Closed Session Minutes

Resolution No. 2019-229

Moved by: Councillor Jelly

Seconded by: Councillor Foley

Be it resolved that Council approves the February 4, 2019 Closed Session Minutes as printed.

Carried

c) Adoption of the February 19, 2019 – Closed Session Minutes

Resolution No. 2019-230

Moved by: Councillor Laferriere

Seconded by: Councillor Foley

Be it resolved that Council approves the February 19, 2019 Closed Session Minutes as printed.

Carried

d) Under Section 239 (2) (c) of the Municipal Act, 2001 – proposed disposition of land by the municipality – Roland and Raymond

Council provided direction to staff in closed session.

20. Confirming By-law

Resolution No. 2019-231

Moved by: Councillor McArthur

Seconded by: Councillor Jelly

Be it resolved that By-law No. 2019-060 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 **April 2, 2019** be hereby introduced and given first and second reading.

Carried

Resolution No. 2019-232

Moved by: Councillor Laferriere

Seconded by: Councillor Whalen

Be it resolved that By-law No. 2019-060 be given third and final reading, be signed by the Mayor and Clerk and the corporate seal affixed thereto.

Carried

21. Adjournment

Resolution No. 2019-233

Moved by: Councillor Foley

Seconded by: Councilor Hewitt

Be it resolved that City Council adjourns at 7:16 p.m.

Carried

Mayor – Carman Kidd

Clerk – David B. Treen