



THE CORPORATION OF THE TOWNSHIP OF TEHKUMMAH
AUGUST 13, 2019

REGULAR COUNCIL MEETING MINUTES

PRESENT: Reeve David Jaggard
Council Members:
Rick Gordon, Lorie Leeson, Mike McKenzie, Eric Russell
Clerk/Administrator Roy Hardy
Deputy Treasurer Barb Deforge
Deputy Clerk/Administrator Barbara Grigg
Fire Chief Jeff Wilson

1. MEETING DECLARED OPEN

MOTION: 2019 - 230

Moved by: Rick Gordon

Seconded by: Michael McKenzie

WHEREAS there is a quorum of council present:

BE IT RESOLVED THAT this Regular Meeting of Council be opened for business at 6:02 pm with the Reeve presiding as Chair.

CARRIED

2. PRAYER

3. APPROVAL OF AGENDA

MOTION: 2019-231

Moved by: Mike McKenzie

Seconded by: Rick Gordon

WHEREAS Council has been provided the Agenda for the Regular Council meeting of August 13, 2019;

WHEREAS the agenda provides for two sets of closed motion items

BE IT RESOLVED THAT the items be re-numbered consecutively, that item 6 and 16 be combined so that any item may be considered before the Council meeting opens to the public at 7:00 pm, and the Agenda for this meeting be approved as amended.

AND FURTHERMORE THAT the staff report on the LED Streetlight Upgrade Proposal be added as the last item under Regular Business.

CARRIED

4. DECLARATIONS OF PECUNIARY INTEREST

None declared

5. PUBLIC PARTICIPATION

None



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6. CLOSED SESSION

MOTION: 2019-232

Moved by: Rick Gordon

Seconded by: Mike McKenzie

BE IT RESOLVED that Council move into closed session under Section 239 of the Municipal Act at 6:04 pm for the following reason(s):

Section 239 (3.1) 1. educational or training session – Angele Charbonneau, MNP LLP

Section 239 (2) (k)instruction to be applied to any negotiations.....

OCWA Draft Services Agreement

Rogers Tower Lease

Landfill Incident

Section 239 (2) (e) litigation or potential litigation

Section 239 (2) (b)

Clerk-Administrator position

CARRIED

MOTION: 2019-233

Moved by: Mike McKenzie

Seconded by: Rick Gordon

BE IT RESOLVED that Council table, until later in the meeting, the closed session and return to the regular open session of Council at 7:27 pm

CARRIED

7. REPORTING OUT OF CLOSED SESSION



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8. DELEGATIONS/GUESTS: Angele Charbonneau, Partner, MNP LLP

MOTION: 2019-234

Moved by: Rick Gordon

Seconded by: Mike McKenzie

WHEREAS Part VII of the Municipal Act provides for the preparation, audit and publishing of the financial statements for the Township;

AND WHEREAS MNP LLP, acting as the Township Auditor, has prepared audited statements for the Township;

BE IT RESOLVED THAT:

- a) the Township receive the unqualified opinion of the auditor on the financial statements;
- b) that this information is posted on the municipal website, published as required, forwarded to the Minister of Municipal Affairs and Housing, any funding partners and financial institutions requiring a copy; and
- c) made available for inspection at the Township Offices during regular office hours or made available at no cost to any taxpayer or resident.

CARRIED

9. APPROVAL OF MINUTES

MOTION: 2019-235

Moved by: Mike McKenzie

Seconded by: Rick Gordon

BE IT RESOLVED that Council approve the Regular Meeting minutes of July 9, 2019 and the Special Council meeting held July 22, 2019.

CARRIED

10. BYLAWS

BYLAW 2019-028 Water and Sewer Bylaw

MOTION: 2019-236

Moved by: Eric Russell

Seconded by: Rick Gordon

BE IT RESOLVED that Council give first, second, third and final reading to By-law 2019-028 the Water and Sewer Bylaw, effective this date.

CARRIED



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BYLAW 2019-022 Sale or Other Disposition of Municipal Land

MOTION: 2019-237

Moved by: Rick Gordon

Seconded by: Mike McKenzie

BE IT RESOLVED that Council give second, third and final reading to By-law 2019-022 the Sale or Other Disposition of Municipal Land Bylaw, effective this date.

CARRIED

11. CONSENT ITEMS

a) Reports of Officials

a. Fire Chief

i. Monthly Report for July

ii. Volunteer Firefighter Application

MOTION: 2019-238

Moved by: Rick Gordon

Seconded by: Eric Russell

BE IT RESOLVED that the Fire Chief's report for July 2019 be received, and his recommendation regarding a volunteer firefighter application be forwarded to the closed session to be dealt with by Council.

CARRIED

b. Treasurer

i. Accounts Payable and Reconciliation

MOTION: 2019-239

Moved by: Eric Russell

Seconded by: Rick Gordon

WHEREAS the Deputy Treasurer has provided the accounts payable listing for July and bank reconciliation;

BE IT RESOLVED that Council confirm the accounts payable and receive the bank reconciliation.

CARRIED

ii. 2018 Statement of Remuneration & Expenses

MOTION: 2019-240

Moved by: Rick Gordon

Seconded by: Eric Russell

BE IT RESOLVED THAT Council approve the 2018 Statement of Remuneration and Expenses

CARRIED



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iii. Bank of Montreal Re-advanceable Masterline Product

MOTION: 2019-241

Moved by: Rick Gordon

Seconded by: Eric Russell

BE IT RESOLVED that the Clerk-Administrator and the Treasurer be authorized to sign an agreement for a Bank of Montreal Master Line of Credit, and that the Master Line be used for the outstanding balance of the 2018 Dodge Pickup.

CARRIED

b) Reports of Boards and Committees

a. Health and Safety Report, July, 2019

MOTION: 2019-242

Moved by: Rick Gordon

Seconded by: Lorie Leeson

BE IT RESOLVED that the Health and Safety Committee Report for July be received, acted upon as necessary, and filed.

CARRIED

c) External Reports

a. OCWA Work Order Summary Reports – July, 2019

b. Manitoulin Planning Board Meeting Minutes July 30, 2019

MOTION: 2019-243

Moved by: Lorie Leeson

Seconded by: Rick Gordon

BE IT RESOLVED that the external minutes for the Manitoulin Planning Board of July 30, 2019 and the OCWA Work Summary reports be received, noted and filed.

CARRIED

12. REGULAR ITEMS

a) Winter Roads Standards

b) Marina Rules and Regulations

MOTION: 2019-244

Moved by: Rick Gordon

Seconded by: Lorie Leeson

WHEREAS the Health and Safety Committee have drafted standards and regulations for both winter roads and marina operations

BE IT RESOLVED that Council approves these policies for implementation, effective this date.

CARRIED



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c) Inspection Report – Steve Moggy, Ministry of Environment, July 24, 2019

MOTION: 2019-245

Moved by: Lorie Leeson

Seconded by: Rick Gordon

WHEREAS the Ministry of the Environment has conducted a review of the Township Landfill site and made orders for its improvement

AND WHEREAS staff have responded to those items and documented their response to the Ministry

BE IT RESOLVED that Council receive note and file the information.

CARRIED

d) Rural Economic Development Funding Program

MOTION: 2019-246

Moved by: Rick Gordon

Seconded by: Lorie Leeson

WHEREAS Council has received information regarding the continuation of the Rural Economic Development Funding Program;

BE IT RESOLVED that staff identify potential projects for consideration by Council as part of its 2020 budget process.

CARRIED

e) Overnight Parking in South Baymouth

MOTION: 2019-247

Moved by: Lorie Leeson

Seconded by: Rick Gordon

WHEREAS BYLAW 2004-11 authorizes the Roads Superintendent to install no overnight parking signs along Given Road and Water Street;

AND WHEREAS the Owen Sound Transportation Company has instituted paid parking on its Terminal Property;

BE IT RESOLVED that the Roads Superintendent be authorized by resolution to install no overnight parking signs on the marina parking lot as a means of controlling access to marina facilities.

Staff bring back a report on Marina parking and use of Municipal properties for overnight camping.

CARRIED



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f) Library Board Agreement

MOTION: 2019-248

Moved by: Rick Gordon

Seconded by: Lorie Leeson

WHEREAS the TehkummaH Library Board last corresponded with suggestions regarding a Service Agreement with the Township for administrative and finance services, which included reference to an annual operating grant;

AND WHEREAS staff have developed a draft agreement based on these principles, save the requirement for the Board to have its own federal registration number;

BE IT RESOLVED that Council approve this agreement in principle and asks staff to work with the Library Board for its execution.

CARRIED

g) TehkummaH Triangle Seniors Club Lease

h) Landfill Fees

MOTION: 2019-249

Moved by: Lorie Leeson

Seconded by: Rick Gordon

WHEREAS staff have provided a recommendation regarding to amend the existing landfill rate fees;

BE IT RESOLVED that Council amend Schedule E of the Fees and Charges By-law 2019-15, effective this date, subject to Ministry approval.

CARRIED

i) 2019 Annual Northern Treasurer's Forum, MMAH, October 17, 2019

MOTION: 2019-250

Moved by: Rick Gordon

Seconded by: Lorie Leeson

BE IT RESOLVED that staff be allowed to close the municipal office to attend the Northern Treasurer's Forum in Sudbury on Thursday, October 17, 2019, and

FURTHER BE IT RESOLVED that week, the office be open to the public Wednesday, October 16th to conduct regular business.

CARRIED



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j) Wiikwemkoong Islands Boundary Claim

MOTION: 2019-251

Moved by: Lorie Leeson

Seconded by: Rick Gordon

BE IT RESOLVED that the correspondence regarding the Wiikwemkoong Islands Boundary claim be noted and filed.

CARRIED

k) LED Streetlight Upgrade Proposal

MOTION: 2019-252

Moved by: Lorie Leeson

Seconded by: Rick Gordon

THAT approval be given to accept the LED Streetlight Proposal received from LAS to convert the streetlight network to LED received in October of 2017; request an update of the proposal to current date; that the Reeve and Acting Clerk-Administrator be authorized to enter into a contract with LAS as outlined in the updated proposal.

CARRIED

14. CORRESPONDENCE

MOTION: 2019-253

Moved by: Rick Gordon

Seconded by: Lorie Leeson

BE IT RESOLVED that Council receive, note and file the correspondence items a) through e).

CARRIED

15. MOTION

MOTION: 2019-254

Moved by: Lorie Leeson

Seconded by: Rick Gordon

WHEREAS Council has received a delegation from Judith Jones regarding the serious presence of phragmites in two Township ditches including the South Baymouth sewage lagoon outflow ditch;

BE IT RESOLVED that the Township authorizes the controlled use and posting the use of Roundup Weathermax herbicide in controlling the presence of phragmites in the following municipal properties:

- a) South Baymouth sewage lagoon outflow ditch; and
- b) Municipal (not provincial) road allowance ditch in proximity to Lakeshore Road

CARRIED



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MOTION: 2019-255

THAT the time of the meeting be extended to 11:00 PM.

ALL IN FAVOUR

16. CLOSED SESSION

MOTION: 2019-256

Moved by: Rick Gordon

Seconded by: Lorie Leeson

BE IT RESOLVED that Council resume its closed session under Section 239 of the Municipal Act at 9:29 pm for the following reason(s):

Section 239 (2) (k)instruction to be applied to any negotiations.....

OCWA Draft Services Agreement

Rogers Tower Lease

Landfill Incident

Section 239 (2) (e) litigation or potential litigation

Section 239 (2) (b)

Clerk-Administrator position

CARRIED

MOTION: 2019-257

Moved by: Lorie Leeson

Seconded by: Rick Gordon

BE IT RESOLVED that Council move out of closed session and report back to open session at 10:12 pm.

17. REPORTING OUT OF CLOSED SESSION

MOTION: 2019-258

Moved by: Lorie Leeson

Seconded by: Rick Gordon

BE IT RESOLVED that Council add Jacob Bennett to the volunteer firefighter role.

CARRIED



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18. CONFIRMATORY BY-LAW

MOTION: 2019-259

Moved by: Rick Gordon

Seconded by: Lorie Leeson

WHEREAS Section 5(3) of the Municipal Act, 2001, S.O. 2001, Chapter 24, as amended, requires a municipal Council to exercise its powers by By-law, except where otherwise required;

AND WHEREAS Council or a Committee of Council often authorizes action to be taken which does not lend itself to an individual By-law;

BE IT RESOLVED THAT BYLAW 2019 – 029 the Confirmatory Bylaw, be given a First, Second, Third and final reading as attached and passed as of this date.

CARRIED

19. ADJOURNMENT

MOTION: 2019-260

Moved by: Lorie Leeson

Seconded by: Rick Gordon

WHEREAS the business of the Regular Meeting has concluded;

BE IT RESOLVED THAT this meeting be adjourned at 10:15 pm until the next regular meeting or at call of the chair or a majority of Council members.

CARRIED

CHAIR: Reeve David Jaggard

ACTING CLERK-ADMINISTRATOR:
Roy Hardy

In Attendance

Loretta MUCHA

Warren SCHLOTE, *Manitoulin Expositor*