



THE CORPORATION OF THE TOWNSHIP OF TEHKUMMAH
December 3, 2019

REGULAR COUNCIL MEETING MINUTES

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

1. MEETING DECLARED OPEN

MOTION: 2019 - 333

Moved by: Mike McKenzie

Seconded by: Eric Russell

WHEREAS there is a quorum of council present:

BE IT RESOLVED THAT this Regular Meeting of Council be opened for business at 7:00 pm with the Reeve presiding as Chair.

CARRIED

2. PRAYER

3. APPROVAL OF AGENDA

MOTION: 2019-334

Moved by: Eric Russell

Seconded by: Mike McKenzie

WHEREAS Council has been provided the Agenda for the Regular Council meeting of December 3, 2019;

BE IT RESOLVED THAT the Agenda for this meeting be approved as presented.

CARRIED

4. DECLARATIONS OF PECUNIARY INTEREST

None declared

5. PUBLIC PARTICIPATION

None

6. DELEGATIONS/GUESTS:

7. APPROVAL OF MINUTES

MOTION: 2019-335

Moved by: Mike McKenzie

Seconded by: Eric Russell

BE IT RESOLVED that Council approve the minutes of the November 5, 2019 regular meeting of Council.

CARRIED



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8. OPENING TENDER 2019-06

MOTION: 2019-336

Moved by: Mike McKenzie

Seconded by: Eric Russell

WHEREAS two tenders have been received, opened and reviewed by Council for the Tender 2019-06 Sale of Surplus Equipment, 1993 E-One Pumper Fire Truck;

AND WHEREAS Council has discussed and approved one of the tender submissions;

BE IT RESOLVED THAT Council approves Tender 2019-06, Sale of Surplus Equipment, 1993 E-One Pumper Fire Truck, submitted by Rick McCann in the amount of \$2010 plus HST.

Recorded Vote Requested by Eric Russell

	Yes	No
Eric Russell		X
Mike McKenzie	X	
Lorie Leeson	X	
Rick Gordon	X	
David Jaggard	X	

CARRIED.

9. BYLAWS

BYLAW 2019-034 Animal Control, Third and Final Reading

MOTION: 2019-337

Moved by: Mike McKenzie

Seconded by: Eric Russell

WHEREAS Council has given First and Second Reading to By-Law 2019-034 Animal Control;

BE IT RESOLVED that Council give Third and Final Reading to By-Law 2019-034 Animal Control (as revised per Council recommendation) effective this date December 3, 2019.

CARRIED



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BYLAW 2019-037 Borrowing Debenture for new Snow Plow

MOTION: 2019-338

Moved by: Eric Russell

Seconded by: Mike McKenzie

WHEREAS Council has passed Motion 2019-310 approving the application for the Infrastructure Ontario Loan for the purchase of a 2020 4700 SB Front Plow and equipment;

AND WHEREAS Ontario Infrastructure and Lands Corporation (OILC) has approved said application;

BE IT RESOLVED that Council give First, Second, Third and Final Reading to By-Law 2019-037 Debenture By-Law, for the purchase of a 2020 4700 SB Front Plow and equipment, with payments due December and June each year in the amount of \$16,129.47 ending December 16, 2029 effective of closing date December 16, 2019.

CARRIED

10. CONSENT ITEMS

a) Reports of Officials

a. Fire Chief Report – November, 2019

MOTION: 2019-339

Moved by: Mike McKenzie

Seconded by: Eric Russell

WHEREAS the Fire Chief has submitted a report for November 2019;

BE IT RESOLVED that the Fire Chief's report for November 2019 be received.

CARRIED

b. Treasurer

i. Accounts Payable and Reconciliation

MOTION: 2019-340

Moved by: Mike McKenzie

Seconded by: Eric Russell

WHEREAS the Deputy Treasurer has provided the accounts payable from November 1 to 30, 2019 in the amount of \$134,067.88 and bank reconciliation as of October 31, 2019;

BE IT RESOLVED that Council confirm the accounts payable and receive the bank reconciliation as of October 31, 2019.

CARRIED



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b) Reports of Boards and Committee

a. Joint Health and Safety Committee Minutes, November 8, 2019

MOTION: 2019-341

Moved by: Eric Russell

Seconded by: Mike McKenzie

BE IT RESOLVED that the Joint Health and Safety Committee minutes of November 8, 2019 be received, acted upon as necessary and filed.

CARRIED

b. Health and Safety Report, November, 2019

MOTION: 2019-342

Moved by: Mike McKenzie

Seconded by: Eric Russell

BE IT RESOLVED that the Health and Safety Report for November, 2019 be received, acted upon as necessary, and filed.

CARRIED

c. TehkummaH Township Public Library meeting minutes, October 9, 2019

MOTION 2019-343

Moved by: Mike McKenzie

Seconded by: Eric Russell

BE IT RESOLVED that the TehkummaH Township Public Library Meeting Minutes of October 9, 2019 be received, acted upon as necessary and filed;

CARRIED

d. Little Schoolhouse and Museum Minutes – November 28, 2019

MOTION 2019-344

Moved by: Eric Russell

Seconded by: Mike McKenzie

BE IT RESOLVED that The Little Schoolhouse and Museum Meeting Minutes of November 28, 2019 be received, acted upon as necessary and filed;

CARRIED



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c) **External Reports**

- a. **OCWA Work Order Summary Reports – October 1 - 31, 2019 and Lab Services reports November 6 and 19, 2019, Certificate of Analysis – November 6 and 19, 2019;**
- b. **Manitoulin Planning Board minutes of October 22 and November 28, 2019;**
- c. **Public Health Sudbury & Districts, *Unapproved Minutes – Seventh Meeting, November 21, 2019***
- d. **Manitoulin – Sudbury District Services Board, 2019 *Third Quarter Activity Report – November 28, 2019***

MOTION: 2019-345

Moved by: Mike McKenzie

Seconded by: Eric Russell

BE IT RESOLVED that the following External reports be received, acted upon as necessary and filed:

- a. OCWA Work Order Summary Reports – October 1 - 31, 2019 and Lab Services reports November 6 and 19, 2019, Certificate of Analysis – November 11 and 21, 2019;
- b. Manitoulin Planning Board minutes of October 22 and November 28, 2019;
- c. Public Health Sudbury & Districts, *Unapproved Minutes – Seventh Meeting, November 21, 2019*
- d. Manitoulin – Sudbury District Services Board, 2019 *Third Quarter Activity Report – November 28, 2019*

CARRIED

11. **REGULAR ITEMS**

a) **GFL Environmental Inc. Recycling Contract**

The Clerk / Administrator provided a verbal update to the status of the recycling contract between the Township and the service provider GFL Environmental Inc.

b) **Special Meeting Re: Budget 2020**

MOTION: 2019-346

Moved by: Rick Gordon

Seconded by: Lorie Leeson

WHEREAS the Council and Staff of the Corporation of the Township of TehkummaH are required to produce a balanced budget for 2020;

AND WHEREAS more time is required to develop the budget than is available at regular meetings of Council;

BE IT RESOLVED that Council approves a Special Meeting to focus on the development of the 2020 budget to be held on Tuesday December 17, 2019 at 7:00 pm at the Municipal Office Meeting Room.

CARRIED



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c) Change of Date for the January 2020 Regular Meeting of Council

MOTION: 2019-347

Moved by: Lorie Leeson

Seconded by: Rick Gordon

WHEREAS staff will be taking approved Christmas holidays prior to the regularly scheduled first Tuesday in January:

AND FURTHER that only two working days are available before the agenda would need to be published. Staff has requested to move the Regular Council Meeting in January to be better prepared;

BE IT RESOLVED that Council approves that the Regular meeting of Council in January be held on January 14, 2020.

CARRIED

d) Approval of Lottery Licence for the Tehkumma Triangle Seniors Club

MOTION: 2019-348

Moved by: Lorie Leeson

Seconded by: Rick Gordon

WHEREAS the Tehkumma Triangle Seniors Club requires a Lottery Licence for Bingo and 50/50 draws that are held throughout 2020;

BE IT RESOLVED THAT Council authorize the issuance of a Lottery Licence for the 2020 Bingo Lottery and the 2020 Blanket Raffle Lottery.

CARRIED

e) Appointment of Acting Community Emergency Management Coordinator

MOTION: 2019-349

Moved by: Rick Gordon

Seconded by: Lorie Leeson

WHEREAS a letter was received on November 26, 2019 from the Fire Chief / Community Emergency Management Coordinator (CEMC), Jeff Wilson, requesting that Jack Greenway be appointed as Acting CEMC until such time as Mr. Wilson has had the opportunity to fulfill the training course requirements for the position;

AND FURTHER that Mr. Greenway has the required qualifications and has agreed to assume the position;

BE IT RESOLVED that Council agrees to appoint Mr. Jack Greenway as acting CEMC until further notice.

CARRIED.



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f) Municipal Modernization Program Intake 1 – Expression of Interest

MOTION: 2019-350

Moved by: Rick Gordon

Seconded by: Lorie Leeson

WHEREAS staff has provided a report to Council recommending that Council approves submitting two Expressions of Interest for Intake 1 of the Municipal Modernization Program for funding supported through the Ministry of Municipal Affairs and Housing to conduct a service delivery review by a third party;

AND FURTHER THAT staff recommends 1) an assessment and improvement to the Township's Asset Management Plan / Program and 2) an assessment and improvements to the Township's record management.

BE IT RESOLVED THAT Council approves submitting two Expression of Interests for Intake 1 of the Municipal Modernization Program for funding supported through the Ministry of Municipal Affairs and Housing to conduct a service delivery review by a third party concentrating on 1) TehkummaH Township's Asset Management Plan / Program and 2) TMM Records Management Proposal.

CARRIED

12. DEFERRED ITEMS

13. CORRESPONDENCE

MOTION: 2019-351

Moved by: Lorie Leeson

Seconded by: Rick Gordon

WHEREAS the following Correspondence has been presented:

Support resolutions;

- Conservation Authority Exit Clause – Township of Ramara
- Nottawasaga Valley Conservation Authority Levy – Town of Wasaga Beach
- Conservation Authority Board of Directors – Grey Sauble Conservation Authority
- Transforming and Modernizing the Delivery of Ontario's Building Code – Town of Prescott; Township of Perry; Municipality of South Huron; Township of Central Frontenac
- Joint and Several Liability Consultation – Town of Amherstburg
- Declaration of Climate Emergency – Town of Amherstburg

BE IT RESOLVED that Council directs staff to note, file or respond to the afore listed correspondence as directed.

CARRIED



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14. MOTION: 2019-352
Moved by: Rick Gordon Seconded by: Lorie Leeson

BE IT RESOLVED that Council move into closed session under Section 239 of the Municipal Act at 8:18 pm for the following reason(s):

Section 239 (2) A meeting or part of a meeting may be closed to the public if the subject matter being considered is,.....

(e) litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board;.....

k) a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board...

CARRIED

15. CLOSSED SESSION

16. MOTION: 2019-353
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 9:07 pm.

CARRIED.

17. MOTION: 2019-354
Moved by: Mike McKenzie Seconded by: Rick Gordon

THAT the recommendations regarding settlement contained in the confidential report of Loopstra Nixon LLP dated December 2, 2019 are approved.

THAT if the actions are not settled, Loopstra Nixon LLP will be authorized to proceed with a mediation for the purpose of achieving settlement.

CARRIED

18. MOTION: 2019-355
Moved by: Lorie Leeson Seconded by: Rick Gordon

WHEREAS the former Acting Clerk / Administrator, Roy Hardy, has been in consultation with the Ontario Clean Water Agency (OCWA) regarding a new Services Agreement;

AND WHEREAS a tentative agreement has been reached for the term beginning January 1, 2020 – December 31, 2024;

BE IT RESOLVED that Council directs the consultant to finalize the agreement as presented.

CARRIED



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19. CONFIRMATORY BY-LAW

MOTION: 2019-356

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 – 038 the Confirmatory Bylaw, be given a First, Second, Third and final reading as attached and passed as of this date.

CARRIED.

20. ADJOURNMENT

MOTION: 2019-357

Moved by: Lorie Leeson

Seconded by: Rick Gordon

WHEREAS the business of the Regular Meeting of Council has concluded;

BE IT RESOLVED THAT this meeting be adjourned at 9:10 pm until the Special Meeting for Budget discussions on Tuesday, December 17, 2019 at 7:00 pm, or at call of the chair or a majority of Council members.

CARRIED.

CHAIR: Reeve David Jaggard

CLERK-ADMINISTRATOR:
T. Silvio Berti

In Attendance

Warren SCHLOTE, *Manitoulin Expositor*