

THE CORPORATION OF THE TOWNSHIP OF TEHKUMMAH
July 12, 2022

8. BYLAWS

MOTION: 2022-136

Moved by: Eric Russell

Seconded by: Lorie Leeson

WHEREAS Council has given a first and second reading of By-law 2020-11 for Municipalities – form 5, to provide for Drainage Works in the Township of Tehkummah;

AND WHEREAS the Township has procured a report under section 4 and 78 of the Drainage Act for construction and improvement of the Smeltzer Drain 2020;

AND WHEREAS the estimated total cost of the drainage work is \$298,000.00;

BE IT RESOLVED THAT By-law 2020-11 be given a third and final reading and provisionally adopted as of July 12, 2022.

DEFERRED

MOTION: 2022-137

Moved by: Rick Gordon

Seconded by: Mike McKenzie

WHEREAS the Municipal Act S.O. 2001, section 168 authorizes the Municipality to pass by-laws for the licensing of Trailers in the Township;

AND WHEREAS Zoning Bylaw 80-02, 6.29, (ii) does not permit the use of a tourist trailer for human habitation except as specifically provided by the By-law;

BE IT RESOLVED THAT Bylaw 2022-011, a by-law to Licence Trailers in the Municipality, be passed permitting the use of a trailer subject to prohibitions and a licensing fee.

Read a third time and finally passed this 12th day of July, 2022.

DEFERRED

MOTION: 2022-138

Moved by: Lorie Leeson

Seconded by: Eric Russell

Council directs staff to revise Sect. 6.8 of the Trailer Bylaw 2022-011, as follows:

Section 6.8 - for 4 years.

May apply to Council for an extension of the trailer permit for another two years.

Delete: continued permitting... (last line)

Recorded vote requested by Eric Russell

Eric Russell – NO

Rick Gordon – YES

Lorie Leeson – YES

Mike McKenzie – NO

David Jaggard - YES

CARRIED

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13. CLOSED SESSION

MOTION: 2022-139

Moved by: Rick Gordon

Seconded by: Mike McKenzie

BE IT RESOLVED that Council move into closed session under Section 239 1 (2) (b) of the Municipal Act at 7:45 pm for the following reason(s):

Under Section 239 (2) (b) of the Municipal Act

“personal matters about an identifiable individual,.....”

Under Section 239 (2) (k) of the Municipal Act

“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. 2001, c. 25, s. 239 (2); 2017, c. 10, Sched. 1, s. 26.”

CARRIED

14. REPORTING OUT OF CLOSED SESSION

MOTION: 2022-140

Moved by: Lorie Leeson

Seconded by: Eric Russell

BE IT BE IT RESOLVED that Council move out of closed session and report back to open session at 8:30 pm.

CARRIED

MOTION: 2022-141

Moved by: Rick Gordon

Seconded by: Mike McKenzie

WHEREAS Council has given first and second reading to Bylaw 2022-012 to Licence Trailers in the Municipality;

AND WHEREAS the current Bylaw Officer, Gerry Strong, is responsible for enforcing the Township's Bylaws and would therefore undertake the role of the Licencing Enforcement Officer;

AND WHEREAS the Bylaw Officer will need to do extra work to identify trailers in the Municipality; to contact owners of property where there is a trailer; and to administer the licencing program;

BE IT RESOLVED that Council pay the Bylaw Officer a flat fee of \$600.00 for each trailer fee collected during the first year of the program and in subsequent years for each new trailer licence issued.

CARRIED - 1 opposed

MOTION: 2022-142

Moved by: Lorie Leeson

Seconded by: Eric Russell

To advertise for a temporary Clerk/Administrator and a Treasurer on the Township website.

CARRIED

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MOTION: 2022-143

Moved by: Eric Russell

Seconded by: Mike McKenzie

THAT Council directs staff to provide a Bylaw to cover short-term rental.

CARRIED

9. CONSENT ITEMS

a) Reports of Officials

a. Fire Chief's Report – June, 2022

MOTION: 2022-144

Moved by: Rick Gordon

Seconded by: Mike McKenzie

WHEREAS Council has been provided with a Fire Chief's Report for June, 2022,

BE IT RESOLVED that Council accepts the Fire Chief's Report for June, 2022.

CARRIED

b. Treasurer's Report

MOTION: 2022-145

Moved by: Eric Russell

Seconded by: Lorie Leeson

WHEREAS Council has been provided with the Treasurer's Report, as follows:

Accounts Payable: June 1 – 30, 2022 in the amount of \$63,481.65

BE IT RESOLVED that Council confirms the Accounts Payable from June 1 – 30, 2022 in the amount of \$63,481.35.

CARRIED

c. External Reports

MOTION: 2022-146

Moved by: Mike McKenzie

Seconded by: Rick Gordon

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

a. OCWA Reports: Lab Services - June 14 and 28, July 5, 2022
Certificate of Analysis – June 14 and 28, July 5, 2022

b. Public Health Sudbury & Districts – Unapproved Minutes – Third Meeting
June 16, 2022.

CARRIED

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10. REGULAR ITEMS

a) Funding for Bowerman Trails and John Budd Park Project

MOTION: 2022-147

Moved by: Lorie Leeson

Seconded by: Eric Russell

WHEREAS a Report to Council has been received regarding funding for the Bowerman Trails and John Budd Park Project;

BE IT RESOLVED THAT Council approves one of the following Options:

A. Council approves covering the balance of the project cost if NOHFC is not approved, ensuring that the conditions for matching funding are still met;

B. A lower risk option would be for the contract to be amended to be 75% of a smaller budget for now. 75% is the highest FedNor can do under the program. It is not thought that this would impact the NOHFC funding application.

DEFERRED

b) Gravel Tenders

MOTION: 2022-148

Moved by: Rick Gordon

Seconded by: Mike McKenzie

WHEREAS 3 tenders for the supply of ¾" granular A tailgate spread gravel and a Report to Council have been received;

BE IT RESOLVED THAT Council approves the tender submission from Corbiere at a bid cost of \$ _____ per cubic metre (¾" Granular A Tailgate Spread) being the 1st choice and with Don Eadie Const. Ltd. being the 2nd choice at \$28.45 per cubic metre plus HST upon confirmation of the quality of the gravel to be supplied.

CARRIED

c) Heat Pump Tenders

MOTION: 2022-149

Moved by: Lorie Leeson

Seconded by: Eric Russell

WHEREAS 2 tenders have been received for the supply and installation of 6 Ductless Mini-Split Heat Pumps;

AND WHEREAS a Report to Council has been presented outlining the Tenders received;

BE IT RESOLVED THAT Council approves the tender submission from Island Heating and Air Inc. for 2 Kerr Brand Multi-Zone Heat Pumps at a bid cost of \$33,165.50.

CARRIED

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d) Electrical Upgrade Tender

MOTION: 2022-150

Moved by: Rick Gordon

Seconded by: Eric Russell

Councillor Mike McKenzie declared a conflict of interest.

WHEREAS 1 tender has been received for and electrical upgrade to the service at the Township Office building to accommodate the installation of 6 Ductless Mini-Split Heat Pumps;

AND WHEREAS a Report to Council has been presented outlining the Electrical Tender received;

BE IT RESOLVED THAT Council approves the tender submission from Henderson Electric to provide a 200 amp service to the Fire Hall, freeing up space on the Office electrical panel – at a cost of \$21,275 plus HST.

CARRIED

e) Government Road Maintenance

MOTION: 2022-151

Moved by: Lorie Leeson

Seconded by: Eric Russell

WHEREAS the Roads Superintendent has presented a verbal report on maintenance for 2022 for the Government Road;

BE IT RESOLVED that Council approves using \$80,000. from reserves in 2021 to purchase and spread 5/8 gravel to a 6-inch depth from border (*west end of the Township*) to bridge (*at the Manitou River*), including hiring flaggers, a packer, and a water truck.

CARRIED

g) 2022 South Baymouth Drinking Water Report

MOTION: 2022-152

Moved by: Rick Gordon

Seconded by: Mike McKenzie

WHEREAS the South Baymouth Drinking Water 2022 Inspection Report has been presented;

BE IT RESOLVED THAT Council receives the South Baymouth Drinking Water 2022 Inspection Report.

CARRIED

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h) Automatic Door Openers for Post Office

MOTION: 2022-153

Moved by: Eric Russell

Seconded by: Lorie Leeson

WHEREAS information has been received regarding the cost of installing 2 automatic door openers for the post office space in Tehkummah;

AND WHEREAS the approximate cost at this time would be about \$7,500 plus HST (\$8475) plus the cost for an electrician to do the required wiring which would raise the costs to between \$9,000 and \$10,000 resulting in approximately a 1% raise in taxes to cover this request.

AND WHEREAS when construction was done to renovate space for the post office the doorways and lobby were made to accommodate wheelchair access. Automatic door openers were not installed.

AND WHEREAS information received from Canada Post advises that *"accessibility in this case only means that there are no steps leading to the entrance (entrance is flush with the ground or there is a ramp). They don't need to have Power Door Operators."*

BE IT RESOLVED THAT Council direct staff to watch and apply for any funding opportunities that become available to cover the cost of automatic door openers for the post office space in Tehkummah.

Recorded Vote requested by Mike McKenzie:

Mike McKenzie	NO
Lorie Leeson	NO
Rick Gordon	YES
Eric Russell	YES
David Jaggard	YES

CARRIED

i) Superior Propane Fixed Price Agreement

MOTION: 2022-154

Moved by: Mike McKenzie

Seconded by: Rick Gordon

WHEREAS a Fixed Price Rider Agreement was entered into earlier in the year with renewal to be done in July;

AND WHEREAS A quote was received for a rate of \$0.8262 for 24,000 Litres of propane to be supplied to 3 locations in the Township and is valid until Thursday, July 14, 2022 at noon;

BE IT RESOLVED that Council approves the Fixed Price Rider at a rate of \$0.8262 for 24,000 Litres of propane.

CARRIED

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12. CORRESPONDENCE

MOTION: 2022-155

Moved by: Lorie Leeson

Seconded by: Eric Russell

WHEREAS a resignation letter has been received from Loretta Mucha, Curator of The Little Schoolhouse and Museum effective October 31, 2022;

BE IT RESOLVED THAT Council accepts Loretta's resignation, with regret and huge thanks for all of her efforts in keeping the Museum a viable entity in the Village of South Baymouth and the Township of Tehkummah;

AND BE IT RESOLVED THAT the process to hire a new Curator commence.

CARRIED

MOTION: 2022-156

Moved by: Mike McKenzie

Seconded by: Rick Gordon

WHEREAS the following Correspondence has been presented:

- a) Correspondence received from Ruth Frawley, CAO/Clerk, Central Manitoulin re Townline Bridge Inspection Summary Notes, June 6, 2022;
- b) Support Resolution: Letter from City of Owen Sound re: Removal of Municipal Councillors under Prescribed Circumstances;

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

Recorded Vote requested by Mike McKenzie:

Mike McKenzie	NO
Lorie Leeson	NO
Rick Gordon	YES
Eric Russell	YES
David Jaggard	YES

CARRIED

16. CONFIRMATORY BY-LAW

By-Law 2022-014

MOTION: 2022-157

Moved by: Lorie Leeson

Seconded by: Eric Russell

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 2022-014 the Confirmatory Bylaw, be given a First, Second, Third and final reading as attached and passed as of this date.

CARRIED

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17. ADJOURNMENT

MOTION: 2022-158
Moved by: Rick Gordon

WHEREAS the business of the Regular In-Person Meeting of Council has concluded.

BE IT RESOLVED THAT this meeting be adjourned at 10:30 pm until the next Meeting of Council:

Budget Meeting: on July 25, 2022, at 7:00 pm,

Regular Meeting: on August 18, 2022, at 7:00 pm or at the call of the chair or a majority of Council members.

CARRIED


CHAIR: Reeve David Jaggard


DEPUTY CLERK/ADMINISTRATOR
Barbara Grigg

IN ATTENDANCE:
Barb Gamble
James Hardy