



THE CORPORATION OF THE TOWNSHIP OF TEHKUMMAH
August 18, 2022

REGULAR IN-PERSON COUNCIL MEETING MINUTES

PRESENT: Reeve David Jaggard
Councillor Rick Gordon
Councillor Lorie Leeson
Councillor Mike McKenzie
Councillor Eric Russell
Fire Chief Jeff Wilson
Acting Clerk / Administrator Barbara Grigg

1. MEETING DECLARED OPEN

MOTION: 2022-171
Moved by: Eric Russell **Seconded by:** Mike McKenzie

WHEREAS there is a quorum of Council present;

BE IT RESOLVED THAT this Regular In-Person Meeting of Council be opened for business at 7:15 p.m. with the Reeve presiding as Chair.

CARRIED

2. PRAYER

3. APPROVAL OF AGENDA

MOTION: 2022-172
Moved by: Lorie Leeson **Seconded by:** Rick Gordon

WHEREAS Council has been provided the Agenda for the Regular In-Person Council meeting of August 18, 2022 with the addition of *Closed Session – Under Section 239 (2) (b) of the Municipal Act – “personal matters about an identifiable individual,.....”* and a *John Budd Park letter received;*

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

CARRIED

4. DECLARATIONS OF PECUNIARY INTEREST – None

5. PUBLIC PARTICIPATION Paul Bowerman re results of Smeltzer Drain Tribunal

7. APPROVAL OF MINUTES

MOTION: 2022-173
Moved by: Mike McKenzie **Seconded by:** Eric Russell

BE IT RESOLVED that Council approve the minutes, as follows:

July 12, 2022 Regular In-Person Council Meeting

July 25, 2022 Special Budget Council Meeting

CARRIED

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8. BYLAWS

MOTION: 2022-174

Moved by: Mike McKenzie

Seconded by: Eric Russell

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 18th day of August, 2022.

Recorded Vote requested by Eric Russell.

Eric Russell – NO

Rick Gordon – YES

Lorie Leeson – NO

Mike McKenzie - NO

David Jaggard – YES

DEFEATED

MOTION: 2022-175

Moved by: Lorie Leeson

Seconded by: Rick Gordon

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 August 18, 2022.

Recorded Vote requested by Rick Gordon

Rick Gordon – NO

Lorie Leeson – NO

Mike McKenzie - NO

Eric Russell – NO

David Jaggard – YES

DEFEATED

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MOTION: 2022-176
Moved by: Mike McKenzie

Seconded by: Eric Russell

WHEREAS Council and staff have established a 2022 Budget, have formulated a fixed tax rate for the year 2022 and can authorize a levy of Municipal and Education Taxation, NOW THEREFORE the Council of the Corporation of the Township of Tehkummah approves By-law 2022 – 016, being a by-law to adopt the estimates for all sums required during the year 2022, and to fix the rate of taxation for the year 2022, and to authorize the levy of municipal and education taxation.

Recorded vote requested by Mike McKenzie

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

CARRIED

MOTION: 2022-177
Moved by: Rick Gordon

Seconded by: Lorie Leeson

WHEREAS Council has been presented with Bylaw 2022 – 018 Being a Bylaw to establish water / sewer rates and water / sewer accounts receivable collection policy,

AND WHEREAS the Municipal Act, SO 2001, Section 391, as amended authorizes a municipality to impose fees or charges for services or activities provided or done by on behalf of it,

AND WHEREAS the Municipal Act, SO 2001, Section 81 as amended authorizes a municipality to exercise methods of collection for public utility service fees,

AND WHEREAS Motion 2019 – 201 passed by Council approved a 2.5% increase in rates for each year in 2019, 2020 and 2021, notwithstanding any additional or emergency capital needs that arise that may be required to be raised by special assessment on the users of the South Baymouth Water and Sewer System,

AND WHEREAS it is necessary to increase the water/sewer rates by 2% for 2022,

AND WHEREAS it is also deemed to be necessary to establish a water / sewer accounts receivable collection policy,

NOW THEREFORE the Council of the Corporation of the Township of Tehkummah does hereby enact as follows:

1. THAT the following schedules as attached hereto form part of this Bylaw,
 - a. Schedule 1 – Water and Sewer Accounts Receivable Collection Policy
 - b. Schedule 2 – Water and Sewer Rates to be imposed
2. THAT this Bylaw shall come into force and effect as on the date of passing

Recorded Vote requested by Lorie Leeson

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

CARRIED

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9. CONSENT ITEMS

a) Reports of Officials

a. Fire Chief's Report – July, 2022

MOTION: 2022-178

Moved by: Mike McKenzie

Seconded by: Eric Russell

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

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

CARRIED

MOTION: 2022-179

Moved by: Lorie Leeson

Seconded by: Rick Gordon

BE IT RESOLVED to add Jacob Gordon to the Volunteer Firefighters' roster, and to remove Brad Thornton from same.

CARRIED

b. Treasurer's Report

MOTION: 2022-180

Moved by: Mike McKenzie

Seconded by: Eric Russell

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

Accounts Payable: July 1 – 31, 2022 in the amount of \$124,864,84

Bank Reconciliation – January, February, March, April, May, 2022;

BE IT RESOLVED that Council confirms the Accounts Payable from July 1 – 31, 2022 in the amount of \$124,864,84

CARRIED

b) Reports of Boards and Committees

a. Museum Minutes

MOTION: 2022-181

Moved by: Rick Gordon

Seconded by: Lorie Leeson

WHEREAS Council has been provided with The Little Schoolhouse and Museum – Board Meeting Minutes: May 24, June 16, and July 14, 2022

BE IT RESOLVED that Council received the Board Meeting Minutes.

CARRIED

c) External Reports

MOTION: 2022-182

Moved by: Eric Russell

Seconded by: Mike McKenzie

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

- a. OCWA Reports: Lab Services – July 5 and August 9, 2022
Certificate of Analysis – July 15 and 18, August 12, 2022
Work Order Summary Report – WTP and Lagoon – July 1 – 31, 2022

- b. Minutes of the POA Board of Management Meeting, June 21, 2022

CARRIED

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10. REGULAR ITEMS

a) Letter from Lorie Gordon re feeding wildlife

MOTION: 2022-183

Moved by: Lorie Leeson

Seconded by: Eric Russell

WHEREAS a Letter to Council has been received from Lori Gordon regarding the feeding of wildlife in her neighbourhood and the impact on her home and is requesting that Council put a Bylaw in place, with fines, to stop this;

BE IT RESOLVED THAT Council directs staff to send a letter to the people who are feeding the wildlife, requesting that they stop and advise that a Bylaw is in the process of being drafted that will impose fines for non-compliance;

AND THAT MNR literature be sent to them;

AND THAT Staff is directed to research and begin drafting a Bylaw to deal with the feeding of wildlife.

Mike McKenzie and Rick Gordon declared a conflict of interest

CARRIED

11. CORRESPONDENCE

MOTION: 2022-184

Moved by: Rick Gordon

Seconded by: Eric Russell

WHEREAS the following Correspondence has been presented:

- a) Correspondence from Central Manitoulin re a Waste Management Master Plan
- b) Ontario Sheep Farmers re Livestock Guardian Dog use in Ontario
- c) Letter from residents of John Budd Park;

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

CARRIED

MOTION: 2022-185

Moved by: Lorie Leeson

Seconded by: Mike McKenzie

BE IT RESOLVED that Council directs Marina staff to check and collect fees on a daily basis from casual tent campers at John Budd Park.

CARRIED

12. CLOSED SESSION

MOTION: 2022-186

Moved by: Rick Gordon

Seconded by: Eric Russell

BE IT RESOLVED that Council move into closed session under Section 239 1 (2) (b) of the Municipal Act at 9:35 Pm for the following reason(s):

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

“personal matters about an identifiable individual...”

CARRIED

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13. REPORTING OUT OF A CLOSED SESSION

MOTION: 2022-187

Moved by: Mike McKenzie

Seconded by: Lorie Leeson

BE IT RESOLVED that Council move out of closed session and report back to open session at 10:05 pm.

CARRIED

14. MOTION – none

15. CONFIRMATORY BY-LAW

By-Law 2022-019

MOTION: 2022-189

Moved by: Eric Russell

Seconded by: Rick Gordon

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 2022-019 the Confirmatory Bylaw, be given a First, Second, Third and final reading as attached and passed as of this date.

CARRIED

17. ADJOURNMENT

MOTION: 2022-190

Moved by: Lorie Leeson

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

BE IT RESOLVED THAT this meeting be adjourned at 10:06 pm until the next Meeting of Council:

Special Meeting: on August 23, 2022 at 7:00 pm

Regular Meeting: on September 13, 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:

Paul Bowerman