



**THE CORPORATION OF THE MUNICIPALITY OF TEMAGAMI
REGULAR COUNCIL MEETING
AGENDA**

**Thursday, May 23, 2019, 6:30 P.M.
Main Level Chambers**

An audio recording of the Open Session of this meeting is being made and will be available through the Municipal Website as a public service to further enhance access to municipal government services and to continue to promote open and transparent government. As a visitor, your presence may be recorded and your name and address may be revealed during certain parts of the Council meeting.

Pages

1. **CALL TO ORDER AND ROLL CALL**
2. **ADOPTION OF THE AGENDA**
Draft Motion:
BE IT RESOLVED THAT the Regular Council Agenda dated May 23, 2019 be adopted as presented/amended.
3. **DECLARATION OF CONFLICT OR PECUNIARY INTEREST AND GENERAL NATURE THEREOF**
4. **CLOSED SESSION**
5. **ADOPTION OF MINUTES**
- 5.1 **DRAFT Regular Council Minutes - May 13, 2019** 1
Draft Motion:
BE IT RESOLVED THAT the Minutes of the Regular Council Meeting held on May 13, 2019 be adopted as presented/amended.
6. **BUSINESS ARISING FROM THE MINUTES**
7. **DELEGATIONS/ PRESENTATIONS**
- 7.1 **Registered Delegations/Presentations**
 1. **Municipal Property Assessment Corporation** 8
RE: MPAC Orientation

Draft Motion:
BE IR RESOLVED THAT Council receive the presentation from MPAC.
- 7.2 **Unregistered Presentations (Maximum 15 Minutes in Total- in accordance with rules in By-law)**
** 5 minutes per each presenter for a Maximum of 15 Minutes in total for all unregistered presentations**
8. **CONSENT AGENDA ITEMS**
Draft Motion:
BE IT RESOLVED THAT Council adopt the consent agenda motions presented on the agenda.

8.1	Staff Report(s) for Information:	
	Draft Motion:	
	BE IT RESOLVED THAT Council receive the annual reports from the Marten River Volunteer Fire Department, the Temagami Volunteer Fire Department, and the Public Works Department for information.	
1.	Marten River Volunteer Fire Department Report - April 2019	20
2.	Temagami Volunteer Fire Department Report - April 2019	22
3.	Public Works Department Report - May 2019	23
8.2	Correspondence for Information:	
	<i>Hard copies of all correspondence for information is available at the Municipal office on request. The information items have been circulated to Council prior to the meeting.</i>	
	Draft Motion:	
	BE IT RESOLVED THAT correspondence items numbered: 8.2.1 to 8.2.4 on this agenda be received by Council for information and be noted, filed, and recorded in the minutes of this meeting;	
1.	Application for Site Plan Approval	26
2.	Funding Public Library Services	28
3.	OGRA Resolution on the working relationship between OGRA and ROMA	29
4.	Inspection of Approved 2019-2020 Annual Work Schedule Temagami Management Unit	35
8.3	Minutes of Local Boards & Committee Meetings	
	Draft Motion:	
	BE IT RESOLVED THAT the minutes of the Advisory Committees and Local Boards that have been submitted for Council's consideration be received listed in the minutes of this meeting.	
1.	Temagami Cemetery Board Minutes - May 2019	36
2.	Board of Management of Au Château Minutes - April 2019	39
9.	<u>STAFF REPORTS</u>	
9.1	Items to be Considered Separately from Consent Agenda:	
1.	Memo-M-087 2019 Taxation Ratios	43
	Draft Motion:	
	BE IT RESOLVED THAT Council receive Memo 2019-M-087;	
	AND FURTHER THAT Council directs Staff prepare the 2019 Tax Ratio By-Law using revenue neutral ratios.	
10.	<u>COUNCIL COMMITTEE REPORTS</u>	
10.1	Items to be Considered Separately from Consent Agenda:	
11.	<u>ANNOUNCEMENTS AND VERBAL REPORTS FROM MAYOR AND COUNCILLORS</u>	
12.	<u>CORRESPONDENCE</u>	
12.1	Action Correspondence	
1.	Memo-M-084 Correspondence from Temagami Area Fish Involvement Program	44

Draft Motion:

BE IT RESOLVED THAT Council receive Memo 2019-M-084;

AND FURTHER THAT Council directs Staff coordinate as necessary with the TAFIP as they host the Kids Fishing Derby planned to occur on Saturday, August 3, 2019 at the Municipal Docks.

2. Memo-M-085 Correspondence from Parachute Canada

46

Draft Motion:

THAT the following resolution be considered by Council:

WHEREAS Parachute Canada's theme for Safe Kids Week 2019 is preventing harm from children's falls in the home and at play;

AND WHEREAS preventable injuries are the number one killer of Canadians aged 1 to 44; AND WHEREAS preventable injuries are costing the Canadian economy tens of billions of dollars;

AND WHEREAS preventing harmful child falls in the home and at play is important as falls are the leading cause of injury to Canadian children leading to more than 140,000 children being seen in emergency departments for fall-related injuries with most of these injuries involving children under 5;

AND WHEREAS everyone can follow simple fall prevention tips to keep our children safe in the home and at play;

AND WHEREAS Safe kids week is dedicated to raising awareness and seeking solutions to preventable child fatalities and serious injuries across Canada;

AND WHEREAS everyone has a role to play in creating change among their peers, in their classrooms and in their communities;

NOW THEREFORE BE IT RESOLVED THAT Council proclaim June 3 to 9, 2019 as Parachute Safe Kids Week in the Municipality of Temagami.

3. Memo-M-086 Correspondence from Mr. Christie

48

Draft Motion:

BE IT RESOLVED THAT Council receive Memo 2019-M-086;

AND FURTHER THAT Council directs Staff to initiate the process to develop a policy to enable the assumption of private and/or seasonal roads by the Municipality.

4. Notice practices, closed meeting complaint

50

Draft Motion:

BE IT RESOLVED THAT Council receive correspondence.

12.2 Resolution from Other Municipalities

13. BY-LAWS

13.1 19-1440 - To execute a lease agreement with the Temagami & District Chamber of Commerce

56

Draft Motion:

BE IT RESOLVED THAT By-law 19-1440 being a by-law to execute a lease agreement with Temagami and District Chamber of Commerce for the north portion of the Temagami Train Station, be taken as read a first, second and third time and finally passed this 23th day of May, 2019; AND FURTHER THAT the said by-law be signed by the Mayor and Clerk and recorded in the by-law book.

14. **APPROVED MINUTES OF COMMITTEE MEETINGS**

15. **UNFINISHED BUSINESS**

16. **NEW BUSINESS**

17. **NOTICES OF MOTION**

18. **CONFIRMATION BY-LAW**

62

Draft Motion:

BE IT RESOLVED THAT By-law 19-1457, being a by-law to confirm the proceedings of the Council of the Corporation of the Municipality of Temagami, be taken as read a first, second and third time and finally passed this 23rd day of May; AND FURTHER THAT the said by-law be signed by the Mayor and Clerk and recorded in the by-law book.

19. **ADJOURNMENT**

Draft Motion:

BE IT RESOLVED THAT this meeting adjourn at p.m.



THE CORPORATION OF THE MUNICIPALITY OF TEMAGAMI
REGULAR COUNCIL MEETING
MINUTES

Monday, May 13, 2019, 5:00 P.M.
Main Level Chambers

PRESENT: D. O'Mara, C. Dwyer, B. Leudke, J. Harding, M. Youngs, J. Koistinen
J. Shymko

STAFF: C. Davidson, S. Fournier, S. Pandolfo
B. Turcotte, P. Elliott, J. Sanderson

CALL TO ORDER AND ROLL CALL

Mayor O'Mara called the meeting to order at 5:00 p.m. There were 12 people in the audience. The Mayor called the Roll.

ADOPTION OF THE AGENDA

19-224

MOVED BY: C. Dwyer

SECONDED BY: J. Shymko

BE IT RESOLVED THAT the Regular Council Agenda dated May 13, 2019 be adopted as presented.

CARRIED

DECLARATION OF CONFLICT OR PECUNIARY INTEREST AND GENERAL NATURE THEREOF

The Mayor requested disclosure of pecuniary interest. Administration reported that none were received prior to the meeting. There were no other disclosures made.

CLOSED SESSION

NONE.

ADOPTION OF MINUTES

DRAFT Special Council Minutes - April 25, 2019

Minutes - Regular Council Meeting, May 13, 2019

19-225

MOVED BY: J. Shymko

SECONDED BY: M. Youngs

BE IT RESOLVED THAT the Minutes of the Special Council Meeting held on April 25, 2019 be adopted as presented.

CARRIED

DRAFT Regular Council Minutes - April 25, 2019

19-226

MOVED BY: J. Koistinen

SECONDED BY: B. Leudke

BE IT RESOLVED THAT the Minutes of the Regular Council Meeting held on April 25, 2019 be adopted as presented.

CARRIED

BUSINESS ARISING FROM THE MINUTES

Councillor B. Leudke voiced his concern regarding the timeline to review reports prior to Council meeting.

DELEGATIONS/ PRESENTATIONS

Registered Delegations/Presentations

KPMG

RE: Financial Statement Review and Year-End Audit Report

Presenter: T. Cecchetto, CPA, CA, KPMG LLP, presented to Council the Financial Statement Review and Year-End Audit Report and answered questions from Council.

19-227

MOVED BY: M. Youngs

SECONDED BY: B. Leudke

BE IT RESOLVED THAT Council accept the Financial Statements as presented by KPMG.

CARRIED

District School Board Ontario North East

RE: District School Board Ontario North East Update

Presenters: L. Dye, Director of Education, J. Plaunt, Superintendent of Education (South Region) and P. Fong-West, Superintendent of Business and Finance, presented to Council the District School Board Ontario North East Update and answered questions from Council.

Minutes - Regular Council Meeting, May 13, 2019

19-228

MOVED BY: J. Harding

SECONDED BY: J. Shymko

BE IT RESOLVED THAT Council receive the presentation from the District School Board Ontario North East.

CARRIED

Unregistered Presentations (Maximum 15 Minutes in Total - in accordance with rules in By-law)

** 5 minutes per each presenter for maximum of a 15 minutes in total for all unregistered presentations**

NONE.

CONSENT AGENDA ITEMS

NONE.

Staff Report(s) for Information:

Correspondence for Information:

Hard copies of all correspondence for information is available at the Municipal office on request. The information items have been circulated to Council prior to the meeting.

Minutes of Local Boards & Committee Meetings

ANNOUNCEMENTS AND VERBAL REPORTS FROM MAYOR AND COUNCILLORS

Mayor O'Mara reported on his and other Council members attendance to the 2019 Federation of Northern Ontario Municipalities Annual Conference.

Mayor O'Mara reported on his attendance to the DNSSAB meeting.

STAFF REPORTS

NONE.

COUNCIL COMMITTEE REPORTS

NONE.

CORRESPONDENCE

Action Correspondence

Memo 2019-M-080 Correspondence from Paradis - Letter of Correspondence

Minutes - Regular Council Meeting, May 13, 2019

19-229

MOVED BY: C. Dwyer

SECONDED BY: B. Leudke

BE IT RESOLVED THAT Council receive Memo No. 2019-M-080;

AND FURTHER THAT Council accept with regret the resignation of Dan Paradis from the Committee of Adjustment.

CARRIED

Memo 2019-M-081 Correspondence from VanManen - Bottles for Kids Program

19-230

MOVED BY: C. Dwyer

SECONDED BY: J. Koistinen

BE IT RESOLVED THAT Council receive Memo No. 2019-M-081;

AND FURTHER THAT Council not pursue taking over responsibility of the Bottle for Kids program.

CARRIED

Resolution from Other Municipalities

Memo 2019-M-082 Correspondence from Temagami Public Library and the draft resolution based on the resolution from the Dryden Public Library Board

19-231

MOVED BY: J. Shymko

SECONDED BY: J. Koistinen

BE IT RESOLVED THAT Council receive Memo No. 2019-M-082;

AND FURTHER THAT Council adopts the resolution as attached to this memo being;

WHEREAS public libraries provide safe, inclusive, and vibrant community spaces where everyone is welcome to learn, work, connect, and have fun; and,

WHEREAS the Temagami Public Library actively partners with the community to deliver valued services and contribute to a culture of social good by sharing knowledge and resources; and,

WHEREAS the Temagami Public Library continues to deliver services that support provincial initiatives such as lifelong learning and skills development, local economic development, health literacy, and provides equitable access to government websites and services; and

WHEREAS the Temagami Public Library continues to manage public resources with the utmost
Minutes - Regular Council Meeting, May 13, 2019

care and are committed to the sustainability of their services; and

WHEREAS the Temagami Public Library requests that the Municipality of Temagami urge the Province of Ontario to recognize the importance of services provided by Ontario Library Service - North and the Southern Ontario Library Service including the administration of bulk purchasing agreements, technology consultation, strategic planning and policy development consultation, the provincial Interlibrary Loan system, board and staff training opportunities, collection development support, support for First Nations libraries and the administration of the Joint Automation Server Initiative; and

WHEREAS the Temagami Public Library requests that the Municipality of Temagami urge the Province of Ontario to restore funding to Ontario Library Service - North in recognition of the unfair and disproportionate impact of these cuts on Northern Ontario public libraries,

NOW THEREFORE BE IT RESOLVED that the Temagami Municipal Council supports the Temagami Public Library's request for the Government of Ontario to restore funding to Ontario Library Service - North; and

BE IT FURTHER RESOLVED that the Municipality of Temagami urges the Province of Ontario to support sustainable long term funding for Ontario's Public Libraries; and,

BE IT FINALLY RESOLVED that a copy of this resolution be sent to the Office of the Premier, to the Minister of Tourism, Culture, and Sport, to the Ontario Minister of Municipal Affairs, to the local MPP, to the Association of Municipalities Ontario, to the Ontario Library Association and to the Federation of Ontario Public Libraries.

CARRIED

Memo 2019-M-083 Correspondence from Region of Peel

19-232

MOVED BY: M. Youngs

SECONDED BY: J. Koistinen

BE IT RESOLVED THAT Council receive Memo No. 2019-M-083;

AND FURTHER THAT Council supports the request made that the Province engage municipalities and existing Boards of Health before proceeding with any changes to the existing structure and funding.

CARRIED

BY-LAWS

NONE.

APPROVED MINUTES OF COMMITTEE MEETINGS

19-233

MOVED BY: C. Dwyer

SECONDED BY: B. Leudke

BE IT RESOLVED THAT the minutes of the Advisory Committees and Local Boards that have been submitted for Council's consideration be received listed in the minutes of this meeting.

The following item were received for information:

- Committee of Adjustment Minutes - November 2018

CARRIED

EXTENTION OF CURFEW

19-234

MOVED BY: B. Leudke

SECONDED BY: M. Youngs

BE IT RESOLVED THAT this meeting extend the curfew for a further 60 minutes.

CARRIED

UNFINISHED BUSINESS

Draft 2019 Budget

19-235

MOVED BY: C. Dwyer

SECONDED BY: B. Leudke

BE IT RESOLVED THAT Council approve the Draft Budget in principal for the Municipality for 2019 and direct Staff to prepare the appropriate by-laws to strike the rates for the first meeting in June 2019.

CARRIED

19-236

MOVED BY: C. Dwyer

SECONDED BY: B. Leudke

BE IT RESOLVED THAT Council direct Staff to coordinate a public session in Marten River and one in Temagami to review the budget with the Public.

CARRIED

NEW BUSINESS

Provincial Financial Cuts

This was provided as information only.

NOTICES OF MOTION

NONE.

CONFIRMATION BY-LAW

19-237

MOVED BY: C. Dwyer

SECONDED BY: J. Koistinen

BE IT RESOLVED THAT By-law 19-1456, being a by-law to confirm the proceedings of the Council of the Corporation of the Municipality of Temagami, be taken as read a first, second and third time and finally passed this 13th day of May; AND FURTHER THAT the said by-law be signed by the Mayor and Clerk and recorded in the by-law book.

CARRIED

ADJOURNMENT

19-238

MOVED BY: J. Harding

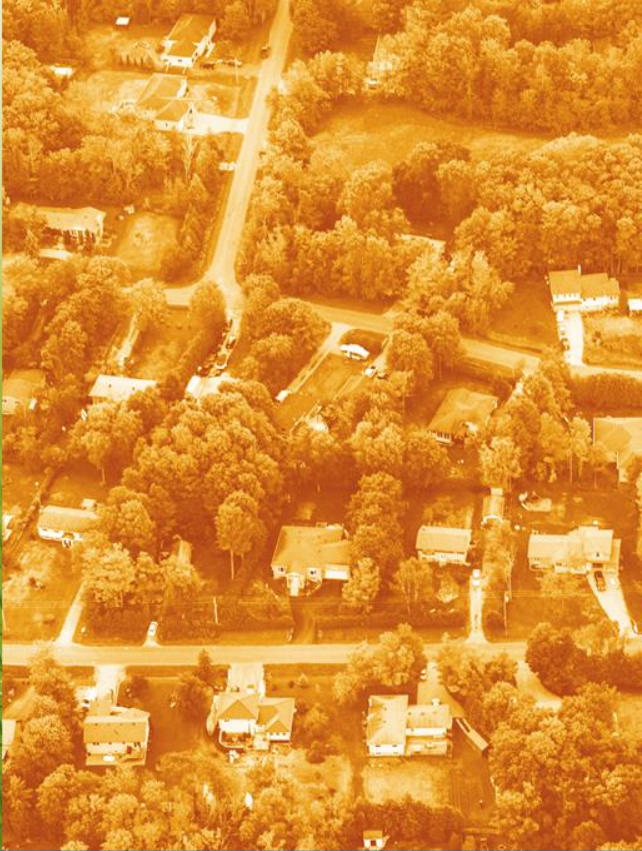
SECONDED BY: B. Leudke

BE IT RESOLVED THAT this meeting adjourn at 8:56 p.m.

CARRIED

Mayor

Clerk



ABOUT MPAC AND ONTARIO'S ASSESSMENT SYSTEM



MUNICIPAL
PROPERTY
ASSESSMENT
CORPORATION

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WHAT IS MPAC?

MPAC IS AN INDEPENDENT, NOT-FOR-PROFIT CORPORATION FUNDED BY ALL ONTARIO MUNICIPALITIES.

We're accountable to the Province, municipalities and property taxpayers through a 13-member Board of Directors.

OUR ROLE IS TO ASSESS AND CLASSIFY ALL PROPERTIES IN ONTARIO.

We do this in compliance with the *Assessment Act* and regulations set by the Government of Ontario.

Our assessors are trained experts in the field of valuation and apply appraisal industry standards and best practices.

MPAC'S PROVINCE-WIDE ASSESSMENT UPDATES OF PROPERTY VALUES HAVE MET INTERNATIONAL STANDARDS OF ACCURACY.

Our assessments and data are also used by banks, insurance companies and the real estate industry.

▶ **LEARN MORE AT [MPAC.CA](https://www.mpac.ca)**



OUR ASSESSORS ARE TRAINED EXPERTS IN THE FIELD OF VALUATION AND APPLY APPRAISAL INDUSTRY STANDARDS AND BEST PRACTICES.

ONTARIO'S PROPERTY ASSESSMENT SYSTEM

There are several main components in Ontario's property assessment and taxation system. Each plays an important role:

THE ONTARIO PROPERTY TAXPAYER

Municipalities use the assessed values we provide to inform their decisions about the property taxes we all pay for important services.

MUNICIPALITIES

determine revenue requirements, set municipal tax rates and collect property taxes to pay for municipal services using the assessed value.*

These services may include:



Police and fire protection



Roads, sidewalks and public transit



Waste management



Municipal parks and recreational facilities



School boards
Education taxes are also collected for school boards.

THE MUNICIPAL PROPERTY ASSESSMENT CORPORATION

determines Current Value Assessments and classifications for all properties in Ontario.

THE PROVINCIAL GOVERNMENT

passes legislation, sets assessment policies and determines education tax rates. The Province also operates an independent assessment appeal tribunal – the Assessment Review Board.

LEARN ABOUT THE RELATIONSHIP BETWEEN PROPERTY ASSESSMENT AND TAXATION AT [MPAC.CA/HOWASSESSMENTWORKS](https://mpac.ca/howassessmentworks)

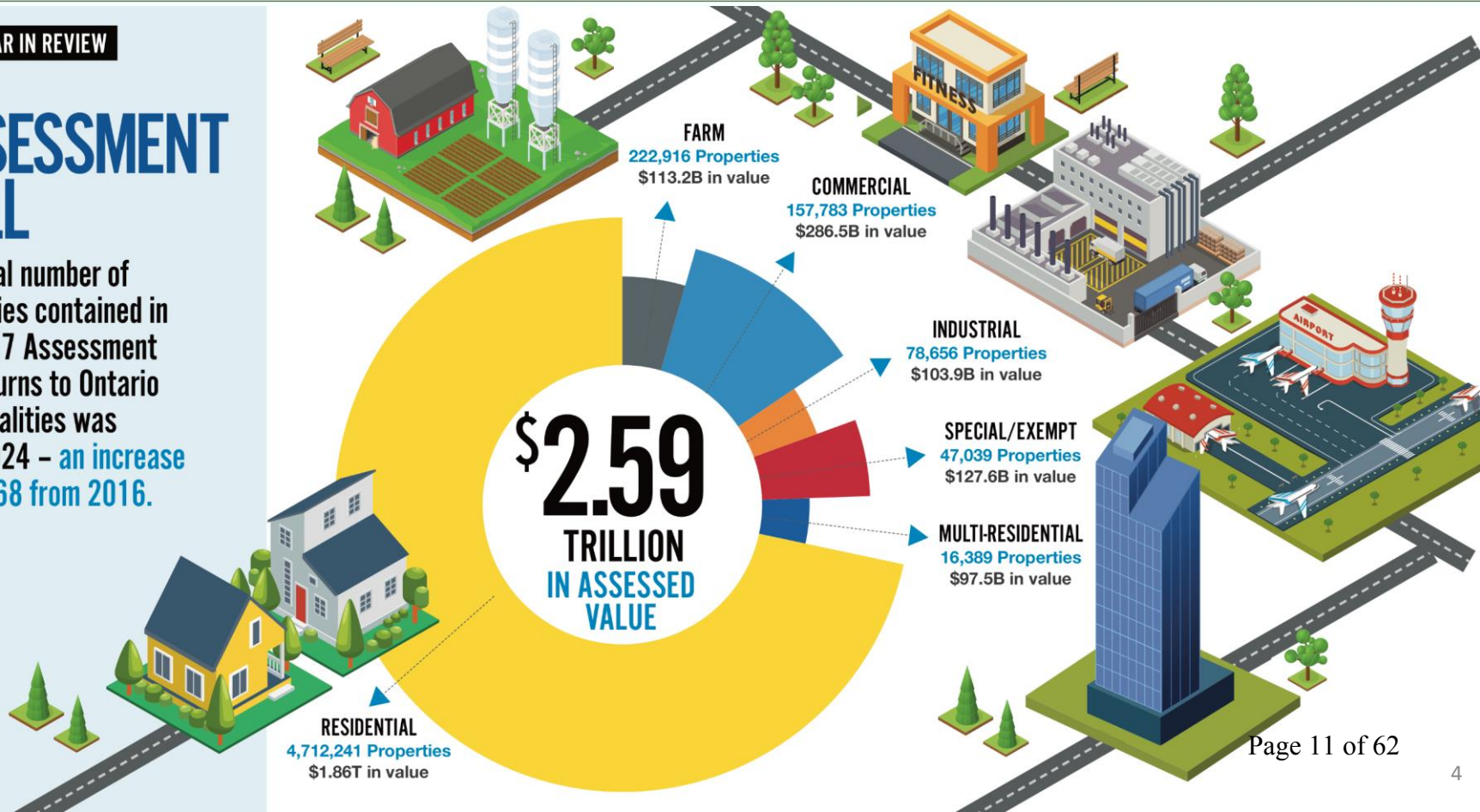
* Provincial Land Tax and levies by local boards are collected in unincorporated areas and contribute towards municipal services.

2017 Assessment Roll for 2018 Taxation

2017 YEAR IN REVIEW

ASSESSMENT ROLL

The total number of properties contained in the 2017 Assessment Roll returns to Ontario municipalities was 5,235,024 – an increase of 63,468 from 2016.



Ontario's 4-Year Assessment Cycle

ONTARIO'S TRANSPARENT ASSESSMENT SYSTEM

ASSESSMENT CYCLE

In Ontario, MPAC updates property assessments every four years.

We continue to review properties in between Assessment Update years as properties are built, renovated, demolished and change use.



PHASE-IN PROGRAM

Assessment Updates are phased in gradually over four years. Under the phase-in provision in the *Assessment Act*, an increase in assessed value is introduced gradually. A decrease in assessed value is introduced immediately.

PROPERTY PHASE-IN

Your property's value on January 1, 2019:	\$375,000
Your property's value on January 1, 2016:	\$345,000
Over this four-year period, your property value changed by:	\$30,000

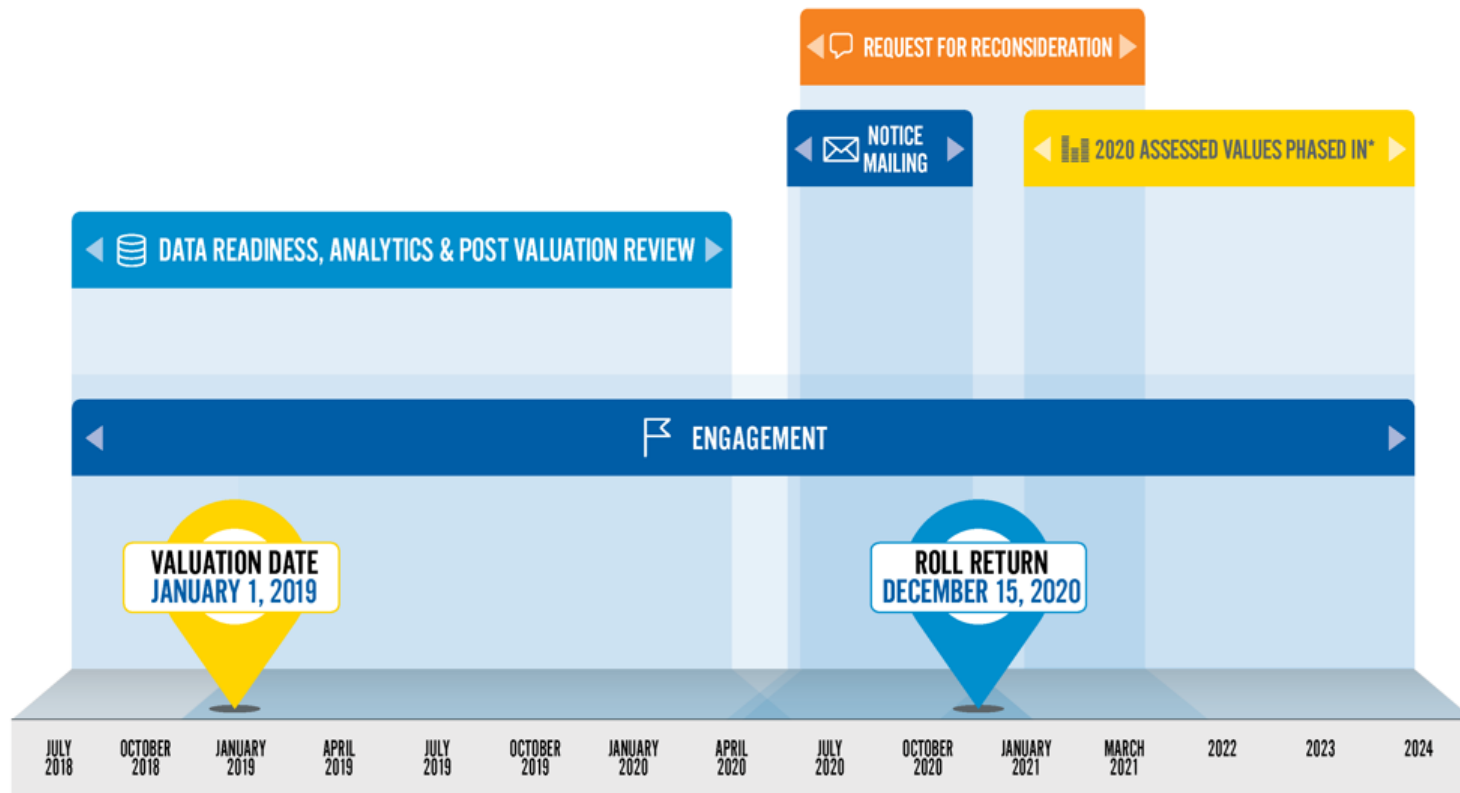
Assuming property characteristics stay the same,
the property assessment will increase by \$7,500 each year



2021	2022	2023	2024
\$352,500	\$360,000	\$367,500	\$375,000

FOR MORE INFORMATION ABOUT MPAC, OUR ROLE AND COMMITMENT TO ACCURATE AND TRACEABLE ASSESSMENTS, PLEASE VISIT [MPAC.CA](https://www.mpac.ca)

Assessment Roadmap



*Assessment increases are **phased in equally over four years**. Decreases are **applied immediately**.

A woman with long, curly brown hair is sitting on a light blue couch, looking at a black tablet. She is wearing a red and blue plaid shirt over a white top and light-colored jeans. The background shows a room with several cardboard boxes, suggesting a moving or relocation scenario. The lighting is warm and indoor.

About  Property.ca



2018 YEAR-END ASSESSMENT REPORT FOR THE 2019 TAX YEAR

AS OF DECEMBER 2018



APPENDIX 1

Assessment Change Summary by Property Class

Municipality of Temagami

The following chart provides a comparison of the total assessment for the 2016 base years, as well as a comparison of the assessment change for 2018 and 2019 property tax year by property class.

Property Class/Realty Tax Class	2016 Full CVA	2018 Phased-in CVA	2019 Phased-in CVA	Percent Change 2018 to 2019
R Residential	335,033,800	309,335,732	322,184,761	4.2%
M Multi-Residential	997,000	997,000	997,000	0.0%
C Commercial	28,718,700	28,156,015	28,437,358	1.0%
X Commercial (New Construction)	2,874,500	2,842,250	2,858,375	0.6%
I Industrial	111,300	111,300	111,300	0.0%
J Industrial (New Construction)	394,000	392,850	393,425	0.1%
P Pipeline	118,064,000	112,945,544	115,504,772	2.3%
(PIL) R Residential	4,528,800	4,254,628	4,391,714	3.2%
(PIL) C Commercial	2,690,800	2,592,600	2,641,700	1.9%
E Exempt	13,867,900	13,176,600	13,522,250	2.6%
TOTAL	507,280,800	474,804,519	491,042,655	3.4%



APPENDIX 2

Assessment Base Distribution Summary by Property Class Municipality of Temagami

The following chart provides a comparison of the distribution of the total assessment for the 2016 base year, and the 2018 and 2019 phased-in assessment which includes the percentage of the total assessment base by property class.

Property Class/Realty Tax Class	2016 Full CVA	Percentage of Total 2016 CVA	2018 Phased-in CVA	Percentage of Total 2018 CVA	2019 Phased-in CVA	Percentage of Total 2019 CVA
R Residential	335,033,800	66.0%	309,335,732	65.2%	322,184,761	65.6%
M Multi-Residential	997,000	0.2%	997,000	0.2%	997,000	0.2%
C Commercial	28,718,700	5.7%	28,156,015	5.9%	28,437,358	5.8%
X Commercial (New Construction)	2,874,500	0.6%	2,842,250	0.6%	2,858,375	0.6%
I Industrial	111,300	0.0%	111,300	0.0%	111,300	0.0%
J Industrial (New Construction)	394,000	0.1%	392,850	0.1%	393,425	0.1%
P Pipeline	118,064,000	23.3%	112,945,544	23.8%	115,504,772	23.5%
(PIL) R Residential	4,528,800	0.9%	4,254,628	0.9%	4,391,714	0.9%
(PIL) C Commercial	2,690,800	0.5%	2,592,600	0.5%	2,641,700	0.5%
E Exempt	13,867,900	2.7%	13,176,600	2.8%	13,522,250	2.8%
TOTAL	507,280,800	100%	474,804,519	100%	491,042,655	100%

- Regional Manager

Mary Dawson-Cole, Nipissing/Parry Sound Districts - Zone 7
Mary.Dawson-Cole@mpac.ca, Tel: 705.675.4209

- Account Manager

Steve McArthur, Nipissing/Parry Sound Districts - Zone 7
Steve.McArthur@mpac.ca, Tel: 705.492-8587

- Account Support Coordinator

Judy Sauder, Nipissing/Parry Sound Districts - Zone 7
Judy.Sauder@mpac.ca, Tel: 705-419-1739



MARTEN RIVER VOLUNTEER FIRE DEPARTMENT

Fire Chief Paul Elliott
2877 Highway 11 north
Marten River, ON
POH 1T0
705 471 5874

MONTHLY REPORT APRIL 2019

TRAINING

- April 2nd Members viewed "The Mission" video depicting Dr. David Griffin's goal to see change in the fire service after the loss of nine of his fellow fire fighters in the 2007 Charleston Sofa Factory fire. Auto extrication videos demonstrating technics for side removal, door removals and hydraulic ram positioning for current model vehicles were viewed and discussed. New replacement equipment (traffic cones and saw blades) were place on to the trucks.
- April 16th A practical exercise where fire fighters demonstrated their ability to safely operate the pump panel for Engine 4 and Rescue 5 (CAF) was conducted by Fire Chief Elliott. Fire fighters demonstrated their ability to draft water from the dry hydrant and while communicating with the hose crew pump water and foam.

INCIDENTS

- April 10th Fire fighters were dispatched to a Bobcat skid loader on fire at a Highway 11 address. On arrival it was found that the fire had been extinguished by the owner. The equipment was inspected to insure that no rekindle would occur.
- April 18th Members attended to a patient on McLaren road suffering from chest pains. Fire fighters monitored the patient until EMS arrived.

FIRE PREVENTION

The Homeowner "Fire Smart Manual" was emailed to community members. We hope that this information provides our rural property owners with tips to protect their homes/cottages in the event of wildfires.

OTHER

- Core Fire Safety completed the annual inspection for the department's fire extinguishers and the kitchen's fire suppression system.

- The Marten River Fire Department 2018 Annual Report to council was submitted.
- Fire Chief Elliott along with some local fire fighters attended the April 10th Marten River Volunteer Fire Fighting Team Association meeting. The Chief updated the community on the fire department's 2018 activities, the department's concerns and focus and expressed appreciation for the association's continued support.
- On April 15th Fire Chief Elliott, Captain Elliott, and Fire fighters N. Malbrecht and T. Malbrecht attended a Barbecue at the North Bay Central Ambulance Communication Center to celebrated National Public Safety Communications week. We were given a tour of the facility and were able to watch the dispatchers in action, giving us real appreciations of the great work these people do every day.
- On April 22 Fire Chief Elliott met with A. Welsh regarding the removal of the trees for the relocation of the helipad.
- Fire Chief Elliott attended the April 25th Council meeting.

Temagami Fire Department
Monthly Report of Activities
for the month of: *April 2019*

3 Activations

- April 3rd @ 4:29 AM – reported Hydro pole on fire – Hwy 11, 1 Km North of Lake Temagami road, - 1 firefighter responded (department protocol in winter is to send 1 individual to investigate hazard) - contacted Hydro, remained on scene, turned over to OPP
- April 5th @ 4:01 PM – reported gas leak outside 6730 Hwy 11 – gas line damaged by heavy snow accumulation deposited by roof cleaning – leak on low pressure side of meter; isolated area from the public, Public Works requested to assist in removal of snow to access & turn off gas valve, waited for Union gas arrival – 5 firefighters & 2 vehicles responded
- April 16th @ 9:37 PM – Reported CO2 alarm @ 24 Railway street – leak in the hot water heater exhaust piping – turned off gas at appliance – occupants advised to have unit repaired before using it – 8 firefighters and 2 trucks responded

Training:

- 4 meetings this month – basic pump theory, water supply; drafting exercise, hose loading, and equipment mtnc; overview of Dr. David Brenner's presentation at the North Eastern Fire Educational Conference on the Charlton Super-Sofa fire / Charlton 9 and lessons learned
- 3 Firefighters completed “blended” Standard First Aid training (e-learning component) - 1 firefighter failed to complete e-learning component before scheduled practical component.
- S103 forest fire (theory)- 8 hour in-house training - 5 firefighters attended
- Chief attended 2 day Emergency Management - 225 Exercise Program Management training

Fire Prevention:

- Fire Inspections at Temagami Marine and Temagami Public School completed – in compliance at time of inspection
- Several Fire Safety Plans in various stages of review
- 2 burning complaints investigated – one warning for daytime burning; unable to act on one complaint (complainant unwilling to make formal complaint)

Fire Education:

- Regular radio “fire safety” announcements on CJTT
- Monthly community newsletter - Fire Safety messages – Emergency Preparedness theme

Other:

- 1 member dismissed for lack of attendance and 2 other members currently suspended from attending activations; required to complete *return to active duty* evaluation(s)
- Driver evaluation completed by 1 new member; approved to drive Rescue
- Chief working on Annual Report
- Replaced rear step lighting on 2017 Pumper – lights supplied under warranty
- Repaired / replaced defective transmission pan plug on 2002 Rescue truck
- Recommendations on User Fees By-law provided to Treasurer/Administrator
- Firefighter request for letter re: Volunteer Firefighter CRA benefit provided

Jim Sanderson

Fire Chief, Temagami Fire Department

Date: *May 7, 2019*

**PUBLIC WORKS DEPARTMENT
MONTHLY REPORT
May 2019**

ROADS	<ul style="list-style-type: none"> • Washoput repairs to some of our roads due to heavy rain • Grade roads when we could till it was dry enough to grade more. • Straighten up street signs from winter plowing • Sweep sand off sidewalks • Patching Roads/ Patrolling roads , cutting trees off the roads as well • Temagami Marine road washed out on May ,10/2019 due to jesse creek over flowed or a beaver dam let go. Public works hauled Ballast and crusher fines and had road open by 200pm and on Monday when levels went down we completed the road and it is now back to normal • Picked up 2 loads of cold mix from North Bay for Patching • All camera's are up and working at the mine landing remotely from public works office
WATER & SEWER	<ul style="list-style-type: none"> • Public works had 2 frozen sewer lines this month • Public Works changed 4 grinder pumps • We also installed grinder pumps for residents that have been away for the winter months and also had a lot of water and sewer shut offs to turn on. • Repair the fence at TN lagoon • Sent MAP"S for printing up north for our lagoons and to hang them up in our plants for viewing in case of emergency's • Ordered 5 cases of sand bags to have in stack incase of flooding was to happen • Ordered Grinder Pump parts • All docks at all landings will be installed by the end of the week • Also cut tree's at the Rabbit lake landing due to danger to the public
EQUIPMENT	<ul style="list-style-type: none"> • Had Brakes replaced on 2013 F150

	<ul style="list-style-type: none"> • Took plows and wings off Large trucks and had them summer ready • Repaired lights on 1 ton, short in wiring • Sent email to all departments on surplus 740 champion grader parts. • T-3 is up north getting hood painted from minor accident this winter. Should be back in a week or so
WASTE MANAGEMENT	<ul style="list-style-type: none"> • Strathy Landfill – pushed domestic and wood waste • Set garbage bins up at mine landing for summer
BUILDINGS	<ul style="list-style-type: none"> • Install new desk in main office, did minor drywall repairs in bathroom and painted. • Changed lights
PARKS & REC	<ul style="list-style-type: none"> • Arena had rental for easter weekend so we cleaned and then cleaned again for the next event • Public School rented Arena for a spaghetti dinner • Met with adjusters again and contractors for quotes on repairs to the wall • Had boat taken out and got it running to install docks for summer • Public works tried to put a new flag on the tower last week but the cable was broke to raise and lower it and we believe that someone else should repair this due to the scope of the project
CAPITAL PROJECTS (2019)	<ul style="list-style-type: none"> • Public works tried to install the cement for the bollards at the mine landing but the water came up to fast this year to do the work, also there were lots of vehicles and skidoos parked down there where we had to do the work
Navagational Aids	<ul style="list-style-type: none"> • All bouys and lights are in place on lake Temagami except for the Southwest Arm and the North arm due to ice still on the lake. They will be inspected once the lake opens up totally

BUDGET (Operations 2019)	<ul style="list-style-type: none"> • Going over Capital and operational budget for 2019
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Ontario Association of Architects

May 9, 2019

Via email

Attention: All Directors of Planning and Chief Building Officials in the Province of Ontario

Re: Applications for Site Plan Approval

Dear Director/Chief Building Official,

It has again been brought to the attention of the Ontario Association of Architects (OAA), by you or your peers, that there continue to be instances where non-architects are preparing the architectural designs accompanying applications for site plan approval under the *Planning Act*. The OAA initially wrote to Chief Building Officials (CBOs) and Directors of Planning in October 2012 and again in August 2016 to warn against these practices.

Designs submitted as part of the site plan approval process are intended to govern the construction, enlargement or alteration of buildings. Although these designs are submitted during early design stages of a project and indicate an initial concept, once approved, these designs become the basis for the development of all subsequent documents required for approval e.g. a building permit.

Subject to the qualifications and exemptions set out in the *Architects Act*, designs accompanying a site plan application must be prepared, sealed and signed by an architect. This excludes buildings exempted under sections [11\(3\) and \(4\)](#) of the *Architects Act*. Please note that the *Architects Act* legislates the following [definitions](#) within the Province of Ontario:

“design” means a plan, sketch, drawing, graphic representation or specification intended to govern the construction, enlargement or alteration of a building or a part of a building (“plan”)

“practice of architecture” means,

- (a) the preparation or provision of a design to govern the constructions, enlargement or alteration of a building,
- (b) evaluating, advising on or reporting on the construction, enlargement or alteration of a building, or
- (c) a general review of the construction, enlargement or alteration of a building; (‘exercice de la profession d’architecte’)

As with each of our respective professions, the protection of public safety is the overarching goal behind the work we do. This is expressly reflected in the *Architects Act*, which sets the [Principal Object](#) to regulate the practice of architecture “in order that the public interest may be served and protected.” Be advised that accepting designs by non-architects can directly, or indirectly, create circumstances compromising public safety.

If you have any concerns about potential lapses in the protection of public safety or other similar matters, please inform the OAA's Executive Director, Kristi Doyle via email (kristid@oaa.on.ca) or by phone (416-449-6898 ext. 212). Where appropriate, the matter will be provided to the Registrar who may intervene and/or exercise legal authorities ([section 46, "Penalties"](#)) against anyone found to be in contravention of the *Architects Act*.

Sincerely,



Kathleen Kurtin, Architect
OAA, FRAIC
President



J. Gouin
6136 Highway 11 N.
P.O. Box 534
Temagami, ON
P0H 2H0

The Honourable Doug Ford,
Premier of Ontario
Room 281
Legislative Building, Queen's Park
Toronto, ON
M7A 1A1

Copy Counsel

April 26, 2019

Dear Sir,

I am writing to protest Minister Tibollo's statement of April 18, regarding funding for public library services. Contrary to the Minister's statement that the Ontario Library Service agencies "have no involvement in day-to-day operations of Ontario's public libraries", residents of small northern communities rely heavily on the services they provide, most obviously in inter-library loans. This service provides access to the entire province's inventory of library books to any resident anywhere. As such, it is an excellent use of public resources for the benefit of all.

Furthermore, Ontario Library Services-North provides essential support to small community librarians and boards of directors, and technical and administrative services, that together provide a level of service to these communities that would otherwise be impossible. As such, it evens the playing field in providing access to resources that are taken for granted in big city libraries.

I would like to point out also, with respect to the access to computers and the Internet provided by libraries, that not every home has a computer or high-speed Internet access. The changes to education that your government proposes, such that e-learning will be a compulsory component of high school courses, contradicts Minister Tibollo's position on Library Services. If libraries in small northern communities are forced, by a reduction in services, to reduce access to computers and high-speed Internet, either because of shorter hours of operation or a lack of technical support, students at all levels will suffer. Residents who rely on these computers for job searches and applications, distance education, and all the other functions of electronic communication that are increasingly taken for granted in modern life, will also suffer.

In conclusion, I urge you and your government to recognize the essential services provided by libraries in small northern communities, by reinstating the funding to Ontario Library Services-North to at least 2017 - 2018 funding levels, as well as maintaining the base funding for Ontario Public Libraries.

Yours sincerely,


Judy Gouin

cc. Hon. Michael Tibollo. Minister of Culture, Tourism and Sport
John Vanthof, MPP, Timiskaming-Cochrane
Dan O'Mara, Mayor, Municipality of Temagami ✓



April 29, 2019

Municipality of Temagami
P.O. Box 220
Temagami, ON P0H 2H0

Copy Council
OP

Attention: Dan O'Mara
Mayor

Dear Mayor O'Mara:

At the 2019 Ontario Good Roads Association conference a resolution was passed at the Annual General Meeting requesting that OGRA approach the Rural Ontario Municipal Association to establish a working relationship to organize an annual Combined Conference.

I sent a letter to ROMA Chair, Allan Thompson on February 28, 2019. A copy of the letter and resolution are attached. OGRA has now received a response from ROMA stating that they are not prepared to enter into discussions with OGRA. The response from ROMA is also attached.

The OGRA Board of Directors fully understands why Ontario municipalities are better served by ROMA's and OGRA's collaboration in delivering a conference. OGRA feels that our collective members benefit financially. By extension the municipal sector sees the strength of having its representative organizations working together.

OGRA remains prepared to have discussions with ROMA concerning recombining our conferences however if our shared members want to see a return to one combined event, they must also have those discussions directly with ROMA.

OGRA knows that as an organization our best and most meaningful work is still ahead of us and we look forward to the challenge of providing exceptional value to our members.

Yours truly,

Rick Kester,
President



February 28, 2019

Rural Ontario Municipal Association
200 University Avenue
Suite 801
Toronto, ON M5H 3C6

Attention: Allan Thompson, Chair

Dear Allan:

It was very nice talking with you at our 125th Ontario Good Roads Association Conference. As you may be aware at the OGRA Annual General Meeting a resolution was tabled by Mayor Steve Salonin, Municipality of Markstay-Warren. In his covering email he stated the resolution was approved by the "area mayors". The Municipality of Markstay-Warren is located just east of Sudbury.

A copy of the full resolution is attached. The operative clause reads as follows:

THEREFORE BE IT RESOLVED that the OGRA Board approach the ROMA Board to establish a working relationship to organizing an Annual ROMA/OGRA Combined conference.

The resolution was put to the floor at the AGM. Two delegates spoke in support and the resolution was passed.

Members of our OGRA Board would like to arrange to meet with you and your colleagues on ROMA to explore this issue further in order to achieve a new agreement for a combined conference to better serve each of our members.

Please let us know when you would be available to discuss this further.

Yours truly,

Rick A. Kester,
President

Resolution

WHEREAS since the separation of the ROMA / OGRA annual combined conference in 2017 attending both events separately are becoming costly and unattainable to smaller communities.

AND WHEREAS the previous combined ROMA / OGRA Annual Conference provided the opportunity of member municipalities to participate and benefit from both organizations in an efficient and cost-effective manner to better serve their constituents.

THEREFORE BE IT RESOLVED that the OGRA Board approach the ROMA Board to establish a working relationship to organizing an Annual ROMA/OGRA Combined conference.



Mr. Rick A. Kester
President
Ontario Good Roads Association
1525 Cornwall Road, Unit 22
Oakville ON L6J 0B2

March 22, 2019

Dear Mr. Kester:

Re: OGRA resolution on the working relationship between OGRA and ROMA.

Thank you for your letter of February 28, 2019, and the attached OGRA resolution.

The resolution was the subject of considerable discussion at a recent meeting of the ROMA Board. On Behalf of the ROMA Board, let me begin by saying the intention of the resolution is fully and greatly appreciated. We believe it reflects a long and productive working relationship between our organizations in the service of our respective constituencies. The Board welcomes the opportunity to work collaboratively with OGRA in areas of shared interest and common purpose, and we look forward to those discussions in the future.

The decision in 2016 by the ROMA Board to offer its own conference, in the service of Ontario's rural municipalities, was not taken lightly. It followed many meetings on how a renewed partnership might be established. The final decision reflected the ROMA Board's commitment and responsibility to ensure that the unique needs and voices of rural Ontario are clearly, fully, and powerfully expressed. ROMA is a political organization and its objectives include public policy advocacy for the entire spectrum of municipal services delivered by rural municipal governments. That breadth of issues, and the political nature of ROMA's relationship with the Government of Ontario, are now reflected in our conference programming.

The ROMA conferences in 2017, 2018 and 2019 have allowed ROMA to better meet the needs of its constituents and have strengthened ROMA's influence and ability to advocate on behalf of the municipalities it serves. The ROMA Board believes it has a responsibility to maintain this momentum.

Consequently, the Board is not prepared to enter into discussions with OGRA for the purpose of combining our respective conferences at this time.

Thank you again for your letter. Please accept the ROMA Board's best wishes for the continued success of OGRA.

Yours truly,

A handwritten signature in black ink, appearing to read 'Allan Thompson', with a long horizontal flourish extending to the right.

Allan Thompson
Chair, ROMA

cc. ROMA Board

INSPECTION

Inspection of Approved 2019 – 2020 Annual Work Schedule Temagami Management Unit

The **North Bay District Office** of the **Ontario Ministry of Natural Resources and Forestry (MNRF)** has reviewed and approved the April 1, 2019 – March 31, 2020 Annual Work Schedule (AWS) for the **Temagami Management Unit**.

Availability

The AWS will be available for public inspection at the First Resource Management Group Inc. Office and the Ontario government website at www.ontario.ca/forestplans beginning **May 10, 2019** and for the one-year duration of the AWS.

Scheduled Forest Management Operations

The AWS describes forest operations such as road construction, maintenance and decommissioning, forestry aggregate pits, harvest, site preparation, tree planting and tending that are scheduled to occur during the year.

Tree Planting and Fuelwood

First Resource Management Group (FRMG) is responsible for tree planting on the Temagami Management Unit. Please contact FRMG for information regarding tree planting job opportunities.

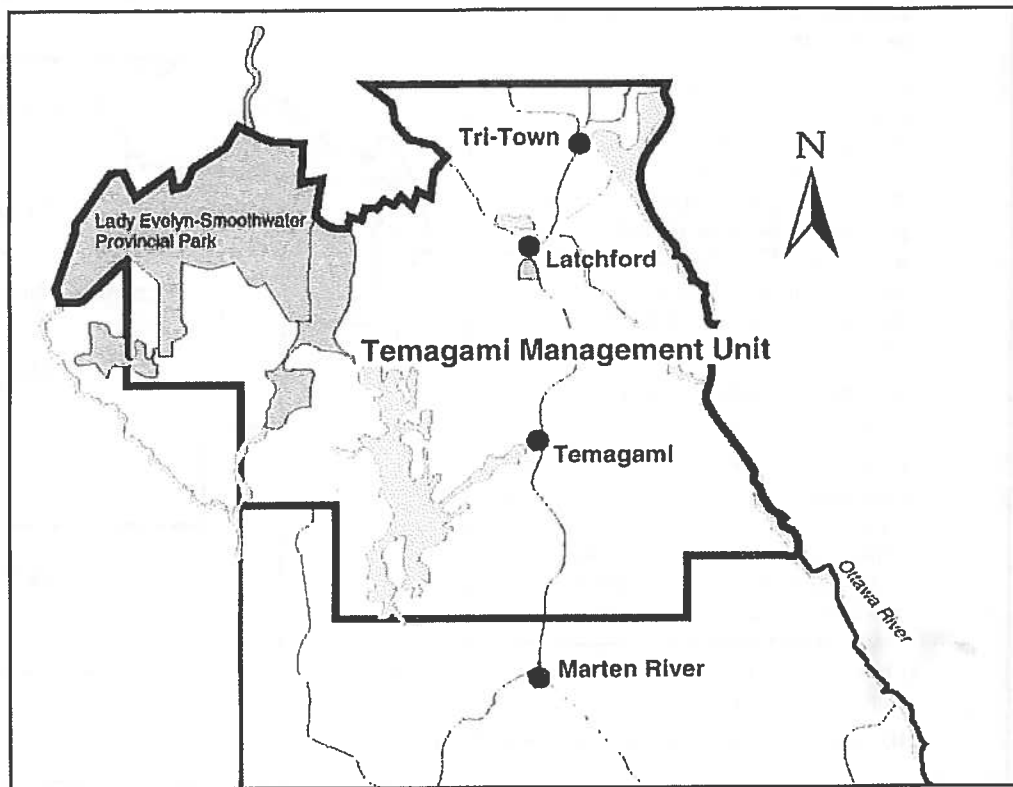
For information on the locations and licence requirements for obtaining fuelwood for personal use, please contact the MNRF North Bay District Office at 705-475-5550. For commercial fuelwood opportunities, please contact FRMG.

More Information

For more information on the AWS or to arrange an appointment with MNRF staff to discuss the AWS or to request an AWS operations summary map, please contact:

Robert Baker, R.P.F.
Management Forester
Ministry of Natural Resources and Forestry
North Bay District Office
3301 Trout Lake Road
North Bay, ON P1A 4L7
tel: 705-475-5521
fax: 705-475-5500
e-mail: robert.baker@ontario.ca
office hours: Monday to Friday 8:00 a.m. to 4:30 p.m.

Etienne Green, R.P.F.
Planning Forester
First Resource Management Group Inc.
P.O. Box 850
22 Paget Street
New Liskeard, ON P0J 1P0
tel: 705-650-3360
e-mail: etienne.green@frmg.ca
office hours: Monday to Friday 8:00 a.m. to 5:00 p.m.



**Temagami Cemetery Board Meeting
Whispering Pines Cemetery
May 6, 2019
Welcome Centre Boardroom at 6:00 pm**

Draft Minutes

PRESENT: Chair B Kitts, Councillor M Youngs, G De Man, H Loney and D Burrows
Staff: S Fournier, B Turcotte, D Carr and D Larochelle

1. CALL TO ORDER

Chair B Kitts called the meeting to order at 6:15 pm

2. ADOPT AGENDA – MOTION

MOVED BY: M Youngs

SECONDED BY: G De Man

The Cemetery Board Committee agenda dated May 6, 2019 be adopted as presented.

CARRIED

3. DECLARATION OF PECUNIARY INTEREST AND GENERAL NATURE

None noted

4. PRESENTATION/DELEGATIONS

5. ADOPT MINUTES - MOTION

MOVED BY: B Turcotte

SECONDED BY: H Loney

The Cemetery Board Committee minutes dated July 30, 2018 be adopted as presented.

CARRIED

6. BUSINESS ARISING FROM THE MINUTES

Main Entrance Stone Pillars:

- Deteriorating – cracking and stones are falling out from the mortar
- Include in stone work area for the booklet

Action: B Turcotte will obtain quote from Contractors

Memory Wall:

- Has engraving increased from our current rate?

Action: D Larochelle will contact Buffam Leveille Funeral Home for quote.

Whispering Pines Cemetery Wooden Sign:

D Larochelle reported that a letter was sent to Mr. Koistinen in regards to the wooden sign, but to date has not received a reply.

- Obtain quotes from Contractors

Action: D Burrows will provide contact name

Timagami Cemetery (Lakeshore Drive)

The Board discussed that we place a memorial for those buried there.

Suggestions:

- Cover the base with granite
- Replace wooden cross with granite
- Memorial should be historic
- Do not include the names that are buried there

Action: D Larochelle will contact Buffam Leveille Funeral Home for granite quote

7. REPORTS

7.1 Caretaker:

Don gave his operational report, including the following:

- Roof that covered the booklet has collapsed
- Replace laminated sign and by law sheet

Action: Staff will print new sheets and laminate

- Stones need to be repositioned he asked if Public Works staff would assist
- Top soil pile is in bad shape

Action: B Turcotte will have the pile turned and order another load of soil

- The main gate latch is not closing properly

Action: PW staff will modify the latch

- Cemetery road -brushing /tree removal

Action: B Turcotte will determine what trees need to be removed

7.2 Public Works

B Turcotte reported:

- Lawn tractor leaking oil
- Flower boxes/bench – replace deteriorated flower boxes and bench with composite.

Action: D Burrows will obtain quote from Peacock Furniture

8. UNFINISHED BUSINESS

B Kitts proposed that we invite Carol Oley to our next meeting to discuss any updates and make recommendation on what the Board needs to do to move forward regarding the Timagami Cemetery.

Action: D Larochelle will contact C Oley

- B Kitts suggested that we compensate C Oley for mileage (CRA rate)

Action: Board approved

- D Larochelle suggested that for our next meeting we provide a light dinner since we have invited guests and our meeting will be starting at 5:00 pm.

Action: Board approved

- B Kitts asked staff to provide financials for the next meeting

Action: S Fournier will collect the financial data.

9. NEW BUSINESS

D Carr was excused during the discussion of the following item:

The Board recommends that we increase his Honorarium by \$300.00 per year.

Agenda items for the next Board meeting:

- Discuss User Fee's
- Discuss Financials
- Review Cemetery plot and columbarium map

10. NEXT MEETING

The Cemetery Board will meet on Monday June 10, 2019. Meeting scheduled for 5:00 pm at the Whispering Pines Cemetery and meeting to follow at the Welcome Centre boardroom.

12. ADJOURNMENT

Moved by: D Burrows

Seconded by: H Loney

To adjourn the meeting.

CARRIED

The meeting was adjourned at 7:25 pm

**Minutes of the Regular Meeting
of the Board of Management of Au Château
held in Au Château's Boardroom
on April 24, 2019 at 12:00 noon**

PRESENT: MEMBERS :	Lise Senécal	Chairperson
	Yvon Duhaime	
	Jacques Dupuis	Administrator / Secretary
	Guy Éthier	Vice-Chairperson
	Henri Laflamme	Chief Financial Officer
	Léo Malette	
	Dan O'Mara	
	Corinne Restoule	Financial Accountant
	Joanne Savage	
	Nicole Janson	Recording Secretary

01. Meeting called to order

Meeting was called to order.

02. Declaration of Conflict of Interest

No declaration of conflict of interest declared.

03. Adoption of Agenda

Resolution No. 23

Moved by : Guy Éthier
Seconded by : Léo Malette

BE IT RESOLVED THAT the Agenda of the Regular Meeting on April 24, 2019 be approved as amended at 12:00 pm.

Carried

04. Adoption of Minutes

Resolution No. 24

Moved by : Dan O'Mara

Seconded by : Guy Éthier

BE IT RESOLVED THAT the Minutes of the Regular Meeting held March 20, 2019 be approved as presented.

Carried

05. New Business:

a) CSS – Assisted Living Compliance Review Audit

A compliance review audit was performed and focused mainly on high risk seniors. Although documentation was being done, it was recommended that policies be developed to meet the requirements for which these have already been implemented.

b) Strategic Plan – Employee Recruitment – LHIN's

Administrator informed the Board on the LHIN's efforts in recruiting PSW's.

c) Snow Removal Tender

Administrator informed the Board on the special meeting held with the Life Lease residents and its positive results. The Board was further advised of the meeting with the contractor and after discussion it was agreed that the following resolution be adopted:

Resolution No. 25

Moved by : Léo Malette

Seconded by : Dan O'Mara

WHEREAS on February 4th, the Home issued a call for tenders for snow removal, and

WHEREAS four (4) contractors picked up the tender package, and

WHEREAS only one (1) contractor submitted a tender at a fixed price of \$109,991 for five (5) years before taxes, representing an increase of \$50,979 or 46%, and
WHEREAS the Administrator has met the contractor to discuss reasons for the significant increases,

THEREFORE BE IT RESOLVED that the Board authorize the Administrator to award the contract to Lafond Snow Removal and Sweeping, meeting all specifications.

Carried

d) **MOH Inspection Update**

Administrator informed the Board on his pre-meeting via conference call with the MOHLTC Inspection Branch regarding the outstanding order on Plan of Care. A review of all the care plans was done and simplified and subsequently audits are being performed to ensure compliance. He also highlighted the following items:

- change in software to Point Click
- focus on an analysis of care on 3rd floor
- importance on documentation
- activities care plans review and simplification
- physio's simplified worksheet

With these modifications, hopefully the compliance inspectors' report will bring positive results.

Further information was provided that Inspectors are also reviewing certain critical incident reports.

06. **Unfinished Business:**

a) **Financial Report - Presentation of Draft Financial Statements by Bakertilly**

Daniel Longlade of the firm of Bakertilly presented the Independent Auditors Report which outlined the audit of the Financial Statements. Amongst other matters, there were no internal control matters and no misstatements and as such, a clean audit opinion was provided. Furthermore, because they did not note any significant issues, they will not be issuing a letter to management. The Chief Financial Officer then summarized the Audited Financial Statements and the following resolution was then adopted as presented:

Resolution No. 26

Moved by : Guy Éther
Seconded by : Léo Malette

BE IT RESOLVED THAT the Audited Statements for the year 2018 be approved as presented.

Carried

b) **Administrative Report**

There being no further discussion other than what was presented on the report, the Administrative report was adopted as presented and the following resolution was passed:

Resolution No. 27

Moved by : Dan O'Mara
Seconded by : Guy Éthier

BE IT RESOLVED THAT the Administrator's Report be accepted as presented.

Carried

07. **In-Camera Session**

None

08. **Other Business / Information Items**

a) **Next Meeting**

The next meeting is scheduled for May 15th, 2019 at 12:00 noon.

b) **Information Items**

None

09. **Adjournment**

Resolution No. 28

Moved by : Guy Éthier
Seconded by : Dan O'Mara

BE IT RESOLVED THAT the meeting now adjourn at 2:00 pm.

Carried


Chairperson


Administrator / Secretary



Corporation of the Municipality of Temagami

Memorandum to Council

Memo No.
2019-M-087

☒ Staff
☐ Committee

Subject: 2019 Taxation Ratios

Agenda Date: May 23, 2019

Attachments:

RECOMMENDATION

BE IT RESOLVED THAT Council receive Memo 2019-M-087;

AND FURTHER THAT Council directs Staff prepare the 2019 Tax Ratio By-Law using revenue neutral ratios.

INFORMATION

Each year Single and Upper Tier Municipalities are required to establish or confirm tax ratios. There are two ways these can be established. The first is to maintain the ratios from the previous year. The second is to establish ratios to maintain the tax levy by class. These are a little different was the assessment changes are not equal across the classes.

From the Ontario Property Tax Analysis worksheets, the tax ratio options are outlined below:

Taxation Class	Maintaining Ratios	Revenue Neutral Ratios
Residential	1.000000	1.000000
Multi-Residential	2.151772	2.151772
Commercial	1.159061	1.194873
Industrial	0.787090	0.818749
Pipeline	0.935552	0.952707

In addition to the ratios noted above, there are still reduction factors for vacant and excess subclasses for the Commercial and Industrial property classifications.

The Residential Ratio, as well as Managed Forest and Farmland should we have properties within these classes in the future, are established by legislation. The Multi-Residential is not subject to any increases by regulation as the ratio is higher than 2.0000.

In 2018, the ratios were adjusted to be revenue neutral. If the same decision was made this year the change in the tax levy, by class would be:

Taxation Class	Tax Change	Percentage Change
Residential	(\$17,772)	(0.67%)
Multi-Residential	(\$114)	(0.66%)
Commercial	\$7,567	2.40%
Industrial	\$108	3.33%
Pipeline	\$10,208	1.16%

Respectfully Submitted:
Craig Davidson
Treasurer/Administrator



Corporation of the Municipality of Temagami

Memorandum to Council

Memo No.
2019-M-084

☒ Staff
☐ Committee

Subject: Request from TAFIP

Agenda Date: May 23, 2019

Attachments:

RECOMMENDATION

BE IT RESOLVED THAT Council receive Memo 2019-M-084;

AND FURTHER THAT Council directs Staff coordinate as necessary with the TAFIP as they host the Kids Fishing Derby planned to occur on Saturday, August 3, 2019 at the Municipal Docks.

INFORMATION

Mr. Laba, President of the TAFIP, has requested the use of the Municipal Docks and area in front of the Municipal Office to host a Kids Fishing Derby on Saturday, August 3, 2019. Similar to last year, they are planning to host a BBQ for all kids, free of charge, and provide prizes to all kids regardless of their fishing success that day. They have insurance coverage through the Ontario Federation of Anglers and Hunters.

Respectfully Submitted:
Craig Davidson
Treasurer/Administrator

Suzie Fournier

From: Sabrina Pandolfo
Sent: Wednesday, May 8, 2019 3:11 PM
To: Suzie Fournier; craig.d
Subject: FW: Kids fishing Tournament

For May 23 Council Meeting please.

Thanks!

Sincerely,

Sabrina Pandolfo
Deputy Treasurer
Municipality of Temagami

705-569-3421 ext.207

From: Ike Laba [REDACTED]
Sent: Wednesday, May 8, 2019 1:07 PM
To: Sabrina Pandolfo <projects@temagami.ca>
Cc: [REDACTED]
Subject: Kids fishing Tournament

Hi Sabrina:

Mayor Dan O'Mara/Council and CAO:

As discussed early this week (Sabrina/Ike) we have a Kids Fishing Derby planned for Saturday August 3rd at the regular site (Municipal Docks). We would like to have permission to set up as we did last year. We provide gifts for all kids whether they are successful or not at the fishing game. Also, a BBQ will be set up for all kids at not cost. We have insurance coverage through the OFAH.

Thanks
Ike Laba
TAFIP President
[REDACTED]



Corporation of the Municipality of Temagami

Memorandum to Council

Memo No.
2019-M-085

☒ **Staff**
☐ **Committee**

Subject:	Communication from Parachute
Agenda Date:	May 23, 2019
Attachments:	Correspondence from Parachute

RECOMMENDATION

THAT the following resolution be considered by Council:

WHEREAS Parachute Canada's theme for Safe Kids Week 2019 is preventing harm from children's falls in the home and at play;

AND WHEREAS preventable injuries are the number one killer of Canadians aged 1 to 44;

AND WHEREAS preventable injuries are costing the Canadian economy tens of billions of dollars;

AND WHEREAS preventing harmful child falls in the home and at play is important as falls are the leading cause of injury to Canadian children leading to more than 140,000 children being seen in emergency departments for fall-related injuries with most of these injuries involving children under 5;

AND WHEREAS everyone can follow simple fall prevention tips to keep our children safe in the home and at play;

AND WHEREAS Safe kids week is dedicated to raising awareness and seeking solutions to preventable child fatalities and serious injuries across Canada;

AND WHEREAS everyone has a role to play in creating change among their peers, in their classrooms and in their communities;

NOW THEREFORE BE IT RESOLVED THAT Council proclaim June 3 to 9, 2019 as Parachute Safe Kids Week in the Municipality of Temagami.

INFORMATION

Accompanying this report is communication received from Parachute Canada regarding the 23rd annual Safe Kids Week.

Respectfully Submitted:
Craig Davidson
Treasurer/Administrator



May 15, 2019

Dear Mayor Dan O' Mara,

On behalf of Parachute, Canada's national charity dedicated to injury prevention, I am writing to you today regarding an official public proclamation recognizing Parachute Safe Kids Week June 3 to 9, 2019.

In Safe Kids Week's 23rd year, we will focus on the topic of preventing harm from children's falls in the home and at play. The week will draw attention to predictable and preventable fall-related injuries in children, and the need to address key hazards for children that cause serious injuries from falls.

Falls are the leading cause of injury to Canadian children. Falling is a normal part of children's development, as they walk, climb, run, jump, play and explore their environment. While most falls do not result in serious injury, each year more than 140,000 children are seen in emergency departments for fall-related injuries. Most of these injuries to children under 5 occur in the home. This week will highlight the evidence-based solutions and injury prevention strategies.

I am requesting that Parachute's Safe Kids Week 2019 be publicly proclaimed in your jurisdiction in order to bring attention and awareness about preventing harmful child falls in the home and at play in your community.

I have enclosed a sample proclamation with suggested text for Parachute Safe Kids Week 2019. I look forward to following up with your office shortly.

Thank you in advance for your consideration and support of child and youth safety.

Sincerely,

Pamela Fuselli
Interim CEO



Corporation of the Municipality of Temagami

Memorandum to Council

Memo No.
2019-M-086

☒ **Staff**
☐ **Committee**

Subject: Communication Mr. Christie

Agenda Date: May 23, 2019

Attachments: Correspondence from Christie

RECOMMENDATION

BE IT RESOLVED THAT Council receive Memo 2019-M-086;

AND FURTHER THAT Council directs Staff to initiate the process to develop a policy to enable the assumption of private and/or seasonal roads by the Municipality.

INFORMATION

A letter has been received from Mr. Christie of Posniak Road regarding the possibility of the Municipality providing maintenance service to this road on a year round basis. We have received similar requests (verbal) for other roads with a similar circumstances. Presently there is no municipal policy covering the assumption of a private road into our road system. Should Council wish to investigate the assumption of roads into the network, developing a policy that could govern this process would be a good (and necessary) first step.

So Council is aware, typically, seasonal or private roads were not constructed to any MTO standard which makes providing services difficult. Often the materials used will not hold the surface adjustment when graded nor are they wide enough to be plowed with municipal equipment. To counter this, many municipalities who have a policy to consider assuming seasonal or private roads include in their policy the requirement for the residents to, at their own cost, make the necessary adjustments to the road so there is a minimum standard achieved prior to the Municipality assuming the road. While the municipality could host the project and recover the costs over time as a local improvement, including this clause in any policy being considered would outline the financial responsibilities for the initial capital works that would be required in the process of road assumption.

Other considerations could be related to potential development. Access to property is one key factor in future development. Being on a year round municipally maintained road could make it easier for further development in areas presently served by private and/or seasonal roads. Of course this would need to be compared to the cost of service provision including the equipment and personnel we presently employ which is what part of the policy would attempt to do.

Respectfully Submitted:
Craig Davidson
Treasurer/Administrator

Dear Mayor and City Council,

My name is Peter Christie. My spouse and I live at 58 Pozniak Road Marten River in the Municipality of Temagami. Prior to the election last fall, I had an opportunity to meet with you (Mayor) and several of the now elected Councillors. One issue that I, and others in my neighborhood brought up was the fact that our road, Pozniak Road is not maintained (graded and plowed) by the Municipality. As I understood from that discussion, the Municipality already deploys equipment to my area to maintain the lot at the Marten River Fire Dept. and the dump road. Pozniak Road is in very close proximity to both of these locations. Pozniak Road is approximately half a kilometer long from Highway 64 to where it crosses private property at a large turnaround. The maintenance of this road would certainly not consume much time or resources since it is a short distance and the equipment is already in the area.

This letter is a formal request to have Pozniak Road maintained year round by the Municipality of Temagami. I would like this request to be considered by Council at a council meeting and I would like to be notified so I have the opportunity to be present when the request is discussed and answer any questions. Should you require further information about this request or wish to contact me, I can be reached by phone 647-504-4224, by email at pete_cristy@yahoo.ca.

As well as the 5 properties within Temagami on Pozniak Road, it also is an access point to numerous fishing and hunting locations and is used constantly year round by visitors to Marten River and local businesses that contribute to our local economy.

It would be greatly appreciated if someone at the Municipal Office could confirm receipt of this letter.

A handwritten signature in black ink, appearing to read 'Peter Christie', with a stylized flourish at the end.

Peter Christie

58 Pozniak Road, Marten River

Municipality of Temagami

J. Paul Dubé, Ombudsman

May 16, 2019

Council for the Municipality of Temagami
Municipality of Temagami
7 Lakeshore Drive
PO Box 220
Temagami, ON P0H 2H0

Dear Council for the Municipality of Temagami,

Re: Notice practices, closed meeting complaint

My Office received a complaint regarding the January 10 and March 28, 2019 closed meetings of council for the Municipality of Temagami. The complaint alleged that the municipality did not provide proper notice for the January 10 closed session and that council failed to immediately report back regarding its closed session discussion. The complaint also raised concerns that councillors had informally discussed a matter in private prior to the council meeting.

Regarding the March 28, 2019 closed meeting, the complaint alleged that the municipality provided conflicting and inaccurate meeting notices. The complainant did not raise concerns about the substantive closed session discussion at either meeting.

Closed meeting investigator

As of January 1, 2008, the *Municipal Act, 2001* (the Act) gives citizens the right to request an investigation into whether a municipality or its local boards have complied with the Act in closing a meeting to the public.¹

Municipalities and local boards may appoint their own investigator or use the services of the Ontario Ombudsman. The Act designates the Ombudsman as the default investigator for municipalities and local boards that have not appointed their own. The Ombudsman is the closed meeting investigator for the Municipality of Temagami.

To assist municipal councils, staff, and citizens we have developed an online digest of

¹ *Municipal Act*, SO 2001, c 25, s 239.1.

open meeting decisions that contains summaries of the Ombudsman's open meeting cases. This searchable repository was created to provide interested parties with easy access to the Ombudsman's past decisions on, and interpretations of, the open meeting rules. Council members and staff can consult the digest to inform their discussions and decisions on whether a matter should or may be discussed in closed session, as well as issues related to open meeting procedure. Summaries of all previous Ombudsman decisions cited in this letter may be consulted in the digest at www.ombudsman.on.ca/digest.

Review

My Office reviewed the posted notices, agendas, and meeting minutes from the January 10 and March 28, 2019 council meetings. We also reviewed relevant portions of the audio recording of the January 10 open meeting. We spoke with the Treasurer/Administrator, who was the acting Clerk during these meetings, and the Mayor. In addition, we reviewed Temagami's procedural by-law, its website, and other related documents.

January 10, 2019 meeting

The Treasurer/Administrator told my office that council for the Municipality of Temagami met at 5 p.m. on January 10, 2019 for a council meeting. He indicated that council immediately passed a resolution to proceed into closed session and returned to open session when that discussion was complete. He said that council took a short break before the regularly scheduled council meeting that began at 6:30 p.m.

Notice

However, our review indicates that the meeting agenda and procedure by-law each indicated that there would only be one council meeting, and that it began at 6:30 p.m., rather than 5:00 p.m. The Treasurer/Administrator acknowledged this discrepancy and said that the municipality had recently adopted a new procedure of having two council meetings per month, rather than a council meeting and a committee of the whole meeting. He also said that council had decided to move closed session discussions, if any, to the beginning of meetings, rather than holding them during the middle. He said that the January 10 meeting was only the second meeting of this council term and that the incorrect and incomplete notice was an oversight due to these changes. The

Treasurer/Administrator emphasized that council did not intend to hide the 5:00 p.m. meeting, saying that the municipality published meeting minutes and councillors referenced it repeatedly during later discussions. He also said that the error occurred while he was filling the Clerk role in a temporary acting capacity due to staffing shortages.

The Treasurer/Administrator said that he is now aware of these notice issues. He said council is in the process of modifying its procedure by-law to reflect the revised meeting schedule and practices, and that in the interim, council is scheduling special meetings before regular council meetings when it wishes to have a closed session discussion prior to the 6:30 p.m. council meeting.

Ombudsman staff spoke with the Treasurer/Administrator about the importance of complete and accurate meeting notice. The Treasurer/Administrator told our office that the municipality has already taken steps to update its procedure by-law and improve its notice practice to ensure that the public is provided with accurate and complete information about the time and place of council meetings.

Report back

Our Office received a complaint that council failed to immediately report back regarding its closed session discussion following the 5:00 p.m. meeting. Rather, this report back occurred during the 6:30 p.m. meeting shortly after it was called to order.

Although there is no requirement under the *Municipal Act* for municipal councils to report back in public after the conclusion of a closed meeting, I have recommended this practice to increase transparency of the closed meeting process.

The Treasurer/Administrator confirmed that Temagami council has adopted the best practice of reporting back, and that this is typically the first item on the agenda once council has reconvened in open session at 6:30 p.m. The meeting minutes and audio recording confirm that this occurred during the January 10 meeting. The Treasurer/Administrator said that sometimes council will report back on a closed session during the next substantive council meeting rather than reporting back to an empty or nearly-empty room.

I commend the openness and transparency of Temagami's reporting back practices, which ensure that information about what council discussed in closed session is shared with the public in a timely and convenient manner.

Alleged informal discussion prior to meeting

The complainant also raised concerns about a comment the Mayor made during the open portion of the January 10, 2019 meeting. While discussing a motion related to opting out of cannabis retail sales in the municipality, the Mayor referenced "some discussions we had informally among some of the councillors" related to public consultation on this issue. The complainant said this suggested that council had improperly discussed council business in private.

When asked about what the Mayor may have been referring to with this comment, the Treasurer/Administrator said that he was unsure and said he was not aware of any discussions among councillors about this subject. The Mayor also was unsure of what discussions he may have been referencing. He said that the January 10 meeting occurred at the beginning of the council term, and that he was likely referring to some informal discussions that occurred at two gatherings before the councillors-elect were sworn in to office. He specifically remembered one dinner and one education and training gathering.

The Mayor was unable to remember when or exactly who he discussed this subject with, but said he only spoke with one or two other councillors-elect. He said that he is very mindful of the open meeting provisions that prohibit a quorum of councillors from discussing business informally. Temagami council consists of seven councillors, and only two of the councillors-elect were sitting councillors.

Based on this information, there is insufficient evidence to conclude that a quorum of council members discussed or otherwise dealt with a matter in a way that materially advanced the business or decision-making of council contrary to the *Municipal Act*. As the Ombudsman's Office has previously noted, councillors-elect who have not been sworn in cannot transact council business and do not count for quorum purposes.²

² Ombudsman of Ontario, *Town of Fort Erie* (November 2013), online: <<https://www.ombudsman.on.ca/resources/reports-and-case-summaries/municipal-meetings/2013/town-of-fort-erie-en>>.

While gatherings of councillors-elect are not technically subject to the *Municipal Act's* open meeting requirements, my Office has repeatedly cautioned municipalities that these private gatherings can erode the public's trust in the openness and transparency of elected officials.

March 28, 2019 special meeting notice

The complaint to our office also alleged that the municipality provided confusing and incorrect notice for a March 28, 2019 special meeting. Our review confirmed that different portions of the municipality's website advertised different start times, different room locations, and used different wording for the agenda items for this special meeting.

The Treasurer/Administrator told our office that this mistake also occurred inadvertently due to human error and understaffing. He indicated that the municipality was alerted to these discrepancies before the meeting occurred, but that it was too late to alter the notice under the procedure by-law. As a result, council decided to hold its meeting at the later of the two posted times to ensure that the public would be able to attend the entire meeting, regardless of which notice they saw and relied on. Regarding the discrepancy between the meeting rooms, the Treasurer/Administrator acknowledged the error while also noting that the municipal building is quite small and that the two listed rooms are very close together, such that there was no concern about directing the public to the correct location.

Ensuring accurate and timely meeting notice is important for the openness and transparency of council meetings. As previously discussed, the Treasurer/Administrator confirmed that the municipality is already taking steps to improve its notice practices, including the recent hiring of a full-time Clerk and revisions to its procedure by-law.

Conclusion

My review identified administrative issues with the meeting notice provided for the January 10 and March 28, 2019 closed meetings. The municipality acknowledged these errors and has already taken steps to improve its processes.

My review did not find any evidence that council contravened the *Municipal Act's* meeting provisions when the Mayor spoke with a small number of councillors-elect about the cannabis opt-out procedure at two gatherings before new councillors were sworn in. However, the municipality should be cautious about having councillors-elect meet privately in this manner due to concerns about openness and transparency.

Regarding the municipality's practice of reporting back at subsequent council meetings, this procedure accomplishes the goal of ensuring greater accountability and transparency regarding closed session discussions.

Thank you for your co-operation during our review. You indicated to us that this letter would be included as correspondence at the next council meeting.

Sincerely,



Paul Dubé
Ontario Ombudsman

Cc: Dan O'Mara, Mayor

THE CORPORATION OF THE MUNICIPALITY OF TEMAGAMI

BY-LAW NO. 19-XXXX

Being a by-law to authorize the a lease agreement with the Temagami and District Chamber of Commerce for the north portion of the Temagami Train Station

WHEREAS under Section 8 (1) of the Municipal Act, 2001, S.O., 2001, c.25, as amended, the powers of a municipality under this or any other Act shall be interpreted broadly so as to confer broad authority on the municipality to enable the municipality to govern its affairs as it considers appropriate and to enhance the municipality's ability to respond to municipal issues;

AND WHEREAS under Section 9 of the Municipal Act, 2001, S.O., 2001, c.25, as amended, a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other act;

AND WHEREAS the Council of the Municipality of Temagami deems it desirable to enter into an agreement with the Temagami and District Chamber of Commerce to allow them to lease the north portion of the Temagami Train Station;

NOW THEREFORE the Council of the Corporation of the Municipality of Temagami hereby enacts as follows:

1. That the Mayor and Clerk are hereby authorized and directed to execute the agreement attached hereto as Schedule "A" and forming part of this bylaw.
2. That this bylaw shall come into force and take effect upon final passing thereof.
3. That the Clerk of the Municipality of Temagami is hereby authorized to make minor modifications or corrections of a grammatical or typographical nature to the by-law and schedule, after the passage of this by-law, where such modifications or corrections do not alter the intent of the by-law.

BE TAKEN AS READ A FIRST time on this 24th day of January, 2019.

READ A SECOND AND THIRD time and finally passed this __th day of ____, 2019.

Mayor

Clerk

THIS INDENTURE made as of the 1st day of December 2018

In pursuance of THE SHORT FORMS OF LEASES ACT

BETWEEN

The Corporations of the Municipality of Temagami

Herein called the Landlord"

OF THE FIRST PART AND

Temagami and District Chamber of Commerce

Herein called "Tenant"

OF THE SECOND PART

In consideration of the rents reserved and the covenants and agreements contained in the Lease on the part of the Tenant, the Landlord hereby leases to the Tenant Temagami and District Chamber of Commerce those certain premises situate in the Municipality of Temagami , in the of District of Nipissing, more particularly described as the North Part of the Temagami Train Station, 6715 Highway 11 North, Temagami, ON hereinafter called the "Leased Premises" for a term commencing on the 1st day of December 2018.

The rent in respect of the leased premises shall be payable to the Landlord in advance in equal monthly installments of \$500 dollars each, on the 1st day of each month during the term, the first payment becoming due and being payable on the 1st day of December 2018.

The term of the lease is for a period of three years. The rental amount is to be reviewed annually.

TENANTS COVENANTS

The Tenant hereby covenants with the Landlord ad follows:

- (a) **Rent:** To pay the rent hereby reserved in the manner and on the days specified herein;
- (b) **Alterations:** Not to make any alterations or additions to the Leased Premises without prior consent of the Landlord and any such alterations or additions to be made at the expense of the Tenant. The Landlord will not unreasonably withhold its consent;
- (c) **Maintenance:** To keep the Leased Premises in good repair, reasonable wear and tear only excepted;
- (d) **Commercial General Liability Insurance for Bodily Injury or Death and Property Damage Insurance:** At the date of execution of this lease and from time to time thereafter, to provide the Landlord a Certificate of Insurance that the Tenant commercial general liability insurance policy for bodily injury or death and property damage in force which insures the Tenant in respect of injury to or death of any person or property damage in the amount of at least one million (\$1,000,000) dollars and name the Landlord as an additional insured.

- (e) **Fire Insurance:** At the date of execution of this lease by the Tenant , and from time to time thereafter, to provide the Landlord a Certificate of Insurance that the Tenant has insured its fixtures and personal property against loss or damage by fire, lightning, explosion, water damage and all other standard supplementary perils in an amount of not less than one hundred per cent (100%) replacement value of the said fixtures and personal property;
- (f) **Subletting:** Not to sublet the said Leased Premises or any part thereof nor to assign this Agreement without the written consent of the Landlord, which consent shall not be unreasonably withheld; excluding agreements to lease space to the Temagami Community Foundation.
- (g) **Signs:** Not to use the outer walls or windows of the said Leased Premises for any notice or nameplate except as approved by the Landlord; all signage or notices must not detract from the aesthetics of the building or premises.
- (h) **Repairs:** To repair, according to notice in writing, damage by reasonable wear and tear and by fire, lightening and tempest only excepted;
- (i) **Indemnity:** To indemnify the Landlord against all liabilities, claims damage or expenses arising out of any act or neglect of the Tenant or its servants, employees, agents, invitees or licensees in and about the Leased Premises, or arising out of any breach, violation or non-performance of any of the terms of this lease by them or any damage to the persons or property of the Tenants servants, employees, agents, invitees or licensees, other than by reason of the negligence of the Landlord;
- (j) **Clear of Obstruction:** To keep the entrance(s) about the Leased Premises clear of snow and ice and of all other obstructions according to the by-law and regulations of the municipality;
- (k) **Trade or Business:** To use the leased Premises for the purpose of the Tenant carrying on business as and not to carry on or permit to be carried on therein any other trade or business without the consent in writing of the Landlord;

2. **LANDLORD'S COVENANTS**

The Landlord covenants with the Tenant:

- (a) **Structural Repairs:** To maintain and repair all windows, doors, plumbing and electrical fixtures and to make repairs to walls, floors and ceilings of the leased premises with may be necessary. In addition the landlord will be responsible for providing and changing the lightbulbs in all permanent lighting in the building. Other items discovered to be needing updating or repair to be discussed.
- (b) **Quiet Enjoyment:** For quiet enjoyment;
- (c) **Parking:** To permit the employees, invitees and guests of the Tenant to park automobiles in the parking spaces reserved for the Tenant and designated by number, should this need be;

3. **PROVISOS**

Provided always and it is hereby agreed as follows:

- (a) **Tenant's Fixtures:** Subject to the other provisions of this lease, the Tenant may remove its fixtures.
- (b) **Damage and Destruction:**

- (i) Provided that if during the term herein or any renewal thereof the Leased Premises shall be destroyed or damaged by fire or the elements then the following provisions shall apply:
- (a) If the Leased Premises shall be so badly injured as to be unfit for occupancy, and as to be incapable of being repaired with reasonable diligence within one hundred and twenty days of the happening of such injury, then the term hereby granted shall cease and be at an end to all intents and purposes from the date of such damage or destruction, and the Tenant shall immediately surrender the same, and yield up possession of the Leased Premises to the Landlord, and the rent from the time of such surrender shall be apportioned;
 - (b) If the demised Leased Premises shall be capable, with reasonable diligence, of being repaired and rendered fit for occupancy within one hundred and twenty days from the happening of such injury as aforesaid, but if the damage is such as to render the Leased Premises wholly unfit for occupancy, then the rent hereby reserved shall not run or accrue after such injury, or while the process of repair the same with all reasonable speed, and the rent shall recommence immediately after such repairs shall be completed.
 - (c) If the Leased Premises shall be repaired within one hundred and twenty days as aforesaid, and if the damage is such that the said Leased Premises are capable of being partially used, then until such damage shall have been repaired the rent shall abate in the proportion that the part of the Leased Premises rendered unfit for occupancy bears to the whole of the Leased Premises.
 - (d) **Landlord's Liability:** The Landlord shall not be liable nor responsible in any way for any loss of or damage or injury to any property belonging to the Tenant or to employees of the Tenant or to any other person while such property is on the Leased Premises unless such loss, damage or injury shall be caused by the negligence of the Landlord or of its employees, servants or agents the Tenant shall obtain their own liability insurance to cover loss or damage to their property;
 - (e) **Re-Entry:** If the rent reserved or any part thereof shall not be paid on the day appointed for payment, whether lawfully demanded or not, or in the case of breach or non-observance or non-performance of any of the covenants or agreements herein contained or referred to on the part of the Tenant to be observed and performed, the Landlord shall be entitled thereafter to enter into and upon the Leased Premises or any part thereof in the name of the whole the same to have again, repossess and enjoy as of its former state, anything herein contained to the contrary notwithstanding;
 - (f) **Overholding:** If the Tenant shall continue to occupy the Leased Premises after the expiration of this Lease, with or without the

consent of the Landlord, without any further written agreement, the Tenant shall be a monthly Tenant at the monthly rental herein mentioned and on the terms and conditions herein set out except as to length of tenancy;

- (g) **Notice of Re-rental:** To permit the Landlord during the last two(2) months of the term to affix and retain on any part of the exterior of the Leased Premises a notice that the premises are for rent and during the same period to permit the premises to be viewed at all reasonable times by any person authorized by the Landlord or his agent;
- (h) **First Right of Refusal:** At the termination of the term or any renewal of this Lease, the Landlord will grant to the Tenant the first right of refusal to rent the Leased Premises on such terms and conditions as the Landlord is willing to accept from any other party, the Tenant to have fifteen (15) days within which to notify the Landlord of its acceptance or refusal of such an offer to rent, that time to run from the date it receives written notice of such an offer from the Landlord.
- (i) **Early Possession:** Upon payment of the first and last months' rent, as provided for in this Lease and the execution of this Lease by both the Landlord and Tenant, the Tenant shall be entitled to possession of the Leased Premise and upon taking possession of the Leased Premises all other provisions in this lease shall apply.
- (j) **Entry to view condition and Notice of disrepair:** The Landlord may enter and view the state of repair of the Leased Premises and the Tenant will repair according to notice in writing, If the Tenant refuses or neglects to make the repairs in such notice, the Landlord may make them and charge the cost of them to the Tenant as additional rent. The rent shall not abate while those repairs are being made, by reason of loss or interruption of the business of the Tenant because of any such work, and the Landlord agrees to complete the work expeditiously.
- (k) **Right to show Leased Premises:** The Tenant acknowledges that the Landlord or its agents shall have the right to enter the Leased Premises at all reasonable times to show them to prospective purchasers, encumbrancers, lessees or assignees, and may also, during said time preceding the termination of the terms of this lease, place upon the Leased Premises the usual type of notice to the effect that the Leased Premises are for rent, which notice the Tenant shall permit to remain on them.

4. **EFFECT OF LEASE**

This lease and everything herein contained shall extend to and bind and may be taken advantage of by the heirs, executors, administrators, successors and assigns as the case may be of each of the parties hereto.

5. **NOTICE:**

Any notice in writing which either party may desire to give to the other with regard to any matter or thing in this lease contained may be validly and effectually given in writing to the Landlord.

IN WITNESS WHEREOF the parties hereto have hereunto set their hands and seals.

SIGNED, SEALED AND DELIVERED

In the presence of

P. St Germain) April 22, 2019

Witness

_____) _____

Witness

THE CORPORATION OF THE MUNICIPALITY OF TEMAGAMI

BY-LAW NO. 19-1457

Being a By-Law to confirm the proceedings of Council of the Corporation of the Municipality of Temagami

WHEREAS pursuant to Section 5(1) of the Municipal Act, 2001, S.O. 2001, c. 25 as amended, the powers of a municipality shall be exercised by its Council; and

WHEREAS pursuant to Section 5(3) of the Municipal Act, 2001, S.O. 2001, c. 25 as amended, a municipal power, including a municipality's capacity rights, powers and privileges under Section 8 of the Municipal Act, 2001, S.O. 2001, c. 25 as amended, shall be exercised by By-Law unless the municipality is specifically authorized to do otherwise; and

WHEREAS it is deemed expedient that the proceedings of the Council of the Corporation of the Municipality of Temagami at this Session be confirmed and adopted by By-Law.

NOW THEREFORE the Council of the Corporation of the Municipality of Temagami hereby enacts as follows:

1. **THAT** the actions of the Council of The Corporation of the Municipality of Temagami in respect of all recommendations in reports and minutes of committees, all motions and resolutions and all actions passed and taken by the Council of the Corporation of the Municipality of Temagami, documents and transactions entered into during the May 23, 2019 Regular meeting of Council are hereby adopted and confirmed, as if the same were expressly embodied in this By-Law.
2. **THAT** the Mayor and proper officials of The Corporation of the Municipality of Temagami are hereby authorized and directed to do all the things necessary to give effect to the action of the Council of The Corporation of the Municipality of Temagami during the said meetings referred to in paragraph 1 of this By-Law.
3. **THAT** the Mayor and the Treasurer/Administrator or Clerk are hereby authorized and directed to execute all documents necessary to the action taken by this Council as described in Section 1 of this By-Law and to affix the Corporate Seal of The Corporation of the Municipality of Temagami to all documents referred to in said paragraph 1.

Read a first, second and third time and finally passed this 23rd day of May, 2019.

Mayor

Clerk