



**THE CORPORATION OF THE MUNICIPALITY OF TEMAGAMI
SPECIAL COUNCIL MEETING
DRAFT MINUTES**

**Wednesday, March 28, 2018, 12:00 P.M.
Welcome Center**

PRESENT: L. Hunter, J. Harding, B. Koski, C. Lowery, D. O'Mara

ABSENT: D. Burrows, R. Prefasi

STAFF: Tammy Lepage, E. Gunnell (from 12:30 on)

GUESTS: Steve Watt - Lawyer, Cathy Dwyer, Barry Graham, Barret Leudke - Committee of Adjustment Members

PURPOSE OF THIS SPECIAL MEETING

The purpose of this meeting is for Council to have a question and answer session with G. Steve Watt of Municipal Law Chambers regarding Ontario Municipal Board Appeals.

CALL TO ORDER AND ROLL CALL

Mayor Hunter called the meeting to order at 12:00 noon and called the roll.

ADOPTION OF THE AGENDA

18-118

MOVED BY: C. Lowery

SECONDED BY: B. Koski

BE IT RESOLVED THAT the Special Council Meeting Agenda dated March 28, 2018 be adopted as presented.

CARRIED

DECLARATION OF CONFLICT OR PECUNIARY INTEREST AND GENERAL NATURE THEREOF

None.

DELEGATIONS/ PRESENTATIONS

Steve Watt of Municipal Law Chambers regarding Ontario Municipal Board Appeals

Steve Watt of Municipal Law Chambers spoke to Council, Committee Members and the public regarding the Ontario Municipal Board Appeal process.

NEW BUSINESS

Question and Answer Period

Mr. Watt answered questions from Council and Committee members and the audience. He advised that any questions about the current appeal to be heard by the OMB on June 19th should be dealt with in closed session. He answered general questions regarding the process and representation at the hearing. He answered questions about the alternative to going to a full OMB hearing and about how to avoid similar situations going forward.

CLOSED SESSION (IF REQUIRED)

Ongoing OMB Matters

It was determined that a closed session was required to discuss specifics related to the ongoing OMB case. The following motion was passed:

18-119

MOVED BY: B. Koski

SECONDED BY: C. Lowery

BE IT RESOLVED THAT this Special Council meeting proceed in camera at 12:30 p.m., under section 236 of the Municipal Act, 2001 as amended, in order to address matters pertaining to: (2)(e) Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality regarding an OMB case; and (2)(f) The receiving of advice that is subject to solicitor/client privilege, including communications necessary for that purpose regarding an OMB case.

CARRIED

Municipal Clerk, Elaine Gunnell joined the meeting for the closed session and the following portion of the meeting.

The meeting returned to open session at 1:27 p.m. Mayor Hunter reported that Council had given Mr. Watt direction regarding the matter in closed session and that Council would consider a motion in open session resulting from the closed session discussion. The following motion was passed:

18-120

MOVED BY: C. Lowery

SECONDED BY: D. O'Mara

BE IT RESOLVED THAT Council recognizes the need for an Archeological Management Plan (AMP); AND FURTHER THAT Council agrees in principle to work to create an AMP and ask the Temagami First Nation and other interested parties to participate with us in creating it.

CARRIED

ADJOURNMENT

18-121

MOVED BY: J. Harding

SECONDED BY: C. Lowery

BE IT RESOLVED THAT this meeting adjourn at 1:32 p.m.

CARRIED

Mayor

Clerk