



**THE CORPORATION OF THE MUNICIPALITY OF TEMAGAMI
COUNCIL IN COMMITTEE OF THE WHOLE MEETING
DRAFT MINUTES**

**Tuesday, April 17, 2018, 6:30 P.M.
Welcome Center**

PRESENT: L. Hunter , J. Harding , B. Koski , C. Lowery, D. O'Mara, R. Prefasi
STAFF: Tammy Lepage

CALL TO ORDER AND ROLL CALL

Mayor Hunter called the meeting to order at 6:30 pm. There were 43 people in the audience.

ADOPTION OF THE AGENDA

18-132

MOVED BY: R. Prefasi

SECONDED BY: B. Koski

BE IT RESOLVED THAT the Committee of the Whole meeting agenda dated April 17, 2018 be adopted as amended.

CARRIED

The amendment was that items 10.8, 10.28 and 14.1 be moved to the beginning of item NO. 4.

DECLARATION OF CONFLICT OR PECUNIARY INTEREST AND GENERAL NATURE THEREOF

- Councillor Lowery declared on item #12.1 as her husband is a shareholder in Temagami Barge.
- Councillor Harding declared on item #9 verbal report from Councillor Koski regarding Public Works update on the Waste Management as he is a dump attendant.

MOVE TO COMMITTEE OF THE WHOLE

18-133

MOVED BY: B. Koski

SECONDED BY: D. O'Mara

BE IT RESOLVED THAT this meeting move to Committee of the Whole.

CARRIED

Temagami First Nation Resolution regarding remarks on Facebook

Council permitted Robin Koistinen and Randy Becker to speak to this matter. Discussion took place between Council and members of the public and direction was given for it to be considered under urgent items after returning to regular session.

11536A - Temagami First Nation Letter to Mayor and Council regarding Facebook Posts

This correspondence was discussed in conjunction with correspondence No.11534 no further direction was given.

Code of Conduct Complaint

Council permitted Jamie Koistinen to speak and Councillor Prefasi to read out a statement on this matter. This item was discussed and direction was given for it to be placed on the agenda as an item to be considered separately. Council as a Committee of the Whole considered the following motion:

18-134

MOVED BY: C. Lowery

SECONDED BY: B. Koski

BE IT RESOLVED THAT item 14.1 be moved to item 17 for resolution of Council.

Councillor Lowery requested a recorded vote.

Recorded	YEAS	NAYS	Abstain
L. Hunter	X		
J. Harding		X	
B. Koski	X		
C. Lowery	X		
D. O'Mara		X	
R. Prefasi		X	
Results	3	3	0

DEFEATED

MINUTES OF PREVIOUS MEETINGS

Regular Council Meeting March 22, 2018 - DRAFT Minutes

The draft minutes of the March 22, 2018 regular council meeting were discussed and direction was given for them to be listed on the consent agenda for the regular council meeting.

Special Council Meeting March 22, 2018 - DRAFT Minutes

The draft minutes of the March 22, 2018 special council meeting were discussed and direction was given for them to be listed on the consent agenda for the regular council meeting.

Special Council Meeting March 28, 2018 - DRAFT Minutes

The draft minutes of the March 28, 2018 regular council meeting were discussed and direction was given for them to be listed on the consent agenda for the regular council meeting.

BUSINESS ARISING FROM THE MINUTES

None.

STAFF REPORTS

- *Memo 2018-M-021- Request to Deem Lots 33 and 39 of Plan 36M-610*
To be placed on the consent agenda.

- *Memo 2018-M-022- 2018 OACA Conference*
To be placed on the agenda as an item to be considered separately under Staff Reports.
- *Memo 2018-M-024 - Ad-Hoc Website Committee Terms of Reference*
The draft Terms of Reference was discussed and Council directed that the wording that would authorize the Chair to obtain additional legal and planning advice or to send correspondence be changed to authorize the committee and that it be added that the committee shall report back to council at earliest opportunity; and that t Acting Clerk make these changes and that it be placed as an item on the consent agenda.
- *Memo 2018-M-026 - Changes to the Land Use Planning Appeal System*
To be placed on the consent agenda with the motion as proposed and direction for the Planning Assistant to attend.
- *Report 2018-008 - Marten River Fire Department February 2018*
To be placed on the consent agenda and to be received for information.
- *Report 2018-009 - Marten River Fire Department March 2018*
To be placed on the consent agenda and to be received for information.
- *Report 2018-010 - Temagami Fire Department March*
To be placed on the consent agenda and to be received for information.
- *Report 2018-011 re Process for Filling the Vacant Office of Councillor*
Discussion took place regarding this matter and that direction was given for it to be considered under urgent items after returning to regular session.
- *MHBC - Planning Report - Secondary Suites and Summary of OPA Process - 11 April*
Council permitted Robin Koistinen to speak to this matter. Council discussed this matter and gave direction for it to be considered under urgent items after returning to regular session.
- *MHBC Planning Report - R1 R2 Planning Analysis related to Home Occupations - Simpson Property*
Discussion took place regarding this matter and Council permitted Mr. Graham to speak. Direction is for this item to be placed on the consent agenda for the regular council meeting, with a proposed motion directing staff to provide the Planner with Mr. Simpson contact information, to review and look at definitions of home occupation/home industry in other municipalities, and provide an updated report for the next council meeting.
- *Report 2018-012 - Matters to be addressed due to Councillor Burrows' resignation*
Discussion took place regarding this matter and direction was given for this item to be placed on the agenda as an item to be considered separately.

COUNCIL COMMITTEE REPORTS

- *Memo 2018-M-023 - Planning Advisory Committee Composition*
Discussion took place regarding this matter and Council permitted Mr. Graham and Ms. St. Germain to speak to this issue. Direction was given for this item to be placed on the agenda as an item to be considered separately, including the motion passed by recorded vote.

Councillor Lowery requested a recorded vote.

18-135

MOVED BY: R. Prefasi

SECONDED BY: J. Harding

BE IT RESOLVED THAT Council reconsider motion 17-058 passed at the regular Council meeting held on February 2, 2017.

Recorded	YEAS	NAYS	Abstain
L. Hunter		X	
J. Harding	X		
B. Koski	X		
C. Lowery		X	
D. O'Mara	X		
R. Prefasi	X		
Results	4	2	0

CARRIED

- *11521 - Ron Prefasi Resignation from the OMB and Website Ad Hoc Committee*
Discussion took place regarding this matter and Council permitted Robin Koistinen to speak. Direction was given for this item to be placed on the consent agenda with a proposed motion to accept his resignation.

ANNOUNCEMENTS AND VERBAL REPORTS FROM MAYOR AND COUNCILLORS

- Councillor Koski gave a verbal report regarding the Public Works meeting and waste management master plan.
- Councillor Prefasi gave a verbal report regarding Parks and Rec & Service Committee regarding the Tower renovations.
- Mayor Hunter gave a verbal report regarding EXP memo that will be provided at the next Council meeting regarding additional funding.

CORRESPONDENCE

The correspondence items were discussed and direction was given for them to be referred as shown below:

- *11488 - City of Hamilton Resolution regarding school boards closing schools be offered to Municipality*
To be placed on the consent agenda with a proposed motion regarding a letter of support.
- *11520 - Township of Madawaska Valley Resolution regarding Asset Management*
To be placed on the consent agenda with a proposed motion regarding a letter of support.
- *11522 + 26 - Federation of Northern Ontario Municipalities 2018 FONOM/MMA Conference May 9-11 and Conference Flyer*
To be received for information.

- *11528 + 37 - Ontario Northland re Spruce Drive Repair work at ONR Tracks at Spruce Drive*
To be placed on the agenda as an item to be considered separately.
- *11497 - Township of South Stormont Resolution re: Landfill Approval We Demand the Right*
To be placed on the consent agenda with a proposed motion regarding a letter of support.
- *11505 - Ministry of the Environment and Climate Change Available Funding from Ontario Community Environment Fund re Watersheds*
To be received for information.
- *11508 - Minister of Seniors Affairs 2018 Senior of the Year Award*
To be placed on the agenda as an item to be considered separately.
- *11535 - Living Temagami Request for Ontario Trillium Foundation Grow Grant Collaboration with Municipality*
To be placed on this agenda under section 17 – motions on urgent items.
- *11531 - Bev McDougall Improvement Money should be used to provide internet for people outside of town*
Direction for this item & 10.10 to be placed on the consent agenda with a proposed motion to say your concerns are noted and the Municipality of Temagami shares some of your concerns regarding internet services, but unfortunately, the downtown revitalization grant cannot be used for it.
- *11532 - Bobbie-Ann McDougall Improvement Money should be used to provide internet for people outside of town*
This item be placed on the consent agenda with a proposed motion.
- *11490 - Ministry of Natural Resources and Forestry Inspection of Approved 2018-2019 Annual Work Schedule Nipissing, Sudbury, and Temagami Forests*
To be received for information.
- *11492A - Temiskaming Health Unit Letter to Food Premise Owners Regarding New Regulations*
To be received for information.
- *11502 - Environment and Land Tribunals Ontario Joint Appointment for Hearing*
To be received for information.
- *11499A - Building Ties Temiskaming Report for February 14, 2018 Meeting*
To be received for information.
- *11519 - Building Ties Temiskaming Thank You from the Passport Tour Coordinator*
To be received for information.
- *11500 + 11 - Ministry of Environment and Climate Change Notice of Adverse Test Results and Issue Resolution and OCWA Notice of Resolution*
To be received for information.
- *11517 + 18 - Ontario Clean Water Agency Temagami North and South Lagoon Annual Report 2017*

To be received for information.

- *11503 - Temagami Area Fish Involvement Program Tax Receipts and Update on Activities*
To be received for information.
- *11507 - College of Physicians and Surgeons Outstanding Physician Award 2019*
To be received for information.
- *11516 - Daniels Faculty of the University of Toronto Thank You and Invitation to Exhibition*
To be received for information.
- *11525 - Federation of Northern Ontario Municipalities Relocation of Fonom Office*
To be received for information.
- *11527 - Federation of Northern Ontario Municipalities Review of the 2018 Ontario Budget*
To be received for information.
- *11529 - MNRF through Temagami and District Chamber of Commerce Geographic Naming Applications*
To be received for information.
- *11530 - Ministry of Education Lincoln M. Alexander Award*
To be received for information.
- *11536 - Industry Canada - FedNor Prosperity and Growth Strategy for Northern Ontario*
To be received for information.
- *11482 - City of Stratford National Public Works Week*
To be placed on the agenda as an item to be considered separately.

BY-LAWS

- *By-law 18-1393 - to amend Procedural Bylaw 16-1279 re electronic participation*
To be placed on this agenda under section 17 – motions on urgent items.
- *By-law 18-1394 - to sign an agreement with AMO for funding for Main Street Revitalization Initiatives*
To be placed on consent agenda with proposed motion.
- *By-law 18-1395 - Deeming Bylaw for 33 and 39 Whitebear*
To be placed on consent agenda with proposed motion.
- *By-law 18-1396 - To Amend Zoning By-law 06-650 re Z-17-01*
To be placed on consent agenda with proposed motion.

APPROVED MINUTES OF COMMITTEE MEETINGS

The minutes of committee and local boards that had been submitted for council consideration were reviewed. Direction was given for them all to be included in the motion to receive items for information following the return to regular session in this meeting.

- *Temagami Public Library - December 19, 2017 Minutes*
- *Temagami Public Library - January 23, 2018 Minutes*
- *Protection to Persons and Property Advisory Committee - January 17, 2018 - Minutes*
- *Economic Development Advisory Committee - February 8, 2018 - Minutes*
- *Au Chateau Board Meeting - February 21, 2018 Minutes*
- *Economic Development Advisory Committee - April 5, 2018 - DRAFT Minutes*
- *Protection to Persons and Property Advisory Committee - April 10, 2018 - DRAFT Minutes*

UNFINISHED BUSINESS

LTAPP Documents Containing Discussion or Recommendation for Tree Removal

Discussion took place regarding this matter and Council permitted Barret Leudke to speak to this matter. Direction was given to place this item on the consent agenda with a proposed motion that the area and significant trees to be removed be marked.

NEW BUSINESS

None.

NOTICES OF MOTION

None.

RETURN TO SPECIAL COUNCIL MEETING

18-136

MOVED BY: J. Harding

SECONDED BY: B. Koski

BE IT RESOLVED THAT this meeting return to regular session at 9:11 p.m.

CARRIED

MOTIONS ON URGENT * ITEMS

(*Items on this agenda that need to be dealt with prior to the next regular council meeting)

By-law 18-1393 - to amend Procedural Bylaw 16-1279 re electronic participation

18-137

MOVED BY: B. Koski

SECONDED BY: C. Lowery

BE IT RESOLVED THAT By-law 18-1393, being a by-law to amend Procedural Bylaw 16-1279 to provide for electronic participation be taken as read a first, second and third time and finally passed this 17th day of April 2018; AND FURTHER THAT the said by-law be signed by the Mayor and Clerk and recorded in the by-law book.

CARRIED

Report 2018-011 re Process for Filling the Vacant Office of Councillor
18-138

MOVED BY: B. Koski

SECONDED BY: R. Prefasi

WHEREAS Councillor Debby Burrows' letter of resignation effective March 22, 2018 was filed with the Clerk of the Municipality, in accordance with Section 260 of the Municipal Act (the Act) on the 22nd of March, 2018; AND WHEREAS Section 262 of the Act requires that Council shall at its next meeting declare the office to be vacant; NOW THEREFORE BE IT RESOLVED THAT Council receive Report 2018-011 and Debby Burrows' letter of resignation; AND FURTHER THAT Council acknowledge her resignation with regret and send a letter of thanks for her service to the Municipality; AND FURTHER THAT Council declare the office to be vacant.

CARRIED

To Amend

18-139

MOVED BY: R. Prefasi

SECONDED BY: D. O'Mara

BE IT RESOLVED THAT the motion be amended to include that the process be completed at the May 24, 2018 regular council meeting where council will select a person to fill the position; AND FURTHER THAT candidate submissions be received by May 11, 2018 Committee of the Whole meeting; AND FURTHER THAT the candidates make presentation to Council up to 5 minutes.

CARRIED

18- 138 - As Amended

MOVED BY: R. Prefasi

SECONDED BY: D. O'Mara

WHEREAS Council has received Report 2018-011 regarding the Options for Filling the Vacant Office of Councillor; AND WHEREAS the Municipal Elections Act (MEA) does not permit a by-election if an office is declared vacant after March 31 in an election year; AND WHEREAS Section 263 of the Act requires that Council appoint a person to fill the vacancy within 60 days after the office has been declared vacant; NOW THEREFORE BE IT RESOLVED THAT Council fill the vacancy by means of option # 1.

AND FURTHER THAT the process be completed at the May 24, 2018 regular council meeting where council will select a person to fill the position; AND FURTHER THAT candidate submissions be received by May 11, 2018 Committee of the Whole meeting; AND FURTHER THAT the candidates make presentation to Council up to 5 minutes.

CARRIED

18-140

MOVED BY: B. Koski

SECONDED BY: C. Lowery

BE IT RESOLVED THAT the meeting be extended to 10:30 p.m.

CARRIED

Council Adjourned at 9:34 p.m. and reconvened at 9:36 p.m.

MHBC - Planning Report - Secondary Suites and Summary of OPA Process - 11 April
To be received for information and direction given to follow up on the process of the amendment.

11535 - Living Temagami Request for Ontario Trillium Foundation Grow Grant Collaboration with Municipality

Council discussed this matter and passed the following motion:

18-141

MOVED BY: B. Koski

SECONDED BY: C. Lowery

BE IT RESOLVED THAT the Municipality of Temagami will act as the applicant for the Grow Grant Application on behalf of Living Temagami.

CARRIED

- *11534 - Temagami First Nation Resolution regarding remarks on Facebook*

Discussion took place regarding this matter and Councillor Prefasi read out a s.223.4 (5) of the *Municipal Act*, regarding penalties or sanctions in which a Code of Conduct is in place.

18-143

MOVED BY: B. Koski

SECONDED BY: C. Lowery

WHEREAS the Municipality of Temagami values our working relationship and friendship with the Temagami First Nation (TFN), and the Teme-Augama Anishnabai (TAA);

AND WHEREAS we have received the Temagami First Nation Band Council resolution #2018-008 “asking the Municipality of Temagami’s Council to denounce Councillor Ron Prefasi’s letter and actions as posted on his social media page “Temagami Ron Prefasi – Your Voice Matters”;

AND WHEREAS Council had not met to deliberate on the matter of moving of construction trailers on the Lake Temagami Access road when Councillor Prefasi’s comments were made on Facebook and Council had not made a decision on the matter;

AND WHEREAS only the Mayor of the Municipality of Temagami has the authority to speak on behalf of Council;

AND WHEREAS Councillor Ron Prefasi had no authority to speak on behalf of Council;

AND WHEREAS the Council of the Municipality of Temagami understands that the Temagami First Nation will not participate in any future meetings where Councillor Prefasi is present until an apology is made by Councillor Prefasi to the Temagami First Nation Chief and Council, citizens and Capital Project Manager;

NOW THEREFORE BE IT RESOLVED THAT the Municipality of Temagami’s Municipal Council in no way supports Councillor Ron Prefasi’s letter and actions as posted on his social media page “Temagami Ron Prefasi – Your Voice Matters” on Saturday March 17, 2018;

AND FURTHER THAT the Council of the Municipality of Temagami join the TFN by asking Councillor Ron Prefasi to make a public apology to Temagami First Nation Chief and Council, citizens and Capital project Manager for his manner in handling this matter.

Councillor Prefasi requested a recorded vote.

Recorded	YEAS	NAYS	Abstain
L. Hunter	X		
J. Harding		X	
B. Koski	X		
C. Lowery	X		
D. O'Mara			X
R. Prefasi		X	
Results	3	2	1

DEFEATED

18-142

MOVED BY: D. O'Mara

SECONDED BY: J. Harding

BE IT RESOLVED THAT this motion be deferred until the next regular Council meeting.

Mayor Hunter requested a recorded vote.

Recorded	YEAS	NAYS	Abstain
L. Hunter		X	
J. Harding	X		
B. Koski		X	
C. Lowery		X	
D. O'Mara	X		
R. Prefasi	X		
Results	3	3	0

DEFEATED

ADJOURNMENT

18-144

MOVED BY: B. Koski

SECONDED BY: J. Harding

BE IT RESOLVED THAT this meeting adjourn at 9:54 p.m.

CARRIED

Mayor

Clerk