

# **THE MUNICIPAL CORPORATION OF THE TOWNSHIP OF ARMOUR**

## **MINUTES**

January 28, 2014

The regular meeting of the Council of the Township of Armour was held on Tuesday, January 28, 2014 at 7:00 p.m. Those in attendance were: Reeve Bob MacPhail; Councillors, Jerry Brandt, Marty Corcoran, Pat Hayes (arrived at 7:25 p.m.), Rod Blakelock was absent; Delegations, Ken Mashinter, Chris Hope, Linda Maurer, Guests; Janet Mashinter, Lanny Dennis; Staff, Wendy Whitwell, Clerk-Administrator, Melinda Torrance, Deputy Clerk.

### **CONFIRMATION OF THE MINUTES OF THE PREVIOUS MEETING**

The minutes of the regular meeting held on January 14, 2014 were approved as circulated.

The minutes of the public meeting (2055988 Ontario Inc., Wadhem, 2064770 Ontario Inc.) held on January 14, 2014 were approved as circulated.

The minutes of the public meeting (1158663 Ontario Inc.) held on January 14, 2014 were approved as circulated.

The minutes of the closed meeting held on January 14, 2014 were approved as circulated.

**DECLARATION OF PECUNIARY INTEREST:** None

### **DELEGATIONS:**

- Ken Mashinter, attended council to request consideration for a zoning amendment from CH MH to Rural on Part Lot 10, Concession 13. The Clerk provided background information to council. A resolution was passed in support of this request.
- Chris Hope, Community Bus Service attended to request council's support of a donation to the community bus service as it is an essential part of local activity. Council will be supporting this initiative; however they would like to look at the budget before committing to a monetary contribution.
- Linda Maurer from the Burk's Falls & District Historical Society attended council to discuss a proposal for assistance in a monetary contribution for a business plan. Council supported a donation by resolution.

### **BUSINESS FROM A PREVIOUS MEETING:**

- The Site Plan Application – TANG, Wei, Lot 17, Concession IV was revisited after the municipal planner had a chance to review all documents pertaining to this property. Council have agreed that security for dollar value of the work and a peer review will be required from the applicant, the Clerk was directed to proceed with same.
- Jack Lake consent files B-022/13 – B-024/13 and request to remove conditions for an agreement pertaining private driveways was supported by resolution.
- The municipal planner submitted a letter of response to concerns of an abutting landowner regarding Consents B-022/13 – B-024/13 and rezoning. Council reviewed the planner's letter and are satisfied that each concern has been addressed.

### **BY-LAWS:**

By-law #4-2014, 2055988 Ontario Inc., Kajsa Wadhem, 2064770 Ontario Inc., Lot 22, Concession 10, 123 Nicolina Drive, zoning amendment was read a first, second and third time.

By-law #9-2014, to confirm the proceedings of council, was read a first, second and third time.

By-law #10-2014, to adopt Customer Service and Integrated Accessibility Standards Regulation Policies, was read a first, second and third time.

### **REPORTS:**

- Library, no report.
- Arena, Jerry and Pat reported.
- Fire, Bob reported.

# **THE MUNICIPAL CORPORATION OF THE TOWNSHIP OF ARMOUR**

## **MINUTES**

January 28, 2014

- Pat Hayes updated council on the funding for the Burk's Falls theatre projector. No decisions were made at this time.

### **CORRESPONDENCE:**

- Letter of request for support from Randy Pettapiece, MPP, Perth-Wellington regarding joint and several liability insurance for municipalities was supported by resolution.
- Notice of appointment from Fern Labelle, Regional Commander for North East Region, OPP and providing contact information.
- Showcase Almaguin flyer was provided to council.
- Municipal Employer Pension Centre Ontario (MEPCO) provided the 2012 Annual Report.
- Expression of interest for council to attend a webinar on Reducing Costs, Adding Values: Shared Service in the Ontario Local Public Sector.
- Workshop for councillor training was provided to council, no one interested at this time to attend.

### **UNFINISHED BUSINESS:**

- Update from Russell, Christie, LLP regarding the title to lands of Richard Thomas Memorial Park. Fee for services rendered was also attached and approval for payment was done by resolution.
- The Comprehensive Asset Management Plan submitted by Tulloch Engineering was approved by resolution.
- A draft Operational Agreement for economic development and community development officer committee was presented to council for review. Direction was provided to the Clerk for further comment and consideration with the involved parties.
- Letters were sent to the Village of Burk's Falls and Township of Ryerson with a new concept for shared services. Council is awaiting comment from both.

### **NEW BUSINESS:**

- The 2014 bank resolution was approved by council.
- A motion from the Town of Huntsville regarding Hwy. 11 winter maintenance was reviewed and as a result a similar resolution was approved by council for distribution to the Muskoka-Parry Sound surrounding area, Premier Wynne and MTO.
- Position descriptions were reviewed and one minor change will be made, all were approved by resolution, as amended.

### **CLOSED SESSION:**

Moved into closed session at 9:53 p.m.

Moved out of closed session at 10:16 p.m.

### **RESOLUTIONS:**

- Moved by Jerry Brandt, Seconded by Marty Corcoran, That the Council of the Township of Armour hereby approve the minutes of the regular meeting held on January 14, 2014, as circulated. Carried
- Moved by Jerry Brandt, Seconded by Marty Corcoran, That the Council of the Township of Armour hereby approve the minutes of the public meeting (2055988 Ontario Inc., Wadhem, 2064770 Ontario Inc.) held on January 14, 2014, as circulated. Carried

# THE MUNICIPAL CORPORATION OF THE TOWNSHIP OF ARMOUR

## MINUTES

January 28, 2014

- Moved by Marty Corcoran, Seconded by Jerry Brandt, That the Council of the Township of Armour hereby approve the minutes of the public meeting (1158663 Ontario Inc.) held on January 14, 2014, as circulated. Carried
- Moved by Marty Corcoran, Seconded by Jerry Brandt, That the Council of the Township of Armour hereby support the severance applications B-039/13 and B-040/13 submitted by Kenneth Mashinter and Janet Mashinter subject to the following conditions:
  - that the lands referred to as severed 1 be rezoned from CH MH to rural zone to permit residential use
  - that the 66' strip of lands included in the retained portion be rezoned to rural zone
  - that cash in lieu of parkland for both severed parcels be paid, as per municipal by-law. Carried
- Moved by Jerry Brandt, Seconded by Marty Corcoran, Whereas the right of way that provides access to Part Lot 8, 42M-632, 42R-18496, Parts 3 & 4 and Part Lot 8, 42M-632, 42R-18496, Parts 5 & 6 and 42M-632, Lot 9 is deemed a private driveway, not a public roadway and not maintained by the Township of Armour;  
And Whereas the Council of the Corporation of the Township of Armour do not require agreements regarding private driveways;  
Now Therefore the Council of the Corporation of the Township of Armour request the Southeast Parry Sound District Planning Board waive Condition #6 on application B-022/13 and B-023/13 and condition #5 on application B-024/13.  
Carried
- Moved by Marty Corcoran, Seconded by Jerry Brandt, That leave be given to introduce a bill #4-2014 being a By-law to amend Zoning By-law #27-95, as amended by By-law #23-2010; applications of 2055988 Ontario Inc., Kajsa Wadhem and 2064770 Ontario Inc. regarding Lot 22, Concession 10, also known as part of Lot 8 Plan 42M-632 at 123 Nicolina Drive. Carried
- Moved by Marty Corcoran, Seconded by Jerry Brandt; That By-law #4-2014 be read a second time. Carried
- Moved by Marty Corcoran, Seconded by Jerry Brandt; That By-law #4-2014 be read a third time, signed and the seal of the Corporation affixed thereto and finally passed in open Council this 28<sup>th</sup> day of January, 2014. Carried
- Moved by Jerry Brandt, Seconded by Marty Corcoran; That leave be given to introduce a bill #9-2014 being a By-law to confirm the proceedings of Council at its December meeting. Carried
- Moved by Jerry Brandt, Seconded by Marty Corcoran; That By-law #9-2014 be read a second time. Carried
- Moved by Jerry Brandt, Seconded by Marty Corcoran; That By-law #9-2014 be read a third time, signed and the seal of the Corporation affixed thereto and finally passed in open Council this 28<sup>th</sup> day of January, 2014. Carried
- Moved by Jerry Brandt, Seconded by Marty Corcoran; That leave be given to introduce a bill #10-2014 being a By-law to adopt Customer Service and Integrated Accessibility Standards Regulation Policies. Carried
- Moved by Jerry Brandt, Seconded by Marty Corcoran, That By-law #10-2014 be read a second time. Carried
- Moved by Jerry Brandt, Seconded by Marty Corcoran; That By-law #10-2014 be read a third time, signed and the seal of the Corporation affixed thereto and finally passed in open Council this 28<sup>th</sup> day of January, 2014. Carried
- Moved by Jerry Brandt, Seconded by Marty Corcoran; That the Council of the Township of Armour hereby approve a donation in the amount of \$1,000.00 to assist in the cost of funding for a business plan for the Historical Society. Carried

# THE MUNICIPAL CORPORATION OF THE TOWNSHIP OF ARMOUR

## MINUTES

January 28, 2014

- Moved by Jerry Brandt, Seconded by Marty Corcoran; That the Council of the Township of Armour support Randy Pettapiece, MPP resolution, that the government should protect taxpayers from higher property taxes by implementing a comprehensive, long-term solution to reform joint and several liability insurance for municipalities by no later than June 2014, addressing the alarming rise in insurance premiums due to rising litigation and claim costs. Carried
- Moved by Jerry Brandt, Seconded by Marty Corcoran; That the Council of the Township of Armour approve the invoice submitted by Russell, Christie, LLP in the amount of \$2,242.19 for payment, and the Reeve and Treasurer are hereby authorized to sign cheque for same. Carried
- Moved by Marty Corcoran, Seconded by Jerry Brandt; Whereas the Province of Ontario requires all municipalities to complete Comprehensive Asset Management plans to qualify for funding opportunities;  
And Whereas the Council of the Township of Armour acknowledge the benefits of a Comprehensive Asset Management Plan to assist with prioritizing investments and long term planning for municipal asset management;  
Now Therefore the Council of the Township of Armour accept the Asset Management Plan dated December 2013 submitted by Tulloch Engineering.  
Carried
- Moved by Jerry Brandt, Seconded by Marty Blakelock; That the Council of the Corporation of the Township of Armour (the “Customer”) be it resolved that:
  1. That ROYAL BANK OF CANADA (“Royal Bank”) is appointed banker for the Customer.
  2. That any One of Reeve, Deputy Reeve, Councillor with any One of Clerk-Administrator or Treasurer are authorized on behalf of the Customer from time to time:
    - (a) to withdraw or order transfers of funds from the Customer’s accounts by any means including the making, drawing, accepting, endorsing or signing of cheques, promissory notes, bills of exchange, other orders for the payment of money or other instruments or the giving of other instructions;
    - (b) to sign any agreements or other documents or instruments with or in favour of Royal Bank, including agreements and contracts relating to products or services provided by Royal Bank to the Customer; and
    - (c) to do, or to authorize any person or persons to do, any one or more of the following:
      - (i) to receive from Royal Bank any cash or any securities, instruments or other property of the Customer held by Royal Bank, whether for safekeeping or as security, or to give instructions to Royal Bank for the delivery or other transfer of any such cash, securities, instruments or other property to any person named in those instructions;
      - (ii) to deposit with or negotiate or transfer to Royal Bank, for the credit of the Customer, cash or any security, instrument or other property, and for those purposes to endorse (by rubber stamp or otherwise) the name of the Customer, or any other name under which the Customer carries on business, on any security or instrument;
      - (iii) to instruct Royal Bank, by any means, to debit the accounts of third parties for deposit to the credit of the Customer;
      - (iv) to receive statements, instruments and other items (including paid cheques) and documents relating to the Customer’s accounts with or

# THE MUNICIPAL CORPORATION OF THE TOWNSHIP OF ARMOUR

## MINUTES

January 28, 2014

any service of Royal Bank, and to settle and certify the Customer's accounts with Royal Bank.

3. That all instruments, instructions, agreements (including contracts relating to products or services provided by Royal Bank) and documents made, drawn, accepted, endorsed or signed (under the corporate seal or otherwise) as provided in this Resolution and delivered to Royal Bank by any person, shall be valid and binding on the Customer, and Royal Bank is hereby authorized to act on them and give effect to them.

4. That Royal Bank be furnished with:

(a) a copy of this Resolution; and

(b) a list of the names of the persons authorized by this Resolution to act on behalf of the Customer, and with written notice of any changes which may take place in such list from time to time, and with specimens of the signatures of all such persons;

Each certified by the (1) Reeve, Deputy Reeve, Councillor and (2) Clerk-Administrator or Treasurer of the Customer; and

(c) in writing, any authorization made under paragraph 2(c) of this Resolution.

5. That any document furnished to Royal Bank as provided for in paragraph 4 of this Resolution shall be binding upon the Customer until a new document repealing or replacing the previous one has been received and duly acknowledged in writing by the branch or agency of Royal Bank where the Customer has its account.

We hereby certify that the above is a true copy of a resolution passed at a meeting of Council of the Township of Armour duly convened and regularly held in accordance with the law governing the Customer on the 28<sup>th</sup> day of January, 2014. Carried

- Moved by Jerry Brandt, Seconded by Marty Corcoran; Whereas the Province of Ontario is responsible for the winter maintenance of Highway 11;

And Whereas the contract for this maintenance was retendered and subsequently awarded to a new contractor in 2012;

And Whereas the level of winter maintenance has significantly dropped under the new contract in comparison to the level of maintenance over the previous three decades;

And Whereas the current level of maintenance is creating a very real and serious threat to public safety which heretofore did not exist;

And Whereas a serious reduction in the confidence of the travelling public has developed related to this clear and obvious reduction in level of maintenance resulting in people avoiding travel in the area which has negative economic ramifications for our communities;

And Whereas the residents of Muskoka and Parry Sound District have complained to the Province of Ontario over the last year about this change in maintenance level to no avail;

Now Therefore before lives are lost needlessly as a result of this reduction in winter maintenance levels, the Council of the Township of Armour hereby requests the Premier of Ontario to take the necessary steps to immediately restore the level of service for winter maintenance on Highway 11 to its former level. Carried

