



COUNCIL MEETING MINUTES
June 19, 2024
1:00 pm

The meeting of the Council of the Corporation of the Municipality of Magnetawan was held at the Magnetawan Community Centre on Wednesday June 19, 2024, with the following present:

Mayor Sam Dunnett
Deputy Mayor John Hetherington
Councillor Bill Bishop
Councillor Jon Hind
Councillor Brad Kneller

Staff: CAO/Clerk Kerstin Vroom, Deputy Clerk Recreation and Communications Laura Brandt, were present for the entire meeting. Deputy Clerk Planning and Development Erica Kellogg and Chief Building Official Tyler Irwin were present for their respective sections in the meeting.

OPENING BUSINESS

1.1 Call to Order

The meeting was called to order at 1:00 p.m.

1.2 Adoption of the Agenda

RESOLUTION 2024-160 Hetherington-Bishop

BE IT RESOLVED THAT the Council of the Municipality of Magnetawan adopts the agenda as presented.

Carried.

1.3 Disclosure of Pecuniary Interest

Mayor Sam Dunnett stated that should anyone have a disclosure of pecuniary interest that they could declare the nature thereof now or at any time during the meeting.

*Mayor Sam Dunnett and Deputy Mayor John Hetherington declared pecuniary interest for Agenda Item 2.7 due to being a member of the Magnetawan Lions' Club.

1.4 Adoption of the Previous Minutes

RESOLUTION 2024-161 Kneller-Hetherington

BE IT RESOLVED THAT the Council of the Municipality of Magnetawan adopts the minutes of the Council meeting on May 22, 2024, as copied and circulated.

Carried.

PRESENTATION

SUPER SENIOR 2024 & Ontario Senior of the Year Award – Harvey Sohm

Jessica Dion, Bakertilly- Presentation of 2023 Financial Statements

Audit Findings Report

Auditors Report and Financial Report

Consolidated Statement of Financial Position December 31, 2023

RESOLUTION 2024-162 Hetherington-Bishop

BE IT RESOLVED THAT the Council of the Municipality of Magnetawan thanks Jessica Dion, Bakertilly, for her presentation 2023 Financial Statements and extends their appreciation to Jessica and her staff for their good work on the 2023 audit; AND HEREBY, receives and approves the 2023 Financial Statements as presented. Carried.

PLANNING MEETING

Zoning By-law Amendment Application – Weins- CON 1 PT LOT 9 Part 1

Zoning By-law Amendment Application – Lorusso – PLAN 253 Lots 1 to 3

RESOLUTION 2024-163 Hind-Hetherington

BE IT RESOLVED THAT the Council of the Municipality of Magnetawan recesses the regular meeting to hold a public meeting pursuant to Sections 34 of the Planning Act to consider a Zoning By-law Amendment Application described as:

- *PLAN 253 Lots 1 to 3 – (Lorusso), seeking to relief from Section 3.14 – Minimum Opening Elevation and if approved would permit a residential dwelling to be established below the prescribed minimum elevation; and*
- *Concession 1, Part Lot 9 PCL 23503 S/S (Wiens), to rezone the subject lands, including the proposed Severed and Retained Lot, from the Rural (RU) Zone to the Shoreline Residential (RS) Zone to reflect the properties being located on the shoreline of Horn Lake, and to rezone a portion of the subject lands to from the Rural (RU) Zone to the Environmental Protection (EP) Zone in order to expand the Environmental Protection (EP) Zone mapping to include 50 metres surrounding an unevaluated wetland feature.*

Carried.

RESOLUTION 2024-164 Bishop-Kneller

BE IT RESOLVED THAT the Council of the Municipality of Magnetawan receives the report from Patrick Townes and Jamie Robinson, Planner MHBC and supports the application for Zoning By-law Amendment as part of the consent process for: Weins – CON 1 PT LOT 9 PART 1 42R 10938 (4944 010 00152550 1671258 Ontario Inc.) a water access lot from Rural (RU) Zone to the Environmental Protection (EP) Zone and the Shoreline Residential (RS) Zone. The By-law on this matter will be passed later in the meeting.

Carried.

RESOLUTION 2024-165 Hind-Hetherington

WHEREAS the Council of the Municipality of Magnetawan receives the report and recommendations from Kent Randall and Chris Conti, Planner EcoVue Consulting Service Inc. for the Zoning By-law Amendment Application for the subject lands known as PLAN 253 Lots 1 to 3 – Lorusso;

AND WHEREAS the subject lands are located on Ahmic Lake which is on a dam-controlled waterbody;

AND WHEREAS the Zoning By-law No. 2001-26 as amended identifies a minimum opening elevations for properties abutting Ahmic Lake as 283.16m CGS (929.00 ft);

AND WHEREAS the applicant seeks to develop the subject lands between elevations of 280.m CGS (918 ft) and 282.m CGS (925 ft) a difference of approximately 4ft – 11ft;

NOW THEREFORE BE IT RESOLVED the Council for the Municipality of Magnetawan approves the Zoning By-law Amendment Application with the following conditions and a By-law on this matter will be passed at a future meeting:

- The applicant adhere to the Building Code for floodplain development which may require engineering;*
- A site plan be submitted identifying the approved location of all buildings, fill and cut areas, the septic system and other facilities to which the property shall be developed in accordance with.*

Carried.

RESOLUTION 2024-166 Bishop-Hind

BE IT RESOLVED THAT the Council of the Municipality of Magnetawan adjourns the Planning Act public meeting and returns to the regular meeting.

Carried.

PUBLIC MEETING

Stop Up Close & Sell Road Allowance – Highway 510 at CON B PT LOT 97 RP 42R13389 Part 1-5 – Warring

Stop Up Close & Sell Road Allowance – Plan 319 LA L12 W/S KING ST – Heimbecker

RESOLUTION 2024-167 Kneller-Hetherington

WHEREAS the Municipality of Magnetawan supported in principle the sale of an Unopened Road Allowance application (Waring) abutting lands Highway 510 at CON B PT LOT 97 RP 42R13389 PART 1 5;

AND WHEREAS this portion restricts the landowners' access to the property from the Highway and the price was set at 70 cents per square foot;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Municipality of Magnetawan, after holding its public meeting regarding the Stop Up, Close and Sell Road Allowance, agrees to pass the by-law later in the meeting with the understanding that the road allowance lands are merged on title at the time of transfer with the purchaser's lot abutting the road allowance, that was specified in the application and in the letter from the Municipal Solicitor.

Carried.

RESOLUTION 2024-168 Bishop-Hetherington

WHEREAS the Municipality of Magnetawan supported in principle the sale of an Original Shoreline Road Allowance application (Heimbecker) in front of lands known as Plan 319 LA L12 W/S KING ST with conditions;

AND WHEREAS no adjacent owners to the subject lands remain as all buildings and/or sundry have been removed from the subject lands, removing any requirement for the applicant to enter into an Encroachment Agreement with 134B (Osborne) prior to the sale of the lands at a set fee of 70 cents per square foot;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Municipality of Magnetawan, after holding its public meeting regarding the Stop Up, Close and Sell Road Allowance, agrees to pass the by-law later in the meeting with the understanding that the Original Shoreline Road Allowance lands are merged on title at the time of transfer with the purchaser's lot abutting the Original Shoreline Road Allowance, that was specified in the application and in the letter from the Municipal Solicitor.

Carried.

STAFF REPORTS, MOTIONS AND DISCUSSION

2.1 Restatement of Budget O'Reg 284/09

RESOLUTION 2024-169 Kneller-Hind

WHEREAS generally accepted accounting principles for local governments established by the Public Sector Accounting Board (PSAB) of the Chartered Professional Accountants of Canada require municipalities to capitalize and amortize tangible capital assets to accrue liabilities related to post-employment and sold waste landfill closure and post-closure expense;

AND WHEREAS Ontario Regulation 284/09 states that a municipality may exclude these expenses from budgeted amounts for which revenue must be raised;

AND WHEREAS if excluded, Ontario Regulation 284/09 requires Council to adopt a report that shows the impact of fully covering these expenses;

NOW THEREFORE, BE IT RESOLVED THAT the Council of the Municipality of Magnetawan approves and adopts the report entitled "Municipal Act, 2001 Ontario Regulation 284/09, 2024 Budget" as presented.

Carried.

2.2 DRAFT Motion Confirmation of Directors of the Corporation

RESOLUTION 2024-170 Hetherington-Bishop

BE IT RESOLVED that Council confirms the following as Directors of the Corporation of the Municipality of Magnetawan effective November 16, 2022:

Mayor: Sam Dunnett

Deputy Mayor: John Hetherington

Councillor: Bill Bishop

Councillor: Jon Hind

Councillor: Brad Kneller

CAO/Clerk: Kerstin Vroom

Treasurer: Stephanie Cumming (Lewin)

Carried.

2.3 Stop Up & Close – Unopened Road Allowance Between CON 1 PT LOTS 26 and CON 1 PT LOT 25 – Langford

RESOLUTION 2024-171 Hind-Hetherington

WHEREAS the Municipality of Magnetawan received an application and required fees from Mark and Lila Langford requesting to purchase the Original Unopened Road Allowance from the boundary road between Ryerson Township and the Municipality of Magnetawan in its entirety situated between CON 1 PT LOTS 26 AND CON 1 PT LOT 25; AND WHEREAS there are two additional landowners bordering a portion of the Original Unopened Road Allowance subject to the application;

AND WHEREAS the Municipality of Magnetawan passed By-law No. 2006-11 establishing policies to Stop up and Sell Unopened Road Allowance which includes criteria to be satisfied when an applicant's property does not entirely abut the portion of the Unopened Road Allowance subject to the application;

NOW THEREFORE BE IT RESOLVED the Council for the Municipality of Magnetawan approves in principle the sale of the Original Road Allowance to Mark and Lila Langford with the following provisions:

- 1) Any other adjacent landowners shall be invited to participate in the purchase of that part of the specified road allowance which borders their lands;*
- 2) The sale price be set by an appraised value by a professional appraiser;*
- 3) The applicant create legal access to Con 1 PT LOT 26, PART 1 by means of a legal right of way from Part 4 of 42R22370;*
- 4) The Road allowance needs to be merged with either Part 1 on 42R 22465, Part 5 42R 22370, or Con 1 Part Lot 26, with the requirement for a legal right of way to the newly acquired road allowance for the other two unmerged properties;*
- 5) The applicant provide confirmation that Part 1 of 42R 22465 is under their ownership in Land Titles;*
- 6) That the applicant be responsible for any legal, planning, surveying, as well as any and all other fees associated with the application.*

Deferred.

2.4 Report from Deputy Clerk Erica Kellogg STA License Update

RESOLUTION 2024-172 Hetherington-Bishop

BE IT RESOLVED THAT the Council of the Municipality of Magnetawan receives and approves the report from Deputy Clerk Erica Kellogg STA License Update for information purposes only.

Carried.

2.5 Parry Sound District EMS Tiered Response Agreement

RESOLUTION 2024-173 Hind-Kneller

BE IT RESOLVED THAT the Council of the Municipality of Magnetawan hereby authorizes the Mayor to enter into the Parry Sound EMS Tiered Response Agreement substantially as presented.

Carried.

2.6 Request for Donation Almaguin Highlands Health Council Assessment and Strategic Roadmap Project

RESOLUTION 2024-174 Hind-Hetherington

BE IT RESOLVED THAT the Council of the Municipality of Magnetawan receives the request for donation Almaguin Highlands Health Council Assessment and Strategic Roadmap Project and authorizes a onetime payment of \$2,000.

Carried.

2.7 Request for Donation Magnetawan Lions' Golf Tournament

*Mayor Sam Dunnett and Deputy Mayor John Hetherington declared pecuniary interest for Agenda Item 2.7 due to being a member of the Magnetawan Lions' Club. Mayor Sam Dunnett and Deputy Mayor John Hetherington refrained from any discussion and refrained from voting.

RESOLUTION 2024-175 Kneller-Hind

BE IT RESOLVED THAT the Council of the Municipality of Magnetawan appreciates the great work of the Magnetawan Lions' Club and looks forward to the July Golf Tournament;

AND FURTHER authorizes a donation of \$1,500.

Carried.

2.8 Magnetawan Central Public School – Emily Ross Langford Graduation Award for Citizenship

RESOLUTION 2024-176 Kneller-Hetherington

WHEREAS, the Council of the Municipality of Magnetawan is supportive of our community school and students and congratulates all of our graduates;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Municipality of Magnetawan authorizes a donation of \$100 for the Magnetawan Central Public School Emily Ross Langford Award for Citizenship.

Carried.

2.9 Report from Deputy Clerk Laura Brandt 2024 Donation Chainsaw Carvings

RESOLUTION 2024-177 Hetherington-Bishop

BE IT RESOLVED THAT the Council of the Municipality of Magnetawan receives the report from Deputy Clerk Laura Brandt 2024 Donation Chainsaw Carvings and approves the recommendation contained therein to put a public call out for community organizations to submit their proposal to Council for a fundraising campaign utilizing the carvings.

Carried.

2.10 Rescind 2018-03 Adopt an Emergency Leave Policy

RESOLUTION 2024-178 Kneller-Hind

WHEREAS Bill 148, Fair Workplaces, Better Jobs Act, 2017 was reversed by Bill 47, the Making Ontario Open for Business Act;

AND WHEREAS the CUPE 1813-11 Collective Agreement, By-law 2022-20 Human Resources Policy and Employment Standards Act incorporates emergency sick and personal leaves for employees;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Municipality of Magnetawan approves the Rescind 2018-03 Adopt an Emergency Leave Policy as presented, and the by-law on this matter will be passed later in the meeting.

Carried.

2.11 Rescind 2018-04 Concussion Prevention and Management Policy

RESOLUTION 2024-179 Kneller-Hetherington

WHEREAS Rowan's Law only requires a Municipality to have a Concussion Prevention and Management Policy and annual training if they offer competitive sports programs where athletes are training, practicing and/or where municipalities are organizing and holding one or more tournaments, contests or other competitions among athletes in one of the 65 listed amateur competitive sports under the regulation, of which the Municipality does not offer either;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Municipality of Magnetawan approves the Rescind 2018-04 Concussion Prevention and Management Policy as presented, and the by-law on this matter will be passed later in the meeting.

Carried.

MUNICIPAL BOARD AND COMMITTEE MINUTES

3.1 Municipal Partners POA Advisory Committee Meeting Minutes, November 23, 2023, Court Manager's Report Q1 2024 & 2024 POA Working General Ledger

3.2 Central Almaguin Planning Board Minutes March 6, 2024 & April 3, 2024

3.3 Town of Parry Sound EMS Advisory Committee Minutes May 23, 2024

3.4 Almaguin Highlands Health Centre June 6, 2024 Minutes

RESOLUTION 2024-180 Bishop-Hind

BE IT RESOLVED THAT the Council of the Municipality of Magnetawan receives the Municipal Boards and Committee Minutes as copied and circulated.

Carried.

CORRESPONDENCE

- 4.1 **Lake of Bays Request for Royal Assent of Administrative Monetary Penalty System in the Ontario Building Code Act**
- 4.2 **Ontario Provincial Police 2025 Municipal Policing Billing Statement Property Count**
- 4.3 **North Bay Parry Sound District Health Unit Audited Financial Statements , Financial Information Return (FIR) and COVID-19 Update**
- 4.4 **OPP MPB Financial Services Unit (OPP) January to March 2024 Detachment Revenues**
- 4.5 **Support Letter Federal Funding North Bay Nugget**
- 4.6 **Unsuccessful Outcome Red Grant Intake #4**
- 4.7 **Unsuccessful Outcome Canada Summer Jobs**
- 4.8 **ParticipACTION Community Challenge Poster**
- 4.9 **Notice of Road Closure Orange Valley Poster**
- 4.10 **Rock 'N' Roll in the Mag Poster**
- 4.11 **Monday Night Archery Poster**
- 4.12 **Drumming with Sandra Poster**
- 4.13 **Bike and Recreational Games Share Poster**
- 4.14 **Maggie the Community Rock Snake Project Update Poster**
- 4.15 **Beach Toy Lending Poster**
- 4.16 **Notice of Road Closure Canada Day Saturday June 29, 2024 Poster**
- 4.17 **Fireworks Canada Day Saturday June 29, 2024 Poster**
- 4.18 **Dunk Tank Canada Day Saturday June 29, 2024 Poster**
- 4.19 **Celebrate Canada Day in the Mag Poster**
- 4.20 **Canada Day Office Closure Poster**
- 4.21 **ICYMI Council Highlights May 22, 2024**

RESOLUTION 2024-181 Hind-Kneller

*BE IT RESOLVED THAT the Council of the Municipality of Magnetawan receives the correspondence items as copied and circulated.
Carried.*

RESOLUTION 2024-182 Kneller-Hetherington

*BE IT RESOLVED THAT the Council of the Municipality of Magnetawan endorses and supports item 4.1 Lake of Bays Request for Royal Assent of Administrative Monetary Penalty System in the Ontario Building Code Act;
AND FURTHER THAT this resolution be circulated to MPP Graydon Smith, the Association of Municipalities of Ontario (AMO), the Federation of Northern Ontario Municipalities (FONOM) and all Ontario Municipalities through AMCTO.
Carried.*

ACCOUNTS

- 5.1 **Accounts in the amount of \$666,897.81**

RESOLUTION 2024-183 Hind-Bishop

*BE IT RESOLVED THAT the Council of the Municipality of Magnetawan approves the accounts in the amount of \$598,734.80 as presented.
Carried.*

BY-LAWS

- 6.1 Zoning By-law Amendment – Weins – CON 1 PT LOT 9 Part 1
- 6.2 Stop Up Close & Sell Road Allowance – Highway 510 at CON B PT LOT 97 RP42R13389 Part 1-5 0- Waring
- 6.3 Stop Up Close & Sell Road Allowance – Plan 319 LA L12 W/S KING ST – Heimbecker
- 6.4 Rescind 2018-03 Adopt an Emergency Leavy Policy
- 6.5 Rescind 2018-04 Concussion Prevention and Management Policy

RESOLUTION 2024-184 Kneller-Hetherington

BE IT RESOLVED THAT the Council of the Municipality of Magnetawan that the following by-laws are now read a first, second and a third time, passed, signed by the Mayor and the Clerk, sealed with the seal of the Corporation, and engrossed in the by-law book:

- 6.1 Zoning By-law Amendment – Weins – CON 1 PT LOT 9 Part 1
 - 6.2 Stop Up Close & Sell Road Allowance – Highway 510 at CON B PT LOT 97 RP42R13389 Part 1-5 0- Waring
 - 6.3 Stop Up Close & Sell Road Allowance – Plan 319 LA L12 W/S KING ST – Heimbecker
 - 6.4 Rescind 2018-03 Adopt an Emergency Leavy Policy
 - 6.5 Rescind 2018-04 Concussion Prevention and Management Policy
- Carried.

CONFIRMING BY-LAW AND ADJOURNMENT

- 7.1 Confirm the Proceedings of Council and Adjourn

RESOLUTION 2024-185 Kneller-Hind

BE IT RESOLVED by the Council of the Municipality of Magnetawan that the Confirming By-law is now read a first, second and a third time, passed, signed by the Mayor and the Clerk, sealed with the seal of the Corporation and engrossed in the by-law book; AND FURTHER THAT, this meeting is now adjourned at 2:30 pm to meet again on Wednesday July 3, 2024, at 1:00 pm or at the call of the Chair.

Carried.

Approved by:

Mayor

Clerk