



COUNCIL MEETING MINUTES
June 30, 2021
1:00 pm

The meeting of the Council of the Corporation of the Municipality of Magnetawan was held at the Magnetawan Community Centre and streamed electronically for the public through "Go To Meeting" with the following present:

Mayor Sam Dunnett
Deputy Mayor Tim Brunton
Councillor Brad Kneller
Councillor Wayne Smith
Councillor John Hetherington

Staff: CAO/Clerk Kerstin Vroom and Deputy Clerk Recreation and Communications Laura Brandt were present for the entire meeting. Chief Building Official Brian Horsman, Deputy Clerk Planning and Development Nicole Gourlay and Public Works Superintendent Scott Edwards 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 2021-186 Brunton-Smith

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

Carried.

1.3 Disclosure of Pecuniary Interest

Mayor 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.

1.4 Adoption of the Previous Minutes

RESOLUTION 2021-187 Brunton-Hetherington

BE IT RESOLVED THAT the Council of the Municipality of Magnetawan adopts the minutes of June 09, 2021 meeting as copied and circulated.

Carried.

PLANNING ACT MEETING

Zoning By-law Amendment Application Munn-Saunders-1743 Nipissing Road South

RESOLUTION 2021-188 Kneller-Hetherington

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

1743 Nipissing Rd S – Munn – Rezone severed lots from Rural to Rural Residential and to rezone the retained lot to Rural Exception 8 (RU-8) to allow a contractor’s yard.

Carried.

RESOLUTION 2021-189 Brunton-Hetherington

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

Carried.

RESOLUTION 2021-190 Kneller-Brunton

BE IT RESOLVED THAT the Council of the Municipality of Magnetawan receives and approves the recommendations within the report of Jamie Robinson, Planner MHBC, supporting the application for Zoning By-law Amendment, and entering into a Site Plan Control Agreement for: Munn/Saunders– 1743 Nipissing Rd S. The By-laws on this matter will be passed later in the meeting.

Carried.

DEPUTATION

Mark Langford, Road Use Agreement – Herrnstein – Maintain Hickory Lane

RESOLUTION 2021-191 Smith-Brunton

BE IT RESOLVED THAT the Council of the Municipality of Magnetawan receives the correspondence from Mark Langford, Road Use Agreement – Herrnstein – Maintain Hickory Lane;

AND FURTHER THAT Council approves the revised License Agreement presented in the agenda package as vetted by the Municipal Solicitor.

Carried.

STAFF REPORTS, MOTIONS AND DISCUSSION

2.1 Consent Application – 2 new lots – Langford – CON 1 PT LOT 26 & 27 – 311 Rosskopf Road

The applicant has withdrawn their Consent Application.

2.2 Deeming By-law Request Langford – Lots 20 and 21, E/S Queen Street Plan 319

RESOLUTION 2021-192 Smith-Kneller

WHEREAS; Council has received correspondence and required fees from Mark Langford, President 1895507 Ontario Inc. requesting the deeming together of lots 20 and 21, E/S Queen Street Plan 319; NOW THEREFORE BE IT RESOLVED THAT the Council of the Municipality of Magnetawan supports in principle the deeming together of Plan 319 lots 20 and 21 E/S Queen Street in the Village of Magnetawan and directs staff to bring back the by-law for passing to a future Council meeting.

Carried.

2.3 Consent Application – 1 new lot – Woodruff – CON 10 LOTS 24 & 25 – Miller/Rocky Road

RESOLUTION 2021-193 Kneller-Hetherington

WHEREAS the Municipality of Magnetawan has received a request to support an application for consent the creation of one (1) new rural lot (Woodruff Roll #4944 010 002 23300 & #4944 010 002 23400). The property is legally described as Con. 10, Lots 24 & 25, (Chapman), in the Municipality of Magnetawan, hereinafter referred to as “the Lands”;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Municipality of Magnetawan supports in principle the consent application for the Lands, which is valid only for a period of six (6) months, subject to the following conditions:

- Draft copy of the deeds (with all schedules) to be approved by the Municipality prior to registration;*
- A copy of the original executed transfer (deed) with all schedules be provided to the Municipality;*
- Draft Reference Plan to be approved by the Municipality prior to registration. Two (2) true certified paper copies of the registered plan and an electronic version with a certification that it is a true copy be provided to the Municipality;*
- Payment of all taxes, municipal, legal and planning fees associated with the processing of this application including fees under By-law 2011-11, 2011-16 and current Municipal Fees & Charges By-law including a 5% parkland dedication fee;*
- Confirmation from North Bay Mattawa Conservation Authority that a sewage system can be located on each lot (severed and retained);*
- That the Applicant submit a Zoning By-law Amendment to rezone the proposed Severed Lot to address the non-compliant minimum lot area requirement and enter into a Site Plan, to be registered on title, to establish a building envelope on the severed lot that is appropriately setback from the adjacent aggregate operation;*
- That the Applicant obtain a Letter of Suitable Location for Entrance from the Municipality for the proposed Severed Lot;*
- Confirmation that there are no livestock in the surrounding area that would have an impact on the proposed severed and retained lot with respect to the Minimum Distance Separation (MDS) requirements.*
- That the Applicant gift to the Municipality of Magnetawan the portion of traveled road known as Miller Road that traverses through CON 10 Lots 24 & 25, at a minimum of 66’ wide, to the satisfaction of the Municipality;*
- That the Applicant agree to swap the traveled portion of Rocky Road across the north section of CON 10 Lots 24 & 25, at a minimum of 66’ wide, with the Municipality for ownership over the unopened road allowance and that unopened road allowance be merged with Part 11;*
- That the foregoing conditions be fulfilled within one year of the date of the notice of the decision of the Planning Board.*

Carried.

2.4 Main – Road Exchange (Schmeler) and Gifting (Miller) – CON 12 PT LOT 19 PCL 9838 S/S & CON 12 LOT 18

RESOLUTION 2021-194 Brunton-Kneller

WHEREAS the Municipality of Magnetawan has received an application for the exchange of an unopened Road Allowance from Robert Main for the lands encompassing Schmeler Road on the lands known as CON 12 PT LOT 19 PCL 9838 S/S & CON 12 LOT 18, Roll numbers 494401000230600 & 494401000230500, and also, to gift the lands encompassing Miller Road on the lands known as CON 12 PT LOT 19 PCL 9838 S/S, Roll number 494401000230600;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Municipality of Magnetawan approves in principle the gifting of lands encompassing Miller Road traversing the Main's lands, and also, the exchange of the unopened road allowance for the encompassing Schmeler Road traversing the Main's lands with the following provisions:

- The exchange of the 'road allowance' will be at no cost to the applicant for the lands only;*
- The cost of surveying the necessary lands, and all other and any costs will be borne by the applicant;*
- The transferred road allowances (Miller and Schmeler) to the Municipality are a minimum of 66 feet in width.*

Carried.

2.5 Correspondence Victor J. Wiens Request for a Temporary Exception to Zoning By-law No. 2001 26 Section 3.32 and Trailer Licence By-law 2019-25 allow more than 1 trailer – CON 1 PT LOT 9 RP 42R10938 PART 1 PCL 23503 SS-Minklers Lane

RESOLUTION 2021-195 Hetherington-Brunton

WHEREAS the Council of the Municipality of Magnetawan receives the correspondence from Victor J. Wiens Request for a Temporary Exception to Zoning By-law No. 2001-26 Section 3.32 and Trailer Licence By-law 2019 - 25 allow more than 1 trailer - CON 1 PT LOT 9 RP 42R10938 PART 1 PCL 23503 SS-Minklers Lane;

AND WHEREAS, a trailer license may be issued for one (1) seasonal trailer on a property zoned: rural, rural residential, and agricultural;

AND WHEREAS, this property is currently zoned Rural;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Municipality of Magnetawan approves 1 trailer on the above mentioned lands, provided annual trailer application and fees are paid in full.

Carried.

2.6 Report from Chief Deputy Building Official Matthew Clouthier, Report of Results from a Request for Quotes from Local Dealers

RESOLUTION 2021-196 Kneller-Brunton

WHEREAS, the Council of the Municipality of Magnetawan receives the report as presented from Chief Deputy Building Official Matthew Clouthier, Report of Results from a Request for Quotes from Local Dealers;

NOW THEREFORE BE IT RESOLVED, that Council approves the purchase of an AWD SUV vehicle similar to a Nissan Rogue, Honda CRV, Toyota RAV, etc., which would be suitable for the needs of the building department as well as be more cost-effective and consistent with the 2021 budget;

AND HEREBY AUTHORIZES, Deputy Mayor Brunton to negotiate and procure same.

Carried.

2.7 Report from Public Works Superintendent Scott Edwards, Backhoe #4 2012 John Deere 410-J Additional Repairs

RESOLUTION 2021-197 Hetherington-Smith

BE IT RESOLVED THAT, the Council of the Municipality of Magnetawan receives and approves the report as presented from Public Works Superintendent Scott Edwards, Backhoe#4 2012 John Deere 410-J Additional Repairs;

AND HEREBY authorizes the overages for the repair, estimated to be approximately \$6,225, to be taken from Asset Management Reserves.

Carried.

2.8 Report from Public Works Superintendent Scott Edwards, Rust Proofing

RESOLUTION 2021-198 Smith-Brunton

BE IT RESOLVED THAT the Council of the Municipality of Magnetawan receives the report as presented from Public Works Superintendent Scott Edwards, Rust Proofing for information only.

Carried.

2.9 DRAFT Magnetawan 911/Civic Address By-law

RESOLUTION 2021-199 Hetherington-Kneller

BE IT RESOLVED THAT the Council of the Municipality of Magnetawan approves the Magnetawan 911/Civic Address By-law as presented and directs Staff to bring back the by-law for passing at a future meeting.

Carried.

2.10 DRAFT Magnetawan Cemetery By-law

RESOLUTION 2021-200 Smith-Brunton

BE IT RESOLVED THAT the Council of the Municipality of Magnetawan approves the Magnetawan Cemetery By-law as amended to remove the definition of a Cemetery Caretaker and include the wording under 4.8: Duties may be delegated as required, and directs Staff to bring back the by-law for passing at a future meeting.

Carried.

2.11 Correspondence North Bay Parry Sound District Health Unit, Audited Financial Statements (online only) and Effect to Levy with Potential Change in Provincial Cost-Sharing

RESOLUTION 2021-201 Smith-Brunton

WHEREAS the Council of the Municipality of Magnetawan receives the correspondence from the North Bay Parry Sound Health District, Audited Financial Statements, Financial Information Return (FIR), and COVID-19 Update;

AND WHEREAS the Government of Ontario in its budget of April 11, 2019, initiated a Public Health Modernization process which included a change in municipal cost-sharing from 25% of mandatory public health programs covered by municipalities to 30% of almost all public health programs based on 2018 third quarter spending levels;

AND WHEREAS the COVID-19 pandemic, which started in early 2020, has further affected municipalities' ability to pay levy increases, it has stalled modernization processes, increased the cost of living, and affected the health and well-being of the public, and more specifically, public health clients and staff;

NOW THEREFORE BE IT RESOLVED that the Council of the Municipality of Magnetawan supports returning to the 2018 cost-sharing formula (25%/75%) with 100% provincially funded programs;

AND supports mitigation funding continue for 2022 to eliminate the additional financial burden of a 42-50% levy increase to the North Bay Parry Sound Health Unit's 31 member municipalities:

*AND FURTHER THAT; this resolution forwarded to Premier Doug Ford, Deputy Premier and Minister of Health Christine Elliott; MPP Parry Sound Muskoka Norm Miller, MPP Nipissing Vic Fedeli, MPP Timiskaming-Cochrane John Vanthof, North Bay Parry Sound District Health Unit, Member Municipalities, Ontario Boards of Health, and the Association of Municipalities Ontario (AMO).
Carried.*

2.12 Outcome of Rural Economic Development Program (RED) Grant

RESOLUTION 2021-202 Kneller-Hetherington

*WHEREAS the Municipality of Magnetawan submitted an application "Beautification of the Municipality of Magnetawan" to the Rural Economic Development (RED) program;
AND WHEREAS the Municipality of Magnetawan was successful in its application submitted;
AND WHEREAS the Municipality of Magnetawan is appreciative of the funding from the Ministry of Agriculture, Food and Rural Affairs;
NOW THEREFORE BE IT RESOLVED THAT the Council of the Municipality of Magnetawan deems it in the best interest of the Municipality to enter into an Agreement with the Minister of Agriculture, Food and Rural Affairs and authorizes Staff to sign the agreement as required.
Carried.*

MUNICIPAL BOARDS AND COMMITTEE MINUTES

3.1 Almaguin Community Economic Development (ACED) Minutes, May 17 and June 21, 2021

3.2 Town of Parry Sound EMS Advisory Committee Minutes, June 16, 2021

3.3 Magnetawan Community Development Committee (MCDC) Minutes, June 16, 2021

RESOLUTION 2021-203 Kneller-Smith

*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 Correspondence from Shannon Stubbs, MP Lakeland, Bill C-21 to Amend Firearms Act

4.2 Town of Fort Erie, Capital Gains Tax on Primary Residence

4.3 Town of Halton Hills, Elimination of LPAT (Local Planning Appeal Tribunal)

4.4 Township of Havelock, Use of Automatic Speed Enforcement (Photo Radar)

4.5 Township of Rideau Lakes, Cemetery Funding

4.6 Town of Kearney, Provincial Government to Address Shortfall that Optometry Clinics Absorb Through Lack of Proper OHIP Funding

4.7 Correspondence from the Attorney General Update on Modernization Initiatives and Court Recovery in Ontario's Provincial Offence Act (POA) Courts.

4.8 Correspondence from Village of Burk's Falls Almaguin Highlands Health Centre-Ontario Telemedicine Network Update Request

4.9 Annual Shareholder's Update Lakeland Holdings Ltd. June 4, 2021

4.10 FONOM June 3, 2021 Media Release Improving Waste Diversion and Protecting the Environment

4.11 Correspondence Investigating in Canada Infrastructure Program (ICIP) Resilience Infrastructure Stream Outcome

4.12 2021 Locks Opening Poster

4.13 Magnetawan Canada Day Contests

4.14 ICYMI Council Highlights June 9, 2021

RESOLUTION 2021-204 Hetherington-Smith

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

Carried.

RESOLUTION 2021-205 Kneller- Hetherington

BE IT RESOLVED THAT the Council of the Municipality of Magnetawan endorses and supports item 4.1 Correspondence from Shannon Stubbs, MP Lakeland, Bill C-21 to amend Firearms Act.

Carried.

RESOLUTION 2021-206 Smith-Brunton

BE IT RESOLVED THAT the Council of the Municipality of Magnetawan endorses and supports item 4.2 Town of Fort Erie, Capital Gains Tax on Primary Residence.

Carried.

RESOLUTION 2021-207 Hetherington-Kneller

BE IT RESOLVED THAT the Council of the Municipality of Magnetawan endorses and supports item 4.3 Town of Halton Hills, Elimination of LPAT (Local Planning Appeal Tribunal).

Carried.

RESOLUTION 2021-208 Smith-Kneller

BE IT RESOLVED THAT the Council of the Municipality of Magnetawan endorses and supports item 4.4 Township of Havelock, Use of Automatic Speed Enforcement (Photo Radar).

Carried.

RESOLUTION 2021-209 Kneller-Brunton

BE IT RESOLVED THAT the Council of the Municipality of Magnetawan endorses and supports item 4.5 Township of Rideau Lakes, Cemetery Funding.

Carried.

RESOLUTION 2021-210 Brunton-Smith

BE IT RESOLVED THAT the Council of the Municipality of Magnetawan endorses and supports item 4.6 Town of Kearney, Provincial Government to address Shortfall that Optometry Clinics Absorb Through Lack of Proper OHIP Funding.

Carried.

ACCOUNTS

5.1 Accounts in the amount of \$288,019.28

RESOLUTION 2021-211 Hetherington-Smith

BE IT RESOLVED THAT the Council of the Municipality of Magnetawan approves the accounts in the amount of \$288,019.28 as presented.

Carried.

BY-LAWS

- 6.1 Zoning Amendment Munn-Saunders-1743 Nipissing Road South
- 6.2 Site Plan Agreement Munn-Saunders-1743 Nipissing Road South

RESOLUTION 2021-212 Brunton-Kneller

BE IT RESOLVED THAT by 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 Amendment Munn-Saunders-1743 Nipissing Road South
- 6.2 Site Plan Agreement Munn-Saunders-1743 Nipissing Road South

Carried.

CONFIRMING BY-LAW AND ADJOURNMENT

- 7.1 Confirm the Proceedings of Council and Adjourn

RESOLUTION 2021-213 Smith-Kneller

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 21, 2021 at 1:00 pm or at the call of the Chair.

Carried.

Approved by:



Mayor



Clerk