

## **COUNCIL MEETING MINUTES** **August 14, 2019**

The regular meeting of the Council of the Corporation of the Municipality of Magnetawan was held at the Magnetawan Community Centre on Wednesday, August 14, 2019 at 1:00 p.m. with the following present:

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

Staff: Kerstin Vroom, CAO/Clerk, and Nicole Gourlay, Deputy Clerk, were present for the entire meeting. Scott Edwards, Public Works Superintendent, and Caitlin Deevey, By-law Enforcement Officer, were present for their respective section.

### **1.1 CALL TO ORDER**

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

### **1.2 ADOPTION OF THE AGENDA**

*RESOLUTION 2019-252 Brunton-Hetherington*

*BE IT RESOLVED THAT the Council of the Municipality of Magnetawan adopts the agenda as copied and circulated.*

*Carried.*

### **1.3 DISCLOSURE OF PECUNIARY INTEREST**

None

### **1.4 ADOPTION OF PREVIOUS MINUTES**

*RESOLUTION 2019-253 Hetherington-Brunton*

*BE IT RESOLVED THAT the Council of the Municipality of Magnetawan adopts the minutes of July 24, 2019 as copied and circulated.*

*Carried.*

### **PUBLIC PLANNING MEETING UNDER SECTION 34 OF THE PLANNING ACT**

Jackson – Plan 256, Lot 79 – rezone lot to RR exception to allow for a dwelling

*RESOLUTION 2019-254 Brunton-Kneller*

*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: Jackson – Plan 256, Lot 79.– rezone lot to RR exception to allow for a dwelling.*

*Carried.*

*RESOLUTION 2019-255 Kneller-Brunton*

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

*Carried.*

**STAFF REPORTS, MOTIONS AND DISCUSSIONS**

2.1 By-law Enforcement Presentation

Safe Dog Area for Events in the Pavilion

*RESOLUTION 2019-256 Smith-Hetherington*

*BE IT RESOLVED THAT the Council of the Municipality of Magnetawan receives the report from Caitlin Deevey, By-Law Enforcement Officer.*

*Carried.*

Direction was given to Staff to advise the Community Centre Board that those renting any facility are required to ensure that all of the municipality's by-laws are adhered to and that the rental agreement has clear wording to advise renters that they can be charged if their attendees are not in compliance with the municipality's by-laws.

2.2 Mark Wignall request for maintenance of North Horn Lake Road

*RESOLUTION 2019-257 Brunton-Hetherington*

*BE IT RESOLVED THAT the Council of the Municipality of Magnetawan thanks Mark Wignall for his correspondence regarding North Horn Lake Road and directs Scott Edwards, Public Works Superintendent, to look into this matter and report back to Council.*

*Carried.*

2.3 Eagles/Bolte – 12 25<sup>th</sup> & 26<sup>th</sup> Sideroad – Garden Suite Temporary Use By-law

A by-law on this matter was passed later in the meeting.

2.4 Di Iorio – 107 Hemlock Lane – Consent Application Provisional Approval

*RESOLUTION 2019-258 Brunton-Hetherington*

*WHEREAS the Municipality of Magnetawan has received a request to support an application for consent for a lot addition of lands located at 107 Hemlock Lane in the Municipality of Magnetawan (Di Iorio). The property is legally described as Concession 8 Part Lot 17, REM PCL 8317 SS in the Municipality of Magnetawan, hereinafter referred to as "the Lands";*

*AND WHEREAS the Municipal planning consultant has provided a report in support of the application with conditions;*

*NOW THEREFORE BE IT RESOLVED THAT the Council of the Municipality of Magnetawan supports in principle the consent application for the Lands, subject to the following conditions:*

- *Draft copy of the deeds (including schedules) to be approved by the Municipality prior to registration. A copy of the original executed transfer (deed) including all schedules be provided to the Municipality;*
- *Draft Reference Plan to be approved by the Municipality prior to registration. One true certified paper copy 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;*
- *A 5% parkland dedication fee payable directly to the Municipality;*

- *That an entrance permit for the severed lot be obtained from the Ministry of Transportation;*
- *That approval from the North Bay Mattawa Conservation Authority (NBMCA) is obtained to confirm that the proposed severed lot can be adequately serviced by on-site sewage and water services;*
- *Submission and approval of a Zoning By-law Amendment application to implement the recommendations of the Environmental Impact Assessment prepared by RiverStone Environmental Solutions Inc. dated May 2019;*
- *The entering into of a Site Plan Agreement between the Applicant and the Municipality to, among other things:
 
  - a. *Implement the recommended measures of the Environmental Impact Assessment prepared by RiverStone Environmental Solutions Inc., dated May 2019; and*
  - b. *Establish the location of suitable building envelopes above the applicable flood elevation, to the satisfaction of the Municipality and the North Bay Mattawa Conservation Authority (NBMCA).**

*Carried.*

2.5 Langford – 4089 Highway 520 – Consent Application Provisional Approval

*RESOLUTION 2019-259 Kneller-Brunton*

*WHEREAS the Municipality of Magnetawan has received a request to support an application for consent for a lot addition of lands located at 4089 Highway 520 in the Municipality of Magnetawan (Langford). The property is legally described as PLAN 319 LOT 11 12 KENT ST S/S RP42R6410 PART 1 in the Municipality of Magnetawan, hereinafter referred to as “the Lands”;*  
*AND WHEREAS the Municipal planning consultant has provided a report in support of the application with conditions;*

*NOW THEREFORE BE IT RESOLVED THAT the Council of the Municipality of Magnetawan supports in principle the consent application for the Lands, subject to the following conditions:*

- *Draft copy of the deeds (including schedules) to be approved by the Municipality prior to registration. A copy of the original executed transfer (deed) including all schedules be provided to the Municipality;*
- *Draft Reference Plan to be approved by the Municipality prior to registration. One true certified paper copy 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;*
- *That an entrance permit for the severed lot be obtained from the Municipality (if required);*
- *That approval from the North Bay Mattawa Conservation Authority (NBMCA) is obtained to confirm that the proposed severed lot can be adequately serviced by on-site sewage and water services;*
- *That the lands taken from lands known as 4081 Highway 520, be merged on title within 30 days of registration, with the lands known as PLAN 319 LOT 11 12 KENT ST S/S RP42R6410 PART 1 and the applicant’s solicitor provide and undertaking in writing that this condition will be fulfilled within 30 days of the registration of the deeds (Subsection 50 (3 or 5) of the Planning Act, R.S.O. 1990, as amended, applies to any subsequent conveyance or transaction involving the parcel of land this is the subject of this consent).*

*Carried.*

- 2.6 Report from Bruce Hill, Public Works Advisor, Roads Needs Study Report  
*RESOLUTION 2019-260 Brunton-Hetherington*  
*WHEREAS, the Municipality of Magnetawan issued Tender 2019-06 Consultant – Roads Needs Study and received proposals from three firms; AND WHEREAS, the three firms have confirmed that the pricing in their submissions will be held for 2020 as this Study will be part of the 2020 budget deliberations; AND WHEREAS, Council has reviewed the Memorandum – Award of Engineering Work for Roads Needs Study Report – 2019 from Bruce Hill, Public Works Advisor dated July 22, 2019; NOW THEREFORE BE IT RESOLVED THAT the Council of Municipality of Magnetawan awards the tender to C.C. Tatham out of Bracebridge, Ontario, in the amount of \$10,000.00 + HST for traffic count based on multiple locations, and engineering fees of \$21,311.80 + HST for a total of \$31,311.80 + HST.*  
*Carried.*
- 2.7 District of Parry Sound Social Services Administration Board, 10 Year Housing and Homelessness Plan  
*RESOLUTION 2019-261 Brunton-Hetherington*  
*WHEREAS, the Council of the Municipality of Magnetawan understands the need for affordable housing; AND WHEREAS, Section 5.1.9 of the Official Plan states that: Council will seek opportunities to participate in future Federal and Provincial affordable housing programs for low to moderate income households and, through partnership with the Parry Sound District Social Services Administration Board engage in stakeholder consultations on the development of Local Housing and Homelessness plans; AND WHEREAS, the Municipality does not currently have any designated sites nor lands to be offered at this time; NOW THEREFORE BE IT RESOLVED, that Council receives the correspondence from the District of Parry Sound Social Services Administration Board and appreciates being involved in the mandated 10 Year Housing and Homelessness Plan.*  
*Carried.*
- 2.8 Appointment of Angela Dunnett to the Magnetawan Public Library Board  
*RESOLUTION 2019-262 Smith-Hetherington*  
*WHEREAS the Council of Municipality of Magnetawan appreciates community input; NOW THEREFORE BE IT RESOLVED THAT Council thanks Angela Dunnett for her application and appoints her to the Magnetawan Public Library Board.*  
*Carried.*
- 2.9 Appointment of Elinor Raaflaub to the Magnetawan Public Library Board  
*RESOLUTION 2019-263 Kneller-Hetherington*  
*WHEREAS the Council of Municipality of Magnetawan appreciates community input; NOW THEREFORE BE IT RESOLVED THAT Council thanks Elinor Raaflaub for her application and appoints her to the Magnetawan Public Library Board.*  
*Carried.*
- 2.10 Parry Sound Municipal Association Meeting Friday, September 27, 2019  
*RESOLUTION 2019-264 Brunton-Smith*  
*BE IT RESOLVED THAT the Council of the Municipality of Magnetawan authorizes the following members of Council to attend the Fall Meeting of the District of Parry Sound Municipal*

Association on Friday, September 27, 2019 at a cost of \$30 plus expenses and meeting per diem – (none).

Carried.

- 2.11 Draft Ahmic Harbour Road Damage Repair Agreement with 1895507 Ontario Inc.

*RESOLUTION 2019-265 Brunton-Hetherington*

*BE IT RESOLVED THAT the Council of the Municipality of Magnetawan hereby approves - as presented - the Draft Ahmic Lake Road Damage Repair Agreement with 1895507 Ontario Inc; AND HEREBY authorizes the Clerk and Mayor to enter into the Agreement substantially as presented; AND FURTHER, that once the agreement is registered on title, the Clerk is hereby authorized to contact the Local Planning Appeals Tribunal to respectfully request that the Municipality's Party Status be removed.*

Carried.

### **MUNICIPAL BOARDS AND COMMITTEES MINUTES**

- 3.1 Almaguin Community Economic Development (ACED), June 17, 2019

*RESOLUTION 2019-266 Smith-Kneller*

*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 Township of McKellar. July 16, 2019, Municipal Amalgamation
- 4.2 Thank you letter from Mr. and Mrs. Reich
- 4.3 Ministry of Infrastructure, Canada Infrastructure Program, West Poverty Bay Road – No Funding
- 4.4 College of Physicians and Surgeons of Ontario, Nomination Request
- 4.5 Tech-Talk July 2019
- 4.6 Municipal Correspondence to LPAT Chair re: MM19009, Part Lot 19 Concession 3
- 4.7 Municipal Request for Quotation, LED Electronic Sign

*RESOLUTION 2019-267 Kneller-Brunton*

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

Carried.

### **CLOSED SESSION**

*RESOLUTION 2019-268 Brunton-Hetherington*

*BE IT RESOLVED THAT the Council of the Municipality of Magnetawan moves to a closed session at 2:10 pm pursuant to Section 239(2) of the Municipal Act, 2001, S.O. 2001, c.25, as amended, as the subject matter being considered consists of: (c) Acquisition or disposition of land (being to discuss disposal of land in the municipality).*

Carried.

*RESOLUTION 2019-269 Kneller-Hetherington*

*BE IT RESOLVED THAT the Municipality of Magnetawan returns to open session at 2:30 pm.*

Carried.

*RESOLUTION 2019-270 Brunton-Kneller*

*WHEREAS the Municipality of Magnetawan has acquired and has deemed the lands at 28 Church Street surplus; NOW THEREFORE, Council authorizes the Clerk to proceed with a tender process and sets the minimum bid at \$115,000.00.*

*Carried.*

**5.1 APPROVAL OF ACCOUNTS**

*RESOLUTION 2019-271 Hetherington-Brunton*

*BE IT RESOLVED THAT the Council of the Municipality of Magnetawan approves the accounts in the amount of \$527,512.96 as presented.*

*Carried.*

**BY-LAWS**

- 6.1 A Temporary Use By-law to amend the Zoning By-law – Bolte/Eagles
- 6.2 A By-law to Enter into a Temporary Use Agreement – Bolte/Eagles Garden Suite
- 6.3 A By-law to amend the Zoning By-law to RR-4 – Plan 256 Lot 70 on West Whalley Lake Rd
- 6.4 A By-law to Confirm the Proceedings of Council

*RESOLUTION 2019-272 Brunton-Smith*

*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: A Temporary Use By-law to amend the Zoning By-law – Bolte/Eagles; A by-law to Enter into a Temporary Use Agreement – Bolte/Eagles – Garden Suite; A by-law to amend the Zoning By-law to RR-4 – Plan 256 Lot 70 on West Whalley Lake Rd; A By-law to Confirm the Proceedings of Council.*

*Carried.*


**7.1 ADJOURNMENT**


*RESOLUTION 2019-273 Kneller-Brunton*

*BE IT RESOLVED THAT the Council of the Municipality of Magnetawan adjourns this regular meeting at 3:05pm to meet again on Tuesday, August 27, 2019 at 1:00 pm or at the call of the Chair.*

*Carried.*

Approved by:

  
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Mayor

  
\_\_\_\_\_  
Clerk