

*The Corporation of the Municipality of Magnetawan*

**MINUTES**  
**REGULAR MEETING OF COUNCIL**  
**Wednesday, March 8<sup>th</sup>, 2006**  
**7:00 p.m.**  
**Magnetawan Community Centre**

Any and All Minutes are to be considered Draft until approved by Council at a Regular Meeting of Council

**In Attendance:**

**Council Members:** Mayor Sam Dunnett  
Councillors: Jack Crossman; Dick Smith; Sam Stewart and Frank Tod

**Municipal Staff:** Ron Catcher, Manager, Operations and Roads  
Dave Pringle, Fire Chief  
Brenda J. Fraser, Clerk/Administrator

1. OPENING COMMENTS  
By Mayor Sam Dunnett
  
2. DECLARATIONS OF 'PECUNIARY INTERESTS'  
Mayor Sam Dunnett declared a 'Pecuniary Interest' with Arrow Printing.  
Councillor Jack Crossman declared a 'Pecuniary Interest' with the Land Fill Site Contract.

3. APPROVAL OF MINUTES

RESOLUTION NO. 2006-70

Moved by: Frank Tod

**Seconded by:** Dick Smith

Be it resolved that the Council of the Municipality of Magnetawan approves the Minutes of the Council Meeting(s) as presented and circulated:

- 3.1 Regular Meeting of Council on Wednesday, February 22<sup>nd</sup>, 2006. **Carried.**

4. REPORTS OF MUNICIPAL BOARDS/COMMITTEES

RESOLUTION NO. 2006-71

Moved by: Jack Crossman

**Seconded by:** Sam Stewart

Be it resolved that the Council of the Municipality of Magnetawan has no objections to application B006/06 as submitted to the Central Almaguin Planning Board, subject to the conditions attached hereto, as Schedule 'A'. **Carried.**

**RESOLUTION NO. 2006-72**

**Moved by:** Sam Stewart

**Seconded by:** Jack Crossman

Be it resolved that the Council of the Municipality of Magnetawan accepts the Minutes, as circulated, of the following Boards & Committees:

- 4.1.1 Central Almaguin Planning Board
- 4.2.2 Joint Building Committee
- 4.3.1 & 4.3.2 Magnetawan Community Development Committee
- 4.4.2 Magnetawan Public Library
- 4.6.1 Magnetawan Waste Management Committee

**Carried.**

5. REPORTS OF MUNICIPAL OFFICERS

**RESOLUTION NO. 2006-73**

**Moved by:** Frank Tod

**Seconded by:** Dick Smith

Be it resolved that the Council of the Municipality of Magnetawan has reviewed the 'Encroachment Agreement' and authorizes the use of said 'Agreement', attached hereto as Schedule 'A'. **Carried.**

Mayor Sam Dunnett announced that the information sheet included with the interim tax notice made reference to "incinerators". In accordance with our Burning By-law, and the recommendation from our Fire Department, incinerators are not permitted in our Municipality.

**RESOLUTION NO. 2006-74**

**Moved by:** Dick Smith

**Seconded by:** Frank Tod

Be it resolved that the Council of the Municipality of Magnetawan authorizes our Fire Chief, or his/her qualified designate, to perform fire inspection services in accordance with Schedule 'A', attached hereto. **Carried.**

**RESOLUTION NO. 2006-75**

**Moved by:** Jack Crossman

**Seconded by:** Sam Stewart

Be it resolved that the Council of the Municipality of Magnetawan has reviewed the 'Licence Agreement', attached hereto as Schedule 'A', and authorizes the use of said 'Agreement'. **Carried.**

**RESOLUTION NO. 2006-76**

**Moved by:** Frank Tod

**Seconded by:** Dick Smith

Be it resolved that the Council of the Municipality of Magnetawan approves the Reports, as submitted by the following departments:

- 5.3 Parks & Maintenance

**Carried.**

6. BY-LAWS

**RESOLUTION NO. 2006-77**

**Moved by:** Sam Stewart

**Seconded by:** Jack Crossman

Be it resolved that the Council of the Municipality of Magnetawan introduces **By-law No. 2006-08** being a By-law authorizing the execution of an Agreement with the Joint Building Committee for the joint enforcement of *The Building Code Act*, for the appointment of a Chief Building Official and Inspector(s) and for the sharing of costs of enforcement and adopts said By-law as being read three (3) times. The Mayor and Clerk/Administrator are hereby authorized to sign same and to affix the Corporation seal thereto.

**Carried.**

## **7. CORRESPONDENCE**

### **RESOLUTION NO. 2006-78**

**Moved by:** Jack Crossman

**Seconded by:** Sam Stewart

Be it resolved that the Council of the Municipality of Magnetawan, in response to the request from the Magnetawan Agricultural Society, will donate \$250.00 toward the 2006 Annual Fall Fair.

**Carried.**

### **RESOLUTION NO. 2006-79**

**Moved by:** Dick Smith

**Seconded by:** Frank Tod

**Whereas** the Provincial Government originally was financially responsible for the provision of Property Assessment in Ontario;

**And Whereas** this cost to Ontario Municipalities creates hardship for Municipal taxpayers;

**Now therefore be it resolved that the Council of the Municipality of Magnetawan** requests that the Government of Ontario immediately assume responsibility for the full cost of MPAC (Municipal Property Assessment Corporation) and their services.

**Carried.**

### **RESOLUTION NO. 2006-80**

**Moved by:** Sam Stewart

**Seconded by:** Jack Crossman

**Whereas** Municipal governments in Ontario are required to subsidize provincial health and social services programs, like welfare and employment services, disability benefits, drug benefits, social housing, child care, homes for the aged, public health and ambulance services;

**And Whereas** many young families and seniors in Ontario are finding the Municipal property tax to be a financial hardship;

**And Whereas** other housing costs such as hydro rates, natural gas rates and costs for water and sewer treatment and virtually all costs of running a home are increasing sharply;

**And Whereas** the incomes of working families and seniors have not kept pace with these escalating costs;

**And Whereas** due to increases in Municipal property tax and other housing costs many working families and seniors may be forced out of their homes and the communities that they love;

**Now therefore be it resolved that the Council of the Municipality of Magnetawan** requests that the Province of Ontario:

1. provide relief and remedy for working families and seniors who are hardest hit by unacceptable spikes in the cost of living and by the likely property tax increases to come;

2. end its downloading of Provincial programs and the use of Municipal property tax dollars for the subsidization of Provincial health and social services programs; and
3. be urged to work with the Association of Municipalities of Ontario to develop a plan to begin the immediate uploading of Provincial program costs back to where they belong, to be funded through Provincial revenues.

**Carried.**

#### **RESOLUTION NO. 2006-81**

**Moved by:** Jack Crossman

**Seconded by:** Sam Stewart

**Whereas** the events of the 2000 water crisis in Walkerton and hurricane Katrina have placed increased pressure on Municipal insurance companies;

**And Whereas** Municipalities are experiencing significant increases in the cost of Municipal liability insurance premiums for the year 2006, in the range of 15% to 50%, with some accounts increasing over 50%;

**And Whereas** a significant factor in the cost of Municipal liability insurance relates to the "Joint and Several Liability issue", included in the *Negligence Act*, R.S.O. 1990;

**And Whereas** there are significant increases which are due to unacceptable claims and costs and judgements with regard to Municipal liability;

**And Whereas** Ontario Municipalities must be accountable to the taxpayer and rising insurance premiums creates a major difficulty for Municipal Councils to control property tax increases;

**And Whereas** Court decisions in Ontario have directed Municipalities and the insurance carriers to pay exorbitant settlements for claims against Municipalities and have mandated a Municipality to pay 100% of a loss where a Municipality is found to be only 1% liable;

**And Whereas** the Province of Ontario has the ability to amend the *Negligence Act* to limit a court claim settlement, if a Municipalities is found only partially liable;

**Now therefore be it resolved that the Council of the Municipality of Magnetawan** requests that the Government of Ontario review and amend the *Negligence Act*, R.S.O. 1990, to place limits on court claim settlements where a Municipality is found only partially liable.

**Carried.**

#### **8. UNFINISHED BUSINESS**

Copies of the Municipality of Magnetawan Strategic Plan were provided to Council, to be discussed further at the April 12<sup>th</sup>, 2006 Regular Meeting.

#### **9. NEW BUSINESS**

#### **RESOLUTION NO. 2006-82**

**Moved by:** Jack Crossman

**Seconded by:** Frank Tod

Be it resolved that the Council of the Municipality of Magnetawan introduces **By-law No. 2006-10** being a By-law to enter into a Development Agreement with Muskoka Lakeland Properties Inc. for the subdivision of Lot 22, Concession 2, in the geographic Township of Croft and for joint tenant interest in Lot 22, Concession 1 in the geographic Township of Croft, now in the Municipality of Magnetawan, District of Parry Sound and adopts said By-law as being read three (3) times. The Mayor and Clerk/Administrator are hereby authorized to sign same and affix the Corporation Seal thereto.

**Carried.**

**10. ACCOUNTS**

**RESOLUTION NO. 2006-83**

**Moved by:** Sam Stewart

**Seconded by:** Dick Smith

Be it resolved that the Council of the Municipality of Magnetawan approves the accounts as presented and circulated in the amount of: Roads (Invoices and Payroll)\$60,232.40; Levies \$0.00; and General Government (Invoices and Payroll) \$74,233.32; for a total of \$134,465.72.

**Carried.**

**11. ADJOURNMENT**

**RESOLUTION NO. 2006-84**

**Moved by:** Jack Crossman

**Seconded by:** Sam Stewart

Be it resolved that the Council of the Municipality of Magnetawan does hereby now adjourn.

Time: 9:30 p.m.

**Carried.**

Sam Dunnett, *Mayor*

Brenda J. Fraser, *Clerk/Administrator*