

The Corporation of the Municipality of Magnetawan

MINUTES
REGULAR MEETING OF COUNCIL
Wednesday, December 14th, 2005
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; and Frank Tod

Municipal Staff: Brenda J. Fraser, Clerk/Administrator

Regrets: Councillor Sam Stewart

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 and with Agenda Item 8.1 being the awarding of the Land Fill Site Contract.

3. **APPROVAL OF MINUTES**

RESOLUTION NO. 2005-419

Moved by: Jack Crossman

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 Special Meeting of Council on Thursday, November 17th, 2005;
- 3.2 Special Meeting of Council on Monday, November 21st, 2005;
- 3.3 Regular Meeting of Council on Wednesday, November 23rd, 2005; and
- 3.4 Special Meeting of Council on Thursday, November 24th, 2005.

Carried.

4. **REPORTS OF MUNICIPAL BOARDS/COMMITTEES**

RESOLUTION NO. 2005-420

Moved by: Jack Crossman

Seconded by: Frank Tod

Be it resolved that the Council of the Municipality of Magnetawan has no objection to the request from the Township of Ryerson, to become a member of the Joint Building Committee.

Carried.

RESOLUTION NO. 2005-421

Moved by: Dick Smith

Seconded by: Jack Crossman

Be it resolved that the Council of the Municipality of Magnetawan accepts the recommendation of the Magnetawan Community Development Committee for the 2006 Committee, as per attached 'Slate of Nominations'.

Carried.

RESOLUTION NO. 2005-422

Moved by: Frank Tod

Seconded by: Dick Smith

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

- 4.1 Beautification Program annual report
- 4.2 Central Almaguin Planning Board - November 2005 Minutes
- 4.3 Joint Building Committee - November 2005 Minutes
- 4.5.1 Magnetawan Public Library - September 2005 Minutes
- 4.5.2 Magnetawan Public Library - October 2005 Minutes
- 4.6.1 Magnetawan Waste Management Committee - November 2005 Minutes
- 4.6.2 Magnetawan Waste Management Committee - December 2005 Minutes

Carried.

5. REPORTS OF MUNICIPAL OFFICERS

RESOLUTION NO. 2005-423

Moved by: Jack Crossman

Seconded by: Dick Smith

Be it resolved that the Council of the Municipality of Magnetawan authorizes the Treasurer to pay all usual accounts for December, 2005.

Carried.

RESOLUTION NO. 2005-424

Moved by: Frank Tod

Seconded by: Jack Crossman

Be it resolved that the Council of the Municipality of Magnetawan will hold its' Regular Council Meetings for the year 2006, in the Magnetawan Community Centre, at 7:00 p.m., on the following dates: January 11; January 25; February 8; February 22; March 8; March 22; April 12; April 26; May 10; May 24; June 14; June 28; July 12; July 26; August 9; August 23; September 13; September 27; October 11; October 25; November 8; November 22; and December 13.

Carried.

RESOLUTION NO. 2005-425

Moved by: Frank Tod

Seconded by: Dick Smith

Be it resolved that the Council of the Municipality of Magnetawan authorizes the transfer of \$41,536.02 from the Fire Department Reserves to offset expenditures made in accordance with the grant from the Ministry of Community Safety and Correctional Services.

Carried.

RESOLUTION NO. 2005-426

Moved by: Jack Crossman

Seconded by: Frank Tod

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

- 5.2.1 Building Department - October 2005
- 5.2.2 Building Department - November 2005
- 5.3 By-law Enforcement - November 2005
- 5.5 Parks and Maintenance - December 2005

Carried.

6. BY-LAWS

RESOLUTION NO. 2005-427

Moved by: Dick Smith

Seconded by: Jack Crossman

Be it resolved that the Council of the Municipality of Magnetawan introduces By-law No. 2005-30 being a By-law authorizing the execution of an Agreement with The Association of Municipalities of Ontario for the Transfer of Federal Gas Tax Revenues 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. 2005-428

Moved by: Dick Smith

Seconded by: Jack Crossman

Be it resolved that the Council of the Municipality of Magnetawan authorizes enrollment of Membership in Ontario's Near North membership drive in the amount of per capita contribution of 12 cents of the Municipal population.

Carried.

RESOLUTION NO. 2005-429

Moved by: Frank Tod

Seconded by: Jack Crossman

Be it resolved that the Council of the Municipality of Magnetawan accepts the Tender attached hereto as Schedule 'A', submitted by Almaguin News, in the amount of \$280.00 plus GST.

Carried.

RESOLUTION NO. 2005-430

Moved by: Dick Smith

Seconded by: Frank Tod

Whereas past and current Interest Arbitration awards imposing new and additional costs, such as retention pay for police, will cause undue financial hardship to smaller Municipalities;

Now therefore be it resolved that AMO initiate discussions with the Province of Ontario to make appropriate statutory amendments to more specifically direct interest arbitrators to take into account, ability to pay and local economic conditions, in their decisions pertaining to labour relations.

Carried.

RESOLUTION NO. 2005-431

Moved by: Jack Crossman

Seconded by: Frank Tod

Whereas Municipalities have experienced significant increases in the cost of liability insurance;

And Whereas a significant factor in the cost of Municipal liability insurance relates to *The Negligence Act R.S.O. 1990*;

And Whereas *The Negligence Act R.S.O. 1990* can mandate a Municipality to pay 100% of a loss when in fact they could be as little as 1% liable;

And Whereas other Provinces have amended *The Negligence Act* so that only where a Municipality is found to be at least 50% liable would the full claim be paid;

Now therefore be it resolved that the Council of the Municipality of Magnetawan request that the Province of Ontario amend *The Negligence Act R.S.O. 1990* so that only where a Municipality is found to be at least 50% liable would the full claim be paid.
Carried.

8. UNFINISHED BUSINESS

Councillor Jack Crossman previously declared a 'Conflict' with regard to this agenda item and left the room at 8:07 p.m.

RESOLUTION NO. 2005-432

Moved by: Dick Smith

Seconded by: Frank Tod

Be it resolved that the Council of the Municipality of Magnetawan shall extend the Land Fill Site Contract with John Crossman, for the Chapman Site (Chapman, Con A, Lot 109) and the Croft Site (Croft, Con 10, Pt Lot 26) from January 16th, 2006 to January 15th, 2007, as per the attached "Schedule 'A' - Landfill Site Contract".

Carried.

Councillor Jack Crossman returned to his seat on Council at 8:12 p.m.

RESOLUTION NO. 2005-433

Moved by: Frank Tod

Seconded by: Dick Smith

Be it resolved that the Council of the Municipality of Magnetawan will enter into an Agreement with Muskoka Containerized Services as outlined in the Customer Service Agreement attached hereto as Schedule 'A'. The Clerk is hereby authorized to sign same and to affix the Corporation Seal thereto.

Carried.

RESOLUTION NO. 2005-434

Moved by: Frank Tod

Seconded by: Jack Crossman

Be it resolved that the Council of the Municipality of Magnetawan will enter into an Agreement with Bell Mobility Inc. as outlined in the Agreement attached hereto as Schedule 'A'. The Mayor and Clerk/Administrator are hereby authorized to sign same and to affix the Corporation Seal thereto.

Carried.

9. NEW BUSINESS

None

10. **ACCOUNTS**

RESOLUTION NO. 2005-435

Moved by: Frank Tod

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)\$27,073.61; Levies \$16,576.25; and General Government (Invoices and Payroll) \$105,002.56; for a total of \$148,652.42.

Carried.

Mayor Sam Dunnett, on behalf of the Staff and Council, wished everyone a very Merry Christmas and Happy New Year. Mayor Dunnett also invited everyone to the 140th Anniversary Committee celebration on New Years Day.

11. **ADJOURNMENT**

RESOLUTION NO. 2005-436

Moved by: Jack Crossman

Seconded by: Dick Smith

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

Time:

8:56

p.m.

Carried.

Sam Dunnett, *Mayor*

Brenda J. Fraser, *Clerk/Administrator*