

TOWN OF FORT FRANCES

AGENDA - May 23, 2017

MEETING - Council Chambers , Civic Centre

Page

1. COUNCIL MEETING

(Session No. 065) to immediately follow the Committee of the Whole

1.1 Call to Order

1.2 Prayer

1.3 Non-agenda items identified to be considered later in this meeting

1.4 Disclosure of pecuniary interest and the general nature thereof.

2. Delegations/Deputations: (7:00 p.m.)

2.1 Rainy - Lake of the Woods Watershed - joint venture (J. BonnerVickers)

4 - 8

2.2 Health Care Services Presentation - Jessica Logozzo, Director of Health System Development and Integration

North West Local Health Integration Network

** supporting information will be distributed at the meeting

3. Consent Agenda:

3.1 Items Referred from Committee of the Whole

3.2 Email from P. Klyne, GIS Technician re: UAV Request at 2017 Dragon Boat festival

9 - 17

- will be referred to the Community Services Executive Committee for recommendation

3.3 Email from A. Smith, International Early Iron Car Club - Request Waiving of Admission Fee

18

- will be referred to the Community Services Executive Committee for recommendation

4. Approval of Council Minutes: *

4.1 Session No. 064, dated May 8, 2017

5. Approval of Committee of the Whole Minutes: *

5.1 Session No. 092, dated May 8, 2017

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6. <u>Resolutions from tonight's Committee meeting</u>	
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7.4 By-law No. 27/17 a by-law to approve a land use agreement with Armstrong Investments Co. II for the construction of an accessibility ramp at 343 Scott Street (Royal Bank)	24 - 37
7.5 By-law No. 28/17 a by-law to authorize the execution of an agreement with Harold Kelly for the maintenance of property located at the airport and 1003 Frog Creek Road awarded through the Request for Proposal process (17-OF-06).	38 - 41
7.6 By-law No. 29/17 a by-law to authorize the execution of an agreement with RML Contracting Ltd. for the construction of Rainy Lake Square within the Town of Fort Frances awarded through the public tender process.	42 - 45
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- Several Important Amendments to Bill 68 Achieved	
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8.4 Letter dated May 16, 2017 from A. Collard, Clerk, Champlain Township re: Request Support for Resolution	56 - 59
8.5 Email dated May 18, 2017 from Minister Mauro and Minister McGarry re: Updated Growth Plan information	60 - 62
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Clerk, City of St. Catharines re: Request Support for Resolution

9. Minutes:

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9.5	Fort Frances Museum Advisory Committee minutes - May 16, 2017	72
9.6	Downtown BIA - Board of Management meeting minutes - April 12, 2017	73 - 75

10. Non-agenda Items

11. ADJOURNMENT

12. * Previously distributed to Council

13. ** Items can be viewed by contacting the Clerk



Notes for Deputation to Fort Frances Town Council – May 23, 2017

On May 30, Fort Frances will be part of a binational initiative to raise awareness of the Rainy-Lake of the Woods Watershed in which we live and promote stewardship of the water quality within it. As part of the International Watershed Coordination Program offered by the Lake of the Woods Water Sustainability Foundation, approximately 46 storm drains along the waterfront (see map) will have a painted stencil applied beside them, reading “No Dumping: Drains to River” and a picture of a fish (see photo of stencil). Storm drains along the waterfront empty directly into the river and so it is important to recognize that what goes down the storm drain, goes into the water and we need to keep things like soaps from car washing, fertilizers, oils, etc. out of these drains. Many communities in Canada and the U.S. have similar stencils or have installed permanent markers. This same project will be happening in International Falls on May 25.

This is a partnership project between the Foundation, the Town of Fort Frances, Fort Frances High School, Koochiching Soil and Water Conservation District and Minnesota Pollution Control Agency. Students in Mr. Guertin’s high school shop class made the stencil and the students in Mrs. Bonner-Vickers’ grade 8 class will be applying the stencils, picking up garbage along the way and hanging door hangers on neighbourhood doors to let people know about the project (picture). Prior to going out to paint, the students will take part in an interactive session with Jolen Simon of the Koochiching Soil and Water Conservation District to learn about how watersheds work through the use of a 3D model.

Neighbour!

You may notice something new on the ground next to some of the storm drains in town. These stencils were created and painted by local students and help us all remember to only let rain go down the drain....what goes down the drain, goes to the river.

Together, we can all protect water quality in the Rainy River.

Please keep these out of the storm drains:

- Car wash soap
- Oil and Gas
- Fertilizers and Pesticides
- Garbage





A Binational Partnership Project

Lake of the Woods Water
Sustainability Foundation
Koochiching Soil and Water
Conservation District
Minnesota Pollution Control
Agency
City of International Falls
Town of Fort Frances
Your Local School

Learn more about the watershed you
live in!

www.rainylakeofthewoods.org

Part of the International Watershed Coordination
Program

More Info: email kساunders@lowwsf.com



Front Street - Victoria Avenue to Scott Street

Legend

 Front Street





From: Peter Klyne [<mailto:pklyne@rltrm.ca>]
Sent: Tuesday, May 09, 2017 1:57 PM
To: Jason Kabel <jkabel@fortfrances.ca>
Subject: Dragon Boat 2017 UAV request

Hello Jason,

I have been requested to return for the Dragon Boat races this year.

- The date has been set for July 8th, 2017
- At the Sorting Gap Marina

I would like to formally request permission to fly the Inspire 1 UAV across the waterfront as depicted in the google earth image attached to this email. Flights are intended to launch from 8am until 6pm or as late as the event requires. Flights are intended to capture the racers as well as capture some of the festival itself.

Red denotes the proposed launch area.

Green denotes the proposed flight area.

Since last years races RLTRM has achieved 'standing' status with Transport Canada (*SFOC document included*). Our requirements and restrictions to operate have been reduced accordingly.

RLTRM is covered for up to \$500,000 liability insurance. The town of Fort Frances has been added to the insurance policy as directed during last years discussions.

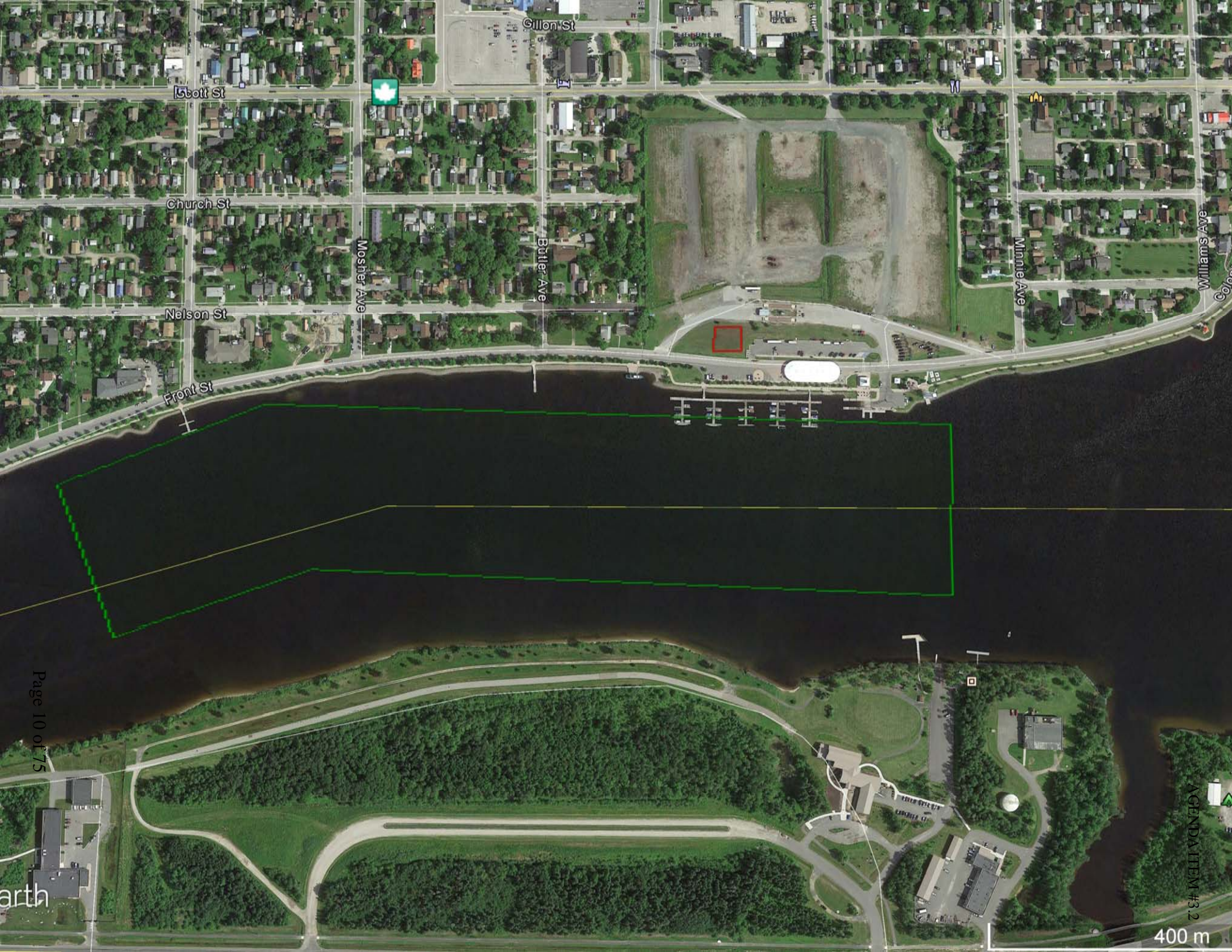
I currently do not have a copy of the updated insurance policy. This will become available soon.

Please do not hesitate to contact me if there are any issues.

Thanks

--

Peter Klyne
 GIS Technician
 Cell: 807-276-7438
 Office: 807-274-9877 Ext. 7
www.rltrm.ca
 Rainy Lake Tribal Resource Management
 Ganawenjigaade-Aki -- Protectors of the Land





Transport Canada Transports Canada

4900 Yonge Street, 4th Floor
Toronto, ON M2N 6A5

Your file Votre référence

Our file Notre référence
5812-15-50

RDIMS Number Numéro de SGDI
12307357

September 23, 2016

Mr. Peter Klyne, Operations Manager
Rainy Lake Tribal Resource Management Inc.
Box 522
Fort Frances, Ontario
P9A 3M8

Subject: Special Flight Operations Certificate

Your reference number for this activity is: ATS-16-17-00032709

Dear Sir:

Please find attached the requested Special Flight Operations Certificate in accordance with your Special Flight Operations Certificate application of August 24, 2016.

Nothing in this Special Flight Operations Certificate relieves you, the UAV operator, from complying with the provisions of any other relevant Acts, Regulations or laws or from any level of government.

Should you have any questions or concerns, please do not hesitate to contact Inspector Lois Parsons at 416-952-1277.

Yours truly,

Del Duchin
A/Technical Team Lead – Flight Operations East
Civil Aviation, Ontario Region

Canada

www.tc.gc.ca

03-0418 (1307-02)



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SPECIAL FLIGHT OPERATIONS CERTIFICATE

Certificate Number: 5812-15-1-2016-756
File Number: 5812-15-1

Pursuant to section 603.67 of the *Canadian Aviation Regulations*, this constitutes your Special Flight Operations Certificate (SFOC), for the operation of a small unmanned air vehicle (UAV) system operated within visual line-of-sight, issued under the authority of the Minister pursuant to the *Aeronautics Act*.

Approval of this Certificate is based on the information provided in your SFOC application dated August 24, 2016.

Nothing in this Certificate shall be held to relieve the UAV operator from requirements to comply with the provisions of such Canadian Aviation Documents as may have been issued pursuant to the *Aeronautics Act* or the *Canadian Aviation Regulations*.

Pursuant to Section 6.71 of the *Aeronautics Act*, this Certificate may be suspended or cancelled at any time by the Minister for cause, including failure on the part of the UAV operator, its servants or agents to comply with the provisions of the *Aeronautics Act* and the *Canadian Aviation Regulations*. This Certificate is not transferable.

Legal Name and Address of the UAV System Operator

This Certificate is issued to **Peter Klyne, Rainy Lake Tribal Resource Management Inc., Box 522, Fort Frances, Ontario, P9A 3M8**, hereinafter referred to as the UAV operator.

Validity Period of this Certificate

This Certificate is valid from **23 September 2016** until **23 September 2017**, or until it is suspended or cancelled.

Type and Purpose of the Operation Authorized

This Certificate is valid for the operation of the DJI Phantom 3 Advanced and the DJI Inspire 1 (Model T600) UAV systems for aerial photography, videography and surveying at unspecified locations within the Ontario Region, and subject to the conditions of this Certificate:

This Certificate is issued subject to the following conditions:

Specific Conditions

- (1) The UAV shall only be operated within visual line-of-sight.
- (2) The pilot of the UAV shall give way to manned aircraft at all times.
- (3) The pilot shall only operate the UAV in visual meteorological conditions.
- (4) The UAV shall only be operated during the day.
- (5) Operations within Class F Restricted airspace dedicated for UAV testing and development are prohibited under this Certificate.
- (6) Operations in restricted or Class F Restricted airspace are prohibited unless specifically authorized under this certificate.
- (7) Operations within Class A and Class B airspace are prohibited.



- (8) No pilot shall operate the UAV above **400 feet above ground level (AGL)**.
- (9) The UAV operator shall coordinate with the air traffic services unit responsible for supplying air traffic services for the area of operation well in advance of proposed operations. The validity of this Certificate is contingent upon such coordination.
- (10) The UAV operator shall conduct a site survey in accordance with the procedures outlined in the SFOC application prior to commencing operations at each location.
- (11) The UAV shall not be operated in any special aviation event requiring an SFOC under Part VI, Subpart 3, Division 1 of the *Canadian Aviation Regulations*.

General Operating Conditions

- (12) A copy of this Certificate shall be on site any time the UAV is in operation.
- (13) The UAV operator shall notify this office within 10 working days after:
 - (a) changing its legal name, trade name, main base, any contact information; and
 - (b) ceasing to operate models of UAV systems authorized under this Certificate.
- (14) The UAV operator shall not require any pilot to operate the controls of the UAV if either the pilot or the UAV operator has any reason to believe that the pilot is suffering or is likely to suffer from fatigue so that they are unfit to perform their duties.
- (15) No pilot shall operate the UAV system within eight hours after consuming an alcoholic beverage or while under the influence of alcohol or while using any drug that impairs the person's faculties to the extent that the safety of the operation is endangered in any way.
- (16) Every crew member engaged in the operation of the UAV system shall, during flight time, comply with the instructions of the pilot-in-command.
- (17) Only one UAV shall be operated in flight by a single pilot at any one time.
- (18) No pilot shall operate the UAV unless it is operated in accordance with the operating limitations specified in the SFOC application.
- (19) The UAV operator shall not permit the use of a portable electronic device at the control station of a UAV system where the device may impair the functioning of the systems or equipment.
- (20) No pilot shall create a hazard to persons or property on the surface by dropping an object from the UAV in flight.
- (21) The UAV operator shall not operate the UAV system, where visual observers are used as part of the sense and avoid function, unless reliable communication is established and maintained between the visual observer and the pilot and standard operating procedures are followed.
- (22) The UAV operator shall ensure that visual observers perform observation duties for only one UAV.
- (23) The UAV operator shall not permit visual observer functions to be performed from a moving surface vehicle.
- (24) Prior to conducting flight, the pilot shall ensure that the UAV System is in an airworthy condition.
- (25) The UAV operator shall not permit UAV operations to be conducted unless the following operational and emergency equipment is immediately available to the appropriate crew member(s):

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- (a) checklists or placards that enable the UAV system to be operated in accordance with the limitations specified in the SFOC application or UAV system flight manual; and
 - (b) a hand-held fire extinguisher of a type suitable for extinguishing fires that may occur, and a first aid kit.
- (26) The UAV shall not be equipped with an ELT.
- (27) No pilot shall conduct a take-off/launch of the UAV unless there is a means of:
 - (a) Controlling the flight of the UAV;
 - (b) Monitoring the UAV system;
 - (c) Navigating;
 - (d) Communication, as required by the Class of airspace or regulation;
 - (e) Detecting hazardous environmental flight conditions;
 - (f) Mitigating the risk of loss of control of the UAV trajectory, where applicable;
 - (g) Sensing and avoiding other aircraft;
 - (h) Avoiding flight into obstacles and terrain;
 - (i) Remaining clear of cloud to the distance required for the airspace and operation.
- (28) The UAV operator shall ensure that the UAV is not flown if it has been subjected to any abnormal occurrence unless it has been inspected for damage.
- (29) The UAV operator shall maintain records of their flight operations to include the following information:
 - (a) Location, date, times, crew, and aircraft type for each flight;
 - (b) Flight hours accumulated per aircraft; and
 - (c) Pilot(s) flight hours per day, month and year.
- (30) The UAV operator shall maintain the records identified in the condition above for a period of time equal to the validity period of this Certificate plus one (1) year beyond the expiry date.
- (31) The UAV operator shall have subscribed for adequate liability insurance covering risks of public liability at the levels described in subsection 606.02(8) of the *Canadian Aviation Regulations*.
- (32) The UAV operator shall adhere to the security plan in accordance with the information provided in the SFOC application.
- (33) The UAV operator shall adhere to the emergency contingency plan in accordance with the information provided in the SFOC application.
- (34) The UAV operator shall maintain an adequate management organization that is capable of exercising supervision and operational control over persons participating in the operation.
- (35) The UAV operator shall maintain UAV systems that are properly equipped for the area of operation and the type of operation.
- (36) The UAV operator shall conduct a safe operation.



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(37) The UAV operator shall cease operations if at any time the safety of other airspace users or persons or property on the ground is in jeopardy or if unable to comply with the conditions of this Certificate.

(38) The UAV operator is responsible for obtaining permission from the owner(s) of the property on which the UAV intends to take-off from and/or land on.

(39) A NOTAM shall be filed for operations under this SFOC that is within controlled airspace or within three (3) nautical miles of an uncontrolled aerodrome, unless directed otherwise by the Air Traffic Service Provider or the Flight Information Centre (FIC). For advice or coordination in this regard, contact Mark.Telewiak@navcanada.ca 905-676-4609 (Toronto FIR).

General Flight Conditions

(40) No pilot shall operate the UAV system in such a reckless or negligent manner as to endanger or be likely to endanger the life or property of any person.

(41) The pilot shall follow the normal and emergency procedures in accordance with the information provided in the SFOC application.

(42) The pilot shall follow the lost link procedures in accordance with the information provided in the SFOC application.

(43) No pilot shall conduct a take-off/launch of the UAV unless the risk involved with lost link circumstances has been assessed and a determination has been made as to when auto-recovery manoeuvres or flight termination shall be initiated.

(44) No pilot shall activate a flight termination system, if the UAV is so equipped, in such a manner as to endanger other airspace users or persons or property on the ground.

(45) No pilot shall conduct a take-off/launch of the UAV that has frost, ice or snow adhering to any of its critical surfaces.

(46) No pilot shall conduct a take-off/launch of the UAV if explosive, corrosive or bio-hazard payloads are carried onboard.

(47) The pilot shall confirm that no unacceptable radio frequency interference is present prior to flight, nor is likely to be present during flight.

(48) The pilot-in-command of the UAV shall be familiar with the available information that is appropriate to the intended flight, before commencing a flight.

(49) No pilot shall operate the UAV in known or forecast icing conditions.

(50) The pilot, if being provided Air Traffic Control instructions or clearances, shall comply with section 602.31 of the *Canadian Aviation Regulations*.

(51) No pilot shall enter transponder airspace without the UAV being equipped with a transponder and automatic pressure-altitude reporting equipment, unless authorization has been received from the applicable air traffic control unit.



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(52) The pilot-in-command shall provide the air traffic service unit (s) affected by the flight operation with the same information that would be required if the pilot was filing an ICAO (International Civil Aviation Organization) Flight Plan, before commencing a flight.

(53) Where the UAV is operated in the vicinity of an aerodrome, the pilot shall ensure that the UAV is flown in a manner so as to remain clear of the take-off, approach and landing routes and the pattern of traffic formed by manned aircraft operating at the aerodrome.

(54) The pilot shall comply with sections 602.97 through 602.101 of the *Canadian Aviation Regulations* if operating in the vicinity of an uncontrolled aerodrome.

(55) The pilot shall ensure that the appropriate frequency is continuously monitored throughout the duration of the flight, whenever two-way radio communications is required.

(56) The pilot shall ensure that the appropriate air traffic service unit(s) is advised immediately anytime the flight of the UAV is no longer under the control of the pilot and inadvertent entry into controlled airspace occurs or is likely to occur.

(57) No pilot shall operate the UAV at a lateral distance of less than 100 feet from a building, vehicle or vessel unless;

(a) the building, vehicle or vessel is the subject of the aerial work, and

(b) only persons inherent to the operation are present.

(58) No pilot shall operate the UAV at a lateral distance of less than 100 feet from the general public, spectators, bystanders or any person not associated with the operation.

(59) No pilot shall operate the UAV over a built-up area or over an open-air assembly of persons.

(60) The pilot or visual observer(s) must maintain continuous unaided visual contact with the UAV sufficient to be able to maintain operational control of the aircraft, know its location and be able to scan the airspace in which it is operating to decisively see and avoid other air traffic or objects.

(61) No pilot shall operate the UAV over a forest fire area, or over any area that is located within five nautical miles of a forest fire area.

Personnel Conditions

(62) The UAV operator shall ensure that all personnel are appropriately trained and qualified for the area of operation and the type of operation.

(63) The UAV operator shall ensure that all pilots, visual observers, maintainers, payload operators are a minimum of 18 years of age.

(64) No pilot shall operate the UAV unless they are medically fit to conduct their required duties.

(65) All persons connected with this operation shall be familiar with the contents of this Certificate.

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(66) The UAV operator shall ensure that all maintenance, servicing and disassembly-assembly of the UAV and associated components are performed in accordance with procedures described in the SFOC application.

(67) The UAV operator shall ensure that the requirements of any airworthiness directives, or equivalent, issued by the manufacturer have been completed.

(68) The UAV operator shall ensure that all UAV system equipment required for safe flight operations is serviceable.

Incident/Accident Reporting

(69) The UAV operator shall report to this office, as soon as possible, details of any of the following aviation occurrences during the operation of the UAV:

- a) Injuries to any person requiring medical attention;
- b) Unintended contact between the UAV and persons, livestock, vehicles, vessels or other structures;
- c) Unanticipated damage incurred to the airframe, control station, payload or command and control links that adversely affects the performance or flight characteristics of the UAV;
- d) Anytime the UAV is not kept within the geographic boundaries and/or altitude limits as outlined in this Certificate;
- e) Any collision or risk of collision with another aircraft;
- f) Anytime the UAV becomes uncontrollable, experiences a fly-away or is missing; and
- g) Any other incident that results in a Canadian Aviation Daily Occurrence Report (CADORS).

(70) The UAV operator shall not operate the UAV following any of the aviation occurrences listed in the condition above, until such time as this office approves its further operation. Any such approval for resumption of operations shall be documented.

Yours truly,

Del Duchin
A/Technical Team Lead – Flight Operations East
Civil Aviation, Ontario Region

Lisa Slomke

From: al.smith@internationalearlyiron.club
Sent: Monday, May 15, 2017 5:05 PM
To: Lisa Slomke
Cc: Ed Halvorsen; SHERYL LAVERDURE; Gary Arnold
Subject: Tower and Hallett at Sorting Gap

Hi Lisa,

This is a follow up to meeting today May 15.

The International Early Iron Car club is requesting that the admission fee for entry to the Tower and the Sorting Gap Marina could be waived for the Wednesday July 19 and Thursday July 20 since the car shows will be there on both days. It would be a nice gesture to provide this to the event participants during the time that they are in our beautiful and picturesque location on Rainy River.

I will follow up with Cathy Lawson next week about the Town of Fort Frances souvenir pins (300) and the town of fort Frances goodie bags (300). We are expecting to have up to 300 entrants for the Canadian Coasters event.

I will also email you a revised copy of the postcard and the schedule of events that you can add to the notice of street closure document.

If you have any questions or concerns please contact me.

“ Come for the Car Show --- Stay for the Bass Tournament”

Regards,

Allen Smith, President
 International Early Iron Car Club
 h 807 486 0360
 c 218 417 0139
 e al.smith@internationalearlyiron.club

THE CORPORATION OF THE TOWN OF FORT FRANCES
(the “Municipality”)

BY-LAW No. 03/14 - F

(Being a By-law to amend By-Law No. 03/14 as amended)

WHEREAS Council (“Council”) of the Municipality has been requested to amend By-Law 03/14, as amended, by removing the “H” symbol (the “Holding Symbol”) used in conjunction with the “R1” zone symbol on or with regard to the lands and premises (the “Property”) legally described as Pt Lt 21 River Range McIrvine Parts 1, 2, 3, 4, 5 & 6, 48R4004; Fort Frances (PIN 56016-0743).

NOW THEREFORE the Council of the Municipality **HEREBY ENACTS** as follows:

1. Subject to and provided that:
- (a) prior to any development in, on, or with respect to, the Property the registered owner(s) of the Property (the “Owners”) shall have entered into a site plan control agreement with the Municipality in form and substance satisfactory to the Municipality; and
 - (b) prior to any development in, on, or with respect to, the Property, the Owners shall have executed an agreement in form and substance satisfactory to the Municipality as to or in respect of existing and future water and septic services (collectively, the “Services”) in, on, and to the Property including, without limitation, provisions confirming responsibility and liability of the Owner(s) for and in respect of the Services whether past, current, or future; and
 - (c) no person shall use or cause to permit the Property to be used, and no person shall erect or use, or cause or permit to be erected or used any building or structure thereon, except in accordance with the provisions paragraphs 1 (a) and 1 (b) of this By-Law

the zoning of the Property shall be and is hereby deemed amended to remove the Holding Symbol.

2. This By-Law shall be registered against title to the Property.
3. The Mayor and the Clerk of the Municipality shall and are hereby authorized and directed to sign any and all documents and take all action necessary or desirable to carry out the intent of this By-law.

ENACTED and passed this 23rd day of May, 2017.

per: _____
R. Avis, Mayor

per: _____
E. Slomke, Clerk

TOWN OF FORT FRANCES

BY-LAW NO. /17

(Being a By-Law to authorize capping parameters for commercial, industrial and multi-residential capped property classes and to establish a minimum tax level for certain eligible properties).

WHEREAS S.329.1 of the *Municipal Act, 2001, S.O. 2001, c.25*, as amended, provides that Councils of upper-tier and single-tier municipalities may pass by-laws for one or more options to increase the annual limit on tax increases on property by up to 10 per cent of the previous year's annualized taxes and/or increase up to 10 per cent of what would have been the CVA taxes for the previous year. If these options are exercised, landlords of commercial and industrial property are required to adjust the amount of the tenant's cap accordingly. If a municipality establishes a threshold of up to the maximum \$500 for increasing properties or decreasing properties or both, and the resulting billing adjustment for a property is less than the threshold, the property would be liable for full CVA tax for the year. This section also provides municipalities the option of taxing commercial, industrial or multi-residential properties that become eligible new construction or new to class properties in 2007 at up to 90 per cent of the CVA taxes and the maximum percentage increases to 100 per cent of CVA taxes for properties that become eligible properties in 2008 and subsequent taxation years. Municipalities have the option to include or exclude properties from the capping and claw-back calculation if they were at CVA tax in the prior year and to include or exclude properties that would move from being capped in the prior year to being clawed-back in the current year or from being clawed-back in the prior year to being capped in the current year. Where eligible, a municipality can exit the Capping Program immediately when there are no capped properties in the class. Municipalities have the option to phase-out capping if properties in the class meet the eligibility criteria and that the capping option must be adopted in four consecutive years in order for the class to fully exit capping. Beginning in 2017 reassessment related increases can be excluded from the capping program.

AND WHEREAS on May 8, 2017 Council approved the Treasurer's Report 2017/44 dated May 3, 2017 outlining the capping options for 2017 for the Industrial Class.

NOW THEREFORE Council for the Corporation of the Town of Fort Frances **HEREBY ENACTS** as follows:

1. That revenue neutral shall be maintained within the Industrial class.
2. That the annualized tax limit for the Industrial class will be a 10 per cent increase based on the previous year's annualized taxes.
3. That the prior year CVA tax limit for the Industrial class will be a 10 per cent increase of the prior year's CVA tax.
4. That the minimum tax level of 100% remain for properties eligible for New Construction or New to Class in 2017.
5. That properties in the Industrial class that were at CVA Tax in 2016 or that would cross over CVA Tax in 2017 be excluded from capping.
6. That reassessment related increases in the Industrial Class be excluded from the capping calculations.
7. That the phase-out capping in the Industrial Class be applied for the eligible phase-out at ¼ for Year 1 of 4, with the exclusion of vacant land.
8. That the Multi-Residential and Commercial classes that exited capping in 2016 remain excluded from capping.

This By-Law shall come into force and take effect on final passing.

READ THREE TIMES and finally passed in open Council this 23rd day of May 2017.

R. Avis, Mayor

E. Slomke, Clerk

TOWN OF FORT FRANCES

BY-LAW NO. /17

Being a By-Law to establish a percentage by which tax decreases are limited in 2017 to properties in the Commercial, Industrial and Multi-residential property classes.

WHEREAS subsection 330 (1) of the Municipal Act, 2001 S.O. 2001 c.25, as amended provides that the Council of a municipality may pass a by-law to establish a percentage by which tax decreases are limited for a taxation year in respect of properties in any property class subject to Part IX of the Act, in order to recover all or part of the revenues foregone as a result of the application of section 329 of the Act to other properties in the property class;

AND WHEREAS subsection 330 (3) of the Act provides that such a by-law must establish the same percentage for all properties in a property class, but may establish different percentages for different property classes;

AND WHEREAS subsection 327 (4) of the Act provides that Part IX of the Act applies to the commercial, industrial and multi-residential property classes;

AND WHEREAS on May 22, 2017, Council passed By-Law No. ____/17 establishing the revenue neutral capping parameters for commercial, industrial and multi-residential property classes and would be financed from withholding decreases within each class where possible;

NOW THEREFORE the Council of the Corporation of the Town of Fort Frances enacts as follows:

- 1. THAT for the taxation year 2017, the tax decrease retained, as supported by Schedule “A” forming part of this by-law, for property in:
 - a) the industrial property class clawback percentage shall be limited to 14.1791% with the retained percentage at 85.8209%.
- 2. This by-law shall come into force and take effect on final passing.

READ THREE TIMES and finally passed in open Council this 23rd day of May 2017.

R. Avis, Mayor

E. Slomke, Clerk

Schedule A

OPTA
Online Property Tax Analysis

Funding
Provided By:  **Ontario**
MINISTRY OF FINANCE

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2017 Capping Summary Analysis Report using Calculated Rates

Using OPTA calculated rates on May 10, 2017 12:54PM EST.

Assessment Data Filter Option Used: No Limits, Include PIL Properties, Tax Ratios Used: 2017 Tax Ratios

Fort Frances Town, 5912

Capping Report	Frequency Distribution Report	Back to Capping Options		
		Multi-residential	Commercial	Industrial
Capping Parameters				
Annualized Tax Limit				10.00%
Prior Year CVA Tax Limit				10.00%
CVA Tax Threshold - Increases				\$0
CVA Tax Threshold - Decreasers				\$0
Exclude Reassessment Increase				Yes
Exclude Properties Previously at CVA Tax				Yes
Exclude Properties that Move from Capped to Clawed Back				Yes
Exclude Properties that Move from Clawed Back to Capped				Yes
Exit capping immediately	Already Exited	Already Exited	Not Eligible	
Exclude Vacant Land from Capping Phase-out	N/A	Not Eligible	Yes	
Capping phase-out	Not Eligible	Not Eligible	Year 1 (¼)	
Capping Clawback and Retained Percentages				
Clawback Percentage				14.1791%
Retained Percentage				85.8209%
Total				100.0000%
Total Tax Adjustment				
Capped Properties				-\$945
Clawback Properties				\$945
Net Class Impact/Shortfall				\$0

<< Expand										Expand >>	
Category	Properties	2016 Annualized Taxes	2017 CVA Taxes Without Adjustments	2017 CVA Taxes Before Levy Change	2017 Capping Adjustment	2017 Overall Levy Change Adjustment	Threshold or Phase-Out Adj	Revised 2017 Tax	Tax Adjustment for 2017 \$ Amount	% of CVA Taxes	
Multi-residential											
At CVA Tax due to Exclude Options:											
CVA Tax-Class is Excluded from Capping	19	0	615,321	615,272	0	0	0	615,321	0	0.00%	
Commercial											
At CVA Tax due to Exclude Options:											
CVA Tax-Class is Excluded from Capping	275	0	2,833,987	2,821,336	0	0	0	2,833,987	0	0.00%	

Industrial										
<u>Capped by CVA Tax Limit, Phase-out Year 1</u>	1	366	1,979	1,972	185	2	481	1,034	-945	47.77%
<u>Tax Above CVA Tax due to Clawback</u>	2	26,393	19,816	19,749	-5,701	70	0	20,761	945	4.77%
<u>Total Subject to Capping</u>	3	26,758	21,795	21,721	-5,516	72	481	21,795	0	0.00%
<u>New Construction/Class, 100% Min Tax Level</u>	1	0	944	940	0	0	0	944	0	0.00%
At CVA Tax due to Exclude Options:										
<u>Excluded, Previously CVA Tax</u>	43	899,598	932,075	930,481	0	0	0	932,075	0	0.00%
<u>Total Excluded</u>	43	899,598	932,075	930,481	0	0	0	932,075	0	0.00%
<u>Class Total</u>	47	926,356	954,813	953,143	-5,516	72	481	954,813	0	0.00%
Total All Classes										
<u>Capped by CVA Tax Limit, Phase-out Year 1</u>	1	366	1,979	1,972	185	2	481	1,034	-945	47.77%
<u>Tax Above CVA Tax due to Clawback</u>	2	26,393	19,816	19,749	-5,701	70	0	20,761	945	4.77%
<u>Total Subject to Capping</u>	3	26,758	21,795	21,721	-5,516	72	481	21,795	0	0.00%
<u>New Construction/Class, 100% Min Tax Level</u>	1	0	944	940	0	0	0	944	0	0.00%
At CVA Tax due to Exclude Options:										
<u>Excluded, Previously CVA Tax</u>	43	899,598	932,075	930,481	0	0	0	932,075	0	0.00%
<u>CVA Tax-Class is Excluded from Capping</u>	294	0	3,449,308	3,436,608	0	0	0	3,449,308	0	0.00%
<u>Total Excluded</u>	337	899,598	4,381,383	4,367,089	0	0	0	4,381,383	0	0.00%
<u>Grand Total</u>	341	926,356	4,404,122	4,389,750	-5,516	72	481	4,404,122	0	0.00%

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THE CORPORATION OF THE TOWN OF FORT FRANCES

BY-LAW No. xx/17

(Being a by-law to approve a land use agreement with the Armstrong Investment Co. II for the construction of an accessibility ramp at 343 Scott Street - the Municipal Act, 2001, S.O. 2001, c.25, section 8.)

WHEREAS on May 23, 2017, Council, as recommended by the Planning & Development Executive Committee, approved a report from the Chief Building Official recommending Council execute a land use agreement to permit the Armstrong Investment Co. II to construct an accessibility ramp at their premises located at 343 Scott Street (Royal Bank of Canada),

NOW THEREFORE Council for the Corporation of the Town of Fort Frances HEREBY ENACTS as follows:

1. That the land use agreement in the form attached hereto as Schedule “A” with the Armstrong Investment Co. II be approved for the Mayor & Clerk to sign and affix the Corporate Seal thereto.

This by-law shall come into force and take effect on the final passing thereof.

READ THREE TIMES and finally passed in open Council this 23rd day of May 2017.

R. Avis, Mayor

E. Slomke, Clerk

LICENSE OF LAND FOR RAMP

THIS AGREEMENT is made the day of January, 2016.

BETWEEN:

The Governing Council of Armstrong Investment Co. II
(the "Licensee")

and

The Corporation of the Town of Fort Frances
(the "Licensor")

WHEREAS:

- A. The Licensee is the owner of lands and premises (herein referred to as the "Armstrong Investment Co. II"):
 - (a) PCL 2-1 SEC SM163; LT 2 PL SM163 MCIRVINE; LT 3 PL SM163 MCIRVINE S/T SLT59479; T/W SLT59480; FORT FRANCES
 - (b) municipally described as 343 Scott Street, Fort Frances, Ontario;
- B. The Armstrong Investment Co. II Property fronts on lands owned by the Licensor municipality (herein the lands owned by the Licensor municipality are referred to as "Scott Street");
- C. The portion of Scott Street immediately fronting the Armstrong Investment Co. II Property (such portion of Scott Street immediately fronting the Armstrong Investment Co. II Property is herein referred to as the "Portion Scott Street") currently has on its surface a cobblestone sidewalk; and
- D. The Licensee wishes, for the benefit of itself and its customers, to construct, maintain, and use, the surface of that part of Portion Scott Street shown outlined in red (herein, the "Area Outlined in Red") on **Schedule 1** attached to and forming part of this Agreement, for the purpose of an accessibility ramp (herein sometimes referred to as the "Ramp" or the "Use").

IN CONSIDERATION of the sum of Two Dollars (\$2.00) now paid by the Licensee to the Licensor and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Licensee and Licensor (collectively the "Parties", individually a "Party") agree as follows:

- 1. Subject to and on the terms and conditions contained in this Agreement, the Licensor hereby grants to the Licensee, a non-exclusive license (the "License") to

use the Area Outlined in Red the sole purposes of the Use.

2. Notwithstanding anything contained in this Agreement, either Party shall have the right and be entitled to terminate the License by giving the other Party 90 days notice of termination.
3. The Licensee covenants with the Licensors:
 - (a) that the Area Outlined in Red is herein licensed to permit the Use in its present condition, on a non-exclusive basis, and without representation or warranty, either express or implied, as to condition, fitness for purpose, or otherwise, and shall be used by the Licensee for the Use and for no other purpose;
 - (b) to, at its sole cost and expense, comply with all federal, provincial, and municipal laws, by-laws, rules, and regulations (collectively, the "Laws") for or relating to the construction, use, or otherwise, of the Ramp, including obtaining all required permits and licenses;
 - (c) to, at its sole cost and expense, construct the Ramp in accordance with the plans and specifications (the "Plans and Specifications") submitted by the Licensee to the Licensors municipality and the requirements of all authorities having jurisdiction, and all applicable Laws [including, without limitation, the Ontario Building Code Act, 1992, S.O. 1992, c. 23 and the regulations thereunder, as amended (collectively herein sometimes referred to as the "Act")]. Further, notwithstanding anything contained in this Agreement, the Licensee shall ensure that the Ramp is constructed:
 - (i) in such a manner and otherwise to the satisfaction of the Licensors municipality so that the building sewer clean out access lid (the "Sewer Clean Out") and water shut off valve (the "Valve") remains fully accessible and adjusted to suit the new ground elevations and in any event satisfactory to the Licensors municipality; and
 - (ii) in such a manner and otherwise to the satisfaction of the Licensors municipality so that the Valve box lid and Sewer Clean Out lid is set level with the finished surface of the Ramp, and it shall be the responsibility of the Licensee to arrange and pay for any alterations and otherwise as required to the Valve box and Sewer Clean Out Lid and otherwise to facilitate same; and
 - (iii) in such a manner and otherwise to the satisfaction of the Licensors municipality so that the Ramp's overall width be minimized to minimum Ontario Building Code compliance to limit the encroachment, allow maximum path of travel when not on the ramp, and make snow removal easier;

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- (d) that the Plans and Specifications have been prepared in a good and workmanlike manner, and that the Plans and Drawings and all works shown thereon comply with all applicable Laws (including, without limitation, the Act) and the requirements of all authorities having jurisdiction;
- (e) to, at its sole cost and expense and within 45 days of completion of construction of the Ramp, have prepared, and provide to the Licensor, a plan of survey which shows the location of the Ramp, as built, within the Area Outlined in Red, and confirming that the Ramp does not extend outside the Area Outlined in Red;
- (f) to, at its sole cost and expense, at all times keep clean, and repair and maintain (including, without limitation, snow removal and otherwise) the Ramp in a good state of repair and well - ordered condition, in accordance with all applicable Laws, and to the standards and otherwise required of municipalities [including, without limitation, as required by O. Reg. 239/02, as amended (minimum maintenance standards for municipal highways), pursuant to the Municipal Act, 2001, S.O. 2001, c. 25, as amended];
- (g) to, during construction or otherwise, not to obstruct, impair, or damage, any property surrounding the Area Outlined in Red;
- (h) that no deviations or changes shall be made to the Plans and Specifications and no construction shall take place contrary to such Plans and Specifications without the prior written approval of the Licensor municipality;
- (i) to expeditiously repair, at its sole cost and expense, to the satisfaction of the Licensor all damage to the property of the Licensor and others caused by any exercise of the Licensee's rights under this Agreement;
- (j) that the Licensee shall indemnify and hold harmless the Licensor from and against any and all liability, loss, costs, damages and expenses (including legal, expert and consultant fees), causes of action, actions, claims, demands, lawsuits or other proceedings (collectively, "Claims"), by whomever made, sustained, brought or prosecuted [including, without limitation, for bodily injury (including death), personal injury, and property damage] directly or indirectly arising out of or resulting from:
 - (i) the existence of the Ramp;
 - (ii) the use of the Area Outlined in Red or any part thereof by the Licensee or others;

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- (iii) the Licensor having granted the License; or
 - (iv) in any way based upon, occasioned by or attributable to anything done or omitted to be done by the Licensee or its respective directors, officers, agents, employees, independent contractors, or other representatives in the course of performance of the Licensee's obligations under, or otherwise in connection with the Use or this Agreement;
 - (k) to, at its sole cost and expense, obtain and maintain or cause and ensure that it and its contractors and subcontractors obtain and maintain, in a form and with an insurance company satisfactory to the Licensor, comprehensive general liability insurance policies which shall include coverage for bodily injury and death, personal injury, property damage including loss of use thereof, blanket contractual liability, and employer's liability with coverage including the operations and activities of the Licensee or its respecting directors, officers, agents, employees or independent contractors in an amount not less than \$5,000,000.00 per occurrence (or such other amount as may be agreed to by the Licensor). Each policy of insurance shall name the Licensor as an additional insured and shall contain cross-liability and severability of interest clauses of standard wording. The Licensee hereby undertakes to furnish the Licensor with Certificates of Insurance from time to time and upon the request of the Licensor to demonstrate the continuance in force of the said insurance policy; provided that any insurance coverage required hereunder by the Licensor shall in no manner restrict or limit the obligations of the Licensee pursuant to this Agreement; and
 - (l) that it shall, upon termination of this License, remove the Ramp and all fixtures and chattels belonging to it, at its sole cost and expense, within 90 days, with all damage, if any, caused by such removal made good by it, and to restore the Area Outlined in Red to its original condition.
4. The Licensee accepts the Area Outlined in Red "as is", in the condition existing as at the date of the execution of this Agreement, without warranty as to fitness, condition, or otherwise.
 5. The Licensor shall have no responsibility or liability whatsoever for damage of any kind to the Ramp.
 6. Notwithstanding anything contained in this Agreement, the Licensor shall have the right, and be entitled to, in the event the Licensee:
 - (a) permits any conduct or act which in the reasonable opinion of the Licensor

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is improper, or renders it inadvisable that the Licensee should be allowed the License granted hereby, or to continue carrying on the Use; or

- (b) fails to comply with or fulfill the terms and conditions contained in this Agreement

terminate this License and take possession of the Ramp, and, at the cost of the Licensee, remove the Ramp from the area in question, by force if necessary, and the Licensor shall not be liable in damages or otherwise by reason of any such actions.

7. The Licensee acknowledges and agrees that the Licensor may register a notice of this Agreement on or against title to the Salvation Army Property and all legal and other costs associated therewith shall be paid by the Licensee.
8. (a) No condonation, excusing, or overlooking by the Licensor of any default, breach, or non-observance of any of the Licensee's obligations under this Agreement at any time or times shall affect the Licensor's remedies or rights with respect to any other (even if by way of continuation) default, breach, or non-observance.
- (b) No waiver shall be inferred from or implied by anything done or omitted by the Licensor.
- (c) All rights and remedies of the Licensor under this Agreement shall be cumulative and not alternative.
9. Any notice under this Agreement is sufficiently given if delivered personally or if sent by ordinary prepaid mail or prepaid courier or facsimile to the Licensee at:

343 Scott Street
Fort Frances, Ontario
P9A 1H1

and to the Licensor at:

320 Portage Avenue
Fort Frances, Ontario
P9A 3P9

Attention: Clerk

or at such other address as the Licensor and the Licensee may designate from time to time. Any such notice shall be conclusively deemed to have been given and

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received upon the same day if personally delivered or sent by facsimile or, if mailed, 3 business days after the same is mailed. Any Party may, at any time by notice given in writing to the other Party, change the address for service of notice given in writing to the other Party, change the address for service of notice on it.

10. This Agreement is the entire agreement between the Parties hereto with respect to the non-exclusive license of the Lands and the Use and supersedes any prior agreement whether oral or written and may only be amended with a written instrument signed by the Parties.
11. All of the provisions of this Agreement shall be treated as separate and distinct and if any provision hereof is declared invalid the other provisions shall nevertheless remain in full force and effect as an original.
12. (a) Any obligation of the Licensee which arises prior to, or is outstanding on, or is unfulfilled on, the expiry or other termination of this Agreement [and in particular, but without limitation, the provisions of paragraph 3(j) of this Agreement] shall survive the expiry or termination of this Agreement.
- (b) The termination of this Agreement by expiry or otherwise shall not affect the liability of the Licensee to the Licensor with respect to any obligation under this Agreement [and in particular, but without limitation, the provisions of paragraph 3(j) of this Agreement] which has accrued up to the date of such termination but has not been properly satisfied or discharged.
13. This Agreement may be executed in counterpart and by facsimile, with a facsimile signature being of the same force and effect as an original.
14. Neither this Agreement nor any interest in it, nor the non-exclusive License granted herein nor any interest therein, is transferable nor assignable by the Licensee without the prior written consent of the Licensor.
15. This Agreement shall be construed and governed by the laws of the Province of Ontario.
16. This Agreement shall be binding upon and shall enure to the benefit of each of the Licensee and the Licensor and their respective successors and (where permitted) assigns.

IN WITNESS WHEREOF the Parties have executed this Agreement.

The Governing Council of Armstrong Investment Co. II

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per: _____


Name:

Title:

per: _____

Name:

Title:


OWNER

I/we have the authority to bind the Corporation

The Corporation of the Town of Fort Frances

per: _____

Name: R. Avis

Title: Mayor

per: _____

Name: E. Slomke

Title: Clerk

I/we have the authority to bind the Corporation

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Schedule 1

Area Outlined in Red



343 SCOTT STREET FORT FRANCES, ON.

CLIENT
RBC BANK
1000 BAYVIEW AVE. SUITE 100
SCARBOROUGH, ONTARIO M1B 2Y9
PHONE: (416) 291-1000
FAX: (416) 291-1001

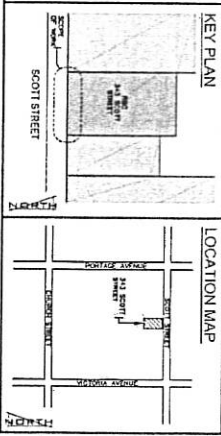
ENGINEER
DR. CHEN, LIAISON/ARCHITECT
1000 BAYVIEW AVE. SUITE 100
SCARBOROUGH, ONTARIO M1B 2Y9
PHONE: (416) 291-1000
FAX: (416) 291-1001

ARCHITECT
JAN THOMAS & CO. ARCHITECTS
2418 BRIMLEY RD. TORONTO, ONT.
M2C 1P5
PHONE: (416) 491-1111
FAX: (416) 491-1112

STRUCTURAL ENGINEERING CONSULTANT
DR. CHEN, LIAISON/ARCHITECT
1000 BAYVIEW AVE. SUITE 100
SCARBOROUGH, ONTARIO M1B 2Y9
PHONE: (416) 291-1000
FAX: (416) 291-1001

STRUCTURAL
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2418 BRIMLEY RD. TORONTO, ONT.
M2C 1P5
PHONE: (416) 491-1111
FAX: (416) 491-1112

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DIALOG

DATE: 10/10/2009
TIME: 10:10 AM
PROJECT: 343 SCOTT STREET
DRAWING: A1.01

REVISION

NO.	DESCRIPTION	DATE
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100	ISSUED FOR PERMIT	10/10/2009

ARCHITECT A PRIME CONSULTANT

1000 BAYVIEW AVE. SUITE 100
SCARBOROUGH, ONTARIO M1B 2Y9
PHONE: (416) 291-1000
FAX: (416) 291-1001

STRUCTURAL

1000 BAYVIEW AVE. SUITE 100
SCARBOROUGH, ONTARIO M1B 2Y9
PHONE: (416) 291-1000
FAX: (416) 291-1001

MECHANICAL

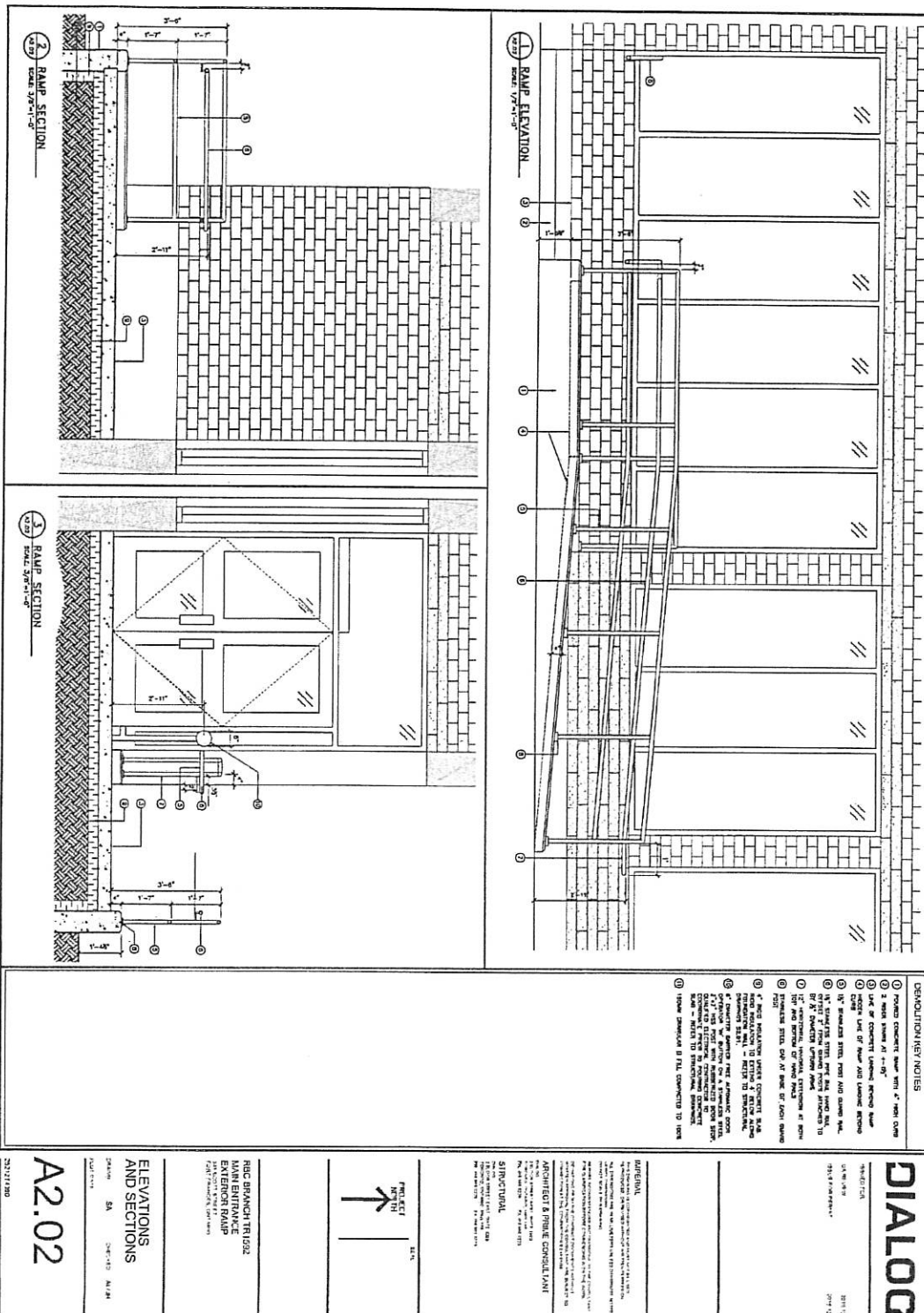
1000 BAYVIEW AVE. SUITE 100
SCARBOROUGH, ONTARIO M1B 2Y9
PHONE: (416) 291-1000
FAX: (416) 291-1001

ELECTRICAL

1000 BAYVIEW AVE. SUITE 100
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PHONE: (416) 291-1000
FAX: (416) 291-1001

PLUMBING

1000 BAYVIEW AVE. SUITE 100
SCARBOROUGH, ONTARIO M1B 2Y9
PHONE: (416) 291-1000
FAX: (416) 291-1001



[illegible]

TOWN OF FORT FRANCES

BY-LAW NO. xx/17

Being a by-law to authorize the execution of an agreement with Harold Kelly for the Maintenance of property located at the Airport and at 1003 Frog Creek Road awarded through the Request for Proposal process - the *Municipal Act, 2001*

WHEREAS on May 8th, 2017 Council awarded the RFP (17-OF-06) to Harold Kelly for a 5-year Maintenance Agreement for municipal property located at the Airport and 1003 Frog Creek Road;

NOW THEREFORE Council for the Corporation of the Town of Fort Frances HEREBY ENACTS as follows:

- 1. That the agreement with Harold Kelly, in the form of Schedule “A” attached to this by-law be approved for the Mayor and Clerk to sign and affix the Corporate Seal thereto.

This by-law shall come into force and take effect on the final passing thereof.

READ THREE TIMES and finally passed in open Council this 23rd day of May 2017.

R. Avis, Mayor

E. Slomke, Clerk

LETTER OF AUTHORIZATION

BETWEEN:

THE CORPORATION OF THE TOWN OF FORT FRANCES

(Hereinafter called “ The Transferor)

- And –

HAROLD KELLY

(Hereinafter Called “ The Transferee)

The Corporation of the Town of Fort Frances, the registered owner of the freehold land registered in the Office of the Land Titles at Fort Frances as Parcel 107, Part NE ¼ Section 31, and as Lot A, Concession 1, Lot B, Concession 1, Part of Lot C, designated as Parts 1 and 5, Plan 48R-1131, and the North Half of Lot 1, Concession 1 in the Township of Miscampbell, District of Rainy River, as in consideration of the covenants and conditions hereinafter mentioned and an annual rental fee of two thousand seven hundred dollars (\$2,700.00), grant to Town of Fort Frances, payable on or before December 31 of every year by Harold Kelly, of the said Township of Emo in the District of Rainy River, use of lands hereinafter described:

Part NE ¼ Section 31, Part Parcel 107, comprised of 46 hectares more or less, and as Lot A, Concession 1, Lot B, Concession 1, Part of Lot C, designated as Parts 1 and 5, Plan 48R-1131, and the North Half of Lot 1, Concession 1 in the Township of Miscampbell, District of Rainy River, the number of available acres may increase or decrease based on airport development, as shown outlined on drawings attached hereto as Schedule “A”, for the right to enter upon and use the subject lands for growing and crop as outlined in the proposal, as and from the 10th day of May, 2017 and for so long thereafter as the Transferee may exercise the rights and privileges hereby given on the following terms and conditions which are mutually covenanted and agreed to by and between the Transferor and Transferee.

This Agreement involves the maintenance of hay fields at the Fort Frances Airport. The number of available acres may increase or decrease based on airport development. No cereal crops such as oats, barley, etc. are to be planted as these crops create a bird hazard to aircraft. The scope of the work is to cultivate and reseed the fields on a rotating basis to maintain the fields in reasonable surface condition as well as control the growth of brush. A minimum of one fifth (1/5) of the total acreage must be worked up and reseeded in each of the first five (5) years. This work will be performed in exchange for the hay with no additional costs to the Transferor.

The hay is to be cut, baled and removed on an annual basis by October 31 of each year. Bales are not to be left in the approach slopes of any runway, or in an area that may jeopardize the safety of aircraft movements. Access roads must be kept clear so as not to interfere with vehicle traffic.

1. The Transferee shall not put to use nor permit the use of the subject lands for any other purpose than is expressly permitted pursuant to this agreement. For certainty, The Transferee shall not carry on upon the subject lands any business, nor assign nor sublet the land or any part of it and shall not store or keep any animals, materials or equipment on the subject lands. Access to the subject lands shall be by existing road shown on the drawing attached as Schedule “A” unless otherwise approved in writing by the Transferor.
2. The Transferee shall indemnify and save harmless the Transferor against and from all liability, and from any loss or damage howsoever caused or arising out of the exercise by the Transferee of the rights hereby granted by the Transferor. For the purpose of this clause, the Transferee shall maintain a policy of liability insurance of not less than five million dollars per occurrence (\$5,000,000.00), with the

Corporation of the Town of Fort Frances as an additional named insured at no cost of the Transferor.

Letter of Authorization Kelly (Effective May 10, 2017)

Page 2 of 3

3. Upon the discontinuance of the use of the subject lands and of the exercise of rights hereby granted, the Transferee shall restore to the satisfaction of the Transferor the lands to the same condition, so far as may be practicable so to do, as they were in prior to the entry thereon and the use thereof by the Transferee.
4. The Transferee, performing and observing the covenants and conditions on its part to be performed and observed pursuant to this agreement, shall and may peaceably hold and enjoy the license, liberty, privileges and rights hereby granted without unreasonable hindrance, molestation or interruption on the part of the Transferor or of any persons, firms or corporations claiming by, through, under or in trust of the Transferor.
5. The Transferee shall not, without the prior written consent of the Transferor excavate, drill, install, erect or permit to be excavated, drilled or installed or erected on or under the subject lands, any pit, well, foundation, pavement, rock-garden, patio or any other structure or installation on the subject lands.
6. All notice to be given hereunder may be given by registered letter addressed to the Transferor at Attn: Municipal Clerk, 320 Portage Avenue, Fort Frances, Ontario, P9A 3P9 and to the Transferee at RR #1 Emo Ontario, 877 Fisher Road, P0W 1E0 or such addresses as the Transferor and the Transferee may, respectively from time to time appoint in writing; and any such notice shall be deemed to be given to and received by the addressee seven days after the mailing thereof, postage prepaid.
7. The privileges granted to the Transferee by the Transferor shall be for an initial period of five (5) years commencing May 10, 2017 and ending on May 9, 2022 and may be extended by the Transferor at its discretion, if satisfied that the Transferee is in compliance with this agreement and that the lands have not been adversely affected by the Transferee's use.
8. Equipment operators will be required to obtain an Airport Vehicle Operator's Permit and will be responsible to adhere to all regulations and procedures as directed by the Airport Superintendent or his Designate. The airport office must receive twenty-four (24) hours prior notification as to when and where the work is to commence. Equipment is not to enter onto aircraft movement areas without prior approval from airport personnel.
9. The Transferee will be required to sign an Occupational Health and Safety Agreement and must adhere to the regulations as outlined under the Canada Labour Code – Part II.
10. The rights of use and privileges granted herein are at the discretion of the Transferor and may be cancelled at any time for reasonable cause and upon thirty (30) days written notice by the Transferor to the Transferee.

IN WITNESS WHEREOF the Transferor and the Transferee have executed and delivered this transfer of easement, this _____ day of _____ A.D. 2017.

For the Transferor:

CORPORATION OF THE TOWN OF
FORT FRANCES:

Mayor

Clerk

Witness:

For the Transferee:

_____ _____
Harold Kelly

TOWN OF FORT FRANCES

BY-LAW NO. xx/17

(Being a by-law to authorize the execution of an agreement with RML Contracting Ltd. for Construction of Rainy Lake Square within the Town of Fort Frances awarded through the public tender process.)

WHEREAS on May 8th, 2017 Council awarded a contract (17-OF-05) to RML Contracting Ltd. for construction of Rainy Lake Square within the Town of Fort Frances;

NOW THEREFORE Council for the Corporation of the Town of Fort Frances HEREBY ENACTS as follows:

- 1. That the award of a contract under Tender 17-OF-05, identified as Schedule “A” attached hereto in the form of an agreement forming part of this by-law be approved for the Mayor and Clerk to sign and affix the Corporate Seal thereto.

This by-law shall come into force and take effect on the final passing thereof.

READ THREE TIMES and finally passed in open Council this 23rd day of May 2017.

R. Avis, Mayor

E. Slomke, Clerk

SCHEDULE 3

AGREEMENT

THIS AGREEMENT made this _____ day of _____, 2017.

BETWEEN:

(herein sometimes referred to as the "Bidder" or the "Contractor")

- and -

The Corporation of the Town of Fort Frances
(the "Town")

Whereas the Contractor has represented to the Town that the Contractor is well able to perform the Work described in the Bid Documents for the respective Total Unit Price(s), Total Prices, and for the Duration quoted by the Bidder in the Bid.

Now therefore the Contractor and the Town (herein sometimes referred to as the "Parties") undertake and agree as follows:

1. The Bidder shall perform and complete the Work:
 - (a) to, and for, the benefit and satisfaction of the Town, in accordance with the Bid Documents;
 - (b) for the Duration, and for the respective Total Unit Price(s) and Total Prices quoted by the Bidder in the Bid Forms except as may be increased or decreased by increase or decrease in taxes (such as HST) as set out in paragraphs 3 and 4 of Schedule 1.
2. The Bid Documents shall collectively be and the whole shall constitute the Contract between the Parties.
3. The Town agrees to pay to the Contractor in lawful money of Canada for the performance of the Work with the amounts to be paid on account thereof being determined by actual measured quantities in accordance with the Specifications and Other Provisions and subject to adjustments, additions, deductions and deletions as provided in and by the Bid Documents. The Town shall pay on account thereof upon the approval of the Town Manager, **Operations and Facilities Division** (in the Bid Documents the Town Manager, **Operations and Facilities Division** is sometimes referred to as the "Manager"). The Contractor is to submit invoices along with statutory declaration forms to the Consultant for evaluation. The Consultant will produce a Work Value Certificate and forward the recommendation for payment to the Town. Upon receipt of invoices, any adjustments to monies owing will be made with notification to the Contractor.

4. If the Town fails to make payments to the Contractor as they become due under the terms of the Bid Documents, interest equal to the current bank prime rate + 2% per annum on such unpaid amounts shall become due and payable until payment.
5. If:
 - (a) the Contractor should be adjudged bankrupt, or becomes insolvent, or makes a general assignment for the benefit of creditors, or if a receiver is appointed of the Bidder or the Bidder's business or any part thereof; or
 - (b) a petition in bankruptcy for liquidation, reorganization, or other proceeding, is filed by or against the Bidder;
 - (c) the Contractor fails or neglects to properly perform or complete the Work or otherwise fails to comply with the requirements of the Bid Documents (including, without limitation, failure to meet gradation specifications, or to meet delivery dates, or otherwise)

the Town may, without prejudice to any other right or remedy it may have, terminate this Agreement by giving the Contractor written notice.

The Contractor's obligation under the Bid Documents as to quality, correction and warranty of the work performed by him up to the time of termination shall continue in force after such termination.
6. Time shall in all respects be of the essence.
7. Neither this Agreement nor any rights or entitlements under it shall be assignable or transferable by the Contractor without the prior written consent of the Town.
8. Any notice required or permitted to be given hereunder shall be in writing and shall be effectively given if:
 - (a) delivered personally;
 - (b) sent by prepaid courier service or mail; or
 - (c) sent prepaid by telecopier, telex or other similar means of electronic communication (confirmed on the same or following day by prepaid mail) addressed,
 - (i) in case of notice to the Town, as follows:

320 Portage Avenue
Fort Frances, ON
P9A 3P9
Attention: Administrator
 - (ii) in case of the Contractor, as follows:

Any notice so given shall be deemed conclusively to have been given and received when so personally delivered or sent by telex, telecopier or other electronic communication or on the second day following the sending thereof by private courier or mail. Any Party hereto or others mentioned above may change any particulars of its address for notice by notice to the others in the manner aforesaid.

IN WITNESSETH WHEREOF the Parties hereto have executed this Agreement.

Dated at _____ this ____ day of _____, 2017.

SIGNATURE OF BIDDER:

PRINT NAME AND TITLE OF PERSON SIGNING:

WITNESS TO SIGNATURE OF BIDDER

PRINT NAME AND TITLE OF PERSON SIGNING:

IF A CORPORATION

PRINT PROPER NAME OF CORPORATION:

Address of Bidder:

Address of Witness:

Phone Number of Bidder:

Phone Number of Witness:

Cell Number: _____

Fax Number: _____

The Corporation of the Town of Fort Frances

per: _____

per: _____

I/we have authority to bind the Town

Lisa Slomke

From: AMO Communications <communicate@amo.on.ca>
Sent: Tuesday, May 16, 2017 4:20 PM
To: Lisa Slomke
Subject: AMO Policy Update - Ontario Announces New Proposed Changes to the Land Use Planning and Appeal System
Attachments: attachment - OMB Proposed Hearing Process 2017-05-16.docx

May 16, 2017

Ontario Announces New Proposed Changes to the Land Use Planning and Appeal System

Ontario has announced it will introduce new legislation that would, if passed, overhaul the Province's land use planning appeals system, giving communities a stronger voice and ensuring people have access to faster, fairer and more affordable hearings.

Legislation will be tabled before the current legislative session ends on June 1, 2017, with implementation targeted for 2018. If the legislation were passed, regulations would be developed to guide the transition and implementation.

The government listened very carefully to the advice of the AMO Board and members, and worked through the MOU process to develop these changes.

The legislation will introduce positive changes in the following subject areas:

Giving Communities a Stronger Voice

- A new Local Planning Appeal Tribunal would replace the Ontario Municipal Board.
- "De novo" hearings would be eliminated for the majority of land use planning appeals, giving greater weight to the decisions of local communities.
- For complex land use planning appeals, the tribunal would only be able to overturn a municipal decision if it does not follow provincial policies or municipal plans. This would depart from the current "standard of review" for land use planning appeals, where the Ontario Municipal Board is permitted to overturn a municipal decision whenever it finds that the municipality did not reach the "best" planning decision.
- In these cases, the tribunal would be required to return the matter to the municipality with written reasons and the municipality would be provided with 90 days to make a new decision on an application under the proposed new law. The tribunal would retain the authority to make a final decision on these matters only

when, on a second appeal, the municipality's subsequent decision still fails to follow provincial policies or municipal plans.

Faster, Fairer and More Affordable Planning Appeals

- Requiring the tribunal to conduct mandatory case management for the majority of cases in order to narrow the issues and encourage case settlement. The tribunal would also be provided with modern case management powers to ensure meaningful case conferences.
- Creating statutory rules regarding the conduct of hearings, including setting strict presumptive timelines for oral hearings and limiting evidence to written materials in the majority of cases.
- Providing the tribunal with modern hearing powers to promote active adjudication, provide for alternative hearing formats, and permit assignment of multi-member panels.
- Giving elected officials greater control over local planning, resulting in fewer decisions being appealed, thereby making the decision-making process more efficient.

Free Legal and Planning Support

- Create a Local Planning Appeal Support Centre, a new provincial agency mandated and funded to provide free and independent advice and representation to Ontarians on land use planning appeals. The centre would be modeled after the Human Rights Legal Support Centre and would provide planning and legal advice to people who want to participate in tribunal appeals.

Exempting Major Planning Decisions from Appeal

Major municipal land use planning decisions would not be appealable:

- provincial appeals of municipal official plans and official plan updates, including approvals of conformity exercises to provincial plans.
- among other matters, would also restrict applications to amend new secondary (i.e. neighbourhood) plans for two years, unless permitted by municipal council
- Municipal Local Appeal Bodies, if established, would be able to hear appeals on site plans, in addition to minor variances and consents
- Minister's Zoning Orders.

AMO will continue to monitor this issue as the legislation is introduced in the coming weeks.

AMO Contacts:

Jessica Schmidt, Policy Advisor, E-Mail: jschmidt@amo.on.ca, 416-971-9856 ext. 367

Cathie Brown, Senior Advisor, E-Mail: cathiebrown@amo.on.ca, 416-971-9856 ext. 342.

PLEASE NOTE: AMO Breaking News will be broadcast to the member municipality's council, administrator, and clerk. Recipients of the AMO broadcasts are free to redistribute the AMO broadcasts to other municipal staff as required. We have decided to not add other staff to these broadcast lists in order to ensure accuracy and efficiency in the management of our various broadcast lists.

DISCLAIMER: Any documents attached are final versions. AMO assumes no responsibility for any discrepancies that may have been transmitted with this electronic version. The printed versions of the documents stand as the official record.

OPT-OUT: If you wish to opt-out of these email communications from AMO please click [here](#).



Lisa Slomke

From: AMO Communications <communicate@amo.on.ca>
Sent: Tuesday, May 09, 2017 3:27 PM
To: Lisa Slomke
Subject: AMO Policy Update - Several Important Amendments to Bill 68 Achieved

May 9, 2017

Several Important Amendments to Bill 68 Achieved

Bill 68 - *Modernizing Municipal Legislation Act* affects the *Municipal Act*, *Municipal Conflict of Interest Act*, and *Municipal Elections Act*, among other Acts.

A number of changes are made to the Bill in response to our advice and others. The Bill has been ordered for Third Reading and its passage could be before the Legislature rises on June 1.

A redline version of the amended Bill is available from the legislative website at http://www.ontla.on.ca/bills/bills-files/41_Parliament/Session2/b068rep_e.pdf.

The following are highlights of some of the key amendments to the Bill:

Integrity Commissioner (IC) Regime

- "Any person" is changed to "an elector or a person demonstrably acting in the public interest". The definition is applied to the Code of Conduct and making an application to a judge related to an alleged contravention of the *Municipal Conflict of Interest Act*. The definition is broader than we had requested but narrower than "any person".
- The ability for an IC to undertake an inquiry based on their 'own motion' was deleted. This reflects the advice of AMO and many ICs.
- Sections are added which outline what happens to inquiries in terms of a regular election. It directs termination of an investigation related to a Code of Conduct or under the *Municipal Conflict of Interest Act* where the investigation is either not completed prior to the nomination date or if a request is submitted during a regular election. This does not prevent a complainant or member of council or local board who was the subject of a complaint that did not proceed from making a written request after the election to commence an investigation. A request cannot occur earlier than six weeks after the election. The provincial legislature has rules that

apply during the Writ period. AMO felt that similar rules should apply in municipal elections.

- A provision is added to indemnify an IC, which means that the costs related to the defence of a proceeding related to the work of an IC, is covered by the municipal government.

Meetings

- The discretionary authority to use electronic methods for meetings was retained but it was clarified that anyone participating electronically cannot participate in a closed meeting item. This is in addition to the provision that a person participating electronically cannot count for quorum. Councils will need to consider the use of electronic meetings and change their procedure bylaws where needed.
- An amendment clarifies that there cannot be multiple alternates from a lower-tier council for upper-tier meetings where the upper-tier member cannot attend. The alternate member is to be for the term of the council unless the alternate's seat is vacated. There is no alternate for head of council that sits on the upper-tier municipal government.

Municipal Election Act

- The Bill's change to the term of Council of November 15 will start in 2022. The upcoming election term is December 1 to November 14, 2022. The delay in changing the term recognizes that in some municipal governments there are employment contracts with councillors' staff and a change for the 2018 municipal election would have implications for those agreements.
- The requirement for a nomination form to be signed by at least 25 persons is altered to not apply in a municipality if the number of electors in the previous election is less than the prescribed number.

The Act has different commencement dates for different sections. Some take effect upon Royal Assent of the Bill and others by the Lieutenant Governor at a future date. Here's a link to the various sections of the Bill and their effective dates: [Bill 68 Commencement Dates by Schedule](#).

Councils will need to adopt and maintain policies on:

- Codes of Conduct (effective date to be determined and there is a related Ministerial regulation that is to identify the subject matters for Codes of Conduct for councils and local boards)

- protection and enhancement of tree canopy and natural vegetation in the municipality (effective date to be determined by Lieutenant Governor)
- pregnancy and parental leaves of council members (effective date to be determined)
- Council-Municipal employee relations (effective date to be determined).

The closed meeting investigator system took a year to put in place. The IC regime is more complex, involving hiring of an IC, establishing a budget, administrative system and a Code of Conduct, as well as education for both councils and all of the local boards. AMO is advocating for a longer rather than shorter time period before the IC regime is enacted as a mandatory accountability process.

We will also need to await regulations related to authorized investments and prudent investor rules before municipal governments can use the latter. The One Fund (a pooled investment fund operated by AMO's Local Authority Services and Municipal Finance Officers Association's CHUMS) will provide additional information in the near future.

There are additional amendments to the Bill but mostly of a technical nature, clarifying language and intent.

Given the magnitude of changes to the transparency and accountability regime for municipal councils and officials, and local boards, AMO's Annual Conference will have a plenary session on Wednesday, August 16. AMO remains very concerned about how the integrity regime may affect the many citizens and business people who volunteer to local boards.

AMO Contact: Pat Vanini, Executive Director, E-Mail: pvanini@amo.on.ca, 416.971.9856 ext. 316.

PLEASE NOTE: AMO Breaking News will be broadcast to the member municipality's council, administrator, and clerk. Recipients of the AMO broadcasts are free to redistribute the AMO broadcasts to other municipal staff as required. We have decided to not add other staff to these broadcast lists in order to ensure accuracy and efficiency in the management of our various broadcast lists.

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May 4, 2017

Lynn Dollin, President
Association of Municipalities of Ontario (AMO)
200 University Ave., Suite 801
Toronto, Ontario M5H 3C6

Re: Resolution Distribution

Dear Ms. Dollin,

Recently the Township of Cavan Monaghan passed a resolution regarding the increase in hydro rates, which is included in this letter for reference, asking municipalities to post their most recent bill(s) on their websites. Furthermore, the direction to staff was to forward the resolution to AMO for distribution. After the resolution was sent, it was brought to our attention that resolutions are no longer distributed directly to individuals but rather imbedded in an AMO Watch File email. Due to this, the resolution was not provided nor seen by most Councils causing a less than desirable effect and little response.

At the Regular Council meeting held May 1, 2017 the following resolution was passed;

**Whereas the ability of municipal councils to circulate resolutions to all municipal councils and clerks for consideration for support is important;
But whereas the modified notification in AMO Watch gives less prominence to the resolutions than the previous method of circulation;
And whereas this may result in less awareness of the existence of the resolution;
Be it resolved that Staff prepare a letter to the President and Board of AMO, to be signed by our Mayor expressing our dissatisfaction with the current notification method;
And furthermore that the Council of the Township of Cavan Monaghan requests that AMO reinstate direct email distribution or develop a cost effective alternative to achieve the intended result of awareness by Councils of future correspondence for action.**

The Township of Cavan Monaghan respectfully requests that AMO address this matter and provide a response to our Council.

Thank you in advance.

Sincerely,

Scott McFadden, Mayor

988 County Road 10
Millbrook, Ontario L0A 1G0

www.cavanmonaghan.net

Phone: (705) 932-2929

Fax: (705) 932-3458

Email: services@cavanmonaghan.net



February 23, 2017

The Honourable Kathleen Wynne, Premier
111 Wellesley Street West, Room 281
Toronto, Ontario
M7A 1A1

Re: Cost of Electricity

At the Regular Council meeting held February 21, 2017 the following resolution was passed;

Whereas the cost of electricity in the Province of Ontario continues to escalate;

And whereas citizens of Ontario are finding it increasingly difficult to afford the costs of electricity;

And whereas businesses in Ontario are finding it increasingly difficult to stay in business and compete with neighbouring jurisdictions that benefit from more affordable electricity rates;

And whereas municipal budgets across Ontario are being significantly impacted by escalating costs of electricity;

And whereas citizens and businesses across Ontario are also impacted by increasing municipal property taxes that have resulted from escalating costs of electricity;

And whereas the citizens and businesses of Ontario have a right to openness and transparency of the breakdown of municipal costs of electricity to better understand their impact on municipal budgets;

And whereas a general service demand account such as a Waste Water Treatment Plant, or a Community Centre/Arena has a breakdown of the electricity used, global adjustment charge, delivery charge, regulatory charges, debt retirement charge, and HST;

Therefore be it resolved that Cavan Monaghan posts a link on our home page of our municipal website to our most recent electricity bill that contains a complete breakdown of all the various charges such as those with a service type general service demand and to display that bill for the month of April;

988 County Road 10
Millbrook, Ontario L0A 1G0
www.cavanmonaghan.net

Phone: (705) 932-2929
Fax: (705) 932-3458

Email: services@cavanmonaghan.net

And be it resolved that this resolution be forwarded to AMO to circulate this resolution to all municipalities requesting the same;

And be it resolved that this motion be forwarded to the Premier, our MPP, and all appropriate ministries.

Thank you for your attention to this matter.

Sincerely,



Elana Arthurs

Clerk

705-932-9326

earthurs@cavanmonaghan.net

cc: L. Scott, MPP, Haliburton-Kawartha Lakes-Brock
Association of Municipalities of Ontario
The Honourable Glenn Thibeault, Minister of Energy
The Honourable Yasir Naqvi, Attorney General
The Honourable Brad Duguid, Minister of Economic Development and Growth
The Honourable Charles Sousa, Minister of Finance
The Honourable Glen R. Murray, Minister of the Environment and Climate Change

Corporation of the Township of Essa
5786 County Road 21
Utopia, Ontario
L0M 1T0



Where Town and Country Meet

Telephone: (705) 424-9770
Fax: (705) 424-2367
Web Site: www.essatownship.on.ca

May 5, 2017

The Right Honourable Justin Trudeau
Office of the Prime Minister
80 Wellington Street
Ottawa, ON K1A 0A2

Dear Prime Minister Trudeau:

Please be advised that Council, at their meeting held on April 19, 2017, passed the following resolution:

Resolution No: CR084-2017 Moved by: Macdonald Seconded by: Smith

*Whereas Alisa Vegter made a presentation to Council outlining her proposed sign for "New Driver" Safety Initiative for G1 and G2 drivers; and
Whereas Council for the Township of Essa hereby supports the endeavours of Alisa Vegter in pursuing the recognition of the "New Driver" Sign;
Now therefore be it resolved that this motion be forwarded to the Prime Minister of Canada, the Premier of Ontario and Ontario municipalities for their support.*

Carried

The attached illustrates the sign which would be displayed on the vehicles being driven by new drivers.

Yours truly,

Bonnie Sander

Clerk

Att.

c. Premier of Ontario, Kathleen Wynne
MP Kellie Leach
MPP Jim Wilson
Ontario Municipalities

LA CORPORATION DU / THE CORPORATION OF

CANTON DE **CHAMPLAIN** TOWNSHIP

BUREAU ADMINISTRATIF / ADMINISTRATION OFFICE
 948 est, chemin Pleasant Corner Road East
 Vankeek Hill, Ontario (K0B 1R0)

613-678-3003
 (fax) 613-678-3363

May 16, 2017

The Honourable Kathleen O. Wynne
 Premier of Ontario
 Main Legislative Building – Room 281
 Queen's Park
 Toronto, ON M7A 1A1

Dear Premier,

RE: Champlain Township – Not a Willing Host for Wind Turbines

I am writing to advise that Champlain Township Council declared that it is not a willing host for wind turbines at its meeting of May 9, 2017.

At the same meeting, Champlain Township Council resolved to endorse the Municipality of Dutton Dunwich's Resolution No. 2017-06-27, supporting Sam Oosterhoff, MPP for Niagara-West Glanbrook's Private Member's Bill proposing the government halt all wind power approvals in unwilling host communities.

A copy of resolutions 2017-202 and 2017-207 are attached.

Council respectfully requests your consideration of its position.

Yours sincerely,

A handwritten signature in blue ink that reads "Alison Collard".

Alison Collard
 Clerk

cc: The Honourable Glen Murray, Minister of the Environment and Climate Change
 The Honourable Glen Thibeault, Minister of Energy
 The Honourable Jeff Leal, Minister of Agriculture, Food and Rural Affairs
 Grant Crack, M.P.P., Glengarry-Prescott-Russell
 Sam Oosterhoff, M.P.P., Niagara-West Glanbrook
 Ontario Municipalities by email

Attach.

**TOWNSHIP OF CHAMPLAIN****RESOLUTION****Agenda Number:** 13.7**Resolution Number** 2017-202**Title:** Dutton Dunwich - Support for Private Member's Bill - Wind Turbines**Date:** May 9, 2017

Moved By: Pierre Perreault**Seconded By:** Paul Emile Duval

BE IT RESOLVED THAT the Resolution of the Municipality of Dutton Dunwich No. 2017-06-27, supporting the Private Member's Bill of Sam Oosterhoff, MPP for Niagara-West Glanbrook proposing the government halt all wind power approvals in unwilling host communities, be endorsed.

CARRIED

Certified True Copy of Resolution

A handwritten signature in blue ink that reads "Alison Collard May 15, 2017".

Alison Collard, Clerk

Date:

**TOWNSHIP OF CHAMPLAIN****RESOLUTION**

Agenda Number: 14.0
Resolution Number 2017-207
Title: CORRESPONDENCE (pour information)
Date: May 9, 2017

Moved By: Paul Emile Duval
Seconded By: Helen MacLeod

BE IT RESOLVED THAT the Township of Champlain declares that it is not a willing host for wind turbines;

BE IT FURTHER RESOLVED THAT this resolution be circulated to Premier Kathleen Wynne, as well as to the Minister of Environment and Climate Change, the Minister of Energy, the Minister of Agriculture, Food & Rural Affairs and to all Ontario municipalities for their support and endorsement.

CARRIED

Certified True Copy of Resolution

Alison Collard May 15, 2017

Alison Collard, Clerk

Date:

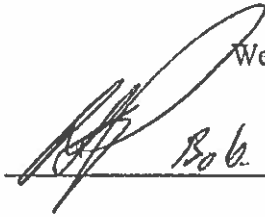


COUNCIL RESOLUTION

#27

Res: 2017- 06.27Wednesday April 12th, 2017

Moved by:



Seconded by:




THAT the Council of the Municipality of Dutton Dunwich supports the Private Member's Bill of Sam Oosterhoff, MPP for Niagara-West Glanbrook proposing the government halt all wind power approvals in unwilling host communities.

AND THAT a copy of this resolution be sent to Honourable Kathleen Wynne, Premier of Ontario, the Honourable Minister of Energy Glenn Thibeault, Elgin-Middlesex-London MP Karen Vecchio, Elgin-Middlesex-London MPP Jeff Yurek, AMO and all Ontario Municipalities.

<u>Recorded Vote</u>	<u>Yeas</u>	<u>Nays</u>
I. Fleck	—	—
D. McKillop	—	—
M. Hentz	—	—
B. Purcell	—	—
C. McWilliam - Mayor	—	—

Carried:


 Mayor

Defeated:

 Mayor

Lisa Slomke

From: Ministers of Municipal Affairs and Natural Resources and Forestry <placestogrow@ontario.ca>
Sent: Thursday, May 18, 2017 9:54 AM
To: Lisa Slomke
Subject: Updated Growth Plan and Greenbelt Plans released as a result of the Co-ordinated Land Use Planning Review

La version française suit.

Following two years of extensive consultation, including [recommendations from an Advisory Panel](#) chaired by former federal cabinet minister and former Mayor of Toronto, David Crombie, we have released four updated land use plans that will help residents in the Greater Golden Horseshoe and the Niagara Escarpment area live, work and play in communities that are healthy, prosperous and sustainable:

- The Growth Plan for the Greater Golden Horseshoe (2017)
- The Greenbelt Plan (2017)
- The Oak Ridges Moraine Conservation Plan (2017)
- The Niagara Escarpment Plan (2017)

The four plans are available for review and download at: ontario.ca/greatergoldenhorseshoeplans

These plans will protect our quality of life for generations to come and will help us prepare for a future in which the region is forecast to grow to 13.5 million by 2041. The plans work together to manage growth, build complete communities, curb sprawl, provide a range of housing options, and attract jobs and investments, while addressing climate change, preserving and protecting green spaces, farmland and ecologically sensitive lands and waters.

To develop these updated plans, we met with more than 4,600 attendees at town hall meetings, open houses, and technical briefings, and received more than 42,000 comments. We heard from First Nations and Métis communities, municipalities, farmers, developers, environmental organizations, local residents, the Greenbelt Council, and the Niagara Escarpment Commission. This input has been invaluable in helping to shape the final plans we are releasing today as part of the Co-ordinated Land Use Planning Review.

We would like to sincerely thank all those who participated in the Co-ordinated Review and provided their recommendations and feedback. We look forward to working together to implement the new policies to support a strong, healthy and sustainable future for our growing region.

Sincerely,

Bill Mauro
 Minister of Municipal Affairs

Kathryn McGarry
Minister of Natural Resources and Forestry

À la suite de deux années de consultations poussées et des [recommandations d'un comité consultatif](#) présidé par l'ancien ministre du cabinet fédéral et ancien maire de Toronto, David Crombie, nous avons publié quatre nouveaux plans d'aménagement du territoire qui aideront les résidents de la région élargie du Golden Horseshoe et de l'escarpement du Niagara à vivre, travailler et se divertir dans des collectivités saines, prospères et durables :

- le Plan de croissance de la région élargie du Golden Horseshoe (2017);
- le Plan de la ceinture de verdure (2017);
- le Plan de conservation de la moraine d'Oak Ridges (2017);
- le Plan d'aménagement de l'escarpement du Niagara (2017).

Les quatre plans peuvent être consultés en ligne et téléchargés au:
ontario.ca/plansregionelargiegoldenhorseshoe

Ces plans préserveront notre qualité de vie pour les futures générations et nous aideront à nous préparer à un avenir qui, selon les prévisions, verra la population de la région atteindre 13,5 millions de personnes d'ici 2041. Ils œuvrent ensemble pour gérer la croissance, bâtir des collectivités complètes, freiner l'étalement urbain, offrir un éventail de types de logements et attirer tant des investissements que des emplois, tout en faisant face au changement climatique et en protégeant et préservant les espaces verts, les terres agricoles, de même que les terres et les eaux sensibles sur le plan écologique.

Pour élaborer ces nouveaux plans, nous avons rencontré plus de 4 600 personnes lors de réunions publiques régionales ou autres comme de séances d'information technique et nous avons recueilli plus de 42 000 observations. Nous avons entendu les avis de communautés des Premières Nations et des Métis, de municipalités, d'exploitants agricoles, de promoteurs, d'organismes environnementaux, de résidents locaux, du Conseil de la ceinture de verdure et de la Commission de l'escarpement du Niagara. Ces avis nous ont été d'une aide inestimable pour la mise au point des plans que nous publions aujourd'hui à l'issue de l'Examen coordonné des plans d'aménagement du territoire.

Nous tenons à remercier très sincèrement tous ceux et celles qui ont contribué à l'Examen coordonné en nous faisant part de leurs points de vue et de leurs recommandations. Nous avons hâte de collaborer avec tous les intéressés à la mise en œuvre des nouvelles politiques en vue d'assurer un avenir prospère, sain et durable à notre région grandissante.

Cordialement,

Bill Mauro
Le ministre des Affaires municipales

Kathryn McGarry
La ministre des Richesses naturelles et des Forêts

To unsubscribe from emails on the Co-ordinated Land Use Planning Review or Places to Grow, the Ontario government's program to plan for growth and development, please email placestogrow@ontario.ca with the subject "unsubscribe".

Pour ne plus recevoir d'e-mails sur Examen coordonné des plans d'aménagement du territoire ou de Place à la croissance, le programme du gouvernement de l'Ontario pour planifier la croissance et le développement dans la province; veuillez écrire à placealacroissance@ontario.ca avec le sujet "Désabonnement".



Legal and Clerks Services

Office of the City Clerk
PO Box 3012, 50 Church Street
St. Catharines, ON L2R 7C2

Phone: 905.688.5600
Fax: 905.682.3631
TTY: 905.688.4TTY (4889)

May 18, 2017

The Right Honourable Justin Trudeau Sent via email: justin.trudeau@parl.gc.ca
Office of the Prime Minister
80 Wellington Street
Ottawa, ON K1A 0A2

Re: Resolution – Canada’s 150th Birthday – Request to Waive Taxes Our File No. 35.11.2

Please be advised that the Council of the City of St. Catharines, at its regular meeting held on May 8, 2017, gave consideration to a motion from the Township of Adjala - Tosorontio, with regard to their request to waive the taxes payable on purchase of a Canadian flag or Canada 150th Anniversary flag.

The Mayor and Members of Council passed the following motion, Moved by Councillor Britton:

“That Council support the resolution from the Township of Adjala – Tosorontio, regarding the waiving of taxes on the purchase of a Canadian flag or Canada 150 Anniversary Flag for Canada’s 150th Birthday, and forward our support to the Government of Canada and back to the originating township; and

That staff contact all Niagara MP’s to inquire if their offices provide flags to residents for free; and

That all Canadian Flags are made in Canada. FORTHWITH”

Should you have any questions, please do not hesitate to contact me at extension 1506.

Bonnie Nistico-Dunk

cc Township of Adjala-Tosorontio (email)
Hon. Kathleen Wynne, Premier (email)
Ontario Municipalities (email)

TOWN OF FORT FRANCESMINUTESSESSION NO. #27May 1, 2017

The meeting of Planning & Development Executive Committee of the Town of Fort Frances was held in the Civic Centre on May 1, 2017 from 8:00 a.m. to 8:26 a.m.

PRESENT: D. Kitowski, Chair, J. Albanese, Councillor, R. Avis, Mayor.

ALSO PRESENT: T. Dennis, CBO/Planner, P. Briere, Secretary.

1. Call to Order - 0800AM

Session #27.

2. Disclosure of pecuniary interest and the general nature thereof

None.

3. Approval of Previous Committee Minutes

- 3.1 Approval of April 3, 2017 meeting minutes.
- Approved as presented.

4. Non-agenda items identified to be considered later in this meeting, both in-camera and in open meeting.

None.

5. In-Camera

None.

6. Items Referred from Council

- 6.1 Municipality of East Ferris - Resolution 2017-78 - Changes to Building Code.
- The recommendation from the Planning and Development Executive Committee is to support the resolution as presented.
- 6.2 Township of Madawaska Valley - Resolution - Proposed Changes to Building Code.
- The recommendation from the Planning and Development Executive Committee is to support the resolution as presented.

7. New Business

- 7.1 By-Law Amendment for Lot 21 - Title Registration.
- Amendment discussed and the recommendation from the Planning and Development Executive Committee is to support the amendment as presented.

8. Outstanding Items

None.

9. Information

- 9.1 By-Law Enforcement 1st Quarter Activities Report.
- Accepted the report as presented.

10. Non-agenda Items

None.

11. Adjourn / Next Meeting Date - 0826AM

Monday May 15, 2017.

Executive Committee Chair

Secretary, Planning & Development Executive
Committee

TOWN OF FORT FRANCESMINUTESSESSION NO. # 045May 1, 2017

The meeting of Community Services Executive Committee of the Town of Fort Frances was held in the Memorial Sports Centre - '52 Canadians Meeting Room on May 1, 2017 from 10:30 a.m. to 11:52 a.m.

PRESENT: Wendy Brunetta - Chairperson, John Albanese - Councillor, Doug Kitowski- Councillor, Jason Kabel - Community Services Division Manager

1 CALL TO ORDER (Session # 045)

W. Brunetta called the meeting to order at 11:22am - 2 members were delayed at another meeting.

2 APPROVAL OF AGENDA (Call for non-agenda items)

3 DISCLOSURE OF CONFLICT OF INTEREST AND THE GENERAL NATURE THEREOF

4 APPROVAL OF PREVIOUS COMMITTEE MINUTES

4.1 Community Services Executive Committee - April 3, 2017 - **Approved as circulated.**

5 ITEMS REFERRED FROM COUNCIL

5.1 Tour de Fort Sponsorship Request - the committee was comfortable at the Gold (\$1,000) sponsorship level. This will be passed on to the A&F committee for input to the decision.

6 NEW BUSINESS

6.1 Canteen Operation - The committee decided to tender the canteen operation for the upcoming season.

6.2 Museum Initiatives - It was recommended to Council to:

- 1) Apply for one-year Internship through NOHFC with the Town's financial commitment being approximately \$8,300, \$5,000 of which could potentially come from Museum reserves.
- 2) Authorize \$5,000 for Tener project to be reimbursed through sales of the book.
- 3) Endorse removal of small birch tree behind the Museum to allow for a dedicated parking space for staff.

6.3 1st Quarter Community Services Financial Summary - this was reviewed briefly for Q&A opportunity.

7 NON-AGENDA ITEMS

8 INFORMATION

8.1 Trespass Notices

8.2 Letter - Voyageur Lions Annual Walk for Guide Dogs

8.3 Next Meeting - May 15, 2017 (alternate location - Children's Complex)

9 CLOSING

There being no further matters before the committee at this time, the meeting was closed at 11:52 am.

W. Brunetta, Executive Committee Chair

J. Kabel, Manager of Community Services

TOWN OF FORT FRANCESMINUTESSESSION NO. # 49May 2, 2017

The meeting of Administration & Finance Executive Committee of the Town of Fort Frances was held in the Committee Room, Civic Centre on May 2, 2017 from 12:05 p.m. to 12:46 p.m.

PRESENT: Councillor Ken Perry, Councillor W. Brunetta, Mayor R. Avis

ALSO PRESENT: D. Brown, CAO, L. Lindberg, Treasurer, D. Galusha, Deputy Treasurer and K. Lawson, Secretary.

REGRETS: Councillor G. Paul Ryan

1. Call to Order - 12:05 p.m.

2. Non-agenda items identified to be considered later in this meeting, both in-camera and in open meeting.

1) NOMA Conference Expense Reports for Councillor K. Perry, Councillor G. P. Ryan, D. Brown, CAO and Mayor R. Avis.

3. Disclosure of pecuniary interest and the general nature thereof

3.1 1) Councillor K. Perry disclosed an interest in non-agenda item 8.1 as the NOMA Conference Per Diem and Travel Expenses were his. He turned the Chair over to Councillor W. Brunetta when the matter was discussed and did not participate in any discussion of the item.

2) Mayor R. Avis disclosed in interest in non-agenda item 8.4 as the NOMA Conference Per Diem and Travel Expenses were his.

4. Approval of Previous Committee Minutes

4.1 Session No. 48 April 18, 2017.

Brunetta-Perry: Approved as presented.

CARRIED

5. In-Camera - None

6. Items Referred from Council

6.1 Tour De Fort Sponsorship Request.

- L. Lindberg provided a supplementary report from Community Services Executive Committee re: Tour de Fort Sponsorship Request for committee members reference. Committee recommended approval of a Tour de Fort Sponsorship at the Silver level in the amount of \$500.00 for 2017.

7. New Business

7.1 BIA 2017 Budget and Tax Rates.

- committee recommended of the 2017 budget estimates in the amount of \$81,740.00 as submitted by the Downtown Scott Street BIA and further recommended approving the tax rates to support the BIA special charge levy in the amount of \$45,000.00 and that an authorizing by-law be brought forward to the May 23rd meeting of Council.

7.2 2017 Capping Parameters for Capped Properties.

- committee recommended the approval of option 'C' - 2017 capping parameters as follows:

1) That revenue neutral be maintained within the industrial class;

- 2) That the annual limit on capping for the Industrial class be a 10 per cent increase of the annualized tax limit based on the previous year's annualized taxes;
- 3) That the annual limit for the Industrial class be a 10 per cent increase of the prior year CVA tax limit;
- 4) That there shall be a minimum tax level of 100% for properties eligible for New Construction or New to Class in 2017;
- 5) That the properties that were at CVA Tax in 2016 or that would cross over CVA Tax in 2017 be excluded from capping;
- 6) To exclude reassessment related increases from the Capping Calculation;
- 7) That the Capping Phase-out Year 1 (1/4) be included in capping options;
- 8) Further that the authorizing capping parameters by-law be prepared and brought forward to the May 23rd, 2017 Council meeting.

- 7.3 Request for Reconsideration - Minutes of Settlement re: 527 Third Street W. (2016) - Roll 5912-010-003-05500-0000
 - committee recommended receiving the Minutes of Settlement for property located at 527 Third Street West in Fort Frances for the 2016 taxation year.

8. Non-agenda Items

- 8.1 Councillor Ken Perry - NOMA Conference Per Diem and Travel.
 - committee recommended approving the Conference per diem and travel expenses in the amount of \$710.00 and further that the matter be referred to the Committee of the Whole Agenda under Administration and Finance Executive Committee for Council consideration.
- 8.2 Councillor Paul Ryan - NOMA Conference Per Diem and Travel.
 - committee recommended approving the Conference per diem and travel expenses in the amount of \$642.00 and further that the matter be referred to the Committee of the Whole Agenda under Administration and Finance Executive Committee for Council consideration.
- 8.3 Doug Brown, CAO - NOMA Conference Per Diem and Travel.
 - committee recommended approving the Conference per diem and travel expenses in the amount of \$180.05.
- 8.4 Mayor Avis - NOMA Conference Per Diem and Travel.
 - committee recommended approving the Conference per diem and travel expenses in the amount of \$594.40 and further that the matter be referred to the Committee of the Whole Agenda under Administration and Finance Executive Committee for Council consideration.

9. Adjourn / Next Meeting Date - May 16, 2017

Executive Committee Chair

D. Brown, CAO

TOWN OF FORT FRANCESMINUTESSESSION NO. #006May 3, 2017

The meeting of Operations & Facilities Executive Committee of the Town of Fort Frances was held in the Civic Centre on May 3, 2017 from 8:30 a.m. to 9:06 a.m.

PRESENT: Paul Ryan, Chairperson, Ken Perry, June Caul, Doug Brown, CAO and Travis Rob

ALSO PRESENT: Mayor Roy Avis

1. Call to Order

The meeting was called to order at 8:30 a.m.

2. Disclosure of pecuniary interest and the general nature thereof

None

3. Approval of Previous Committee Minutes

3.1 Minutes from the previous meeting on April 17, 2017 - the minutes were approved as amended.

4. Non-agenda Items

None

5. New Business

5.1 March 2017 Drinking Water Systems Monthly Summary Report - the summary report for March 2017 was reviewed and approved as circulated.

6. Outstanding Items

6.1 Award of Tender 17-OF-05 - Rainy Lake Square - option #3 was selected and recommended to Council. Clear notification of the removal of trees on the 200 block of Scott Street was added to the recommendation to Council.

6.2 Award of RFP 17-OF-06 - 5 Year Maintenance Agreement for Municipal Property - was approved as recommended.

7. Information

7.1 Sewer & Water Data for 2017 - updated April 27, 2017 - was reviewed and will be forwarded on to Council as information only. No action required.

8. Adjourn / Next Meeting Date

The meeting was adjourned at 9:06 a.m.

Executive Committee Chair

T. Rob, Manager of Operations & Facilities

Fort Frances Museum Advisory Committee Meeting

Meeting: Tues May 16, 5 p.m.

Present: Debbie Ballard Robert Schulz✓ Mary Hickling✓ Caren Fagerdahl ✓
 Council representative: Paul Ryan Committee Secretary: Sherry George✓ Guest:

Minutes from last meeting, Apr 18, 2017: adopted as sent.

Governance:

- Strategic Planning, Ian Simpson chair. Plan is complete. Ian and Debbie will package for presentation June 8.
- Regional Museums meeting May 10 in Red Lake. Sherry attended. Bethany Waite's first meeting as Dryden curator. She is the 2nd intern from the museum that has found permanent employment in northwestern Ontario.
- Still waiting to hear of applications for advisory committee vacancy.

Finance:

- FedNor has approved the funding for roof, ramp and accessible washroom. Will talk to T.Rob as to next step.
- Council will allow us to apply for another NOHFC (MNDM) intern position.
- Anonymous donor would like to assist with costs involved with digitizing newspapers: creating pdfs from tifs.

Collections:

- M.Ahrens continues Tener project. We will use reserve funds to cover costs of publishing. Have received quotes from Friesens and the Times.

Exhibitions:

- Canada 150 exhibit: transportation. Borrowing component from Kenora on steam boats.

Interpretation & Education:

- Students gearing up for school visits. We will be introducing classes to tablets and interactive programming.

Research:

- William Hampden Tener for Canada 150 project.
- Canada 150 transportation themes.
- Interactive programming components.

Conservation:

Physical Plant:

- Council agrees that museum staff should have a parking spot to replace one lost to market square.

Community:

- Canada 150 merchandise arriving. Very nice. Will sell Market Thursdays in courtyard. Re-order as necessary.
- Friends discussed fundraising for tugboat at May 11th meeting. Some great ideas. Friends AGM May 30th.
- Wine & cheese reception planned for June 8 to roll out latest initiatives. By invitation only: membership, council & senior management.

Human Resources/Professional Development:

- Mid-year report for NOHFC (L.Hyatt) complete and sent.
- Approved for 5 student grants: 3 university and 2 high school. Orientation held May 1 and scheduled for June 29.

Numbers: April visitors: 205 (243 in 2016). Only partial exhibit up.

Recommendations to be made to Executive Committee of Community Services....

Meeting adjourned at 5:45 to attend Rainy Lake Square meeting at town hall.

Next meeting: Tues. June 20 at 5 p.m.

Richard Boileau -Chair McTaggart	P	Chamber of Commerce Representative Jennifer Soderholm	P
Ed Gackley Flinthouse	P	RRFDC – Geoff Gillon	P
Jennifer Horton Curvy Chick	P	John Albanese – Town Councilor Town of Fort Frances	A
Scott Krienke-Turvey Ink Spotz Apparel	P	Shelley Wepruk Secretary	P
Marie Therese Metke Pharmsave	P		
Doug Cuthbertson Northwoods	A		
Pat Gartshore Gartch's International Pub	A		
Kim Nicholson Emes Financial	A		

1.Call to Order , Call for Conflict of Interest, Call for Agenda Additions

Richard Boileau opened the meeting. The meeting was called to order at 8:00 am. The Agenda and minutes were circulated to the members for review. Members were asked for any agenda additions or conflicts of interest, none were noted.

2. Approval of Minutes

B.I.A Board of Management Meeting – 10 April 2017

Copies of the minutes from the 1 March, 2017 Board of Management Meeting circulated for review and approval. The following motion was made:

Motion #1 Scott Krinke Turvey/Jennifer Horton
TO accept the minutes presented of 11 January 2017
Also to ratify all motions made on that date.
No against or abstentions
CARRIED

3. Accounts Payable & Financial Report

Motion #2 Scott Krinke Turvey/Ed Gackley
TO accept the total payable for March in the amount of \$221.48
No against or abstentions
CARRIED

4. BUSINESS ARISING FROM THE MINUTES

Finance and Administration Committee

1. No financial report at this time

Promotions Committee

1. Next promotions will be Easter Ex., Mother's Day.

Motion #3 Jen Horton/Ed Gackley

TO budget \$9212.00 & HST for 2017 for radio advertising

No against or abstentions

CARRIED

Maintenance Committee

1. Baskets – Too early for baskets, they will be ready for May 20th. weekend.
2. Stars are in McTaggart's basement for the summer. One is broken and needs new weld at bottom
3. We will be doing the same number of baskets for summer and winter.
4. Sidewalks in the 200 block of Scott Street will undergo repairs this summer around the same time as the work being done to Rainy Lake Square.
5. Rainy Lake Square will be open in August.
6. We have requested no construction be done the week of July 19, 2017 during the Car Show & Shine

OLD BUSINESS

1. Map – on hold
2. HOPC – nothing new
3. Calendar of Events – No Report
4. Back of Signs – no report
5. Rainy Lake Square – meeting at 8am at RRFDC on Monday to discuss. Opening date will be in August
6. Sidewalk Cafes – will not be happening until 2018

NEW BUSINESS

1. New Committee – A new events committee has been formed and they are currently working on Mall Day. The committee consists of 9 members with their primary function to being event planning. They are considering changing "Mall Day" name to something more conducive to sidewalk sales day.
2. Social Media – Committee will be coming up with a face book address. Goal is present on Face Book.
3. Car Show & Shine – Letter about street closure for block 100-400 on July 19 will be sent pronto.
4. We are requesting that all businesses on Scott Street decorate their windows for the car show.
5. BIA discussed a \$500.00 donation to car show for an award.

6. Fall Promotions - possible date are:
 - Moonlight Madness – November 3
 - Girl's Night Out – November 16
 - Black Friday – November 24
7. Market Square will run until 1 August for sure. It was questioned if we can do 2 markets – Thursday and Saturdays now that there is no longer a Farmer's Market on Saturday.
8. Anyone who would like to serve on the Board of Management, please put your name forward as elections are coming up shortly.

5. Closing & Setting of Next Board Meeting

Motion # 4: Scott Krinke Turvey
To close the meeting
No against or abstentions
All in agreement – CARRIED

The next meeting date will be 10 May, 2017 at 8 a.m. at the board office.

PLEASE NOTE THAT ALL MEETINGS WILL NOW BE HELD ON THE SECOND WEDNESDAY OF EACH MONTH AT 8:00 A.M. AT THE BOARD ROOM UNLESS OTHERWISE NOTIFIED.

Meeting closed at 9:01 am.