

CORPORATION OF THE MUNICIPALITY OF CALVIN
MINUTES OF THE REGULAR MEETING TUESDAY OCTOBER 25, 2016

The regular meeting of Council was held this date at the Calvin Community Centre. Present were Mayor Brown, Deputy Mayor Pennell, Coun Adams, Coun Edwards, Coun O'Connor, Chris Whalley, Ken Brewitt, Cindy Pigeau and Lynda Kovacs.

Regrets: 0

Guests: 11

The meeting was called to order at 7:00 p.m. by Mayor Brown

DELEGATIONS: Presentation to Council Steve McArthur, Account Manager MPAC, on Delivering the 2016 Assessment Update for the 2017-2020 Tax Years

Steve McArthur MPAC completed his presentation and departed the building at 7:20 p.m.

PECUNIARY/CONFLICT OF INTEREST: None Declared

2016-159 MINUTES OF COUNCIL MEETING

Moved by Coun O'Connor and seconded by Coun Pennell that the minutes of the regular meeting of Council held on Tuesday October 11, 2016 be hereby adopted and signed as circulated.

Carried

2016-160 SUPPORT OF TERRY KELLY TO BOARD OF DIRECTORS FONOM

Moved by Coun O'Connor and seconded by Coun Pennell that Council hereby supports the re-appointment of Councillor Terry Kelly to the Board of Directors of FONOM for the next Board Term (2017/2018) to represent the Municipality of Calvin, the Township of Bonfield, the Municipality of East Ferris, the Township of Chisholm, the Municipality of Temagami, the Township of Mattawan, the Municipality of West Nipissing, the Township of Papineau-Cameron, the Town of Mattawa and the Township of South Algonquin in the Nipissing District.

Carried

2016-161 A Resolution of Council Support of a large solar project proposed on Highway 17, was discussed but not supported and therefore NOT CARRIED.

2016-162 SUPPORT TWP. OF PAPINEAU-CAMERON RE: CASSELLHOLME

Moved by Coun Adams and seconded by Coun Edwards that the Council of the Corporation of the Municipality of Calvin hereby supports Resolution No. 2016-231 passed by the Township of Papineau-Cameron on September 13, 2016;

And Further, that Council also supports the Lough Barnes Consulting Group's "Peer Review of the Cassellholme Strategic Review" Report dated June 27, 2016;

And Further, that Council is in support of converting the District of Nipissing East Home for the Aged – Cassellholme, from a Board of Management to a Not-for-Profit organization;

And Further, that a copy of this resolution be forwarded to all nine (9) municipalities that are Members of the Board of Management for the District of Nipissing East Home for the Aged.

Carried

2016-163 CONTRACT POSITION ON CALL/STANDBY EQUIPMENT OPERATOR

Moved by Coun Edwards and seconded by Coun Adams the Council hereby authorizes a renewal of a six (6) month contract between the Municipality and Dean Maxwell for the position of Part-time "On-Call/Standby" Equipment Operator and Labourer/Roads Department, and that the term of the renewal contract shall be from November 1, 2016 up to and including April 30, 2017.

Carried

2016-164 BY-LAW NO. 2016-020 ROAD CLASSIFICATION/DEFINITIONS/MINIMUM MAINTENANCE STANDARDS

By-law No. 2016-020 received 1st, 2nd and 3rd readings and was finally passed before an open council. This being a by-law to provide for highway (road) classifications, definitions and signage and for adopting of minimum maintenance standards for highways (roads) under the jurisdiction of the Municipality of Calvin.

Carried

2016-165 REQUEST FOR YEAR ROUND MAINTENANCE – STEWART'S ROAD

Moved by Coun Pennell and seconded by Coun Adams

THAT WHEREAS one property owner on Stewart's Road has approached Council to request that the Municipality assume responsibility for winter maintenance and for reclassification of Stewart's Road from a seasonal road to a year round road, without improving the road to year round standards, and without charge to that property owner;

AND WHEREAS the municipality does not currently have a policy or procedure in place to address such a request and is working on developing such policy and procedure to ensure fair and consistent treatment and cost sharing of all such requests received now and into the future;

AND WHEREAS it is not the desire of Council to impose the costs of the road improvements required to bring Stewart's Road to a year round road standard, at the request of one property owner, onto all ratepayers in the municipality;

AND WHEREAS the municipality has contacted its solicitors and has received legal counsel on this road issue and Council has reviewed and considered that legal counsel;

AND WHEREAS the residents on Stewart's Road were aware that this road had historically been a seasonal road at the time they purchased the property and have been performing their own winter maintenance for several years without an agreement in place between the property owners and the municipality;

AND WHEREAS there may be liability issues in assuming a seasonal road for year round maintenance without improving the road to a year round standard, as well as potential existing compliance issues with municipal building and zoning by-laws;

AND WHEREAS the portion of Stewart's Road between Homestead Road and Stewart's Bridge has historically been treated as a seasonally maintained road and the Municipality has not formally assumed responsibility for winter maintenance;

AND WHEREAS the municipality is not responsible to provide winter maintenance on roads which have not been constructed and maintained to municipal year round standards due to the cost and which were intended to service a limited population of seasonal users;

AND WHEREAS the municipality does perform seasonal maintenance on Stewart's Road to facilitate maintenance and repair during the spring, summer and fall, and the isolated acts of winter maintenance performed do not constitute assumption or intention on the part of the municipality to assume the responsibility for year round maintenance and repair;

NOW THEREFORE BE IT RESOLVED that the Municipality will not assume winter road maintenance on Stewart's Road or any seasonal road under its jurisdiction at this time, and that Council hereby agrees to allow the current residents on Stewart's Road to continue status quo, performing their own winter maintenance without a formal agreement in place, and also encourages these property owners to contact the municipality to make arrangements to sign a private winter maintenance agreement.

RECORDED VOTE REQUESTED BY MAYOR BROWN

Coun Adams	Yea
Mayor Brown	Yea
Coun Edwards	Yea
Coun O'Connor	Yea
Coun Pennell	Yea
Unanimously Carried	

2016-166 DISBURSEMENTS

Moved by Coun Adams and seconded by Coun Edwards that the disbursements dated October 20, 2016 in the amount of \$50,570.34 and October 25, 2016 in the amount of \$4,284.15 be hereby authorized and passed for payment.

Carried

2016-167 ADJOURNMENT

Moved by Coun Edwards and seconded by Coun Adams that this regular Meeting of Council now be adjourned at 8:05 p.m.

Carried