

TOWNSHIP OF HARLEY
MINUTES OF THE REGULAR MEETING OF COUNCIL
of December 13, 2022
Held at the Harley Municipal Office

Present: **Reeve:** Pauline Archambault
 Councillors: Clifford Fielder
 Marc Gosselin
 Sophie MacKewn
 Richard McNaughton
 Staff: Jordan Kemp, Clerk-Treasurer
 Guy Godmaire, Road Superintendent

The Clerk-Treasurer began the meeting by welcoming the newly elected council. Each member took the Oath and filed the Declaration of Office with the Clerk-Treasurer as per Section 232 of the Municipal Act, 2001.

1. Open Regular Meeting of Council

2022-176 **Moved:** **Clifford Fielder** **Seconded:** **Marc Gosselin**
 That we, the Council of the Township of Harley do hereby, open the Regular Meeting of Council at 7:31p.m.
 "CARRIED"

2. Adoption of Agenda

2022-177 **Moved:** **Marc Gosselin** **Seconded:** **Richard McNaughton**
 That we, the Council of the Township of Harley do hereby, accept the agenda as amended:
 Add Item 10. h. Highway 11 & Development Road Intersection
 Add Item 10. i. Nomination Councillor - DTSSAB
 Add Item 12. a. Labour Relations
 "CARRIED"

3. Adoption of Minutes

2022-178 **Moved:** **Richard McNaughton** **Seconded:** **Sophie MacKewn**
 That we, the Council of the Township of Harley do hereby, adopt the following minutes:
 1. Minutes of the Regular Council Meeting of November 8th, 2022.
 "CARRIED"

4. Disclosure of Pecuniary Interest

None

5. Delegations/Presentations

None

6. Payment of Accounts – Voucher No. 2022-11

2022-179 **Moved:** **Sophie MacKewn** **Seconded:** **Clifford Fielder**
 That we, the Council of the Township of Harley, do hereby, approve the payment of accounts as presented:

Roads	\$52,903.94
Fire	\$25,756.40
Recreation	\$2,075.04
Admin	\$60,464.16
Total Voucher 2022-11	\$141,199.54

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7. Reports from Staff & Others

a. Road Department Report

The Road Superintendent reports that they extended the culvert entrance on Dickinson's Hill. Winter operations have begun and Scott Dufresne will be working again this winter. Snow Plow Truck #8 is having issues and will be going to Pioneer Diesel tomorrow. The grader is now 28 years old and the Snow plow truck #6 is a 2005. Both will need to be replaced very shortly. The road superintendent will be attending the OGRA conference April 16th - 18th 2023. Trees have been cut near the Community Hall and renovations at the hall will be done by Jeff Visser.

b. Fire Department Report

The Fire Chief Reports that they responded to a single MVC on Highway 11 and Highway 562 on December 6th. One new set of bunker gear has been ordered, along with new hoses, and a suction end. A letter was sent to the owners at the Pellet Plant in the Industrial Park outlining that the fire suppression system should be repaired prior to continuing operations.

c. Others

i. Treasurer's Report as of November 30th, 2022

2022-180 **Moved: Clifford Fielder Seconded: Marc Gosselin**
That we, the Council of the Township of Harley do hereby, acknowledge receipt and accept the following reports/minutes, and that it be filed along with the minutes of the regular meeting:

- a. Road Department Report
 - b. Fire Department Report
 - c. Others
 - i. Treasurer's Report as of November 30th, 2022
- "CARRIED"

8. Correspondence for Council's Consideration:

a. Town of Aurora – Modifications to York Region Official Plan

2022-181 **Moved: Marc Gosselin Seconded: Richard McNaughton**

That we, the Council of the Township of Harley do hereby, support the Town of Aurora's resolution opposing the Minister of Affairs and Housing's modification to the York Region Official Plan for the lands known municipally as 1289 Wellington Street East in the Town of Aurora; and

Direct municipal staff to issue a copy of this resolution to the Town of Aurora.
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b. Township of Warwick – CN Railway Contribution Requirements under the Drainage Act

2022-182 **Moved: Richard McNaughton Seconded: Marc Gosselin**
THAT Ontario's Drainage Act is an important piece of legislation used to meet the drainage needs of a variety of stakeholders, including agricultural businesses and ultimately food production, thereby supporting families, neighbors and thriving communities;

AND THAT CN Rail be called upon to act as a partner to municipalities and agriculture in Ontario and reconsider its position that the Drainage Act does not apply to it as a public entity;

AND THAT CN Rail contribute to all municipal drains in Ontario, as per section 26 of the Drainage Act, and work to expedite its response timelines to the fifty-five projects currently on hold in Ontario so that the projects impacting the agriculture sector can proceed and be dealt with in a timely manner after years of delay caused directly by CN Rail;

AND THAT a copy of this resolution be circulated to the Minister of Agriculture Food and Rural Affairs Lisa Thompson, local MPP John Vanthof, Minister of Agriculture and Agri-Food Marie Claude Bibeau, President and CEO of CN Rail Tracy Robinson, Director of Government Relations Railway Association of Canada Gregory Kolz, and the Township of Warwick.
"CARRIED"

c. City of Stratford – Funding & Support for VIA Rail Services

2022-183 **Moved: Sophie MacKewn Seconded: Marc Gosselin**
That we, the Council of the Township of Harley do hereby support the City of Stratford's resolution recommending the Government of Canada adequality fund and fully support VIA Rail Canada in increasing the frequency, reliability and speed of VIA rail service in 2022 and successive years; and

Direct municipal staff to issue a copy of this resolution to the City of Stratford.
"CARRIED"

9. Correspondence for Council's Information:

- a. Solicitor General – Community Safety & Well-Being Plan**
- b. Ministry of Finance – Ontario Municipal Partnership Fund**
- c. District of Temiskaming Social Services Administration Board – Appointment for 2022-2026 Term**
- d. Temiskaming Provincial Offences Act Advisory Committee – Appointment for 2022-2026 Term**
- e. Timiskaming Health Unit - Appointment to Board for 2022-2026 Term**
- f. Temiskaming Municipal Services Association – Seeking Nominations**
- g. Federation of Northern Ontario Municipalities – Highway Safety Standard**
- h. Federation of Northern Ontario Municipalities – New Chapter**
- i. Solicitor General – Extending Timelines for Access to NG 911 Transition Funding**

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10. Other Business:

a. Earlton-Timiskaming Regional Airport Authority – Appointment to Board for 2022-2026 Term

2022-184 **Moved: Clifford Fielder Seconded: Sophie MacKewn**
That we, the Council of the Township of Harley do hereby, acknowledge receipt of municipal staff's memorandum regarding the requirement to appoint one member to the Earlton Timiskaming Regional Airport Authority for the 2022-2026 term; and

Appoint the following individual to the Earlton-Timiskaming Regional Airport Authority for the 2022-2026 term: Pauline Archambault
"CARRIED"

b. Earth Committee – Appointment to Committee for 2022-2026 Term

2022-185 **Moved: Marc Gosselin Seconded: Richard McNaughton**
That we, the Council of the Township of Harley do hereby, acknowledge receipt of municipal staff's memorandum regarding the requirement to appoint one elected official, one resident, and one secretary to the Earth Committee; and

Appoint the following three (3) eligible individuals to the Earth Committee for the 2022-2026 term:

Member: Marc Gosselin, Councillor
Member: Guy Godmaire, Resident
Secretary: Krystle Seymour, Staff
"CARRIED"

c. Timiskaming Municipal Association – Appointment to Association for 2022-2026 Term

2022-186 **Moved: Richard McNaughton Seconded: Sophie MacKewn**
That we, the Council of the Township of Harley do hereby, acknowledge receipt of municipal staff's memorandum regarding the Temiskaming Municipal Association; and

Appoint the following two (2) individuals to the Temiskaming Municipal Association for the 2022-2026 term:

- Clifford Fielder; and
 - Sophie MacKewn
- "CARRIED"

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d. Emergency Plan & Administration Agreement – 2022 Annual Review

2022-187 **Moved: Sophie MacKewn Seconded: Marc Gosselin**
That we, the Council of the Township of Harley do hereby, accept municipal staff's memorandum requesting the following:

That Pauline Archambault, Reeve, attend the Joint Emergency Response Plan meeting for the townships of Harley, Hudson, Casey and Kerns, in accordance to the Emergency Management and Civil Protection Act, on December 21st at 12:00p.m. at Ali's Bar & Grill; and

That Pauline Archambault, Reeve be appointed to the Shared Services Administration Committee in accordance to By Law 2022-05 for the 2022-2026 term, to review shared administrative services between the Township of Harley, Hudson, Casey and Kerns, on December 21st following the Joint Emergency Response Plan meeting.
"CARRIED"

e. Official Plan & Zoning By-Law – Non-Statutory Meeting

2022-188 **Moved: Richard McNaughton Seconded: Sophie MacKewn**
That we, the Council of the Township of Harley do hereby, acknowledge receipt of J.L. Richard's report to supplement a special meeting of the Councils of the Township of Hudson, Township of Casey, and Township of Harley on January 12th, 2023, in relation to the Township's Official Plan review; and

That the comments received as part of the special meeting of the Council be considered in the Official Plan review process.
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f. Application for Consent B01-2022 Philbin

2022-189 **Moved: Sophie MacKewn** **Seconded: Clifford Fielder**

That we, the Council of the Township of Harley do hereby, acknowledge receipt of J.L. Richard's memorandum dated November 22nd, 2022 regarding Application for Consent B01-2022 - Philbin to sever two parcels of land from the subject lands to create two new residential lots; and

Acknowledge no written statements were received in regards to Application for Consent B01-2022 - Philbin prior to Council's decision; and

That we, the Council of the Township of Harley do hereby, grant provisional consent to Application for Consent B01-2022-Philbin, subject to the following conditions:

1. That the Owner(s) shall submit a copy of the registered Reference Plan, prepared by an Ontario Land Surveyor registered in the Province of Ontario, to include the following:
 - Parts for the retained lot and severed lot; and,
 - Lot dimensions and area in accordance with the applications.

The Reference Plan should conform substantially to the sketch (Schedule 'A') filed with the Application for Consent.

2. That the Owner(s) shall apply for and receive a Zoning By-law Amendment to rezone the proposed lands to be severed from the Rural (A2) Zone to a Special Exception of the Rural (A2) Zone to recognize the reduced lot frontage of 105.2 m, where 200 m is required by the Rural (A2) Zone, and a reduced lot area of 4.27 ha, where 10 ha is required by the Rural (A2) Zone.
3. That the Owner(s) shall provide to the Township either 5% of the land to be divided to be conveyed for parkland or recreational purposes, or the cash equivalent of such land in lieu of conveyance.
4. That the Owner(s) shall demonstrate that the proposed lot configuration is appropriate for the provision of private water supply and sewage disposal systems, as approved by the Timiskaming Health Unit and/or the Ministry of the Environment and Climate Change.
5. That the Owner(s) shall provide confirmation from a licensed sewage hauler that there is sufficient reserve sewage system capacity for sewage created by the proposed severed lots.
6. That the Owner(s) shall comply with any requirements set by the Ministry of Transportation.

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g. 2023 Insurance Renewal

2022-190 **Moved: Richard McNaughton Seconded: Clifford Fielder**
That we, the Council of the Township of Harley do hereby, acknowledge receipt of municipal staff's memorandum regarding the Township of Harley's 2023 insurance renewal proposal provided by McDougall Insurance; and

Direct Municipal Staff to prepare and present a by-law for council's consideration at the Regular Meeting of December 13th, authorizing the Clerk-Treasurer to execute an Insurance Program Proposal with an annual premium of \$36,816 provided by McDougall Insurance.
"CARRIED"

h. Highway 11 & Development Road Intersection

The Clerk-Treasurer provided council a letter received from Ryan Herbrand, Head of Corridor Management in response to an incident reported by Stock Transportation at the intersection of Highway 11 and Development Road. The township was informed that Ministry staff conducted a site investigation on November 4th, 2022, and their findings indicated that there were no structures impeding visibility below the visibility threshold for safe operation of an existing intersection or to any significant extent below what was in existence at the location prior to the development from local businesses.

Council directed Reeve Archambault to issue a letter on the township's behalf stating that the Township of Harley disagrees with the Ministry of Transportations conclusion from their site visit.

i. Nominate Councillor to DTSSAB

2022-191 **Moved: Marc Gosselin Seconded: Richard McNaughton**
That we, the Council of the Township of Harley do hereby, nominate Clifford Fielder to DTSSAB to represent area 5; and

Direct municipal staff to circulate Clifford Fielder's CV to the other members of Area 5 for their consideration.
"CARRIED"

11. By-Laws

a. By-Law 2022-25 Being a by-law to authorize the signing of a municipal insurance renewal proposal for 2023-2024
[three readings]

2022-192 **Moved: Richard McNaughton Seconded: Sophie MacKewn**
That **By-Law No. 2022-25** being a by-law to authorize the signing of a municipal insurance renewal proposal for 2023-2024, be received and read a first and second time.
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2022-193 **Moved:** **Clifford Fielder** **Seconded:** **Marc Gosselin**
That **By-Law No. 2022-25**, being a by-law to authorize the signing of a municipal insurance renewal proposal for 2023-2024, be read a third time, and that the same be engrossed in the by law book.
“CARRIED”

12. Resolution to Move to Closed Session:

a. Labour Relations

2022-194 **Moved:** **Marc Gosselin** **Seconded:** **Clifford Fielder**
That we, the Council of the Township of Harley do hereby, agree to enter closed session at 9:26pm to discuss the following item:

- Labour Relations

“CARRIED”

2022-195 **Moved:** **Richard McNaughton** **Seconded:** **Sophie MacKewn**
That we, the Council of the Township of Harley do hereby, agree to rise from closed session at 10:10pm; and

No revision is necessary to the Township’s vacation policy at this time.
“CARRIED”

13. Adjournment:

2022-196 **Moved:** **Sophie MacKewn** **Seconded:** **Clifford Fielder**
That we, the Council of the Township of Harley do hereby, adjourn the Regular Meeting at 10:25pm and will meet again on January 10th, 2023 or at the call of the Reeve.
“CARRIED”


Pauline Archambault, Reeve


Jordan Kemp, Clerk-Treasurer