

**THE CORPORATION OF THE
TOWN OF MATTAWA**

AGENDA

**REGULAR MEETING OF COUNCIL
MONDAY, JANUARY 9TH, 2012
7:00 P.M.**

**MUNICIPAL COUNCIL CHAMBERS
160 WATER STREET
MATTAWA, ONTARIO**

THE CORPORATION OF THE TOWN OF MATTAWA
A G E N D A
MUNICIPAL COUNCIL CHAMBERS
160 WATER STREET
MATTAWA, ONTARIO
MONDAY, JANUARY 9TH, 2012 @ 7:00 P.M.

1. Call to Order

2. Disclosure of Pecuniary Interest and Nature Thereof

3. Petitions & Delegations

4. Correspondence

- 4.1 Mattawa and Area Snowmobile Club – Re: Land Use Agreements
Recreation, Tourism & Special Projects Committee – Director of Recreation, Tourism
& Special Projects
- 4.2 City of North Bay – Re: Household Hazardous Waste Facility
Environmental Services Committee – Clerk
- 4.3 North East LHIN – Re: Community Engagement Report
Health Services Committee – Clerk
- 4.4 MCSCS – Re: Uploading of Court Security and Prisoner Transportation Costs
General Government Services Committee – Clerk
- 4.5 Municipality of Clarington – Re: Request for Resolution of Support
General Government Services Committee – Clerk
- 4.6 Municipality of Clarington – Re: Request for Resolution of Support
General Government Services Committee – Clerk
- 4.7 MEPCO/AMO – Re: 2010 OMERS Pension Plan Report
General Government Services Committee – Clerk
- 4.8 Ministry of Natural Resources – Re: Municipal Planning Natural Heritage Workshop
General Government Services Committee – Clerk
- 4.9 Township of Carling – Re: Request for Resolution of Support
General Government Services Committee – Clerk
- 4.10 AMO – Re: Uploading of Court Security and Prisoner Transportation Costs
General Government Services Committee – Clerk

Monday, January 9, 2012

Correspondence – Cont'd

- 4.11 MPAC – Re: Assessment Products and Services Delivery Update
General Government Services Committee – Clerk
- 4.12 City of North Bay – Re: Request for Resolution of Support
General Government Services Committee – Clerk
- 4.13 Municipal Advisory Committee – Re: 2012 Committee Appointment
General Government Services Committee – Clerk
- 4.14 Ministry of the Environment – Re: Drinking Water Inspection Program Report
Environmental Services Committee – Clerk
5. **Questions/Comments (public & Council) about the Content of the Agenda**
6. **Municipal Report Number 634**
 - **Minutes of Previous Meeting (s)**
 - **Presentation of By-laws/Resolutions**
 - **Adoption of Report**
7. **Committee Reports**
8. **Questions from the Floor**
9. **New/Old Business**
10. **2/3 (Special Resolutions – not previously circulated)**
11. **In Camera (Closed) Session**
12. **Return to Regular Session**
13. **Adjournment**

Monday, January 9th, 2012

Members of Council,

Attached please find Municipal Report Number 634 for consideration by Council.

Respectfully submitted

Wayne P. Belter
Administrator/Clerk/Treasurer

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THE CORPORATION TOWN OF MATTAWA

COMMITTEE: GENERAL GOVERNMENT SERVICES

CHAIRPERSON: COUNCILLOR L. MICK

DEPT. HEAD: WAYNE P. BELTER

TITLE: ADOPTION OF THE MINUTES

Draft By-Law Item Policy Recommendation

Mayor D. Backer and Members of Council:

It is respectfully recommended to Council that the minutes of the Regular Meeting of Monday, December 12, 2011 and the minutes of the Special Meeting of Monday, December 19, 2011 be adopted as circulated.

Councillor L. Mick

THE CORPORATION OF THE TOWN OF MATTAWA

The minutes of the regular meeting of Council held Monday, December 12th, 2011 at 7:00 p.m. in the Municipal Council Chambers.

Present: Mayor D. Backer
Councillor N. Walters
Councillor C. Lacelle
Councillor L. Mick
Councillor L. Perreault
Councillor M. L. Arrowsmith
Wayne P. Belter, Clerk

*When a recorded vote is requested and the minutes indicate the recorded vote was "Unanimous" it means all Councillors present and noted above voted in favour unless otherwise indicated.

1. Meeting Called to Order
2. No Disclosure of Pecuniary Interest and Nature Thereof
3. Petitions & Delegations
 - 3.1 Mattawa Women's Resource Centre – Ms. Elisa Char Guilbeault presented her concerns on behalf of the women and children at the centre of the new lanes on Highway 17 from McConnell Street to John Street. She stated it posed safety risks for all pedestrians and vehicular traffic pointing out the snowfall that left pedestrians no choice but to walk on the highway. This matter will be reviewed by staff in conjunction with the Ministry of Transportation officials.
4. Correspondence
5. No Questions/Comments about the Content of the Agenda
6. Municipal Report Number 633

Page No. 197

It is respectfully recommended to Council that the minutes of the regular meeting of Monday, December 12th, 2011 be adopted as circulated.

Carried

Page No. 198

Based on the above detailed report Council authorizes Reserves be created for the following accounts:

- 1) 1-20-210-509-060 *Provision for Sick Leave
\$20,000.00 to Reserve*
- 2) 1-20-210-509-061 *Reserve for Working Fund
\$242,987.16 to Reserve*
- 3) 1-60-612-509-000 *Reserve for Landfill Tipping Fees
\$15,000.00 to Reserve*
- 4) 1-62-610-509-891 *Water Reserve
\$15,000.00 to Reserve*
- 5) 1-60-606-255-313 *Engineering costs for Highway 533
\$50,000.00 to Reserve*
- 6) 1-60-612-570-000 *Reserve for Landfill Improvements
\$50,000.00 to Reserve*
- 7) 1-70-710-509-000 *Reserve for Golf Program Expenditures
\$9,665.83 to Reserve*
- 8) 1-80-800-507-000 *Reserve for Updating Official Plan
\$10,000.00 to Reserve*

Carried

Resolution Number 11-36

Moved by Councillor C. Lacelle

Seconded by Councillor L. Perreault

2/3 *That Page 198 "setting of 2011 Reserves" be amended by adding to reserves:*

- 9) 1-70-710-509-630 *Reserve for Mattawa Island Park
\$25,000.00 to Reserve*

Carried

Page No. 199

That the December 27, 2011 regular meeting of Council be cancelled due to the Christmas holiday and business normally conducted at that meeting be dealt with at the January 9, 2012 regular meeting of Council.

Carried

Page No. 200

That the Town of Mattawa supports continued education by its employees and the AMCTO Municipal Administration course, begin a recognized education forum, is endorsed by Council for General Government employees to take, and Council will fund the cost of the courses, subject to the employee successfully passing the course.

Carried

Page No. 201

That the Town of Mattawa supports the County of Huron's resolution dated October 5, 2011 requesting the Province of Ontario to include losses sustained by woodlot owners for eligible assistance under ODRAP when disasters like the Goderich tornado strike municipalities.

Carried

Page No. 202

That Mr. F. Rockburn's request for permission to "trap" on municipal property known as the Mattawa Landfill Site property be approved in accordance with his letter dated October 12, 2011 for three years until December 2014.

Carried

Page No. 203

That the Town of Mattawa, as a result of the numerous complaints about the unacceptable steel grate walkway on the Mattawa River Bridge, respectfully requests the Ministry of Transportation to investigate, redesign and implement/install/construct a solution to permit the walkway to be accessible as a safe and acceptable pedestrian route for all who wish or have to cross the bridge on foot.

Carried

Page No. 204

It is therefore recommended that Jacques Begin attend the Festivals and Events Ontario Conference in Niagara Falls Ontario March 1-3, 2012. The total cost to the Corporation of the Town of Mattawa will be approximately \$1,000.00 plus travel.

Carried

Page No. 205

It is therefore recommended that the Corporation of the Town of Mattawa provide the necessary funding in the 2012 municipal budget to continue with the provision of the after school programs, special events, swim, summer camp, youth golf and general program support costs with an estimated cost of \$42,000.00.

Carried

Resolution Number 11-37

Moved by Councillor L. Mick

Seconded by Councillor L. Perreault

That the Municipal Report Number 633 be adopted as amended.

Carried

7. Committee Reports
8. Questions from the Floor
9. New/Old Business

10. 2/3 (Special Resolutions – not previously circulated)
11. In Camera (Closed) Session - None
12. Return to Regular Session – N/A
13. Adjournment

The regular meeting of Council Monday, December 12, 2011 adjourned at 8:20 p.m.

Mayor

Clerk

THE CORPORATION OF THE TOWN OF MATTAWA

The minutes of the special meeting of Council held Monday, December 19th, 2011 at 7:00 p.m. in the Municipal Council Chambers.

Present: Mayor Dean Backer
Councillor N. Walters
Councillor C. Lacelle
Councillor L. Mick
Councillor P. Dupras
Councillor M. L. Arrowsmith
Wayne P. Belter, Clerk

*When a recorded vote is requested and the minutes indicate the recorded vote was "Unanimous" it means all Councillors present and noted above voted in favour unless otherwise indicated.

1. Meeting Called to Order
2. No Disclosure of Pecuniary Interest and Nature Thereof
3. Committee Reports (per Agenda Items)
4. Presentation of By-laws/Resolutions/2/3 Special Resolutions:

2/3 Resolution Number 11-38
Moved by Councillor N. Walters
Seconded by Councillor L. Mick

Be it resolved that the Corporation of the Town of Mattawa approves the amendments to the POSSE application to DNSSAB per the attached draft, Schedule "A" requesting \$20,000.00 in funding.

Carried

2/3 Resolution Number 11-39
Moved by Councillor P. Dupras
Seconded by Councillor C. Lacelle

That Council award the garbage collection contract tendered by the Public Works Department as follows:

Garbage Collection – including 100 hrs extra work and no HST

Awarded to Paul Lafreniere Contracting as tendered

And further authorize the Public Works Department to proceed with implementing the new garbage collection contract as of January 1st, 2012.

Carried

- 2/3 Resolution Number 11-40
Moved by Councillor P. Dupras
Seconded by Councillor C. Lacelle

That Council award the recycling collection contract tendered by the Public Works Department as follows:

Recycling Collection – including 50 hrs extra work and no HST

Awarded to Paul Lafreniere Contracting as tendered

And further authorize the Public Works Department to proceed with implementing the new recycling collection contract as of January 1st, 2012.

Carried

- 2/3 Resolution Number 11-41
Moved by Councillor P. Dupras
Seconded by Councillor C. Lacelle

That Council award the Landfill Operations contract tendered by the Public Works Department as follows:

Landfill Site Operation – including 100 hrs extra work and no HST

Awarded to Dumont Backhoe Services as tendered

And further authorize the Public Works Department to proceed with implementing the new Landfill Operation contract as of January 1st, 2012.

Carried

- 2/3 Resolution Number 11-42
Moved by Councillor P. Dupras
Seconded by Councillor C. Lacelle

That Council award the recycling processing contract tendered by the Public Works Department as follows:

Recycling Processing – no HST

Awarded to R & D Recycling as tendered

And further authorize the Public Works Department to proceed with implementing the new recycling processing contract as of January 1st, 2012.

Carried

5. In Camera (Closed) Session
6. Return to Regular Session
7. Adjournment

The special meeting of Council Monday, December 19th, 2011 adjourned at 7:40 p.m.

Mayor

Clerk

THE CORPORATION TOWN OF MATTAWA

COMMITTEE: PLANNING AND DEVELOPMENT SERVICES

CHAIRPERSON: COUNCILLOR L. MICK

DEPT. HEAD: WAYNE P. BELTER

TITLE: COMMITTEE OF ADJUSTMENT MEMBERS FOR 2012

12-01 Draft By-Law _____ Item _____ Policy Recommendation

Mayor D. Backer and Members of Council:

The Town of Mattawa has an approved Official Plan and Zoning By-Law which guides and regulates development within the municipality.

Zoning By-Law Number 85-23 is a document that sets standards for development and is not flexible in its interpretation. Council is empowered by way of Section 44(3) of the Planning Act R.S.O., 1990 to appoint a Committee of Adjustment to consider minor variances to the Zoning document. This Committee has the power to reduce the By-law provisions normally required by the Zoning By-law.

The Committee must be appointed by By-Law each year and can be made up of a minimum of three people and historically the Committee is made up of Councillors although the public may be members. It is now recommended that the three Councillors be appointed to the Committee for 2012.

Recommendation:

That the Committee of Adjustment be appointed from the members of Council and By-Law Number 12-01 be approved which appoints Councillors Lise Perreault, Paul Dupras and Lorne Mick to the Committee for the year 2012 in accordance with Section 44(3) of the Planning Act.

Respectfully submitted

Councillor L. Mick

THE CORPORATION OF THE TOWN OF MATTAWA

BY-LAW NUMBER 12-01

WHEREAS, Council adopted By-Law Number 85-26 which established a Committee of Adjustment.

AND WHEREAS Council now wishes to appoint three Committee of Adjustment members for the year 2012.

NOW THEREFORE it is enacted as a by-law of the Town of Mattawa that:

1. Councillors L. Perreault, P. Dupras and L. Mick be appointed to the Committee of Adjustment for the Town of Mattawa.
2. The term of office for the members of the Committee of Adjustment be for the year 2012.

READ, PASSED AND ADOPTED this _____ day of _____ 2012.

Mayor

Clerk

Date: MONDAY JANUARY 9TH, 2012

Page No: 3

THE CORPORATION TOWN OF MATTAWA

COMMITTEE: FINANCE

CHAIRPERSON: COUNCILLOR C. LACELLE

DEPT. HEAD: WAYNE P. BELTER

TITLE: CHEQUE REPORT FOR THE MONTH OF NOVEMBER 2011

Draft By-Law

Item

Policy Recommendation

Mayor D. Backer and Members of Council:

Attached is the Cheque Report for the month of November 2011 which is submitted for your approval.

Respectfully submitted

Councillor C. Lacelle

Cheques

The Town of Mattawa

For the period 2011/11/01 to 2011/11/30

Cheque	Serial #	Issue Date	Vendor/Payee	Amount	Batch	Status
B012019		2011/11/04	BELL01 BELL CANADA	2,295.91	AC01035	PRINTED
B012020		2011/11/04	DUMBAC DUMONT BACKHOE SERVICES	5,041.29	AC01035	PRINTED
B012021		2011/11/04	HYDR01 HYDRO ONE NETWORKS INC.	7,721.20	AC01035	PRINTED
B012022		2011/11/04	MINI07 MINISTER OF FINANCE	85,947.00	AC01035	PRINTED
B012023		2011/11/04	RELHOM RELIANCE HOME COMFORT	734.78	AC01035	PRINTED
B012024		2011/11/04	STER01 STERLING MARKING PRODUCTS INC.	107.33	AC01035	PRINTED
B012025		2011/11/04	UNIO01 UNION GAS LIMITED	779.39	AC01035	PRINTED
B012026		2011/11/04	WAYN03 WAYNE BELTER	342.50	AC01035	PRINTED
B012027		2011/11/04	WILS01 WILSON'S BUILDERS SUPPLIES	8,389.58	AC01035	PRINTED
B012028		2011/11/10	CANU01 CAN. UNION PUB. EMP.	570.86	AC01036	PRINTED
B012029		2011/11/10	CAREEN CARE OF EAST NIPISSING	100.00	AC01036	PRINTED
B012030		2011/11/10	CASS01 CASSELLHOLME	3,638.00	AC01036	PRINTED
B012031		2011/11/10	DIRE05 DIRECTOR,	1,186.66	AC01036	PRINTED
B012032		2011/11/10	GELCLA CLAUDE GELINAS	4,800.00	AC01036	PRINTED
B012033		2011/11/10	HYDR01 HYDRO ONE NETWORKS INC.	6,688.75	AC01036	PRINTED
B012034		2011/11/10	MINI03 MINISTER OF FINANCE	1,796.41	AC01036	PRINTED
B012035		2011/11/10	PAUL03 PAUL LAFRENIERE CONTRACTING	7,611.90	AC01036	PRINTED
B012036		2011/11/10	RECE01 RECEIVER GENERAL FOR CANADA	9,977.12	AC01036	PRINTED
B012037		2011/11/10	BANKPY THE BANK OF NOVA SCOTIA	19,450.54	AC01037	PRINTED
B012038		2011/11/10	CAISPY CAISSE POPULAIRE LTEE	15,558.94	AC01037	PRINTED
B012039		2011/11/17	BELL03 BELL CANADA	17.00	AC01038	PRINTED
B012040		2011/11/17	BELL09 BELL MOBILITY	196.50	AC01038	PRINTED
B012041		2011/11/17	BELL10 BELL CANADA	233.85	AC01038	PRINTED
B012042		2011/11/17	BLUWAV BLUEWAVE ENERGY	833.75	AC01038	PRINTED
B012043		2011/11/17	CUNA CUNA RAILWAY INNOVATION INC.	4,232.42	AC01038	PRINTED
B012044		2011/11/17	FERN01 FERN'S DELIVERY	113.00	AC01038	PRINTED
B012045		2011/11/17	GRAN03 GRAND & TOY	1,948.50	AC01038	PRINTED
B012046		2011/11/17	ITTF01 ITT FLYGT	2,208.25	AC01038	PRINTED
B012047		2011/11/17	JLRICH J.L. RICHARDS & ASSOCIATES LIMITE	3,390.00	AC01038	PRINTED
B012048		2011/11/17	KDMELE KDM ELECTRONICS INC.	576.30	AC01038	PRINTED
B012049		2011/11/17	LINDE LINDE CANADA LIMITED	162.72	AC01038	PRINTED
B012050		2011/11/17	MARKW MARK'S WORK WEARHOUSE LTD.	162.71	AC01038	PRINTED
B012051		2011/11/17	MATT15 MATTAWA PETRO CENTRE	6,173.91	AC01038	PRINTED
B012052		2011/11/17	MATT65 MATTAWA SPORT & MARINE	1,557.43	AC01038	PRINTED
B012053		2011/11/17	MONTO MONETTE'S TOWING	268.36	AC01038	PRINTED
B012054		2011/11/17	NBSIGN NORTH BAY SIGNS	3,065.64	AC01038	PRINTED
B012055		2011/11/17	NOBUSO NORTHERN BUSINESS SOLUTIONS	240.77	AC01038	PRINTED
B012056		2011/11/17	NORT03 NORTHERN COMMUNICATION SERVIC	194.19	AC01038	PRINTED
B012057		2011/11/17	PAHAP PAHAPILL & ASSOCIATES	5,282.75	AC01038	PRINTED
B012058		2011/11/17	PELMAR MARION PELLERIN	58.50	AC01038	PRINTED
B012059		2011/11/17	PION01 PIONEER PRODUCTS INC.	511.45	AC01038	PRINTED
B012060		2011/11/17	POLARH POLAR HEATING & COOLING	508.50	AC01038	PRINTED
B012061		2011/11/17	R&DREC R & D RECYCLING	1,365.90	AC01038	PRINTED
B012062		2011/11/17	RELIND RELIABLE INDUSTRIAL SUPPLY LTD.	251.35	AC01038	PRINTED
B012063		2011/11/17	STRONG STRONGCO EQUIPMENT	162.07	AC01038	PRINTED
B012064		2011/11/17	THEF05 THE FRIENDS OF ALGONQUIN PARK	122.31	AC01038	PRINTED
B012065		2011/11/17	VIANET VIANET INTERNET SOLUTIONS	233.31	AC01038	PRINTED
B012066		2011/11/17	WILTOM TOM WILSON	310.75	AC01038	PRINTED
B012067		2011/11/17	XCGTRA XCG TRAINING & OPERATIONS	1,423.80	AC01038	PRINTED
B012068		2011/11/17	ZAMBON ZAMBONI COMPANY LTD.	112.97	AC01038	PRINTED
B012069		2011/11/24	BERT01 BERT'S AUTOMOTIVE REPAIRS	5,369.96	AC01039	PRINTED

Cheques

The Town of Mattawa

For the period 2011/11/01 to 2011/11/30

Cheque	Serial #	Issue Date	Vendor/Payee	Amount	Batch	Status
B012070		2011/11/24	BLAYEL BLAY ELECTRICAL	1,232.83	AC01039	PRINTED
B012071		2011/11/24	CAIS01 CAISSE POPULAIRE LTEE	308.06	AC01039	PRINTED
B012072		2011/11/24	INDTIR INDEPENDENT TIRE	453.90	AC01039	PRINTED
B012073		2011/11/24	NBDI01 N.B PARRY SOUND DISTRICT HEALTH	4,614.14	AC01039	PRINTED
B012074		2011/11/24	NIPD01 NIP DIS SOCIAL SERV ADMIN BD	19,113.03	AC01039	PRINTED
B012075		2011/11/24	OMER01 OMERS	11,213.98	AC01039	PRINTED
B012076		2011/11/24	PAUL09 PAUL DUPRAS	500.00	AC01039	PRINTED
B012077		2011/11/24	RECE01 RECEIVER GENERAL FOR CANADA	10,226.23	AC01039	PRINTED
B012078		2011/11/24	SIFT01 SIFTO CANADA CORP.	3,942.42	AC01039	PRINTED
B012079		2011/11/24	THEM01 THE MATTAWA RECORDER	147.92	AC01039	PRINTED
B012080		2011/11/24	WORK01 WORKPLACE SAFETY & INS BOARD	1,854.25	AC01039	PRINTED
B012081		2011/11/25	BANKPY THE BANK OF NOVA SCOTIA	21,928.79	AC01040	PRINTED
B012082		2011/11/25	CAISPY CAISSE POPULAIRE LTEE	15,474.49	AC01040	PRINTED
B012083		2011/11/30	BELL01 BELL CANADA	2,122.15	AC01041	PRINTED
B012084		2011/11/30	BENRON RON BENOIT	600.00	AC01041	PRINTED
B012085		2011/11/30	BONJOD JODY BOND	300.00	AC01041	PRINTED
B012086		2011/11/30	BURWES WESLEY BURTON	300.00	AC01041	PRINTED
B012087		2011/11/30	CARQ01 CARQUEST AUTO PARTS	1,498.75	AC01041	PRINTED
B012088		2011/11/30	CHRDUG CHRIS DUGAS	600.00	AC01041	PRINTED
B012089		2011/11/30	DUMBAC DUMONT BACKHOE SERVICES	5,041.29	AC01041	PRINTED
B012090		2011/11/30	HYDR01 HYDRO ONE NETWORKS INC.	11,401.98	AC01041	PRINTED
B012091		2011/11/30	JEATRI TRINA JEANNEAULT	300.00	AC01041	PRINTED
B012092		2011/11/30	LAPCEC CECILE LAPIERRE	300.00	AC01041	PRINTED
B012093		2011/11/30	MATBON MATTAWA-BONFIELD ECONOMIC DEV	17,120.85	AC01041	PRINTED
B012094		2011/11/30	PAUL03 PAUL LAFRENIERE CONTRACTING	7,672.66	AC01041	PRINTED
B012095		2011/11/30	PIONCO PIONEER CONSTRUCTION INC.	7,155.73	AC01041	PRINTED
B012096		2011/11/30	RELHOM RELIANCE HOME COMFORT	272.16	AC01041	PRINTED
B012097		2011/11/30	SPRBOA SPRINGBOARD MANAGEMENT INC.	1,779.75	AC01041	PRINTED
B012098		2011/11/30	SSQFIN SSQ FINANCIAL GROUP	13,188.53	AC01041	PRINTED
B012099		2011/11/30	SUPE01 SUPERIOR PROPANE INC.	521.84	AC01041	PRINTED
B012100		2011/11/30	SUPE03 SUPERIOR SAFETY INC.	1,473.18	AC01041	PRINTED
B012101		2011/11/30	UNIO01 UNION GAS LIMITED	2,167.01	AC01041	PRINTED
B012102		2011/11/30	WILS01 WILSON'S BUILDERS SUPPLIES	799.52	AC01041	PRINTED
B012103		2011/11/30	YEEJAS JASON YEE	300.00	AC01041	PRINTED

85 PRINTED

\$389,952.52

THE CORPORATION TOWN OF MATTAWA

COMMITTEE: FINANCE

CHAIRPERSON: COUNCILLOR C. LACELLE

DEPT. HEAD: WAYNE P. BELTER

TITLE: BORROWING BY-LAW NUMBER 12-02

12-02 Draft By-Law ___ Item ___ Policy Recommendation

Mayor D. Backer and Members of Council:

The attached By-law is customarily passed at the beginning of each year, which authorizes the Town to borrow money, if needed, to meet expenditures until taxes and grants are received. In the event of short-term cash requirements, it is necessary to have the By-law approved to allow us to borrow.

Recommendation:

It is respectfully recommended that the attached By-Law and Agreement with ScotiaBank be approved which will allow the municipality to borrow money, if necessary, until grants and taxes are received.

Respectfully submitted

Councillor C. Lacelle

**BORROWING BY-LAW
MUNICIPALITIES**

BYLAW NO. 12-02

WHEREAS the Mattawa Council of the Corporation of the Town of Mattawa, (the Corporation) deems it necessary to borrow the sum of Five Hundred Thousand dollars (\$500,000.00) to meet, until the taxes are collected and other revenues are received, current expenditures of the Corporation for the year.

BE IT THEREFORE ENACTED as a By-Law of the Corporation as follows:

1. The Mayor, Finance Chair, General Government Chair, Treasurer, Deputy-Treasurer or Accounting Clerk is/are hereby authorized to borrow on behalf of the Corporation from THE BANK OF NOVA SCOTIA (the 'Bank') from time to time by way of promissory note or bankers' acceptance a sum or sums not exceeding at any one time Five Hundred Thousand Dollars, (\$500,000.00) to meet, until the taxes are collected and other revenues are received, current expenditures of the Corporation for the year 2012.
2. The Any two of the persons listed above in #1 is/are hereby authorized to sign, make or draw on behalf of the Corporation and to furnish to the Bank from time to time promissory notes or bankers acceptances for the sum or sums so borrowed with Interest or any other charges at such rate as the Bank may from time to time determine.
3. The Treasurer hereby authorized and directed to furnish to the Bank at the time of each borrowing and at such other times as the Bank may from time to time request, a statement showing the nature and amount of the estimated revenues of the current year not yet collected or where the estimates for the year have not been adopted, a statement showing the nature and amount of the estimated revenues of the Corporation as set forth in the estimates adopted for the next preceding year and also showing the total of any amounts borrowed in the current year and in any preceding year that have not been repaid.
4. All sums borrowed from the Bank and any interest thereon and any other charges in connection therewith shall, be a charge upon the whole of the revenues of the Corporation for the current year and for any preceding years as and when such revenues are received and that the Treasurer is/are hereby authorized to sign on behalf of the Corporation and to furnish to the Bank an Agreement or Agreements of the Corporation charging the said revenues of the Corporation with payment of all terms borrowed from the Bank and any interest thereon and any other charges in connection therewith.
5. The Treasurer is/are hereby authorized and directed to apply in payment of all sums borrowed from the Bank, and of any Interest thereon and any other charges in connection therewith, all of the moneys hereafter collected or received on account or realized in respect of the taxes levied for the current year and for any preceding years and all of the monies collected or received from any other source.

CERTIFICATE

I hereby certify that the foregoing is a true copy of By-Law No. 12-02 of the Corporation of the Town of Mattawa in the District of Nipissing duly passed at a meeting of the Council of the said Corporation duly held on the 9th day of January 2012 that the said By-Law is under the seal of the said Corporation and signed by its proper officers as required by law and that the said By-law is in full force and effect.

READ, PASSED AND ADOPTED this _____ day of _____ 2012.

Mayor

Clerk

**S E C U R I T Y A G R E E M E N T
M U N I C I P A L I T I E S A N D S C H O O L B O A R D S**

To: THE BANK OF NOVA SCOTIA, (the "Bank")

WHEREAS by a By-law or Resolution passed by the Council of the Corporation of the Town of Mattawa on the 9th day of January, 2012 authority was given to the Mayor, Finance Chair, General Government Chair, Treasurer, Deputy-Treasurer or Accounting Clerk to borrow from the Bank the sum or sums therein mentioned and this Agreement was authorized.

AND WHEREAS the Corporation desires to borrow the said sum or sums from the Bank.

NOW IT IS HEREBY AGREED by the Corporation that in consideration of the Bank advancing or providing the said sum or sums to the Corporation that all the revenues of the Corporation of whatever nature and kind are hereby charged to and in favour of the Bank, as security for payment of the monies so advanced or provided by the Bank and any interest thereon and any other charges in connection therewith and the Bank shall have a lien upon all such revenues until the charge hereby and by the said By-law or Resolution created is satisfied.

The Corporation represents and warrants that the whole or any part or parts of the revenues of the Corporation are not subject to any prior charge, except as disclosed to the Bank in writing.

IN WITNESS THEREOF the Corporation has caused this agreement to be executed by its proper officers as required by law this 9th day of January, 2012

WITNESS:

) By: Sign _____
)
) Title _____
)
)
) Sign _____ c/s
)
) Title _____
)

DATE RECEIVED
RECORDED
APPROVED
E.O.

THE CORPORATION TOWN OF MATTAWA

COMMITTEE: GENERAL GOVERNMENT SERVICES

CHAIRPERSON: COUNCILLOR L. MICK

DEPT. HEAD: WAYNE P. BELTER

TITLE: COURT SECURITY PRISONER TRANSPORTATION COSTS AGREEMENT

Draft By-Law Item Policy Recommendation

Mayor D. Backer and Members of Council:

The Province of Ontario through the Ministry of Community Safety and Correctional Services has announced the upload of court security and prisoner transportation costs from municipalities beginning in 2012 and phasing in the funds over seven years. The Mattawa Group of Four Police Services Board has been allocated \$1,314.08 in 2012 and increasing in each of the seven years up to \$7,884.48 in the last year.

The details of the program are summarized in the Ministry letter dated December 21, 2011 and included in the January 9, 2012 correspondence section of the Agenda, (4.4).

The Province provided a contractual agreement which must be signed in order to allow for the transfer of funds subject to the terms of the agreement.

Recommendation:

That the Town of Mattawa approve By-law 12-03 which is a By-law authorizing the signing of an agreement to provide for funding to offset Court Security Prisoner Transportation costs.

Respectfully submitted

Councillor L. Mick

THE CORPORATION OF THE TOWN OF MATTAWA

BY-LAW NUMBER 12-03

BEING a by-law authorizing the signing of an agreement with HER MAJESTY THE QUEEN IN RIGHT OF ONTARIO as represented by the Minister of Community Safety and Correctional Services and the Corporation of the Town of Mattawa, to assist municipalities in offsetting their costs of providing Court Security Prisoner Transportation Program services in their jurisdiction.

WHEREAS Section 5, subsection (3) of the Municipal Act S. O. 2001, c.25, as amended, authorizes Council to pass by-laws enacting agreements.

AND WHEREAS it is desirable to permit the Mayor and Clerk to sign the agreement, Appendix "A", on behalf of the Corporation of the Town of Mattawa to assist in the municipality's share of the Court Security Prisoner Transportation Program.

AND WHEREAS Appendix "A" is attached and forms part of this by-law.

NOW THEREFORE, the Council of the Corporation of the Town of Mattawa enacts as follows:

1. The Mayor and Clerk are authorized to execute the Agreement, Appendix "A" on behalf of the Corporation of the Town of Mattawa, which will enter into an agreement with the Ministry of Community Safety and Correctional Services.

READ, PASSED AND ADOPTED this _____ day of _____, 2012.

Mayor

Clerk

THE AGREEMENT effective as of the 1st day of January, 2012.

B E T W E E N:

HER MAJESTY THE QUEEN IN RIGHT OF ONTARIO as
represented by the Minister of Community Safety and
Correctional Services

(the "Ministry")

- and -

Mattawa Group of Four
(the "Recipient")

WHEREAS:

- A. The Ministry has established the Court Security Prisoner Transportation (CSPT) Program (the "Program") to assist municipalities in offsetting their costs of providing CSPT services in their jurisdictions;

AND WHEREAS:

- B. The Recipient is a municipality which provides security for court premises during hours of court operations and security of persons attending court; and transports prisoners and custodial minors (i.e., persons between twelve and seventeen years of age) between correctional institutions, custodial facilities and court locations for the purposes of court attendance;
- C. Funding will be provided based on the municipality's relative share of the total provincial court security-related costs, as confirmed in the 2010 Court Security Information Survey.

NOW THEREFORE in consideration of the mutual covenants and agreements contained herein and for other good and valuable consideration, the receipt and sufficiency of which are expressly acknowledged, the Parties agree as follows:

ARTICLE 1 -- INTERPRETATION AND DEFINITIONS

1.1 **Interpretation.** For the purposes of interpretation:

- (a) words in the singular include the plural and vice-versa;
- (b) words in one gender include all genders;
- (c) the background and the headings do not form part of the Agreement; they are for reference only and shall not affect the interpretation of the Agreement;
- (d) any reference to dollars or currency shall be to Canadian dollars and currency; and
- (e) "include", "includes" and "including" shall not denote an exhaustive list.

1.2 **Definitions.** In the Agreement, the following terms shall have the following meanings:

"Agreement" means this agreement entered into between the Ministry and the Recipient and includes all of the schedules listed in section 28.1 and any amending agreement entered into pursuant to section 34.2.

"BPSAA" means the *Broader Public Sector Accountability Act, 2010* (Ontario), including any directives issued pursuant to that Act.

"Court Security and Prisoner Transportation Services" means the services and activities eligible for funding, as set out in Schedule "B".

"Expiry Date" means December 31, 2014.

"Effective Date" means the date set out at the top of the Agreement.

"Event of Default" has the meaning ascribed to it in section 14.1.

"Force Majeure" has the meaning ascribed to it in Article 26.

"Funding Period" means: the period commencing on the Effective Date and ending on the Expiry Date.

"Funding Year" means any of Funding Years 1, 2 or 3.

