

**THE CORPORATION OF THE  
TOWN OF MATTAWA**

**AGENDA**

**REGULAR MEETING OF COUNCIL  
MONDAY, SEPTEMBER 24<sup>TH</sup>, 2018  
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, SEPTEMBER 24<sup>TH</sup>, 2018 @ 7:00 P.M.**

- 1. Call to Order**
- 2. Disclosure of Pecuniary Interest and Nature Thereof**
- 3. Petitions & Delegations**
- 4. Correspondence**
  - 4.1 Community Living Mattawa – Re: September 2018 Newsletter  
Social & Family Services Committee – Clerk
  - 4.2 AMCTO Zone 7 Executive – Re: Letter of Thanks for Donation to AMCTO Zone 7 Meeting  
General Government Services Committee – Clerk
  - 4.3 Ministry of Transportation – Re: Construction Delay on Mattawa Roundabout  
Transportation Services Committee – Clerk
  - 4.4 Northern Ontario Business – Re: Entrepreneurs to Mattawa  
Recreation, Tourism & Special Projects Committee – Re: Recreation & Facilities Services  
Manager
  - 4.5 Ministry of Transportation – Re: Speed Reduction in Town of Mattawa  
General Government Services Committee – Clerk
  - 4.6 AMO – Re: Advocate for City of Toronto Council Size Reduction  
General Government Services Committee – Clerk
  - 4.7 Municipality of Mattawan – Re: Request for Assistance with Part Time Office Support  
General Government Services Committee – Clerk
  - 4.8 Town of Parry Sound – Re: Resolution of Support for Film Industry Funding  
Recreation, Tourism & Special Projects Committee – Re: Recreation & Facilities Services  
Manager
  - 4.9 The Ontario Trailrider – Re: VMUTS Trails  
Recreation, Tourism & Special Projects Committee – Re: Recreation & Facilities Services  
Manager
  - 4.10 Algonquin Nursing Home – Re: Update on Redevelopment Project  
Planning & Development Services Committee – Clerk

- 4.11 Terry Bangs – Re: Mattawa Roundabout Project  
Transportation Services Committee – Clerk
- 4.12 Town of Mattawa – Re: Letter of Support for MBEDC  
General Government Services Committee – Clerk
- 4.13 Township of Amaranth – Re: Resolution of Support for Dairy Supply Management Program  
General Government Services Committee – Clerk
- 4.14 MNRF – Re: Lawrence River Basin Sustainable Water Resources Agreement  
Environmental Service Committee – Clerk
- 4.15 Township of South Glengarry – Re: Resolution of Support for Paramedic Services as  
Essential Service  
Health Services Committee – Clerk

**5. Questions/Comments (public & Council) about the Content of the Agenda**

**6. Municipal Report Number 789**

- **Minutes of Previous Meeting (s)**
- **Presentation of By-laws/Resolutions**
- **Adoption of Report**

**7. Committee Reports**

- 7.1 Francine Desormeau, Clerk/Deputy-Treasurer – Re: Adult Entertainment Establishments  
Draft Zoning By-Law Amendment
- 7.2 Francine Desormeau, Clerk/Deputy-Treasurer – Re: Hosting of AMCTO Zone 7 Workshop
- 7.3 Raymond A. Belanger – Re: CAO/Treasurer – Re: Voyageur Days 2018

**8. Questions from the Floor**

**9. New/Old Business**

**10. 2/3 (Special Resolutions – not previously circulated)**

**11. In Camera (Closed)**

**12. Return to Regular Session**

**13. Adjournment**

Monday, September 24<sup>th</sup>, 2018

Members of Council,

Attached please find Municipal Report Number 789 for consideration by Council.

Respectfully submitted

Francine Desormeau  
Clerk

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**THE CORPORATION TOWN OF MATTAWA**

**COMMITTEE: GENERAL GOVERNMENT SERVICES**

**CHAIRPERSON: COUNCILLOR L. MICK**

**DEPT. HEAD: FRANCINE DESORMEAU, CLERK/DEPUTY-TREASURER**

**TITLE: ADOPTION OF THE MINUTES**

Draft By-Law

Item

Policy Recommendation

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**Mayor D. Backer and Members of Council:**

It is respectfully recommended to Council that the minutes of the Regular Meeting of Monday, September 10<sup>th</sup>, 2018 be adopted as circulated.

Councillor L. Mick

## THE CORPORATION OF THE TOWN OF MATTAWA

The minutes of the regular meeting of Council held Monday, September 10<sup>th</sup>, 2018 at 7:00 p.m. in the Municipal Council Chambers.

Council Present: Mayor D. Backer  
Councillor C. Lacelle  
Councillor G. Thibert  
Councillor G. Larose  
Councillor L. Mick  
Councillor C. Bastien, Jr.  
Councillor D. Sarrazin

Council Absent:

Staff Present: Raymond Belanger, CAO/Treasurer  
Francine Desormeau, Clerk/Deputy Treasurer  
Terry Bangs, Public Works Supervisor  
Wayne Chaput, Chief Building Official/By-Law Officer  
Dan Finnigan, Process & Compliance Technician

Staff Absent: Lucie Desrochers, Recreation & Facilities Services Manager  
Chad Belanger, Fire Chief

<p>*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.</p>
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1. Meeting Called to Order at 7:00 p.m.
2. No Disclosure of Pecuniary Interest and Nature Thereof
3. Petitions & Delegations
  - 3.1 Ms. Micheline Mamone, Bear Management Technician of MNRF made a presentation to Council on the Bear Wise Program and community awareness.
4. Correspondence
5. No Questions/Comments about the Content of the Agenda
6. Municipal Report Number 788

Page No. 148

*It is respectfully recommended to Council that the minutes of the Regular Meeting of Monday, August 27<sup>th</sup>, 2018 be adopted as circulated.*

Carried

Page No. 149

*It is therefore recommended that Council approve the purchase of a portable Trailer Mounted Generator (Model G70(T3) 600V) from Battlefield Equipment for the purchase price of \$46, 242.00 before taxes.*

Carried

Page No. 150

*That the disbursements for the month of August 2018 in the amount of \$419,346.60 be adopted as submitted.*

Carried

Resolution Number 18-36

Moved by Councillor G. Thibert

Seconded by Councillor C. Lacelle

*That the Municipal Report Number 788 be adopted.*

Carried

7. Committee Reports

**Department Activity Reports**

Public Works Report – Public Works Supervisor, Terry Bangs

Read by Councillor G. Thibert

Process & Compliance Technician Report – Process & Compliance Technician, Dan Finnigan

Read by Councillor G. Thibert

By-Law/Building Report – Chief Building Official, Wayne Chaput

Read by Councillor G. Larose

8. Questions from the Floor – None

9. New/Old Business

10. 2/3 (Special Resolutions – not previously circulated) – None

11. In Camera (Closed) Session – None

12. Return to Regular Session

13. Adjournment

The regular meeting of Council Monday, September 10<sup>th</sup>, 2018 adjourned at 8:25 p.m.

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Mayor

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Clerk



**THE CORPORATION TOWN OF MATTAWA**

**COMMITTEE: PLANNING & DEVELOPMENT SERVICES**

**CHAIRPERSON: COUNCILLOR L. MICK**

**DEPT. HEAD: FRANCINE DESORMEAU, CLERK/DEPUTY-TREASURER**

**TITLE: ZONING BY-LAW AMENDMENT – ADULT ENTERTAINMENT ESTABLISHMENTS**

**X** **Draft By-Law**                             **Item**                             **Policy Recommendation**

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**Mayor D. Backer and Members of Council:**

Council adopted Page 97 of Resolution Number 18-25 at their regular meeting of May 28<sup>th</sup>, 2018, which stated:

“That Council authorizes the Planning Department to proceed with the public consultation process to amend Zoning By-law 85-23, as amended, with the intention of recommending to Council a Zoning By-law amendment to restrict adult entertainment establishments to certain areas of the municipality.”

A public meeting was held Monday July 9<sup>th</sup> in accordance with the Planning Act and a number of residents were in attendance and all agreed the need to restrict the use of adult entertainment establishments within the municipality. Verbal and written comments were received which were all taken into consideration when preparing the amendment to Zoning By-law 85-23, as amended.

The draft Zoning By-law Amendment was reviewed by Jp2g Consultants Inc. and a report (7.1) is included in this agenda which outlines their comments and recommendations to the by-law amendment.

**Recommendation:**

That Council approve By-law 18-22 which will amend the Town of Mattawa’s Zoning By-law 85-23, as amended for the purpose of regulating the location of adult entertainment establishments in the Town of Mattawa.

Respectfully recommended

Councillor L. Mick

**CORPORATION OF THE TOWN OF MATTAWA  
BY-LAW NUMBER 18-22**

**BEING A BY-LAW TO AMEND ZONING BY-LAW 85-23**

WHEREAS the Council of the Corporation of the Town of Mattawa deems it necessary in the public interest to pass a by-law to amend By-law 85-23, as amended;

AND WHEREAS pursuant to the provisions of Section 34 of the Planning Act, the By-law may be amended by Council of the Municipality;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWN OF MATTAWA ENACTS AS FOLLOWS:

1. Section 3 – Definitions of By-law 85-23, as amended, is hereby amended by adding the following new definitions immediately after Section 3.2 “Accessory Use” and re-numbering the remaining definitions accordingly:

“3.3 Adult Entertainment Establishment means any premises or part thereof in which is provided, in pursuance of a trade, calling, business or occupation, goods or services or entertainment appealing to or designed to appeal to erotic or sexual appetites or inclinations. Adult entertainment establishment includes an adult entertainment parlour, adult video store, adult specialty store and body rub parlour.

For the purposes of the definition of adult entertainment establishment, the following definitions also apply:

- i) “goods” includes books, magazines, pictures, slides, film, disks, phonograph records, prerecorded magnetic tape and any other viewing or listening matter, clothing and accessories;
- ii) “services or entertainment” includes activities, facilities, performances, exhibitions, viewings and encounters but does not include the exhibition of film approved under the *Theatres Act*;
- iii) “services or entertainment which are designed to appeal to erotic or sexual appetites or inclinations” and includes:
  - a) services or entertainment of which a principal feature or characteristic is the nudity or partial nudity of any person, including, but not limited to the nudity or partial nudity of specified body areas; and
  - b) services or entertainment in respect of which the word “nude”, “naked”, “topless”, “bottomless”, “sexy”, or any other word or any other picture, symbol or representation having like meaning or implication, is used in any advertisement.

3.4 Adult Entertainment Parlour means any premises or part thereof in which is provided, in pursuance of a trade, calling, business or occupation, services appealing to or designed to appeal to erotic or sexual appetites or inclinations.

For the purpose of the definition of adult entertainment establishment, the following definitions also apply:

- i) “services” includes activities, facilities, performances, exhibitions, viewings and encounters but does not include the exhibition of film approved under the *Theatres Act*;
- ii) “services designed to appeal to erotic or sexual appetites or inclinations” includes:
  - a) Services of which a principal feature or characteristic is the nudity or partial nudity of any person; and
  - b) Services in respect of which the word “nude”, “naked”, “topless”, “bottomless”, “sexy”, or “nu” any other word or picture, symbol or representation having like meaning or implication as used in any advertisement.

3.5 Adult Specialty Store means a retail establishment specializing in the sale of a variety of goods and materials made or designed to appeal to erotic sexual appetites but does not include a retail store or convenience retail store.

3.6 Adult Video Store means an establishment where pre-recorded video tape, video discs, films and/or slides made or designed to appeal to erotic or sexual appetites or depicting sexual acts are offered for rent or sale where the proportion of adult videotapes to non-adult videotapes offered is equal to or exceeds the ratio of 10:100 (adult videotape to non-adult videotape). An adult video store shall not include facilities for the screening or viewing of such products.”

2. Section 3 – Definitions of By-law 85-23, as amended, is hereby amended by adding the following new definitions immediately after Section 3.9 “Boarding House” (now Section 3.12) and re-numbering the remaining definitions accordingly:

“3.14 Body Rub means the kneading, manipulating, rubbing, massaging, touching, or stimulating, by any means, of a person’s body or part thereof but does not include medical or therapeutic treatment given by a person otherwise duly qualified, licensed or registered so to do under the laws of the Province of Ontario.

“3.15 Body Rub Parlour means and includes any premises or part thereof where a body rub is performed, offered or solicited in pursuance of a trade, calling, business or occupation, but does not include any premises or part thereof where the body rubs performed, offered or solicited are for the purpose of medical or therapeutic treatment and are performed or offered by persons otherwise duly qualified, licensed or registered so to do under the laws of the Province of Ontario.”

3. Section 3 – Definitions of By-law 85-23, as amended, is amended by adding “and shall not include any adult entertainment establishment.” following the last word at the end of the following existing definitions:

- a) 3.17 (now 3.23) Clinic
- b) 3.22 (now 3.18) Convenience Store
- c) 3.25 (now 3.31) Dwelling
- d) 3.30 (now 3.36) Home Occupation
- e) 3.34 (now 3.40) Local Commercial
- f) 3.44 (now 3.50) Personal Service
- g) 3.46 (now 3.52) Place of Entertainment
- h) 3.48 (now 3.44) Professional Office
- i) 3.52 (now 3.58) Rental Accommodation, Temporary
- j) 3.53 (now 3.59) Retail Store
- k) 3.54 (now 3.60) Retail Store, Seasonal

4. Section 6 – Zone Map, Permitted Uses in Zones, provisions for Uses of By-law 85-23, as amended, is hereby further amended by adding the following new Section 6.10 Commercial - Exception (C-EX) Zones immediately after Section 6.9 as follows:

“6.10 Commercial - Exception (C-EX) Zones

6.10.1 Commercial – Exception One (C-EX-1) Zone

Notwithstanding any other provisions of this By-law to the contrary, for the lands zoned Commercial – Exception One (C-EX-1) Zone, the following permitted uses, zone requirements and special provisions shall apply:

a) Permitted Uses

- Adult Entertainment Establishment
- Adult Entertainment Parlour
- Adult Specialty Store
- Adult Video Store
- Body Rub Parlour
- All other permitted uses listed in the Commercial (C) Zone on Schedule “B” to this By-law.

b) Zone Requirements

All of the Zone Requirements of the Commercial (C) Zone on Schedule “C” to this By-law shall apply to the Commercial – Exception One (C-EX-1) Zone.

c) Special Provisions

The following special provisions shall apply to all of the permitted uses within the Commercial – Exception One (C-EX-1) Zone:

1. An adult entertainment establishment shall not be located within 700 metres of a property that is occupied by one of the following uses:
  - i) Public or private school, or any other educational institution;
  - ii) Daycare, kindergarten, preschool, or any other child care facility;
  - iii) Public park or playground; and
  - iv) Place of worship.

2. An adult entertainment parlour must be located within a free-standing, single storey building and must be the sole use on a lot.
  3. Adult entertainment establishments shall only be permitted on an interior lot.
  4. A body rub parlour, adult specialty store or adult video store shall:
    - i) Only be permitted in a multi-use building; and
    - ii) Have a maximum gross floor area of 15% or 150m<sup>2</sup>, whichever is less.
  5. Adult entertainment establishments are only permitted on lots connected to full municipal services.
  6. Accessory uses are not permitted in conjunction with any adult entertainment establishment and an adult entertainment establishment shall not be considered an accessory use for the purposes of interpreting this By-law.”
5. Section 6 – Zone Map, Permitted Uses in Zones, provisions for Uses of By-law 85-23, as amended, is hereby further amended by adding the following new Section 6.11 Highway Commercial - Exception (HC-EX) Zones immediately after Section 6.10 Commercial - Exception (C-EX) Zones as follows:

“6.11 Highway Commercial - Exception (HC-EX) Zones

6.11.1 Highway Commercial – Exception One (HC-EX-1) Zone

Notwithstanding any other provisions of this By-law to the contrary, for the lands zoned Highway Commercial – Exception One (C-EX-1) Zone, the following permitted uses, zone requirements and special provisions shall apply:

d) Permitted Uses

- Adult Entertainment Establishment
- Adult Entertainment Parlour
- Adult Specialty Store
- Adult Video Store
- Body Rub Parlour
- All other permitted uses listed in the Highway Commercial (HC) Zone on Schedule “B” to this By-law.

e) Zone Requirements

All of the Zone Requirements of the Commercial (HC) Zone on Schedule “C” to this By-law shall apply to the Highway Commercial – Exception One (C-EX-1) Zone.

f) Special Provisions

The following special provisions shall apply to all of the permitted uses within the Highway Commercial – Exception One (HC-EX-1) Zone:

1. An adult entertainment establishment shall not be located within 700 metres of a property that is occupied by one of the following uses:
  - i) Public or private school, or any other educational institution;
  - ii) Daycare, kindergarten, preschool, or any other child care facility;
  - iii) Public park or playground; and
  - iv) Place of worship.
2. An adult entertainment parlour must be located within a free-standing, single storey building and must be the sole use on a lot.
3. Adult entertainment establishments shall only be permitted on an interior lot.
4. A body rub parlour, adult specialty store or adult video store shall:
  - i) Only be permitted in a multi-use building; and
  - ii) Have a maximum gross floor area of 15% or 150m<sup>2</sup>, whichever is less.
5. Adult entertainment establishments are only permitted on lots connected to full municipal services.
6. Accessory uses are not permitted in conjunction with any adult entertainment establishment and an adult entertainment establishment shall not be considered as an accessory use for the purposes of interpreting this By-law.”

AND FURTHER that this By-law shall come into force and take effect upon the enactment thereof.

READ A FIRST and SECOND time, this 24<sup>th</sup> day of September, 2018.

READ A THIRD time and FINALLY PASSED this 24<sup>th</sup> day of September, 2018.

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Mayor

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Clerk

## THE CORPORATION TOWN OF MATTAWA

COMMITTEE: FINANCE

CHAIRPERSON: COUNCILLOR C. LACELLE

DEPT. HEAD: RAYMOND BÉLANGER, CAO/TREASURER

TITLE: SICK LEAVE RESERVE

Draft By-Law       Item       Policy Recommendation

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### Mayor D. Backer and Members of Council:

On May 14, 2018 Council approved the May 4<sup>th</sup>, 2018 Memorandum of Settlement between the Corporation of the Town of Mattawa and CUPE Local 1465-01 and agreed to changes in the Collective Agreement which will be in effect from January 1, 2017 to December 31, 2019.

Transition options were made available to all employees in relation to the new sick leave / Short Term Disability (STD) plan. Options for cash out or freezing of banks included:

- Full-time employees needed to indicate their selection to the Employer by no later than June 29, 2018 for implementation effective July 1, 2018.
- Full-time employees were given by the Employer, by June 12, 2018, a record of their sick leave bank expected as of June 30, 2018.
- Any cash out was susceptible to Income Tax Deductions with no Employment Income (EI) or Canada Pension Plan (CPP) as it is a lump sum payment.

All of these payments have since been carried out and a Council resolution is required to transfer the appropriate funds from reserves into the annual budget.

### Recommendation:

That the Mayor and Council of the Corporation of the Town of Mattawa approve the transfer of \$108,435.00 from the Sick Leave Reserve into the 2018 Municipal Budget since that amount was dispensed to employees as per their request subject to the May 4<sup>th</sup>, 2018 Memorandum of Settlement agreement between the Corporation of the Town of Mattawa and CUPE Local 1465-01.

Respectfully submitted,

Councillor C. Lacelle

**THE CORPORATION TOWN OF MATTAWA**

**COMMITTEE: GENERAL GOVERNMENT SERVICES**

**CHAIRPERSON: COUNCILLOR L. MICK**

**DEPT. HEAD: FRANCINE DESORMEAU, CLERK/DEPUTY-TREASURER**

**TITLE: CANCELLATION OF REGULAR MEETING OF COUNCIL**

\_\_\_ Draft By-Law \_\_\_       X  Item      \_\_\_ Policy Recommendation

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**Mayor D. Backer and Members of Council:**

Municipal Elections are held every four years on the 4<sup>th</sup> Monday in October. The second regular Council meeting in October is scheduled to be held on the Monday of Election Day, October 22, 2018 therefore the meeting will be cancelled.

**Recommendation:**

That the October 22<sup>nd</sup>, 2018 regular meeting of Council be cancelled and the normal business associated with that meeting be carried over to the November 12, 2018 regular meeting of Council.

Respectfully submitted

Councillor L. Mick



**THE CORPORATION OF THE TOWN OF MATTAWA**

**COMMITTEE:** GENERAL GOVERNMENT SERVICES

**CHAIRPERSON:** COUNCILLOR L. MICK

**DEPT. HEAD:** RAYMOND A. BÉLANGER, CAO/TREASURER

**TITLE:** MATTAWA RIVER BRIDGE DEDICATION PROJECT

     Draft By-Law

  X   Item

     Policy Recommendation

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**Mayor D. Backer and Members of Council:**

In August of 2016 the firm of Mark Elliott Associates presented Council with what was considered to be extremely expensive concepts for the Mattawa River Bridge Dedication Project.

At the July 24<sup>th</sup>, 2017 Regular Meeting of Council a 2/3 motion was adopted in which Council approved for Jp2g Consultants Inc. to proceed with the 3A proposal of the project and to further report to Council for final approval.

And finally, Report #7.2 at the Monday March 12<sup>th</sup>, 2018 Regular Meeting of Council was reviewed and discussed. Pride of place and heritage was clearly at work throughout the discussions. A spruce up of the town's central core that has been long ignored is being coupled with a meaningful expression of thanks to a native son for a job well done. To date, Council had budgeted \$50,000 in 2017, and added another \$10,000 in 2018 towards the project, and we are finally in a position to establish a final budget. In addition to the Town's contribution, it is expected that private funds and contributions could, should, and will be added.

If we are to meet our target date of June 15<sup>th</sup>, 2019 for the dedication ceremony, Council needs to authorize staff the permission to seek tenders for the project. Attached are a draft advertisement and two project design drawings.

**Recommendation:**

That the Mayor and Council of the Corporation of the Town of Mattawa authorize staff to proceed with a Request for Proposal (RFP) to be sent to established landscaping companies who provide these services in our region. The RFP will also be posted on the Municipal website and advertised in the Mattawa Recorder.

Respectfully submitted,

Councillor L. Mick

**THE CORPORATION OF THE TOWN OF MATTAWA**

**COMMITTEE: RECREATION, TOURISM & SPECIAL PROJECTS**

**CHAIRPERSON: COUNCILLOR D. SARRAZIN**

**DEPT. HEAD: LUCIE DESROCHERS, RECREATION & FACILITIES SERVICES  
MANAGER**

**TITLE: STUDENT WINTER PART-TIME EMPLOYMENT**

     Draft By-Law                        X   Item                           Policy Recommendation

**Mayor D. Backer and Members of Council:**

The Corporation of the Town of Mattawa annually employs students for winter part-time employment in the Recreation Department to carry out a variety of tasks and projects. These students gain a great work experience in addition to providing them with needed funds most often assisting with their education requirements.

The Recreation Department is recommending the same number of students be hired as in winter of 2018. These positions shall be as follows:

- Mattawa Information Centre 2 students (alternate weekends 14 hrs a week)
- After School Program 2 student (6 hours each weekly)
- Public Skating Supervisor 2 students (2.5 hours each weekly)
- Cleaner (Rink Rat) 3 students (average of 6 hours a week pending on games)

A total of 8 applications were received for the various positions recently advertised in the local secondary schools. As per the hiring policy the Chairperson of the Department, the Department Head and the CAO/Treasurer shall form the Hiring Committee. The applicants are all former employees returning and/or continuing on from summer employment positions. There are a total of 9 positions to be filled and one student employee will be filling two of these positions. All employees will be paid an hourly rate of \$13.15- \$14.00.

The student employment wages expense account was budgeted at \$100,000 and to date \$85,840.97 has been expensed for 2018 student wages.

**Recommendation:**

It is therefore recommended that the Corporation of the Town of Mattawa employ a total of 8 students for winter part-time employment in the Recreation Department. Further, that these wage expenses be covered in the 2018 operational budget under account # 1-70-700-534-231.

Respectfully submitted,  
Councillor D. Sarrazin