



CORPORATION OF THE TOWNSHIP OF PRINCE  
AGENDA  
June 13, 2023  
6:45 PM  
COMMUNITY HALL

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Join Zoom Meeting

<https://us02web.zoom.us/j/88489270694?pwd=VSszREUxeTQ2OGxuVjUxM0dhWFNkUT09>

**Meeting ID: 884 8927 0694**

**Land Acknowledgement**

It is important that we acknowledge, with respect, that we are in Robinson-Huron Treaty territory, that the land on which we are gathered is the traditional territory of the Anishinaabe and known as Bawating. Bawating is the home of the Garden River First Nation, Batchewana First Nation, and the Historic Sault Ste. Marie Metis Council. We should and will honor and respect these Indigenous people as the ancestors and traditional stewards of the land upon which we stand today. May our relationships with the land teach us to live and work in good relationship with one another.

**1. Call to Order**

**2. Approve Agenda**

Motion: Be it resolved that the Agenda for the Open Meeting of Council of June 13, 2023, be approved.

**3. Disclosure of Pecuniary Interest**

**4. Minutes of Previous Meeting**

- a) Minutes of Regular Meeting of May 09, 2023
- b) Minutes of Special Meeting of June 08, 2023

Motion: Be it resolved that the minutes of the regular meeting of May 09, 2023, and special meeting of June 08, 2023, be approved.

**5. Questions and information arising out of the minutes.**

**6. Petitions and/or delegations**

**7. Staff Reports**

- a) i. Fire Chief Report
- ii. Pictures

Motion: Be it resolved that the Fire Chief Report, be approved.



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b) Staff Report – Bluebox Transition Program

Motion: Be it resolved that the opt-out for the BlueBox Transition program, be approved.

c) CAO/Clerk/Treasurer’s Report- Revenue and Expenditure Report from May 2023

Motion: Be it resolved that May Revenue and Expenditure Report, be approved.

**8. Planning -none**

**9. By-Laws**

a) By-law 2023-15 To adopt a Health and Wellness Payment to staff consisting of \$500 to full-time and \$250 to seasonal and part-time.

Motion: Be it resolved that By-law 2023-15 to adopt a Health and Wellness Payment to staff, be approved.

b) By-Law 2023-16, to amend Position Description for CAO/Clerk.

Motion: Be it resolved that By-law 2023-16 to amend Position Description for CAO/Clerk, be approved.

c) By-Law 2023-17, to cease the purchase of services of Peggy Greco.

Motion: Be it resolved that By-law 2023-\_\_be repealed and By-law 2023-17 to cease the purchase of services of Peggy Greco, be approved.

**10. Notice and Notice of Motions**

a) Official Plan Update requested by M. Christenson

Motion: Be it resolved that the correspondence from Planner Steve Turco, be received as information.

**11. Correspondence**

**12. Minutes of Boards and Committees**

a) Recreation Committee minutes for May 2, 2023



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Motion: Be it resolved that the minutes of the May 02, 2023, Recreation Committee meeting, be approved.

**13. New Business**

a) NCPS Municipality Introduction Letter

Motion: Be it resolved that this council hereby requests that the Government of Ontario maintain OHIP coverage for chronic pain treatments and continue to provide much-needed care for the people of Ontario. This motion will be communicated to the Premier, Minister of Health, Associate Minister of Mental Health and Addictions and your local MPP(s).

b) Township of Armour Aerodrome Resolution

Motion: Be it resolved that this council supports Petition e-4364 – petition to the Minister of Transport.

c) Request for Delegations and Program Update for 2023 AMO Conference

Motion: Be it resolved that this Council accepts the Request for Delegations and Program Update for 2023 AMO Conference, as information.

d) Reinstatement of Legislation to Retain Surplus Proceeds from Tax Sales

Motion: Be it resolved that Council direct Township staff to send a letter to all relevant taxation bodies, including the Ministry of Municipal Affairs, the Ministry of Finance, Wellington County Council, MPP Ted Arnott, Association of the Municipalities of Ontario and all other municipalities in Ontario urging them to re-instate previous legislation that permitted a Municipality to apply for and retain the surplus proceeds from a tax sale in their jurisdiction.

e) Leepfrog request for second tower

Motion: Be it resolved that this council hereby approves Leepfrog Telecom to build a second tower in Prince Township at the location of Oak Ridge Line at 46°31'49.08" N, 84°33'54.11" W.

**14. Closed Session**



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Municipal Act section 239 (2)

(b) personal matters about an identifiable individual, including municipal or local board employees

(d) labour relations or employee negotiations.

Motion: Be it resolved that this Council move into the Closed Session to consider items concerning labour relations or employee negotiations, (*Municipal Act*, section 239 (2)).

Further be it resolved that should the said Closed Session be adjourned, the Council may reconvene in closed session to discuss the same matters without the need for a further authorizing resolution.

**15.** At end of closed session move back into open meeting.

**16.** By-law 2023-18 Confirmatory by-law 2023-18 for June 13, 2023.

**17. Adjournment**

Motion: Be it resolved that this council hereby adjourns at p.m. until July 11, 2023, or the call of the chair.



**CORPORATION OF THE TOWNSHIP OF PRINCE**  
**Council Meeting Minutes**  
**May 9, 2023**  
**Township Hall, 3042 Second Line West, Prince TWP**  
**6:45 p.m.**

**Present: Council: E. Palumbo, E. Caputo, M. Mick, J. Weir,**  
**Staff: L. Mousseau, L. Bagg**  
**Media: Marguerite LaHaye**  
**Jim Boissineau, Antoinette Blunt, Bill Farrell, Connie Farrell, Rose Zgraja, Mary Moore Online: Mike Matthews**

1. Call to Order 6:45 p.m.
2. Approve Agenda

**Resolution 2023-133**

**Moved by: Councillor J. Weir**

**Seconded by: Councillor M. Mick**

**Be it resolved that this council hereby** approves the agenda for May 09, 2023, and any addendum, as presented. (Carried)

3. Disclosure of Pecuniary Interest
4. Minutes of Previous Meeting

**Resolution 2023-134**

**Moved by: Councillor J. Weir**

**Seconded by: Councillor M. Mick**

**Be it resolved that this council hereby** approves the minutes of the special meeting of April 20, 2023, and regular meeting of April 11, 2023, as presented. (Carried)

5. Questions and information arising out of the minutes
6. Petitions and/or delegations
7. Staff Reports
  - 7a) Staff Report-Fire Report

**Resolution 2023-135**

**Moved by: Councillor J. Weir**

**Seconded by: Councillor M. Mick**

**Be it resolved that this council hereby** accepts the Fire Chief Report, as presented. (Carried)

- 7b) EarlyON Resource Centre Report-Park Location

**Resolution 2023-136**

**Moved by: Councillor M. Mick**

**Seconded by: Councillor J. Weir**

**Be it resolved that this council hereby** accepts the EarlyON new park information, as presented. (Carried)

7c) Roads Report-Equipment Pricing

**Resolution 2023-137**

**Moved by: Councillor M. Mick**

**Seconded by: Councillor J. Weir**

**Be it resolved that this council hereby accepts** the Roads Report on equipment pricing as presented. (Carried)

7d) Staff Report-Discounted Hall Rentals

**Resolution 2023-138**

**Moved by: Councillor M. Mick**

**Seconded by: Councillor E. Caputo**

**Be it resolved that this council hereby accepts** the staff report on discounted hall rental pricing as presented and resolves to charge \$40 to all active employees and volunteers of the Township of Prince for a maximum of two rentals per calendar year. No such discounts will be applied to pavilion rentals. (Carried)

7e) Treasurers Report for Revenue and Expenditure for April 2023

**Resolution 2023-139**

**Moved by: Councillor M. Mick**

**Seconded by: Councillor J. Weir**

**Be it resolved that this council hereby accepts** the April 2023 Revenue report for \$104,790.88 and the Expenditure report for \$283,495.47 as presented. (Carried)

8. Planning-none

9. By-Laws

**Resolution 2023-140**

**Moved by: Councillor M. Mick**

**Seconded by: Councillor E. Caputo**

**Be it resolved that this council hereby accepts** by-law 2023-11 Tax Ratios for 2023, as presented. (Carried)

**Resolution 2023-141**

**Moved by: Councillor M. Mick**

**Seconded by: Councillor J. Weir**

**Be it resolved that this council hereby accepts** by-law 2023-12 to Appoint Ironside Consulting as the Integrity commissioner for Prince Township, as presented. (Carried)

10. Motions & Notice of Motion

11. Correspondence

**Resolution 2023-142**

**Moved by: Councillor J. Weir**

**Seconded by: Councillor M. Mick**

**Be it resolved that this council hereby accepts** the SSMR Source Protection 2022 Progress report as information. (Carried)

12. Minutes of Boards and Committees

12 a) i. Minutes of Recreation Committee

**Resolution 2023-143**

**Moved by: Councillor M. Mick**

**Seconded by: Councillor E. Caputo**

**Be it resolved that this council hereby accepts** the Recreation Committee minutes for May 3, 2023 as presented. (Carried)

12 a) ii. Code of Conduct for Recreation Committee

**Resolution 2023-144**

**Moved by: Councillor M. Mick** **Seconded by: Councillor E. Caputo**  
**Be it resolved that this council hereby accepts** the Recreation Committee Code of Conduct, as presented. (Carried)

12 b) Library Board Budget

**Resolution 2023-145**  
**Moved by: Councillor M. Mick** **Seconded by: Councillor E. Caputo**  
**Be it resolved that this council hereby accepts** the Library Board Budget for 2023, as presented. (Carried)

13. New Business

13a) 2023 Ontario Community Environment Fund

**Resolution 2023-146**  
**Moved by: Councillor M. Mick** **Seconded by: Councillor J. Weir**  
**Be it resolved that this council hereby instructs** staff to apply for the 2023 Ontario Community Environment Fund to plant shade trees at both Prince Township Park locations. (Carried)

13b) Wishart-Head of Council Leadership Roundtable

**Resolution 2023-147**  
**Moved by: Councillor M. Mick** **Seconded by: Councillor J. Weir**  
**Be it resolved that this Council accepts** Wishart's Head of Council Leadership Roundtable as information. (Carried)

13b) Ironside Integrity Commissioner Contract

**Resolution 2023-148**  
**Moved by: Councillor M. Mick** **Seconded by: Councillor E. Caputo**  
**Be it resolved that this Council accepts** Ironside Integrity Commissioner Contract as presented. (Carried)

14. Old Business

15. Closed Session

**Resolution 2023-149**  
**Moved by: Councillor M. Mick** **Seconded by: Councillor J. Weir**  
**BE IT RESOLVED THAT** this Council proceeds into Closed Session at 7:15 p.m. to consider the following subject matter in accordance with the Municipal Act.

- a) Interim Clerk Position
- b) Operational Restructuring
- c) Filling office vacancies

**Further be it resolved that** should the closed session be adjourned Council may reconvene in closed session to continue to discuss the same matters without the need for a further authorizing resolution. (Carried)

**Resolution 2023-150**  
**Moved by: Councillor M. Mick** **Seconded by: Councillor E. Caputo**  
**Be it resolved that this council hereby** moves into open session at 9:12 p.m. (Carried)

**Resolution 2023-151**

**Moved by: Councillor J. Weir**

**Seconded by: Councillor M. Mick**

**Be it resolved that this council hereby** approves the posting for the Chief Administrator Officer/Clerk/Treasurer position. (Carried)

**Resolution 2023-152**

**Moved by: Councillor M. Mick**

**Seconded by: Councillor J. Weir**

**Be it resolved that this council hereby** approves BDO to do our books (Twp) on a monthly basis. (Carried)

16. Confirmatory By-law

**Resolution 2023-153**

**Moved by: Councillor M. Mick**

**Seconded by: Councillor E. Caputo**

**Be it resolved that this council hereby** adopts by-law 2023-13 being a by-law to adopt, ratify and confirm the actions of council for May 09, 2023. (Carried)

17. Adjournment

**Resolution 2023-154**

**Moved by: Councillor M. Mick**

**Seconded by: Councillor E. Caputo**

**Be it resolved that this council hereby** adjourns at 9:15 p.m. until June 13, 2023, or the call of the chair.(Carried)

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**Mayor, E. Palumbo**

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**A. Blunt, Interim Clerk**





Corporation of the Township of Prince  
 Council Meeting  
 Minutes  
 June 8, 2023  
 Township Hall, 3042 Second Line West, Prince Twp.  
 4:45 pm

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**Present: Council: E. Palumbo, E. Caputo, M. Mick, J. Weir, M. Christenson**

**Staff: L. Mousseau**

**Other: A. Blunt, Consultant**

**Public: None**

**On-Line: None**

**Media: None**

1.0 Call to Order 4:45 pm – L. Mousseau

2.0 By-Law 2023-14 – L. Mousseau

Moved By: By: Councillor M. Mick      Seconded By: Councillor M. Christenson

Be it resolved that this council hereby appoints Antoinette Blunt as Interim Clerk.

3.0 Resolution 2023-155

Moved By: Councillor M. Mick      Seconded By: Councillor M. Christenson

Be it resolved that this council hereby approve this Agenda for the Open Meeting of Council and Special Council Meeting of June 8, 2023.

4.0 Disclosure of Pecuniary Interest - none

5.0 Resolution 2023 –156

Moved By: Councillor M. Mick      Seconded By: Councillor M. Christenson

Be it resolved that this Council move into the Closed Session to consider items concerning labour relations or employee negotiations, (*Municipal Act*, section 239 (2)).

Further be it resolved that should the said Closed Session be adjourned, the Council may reconvene in closed session to discuss the same matters without the need for a further authorizing resolution.

6.0 Closed Session – then moved back into Open Meeting.

7.0 Adjournment

Resolution 2023 – 157

Moved By: Councillor M. Mick      Seconded By: Councillor M. Christenson

Be it resolved that Council adjourns this meeting until 6:45 pm Tuesday June 13, 2023, or at the call of the Chair.

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Mayor: E. Palumbo

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Deputy Clerk: L. Mousseau

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Clerk: A. Blunt



## COUNCIL REPORT

<b>Date:</b> June 7, 2023	<b>Date Presented:</b> June 13, 2023
<b>Prepared By:</b> Steve Hemsworth	<b>Rank:</b> Fire Chief

### Operations

Responses for May	2023 Total
Medical – 0	4
Fires – 0	1
MVA – 0	3
Other- 0	0

### Personnel

Once again another one of our members has been hired by Sault Fire Services as a full time firefighter. Firefighter Noah Sartoretto will be continue his service with Prince Fire Department and we look forward to benefiting from his experiences.

We are continuing our summer student program this year. A high school student from Prince Township who will be attending the fire service program at Lambton College will be training with us through the summer to prepare him for his studies.

### Training

Training during May consisted of wild land fire suppression.

### Equipment

The build on our new pumper continues. It is now anticipated the truck will be completed by the end of June and to us by the end of July.

### Fire Prevention

Fire safety and prevention messaging is continuing to be distributed on the departments Facebook and Instagram social media accounts.

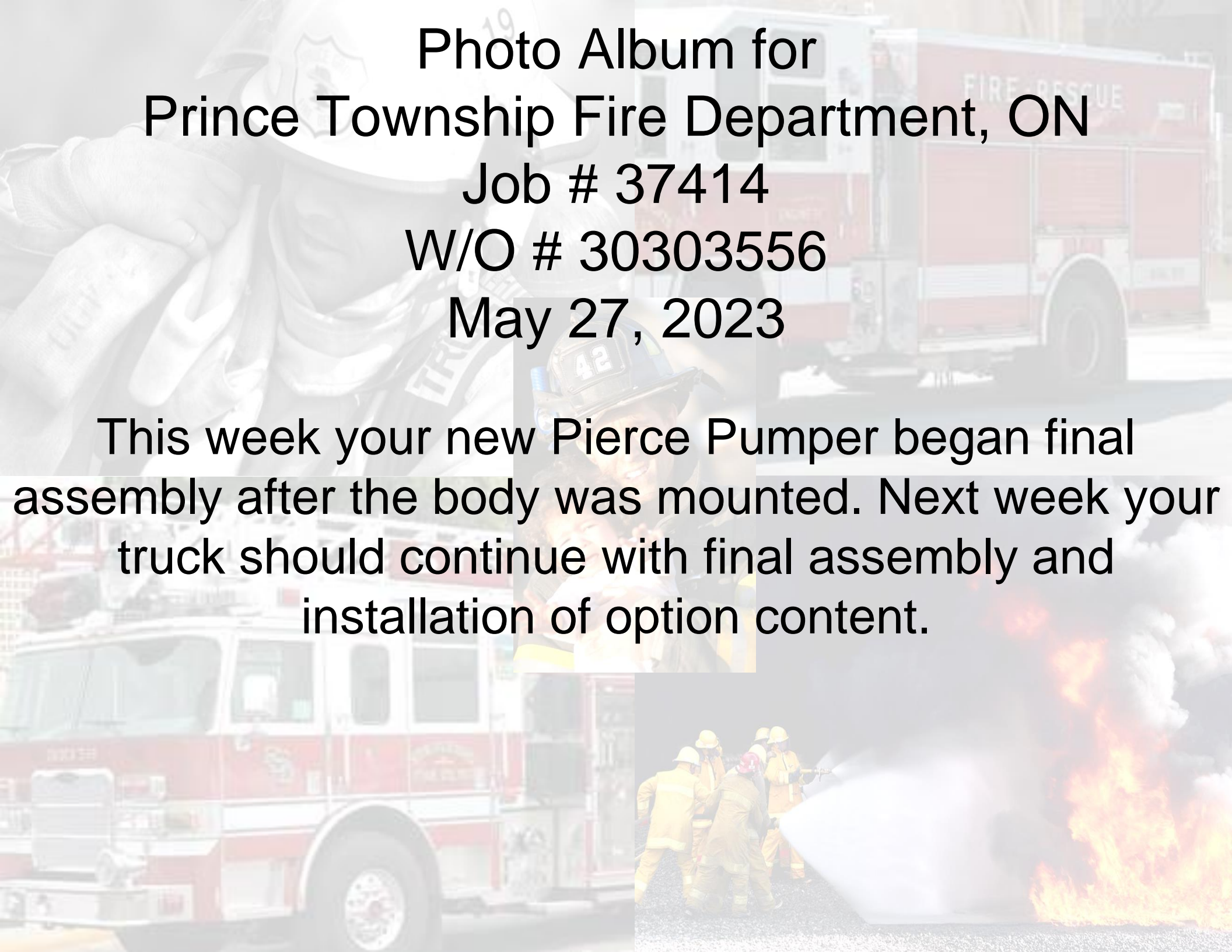


Photo Album for  
Prince Township Fire Department, ON  
Job # 37414  
W/O # 30303556  
May 27, 2023

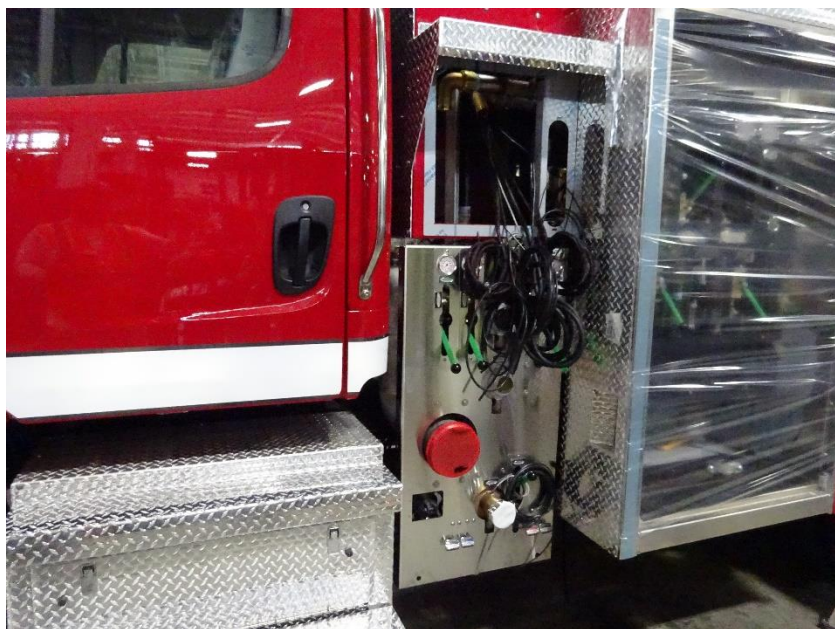
This week your new Pierce Pumper began final assembly after the body was mounted. Next week your truck should continue with final assembly and installation of option content.



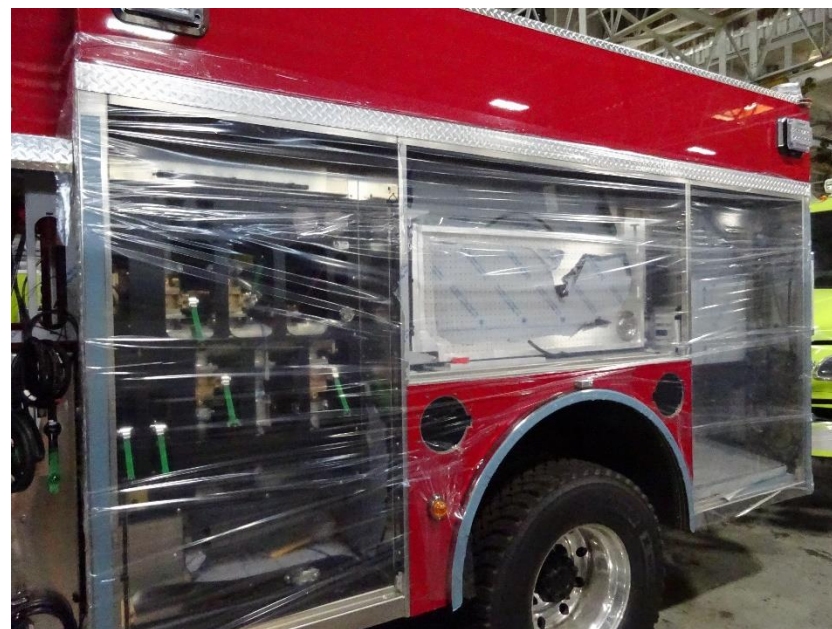
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DSC00367



DSC00368



DSC00369



DSC00370



DSC00371



DSC00372



DSC00373



DSC00374

**The Corporation of the Township of Prince**

3042 Second Line West,  
Prince Township, Ontario P6A 6K4  
clerk@twp.prince.on.ca

Phone 705-779-2992 Fax 705-779-2725

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**Staff Report:  
Circular Materials and Bluebox Transition****Purpose**

To update Council on the Blue Box transition and to seek approval for staff's recommendation to opt-out from the management of the recycling program as of July 1, 2023.

**Background**

Ontario is in the midst of a fundamental transition of its recycling programs. The existing framework which provides industry funding to reimburse a portion of municipalities' BlueBox costs, will move to a full producer-responsibility model where industry will be wholly responsible for the cost and operations of designated recycling programs.

All municipal blue box programs in the province will be transitioned over a three-year period to producer-responsible organizations (PROs) and the PROs, as led by Circular Materials Ontario (CMO), will assume responsibility for all blue box programs effective January 1, 2026.

Recently, CMO issued an offer to municipalities transitioning in 2023 to either remain involved in the management of their blue box programs beyond their transition dates or to withdraw from the blue box program and hand over all responsibility to the PROs.

Staff has decided to opt-out as of July 1, 2023. The City of Sault Ste. Marie also chose to opt out. Prince Township staff will only be responsible for posting recycling schedules to our newsletter and website in the manner we had been doing previously.

**Staff Recommendation**

Approve the opt-out as the office does not have the resources to manage this project with the producers.

*Please find the contract below for your review.*

**AGREEMENT**  
**for**  
**ELIGIBLE COMMUNITY PROMOTION AND EDUCATION**  
**(NO COLLECTION SERVICES)**



2023.03.10

This agreement (this “Agreement”) is entered into as of \_\_\_\_\_, (“Effective Date”)

Between

Township of Prince, a corporation incorporated under the laws of Ontario, having a place of business at 3042 Second Line West, Prince Township ON, P6A 6K4 (“Contractor”)

And

Circular Materials, a federal not-for-profit corporation, having a place of business at 1 St. Clair Avenue West, Suite 700, Toronto ON, M4V 1K6, operating as Circular Materials Ontario (“CMO”)

**RECITALS**

WHEREAS, CMO is the administrator of the common collection system for Blue Box Material; and

WHEREAS, CMO issued an offer to the Contractor in connection with the promotion and education of Blue Box Material and related services; and

WHEREAS, Contractor and CMO (each a “Party”, and collectively the “Parties”) jointly desire to enter into this Agreement respecting the promotion and education of Blue Box Material and related services for the Eligible Community listed in Exhibit 3; and

WHEREAS the Contractor agrees to provide the Work in accordance with the terms and conditions of this Agreement;

NOW, THEREFORE, in consideration of the promises, mutual covenants, and agreements contained herein, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Parties acknowledge and agree to all covenants, terms and conditions as stipulated in this Agreement, as follows:

**[Remainder of Page Intentionally Left Blank]**

## **EXHIBIT 1: SCOPE OF WORK AND OTHER PROVISIONS**

### **ARTICLE 1 DEFINITIONS**

#### **1.1 Definitions**

“BLUE BOX MATERIAL” has the meaning set out in the Regulation.

“COLLECTION SERVICES” means the work required for the collection, or receipt in the case of a depot, of Blue Box Material from an Eligible Source located within an Eligible Community and delivery of the collected Blue Box Material to a RF.

“ELIGIBLE COMMUNITY” has the meaning set out in the Regulation.

“ELIGIBLE SOURCES” means, collectively, (i) eligible sources as defined in the Regulation and (ii) sources agreed by the Parties to be eligible sources for the purposes of the Agreement.

“FACILITY” has the meaning set out in the Regulation.

“HOUSEHOLD” means (i) a Residence, (ii) a dwelling unit contained within the type of Facility described by section (a) of the definition of “facility” in the Regulation and (iii) households agreed by the Parties to be households for the purposes of the Agreement (including the households referred to in Exhibit 2).

“NON-BLUE BOX MATERIAL” means material that is not Blue Box Material

“PROMOTION AND EDUCATION MATERIAL” means promotion and education materials developed by CMO or the Contractor in respect of the Blue Box Material.

“RECEIVING FACILITY” or “RF” means any facility designated by CMO as the point where the entity delivering Collection Services is to unload Blue Box Material, including any alternate facilities identified by CMO for use when an RF is unable to accept Blue Box Material.

“REGULATION” means Ontario Regulation 391/21 under the (Ontario) Resource Recovery and Circular Economy Act, 2016.

“RESIDENCE” has the meaning set out in the Regulation.

“SERVICE COMMENCEMENT DATE” means the applicable date on which the Work commences in an Eligible Community.

“WORK” means the performance of services including the supply of all materials, equipment, labour, facilities, supervision, services, permits, licenses, or approvals required to complete the Contractor’s obligations under this Agreement.

## **ARTICLE 2 TERM**

### **2.1 Term**

This Agreement will commence on the Service Commencement Date and its initial term will continue until December 31, 2025 unless terminated as set out in Article 4. CMO and the Contractor, by mutually written agreement, may extend this Agreement for up to three (3) further periods of one (1) year each. The initial term and any such additional term or terms are herein referred to as the “Term”.

## **ARTICLE 3**

### **PROMOTION AND EDUCATION SERVICES**

#### **3.1 Promotion and Education Services**

(a) The Contractor shall have responsibility for executing the following promotion and education activities, as applicable, for Households identified in Exhibit 4 (“**Promotion and Education Activities**”):

- Waste guides and calendars
- Waste website widgets and related mobile apps.

(b) Where the Contractor is providing waste guides and calendars, the Contractor will have responsibility for:

(A) the development, design, printing, and distribution of the waste guides and calendars to Households.

(B) providing persons associated with Households information about Collection Services, including:

- the days and times that Collection Services are provided;
- a list of Blue Box Material that may be deposited into blue box receptacles;
- a list of materials that may not be deposited into blue box receptacles;
- a description of how blue box receptacles can be replaced, or how additional blue box receptacles can be requested; and
- the telephone number and email address of the Contractor delivering Collection Services at which persons may receive responses to questions or concerns relating to Collection Services.

(c) Where the Contractor is managing waste website widgets and related mobile apps, the Contractor will have responsibility for:

(A) Maintaining all subscription requirements;

(B) Managing any Non-Blue Box Material-related content and information, as applicable; and

(C) Providing CMO with a login account to allow CMO staff to manage content related to Blue Box Material.

(d) Contractor is to provide Promotion and Education Activities are at a standard similar to or exceeding the standard of Promotion and Education Activities prior to the Service Commencement Date.

(e) CMO shall not be obligated to join or instigate litigation to protect the right of the Contractor. The Contractor may independently enforce its rights under this Agreement against third party violators, including but not limited to seeking injunctive relief.

#### **ARTICLE 4 TERMINATION**

**4.1** Without prejudice to any other right or remedy CMO may have under this Agreement, CMO may terminate this Agreement, as follows:

(a) If there is a Legislative Change, immediately, upon written notice being provided to the Contractor; or

(b) If Contractor fails to deliver the Promotion and Education Activities set out in Section 3.1 or the standard of such Promotion and Education Activities falls below the standard prior to the Service Commencement date and does not rectify the failure within 30 calendar days of receipt of notice thereof from CMO.

**4.2** Either Party may, at any time and without cause, terminate this Agreement for convenience upon giving the other Party 180 days' written notice (or such shorter amount of notice if agreed in writing by the other Party).

#### **ARTICLE 5 STANDARD CONDITIONS**

##### **5.1 Governing Laws**

This Agreement will be interpreted and governed by the laws of the Province of Ontario.

##### **5.2 Compliance with Laws and Permits**

(a) The Contractor shall comply in all material respects with Applicable Laws and shall perform and complete the Work, and cause the Work to be performed and completed, in accordance with and in compliance with all Applicable Laws, including all Applicable Laws related to the environment and health and safety. If there is a conflict between the standards required by Applicable Laws, then Contractor shall perform and complete the Work in compliance with the higher or more rigorous standard.

(b) The Contractor shall obtain, and shall ensure Subcontractors obtain, all permits, permissions, licences, and approvals required to perform the Work.

##### **5.3 Assignment**

This Agreement enures to the benefit of and is binding upon the Contractor and CMO and their successors and permitted assigns. The Contractor shall not assign, transfer (including a change in control of Contractor), convey or otherwise dispose of this Agreement, including any rights or obligations under this Agreement, or its power to execute such Agreement, without the prior written consent of CMO.

#### **5.4 Contractor to Make Examinations**

The Contractor has made its own examination, investigation, and research regarding proper methods of providing the Work and all conditions affecting the Work under this Agreement, and the labour, equipment and materials needed thereon, and the quantity of the work to be performed. The Contractor agrees that it has satisfied itself based on its own investigation and research regarding all such conditions, that its conclusion to enter into this Agreement was based upon such investigation and research, and that it shall make no claim against CMO because of any of the estimates, statements or interpretations made by any officer or agent of CMO that may be erroneous.

#### **5.5 Changes to Agreement**

(a) Changes to this Agreement may only be made in writing signed by duly authorized representatives of both Parties.

(b) Except as otherwise expressly stated in this Agreement, no amendment, supplement, modification or waiver or termination of this Agreement and, unless otherwise specified, no consent or approval by any Party, is binding unless executed in writing and signed by an authorized representative of each Party. Notwithstanding the foregoing, CMO may propose any revisions to this Agreement necessary to comply with amendments to the Regulation or other notices, interpretations, rulings, directives or other communications issued pursuant to the Regulation (collectively, "Communications"), and CMO will provide the Contractor with written notice of such proposed revisions as soon as reasonably practicable. CMO shall make commercially reasonable efforts to consider and respond to reasonable written feedback related to such revisions received from the Contractor within thirty (30) calendar days of receiving such feedback.

#### **5.6 Conflicts and Omissions**

(a) Neither Party to this Agreement shall take advantage of any apparent error or omission in this Agreement. Any Work not herein specified which is necessary for the proper performance and completion of any Work contemplated, which may be implied as included in this Agreement, shall be done by the Contractor as if such Work had been specified and shall not be construed as a variation of the Work.

(b) If the Contractor discovers any provision in this Agreement which is contrary to, or inconsistent with any Applicable Law, the Contractor shall forthwith report the inconsistency or conflict to CMO in writing and shall not perform the Work impacted by such inconsistency or conflict until it receives instructions from CMO.

#### **5.7 Duty to Notify**

If the Contractor becomes aware of any problem and/or condition which may adversely affect the performance of the Work, or the ability of the Contractor to conform with any requirements for the term of this Agreement, then the Contractor shall promptly, and in no event more than two (2) Business Days after becoming aware of same, notify CMO, in writing, of such occurrence and of the nature of the relevant problem or condition in sufficient detail to permit CMO to understand the nature and scope thereof. In any event, the Contractor will provide such written progress reports to CMO as reasonably requested by CMO but not less frequently than monthly unless otherwise agreed to in writing by CMO.

### **5.8 Severability**

(a) If, for any reason, any part, term, or provision of this Agreement is held by a court of the Province of Ontario to be illegal, void or unenforceable, the validity of the remaining provisions shall not be affected, and the rights and obligations of the Parties shall be construed and enforced as if this Agreement did not contain the particular provision held to be invalid.

(b) If it should appear that any provision hereof conflicts with any statutory provision of the Province of Ontario or Government of Canada, said provision, which may conflict therewith, shall be deemed inoperative and null and void insofar as it may be in conflict therewith, and shall be deemed modified to conform to such statutory provisions.

### **5.9 Further Assurances**

Each Party shall, at its expense, do, execute and deliver, or cause to be done, executed and delivered, such further acts and documents as the other Party may reasonably request from time to time for the purpose of giving effect to this Agreement or carrying out the intention or facilitating the performance of the terms of this Agreement.

### **5.10 Counterparts**

This Agreement may be executed in counterparts, each of which shall be deemed an original and which, taken together, shall constitute one and the same instrument. Each counterpart of this Agreement may be executed by electronic signature. CMO and the Contractor shall execute and deliver such further and other documents and do and perform such further and other acts or things as may be necessary or desirable to give full effect to this Agreement.

### **5.11 Notice**

Unless expressly stated otherwise, any notice, request, consent, claim, demand, waiver or other communication required or permitted to be given in connection with this Agreement must be given in writing and will be given by hand or sent by courier or emailed, in each case addressed as follows, and will be deemed to have been received on the day of receipt if by hand or courier, or if given by email three (3) business days after confirmation of email transmission.

#### **To CMO:**

Circular Materials Ontario 1 St. Clair Avenue West, Suite 700  
Toronto, ON M4V 1K6 Attention: Jennifer James, Director, Marketing & Communications –  
Eastern Canada

Email: [operations@circularmaterials.ca](mailto:operations@circularmaterials.ca)

#### **To Contractor:**

Township of Prince 3042 Second Line West  
Prince Township, ON P6A 6K4 Attention: LeeAnn Bagg  
Email: [adminassist@princetwp.ca](mailto:adminassist@princetwp.ca)

8 2023.03.10

**IN WITNESS WHEREOF**, the terms and conditions of this Agreement are acknowledged and agreed to by the Parties as of the date first listed above.

**Township of Prince**

By:

Name:

Title:

By:

Name:

Title:

We have authority to bind the Contractor.

**Circular Materials Ontario**

By:

Name: Allen Langdon

Title: CEO

I have authority to bind CMO

<b>EXHIBIT 2: HOUSEHOLDS RECEIVING COLLECTION SERVICES Eligible Community</b>	<b>Number of Households Receiving Collection Services</b>
Township of Prince	405





## The Corporation of the Township of Prince

3042 Second Line West,  
 Prince Township, Ontario P6A 6K4  
 clerk@twp.prince.on.ca  
 Phone 705-779-2992 Fax 705-779-2725

### May 2023 Expenditure Report Prince Township

Chq #	Date	Vendor	Amount
10565	5/4/2023	Bell Canada	\$125.23
10566	5/4/2023	City of Sault Ste Marie	\$336.30
10567	5/4/2023	Public Utilities Corporation	\$613.75
10568	5/4/2023	Spectrum Group	\$443.63
10569	5/4/2023	WirelessCom Ca Inc.	\$484.71
10570	5/4/2023	Receiver General	\$11,582.29
10571	5/4/2023	Ironside Consulting Services Inc.	\$1,130.00
10572	5/4/2023	Superior Tile & Floor Covering	\$596.64
10574	5/4/2023	GFL Environmental Inc.	\$7,443.31
10575	5/4/2023	Orkin Canada Corporation	\$166.16
10576	5/4/2023	Stephen Turco, RPP	\$1,200.00
10577	5/4/2023	Steve Hemsworth	\$281.36
10578	5/4/2023	ENBRIDGE GAS INC.	\$85.90
10579	5/4/2023	NORTHERN INSURANCE BROKERS INC.	\$982.80
10580	5/4/2023	Katherine Pateman	\$30.00
10581	5/4/2023	Benji Pomber	\$30.00
10582	5/4/2023	Ryan Crevier	\$30.00
10583	5/11/2023	Archibald Bros.	\$870.10
10584	5/11/2023	Algoma Public Health	\$9,857.00
10585	5/11/2023	Paul MacPherson	\$70.00
10586	5/11/2023	Samantha Pigeau	\$32.46
10587	5/11/2023	MICHEAL LANDMARK	\$216.00
10589	5/23/2023	Airways General Store	\$397.45
10590	5/23/2023	Pioneer Construction Inc.	\$884.54
10591	5/23/2023	Mary Moore	\$129.09
10592	5/23/2023	Kristi LaForrest	\$108.00
10593	5/26/2023	City of Sault Ste Marie	\$22,941.46
10594	5/26/2023	Minister of Finance - Ontario	\$520.00
10595	5/26/2023	Lorraine Mousseau	\$238.43
10596	5/26/2023	Topline Electric Limited	\$496.07
10597	5/26/2023	TIFFANY BAXTER	\$53.97
10598	5/26/2023	Kristi LaForrest	\$108.43

10599	5/26/2023	Melissa Silver-refund for overpayment of taxes	\$1,726.88
			<b>\$64,211.96</b>

**May Revenue Report Prince Township**

Bag Tags	\$16.00
Dog Tags	\$30.00
Fire Permits	\$740.00
Hall Rental	\$453.75
Marina Revenue	\$3,857.35
Opening & Closing	\$700.00
Recreation Revenue	\$282.28
Tax Certificate	\$50.00
	\$6,129.38
Property Tax	\$199,967.66
	<b>\$206,097.04</b>

- No Due to From account because it had zero transactions

THE CORPORATION of THE TOWNSHIP of PRINCE

By-Law 2023-15

***BEING A BY-LAW to adopt a Health and Wellness Payment to Prince Township municipal staff consisting of \$500 to full-time staff and \$250 to seasonal and part-time staff.***

WHEREAS full-time staff is referred to municipal employees who work for the township 40 hours a week and part-time staff is referred to municipal employees who work for the township less than 40 hours a week, and seasonal staff is referred to municipal staff that work less than 12 months of the year.

Read and adopted by Resolution 2023- this 13<sup>th</sup> day of June 2023.

---

Enzo Palumbo, Mayor

---

Antoinette Blunt, Interim Clerk

**THE CORPORATION of THE TOWNSHIP of PRINCE**

**By-Law 2023-16**

***BEING A BY-LAW to amend Position Description for CAO/Clerk.***

WHEREAS

Read and adopted by Resolution 2023- this 13<sup>th</sup> day of June 2023.

---

Enzo Palumbo, Mayor

---

Antoinette Blunt, Interim Clerk

**THE CORPORATION of THE TOWNSHIP of PRINCE**

**By-Law 2023-17**

***BEING A BY-LAW to cease the purchase of services of Peggy Greco.***

WHEREAS

Read and adopted by Resolution 2023- this 13<sup>th</sup> day of June 2023.

---

Enzo Palumbo, Mayor

---

Antoinette Blunt, Interim Clerk

SEAL

## RE: INQUIRY INTO PAST OFFICIAL PLAN UPDATE/PROPOSAL



**Steve Turco**

24 May 2023, 16:28 (16  
hours ago)

to me

It's something that Peggy and I discussed but that was some time ago. I did provide the Township a proposal but again, that was a few years ago, and with new legislation that has passed, it would be an outdated proposal. If this is something that the Township would like to pursue, I can give some thought on a itemized proposal for the Township's consideration and if there is interest to move forward, I can provide a more detailed proposal with an associated cost. Happy to hear your thoughts on this and if you'd like to discuss, please do not hesitate to Call me at 705-542-6070. Thanks. Steve.

Sent from my iPhone

On May 24, 2023, at 8:43 AM, Assistant Township Clerk <[adminassist@princetwp.ca](mailto:adminassist@princetwp.ca)> wrote:

---

# Prince Twp - Recreational Committee

## Meeting Minutes

### Attendees

**Council Representative:** Margaret Christenson

**Rec Members:** Tiffany Baxter, Mary Jin-Moore, Samantha Pigeau, Jane Weir, Adam Lyons, Kristi Laforrest, Serena Madonna

**Regrets:** Tiana Trutenko

### Purpose of the Meeting

1. Call to order
2. Approve minutes of meeting on May 2, 2023
3. Business arising from previous meeting
  - a. Vendor show/mother day tea update
  - b. Discuss summer events
  - c. Yard Sale update
  - d. Discuss registration of events process
  - e. Promote for more members at large
4. New Business
  - a. Liquor License, office needs inventory list and how we're going to go about removal
  - b. Indian palate dinner options
5. Other business
6. Schedule next meeting
7. Adjournment

### Summary of Discussion

#### Call To Order

- Meeting called to order 6:05pm by Kristi

#### Approval of Meeting Minutes from May 2nd, 2023

- Motion to approve minutes by Adam, M2C by Kristi - Carried
-

## Business arising from minutes

### a. Vendor show/mother day tea update

87 people in attendance, sold out of biscotti's. Olar Photography had over 20 groups of customers, Wood Lye and Resin would be interested in partnering up with us for the vendor shows to help get more vendors and we would excuse that business' vendor fee if he could bring X amount of vendors.

### b. Discuss summer events

Pound workouts will hopefully resume next week. It hasn't been going the last 2 weeks due to scheduling conflicts with rec members.

KettleBell class is going to be moved to the late afternoons/evenings to help bring up attendance. Boots & Saddles haven't reached out to the instructor so the recreation committee assumes it's not happening at that location this summer.

Rec is interested in hosting a movie night in the pavilion (we have 2 fridges out in the pavilion, popcorn maker, bbq), discussions about watching Jaws at the pavilion was brought up as well.

### c. Yard Sale update

4 addresses and 3 tables in the pavilion (2 more addresses are hoping to be added shortly).

Recreation members agreed to do a giveaway on facebook to give away a free table under the pavilion. Tag a friend you know that owns too much stuff for a chance for them to win a free table under the pavilion to sell their stuff.

Sam will contact Sarah D to discuss running a yoga session on the yard during this event to help draw a crowd.

Tiffany will reach out to vendors to try and get more tables sold under the pavilion.

Jane offered use of her voting sign to use as a base for new posters to promote this event.

### d. Discuss registration of events process

Registration online is going well. This will continue to be our way of registration costs and forms for rec events.

### e. Promote for more members at large

Use our social media accounts to advertise our next meeting and hopefully get the contact information at the meeting of people who are wanting to volunteer with the committee.



## New Business

- a. Liquor License, office needs inventory list and how we're going to go about removal

On behalf of the Recreation Committee, Margaret will further discuss this with the office. Rec will send out 3 recommendations to council for removal of the alcohol from the facility. Tiffany & Serena will do inventory of the alcohol in the bar.

- b. Indian palate dinner options

Mary is wanting to partner up with a community member in the Sault to have an Indian cuisine night. Approximately \$40 per person, tickets needed to be sold beforehand to be able to prepare enough food.

- c. Other Business

News from previous council meeting: Active members of the Recreation Committee can rent the hall twice a year at a discounted rate for your own personal use.

Create a gmail account for the Recreation Committee. Kristi and Tiana have access to it.

Fall Vendor show - September 23rd, 2023

- Sam will connect with Olar to make sure she is available and contact Wood, Resin & Lye business to collaborate with this event.

Meeting Adjourned at 7:45pm

## Next Meeting

Date: Tuesday, June 27 @ 6pm



May 2023

Your Worship,

Whether you live in a large, cosmopolitan city or a small hamlet, you have been faced with the opioid crisis facing Canadians.

The National Chronic Pain Society is asking for your assistance to help patients suffering from chronic pain from becoming addicted to opioids.

Recently, the Ontario College of Physicians and Surgeons has made a decision that will lead more people who suffer from chronic pain to turn to opioids to alleviate their pain. The College is targeting community pain clinics by requiring the use of ultrasound technology in the administration of nerve block injections by licensed physicians. They are not mandating this requirement for physicians in any other capacity, such as epidurals in hospitals. This requirement will increase the time it takes to administer the nerve block and, therefore, reduce the number of patients a physician can see in a day.

Also, the Ontario Health Insurance Plan (OHIP) is proposing to reduce coverage for several vital healthcare services, including a drastic reduction in the number and frequency of nerve block injections a patient can receive. These changes have been proposed without any consultation with pain management medical professionals or with their patients. This cut will force chronic pain clinics to shut down, putting a greater strain on family physicians and emergency rooms.

With the reduction in the number of nerve blocks being administered, many patients, looking for pain relief, will turn to overcrowded emergency rooms, opioid prescriptions from doctors or opioid street drugs.

We are asking that your Council pass a motion requesting that the Government of Ontario maintain OHIP coverage for chronic pain treatments and continue to provide much-needed care for the people of Ontario.

Further if you can please communicate that motion to the Premier, Minister of Health, Associate Minister of Mental Health and Addictions and your local MPP(s),

Thank you for your kind consideration of this matter. If you have any question, please do not hesitate to contact me at 1-800-252-1837, or by email at [info@nationalchronicpainsociety.org](mailto:info@nationalchronicpainsociety.org). You may also contact me through Elias Diamantopoulos of GTA Strategies at (416) 499-4588 ext. 6, or at [elias@gtastrategies.com](mailto:elias@gtastrategies.com).

Sincerely,

A handwritten signature in black ink, appearing to read "Leeann Corbeil".

Leeann Corbeil, Executive Director  
National Chronic Pain Society

Hello,

Throughout the years, our municipality has had several water aerodrome owners and pilots. Currently, one resident owns both a water aerodrome and a land aerodrome. The municipality and our residents, have never had an issue with either until recently. This new case is quite different for the following reasons:

- The proponent did not consult with provincial and municipal authorities, did not obtain a building permit, and has refused to reveal his final construction plans.
- The proponent did not disclose his true intentions to his neighbours, the lake association, or the municipality.
- The dock is massive - made of structural steel, and more significant in size and weight than any dock in Armour Township.
- The dock is intended for mixed-use – two boat slips - which does not support the core competency of the Aeronautics Act.
- The proponent does not own a float plane.

The Three Mile Lake Community Club within the Township of Armour also continues to discuss this situation with Transport Canada. There have also been media reports [What's up dock? Water aerodrome construction raises concerns in Armour \(northbaynipissing.com\)](http://northbaynipissing.com) and there is an active petition to the Canadian Parliament [Petition e-4364 - Petitions \(ourcommons.ca\)](https://ourcommons.ca)

Please support the attached resolution and call on Transport Canada to amend current legislation regarding water aerodromes to require mandatory consultation and transparency with provincial and municipal authorities prior to construction and to state that 'mixed-use' docks and structures will not be permitted.

We ask that you also support Petition e-4364 – Petition to the Minister of Transport. It is open for signature until June 25, 2023.

Respectfully submitted,

*Charlene Watt*

Deputy Clerk, Dipl.M.M.  
Township of Armour  
PO Box [533, 56 Ontario Street](#)  
[Burk's Falls, Ontario P0A 1C0](#)  
Telephone: 705-382-3332  
Fax: 705-382-2068  
Website: [www.armourtownship.ca](http://www.armourtownship.ca)



## CORPORATION OF THE TOWNSHIP OF ARMOUR

### RESOLUTION

**Date:** May 9, 2023

**Motion #** 132

**WHEREAS** some proponents of water aerodromes claim federal jurisdiction to bypass provincial and municipal authorities and build massive docks and boathouses under the guise of the Aeronautics Act;

**AND WHEREAS** Transport Canada does not require proponents of water aerodromes to follow the same registration and certification procedures as land aerodromes;

**AND WHEREAS** Transport Canada's current regulations for water aerodromes fail to state that mixed-use docks and structures are not permitted;

**AND WHEREAS** Transport Canada does not require a proponent to be transparent with local authorities about their intentions or submit a building permit and final construction plans;

**AND WHEREAS** Transport Canada does not require a proponent to provide the municipality with a copy of the water aerodrome registration or certification documents;

**AND WHEREAS** Registration and certification of water aerodromes are done without environmental impact assessments from provincial and municipal authorities;

**AND WHEREAS** Registration and certification of water aerodromes are done without safety assessments from local authorities;

**AND WHEREAS** Transport Canada's loopholes in the regulations lead to lengthy court battles paid by provincial and municipal jurisdictions.

**NOW THEREFORE**, be it resolved that the Council of the Township of Armour supports efforts to raise awareness about the loopholes in current regulations regarding water aerodromes that allow proponents to build massive docks and boathouses without municipal consultation, approval, or adherence to bylaws and regulations.

**AND FURTHERMORE**, The Council of the Township of Armour endorses the letter from the Three Mile Lake Community Club Inc. and calls on Transport Canada to:

- Amend current legislation regarding water aerodromes to require mandatory consultation and transparency with provincial and municipal authorities prior to construction.
- State that 'mixed-use' docks and structures will not be permitted.

**AND FURTHERMORE**, the Council of the Township of Armour urges all mentioned in this resolution to **support petition e-4364** to the Minister of Transport, Omar Alghabra.

Petition e-4364 - Petitions (ourcommons.ca)

**AND FURTHERMORE**, be it resolved that this resolution be forwarded to neighbouring municipalities, the Association of Municipalities of Ontario (AMO), the Federation of Canadian Municipalities (FCM). Federation of Northern Ontario Municipalities (FONOM), Association of Municipal Managers, Clerks and Treasurers of Ontario (AMCTO), MP Scott Aitchison, MP Marcus Powlowski (Haliburton-Kawartha Lakes-Brock, Ontario), Graydon Smith MPP.

**Moved by:**

- Blakelock, Rod
- Brandt, Jerry
- Haggart-Davis, Dorothy
- Ward, Rod
- Whitwell, Wendy

**Seconded by:**

- Blakelock, Rod
- Brandt, Jerry
- Haggart-Davis, Dorothy
- Ward, Rod
- Whitwell, Wendy

Carried / Defeated \_\_\_\_\_

*R*

**Declaration of Pecuniary Interest by:** \_\_\_\_\_

**Recorded vote requested by:** \_\_\_\_\_

Recorded Vote:

Blakelock, Rod

Brandt, Jerry

Haggart-Davis, Dorothy

Ward, Rod

Whitwell, Wendy

For

Opposed



## Request for Delegations and Program Update for 2023 AMO Conference

AMO Events <events@amo.on.ca>  
 Reply-To: events@amo.on.ca  
 To: clerk@twp.prince.on.ca

Sat, May 13, 2023 at 7:01 AM

AMO Update not displaying correctly? [View the online version](#)  
 Add [Communicate@amo.on.ca](mailto:Communicate@amo.on.ca) to your safe list



May 13, 2023

# Request for Delegations and Program Update for 2023 AMO Conference August 20 – 23, 2023, London, Ontario

## Request for Delegation Meetings

The Ministry of Municipal Affairs and Housing (MMAH) has opened its request for delegation process for the 2023 Association of Municipalities of Ontario (AMO) Annual General Meeting and Conference.

Delegation meetings are a unique opportunity to meet with provincial ministers and staff on matters of local interest.

The request for delegations is open until **June 9, 2023**. To request a delegation meeting, click [here](#).

## Program Update

Hosted by the City of London at the RBC Place and Delta Armouries, AMO 2023 will offer a robust [program](#) with highly anticipated plenary stage highlights including remarks from provincial leaders, the Ministers' Forum, the Women's Leadership Panel, and opening keynote speaker The Hon. Catherine McKenna.

Concurrent sessions will explore current issues on the municipal radar. Topics include:

- The Evolving Provincial Housing Framework
- Opportunities for Energy Innovation
- The Importance of Parks and Recreation
- Municipal Property Assessment Corporate Annual Update
- Streamlining Building Permit Processes
- Municipal Liability and Risk Management
- Serving our Indigenous Residents: Collaborating for Better Outcomes
- Connecting Ontario: Update on Ontario's Broadband Rollout
- Working with Non-Profits and Community Organizations
- Circular Economy
- Transforming Health in Ontario
- An Accessible Ontario by 2025: Will We Achieve It?

Registration information is [here](#).

Contact: [events@AMO.on.ca](mailto:events@AMO.on.ca)

\*Disclaimer: The Association of Municipalities of Ontario (AMO) is unable to provide any warranty regarding the accuracy or completeness of third-party submissions. Distribution of these items does not imply an endorsement of the views, information or services mentioned.



Please consider the environment  
before printing this.

Association of Municipalities of Ontario  
200 University Ave. Suite 801, Toronto ON Canada M5H 3C6

Wish to Adjust your AMO Communication Preferences ? [Click Here](#)





Minister of Municipal  
Affairs and Housing  
Hon. Steve Clark  
777 Bay St  
17th Floor, Toronto  
ON M5G 2E5  
VIA EMAIL:  
[steve.clark@pc.ola.org](mailto:steve.clark@pc.ola.org)

Minister of Finance  
Peter Bethlenfalvy  
Ministry of Finance  
Frost Building South  
7th Floor, 7 Queen's Park Cres.  
Toronto, ON M7A 1Y7  
VIA EMAIL:  
[Peter.Bethlenfalvy@pc.ola.org](mailto:Peter.Bethlenfalvy@pc.ola.org)

Township of Puslinch  
7404 Wellington Road 34  
Puslinch, ON N0B 2J0  
[www.puslinch.ca](http://www.puslinch.ca)

June 1, 2023

Dear Minister Clark and Minister Bethlenfalvy,

Please be advised that the Township of Puslinch Council, at its meeting held on May 24, 2023 received a report from the Township Finance Department regarding the reinstatement of legislation permitting a municipality to retain surplus proceeds from tax sales.

Prior to being repealed by the Modernizing Ontario's Municipal Legislation Act, 2017, Section 380(6) of the Municipal Act, 2001 allowed for a municipality to retain surplus proceeds from tax sales within their jurisdiction. The Township agrees with other municipalities that the Public Tax Sale process is burdensome to a municipality who invests a considerable amount of time and money recovering these proceeds for the potential sole benefit of the Crown in Right of Ontario.

As a result of this discussion, Council passed the following resolution:

**Resolution No. 2023-175:** Moved by Councillor Bailey and  
Seconded by Councillor Hurst

THAT Report FIN-2023-022 entitled Reinstatement of Legislation Permitting a Municipality to Retain Surplus Proceeds from Tax Sales be received; and

THAT Council direct Township staff to send a letter to all relevant taxation bodies, including the Ministry of Municipal Affairs, the Ministry of Finance, Wellington County Council, MPP Ted Arnott, Association of the Municipalities of Ontario and all other municipalities in





Ontario urging them to re-instate previous legislation that permitted a Municipality to apply for and retain the surplus proceeds from a tax sale in their jurisdiction.

**CARRIED**

As per the above resolution, please accept a copy of this correspondence for your information and consideration.

Sincerely,

Courtenay Hoytfox  
Municipal Clerk

CC:

Wellington County Council [jennifera@wellington.ca](mailto:jennifera@wellington.ca)

Honourable Ted Arnott, MPP [ted.arnottco@pc.ola.org](mailto:ted.arnottco@pc.ola.org)

Association of Municipalities of Ontario (AMO) [amo@amo.on.ca](mailto:amo@amo.on.ca)

All Ontario Municipalities



## **REPORT FIN-2023-022**

---

TO: Mayor and Members of Council

PREPARED BY: Mary Hasan, Director of Finance/Treasurer

PRESENTED BY: Mary Hasan, Director of Finance/Treasurer

MEETING DATE: May 24, 2023

SUBJECT: Reinstatement of Legislation Permitting a Municipality to Retain Surplus Proceeds from Tax Sales  
File: F22 TAX

---

### **RECOMMENDATIONS**

**THAT Report FIN-2023-022 entitled Reinstatement of Legislation Permitting a Municipality to Retain Surplus Proceeds from Tax Sales be received; and**

**THAT Council direct Township staff to send a letter to all relevant taxation bodies, including the Ministry of Municipal Affairs, the Ministry of Finance, Wellington County Council, MPP Ted Arnott, Association of the Municipalities of Ontario and all other municipalities in Ontario urging them to re-instate previous legislation that permitted a Municipality to apply for and retain the surplus proceeds from a tax sale in their jurisdiction.**

### **Purpose**

The purpose of this report is to report back to Council based on direction from Council at their meeting held on April 12, 2023.

### **Background**

Council at its meeting held on April 12, 2023 received Consent Item No. 6.26 and Consent Item No. 6.27. Council directed staff to forward Consent Item No. 6.26 to RealTax to obtain their input in order to report back to Council on this matter.

Attached as Schedule A to this Report is Consent Item No. 6.26 from the Town of Essex which was listed on the April 12, 2023 Council agenda regarding the reinstatement of Legislation Permitting a Municipality to Retain Surplus Proceeds from Tax Sales. Attached as Schedule B to this Report is Consent Item No. 6.27 from the Town of Plympton-Wyoming which was listed on the April 12, 2023 Council agenda supporting the resolution from the Town of Essex.

Township staff agree with these municipalities that the Public Tax Sale process is burdensome to a municipality who invests a considerable amount of time and money recovering these proceeds for the potential sole benefit of the Crown in Right of Ontario.

Township staff forwarded this information to RealTax to obtain their input. RealTax assists the Township with the tax registration process and public tax sales. RealTax advised that they do hope that municipalities regain this process and have the legislation reversed. The surplus funds are what is over and above the minimum tender amount (ie. the cancellation price which is the amount of tax arrears that are outstanding inclusive of legal costs, RealTax costs, outstanding taxes, outstanding penalties/interest, etc.) and the actual tender amount in a successful tax sale.

These funds must be paid into the Superior Court of Justice in accordance with the current provisions outlined in Section 380 of the current Municipal Act.

Prior to 2018, Section 380 of the Municipal Act included the following provisions regarding the proceeds of sale with the relevant items for municipalities underlined below:

380. (1) The proceeds of a sale under section 379 shall,

(a) firstly, be applied to pay the cancellation price;

(b) secondly, be paid to all persons, other than the owner, having an interest in the land according to their priority at law; and

(c) thirdly, be paid to the person who immediately before the registration of the tax deed was the owner of the land.

(2) The treasurer shall pay the proceeds of sale, minus the cancellation price, into the Superior Court of Justice together with a statement outlining the facts under which the payment into court is made including,

(a) whether the land, at the time of the registration of the tax arrears certificate, was vested in the Crown because of an escheat or forfeiture under the *Business Corporations Act* or the *Corporations Act*;

(b) the date that payment is being made into court; and

(c) a notice that a person claiming entitlement to the proceeds of sale must apply to the Superior Court of Justice within one year of the payment into court.

(3) *Within 60 days after making a payment into court under subsection (2), the treasurer shall send a copy of the statement to the Public Guardian and Trustee and to the persons to whom the treasurer sent notice under subsection 379 (1).*

(4) *Any person claiming entitlement under clause (1) (b) or (c) may apply to the Superior Court of Justice within one year of the payment into court under subsection (2) for payment out of court of the amount to which the person is entitled.*

(5) *The court shall, after one year has passed from the day the payment was made into court, determine all of the entitlements to receive payments out of the proceeds of sale.*

(6) *If no person makes an application under subsection (4) within the one-year period referred to in that subsection, the amount paid into court under subsection (2) shall be deemed to be forfeited.*

(a) *to the Public Guardian and Trustee if, at the time of the registration of the tax arrears certificate, the land was vested in the Crown because of an escheat or forfeiture under the Business Corporations Act or the Corporations Act; or*

(b) *in any other case, to the municipality.*

(7) *The Public Guardian and Trustee or the municipality, as the case may be, may apply to the Superior Court of Justice for payment out of court of the amount that was paid in.*

(8) *In the absence of evidence to the contrary, the Superior Court of Justice may rely on the statement of the treasurer under subsection (2) in determining whether the amount paid into court under that subsection is forfeited to the Public Guardian and Trustee or the municipality under subsection (6).*

(9) *Money received by a municipality under subsection (6) shall be paid into the general funds of the municipality.*

### **Financial Implications**

As outlined throughout this Report.

### **Applicable Legislation and Requirements**

Section 380 of the Municipal Act

**Engagement Opportunities**

Staff recommend that Council direct Township staff to send a letter to all relevant taxation bodies, including the Ministry of Municipal Affairs, the Ministry of Finance, Wellington County Council, MPP Ted Arnott, Association of the Municipalities of Ontario and all other municipalities in Ontario urging them to re-instate previous legislation that permitted a Municipality to apply for and retain the surplus proceeds from a tax sale in their jurisdiction.

**Attachments**

Schedule A – Consent Item No. 6.26 listed on the April 12, 2023 Council Meeting from the Town of Essex regarding the reinstatement of Legislation Permitting a Municipality to Retain Surplus Proceeds from Tax Sales

Schedule B - Consent Item No. 6.27 listed on the April 12, 2023 Council Meeting from the Town of Plympton-Wyoming supporting the resolution from the Town of Essex

**Respectfully submitted:**

**Mary Hasan**  
**Director of Finance/Treasurer**



**CORPORATION OF THE TOWN OF ESSEX**

33 Talbot Street South, Essex, Ontario, N8M 1A8  
p: 519.776.7336 f: 519.776.8811 | [essex.ca](http://essex.ca)

**Honourable Steve Clark**

March 22, 2023

Ministry of Municipal Affairs and Housing  
College Park 17<sup>th</sup> Floor, 777 Bay Street  
Toronto, ON M7A 2J3

RE: The Reinstatement of Legislation Permitting a Municipality to Retain Surplus Proceeds from Tax Sales

---

Dear Honourable Steve Clark,

At its Regular Council Meeting held on March 6, 2023, Mayor Bondy brought forward a Notice of Motion for Council's consideration regarding the reinstatement of previous legislation permitting a municipality to retain surplus proceeds from tax sales. It was discussed that, prior to being repealed by the Modernizing Ontario's Municipal Legislation Act, 2017, Section 380(6) of the Municipal Act, 2001 allowed for a municipality to retain surplus proceeds from tax sales within their jurisdiction. It was further noted that the Public Tax Sale process is burdensome to a municipality who invest a considerable amount of time and money recovering these proceeds for the potential sole benefit of the Crown in Right of Ontario.

As a result of this discussion, Council passed the following resolution:

**R23-03-081**

Moved by: Mayor Bondy

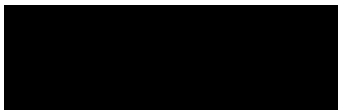
Seconded by: Councillor Allard

**That** Council direct Administration to send a letter to all relevant taxation bodies, including the Ministry of Municipal Affairs, the Ministry of Finance, Essex County Council, MPP Anthony Leardi, Association of the Municipalities of Ontario and all other municipalities in Ontario urging them to re-instate previous legislation that permitted a Municipality to apply for and retain the surplus proceeds from a tax sale in their jurisdiction.

**Carried**

I trust you will find this satisfactory. If you have any questions or comments, please feel free to contact the undersigned.

Yours truly,



**Shelley Brown**

Acting Clerk

[sbrown@essex.ca](mailto:sbrown@essex.ca)



**CORPORATION OF THE TOWN OF ESSEX**

33 Talbot Street South, Essex, Ontario, N8M 1A8

p: 519.776.7336 f: 519.776.8811 | [essex.ca](http://essex.ca)

**c.c.** Honourable Peter Bethlenfalvy, Minister of Finance  
[minister.fin@ontario.ca](mailto:minister.fin@ontario.ca)

Mary Birch, Interim Chief Administrative Officer  
[mbirch@countyofessex.ca](mailto:mbirch@countyofessex.ca)

Anthony Leardi, MPP  
[anthony.leardi@pc.ola.org](mailto:anthony.leardi@pc.ola.org)

Association of Municipalities of Ontario (“AMO”)  
[resolutions@amo.on.ca](mailto:resolutions@amo.on.ca)

All other municipalities in Ontario



The Honourable Steve Clark  
Minister of Municipal Affairs & Housing  
[minister.mah@ontario.ca](mailto:minister.mah@ontario.ca)

The Honourable Peter Bethlenfalvy  
Minister of Finance  
[minister.fin@ontario.ca](mailto:minister.fin@ontario.ca)

*DELIVERED VIA EMAIL*

March 31<sup>st</sup> 2023

**Re: Municipalities Retaining Surplus Proceeds from Tax Sales**

Dear Premier Ford,

Please be advised that at the Regular Council Meeting on March 29<sup>th</sup> 2023, the Town of Plympton-Wyoming Council passed the following motion, supporting the resolution from the Council of the Town of Essex regarding Municipalities Retaining Surplus Proceeds from Tax Sales.

***Motion 14***

*Moved by Councillor Mike Vasey*

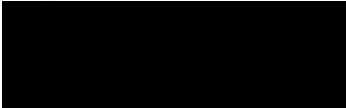
*Seconded by Councillor Bob Woolvett*

*That Council support item 'N' of correspondence from the Town of Essex regarding Municipalities Retaining Surplus Proceeds from Tax Sales.*

***Carried.***

If you have any questions regarding the above motion, please do not hesitate to contact me by phone or email at [dgiles@plympton-wyoming.ca](mailto:dgiles@plympton-wyoming.ca).

Sincerely,

  
Denny Giles  
Deputy Clerk  
Town of Plympton-Wyoming

cc: Bob Bailey – MPP, Sarnia-Lambton  
Association of Municipalities of Ontario  
All Ontario Municipalities





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33 Talbot Street South, Essex, Ontario, N8M 1A8

p: 519.776.7336 f: 519.776.8811 | [essex.ca](http://essex.ca)

**Honourable Steve Clark**

March 22, 2023

Ministry of Municipal Affairs and Housing  
College Park 17<sup>th</sup> Floor, 777 Bay Street  
Toronto, ON M7A 2J3

RE: The Reinstatement of Legislation Permitting a Municipality to Retain Surplus Proceeds from Tax Sales

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Dear Honourable Steve Clark,

At its Regular Council Meeting held on March 6, 2023, Mayor Bondy brought forward a Notice of Motion for Council's consideration regarding the reinstatement of previous legislation permitting a municipality to retain surplus proceeds from tax sales. It was discussed that, prior to being repealed by the Modernizing Ontario's Municipal Legislation Act, 2017, Section 380(6) of the Municipal Act, 2001 allowed for a municipality to retain surplus proceeds from tax sales within their jurisdiction. It was further noted that the Public Tax Sale process is burdensome to a municipality who invest a considerable amount of time and money recovering these proceeds for the potential sole benefit of the Crown in Right of Ontario.

As a result of this discussion, Council passed the following resolution:

**R23-03-081**

Moved by: Mayor Bondy

Seconded by: Councillor Allard

**That** Council direct Administration to send a letter to all relevant taxation bodies, including the Ministry of Municipal Affairs, the Ministry of Finance, Essex County Council, MPP Anthony Leardi, Association of the Municipalities of Ontario and all other municipalities in Ontario urging them to re-instate previous legislation that permitted a Municipality to apply for and retain the surplus proceeds from a tax sale in their jurisdiction.

**Carried**

I trust you will find this satisfactory. If you have any questions or comments, please feel free to contact the undersigned.

Yours truly,

A handwritten signature in blue ink, appearing to read "Shelley Brown".

**Shelley Brown**

Acting Clerk

[sbrown@essex.ca](mailto:sbrown@essex.ca)



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[minister.fin@ontario.ca](mailto:minister.fin@ontario.ca)

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Anthony Leardi, MPP  
[anthony.leardi@pc.ola.org](mailto:anthony.leardi@pc.ola.org)

Association of Municipalities of Ontario ("AMO")  
[resolutions@amo.on.ca](mailto:resolutions@amo.on.ca)

All other municipalities in Ontario

Dear Council,

Leepfrog Telecom is planning to build a second telecommunications tower in Prince Township to bring faster broadband internet access to more residents and businesses.

ISED regulations require that we obtain a letter of concurrence from the Land Use Administrator (Prince Township in this case). We have also issued, (as required by ISED) a Public Notice in "Sault This Week" to provide opportunity for residents to comment or object directly. We have received no comments or complaints.

I have attached a draft letter of concurrence as well as the letter of concurrence the township sent for the first tower. Also a copy of the public notice with the proposed tower location.

We hope to complete all of the regulatory requirements by the end of June.

I will be happy to address any questions or concerns. I have tried to phone several times but the call keeps dropping.

You can reach me at the number below.

Regards,

Roland Renner  
613-612-0501



## Public Notice

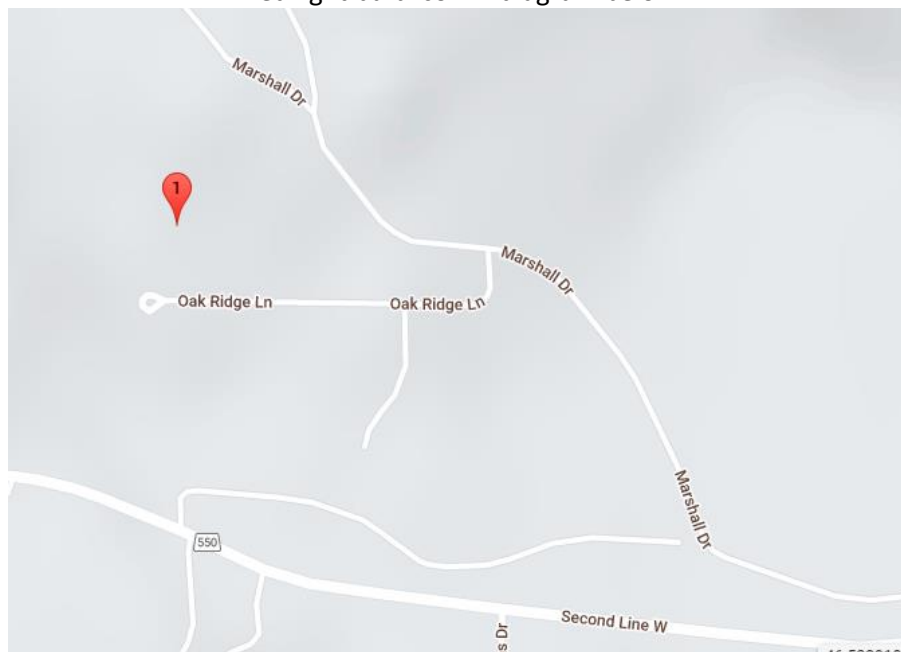
# Proposed Leepfrog Telecom Radiocommunications Facility Telecommunications Tower

Leepfrog Telecom Ltd. (Leepfrog) is committed to improving broadband access to Canadian communities currently underserved. To improve service, Leepfrog is proposing to construct a 68 ft. self-supporting tower with ancillary radio equipment including a 4 ft. by 8 ft. shelter at the base of the tower. As part of the public consultation process required by Industry Science and Economic Development Canada (ISED), Leepfrog's regulator under the Radiocommunications Act, Leepfrog is inviting the public to comment on the proposed tower location before May 21, 2023. The tower is fully compliant with ISED's guidelines as found under the Client Procedures Circular CPC-2-0-03.

### Tower Location

Co-ordinates: 46°31'49.08" N, 84°33'54.11" W

Red light bulb icon in diagram below



Any person may comment by close of business day on May 21, 2023 with respect to this matter.

Leepfrog Contact:

George Chriss

66 Centre St.

Thornhill, ON L4J 1E9

[regulatory@leeffrogtelecom.com](mailto:regulatory@leeffrogtelecom.com)

**LETTER TEMPLATE**

June xx, 2023

Mr. George Chriss  
Leepfrog Telecom  
66 Centre St.  
Thornhill, ON L4J 1E9

By email

Re: Telecommunications tower location in Prince Township north of Oak Ridge Line

Mr. Chriss,

Prince Township concurs with the location of the Leepfrog Telecom 73 ft. telecommunications tower north of Oak Ridge Line at 46°31'49.08" N, 84°33'54.11" W.

There are no residents within 300 ft. of the tower and the Township received no complaints or objections regarding the tower or its location after publication of a Public Notice.

Yours truly,

**THE CORPORATION of THE TOWNSHIP of PRINCE****By-Law 2023-18*****BEING A BY-LAW to confirm proceedings of the meeting of Council, June 13, 2023.***

WHEREAS Section 5(3) of the Municipal Act, R.S.O. 2001, as amended requires a municipal council to exercise its power by bylaw except where otherwise provided;

AND WHEREAS in many cases, action which is taken or authorized to be taken by a Council or a Committee of Council does not lend itself to an individual bylaw;

**THE COUNCIL of THE CORPORATION of PRINCE HEREBY ENACTS AS FOLLOWS:**

**THAT** the action of the Council at its meeting, **June 13, 2023:**

1. in respect to each motion, resolution and other action passed and taken by the Council at its said meeting, is, except where prior approval of the Ontario Municipal Board is required, hereby adopted, ratified and confirmed.
2. **THAT** the Mayor and the proper officers of the Township are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain approvals where required, and to execute all documents as may be necessary and directed to affix the Corporate Seal to all such documents as required.

**READ and passed in open Council** this 13th day of June 2023.

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Enzo Palumbo, Mayor

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Antoinette Blunt, Interim Clerk

SEAL