



CORPORATION OF THE TOWNSHIP OF PRINCE  
REGULAR MEETING  
MINUTES  
Tuesday, June 11, 2019  
6:45 p.m. – Council Chambers

---

**Present: Council: K. Lamming, D. Amadio, I. Chambers, M. Matthews, E. Palumbo**  
**Staff: L. Mousseau, B. Evans, S. Hemsworth, J. Boissineau**

1. **Call to Order 6:45 p.m.**

2. **Approve Agenda**

**Resolution 2019-134**

**Moved by: Councillor D. Amadio**

**Seconded by: Councillor E. Palumbo**

**Be it resolved that this Council hereby approves the open and closed agendas of June 11, 2019 and any addendum, as presented. (cd)**

3. **Disclosure of Interest**

Mayor Lamming declared a conflict of interest on item 14b)

Councillor Palumbo declared a conflict of interest on item 14c)

4. **Minutes of Previous Meeting**

a) Minutes regular meeting May 14, 2019 (open and closed)

**Resolution 2019-135**

**Moved by: Councillor E. Palumbo**

**Seconded by: Councillor I Chambers**

**Be it resolved that this Council hereby adopts the minutes of the Regular meeting open and closed sessions of May 14, 2019 as presented. (cd)**

5. **Questions and Information Arising out of Minutes and not Otherwise on Agenda**

6. **Petitions and Delegations**

Proclamation – Seniors' Month

**WHEREAS** Seniors' Month is an annual province-wide celebration;

**WHEREAS** seniors have contributed and continue to contribute immensely to the life and vibrancy of this community;

**WHEREAS** seniors continue to serve as leaders, mentors, volunteers and important and active members of this community;

**WHEREAS** their contributions past and present warrant appreciation and recognition and their stories deserve to be told;

**WHEREAS** the health and well-being of seniors is in the interest of all and further adds to the health and well-being of the community;

**WHEREAS** the knowledge and experience seniors pass on to us continues to benefit all;

I, Mayor Ken Lamming, do hereby proclaim June 1-30, 2019 Seniors' Month in Prince Township, and encourage all citizens to recognize and celebrate the accomplishments of our seniors.

Dated in the Council Chambers on this 11<sup>th</sup> day of June 2019.

7. **Reports from Staff**

a) Fire Chief Report

**Resolution 2019-136**

**Moved by: Councillor I. Chambers**

**Seconded by: Councillor M. Matthews**

**Be it resolved that this Council hereby accepts the Fire Chief report as information. (cd)**

b) Road report

i) Report

**Resolution 2019-137**

**Moved by: Councillor M. Matthews**

**Seconded by: Councillor D. Amadio**

**Be it resolved that this council hereby accepts the June Road Superintendent's report as information. (cd)**

**Resolution 2019-138**

**Moved by: Councillor D. Amadio**

**Seconded by: Councillor E. Palumbo**

**Whereas** the tender price for the proposed paving on Town Line has come in at almost double what was budgeted;

**Now therefore be it resolved that this Council have** the Road Superintendent surface treat Base Line from Gagnon Road to Walls Road this year. (cd)

ii) Request for Jackson Island

**Resolution 2019-139**

**Moved by: Councillor I. Chambers**

**Seconded by: Councillor M. Matthews**

**Whereas** the resolution by council for Jackson Island stated that council would supply 'up to' \$1000 for gravel annually;

**Now therefore it resolved that this Council hereby** agrees that the amount, if any, will be determined by the road superintendent, as needed. (cd)

c) Clerk's Revenue and Expenditure reports for April 2019

**Resolution 2019-140**

**Moved by: Councillor E. Palumbo**

**Seconded by: Councillor M. Matthews**

**Be it resolved that this Council hereby** accepts the Clerk's May 2019 revenue report in the amount of \$263,054.64 and the May 2019 expenditure report in the amount of \$206,734.09. (cd)

d) Strategic Asset Management Policy

**Resolution 2019-141**

**Moved by: Councillor M. Matthews**

**Seconded by: Councillor D. Amadio**

**Whereas, Ontario Regulation 588/17 Asset Management Planning for Municipal Infrastructure** was introduced in December 2017 requiring municipalities to have an Asset Management Policy in place by July 1, 2019; and

**Whereas**, all provincial funding applications are aligned with this regulation, meaning that the policy must be supplied if a grant is being awarded; report as

**Now therefore be it resolved that this Council hereby adopts** the Strategic Asset Management Policy as presented. (cd)

e) Video Surveillance Policy

**Resolution 2019-142**

**Moved by: Councillor I. Chambers**

**Seconded by: Councillor M. Matthews**

**Whereas Council** has agreed to put up surveillance cameras at the back of the building and at the pavilion; and

**Whereas** it is prudent to protect the integrity of the process and the acquired footage by having a policy in place;

**Now therefore be it resolved that this Council hereby adopts** the Video Surveillance Policy as presented.

8. **Planning - none**

9. **By-Laws**

a) By-Law 2019-16 – Fire protection by-law (after closed)

b) By-Law 2019-17 – Policing by-law (after closed)

c) By-Law 2019-23 – Amendment to By-law 2019-03 – Boards and Committees – Fire (deferred)

10. **Motions and Notices of Motions - none**

11. **Correspondence (for your information)**

a) Greenstone Gold Mines – update and call for Expressions of Interest

b) Ontario – Investing in Tourism Infrastructure in Algoma and Manitoulin regions

c) Ontario – PA's consulting with steel and northern stakeholders on industrial electricity prices.

d) OGRA – Ontario to tackle plastic litter and waste & revamp recycling

e) Premier of Ontario – hold on cuts for 2019

**Resolution 2019-143**

**Moved by: Councillor M. Matthews**

**Seconded by: Councillor E. Palumbo**

**BE IT RESOLVED** that this Council hereby receives items 11 a through e as information.  
(cd)

**12. Minutes of Boards and Committees**

- a) DSSAB – Feb 21, 2019
- b) Conservation Authority – April 16, 2019
- c) ADMA – April 27, 2019

**Resolution 2019-144**

**Moved by: Councillor D. Amadio**

**Seconded by: Councillor E. Palumbo**

**Be it resolved that this Council hereby accepts** the minutes of DSSAB of February 21, 2019 and the minutes of the Conservation Authority meeting of April 16, 2019, as presented. Also, the ADMA minutes of April 27, 2019. (cd)

**13. New Business (will include motions for consideration)**

- a) Algoma Federation of Agriculture – Slow Moving Vehicles

**Resolution 2019-145**

**Moved by: Councillor E. Palumbo**

**Seconded by: Councillor M. Matthews**

**Whereas**, Prince Township's two main arteries are provincial highways;

**Now therefore be it resolved that this Council hereby instructs** the clerk to contact MTO with the request from the Algoma Federation of Agriculture regarding Slow Moving Vehicle signs. (cd)

- b) Orangeville – Bill 108 – encompasses all changes  
Received support on LPAT from Twp. of Archipelago, Oakville, Grimsby, Halton Hills, Grey County, York Region & Muskoka.

**Resolution 2019-146**

**Moved by: Councillor I. Chambers**

**Seconded by: Councillor D. Amadio**

**Bit resolved that this Council hereby supports** the resolution from the City of Orangeville asking that AMO, on behalf of its members, meet with the provincial government to halt Bill 108 in its current state, to enable fulsome consultation with Municipalities to ensure that its objectives for sound decision making that meets local needs will be reasonably achieved. (cd)

- c) Town of Fort Erie – Cannabis licensing

**Resolution 2019-147**

**Moved by: Councillor I. Chambers**

**Seconded by: Councillor E. Palumbo**

**Be it resolved that this Council hereby supports** the resolution of the Town of Fort Erie regarding the notification of issued cannabis licences and a public process of granting licences. (cd)

- d) Twp. of McNabb/Braeside – requirement for students to take some credits via online courses.

**Resolution 2019-148**

**Moved by: Councillor M. Matthews**

**Seconded by: Councillor I. Chambers**

**Whereas** there are still many areas in Ontario that do not have high-speed internet, including areas in Prince Township,

**Now therefore be it resolved that the Council of the Township of Prince hereby supports** the resolution of the Township of McNab/Braeside opposing the Province's plan requiring 4 of the 30 high school credits be acquired online. (cd)

- e) Algoma Public Health Unit - amalgamation

**Resolution 2019-149**

**Moved by: Councillor E. Palumbo**

**Seconded by: Councillor D. Amadio**

**Be it resolved that this Council hereby supports** the resolution by the District of Algoma Public Health Unit regarding their concern over the amalgamation of health units and how it will impact the health of Ontarians. (cd)

- f) GFL – garbage carts

**Resolution 2019-148**

**Moved by: Councillor M. Matthews**

**Seconded by: Councillor I. Chambers**

**Whereas** the Township has been informed that our current collection system will no longer be available to us after June 30<sup>th</sup>; and

**Whereas** the cost of the new garbage carts will cost the municipality approximately \$40,000; and

**Whereas** this expense was not calculated in the budget as the information was not available at that time; and

**Whereas** GFL is willing to purchase and deliver the carts and amortize the cost over the term of a contract with them;

**Now therefore be it resolved that the council agrees** to accept the quote from GFL for 84 months at a cost of \$6.85 x 400 per week (\$2740) which includes the cost of the carts, pick-up and amortization. (deferred)

**14. Closed Session**

a) Closed Minutes of May 14, 2019

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

c) 1% increase for CAO, Deputy Clerk and Road Superintendent – effective Jan 1, 2019

**Resolution 2019-151**

**Moved by: Councillor I. Chambers**

**Seconded by: Councillor M. Matthews**

**Be it resolved that the Council of the Township of Prince hereby** go into closed session at 8:31 pm to discuss matters relating to:

a) Discussion of the minutes of May 14, 2019, if required

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

c) personal matters about an identifiable individual, including municipal or local board employees; complaint

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

Returned to open at 9:55 p.m.

**Resolution 2019-152**

**Moved by: Councillor D. Amadio**

**Seconded by: Councillor M. Matthews**

**Be it resolved that this council hereby** instructs the owner of the property at 2986 Second Line West, that it is their responsibility to return the shed and slab to 3042 Second Line West by year end (Dec. 31/19), upon confirmation that the successful bidder no longer wants the shed and slab. (cd)

**Resolution 2019-153**

**Moved by: Councillor I. Chambers**

**Seconded by: Councillor E. Palumbo**

**Be it resolved that this Council hereby agrees** to enter into the Fire contract with the City of Sault Ste. Marie with the following amendments:

1. Section 6 – MUTUAL INDEMNITY - be removed in its entirety and replaced with the following: Each party will indemnify, defend and hold the other party and its respective councillors, officials, directors, employees, consultants, agents, successors, contractors, employees and assigns harmless from and against any claims, suits, proceedings, costs, liabilities, expenses (including court costs and reasonable legal fees), or damages to real or tangible personal property and/or bodily injury to persons, including death, resulting from its or its councillors, officials, directors, employees, consultants, agents, successors, contractors, employees and assigns negligence or willful misconduct arising from or related to this Agreement.
2. Section 7 – LIMITED LIABILITY AND RELEASE - be removed in its entirety.
3. Section 9 – INSURANCE - (which will become the new section 6) be amended to create a part (a) and part (b). Part (a) will include the current language with the following addition immediately after the word "Agreement" the tenth line: save and except any such loss or damage which the Township's insurer deems uninsured. (b) The City represents and warrants that it has and shall maintain for the Term of this Agreement, at its own cost and expense, with insurers satisfactory to the City, all the

necessary and appropriate insurance that a municipality as defined in the Municipal Act, 2001 would maintain, including commercial general liability insurance on a no-occurrence basis for third party bodily injury, personal injury and property damage to an inclusive limit of not less than Five Million (\$5,000,000.00) Dollars with an Umbrella of Twenty million (\$20,000,000.00) Dollars in addition to same. The Policy shall insure all claims for damage to property, personal injury or death or any other losses or damages, both direct and indirect, including such other costs and expenses, however and whatsoever incurred, suffered or sustained in relation to or in the connection with this Agreement save and except any such loss or damage with the City's Insurer deems uninsured. The Policy shall name the Township as an "Additional Insured". The City shall provide a Certificate of Insurance confirming the coverages in place, to the satisfaction of the Township's CAO/Clerk-Treasurer immediately upon execution of this Agreement.

4. Section 11 – DISPUTE RESOLUTION MECHANISM – be replaced in its entirety with the following: If a dispute arises between the parties in relation to this Agreement, or out of this Agreement, the parties agree that the following dispute resolution process must be used.
  - a. A meeting must be held promptly between the parties, attended by the parties' respective Chief Administrative Officers regarding the dispute, to attempt in good faith to negotiate a resolution of the dispute.
  - b. If, within fourteen (14) days after such meeting, or such further period agreed to by the parties in writing, the parties have not succeeded in negotiating a resolution of the dispute, the parties agree to submit the dispute to mediation.
  - c. The parties must jointly appoint a mutually acceptable mediator. If the parties are unable to agree upon the appointment of a mediator within seven (7) days after the end of the negotiation period referred to in paragraph 2, the mediator shall be appointed by ADR Chambers, or such other organization or person agreed to by the parties in writing.
  - d. The parties agree to participate in good faith in a mediation session which must occur within thirty (30) days after the appointment of the mediator, or such further period agreed to by the parties in writing.
  - e. If the parties are unable to resolve all issues in dispute in the mediation, the parties agree that the remaining issues in dispute must be determined by arbitration under the Arbitration Act, 1991, S.O. 1991, c. 17. The parties agree that the decision of the arbitrator will be final and binding and will not be subject to appeal on a question of fact, law or mixed fact and law.The parties agree to share equally the costs of the mediation and arbitration, which costs will not include costs incurred by a party for representation by counsel.

The current section 11 – GENERAL PROVISIONS – renamed to section 12. (cd)

#### **Resolution 2019-154**

**Moved by: Councillor I. Chambers**

**Seconded by: Councillor E. Palumbo**

**Be it resolved that this Council hereby agrees** to enter into the Policing contract with the City of Sault Ste. Marie with the following amendments:

1. Section 4 – MUTUAL INDEMNITY - be removed in its entirety and replaced with the following: Each party will indemnify, defend and hold the other party and its respective councillors, officials, directors, employees, consultants, agents, successors, contractors, employees and assigns harmless from and against any claims, suits, proceedings, costs, liabilities, expenses (including court costs and reasonable legal fees), or damages to real or tangible personal property and/or bodily injury to persons, including death, resulting from its or its councillors, officials, directors, employees, consultants, agents, successors, contractors, employees and assigns negligence or willful misconduct arising from or related to this Agreement.
2. Section 5 – LIMITED LIABILITY AND RELEASE - be removed in its entirety.
3. Section 7 – INSURANCE - (which will become the new section 6) be amended to create a part (a) and part (b). Part (a) will include the current language with the following addition immediately after the word "Agreement" the tenth line: save and except any such loss or damage which the Township's insurer deems uninsured. (b) The City represents and warrants that it has and shall maintain for the Term of this Agreement, at its own cost and expense, with insurers satisfactory to the City, all the

necessary and appropriate insurance that a municipality as defined in the Municipal Act, 2001 would maintain, including commercial general liability insurance on a no-occurrence basis for third party bodily injury, personal injury and property damage to an inclusive limit of not less than Five Million (\$5,000,000.00) Dollars with an Umbrella of Twenty million (\$20,000,000.00) Dollars in addition to same. The Policy shall insure all claims for damage to property, personal injury or death or any other losses or damages, both direct and indirect, including such other costs and expenses, however and whatsoever incurred, suffered or sustained in relation to or in the connection with this Agreement save and except any such loss or damage with the City's Insurer deems uninsured. The Policy shall name the Township as an "Additional Insured". The City shall provide a Certificate of Insurance confirming the coverages in place, to the satisfaction of the Township's CAO/Clerk-Treasurer immediately upon execution of this Agreement. (cd)

**15. Confirmatory By-law**  
2019-24

**Resolution 2019-155**

**Moved by: Councillor M. Matthews**

**Seconded by: Councillor E. Palumbo**

**Be it resolved that this Council hereby adopts By-Law 2019-24, being a by-law to adopt, ratify, and confirm the action of Council for June 11, 2019. (cd)**

**16. Adjournment**

**Resolution 2019-156**

**Moved by: Councillor M. Matthews**

**Seconded by: Councillor I. Chambers**

**Be it resolved that this Council hereby adjourns at 10:06 p.m. until June 9, 2019, or the call of the chair. (cd)**

  
\_\_\_\_\_  
Mayor K. Lamming

*Jan*

  
\_\_\_\_\_  
Clerk P. Greco