



THE CORPORATION OF THE MUNICIPALITY OF TEMAGAMI
COUNCIL WORKING SESSION
AGENDA

Thursday, September 28, 2023, 6:30 P.M.
Main Level Chambers

An audio recording of the Open Session of this meeting is being made and will be available through the Municipal Website as a public service to further enhance access to municipal government services and to continue to promote open and transparent government. As a visitor, your presence may be recorded and your name and address may be revealed during certain parts of the Council meeting.

Pages

1. **CALL TO ORDER AND ROLL CALL**

2. **ADOPTION OF THE AGENDA**

Draft Motion:

BE IT RESOLVED THAT the Council for the Corporation of the Municipality of Temagami does hereby approve the agenda for this Working Session dated September 28, 2023 as presented/amended.

3. **DECLARATION OF CONFLICT OR PECUNIARY INTEREST AND GENERAL NATURE THEREOF**

4. **DELEGATIONS/PRESENTATIONS**

4.1 **Registered Delegations - With Presentations**

Draft Motion:

BE IT RESOLVED THAT the Council for the Corporation of the Municipality of Temagami does hereby receive the presentation from Fire Chief Jim Sanderson regarding funding and upcoming capital expenditures.

4.2 **Invited Presentations**

4.3 **Registered Delegations - Without Presentations**

5. **CORRESPONDENCE**

6. **UNFINISHED BUSINESS**

6.1 **Feedback from Waste Survey**

Bring feedback from waste survey back to the group for further recommendations.

Draft Motion:

BE IT RESOLVED THAT the Council for the Corporation of the Municipality of Temagami does hereby direct staff to

6.2 **Municipal Land Use Policy**

Municipal Land Use policy for discussion and approval.

1

Draft Motion:

BE IT RESOLVED THAT the Council for the Corporation of the Municipality of Temagami does hereby receive the report from the Municipal Clerk regarding the

proposed 'Municipal Land Use' By-law.

AND FURTHER THAT Council approve the recommended changes and consider a by-law later in this meeting.

- 6.3 **Proposed Parking Stall Rules for Mine Landing** 2
Proposed administrative parking stall policy and procedures.

Draft Motion:

BE IT RESOLVED THAT the Council for the Corporation of the Municipality of Temagami does hereby receive the report from the Municipal Clerk regarding 'Mine Landing Parking Stall Rules'.

AND FURTHER THAT Council direct staff to form an ADHOC Committee consisting of the members as outlined in the report below.

7. **NEW BUSINESS**
- 7.1 **Signing Authority** 7
To add Acting Treasurer Debra Kitts as a signing authority for the Municipality of Temagami.

Draft Motion:

BE IT RESOLVED THAT Council appoints the following as signing authorities with any two to sign:

Mayor Dan O'Mara

Deputy Mayor Jamie Koistinen

Sabrina Pandolfo

Debra Kitts

- 7.2 **Head of MFIPPA** 8
The appointment of a 'Head of MFIPPA'

Draft Motion:

BE IT RESOLVED THAT the Council for the Corporation of the Municipality of Temagami does hereby receive this report from the Municipal Clerk regarding the 'Appointment of a Head of MFIPPA'.

AND FURTHER THAT Council Designate Rhonda Smith, Municipal Clerk, as the head for MFIPPA and consider a by-law later in this meeting.

- 7.3 **Temagami Fire Association and Lions Club Donation**
To request the purchase of extrication equipment for the Temagami Fire Department through donated funds.

Draft Motion:

BE IT RESOLVED THAT:, Council accept donations of **\$20,000** from the Temagami Lions Club, and **\$1,364.51** from the Temagami Firefighters Association;

AND FURTHER THAT: Council direct staff to issue a purchase order for the immediate purchase of a Hurst E-hydraulic Spreader, model SP 555 E3 for the Temagami Fire Department with the funds donated for that purpose.

8.	<u>BY-LAWS</u>	
8.1	Head of MFIPPA To Appoint a Head for MFIPPA Requests	13
	Draft Motion: BE IT RESOLVED THAT By-law 23-1692, being a by-law to Appoint a Head for Municipal Freedom of Information and Protection of Privacy (MFIPPA) Requests, be taken as read a first, second and third time and finally passed this 28th day of September, 2023;	
	AND FURTHER THAT the said by-law be signed by the Mayor and Clerk and recorded in the by-law book.	
8.2	Municipal Land Use By-Law To adopt a Municipal Land Use By-law	16
	Draft Motion: BE IT RESOLVED THAT By-law 23-1693, being a by-law to Adopt a Municipal Land Use By-law, be taken as read a first, second and third time and finally passed this 28th day of September, 2023;	
	AND FURTHER THAT the said by-law be signed by the Mayor and Clerk and recorded in the by-law book.	
8.3	CEMC To add Cllr. Brian Koski to the Emergency Management active participant list.	26
	Draft Motion: BE IT RESOLVED THAT By-law 23-1694, being a by-law to Appoint a Community Emergency Management Coordinator (CEMC), be taken as read a first, second and third time and finally passed this 28th day of September, 2023;	
	AND FURTHER THAT the said by-law be signed by the Mayor and Clerk and recorded in the by-law book.	
8.4	Purchasing Policy To approve the amended policy to include AODA requirements.	27
	Draft Motion: BE IT RESOLVED THAT By-law 23-1695, being a by-law to amend by-law 14-1170, purchasing policy for the Municipality of Temagami, be taken as read a first, second and third time and finally passed this 28th day of September, 2023;	
	AND FURTHER THAT the said by-law be signed by the Mayor and Clerk and recorded in the by-law book.	
9.	<u>NOTICE OF MOTION</u>	
10.	<u>QUESTIONS FROM PUBLIC - ITEMS ON THE AGENDA</u>	
11.	<u>CONFIRMATION BY-LAW</u>	28
	Draft Motion: BE IT RESOLVED THAT By-law 23-1696, being a by-law to confirm the	

proceedings of Council for the September 28th, 2023 Working Session, be taken as read a first, second and third time and finally passed this 28th day of September, 2023;

AND FURTHER THAT the said by-law be signed by the Mayor and Clerk and recorded in the by-law book.

12.

ADJOURNMENT

Draft Motion:

BE IT RESOLVED THAT the Council for the Municipality of Temagami does hereby adjourn this Working Session of Council September 28, 2023 at xxxx pm.



Corporation of the Municipality of Temagami

Memo No.
2023-W-17

Memorandum to Council

Subject:	Municipal Land Use By-law
Agenda Date:	September 28, 2023
Attachments:	Proposed Municipal Land Use By-law 23-1693

RECOMMENDATION

BE IT RESOLVED THAT the Council for the Corporation of the Municipality of Temagami does hereby receive the report from the Municipal Clerk regarding the proposed 'Municipal Land Use' By-law.

AND FURTHER THAT Council approve the recommended changes and consider a by-law later in this meeting.

INFORMATION

In June of 2023 the former Treasurer/Administrator/Acting Clerk wrote a report to Council regarding an amendment to the existing By-law 19-485 as well as the idea of working in conjunction with the 'Parking By-law'. I have reviewed all By-laws and have discovered that some of the suggested wording is not enforceable without a set fine structure attached and approved by the Attorney General.

I have rewritten the 'Municipal Land Use' By-law to incorporate both the original and the amendment suggestions along with a proposed fine schedule and formatted all schedules to be enforceable. Without a set fine schedule in place the enforcement will be difficult as there are no consequences for the behaviors.

The former Treasurer/Administrator/Acting Clerk also proposed a phase in schedule that is too far out for the general public to remember. In speaking with the MLEO we are both in agreement that with the expected three (3) to four (4) month turnaround from the Attorney General's Office it is best to consider, approve and send off as soon as possible as to not delay enforcement.

We believe that it would be reasonable to implement the following timeline:

1. Council consideration and approval
2. Send the By-law off to the Attorney General asap
3. Do a "DID YOU KNOW" campaign on social media and our website for public awareness
4. Implement the permit fees and enforcement effective January 1, 2024

The 'Municipal Land Use' By-law covers all seasons of use; therefore the sooner we get a handle on the situation the better for the Municipality as well as the residents.

Respectfully Submitted

Rhonda Smith



Corporation of the Municipality of Temagami

Memo No.
2023-W-18

Memorandum to Council

Subject:	Mine Landing Parking Stall Rules
Agenda Date:	September 28, 2023
Attachments:	Existing Rules Document and Proposed Rules Document

RECOMMENDATION

BE IT RESOLVED THAT the Council for the Corporation of the Municipality of Temagami does hereby receive the report from the Municipal Clerk regarding 'Mine Landing Parking Stall Rules'.

AND FURTHER THAT Council direct staff to form an ADHOC Committee consisting of the members as outlined in the report below.

INFORMATION

There are many ongoing issues with the Mine Landing parking site. There is not an accurate listing of current users or enforcement of such. Many associations as well as the Municipality have a vested interest in this site and its usage. Attached you will find a copy of the previous rules along with an updated version for consideration.

It is the express recommendation of the staff that an ADHOC Committee be formed comprising if the following structure to collaborate and determine the best approach in handling the Mine Landing site.

- Two (2) Temagami First Nations representatives
- Two (2) Temagami Lake Association representatives
- Two (2) Lake Temagami Permanent Residents Association representatives
- The Public Works Superintendent
- The Municipal Law Enforcement Officer
- Two (2) Council Members
- One (1) Support Staff

This would form a committee of twelve (12) that would provide as a well-represented committee. I would suggest that the committee be formed as soon as possible as the issues have only increased.

Respectfully Submitted

Rhonda Smith

Municipality of Temagami

Lake Temagami Access Point Paid Parking Rules

This set of rules is to ensure that individuals leasing stalls are able to enjoy the use of the stall but also allowing the Municipality to carry out routine maintenance of the access point. Vehicles parked illegally in the paid parking areas will only be ticketed or towed if a complaint is received from the registered lessee of the stall in question, the complainant will be required to show identification when a complaint is made.

1 - Maintenance of the site is the responsibility of the Municipality of Temagami; anyone found removing trees and or enlarging a stall will be in contravention of these rules and will forfeit their parking stall.

2 - Municipal parking stalls will only be available to Property owners and permanent residents of Lake Temagami and Bear Island.

3 - Municipal parking stalls are only for the use of the registered user including their guests and family, and other registered users to whom they have specifically given permission to use the stall.

4 - The Municipality of Temagami will reallocate parking stalls that become available.

5 - Parking stalls may be transferable with a change in ownership of the lessee's property if there are no names on the waiting list. Parking stalls leased in the name of an operating lodge will be transferred to the new owner if the lodge sells.

6 - Payment of parking stall fees is required within 60 days of the invoice date, after this date a \$25 penalty will be added to the invoice, if invoices are not paid within 90 days the parking stall will be considered forfeited.

7 - Parking stalls are for the parking of motor vehicles, motorized snow vehicles or ATVs.

8 - A maximum of one motor vehicle is permitted to be parked in a parking stall at any one time. "motor vehicle" includes an automobile, and any other vehicle propelled or driven otherwise than by muscular power including any empty or loaded trailer no longer than 25 feet in total length between May 1st and October 31st in any year, but does not include a motorized snow vehicle or ATV.

9 - The parking of trailers in addition to another vehicle in a stall is not permitted.

10 - No vehicle shall be parked as to obstruct another parking stall or the flow of traffic on the main road
11 – For snow removal purposes, except for motorized snow vehicles or ATV's the storage of other material in a parking stall is not permitted Between Oct 31 and April 30 of the following year. Municipal staff will only remove snow from parking stalls if time and equipment permit, and will not plow within one stall width of a parked vehicle or object of any type stored in a stall. Snow removal from stalls is the responsibility of the leasee and shall not impact on neighboring stalls or the travelled portion of the road.

12 - Sub-leasing or renting of parking stalls is not permitted.

13 - Every person leasing a parking stall from the Municipality must sign a copy of the rules and return the signed copy to the Municipality.

Any contravention of these rules may result in the forfeiture of the parking stall.

I have read and understand the above rules: Dated this _____ day of _____, 2023

Name: _____

Signature: _____

Municipality of Temagami
Lake Temagami Access Road Mine Landing (LUP #LTE97)
Paid Parking Rules & Regulations

This set of rules and regulations are to ensure that individuals leasing a parking stall are able to enjoy the use of the stall but also allowing the Municipality to carry out routine maintenance of the access point. These rules and regulations are in addition to the terms set out in by-law 22-1603-Traffic Regulations and Vehicle Parking and by-law 23-1665-Fees and Charges

General

- No person shall park a vehicle on property owner or operated by the Municipality without having consent from the Municipality.
- “Motor Vehicle” includes an automobile, motorcycle, motor assisted bicycle, motorized snow-vehicle, and any other vehicle propelled or driven otherwise than by muscular power
- Parking stalls are only permitted for motor vehicles, motorized snow vehicles and ATV’s.
- Parking stalls are **not** permitted for trailers or anything other than the above.
- A maximum of one motor vehicle is permitted in the parking stall at any time.
- Sub-leasing or renting of the parking stalls is not permitted.
- The storage of material is **not** permitted in parking stalls.
- Parking stalls are not guaranteed, Council may remove or re-locate parking stalls.
- The municipality assumes no responsibility for theft of or damages while parked in a leased stall.
- Parking stalls are only for the use of the registered users, including their guest and family, all other registered users to whom they have specifically given permission to use the stall.
- Notwithstanding any other penalty imposed by the Traffic Bylaw, municipal law enforcement officer may have the vehicle towed away and impounded at the owner’s expense. The corporation of the Municipality will not be liable for any damages caused to a vehicle due to Towing and Impound.

Qualifying

- Parking stalls are available to lake temagami owners only
- The qualifying property and leaser must be in good financial standing with the municipality
- There is only allotted one parking stall per property, one electrical or one non-electrical

Electrical Outlets

- Electrical outlets will be available between November 1 to April 30, of the following year.
- Electrical outlets are permitted for block heaters only.
- Electrical outlets are **not** permitted for electrical vehicles, electrical pumps, or anything other than the above.

Parking tags / signs

- Two municipal parking tags will be provided to each stall leaser for each calendar year.
- Additional tags will not be provided and lost tags will not be replaced.
- Parking tags are to be displayed in the front window of a vehicle using a parking stall
- The parking tags are what the Municipal Law Enforcement Officers will use to determine if the vehicle is permitted in the stall.
- Vehicles parked illegally, without a tag, in the paid parking areas will only be ticked or towed if a complaint is received from a registered lessee of the stall in question,

Maintenance

- Maintenance of the site is the responsibility of the Municipality of Temagami. Removal of trees and / or enlarging a stall is unacceptable.
- Snow removal is the responsibility of the stall lease, this shall not impact on neighbouring stalls or the travelled portion of the road.

Payment

- Parking stalls are to be paid for by calendar year and expire on the 31 of December each year.
- Invoices will be issued by the municipality early in the year
- Parking stall fees are established as per the current user fee bylaw
- Payment is required within 60 days of the initial invoice. After 60 days, a \$25.00 late penalty will be applied to the initial invoice.
- Payment of these invoiced fees are required within 90 days of the initial invoice. After 90 days, the stall will be considered forfeited and will be reallocated.

Wait List

- A waitlist will occur when there are more people who would like stalls than there are stalls
- Wait list will prioritize full time residence. full-time residence means that your mailing address is local (Lake Temagami)

Allocation

- The municipality will reallocate parking stalls as they become available
- Parking stalls may be transferable with a change in ownership of the lessee’s property if there are no names on the wait list
- Parking stalls may be transferable with the change in ownership of an operating business
- Parking stalls will be allocated when:
 - Payment has not been made within the expected time
 - Rules Form has not been completed, signed and returned within the expected time
 - Property sale occurs, where new owner has taken ownership
 - Parking Rules have not been followed.

Every person who contravenes any provisions of these rules and regulations may result in the forfeiture of the parking stall.

I have read and understand the above rules: Dated this ____ day of _____, 20__

Parking Stall No: _____

Name: _____

Municipal Address: _____

Mailing Address: _____

Phone: _____

Email: _____

Signature: _____

Douglas C McKenzie
Bear Island P.O. Bear Island, ON
POH 1C0

Phone (705) 237-8241
E-mail chidoug@outlook.com

The Corporation of the Municipality of Temagami
7 Lakeshore Drive – PO Box 220
Temagami – ON – P0H 2H0

Attention: Honorable Mayor Dan O'Mara

RE: Parking space at Lake Temagami Access Road;

I'm writing to express my concerns regarding the letter dated June 21, 2023 on Indigenous Day stating that I was being displaced evicted from my paid parking at Temagami Lake Access Road. I spoke to Sarah by phone earlier in June and expressed that I had some concerns regarding the Parking Agreement/Lease, the Municipality is demanding that I sign. I would like to know how the Municipality got authority to interfere with my use of Treaty Lands.

My concern is, this seems to be requiring me to sign a document which has some legal implications that could impact on my Aboriginal and or Treaty Rights. At the beginning when they installed the electric plug in we the users agreed to pay a fee to cover the cost of electric power now it seems the fees include land use and keep going up without any consultation, with the members of the Temagami First Nation who have been using this parking area before the Municipality was even incorporated. If I am going to sign a document with the word Lease in the title I get concerned about the impact on my Aboriginal and Treaty Rights. I am aware of too many instances where the administrative policy of Colonial Officials have resulted in loss of the land rights of Teme Augama Anishnabai. The TLA lease is a prime example, originally the Lease was for the purposes of setting up a fish hatchery, and by the way no hatchery was ever developed on the site.

If I am going to be required to sign a lease, I want to know exactly what I am leasing, I am really concerned that the document makes me agree that I am leasing Treaty land.

I would also like to see any documentation that provides the Municipality with the authority to override my Aboriginal and Treaty Rights. I am aware of the history at the Landing and I know that Temagami First Nation had some concerns regarding consultation regarding developments at the site. So far as I aware the Chief and Council has not made the community aware of what was going on concerning developments there or that we would be required to sign a lease to use Treaty Lands. I am aware that there were discussions between the Temagami First Nation and the Municipality regarding the management of the site.

The Chief and Council of Temagami First Nation has not reported to the community that they have reached an agreement with the Municipality on the management of the site. When the Chief and Council comes to the community and informs us that they have reached an agreement with the Municipality and the TFN members must pay to use Treaty Lands and explains why, I may conform. In the mean time I will continue to pay the same as I paid last year which is \$175.00 until I receive an agreement that spells out exactly what I am paying for and includes a the signature of a Municipal Authority to make it a legally binding document.

I note the letter states that my space will be allocated to someone else, I hope you inform them that they are displacing a Teme Augama Anishnabai who has Treaty and Aboriginal Rights to that land.

Yours Truly
Douglas C McKenzie

Cc Chief Shelly Frappier; chief@temagamifirstnation.ca
Chief Leanna Farr; taachief@temagamifirstnation.ca
MNDMNRF Norm Dokis; Norman.dokis@ontario.ca



Corporation of the Municipality of Temagami

Memo No.
2023-W-19

Memorandum to Council

Subject: Signing Authorities

Agenda Date: September 28, 2023

Attachments:

RECOMMENDATION

BE IT RESOLVED THAT Council appoints the following as signing authorities with any two to sign:

Mayor Dan O'Mara
Deputy Mayor Jamie Koistinen
Sabrina Pandolfo
Debra Kitts

INFORMATION

Previous practice for the appointment of signing officers for the corporation is two members of Council and two members of Staff with two signatures required on cheques. There have also been procedures put in place to ensure there is Council oversight when the two signatures are those of Staff.

Now that Debra Kitts has officially been appointed as Municipal Treasurer, staff is requesting that she also be added as a Municipal Signing Authority.

Respectfully Submitted:
Sabrina Pandolfo



Corporation of the Municipality of Temagami

Memorandum to Council

Memo No.

23-W-16

Subject: Appointment of a Head of MFIPPA

Agenda Date: September 28, 2023

Attachments: Proposed By-law 23- 1692

RECOMMENDATION

BE IT RESOLVED THAT the Council for the Corporation of the Municipality of Temagami does hereby receive this report from the Municipal Clerk regarding the 'Appointment of a Head of MFIPPA'.

AND FURTHER THAT Council Designate Rhonda Smith, Municipal Clerk, as the head for MFIPPA and consider a by-law later in this meeting.

INFORMATION

Section 39(1), of the Municipal Freedom of Information and Protection of Privacy Act, R.S.O. 1990, c.M.56 provides that the Council of a Municipal Corporation may by By-law designate from among its members an individual or a committee of the council to act as head of the Municipal Corporation for the purposes of the Act.

There is a thirty (30) day turnaround obligation with all FOI/MFIPPA requests that are submitted and valid to the Municipality. Section 23.1 (1) of the Municipal Act authorizes a Municipality to delegate its powers and duties under this or any other Act to a person or body subject to the restrictions set out in this Part. 2006, c. 32, Sched. A, s.15. Scope of power.

Section 19 of the Municipal Freedom of Information and Privacy Act provides that where a person requests access to a record, the head of the institution to which the request is made or if a request is forwarded or transferred under section 18, the head of the institution to which it is forwarded or transferred, shall, subject to sections 20, 21 and 45, within thirty (30) days after the request is received;

- a) Give written notice to the person who made the request as to whether or not access to the record or a part of it will be given; and
- b) If access is to be given, give the person who made the request access to the record or part, and if necessary for the purpose cause the record to be produced. R.S.O. 1990, c.M.56, s. 19; 1996, c. 1, Sched. K, s. 15.

With this being said many Municipalities find it to be more efficient to appoint 'A Head of the Municipal Corporation for the Purposes of the Municipal Freedom of Information and Protection of Privacy Act'. It is imperative for the sake of the Municipality that we remain compliant with the Act. Please see the attached proposed By-law for your consideration. As of the generation of this report the Municipality has 4 large active requests on file for processing. The appointment would ensure completion in a timely manner.

F. **Respectfully Submitted**

Rhonda Smith



Corporation of the Municipality of Temagami

Report No.
23-W-20

File No.

Subject:	Donation to Purchase Heavy Extrication Equipment
Agenda Date:	September 28, 2023
Attachments:	Code 4 E-Hydraulics Extrication Equipment Quotation QT1686988

RECOMMENDATION

BE IT RESOLVED THAT:, Council accept donations of **\$20,000** from the Temagami Lions Club, and **\$1,364.51** from the Temagami Firefighters Association;

AND FURTHER THAT: Council direct staff to issue a purchase order for the immediate purchase of a Hurst E-hydraulic Spreader, model SP 555 E3 for the Temagami Fire Department with the funds donated for that purpose.

BACKGROUND

In 2009, Temagami Fire Department provided “light extrication” services. When an opportunity to obtain a set of Hurst ‘low-pressure’ Heavy Extrication tools (valued at \$32,185) at 56% cost, the Temagami Lion’s Club stepped forward and offered to purchase the equipment with the commitment to repay the Municipality the full amount within 5 years (completed within 3 years).

Since 2009 Temagami Fire Department has provided Heavy Extrication services using the Jaws of Life thanks to the Lion’s Club.

- In the last 15 years, changes in vehicle manufacturing methods and expanded use of ultra-high strength steel (UHSS), Boron, Magnesium, Titanium, heat treated Aluminum, design deflection materials, and carbon fiber has make vehicles stronger, thus improving passenger safety, and conversely increases the challenges to emergency services when occupants need to be extricated from a vehicle.
- The Auto Extrication manufactures have transitioned from Hydraulic pumps & hoses to battery powered E-hydraulics (combined tool & pump). These tools are much more maneuverable & stronger.
- Hurst has discontinued their low pressure system, – parts will become harder to obtain. Our set is a +15 years old design, and will be challenged cutting newer Ultra High Strength Steels & composite metallurgy.
- The department will increasingly encounter vehicle metals that, during the crash transform process of the wreck-caused bending or twisting, the UHSS is instantaneously heated, thereby rearranging the molecules in the metal itself. The end result is a version of heat treating which leaves these bent or twisted metal components even harder in form, and increasing the potential for metals “explosively fracturing” rather than cutting.

Following a requested presentation to the Temagami Lions Club (April/2023), the Lion’s Club made a commitment of \$20,000 over 3 years, towards the purchase of new extrication equipment.

At this time the Lions wants to move forward with their donation. The Department has identified the E-hydraulic spreader as the highest priority of the set of 3 tools. The Firefighter’s Association will fund the remaining amount to complete the acquisition of this vital piece of emergency extrication equipment, thus meeting Council’s 2023 direction of NO Municipal funding applied towards Capital projects/purchases.

Both the Temagami Fire Department and the Temagami Firefighters Association will continue to actively look for outside funding sources to enable the purchase of the remaining components of this basic 3 piece set of the “Jaws of Life” e-hydraulics extrication equipment. The current challenge is the cost of each tool maybe beyond the donation ceilings of most organizations.

ANALYSIS

The cost of replacing the current set of extrication equipment with a complete set of e-hydraulic Cutters, Spreaders and Ram is \$55,952.74 (taxes included) – quote attached.

The Marten River Fire Department heavy extrication equipment is the same brand that the Temagami Fire Department proposes to purchase. This ensures firefighters in both departments are familiar with the operations of the equipment when called upon to use the other department’s tools under extremely stressful situations for both trapped occupants and firefighters. Any error in operating unfamiliar equipment can have significant impacts on efforts focused on preservation of life.

FINANCIAL/STAFFING IMPLICATIONS

This item has been approved in the current budget: Yes No N/A

This item is within the approved budgeted amount: Yes No N/A

ALTERNATIVES

1. Place funds into a capital reserve for the future purchase once the total amount for a complete set is acquired.
 - This option is not considered viable given concerns that the Municipality could redirect the funds to other critical capital projects
 - The dealer representative has indicated that the price quoted is still current and there is annual price increases of 6% a year by the Manufacture – waiting until even 2024 will result in an additional \$1,355 having to be raised/donated to purchase the item.

2. Do not accept the donation offered. Reduce the level of Extrication services provided by the Municipality – operationally, this could add an additional 30 minutes or more for firefighters on the scene of a collision to wait for another department to arrive with the necessary equipment to free a trapped occupant – adding stress to all emergency personal at the incident, impacting patient survivability (golden hour).

Prepared By:

Reviewed and submitted by:

Accepted for Council consideration by:

**Jim Sanderson
Temagami Fire Chief**

**Name
Position**

**Name
Position**

**Name
Position**

(705) 487-1515

Quote

Quote # QT1686988
Date 04/05/2023
Expires 04/20/2023
Sales Rep Defosse, Jason
Shipping Method Shipping
Customer Temagami Fire Department (ON)
Customer # C266711

Bill To

Jim Sanderson
 Temagami Fire Department
 5 Stevens Road
 Temagami ON P0H 2H0

Ship To

Jim Sanderson
 Temagami Fire Department
 5 Stevens Road
 Temagami ON P0H 2H0

Item	Alt. Item #	Units	Description	QTY	Unit Price	Amount
272889000-1			S 789 E3 Cutter - TOOL ONLY	1	C\$18,995.00	C\$18,995.00
271855000-1			SP 555 E3 Spreader - TOOL ONLY	1	C\$20,995.00	C\$20,995.00
274886000-1			R 522 E3 Ram - TOOL ONLY	1	C\$14,995.00	C\$14,995.00
90-53-15			EWXT 9 Ah battery	6	C\$0.00	C\$0.00
90-53-37			EWXT/E3 Charger 110-240V	3	C\$0.00	C\$0.00

Subtotal C\$54,985.00

Shipping Cost C\$0.00

Tax C\$7,148.05

Total C\$62,133.05

Hello Jim

Nice speaking with you about tools. I suggest the following tools based on replacing your 15+ year old Jaws. These are our most popular sets and will meet your extrication needs for the next 10-15 years. This set Lists for \$58,421.41
 Hurst Loyalty Special Price is \$54,985.00

Each Tool comes with 2 batteries and fast charger

This Quotation is subject to any applicable sales tax and shipping & handling charges that may apply. Tax and shipping charges are considered estimated and will be recalculated at the time of shipment to ensure they take into account the most current information.

All returns must be processed within 30 days of receipt and require a return authorization number and are subject to a restocking fee.

Custom orders are not returnable. Effective tax rate will be applicable at the time of invoice.



QT1686988

**THE CORPORATION OF THE
MUNICIPALITY OF TEMAGAMI**

By-Law NO. 23 – 1692

**Being a By-law to Designate a Head of the Municipal Corporation for the
Purposes of the Municipal Freedom of Information and Protection of Privacy
Act (MFIPPA)**

Whereas Section 5 (1) of the *Municipal Act* provides that the powers of a municipality shall be exercised by its Council.

Whereas Section 5(3) of the *Municipal Act* provides that a municipal power, including a municipality's capacity, rights, powers and privileges under section 9, shall be exercised by bylaw unless the municipality is specifically authorized to do otherwise.

Whereas Section 8(1) of the *Municipal Act*, 2001, S.O. 2001, c.25, ("*Municipal Act*") as amended, provides that the powers of a municipality shall be interpreted broadly so as to confer broad authority on municipalities to enable them to govern their affairs as they consider appropriate, and to enhance their ability to respond to municipal issues.

Whereas Section 9 of the *Municipal Act* provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act.

Whereas Section 23.1 (1) of the *Municipal Act* authorizes a municipality to delegate its powers and duties under this or any other Act to a person or body subject to the restrictions set out in this Part. 2006, c. 32, Sched. A, s.15. Scope of power.

Whereas Section 39(1), of the *Municipal Freedom of Information and Protection of Privacy Act*, R.S.O. 1990, c.M.56 provides that the council of a municipal corporation may by By-law designate from among its members an individual or a committee of the council to act as head of the municipal corporation for the purposes of the Act.

Therefore Let It Be Resolved That the Council for the Corporation of the Municipality of Temagami does hereby find it expedient to designate a "Head" who will have the authority to act on behalf of the municipal corporation in accordance with the provisions of the *Municipal Freedom of Information and Protection of Privacy Act*.

Now Therefore Let It Be Resolved That the Council for the Corporation of the Municipality of Temagami does hereby enact as follows:

1. That the Municipal Clerk shall be designated the "Head" and have all the powers and authorities of Council as provided in the *Municipal Freedom of Information and Protection of Privacy Act*.
2. That the Municipal Clerk may not delegate this authority to another party unless, the delegation is temporary to ensure statutory obligations are met and such delegation does not exceed thirty (30) days.
3. That any delegation made by the Municipal Clerk shall be made in writing.
4. That delegation of this authority will only be made to another statutory officer of the Municipality.
5. That this Bylaw repeals any bylaw, resolution or policy that is contrary to these provisions.
6. This Bylaw takes effect on September 28, 2023.

This By-Law be taken as read a first, second and third time and finally passed this 28th day of September, 2023.

Mayor

Clerk

**THE CORPORATION OF
THE MUNICIPALITY OF
TEMAGAMI**

BY-LAW NO. 23-1693

**Being a By-law to Regulate and Control Municipal Land Use within the Municipality of
Temagami**

WHEREAS the Municipal Act, 2001, S.O. 2001, c.25 (hereinafter the “Municipal Act, 2001”) provides that a municipality may pass by-laws within the following spheres of jurisdiction: Highways, including parking and traffic on highways at section 11(1) 1; Culture, parks, recreation and heritage at section 11(1) 5 and Structures, including fences and signs at section 11(1) 7;

AND WHEREAS section 8 of the Municipal Act, 2001 provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under the Municipal Act;

AND WHEREAS section 9(1) of the Municipal Act, 2001 provides that sections 8 and 11 shall be interpreted broadly so as to confer broad authority on municipalities to (a) enable them to govern their affairs as they consider appropriate, and (b) enhance their ability to respond to municipal issues;

AND WHEREAS section 391(c) of the Municipal Act, 2001 provides that a municipality may pass by-laws imposing fees or charges on any class of persons for the use of its property including property under its control;

AND WHEREAS section 427(1) of the Municipal Act, 2001 provides that a municipality may proceed to do things at a person's expense which that person is otherwise required to do under a by-law or otherwise but has failed to do;

AND WHEREAS section 427(3) of the Municipal Act, 2001 provides that the costs incurred by a municipality in doing a thing or matter under section 427(1) may be recovered by adding the costs to the tax roll and collecting them in the same manner as taxes;

NOW THEREFORE the Council of The Corporation of the Municipality of Temagami enacts as follows:

1.0 Definitions

Municipality means The Corporation of the Municipality of Temagami;

Easement means an interest in land owned by another person, consisting in the right to use or control the land, or an area above or below it, for a specific limited purpose, but does not include an interest created by a license;

Municipal Land Use means any type of vegetation, man-made object or item of personal property of a person which exists wholly upon, or extends from a person's premises onto municipal lands and shall include any aerial, surface or subsurface land use;

Aerial Municipal Land Use means any privately-owned object that is located at least .304 meters (12 inches) above the surface of public lands;

Surface Municipal Land Use means any privately-owned object that is located on municipal property between the surface of municipal lands to a maximum height of 304 centimeters (12 inches) above the land surface and beneath the surface of public lands to a depth of not more than 2.54 centimeters (1 inch).

Sub-Surface Municipal means any privately-owned object that is located beneath the surface of public lands at a depth exceeding 2.54 centimeters (1 inch) below the ground;

Municipal Land Use Permit means a document prepared by the Municipality allowing land use of municipally owned/operated lands;

Expenses means any and all sums of money actually spent or required to be spent by the Municipality, and shall include but not be limited to all charges, costs, administrative fees, HST, outlays, legal fees and losses;

Highway means a common and public highway and includes any street, sidewalk, bridge, trestle, viaduct or other structure forming part of the highway and, except as otherwise provided, includes a portion of a highway;

Owner means the registered owner of a parcel of property as such person is described in the records of the land registry office;

Person means an individual, partnership, association, firm or corporation, business entity or club, incorporated group or organization, federal or provincial government, crown agents and school boards, to whom the context can apply in accordance with the Interpretation Act of Ontario, as amended, but specifically excludes the Municipality;

Personal Property means any privately-owned object or item of property other than real property;

Premises means a parcel of real property under registered ownership and includes all buildings and structures thereon;

Public Lands means lands owned by, leased, licensed to or under the management of the Municipality, and shall include but not be limited to any public highway, road, street, avenue, lane, place, viaduct or trestle, water, thoroughfare way or bridge, park, woodland, greenbelt, storm water management facility, open space, and all parts thereof, including any surface, grassed area, boulevard, ditch, curb and sidewalk;

Right-of-Way means a person's legal right, established by usage or by contract, to pass through grounds or property owned by another person;

Unauthorized Municipal Land Use means any use of land not authorized by this by-law.

- 1.1 an agreement for all other types of municipal land use, each of which shall be signed by the Municipal Clerk or his/her authorized delegate;

2.0 Municipal Land Use Prohibited

- 2.1 No person shall erect, place or maintain, or cause to be erected, placed or maintained, on municipal land, any kind of land use except where permitted by Municipal Land Use Permit with the Municipality and in accordance with this by-law;
- 2.2 Notwithstanding subsection 2.1, the provisions of this by-law do not apply to land use permitted as a result of a written and signed agreement with the Municipality;
- 2.3 The Municipality shall not bear any responsibility for any form of damage or deterioration occurring to personal property named in the Municipal Land Use Permit, howsoever or whenever caused and the personal property shall be personal property owner's sole responsibility, cost and expense.

3.0 Municipal Land Use

- 3.1 Any person requesting authorization to erect, install or maintain personal property on public lands shall be required to apply to the Municipality seeking permission to do so, along with payment of the non-refundable application fee (Schedule "C");
- 3.2 The application (Schedule "A") will include all details of the land use including but not limited to details of all portable and stationary objects which may be ice huts, trailers, vehicles, boats, barges, equipment and various other materials, permitted placement on a property with details of how it will be stored;
- 3.3 The Municipal Land Use Permit will be valid for a period of **one (1)** year from the date of approval and shall be renewed **each** year on the anniversary date of the application;
- 3.4 Where an applicant fails to pay the applicable fees for a Municipal Land Use Permit, within the **thirty (30)** calendar days as prescribed in subsection 3.3, the applicant shall be deemed to have abandoned his application.

4.0 Authority to Regulate and Control

- 4.1 The Municipal Law Enforcement Officer shall have delegated authority to:
 - 4.1.1 Approve or reject any application submitted for a Municipal Land Use Permit; and
 - 4.1.2 Impose such terms and conditions to any application and/or Municipal Land Use Permit as the Municipal Law Enforcement Officer may deem appropriate; and
 - 4.1.3 Determine whether any Municipal Land Use Permit expiring on a date after the date of enactment and passage of this by-law shall be renewed and/or extended.

5.0 Revocation

The execution of a Municipal Land Use Permit in respect to a use of land for a personal object does not create any vested right in the owner or occupant of the premises to which the land use is appurtenant, or in any other person, and the Municipal Land Use Permit may be revoked in accordance with the terms set out therein.

6.0 Access to Municipal Land Use Permits

No person shall obstruct, hinder or interfere with the free access to any land use by an employee, officer or agent of the Municipality.

7.0 Discontinuance of Municipal Land Use Permits

- 7.1 If the owner of any personal property to which a Municipal Land Use Permit is appurtenant, desires to permanently discontinue the land use, he/she shall notify the Municipal Law Enforcement Officer in writing and the Municipal Law Enforcement Officer shall issue a notice to be sent to the owner advising that the privately-owned object shall be removed public lands;
- 7.2 If the Municipal Law Enforcement Officer is at any time of the opinion that a breach of the terms and conditions attached to a Municipal Land Use Permit has occurred and that the land use should be discontinued, or where a Municipal Land Use Permit has expired, the Municipal Law Enforcement Officer may cause a notice to be sent to the owner advising that the object which is subject of a Municipal Land Use Permit be removed and the public lands be restored to their former condition by the object owner at his/her own expense.
- 7.3 Where an owner fails to comply with the notice described in subsection 7.1 and/or 7.2 within **thirty (30)** days of receipt of same, the object of the Municipal Land Use Permit may be removed by the Municipality, and the public lands restored to their former condition at the expense of the owner, such expense to be recovered in full in the manner provided in section 11 below, and until the unauthorized land use is so removed or filled in and closed up and the public lands restored to their former condition, all expenses incurred by the Municipality in respect thereto shall continue to be paid by the owner.

8.0 Exemptions

The Municipal Land Use By-law applies to all municipally owned land within the boundaries of the Municipality of Temagami except area surrounding the Manitou and Temagami Access Landings which are exempt from Municipal Land Use Permits and enforcement of this by-law.

9.0 Emergency Situations

- 9.1 If the Municipal Law Enforcement Officer deems that an emergency exists or may exist as a result of a Municipal Land Use Permit being or about to become a source of danger to the health and safety of the public, the Municipal Law Enforcement

Officer may,

9.1.1 Notify in writing the owner of the personal property to which the land use is appurtenant of the required repairs or removal of the unauthorized land use and restoration of the public lands to their former condition at the expense of the owner, so that the land use is no longer deemed to be a source of danger or potential danger to the public by the Municipal Law Enforcement Officer, and/or

9.1.2 Take such measures on behalf of the owner, without notice to the owner, as the Municipal Law Enforcement Officer may deem necessary to remove the danger or potential danger created by the unauthorized land use.

9.2 Where the notice described in subsection 9.1.1 is not complied with within the time period stipulated therein, the Municipality may repair or remove the unauthorized land use and restore the public lands to their former condition, at the expense of the owner, such expense to be recovered in full in the manner provided in section 11 below.

9.3 Where the Municipal Law Enforcement Officer elects to take any action under subsection 9.1.2 the expenses incurred by the Municipality in so doing shall be recovered in full in the manner provided in section 11 below.

10.0 Removal of Unauthorized Land Use

10.1 Where the Municipality becomes aware of an unauthorized land use, the Municipality may give notice in writing to the owner of the premises to which an unauthorized land use is appurtenant, to forthwith remove the unauthorized land use and to restore the public lands to their former condition at the expense of the owner.

10.2 Where the notice in subsection 10.1 is not complied with within **thirty (30)** days of the date of the notice, the Municipality may, on behalf of the owner, remove the unauthorized land use and restore the public lands to their former condition at the expense of the owner, such expense to be recovered in full in the manner provided in section 11 below.

10.3 Any materials or structures forming part of or attached to an unauthorized land use removed by the Municipality may, at the discretion of the Municipal Law Enforcement Officer, either be deposited at the owner's premises or be stored for **thirty (30)** days at the owner's expense, such expense to be recovered in full in the manner provided in section 11 below. Any item so stored and not claimed by the owner within the said **thirty (30)** day period shall be disposed of by the Municipality in such manner as it deems appropriate.

11.0 Recovery of Expenses

All expenses incurred by the Municipality in connection with the enforcement of this by-law shall be paid within **thirty (30)** days of their billing date, and in the event of failure to pay the entire amount due within the said **thirty (30)** days, at the discretion of the Municipality, the

outstanding balance of the invoice may thereafter be added to the tax roll as of the year in which the expenses were billed. The Municipality may also recover all expenses owing under this by-law by a court action as a debt due to the Municipality.

12.0 Offences and Penalties

Every person who contravenes any of the provisions of this by-law is guilty of an offence; and is liable to pay a fine as set out in Schedule “B” of this By-law, exclusive of costs, as provided for in the Provincial Offences Act of Ontario, as amended.

See Schedule “D” for Municipal Land Use Rules.

13.0 Enforcement

A Municipal Law Enforcement Officer acting under this by-law may enter and inspect all buildings, structures or parts thereof that are subject to this by-law at any reasonable time for the purposes of determining whether there is compliance with this by-law.

14.0 Severability

14.1 Where a court of competent jurisdiction declares any section or part of a section of this by-law to be invalid, or to be of no force and effect, it is the intention of Council in enacting this by-law that the remainder of this by-law shall continue in force and be applied and enforced in accordance with its terms to the fullest extent possible according to law.

14.2 That the Clerk of the Municipality of Temagami is hereby authorized to make minor modifications or corrections of a grammatical or typographical nature to this by-law, after the passage of the by-law, where such modifications or corrections do not alter the intent of the by-law.

15.0 Rescind/Repeal

This By-law shall rescind/repeal By-law 19-1485, 21-1565 and any other By-law pertaining to ‘Municipal Land Use’ once it has been read a first, second, third time and finally passed.

Read a First and Second Time this 28th Day of September 2023.

Read a Third and Finally Passed this 28th Day of September 2023.

Mayor

Clerk

The Corporation of the Municipality of Temagami



**Schedule "A" to By-law 23-
Application for 'Municipal Land Use Permit'**

In addition to this form, the applicant will be required to submit the appropriate non-refundable application fee.

Applicant Information

Name of Owner(s) _____

Home Telephone _____

Cell Phone _____

Fax Number _____

Email _____

Mailing Address _____

Municipal Address _____

Location of Municipal Land

Purpose of Land Use

How Will Object(s) be Stored

Declaration of Applicant

I _____ declare that to the best of my knowledge the information provided in this application is to be true and factual.

Name (print) _____

Signature _____

Date _____

Name (print) _____

Signature _____

Date _____

Office Use ONLY

Received By (print) _____

Date _____

Applicable Fees Paid

MLEO Portion

Location Visit Completed

Location Approved for Suggested Use Yes No

_____ Date of Inspection

Photo Taken Yes No

Application Approved Yes No

Comments: _____

Signature: _____

The Corporation of the Municipality of Temagami

Schedule “B” to By-law 23-

Part I of the Provincial Offences Act

Item Number	Short Form Wording	Provision Creating/Defining the Offence	Set Fine
1	Erecting, placing, maintaining or cause to be erected, placed or maintained use of land except where permitted.	Section 2.1	\$100.00
2	Municipal Land Use without a permit.	Section 12.0	\$500.00

Note: the general penalty provision for the offences listed above is Section 12 of By-law 23- A certified copy of which has been filed and Section 61 of the Provincial Offences Act, R.S.O. 1990, c.P.33.

The Corporation of the Municipality of Temagami

Schedule “C” to By-law 23-

Municipal Land Use Fee Schedule	
Municipal Land Use Type	Municipal Land Use Permit Fee
Ice Hut	\$50.00
Licensed Boat Trailer (18’ and under)	\$50.00
Licensed Boat Trailer (19’ and greater)	\$100.00
Boat and Licensed Trailer	\$200.00
Barge/Houseboat and Licensed Trailer	\$200.00
Current Licensed Snowmobile/ATV	\$100.00
Current Licensed Snowmobile/ATV with Licensed Trailer	\$200.00

The Corporation of the Municipality of Temagami

Schedule “D” to By-law 23-

Municipal Land Use Rules

- No person shall erect/ cause to be erected, place or maintain on municipal land, any kind of land use except as permitted by a Municipal Land Use Permit.
- The Municipality shall not be responsible for any form of damage or deterioration occurring to personal property named in the Municipal Land Use Permit and shall be the Permit Holder’s sole responsibility, cost and expense.
- Any person requesting authorization to erect, install or maintain personal property on public lands is required to submit an application with a non-refundable fee to the Municipality.

4. Failure to pay applicable fees for a Municipal Land Use Permit within thirty days, shall be deemed to have abandoned the application and the Permit property shall be removed at the Permit Holder's expense.
5. The Municipal Land Use Permit will be valid for a period of one year from the date of approval and shall be renewed each year.
6. The Municipal Law Enforcement Officer (MLEO) shall have authority to approve, reject, impose or renew terms and conditions to any application submitted for a Land Use Permit.
7. A Municipal Land Use Permit gives rights to the Permit Holder for the personal property in accordance to the terms of the permit.
8. No person shall obstruct, hinder or interfere with the free access to any land use by an employee, officer or agent of the Municipality.
9. Permanent discontinuation of a Municipal Land Use Permit must be submitted in writing to the Municipality and a notice will be issued advising that the Permit property shall be removed from public lands.
10. A Municipal Land Use Permit may be discontinued if there is a breach of terms and conditions of Permit or the Permit has expired. The Municipality may issue a notice advising that Permit property shall be removed the public lands and the lands restored to former condition at the Permit Holder's expense.
11. Failure to comply with a notice within thirty days, will result in the cancellation of the Municipal Land Use Permit and the Permit property will be removed by the Municipality and the public lands restored to their former condition at the Permit Holder's expense,
12. The Municipal Land Use By-law 19-1485, as amended, applies to all municipally owned land within the boundaries of the Municipality of Temagami.
13. If the Municipality determines that an emergency exists or may exist, appropriate steps will be taken in accordance with the By-law.
14. Failure to comply with a notice issued by the Municipality, will result in the Municipality taking appropriate steps in accordance with all legislative requirements at the expense of the Permit Holder.
15. Unauthorized property use may be removed by the Municipality, may be deposited at the owners premises or be stored for thirty days, at the owners expense. Any item stored and not claimed by the owner within thirty days shall be disposed of by the Municipality in accordance with the by-law.
16. All expenses incurred by the Municipality in connection with the enforcement of the Municipal Land Use Permit or unauthorized land use, shall be paid within thirty days of their billing date.

17. Failure to pay may be added to the Permit owner's tax roll and the Municipality may recover all expenses owing by a court action as a debt due to the Municipality.
18. Every person who contravenes any of the provisions of land use, is guilty of an offence and on conviction is liable to pay a fine, exclusive of costs, as provided for in the Provincial Offences Act of Ontario. In addition to any other penalty imposed on the person convicted, an order prohibiting the continuation or repetition of the offence may occur.
19. A Municipal Law Enforcement Officer may determine the compliance of the Municipal Land Use Permit and is authorized to enter and inspect all buildings, structures or parts in connection with land use, at any reasonable time.

**THE CORPORATION OF THE
MUNICIPALITY OF TEMAGAMI**

BY-LAW NO. 23-1694

**Being a by-law to appoint an Emergency Management Program Coordinator for the
Municipality of Temagami.**

WHEREAS Section 2.1 (1) of the Emergency Management and Civil Protection Act; R.S.O. 1990, CHAPTER E.9, as amended, requires every municipality to develop and implement an emergency management program; which the Municipality of Temagami did by By-law 23-1653;

AND WHEREAS Section 14(3) of the Emergency Management and Civil Protection Act requires that Municipalities shall ensure that their emergency management programs and emergency plans conform to the set regulatory standards;

AND WHEREAS Section 10(1) of the regulatory standard set in Ontario Regulation 380/04 requires that each municipality designate an emergency management program co-ordinator;

AND WHEREAS the Council of the Municipality of Temagami wishes to appoint an Emergency Management Program Coordinator;

NOW THEREFORE the Council for the Corporation of the Municipality of Temagami hereby enacts as follows:

- 1) That Councillor Brian Koski is hereby appointed as the Community Emergency Management Coordinator (CEMC) for the Municipality of Temagami;
- 2) That the Clerk of the Municipality of Temagami is hereby authorized to make minor modifications or corrections of a grammatical or typographical nature to this by-law, after the passage of this by-law, where such modifications or corrections do not alter the intent of the by-law.
- 4) That any By-law contrary to this By-Law is hereby repealed.

READ a First, Second and Third time, and finally passed this 28th day of September 2023.

Mayor

Clerk

**THE CORPORATION OF THE
MUNICIPALITY OF TEMAGAMI**

BY-LAW NO. 23-1695

**Being a by-law to amend by-law 14-1170 - to establish purchasing policies
and procedures for the Municipality of Temagami.**

WHEREAS subsection 5(3) of the Municipal Act, 2001, chapter 25, S.O. 2001 (the Act), as amended, states that a municipal power, including a municipality's capacities, rights, powers and privileges under section 9, shall be exercised by by-law;

AND WHEREAS section 270 of the Municipal Act, 2001 states that a municipality shall adopt and maintain policies with respect to certain matters including the procurement of goods and services;

AND WHEREAS Council did enact By-law 14-1170, a By-Law to Establish Purchasing Policies and Procedures for the Municipality of Temagami.

AND WHEREAS it is deemed expedient by Council to amend the previously approved Purchasing Policies and Procedures By-Law to include requirements from The Accessibility for Ontarians with Disabilities Act;

NOW THEREFORE the Council for the Corporation of the Municipality of Temagami hereby enacts as follows:

1) That the By-Law be amended to add the following section under:

1.0 PURPOSE, GOALS AND OBJECTIVES OF PURCHASING POLICY

1.4 - *When constructing or redeveloping, the municipality will meet the requirements under the Accessibility for Ontarians with Disabilities Act, specifically the Design of Public Spaces Standards (link) of the Integrated Accessibility Standards Regulation- Ontario Regulation 191/11.*

2) That the Clerk of the Municipality of Temagami is hereby authorized to make minor modifications or corrections of a grammatical or typographical nature to this by-law, after the passage of this by-law, where such modifications or corrections do not alter the intent of the by-law.

4) That any By-law contrary to this By-Law is hereby repealed.

READ a First, Second and Third time, and finally passed this 28th day of September 2023.

Mayor

Clerk

THE CORPORATION OF THE MUNICIPALITY OF TEMAGAMI

BY-LAW NO. 23-1696

Being a By-Law to confirm the proceedings of Council of the Corporation of the Municipality of Temagami

WHEREAS pursuant to Section 5(1) of the Municipal Act, 2001, S.O. 2001, c. 25 as amended, the powers of a municipality shall be exercised by its Council; and

WHEREAS pursuant to Section 5(3) of the Municipal Act, 2001, S.O. 2001, c. 25 as amended, a municipal power, including a municipality's capacity rights, powers and privileges under Section 8 of the Municipal Act, 2001, S.O. 2001, c. 25 as amended, shall be exercised by By-Law unless the municipality is specifically authorized to do otherwise; and

WHEREAS it is deemed expedient that the proceedings of the Council of the Corporation of the Municipality of Temagami at this Session be confirmed and adopted by By-Law.

NOW THEREFORE the Council of the Corporation of the Municipality of Temagami hereby enacts as follows:

1. **THAT** the actions of the Council of The Corporation of the Municipality of Temagami in respect of all recommendations in reports and minutes of committees, all motions and resolutions and all actions passed and taken by the Council of the Corporation of the Municipality of Temagami, documents and transactions entered into during the September 28, 2023 Working Session Meeting of Council, are hereby adopted and confirmed, as if the same were expressly embodied in this By-Law.
2. **THAT** the Mayor and proper officials of The Corporation of the Municipality of Temagami are hereby authorized and directed to do all the things necessary to give effect to the action of the Council of The Corporation of the Municipality of Temagami during the said meetings referred to in paragraph 1 of this By-Law.
3. **THAT** the Mayor and the Treasurer/Administrator or Clerk are hereby authorized and directed to execute all documents necessary to the action taken by this Council as described in Section 1 of this By-Law and to affix the Corporate Seal of The Corporation of the Municipality of Temagami to all documents referred to in said paragraph 1.

Read a first, second and third time and finally passed this 28th day of September, 2023.

Mayor

Clerk