

The Corporation of the
Municipality of Neebing

AGENDA for Regular Council meeting: January 19, 2022 at 6:00 p.m.

Please join my meeting from your computer, tablet or smartphone.

<https://global.gotomeeting.com/join/605462821>

You can also dial in using your phone.

Canada (Toll Free): [1 888 299 1889](tel:18882991889) Access Code: **605-462-821**

1. Preliminary Matters

- (a) Call to Order
- (b) Attendance
- (c) Accept/Amend the Agenda for this Meeting
- (d) Request/Receive Declarations of Pecuniary Interests under the Municipal Conflict of Interest Act (if any)

2. Hear Deputations from Audience Members

No Deputation Requests have been Received for this Meeting

3. Consent Agenda: Minutes, Reports and Correspondence

- | | | |
|-----|--|-------|
| 3.1 | Minutes of the Special Meeting of Council held on December 15, 2021
(Recommendation to approve the minutes for, with any error corrections, as required.) | 1-3 |
| 3.2 | Minutes of the Open Session portion of the Regular Meeting of Council held on December 15, 2021 (Recommendation to approve the minutes for both the open session (Item 3.1) and the Closed Session (Item 7.1), with any error corrections, as required.) | 4-11 |
| 3.3 | Minutes of the meeting of the *Committee/Board held on *, 2022
(Recommendation to receive the minutes) | 12-13 |
| 3.4 | Voucher Report for the previous month
(Recommendation to approve the vouchers.) | 14-23 |
| 3.5 | Report from Clerk-Treasurer Regarding Administrative Activity
(Recommendation to receive the report for information) | 24-26 |
| 3.6 | Report from Working Roads Foreman Regarding Departmental Activity in the preceding month
(Recommendation to receive the report for information) | 27-28 |
| 3.7 | Report from Fire Chief Regarding Departmental Activity in the preceding month
(Recommendation to receive the report for information) | 29-30 |
| 3.8 | Correspondence from Ministry of Municipal Affairs and Housing, received January 6, 2022, Regarding New Legislation in Force
(Recommendation to receive the correspondence for information.) | 31-35 |
| 3.9 | Correspondence from Heart of the Continent, received December 22, 2021, Regarding Thank You for 2021 Contributions
(Recommendation to receive the correspondence for information.) | 36 |

4. Reports and Correspondence Requiring Direction

- | | | |
|-----|---|-------|
| 4.1 | Report from Clerk-Treasurer Regarding Health & Safety Policy
(Recommendation to approve the policy.) | 37-38 |
|-----|---|-------|

4.2	Report from Deputy Clerk-Treasurer Regarding Interim Tax Bill Insert (Recommendation to approve to approve the insert.)	39-43
4.3	Report from Deputy Clerk-Treasurer Regarding Penalties on Overdue Taxes (Recommendation to provide direction.)	44
4.4	Report from Clerk-Treasurer Regarding Kakabeka Primary Care Clinic (Recommendation to provide direction.)	45-47
4.5	Report from Clerk-Treasurer Regarding Propane Pricing (Recommendation to provide direction.)	48-50
4.6	Correspondence from Thunder Bay and Area Food Strategy, received December 16, 2021, Regarding 2021 Highlights and Request for Funding (Recommendation to provide direction.)	51-52
4.7	Correspondence from Ministry of Northern Development, Mines, Natural Resources and Forestry, received January 12, 2022, Regarding Proposed Regulatory Changes related to Excess Soils. (Recommendation to provide direction.)	53-60
4.8	Correspondence from AMO, received January 5, 2022, Regarding Joint and Several Liability (Recommendation to pass a supporting resolution.)	61-83
4.9	Correspondence from Heart of the Continent, received January 4, 2022, Regarding Renewal of Annual Dues (Recommendation to pay the annual dues.)	84-85
5.	By-laws for Passage (Recommendation in each case is to pass the by-law)	
5.1	By-law 2022-001 to authorize Interim Tax Billing	86-87
5.2	By-law 2022-002 to Trailer Licencing By-Law	88-92
6.	New Business - Announcements Members of Council and Senior Administration have the opportunity to advise others of events or share other information.	
7.	Closed Session Council will enter closed session under those paragraphs of Subsection 239(2) of the Municipal Act, 2001 for which the meeting was closed, to consider item 7.1 (minutes of the Closed session of the prior Council meeting);	
7.1	Minutes of the Closed Session portion of the Regular Meeting of Council held on December 15, 2021 (Recommendation to approve the minutes is included in the consent agenda)	93-94
8.	Confirmation By-law	
8.1	By-law 2022-003, to confirm the proceedings of the meeting (Recommendation to pass the by-law)	95
9.	Adjourn the Meeting	

**THE CORPORATION OF THE MUNICIPALITY OF NEEBING
MINUTES OF THE SPECIAL MEETING OF COUNCIL,
SITTING AS COMMITTEE OF THE WHOLE**

Held using GoToMeeting Web Conference System
On Wednesday, December 15, 2021, 5:00 pm

PRESENT: Mayor Erwin Butikofer
Councillor at Large Gordon Cuthbertson
Crooks Councillor Brian Wright
Scoble Councillor Brian Kurikka
Pearson Councillor Gary Gardner
Blake Councillor Mark Thibert

REGRETS: Pardee Councillor Curtis Coulson

STAFF: Erika Kromm, Clerk-Treasurer
Laura Jones, Deputy Clerk-Treasurer

MEMBERS OF THE PUBLIC:
Jim Hurlbert, Lucy (Constance) Hurlbert, Amy Hurlbert, Josh McRury

1. PRELIMINARY MATTERS

- (a) Call to Order: Mayor Butikofer called the meeting to order at 5:00 p.m.
- (b) Attendance: Attendance was recorded.
- (c) Declarations of Interest:
No declarations of pecuniary interests under the Municipal Conflict of Interest Act were brought forward.

2. PUBLIC MEETING UNDER SECTION 53 OF THE PLANNING ACT: CONSENT (SEVERANCE) FOR FRED AND CONSTANCE HURLBERT

2.1. Application B06-2021

2.2. Report from Clerk-Treasurer Regarding Consent Application

The Clerk-Treasurer provided an overview of the report and application for severance.

The Clerk-Treasurer advised that a neighbouring property owner had concerns about the NE property stake and they want to know when the legal survey is performed. One of the conditions will be to obtain a legal survey, so any property line adjustments will be corrected.

Members present discussed possible water sources with the applicant and the possible requirement to prove water.

2.3. Receive Comments from Interested Members of the Public

There were no members of the public in attendance to speak in favour or against the application.

2.4. Consider Recommendations to Council

Rec. No. 2021-12-12

Moved by: Councillor Kurikka

Seconded by: Councillor Wright

That, a public meeting having been held with respect to the application by Fred and Constance Hurlbert, relative to property with municipal address 205 Sturgeon Bay Road, and legally described as South Part Lot 8, Concession 7, Part 1 on Reference Plan 55R2247 Less Part 1 on Reference Plan 55R2589, within geographic Blake Township, Municipality of Neebing, in the District of Thunder Bay, Committee of the Whole recommends:

THAT the consent requested in Application B06-2021, as submitted by the owner to sever one lot from their property, be approved, subject to the following conditions:

- a) A survey is finalized and registered;
- b) A driveway entrance for the severed lot is approved by the Working Roads Foreman.
- c) Satisfactory approval from the Thunder Bay District Health Unit relating to adequacy of the severed and retained lots for septic services is obtained;
- d) If it is not already in Municipal Ownership, that portion of Sturgeon Bay Road that is adjacent to the Severed Lot is transferred to the Municipality, free of encumbrances, and at no cost to the Municipality; and
- e) Conveyance of the road allowance and the lot must occur within twelve (12) months of the date that this decision becomes final and binding.

Because it is important, in the event of an appeal, that Council clearly state its reasoning for the approval of the application, the Committee of the Whole further recommends that Council adopt the following as the reasons for approval of the application, being:

- Overall, the Committee is satisfied that the application represents “good planning”;
- The proposed locations for the severed and retained lots will not result in negative impacts to any nearby residential property owners;
- The severed lot represents “infill” development on Sturgeon Bay Road; and
- The application does not impose any additional service requirements on the Municipality.

AND THAT the necessary by-law be presented to the Municipal Council for ratification.

CARRIED ✓

The time being 5:20 pm Mayor Butikofer adjourned the Special Meeting of Council.

SPECIAL MEETING OF COUNCIL

Erwin Butikofer
MAYOR

Erika Kromm
CLERK-TREASURER

THE CORPORATION OF THE MUNICIPALITY OF NEEBING

MINUTES OF THE REGULAR MEETING OF COUNCIL

Held using GoToMeeting Web Conference System

On Wednesday December 15, 2021

PRESENT: Mayor Erwin Butikofer
Councillor at Large Gordon Cuthbertson
Crooks Councillor Brian Wright
Scoble Councillor Brian Kurikka
Pearson Councillor Gary Gardner
Blake Councillor Mark Thibert

REGRETS: Pardee Councillor Curtis Coulson

STAFF: Erika Kromm, Clerk-Treasurer
Laura Jones, Deputy Clerk-Treasurer

OTHER ORGANIZATIONS:
Tammy Cook, Lakehead Regional Conservation Authority

MEMBERS OF THE PUBLIC:
Jim Curtola, Mitchell Taylor, and Ian Pattison

1. PRELIMINARY MATTERS:

- (a) **Call to Order:** Mayor Butikofer called the meeting to order at 6:00 p.m.
- (b) **Attendance:** Attendance was recorded.
- (c) **Accept/Amend the Agenda:**

Res. No. 2021-12-301

Moved by: Councillor Cuthbertson

Seconded by: Councillor Thibert

BE IT RESOLVED THAT THAT the agenda for this regular meeting of Council be approved as amended by removing item 3.10 and adding as item 4.12 Correspondence from the Chronicle Journal regarding Christmas Advertising.

CARRIED ✓

- (d) **Declarations of Interest:**

No declarations of pecuniary interests under the Municipal Conflict of Interest Act were brought forward.

2. HEAR DEPUTATIONS FROM AUDIENCE MEMBERS

2.1 Jim Curtola addressed Council regarding Cloud Lake Road

Mr. Curtola provided an overview of his letter regarding the condition and potential hazards of Cloud Lake Road. Mr. Curtola stated he would like to see Council move forward with improvements and have the road in as good a shape as chip-sealed roads.

Members present thanked Mr. Curtola for his presentation and discussed possible work that could be completed. A more detailed review will be completed by the Roads Committee.

Mayor Butikofer thanked Mr. Curtola for his presentation.

2.2 Mitchell Taylor and Ian Pattison addressed Council regarding Conservation of the Cloud River Wetland and Delta

Dr. Taylor provided an overview of the materials that were provided to Council, along with a brief history of the property. There is concern that current activities and development are damaging to the wetland and go against existing legislation and by-laws.

Dr. Taylor and Mr. Pattison responded to questions from members of Council.

Tammy Cook from the Lakehead Region Conservation Authority provided clarification regarding their role in the protection of wetlands.

It was suggested that the Dr. Taylor and Mr. Pattison reach out to Eagle Mountain representatives and begin a discussion. Following the initial discussion Council could have a meeting with everyone.

Mayor Butikofer thanked Dr. Taylor and Mr. Pattison for their presentation.

3. CONSENT AGENDA: MINUTES, REPORTS AND CORRESPONDENCE

3.1 Minutes of the Open Session portion of the Regular Meeting of Council held on December 1, 2021

(Recommendation to approve the, with any error corrections, as required.)

3.2 Minutes of the meeting of the Northwestern Ontario Municipal Association held on November 24, 2021

(Recommendation to receive the minutes)

3.3 Voucher Report for the previous month

(Recommendation to approve the vouchers.)

3.4 Report from Clerk-Treasurer Regarding Administrative Activity

(Recommendation to receive the report for information)

3.5 Report from Working Roads Foreman Regarding Departmental Activity in the preceding month

(Recommendation to receive the report for information)

- 3.6 Report from Fire Chief Regarding Departmental Activity in the preceding month
(Recommendation to receive the report for information)
- 3.7 Report from Clerk-Treasurer Regarding Background Information related to Item 2.2 on this Agenda
(Recommendation to receive for information.)
- 3.8 Report from Deputy Clerk-Treasurer Regarding Engineering RFP
(Recommendation to receive for information.)
- 3.9 Report from Clerk-Treasurer Regarding Road Closure in Pearson
(Recommendation to receive for information.)
- ~~3.10 Correspondence from Ministry of Infrastructure, received December 8, 2021, Regarding 2022 OCIF Allocation~~
~~(Recommendation to receive for information.)~~
- 3.11 Correspondence from Hydro One, received December 8, 2021, Regarding Investment in Northwestern Ontario
(Recommendation to receive for information.)

Res. No. 2021-12-302

Moved by: Councillor Thibert

Seconded by: Councillor Wright

BE IT RESOLVED THAT Council approve the recommendations from Administration with respect to all of the items on the consent agenda portion of this evening's meeting, being Items 3.1, through 3.11

CARRIED ✓

4. REPORTS AND CORRESPONDENCE RECEIVED REQUIRING DIRECTION:

4.1 Report from Clerk-Treasurer Regarding Recommendations from Committee of the Whole

Councillor Cuthbertson stated that future decisions to approve severance should also include a condition that the proposed lot has a source of water.

Mayor Butikofer invited comments from Mr. Villa, a neighbouring property owner to the proposed severance. Mr. Villa stated that a survey would correct the survey post that was moved.

Res. No. 2021-12-303

Moved by: Councillor Kurikka

Seconded by: Councillor Gardner

WHEREAS Council considers that approval of the application brought by Fred and Constance Hurlbert to sever a lot from property at 205 Sturgeon Bay Road represents good planning;

AND WHEREAS Council considers that the proposed locations for the severed and retained lots will not result in negative impacts to any nearby residential property owners;

AND WHEREAS Council recognizes that the approval of the application will not result in any additional service requirements from the Municipality,

NOW THEREFORE BE IT RESOLVED THAT a public meeting having been held with respect to the application by Fred and Constance Hurlbert, to sever a lot from a property with municipal address 205 Sturgeon Bay Road, and legally described as South Part Lot 8, Concession 7, Part 1 on Reference Plan 55R2247 Less Part 1 on Reference Plan 55R2589, within geographic Blake Township, Municipality of Neebing, in the District of Thunder Bay, the consent requested in Application B06-2021, as submitted, be approved, subject to the following conditions

- a) A survey is finalized and registered;
- b) A driveway entrance for the severed lot is approved by the Working Roads Foreman.
- c) Satisfactory approval from the Thunder Bay District Health Unit relating to adequacy of the severed lot for septic services is obtained;
- d) If it is not already in Municipal Ownership, that portion of Sturgeon Bay Road that is adjacent to the Severed Lot is transferred to the Municipality, free of encumbrances, and at no cost to the Municipality; and
- e) Conveyance of the road allowance and the lot must occur within twelve (12) months of the date that this decision becomes final and binding.

CARRIED ✓

4.2 Report from Deputy Clerk-Treasurer Regarding Municipal Insurance Renewal

Members present reviewed the report.

Res. No. 2021-12-304

Moved by: Councillor Wright

Seconded by: Councillor Kurikka

BE IT RESOLVED THAT Council will accept the 2022 insurance renewal as presented.

CARRIED ✓

4.3 Report from Clerk-Treasurer Regarding Reserve Fund Transfers

Members present reviewed the report.

Res. No. 2021-12-305

Moved by: Councillor Cuthbertson

Seconded by: Councillor Kurikka

BE IT RESOLVED THAT Council authorizes administration to transfer the reserve funds as outlined in the report

CARRIED ✓

4.4 Report from Clerk-Treasurer Regarding Farm and Pardee Roads Bridge Replacements

Members present discussed the report.

Res. No. 2021-12-306

Moved by: Councillor Thibert
Seconded by: Councillor Kurikka

BE IT RESOLVED THAT Council directs the consulting engineers to prepare tender packages for the replacement of the Farm Road and Pardee Road Bridges based on modular truss bridges with deep foundations, as discussed

CARRIED ✓

4.5 Correspondence from MFOA, received December 6, 2021 Regarding Response to CUPE's Letter to OMERS Employers

Members present discussed the correspondence.

Res. No. 2021-12-307

Moved by: Councillor Wright
Seconded by: Councillor Thibert

BE IT RESOLVED THAT Council reconsiders resolution 2021-12-298 regarding correspondence from CUPE about OMERS pension fund performance from the December 1, 2021 Regular Meeting of Council.

CARRIED ✓

Res. No. 2021-12-308

Moved by: Councillor Kurikka
Seconded by: Councillor Gardner

BE IT RESOLVED THAT Council rescinds resolution 2021-12-298 regarding correspondence from CUPE about OMERS pension fund performance from the December 1, 2021 Regular Meeting of Council.

CARRIED ✓

4.6 Correspondence from Town of Georgina, received November 29, 2021, Regarding Agricultural Plastic Recycling

Members present reviewed the correspondence.

Res. No. 2021-12-309

Moved by: Councillor Wright
Seconded by: Councillor Gardner

BE IT RESOLVED THAT Council supports the resolution from the Town of Georgina regarding Agricultural Plastic Recycling.

CARRIED ✓

4.7 Correspondence from St Catharines, received December 1, 2021, Regarding National Childcare Program

Members present reviewed the correspondence.

Res. No. 2021-12-310

Moved by: Councillor Kurikka

Seconded by: Councillor Cuthbertson

BE IT RESOLVED THAT Council supports the resolution from St Catharines Regarding a National Childcare Program with the addition of rural child care spots.

CARRIED ✓

4.8 Correspondence from Northwestern Ontario Municipal Association, received November 30, 2021, Regarding 2022 Conference

Members present reviewed the correspondence.

Res. No. 2021-12-311

Moved by: Councillor Gordon

Seconded by: Councillor Thibert

BE IT RESOLVED THAT Council directs Administration to register Mayor Butikofer and Councillor Wright for the 2022 NOMA Conference .

CARRIED ✓

4.9 Correspondence from City of Kitchener, received December 1, 2021, Regarding Conversion Therapy

Members present reviewed the correspondence.

Res. No. 2021-12-312

Moved by: Councillor Wright

Seconded by: Councillor Gardner

BE IT RESOLVED THAT Council supports the resolution from the City of Kitchener.

CARRIED ✓

4.10 Correspondence from City of Kitchener, received December 1, 2021, Regarding Fire Safety Measures

Members present reviewed the correspondence. Administration was directed to have the Fire Chief review the correspondence and bring it back to a future Council meeting.

4.11 Correspondence from Wounded Warrior Magazine, received November 30, 2021, Regarding Sponsorship Renewal

Members present reviewed the correspondence.

Res. No. 2021-12-313

Moved by: Councillor Cuthbertson

Seconded by: Councillor Gardner

BE IT RESOLVED THAT Council directs Administration to renew the sponsorship with the Wounded Warrior Magazine.

CARRIED ✓

4.12 Correspondence from Chronicle Journal, received November 30, 2021, Regarding Christmas Advertising

Members present reviewed the correspondence. No resolution was passed.

5. BY-LAWS

5.1 By-law 2021-051 to Close a Road

Res. No. 2021-12-314

Moved by: Councillor Wright

Seconded by: Councillor Kurikka

BE IT RESOLVED THAT By-law 2021-051 to Close a Road, be passed.

CARRIED ✓

6. NEW BUSINESS - ANNOUNCEMENTS

Councillor Thibert noted that the hospital upgraded their COVID status and will be implementing more restrictions.

Ms. Kromm stated that MNRF replied regarding Sturgeon Bay improvements. No work can commence until after September 1st. The work must have a 30 meter buffer to the water and Neebing requires an extraction license to remove trees. Councillor Kurikka stated he would do a site inspections and see if the wood could be donated to a needy family.

7. CLOSED SESSION

Res. No. 2021-12-315

Moved by: Councillor Cuthbertson

Seconded by: Councillor Kurikka

BE IT RESOLVED THAT, the time being 8:15 p.m., Council will enter closed session under paragraph 239(2)(d) to consider item 7.1, involving labour relations or employee negotiations.

CARRIED ✓

During Closed Session the following resolution was passed

Res. No. 2021-12-316

Moved by: Councillor Wright
Seconded by: Councillor Kurrika

BE IT RESOLVED THAT, the time being 8:42 p.m., Council rise from closed session and report in open session.

CARRIED ✓

Matters Arising from Closed Session

7.1 Report from Clerk-Treasurer Regarding Personnel Matters

No resolution was passed.

Res. No. 2021-12-317

Moved by: Councillor Thibert
Seconded by: Councillor Cuthbertson

BE IT RESOLVED THAT administration was directed to proceed as directed in closed session.

CARRIED ✓

8. CONFIRMATION BY-LAW

8.1 By-law 2021-050 to Confirm the Proceedings of the Meeting

Res. No. 2021-12-318

Moved by: Councillor Kurikka
Seconded by: Councillor Thibert

BE IT RESOLVED THAT By-law 2021-052, to confirm the proceedings of this evening's meeting, be passed as presented.

CARRIED ✓

9. ADJOURN THE MEETING:

There being no further business to attend to, Mayor Butikofer adjourned the meeting at 8:43 p.m.

REGULAR MEETING OF COUNCIL

Erwin Butikofer
MAYOR

Erika Kromm
CLERK-TREASURER

Municipality of Neebing Roads Committee Meeting Minutes – September 7, 2021

Present:

Members:

Councillor Curtis Coulson
Councillor Gary Gardner
Councillor Brian Kurikka

Staff Support: Barry Livingston, Working Roads Foreman
Laura Jones, Deputy Clerk-Treasurer

1. Preliminary Matters

a) Call to Order

The meeting was called to order at 11:00 a.m.

b) Attendance

Attendance was recorded.

c) Request/Receive Declarations of Pecuniary Interests

No declarations of pecuniary interests were made.

2. Review of Minutes

2.1. Review of Minutes

April 13, 2021 minutes were approved.

3. Discussion

3.1. End of Season work and East and West Oliver Lake projects

- East Oliver Lake Road guard rail might still be able to installed this year
Laura to obtain pricing and see if a Purchasing waiver resolution needs to go to council to complete the work.
- If the guardrail consisted of high tensile wire with steel posts drifting might be better controlled.
- Ask Erika to place the plan to expand parking at West Oliver Lake that went to the MNRF on the website.
- Signage at west Oliver Lake will be expanded to include a sign at the beach near the outhouse with park rules, and a sign near the shale pit area. No Parking signs will be placed beyond the beach along Podres Road to the intersection of West Oliver Lake Road. The No Parking Bylaw

will have to be checked and go to Council to ensure the enforcement area is specified.

- The MNRF permit has expired. Once that is renewed then locates will have to be done prior to starting any work.
- A string of buoys to mark out the swimming area would be best to delineate that area.
- Administration was asked to continue to investigate the ownership of the road allowance. Councillor Coulson stated he thought the Municipality owned the road allowance up to just before or after the shale pit.
- Administration was asked to investigate Emergency Route signage.
- The parking area should include a drop off zone and a handicapped spot – place the handicapped spot near the outhouse,
- The weeping tile that was installed should be inspected. If it is smaller than 6 inches it should be dug up and a 12 inch culvert installed.
- Look to see if a screen to limit the size of waste items can be added to the bear-proof bin at the lake
- Work with the Rec Committee determine a park open/closed timeframe. (e.g. May long weekend to September long weekend). This could determine when to have amenities such as the garbage receptacle and outhouse present.
- Low-lying areas of Podres Road will have some gravel. The back end of Salo road from Olsen Rd south to the S bend needs some more gravel
- Crushing project is due to begin soon.

3.2. Capital Plan Draft review and projects for 2022, 2023, 2024

The Public Works Projects in the First Draft Capital plan were reviewed. In the 2022 Operating Budget add one seasonal worker.

3.3. System for cost/benefit in order to determine when to Chip-Seal Roads

Chip seal roads cost between 2 – 4 times as much as gravel roads over the course of the road's life (depending on whether a gravel road is renewed in-house or contracted).

The cost to develop more chip-seal roads is not sustainable unless tax rates are raised, and Council does not want to raise taxes.

For now, additional chip seal coverage will only be assessed on a case-by-case basis by the Roads Committee with recommendations to Council.

4. Schedule Next Meeting Date(s)

The next meeting will be scheduled in December 2021 to go over the 2022 capital budget.

5. Adjournment The meeting adjourned at 12:50 p.m.

VOUCHER REPORT

FOR THE MONTH OF DECEMBER 2021

	<u>Amount</u>
Liabilities	
HST, Source Deductions, Liabilities	\$ 118,066.68
Expense Accounts	
General Government	77,532.31
Protection to Persons and Property	67,373.20
Policing	23,324.29
Transportation Services	76,773.64
Environmental Services	8,497.35
Health Services	4,328.00
Cemetery	96.67
Social and Family Services	33,357.00
Building Services	4,915.20
Recreation and Cultural Services	3,345.75
Economic Development	310.62
School Boards - Education Levy	140,429.15
Capital Projects General	
Capital Projects-Fire Department	
Capital Projects Public Works	15,497.03
Capital Projects Parks	
Total disbursements in month	<u>\$573,846.89</u>

<u>Cheque Runs</u>	
12/1/2021	\$ 1,157.24
12/1/2021	25,804.56
12/2/2021	102,855.10
12/9/2021	21,936.79
12/10/2021	153.74
12/14/2021	2,869.10
12/20/2021	244,163.08
12/20/2021	1,551.85
12/21/2021	1,667.70
12/21/2021	4,622.59
12/21/2021	98,239.00
12/22/2021	261.01
	<u>\$505,281.76</u>
<u>Direct Deposits - Payroll</u>	
PR-1568	\$ 5,742.07
PR-1569	18,257.39
PR-1572	20,234.65
PR-1574	6,768.68
PR-1575	825.00
PR-1578	16,737.34
	<u>\$68,565.13</u>
Total disbursements in month	<u>\$573,846.89</u>

**Municipality of Neebing
Voucher Report - December 2021**

3.4-2

CHQ #	Date	lun	Vendor Name / Description	GL Acct #	Trans Detail	Amount
15459	12/1/2021		CANADIAN UNION OF PUBLIC EMPLOYEES - LOCAL #87			\$464.00
			PR1560 - Payroll from 10/23/21 to 11/05/21	01-00-204600	Source Deductions	
			PR1562 - Payroll from 11/06/21 to 11/19/21	01-00-204600	Source Deductions	
15461	12/1/2021		MINISTER OF FINANCE (EHT)			\$1,039.40
			PR1560 - Payroll from 10/23/21 to 11/05/21	01-00-204700	Source Deductions	
			PR1562 - Payroll from 11/06/21 to 11/19/21	01-00-204700	Source Deductions	
			PR1563 - Payroll from 11/01/21 to 11/30/21	01-00-204700	Source Deductions	
15462	12/1/2021		ONTARIO MUNICIPAL EMPLOYEES RETIREMENT SYSTEM			\$5,332.62
			PR1560 - Payroll from 10/23/21 to 11/05/21	01-00-204500	Source Deductions	
			PR1562 - Payroll from 11/06/21 to 11/19/21	01-00-204500	Source Deductions	
15463	12/1/2021		RECEIVER GENERAL			\$12,459.82
			PR1560 - Payroll from 10/23/21 to 11/05/21	01-00-204200	Source Deductions	
			PR1562 - Payroll from 11/06/21 to 11/19/21	01-00-204400	Source Deductions	
			PR1563 - Payroll from 11/01/21 to 11/30/21	01-00-204200	Source Deductions	
15464	12/1/2021		WSIB (WORKER'S SAFETY INSURANCE BOARD)			\$2,397.34
			ADD FIRE-NOV2021 - NOV-2021 ADDITIONAL FIRE PREMIUM	01-03-501260	Fire / Protection PP	
			PR1560 - Payroll from 10/23/21 to 11/05/21	01-00-204750	Source Deductions	
			PR1562 - Payroll from 11/06/21 to 11/19/21	01-00-204750	Source Deductions	
			PR1563 - Payroll from 11/01/21 to 11/30/21	01-00-204750	Source Deductions	
15465	12/2/2021		A. J. STONE COMPANY LTD			\$4,333.55
			163581 - P108 - 11 HP MANUAL PUMP	01-03-502135	Fire / Protection PP	
15466	12/2/2021		A-1 SEWAGE SERVICES (1989) LTD.			\$1,180.85
			89655 - SANITARY SERVICES TO ALL UNITS/CLOSE FOR WINTER	01-10-505115	Cemetery Expense	
			89655 - SANITARY SERVICES TO ALL UNITS/CLOSE FOR WINTER	01-08-504210	Environmental	
			89655 - SANITARY SERVICES TO ALL UNITS/CLOSE FOR WINTER	01-03-502125	Fire / Protection PP	
			89655 - SANITARY SERVICES TO ALL UNITS/CLOSE FOR WINTER	01-01-501430	General Government	
			89655 - SANITARY SERVICES TO ALL UNITS/CLOSE FOR WINTER	01-15-507410	Recreation	
			89844 - OLIVER LAKE SERVICE	01-15-507410	Recreation	
15467	12/2/2021		DALE ASHBEE			\$61.00
			CHQ-REQ-CAN TIRE - DIESEL CONDITIONER - CANADIAN TIRE REIMBURSE	01-03-502135	Fire / Protection PP	
15468	12/2/2021		CRC COMMUNICATIONS LIMITED			\$320.36
			1147841 - REPEATER RENTAL - SYSTEM LIC FEES	01-05-503415	Public Works	
15469	12/2/2021		EVOLUTION AV			\$1,764.50
			Q0058083-0 - OWL VIDEO CONFERENCE CAMERA / HDMI CABLE - BLAKE HALL A/V	01-01-501295	General Government	
15470	12/2/2021		MEAGHAN FORNERI			\$541.14
			CHQ-REQ-AUG2021 - MARKS - CANADIAN TIRE - REISSUE FROM LOST CHQ	01-03-502125	Fire / Protection PP	
			CHQ-REQ-AUG2021 - MARKS - CANADIAN TIRE - REISSUE FROM LOST CHQ	01-03-502175	Fire / Protection PP	
15471	12/2/2021		FORT GARRY INDUSTRIES LTD			\$908.69
			F9055240 - WIRE CONNECTORS / BUNGEE CORDS / DEF BLUE	01-05-503320	Public Works	
			F9065639 - 6-98 - STUDDED TIRE CHAINS	01-05-503320	Public Works	

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CHQ #	Date	lun	Vendor Name / Description	GL Acct #	Trans Detail	Amount
15472	12/2/2021	KEVIN HOLLAND				\$300.00
			CHQ-REQ-NOV-2021 - OAPSB LABOUR CONFERENCE NOV 18-2021 - HOLLAND	01-07-502250	Policing	
15473	12/2/2021	CAMPBELL DAVID HUDYMA				\$333.60
			CHQ-REQ-NOV2021 - TAX REFUND - 640-000-00225	01-00-202500	Asset	
15474	12/2/2021	KATWO INC.				\$2,500.00
			120 - PURCHASING CONSULTANT FOR TENDERS, RFP	01-01-501517	General Government	
15475	12/2/2021	KGS GROUP CONSULTING ENGINEERS				\$663.46
			102920 - SCOBLE LANDFILL SAMPLING & REPORTING	01-08-504255	Environmental	
			102921 - SCOBLE LANDFILL MONITORING WELL INSTALL	01-08-504255	Environmental	
15476	12/2/2021	LIFEWORX				\$622.74
			1484317 - EMPLOYEE ASSISTANCE PLAN 1/4'LY BILLING	01-02-501270	Council Expense	
			1484317 - EMPLOYEE ASSISTANCE PLAN 1/4'LY BILLING	01-08-501270	Environmental	
			1484317 - EMPLOYEE ASSISTANCE PLAN 1/4'LY BILLING	01-03-501270	Fire / Protection PP	
			1484317 - EMPLOYEE ASSISTANCE PLAN 1/4'LY BILLING	01-01-501270	General Government	
			1484317 - EMPLOYEE ASSISTANCE PLAN 1/4'LY BILLING	01-05-501270	Public Works	
15477	12/2/2021	LOCAL AUTHORITY SERVICES LTD				\$4,652.03
			PF-1747-93248 - DIESEL-1807.50L	01-05-503325	Public Works	
			MGBP1935 - 6-13 TIRES X4	01-05-503320	Public Works	
			PF-1747-93248 - DIESEL-1807.50L	01-05-503325	Public Works	
15478	12/2/2021	MAKI'S DIESEL REPAIR				\$587.60
			135335 - 6-98 / 6-13 - EMISSION TESTING	01-05-503319	Public Works	
15479	12/2/2021	MICROAGE COMPUTER CENTRE				\$488.07
			1975 - ONLINE BACKUP	01-01-501518	General Government	
			2017 - SERVER ERROR FIXES	01-01-501518	General Government	
			2096 - NOVEMBER 2021 HOSTED EXCHANGE EMAIL	01-01-501518	General Government	
15480	12/2/2021	MINISTER OF FINANCE				\$205.45
			48801 - LP 160846-2022 MNRF LAND LEASE - HALL #4	01-03-502125	Fire / Protection PP	
15481	12/2/2021	MINISTER OF FINANCE				\$147.71
			49580 - LP 160847 2022 LAND LEASE HALL #7	01-03-502125	Fire / Protection PP	
15482	12/2/2021	MINISTER OF FINANCE				\$36,187.58
			280112211043050 - POLICING REVENUES JUL-SEP- 2021	01-07-502300	Policing	
			281211211058053 - OPP CONTRACT BILLING LAKEHEAD GROUP	01-00-103850	Asset	
15483	12/2/2021	NORMAN BRADSHAW				\$1,077.09
			CHQ-REQ-NOV2021 - TAX REFUND REQ BY OWNER 050-009-10610	01-00-202500	Asset	
15484	12/2/2021	SIGNS NOW				\$145.77
			52000 - NO TRESSPASSING SIGNS FOR GRAVEL PITS	01-05-503440	Public Works	
15485	12/2/2021	SPECTRUM TELECOM GROUP LTD				\$96.05
			INV-05710-S5C4 - P-101 REPLACEMENT ANTENNA COIL	01-03-502160	Fire / Protection PP	

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CHQ #	Date	lun	Vendor Name / Description	GL Acct #	Trans Detail	Amount
15486	12/2/2021		SPI HEALTH AND SAFETY INC.			\$236.14
			11282394-00 - 2021 BOOT CLAIM - G. MATSON	01-05-501270	Public Works	
15487	12/2/2021		TBT ENGINEERING			\$2,486.00
			2110284-21655 - GRAVEL CRUSHING STOCKPILE MEASUREMENTS	01-51-513300	Capital Projects - PW	
15488	12/2/2021		THE CHRONICLE JOURNAL			\$868.97
			534169 - REMEMBRANCE DAY / NOTICE OF OFFICIAL PLAN ADS	01-01-501570	General Government	
15489	12/2/2021		THUNDER BAY DISTRICT HEALTH UNIT			\$4,328.00
			DEC 2021 LEVY - THUNDER BAY DISTRICT HEALTH LEVY	01-10-505200	Health Services	
15490	12/2/2021		THUNDER BAY DISTRICT SOCIAL SERVICES ADMIN. BOARD			\$33,357.00
			SI103049 - 2021 DECEMBER LEVY	01-12-506100	Social / Family Services	
			SI103049 - 2021 DECEMBER LEVY	01-12-506400	Social / Family Services	
15491	12/2/2021		THUNDER BAY LETTER SHOP SERVICES			\$161.90
			13592 - NEEBING NEWS MAILOUT COSTS	01-01-501571	General Government	
15492	12/2/2021		TRAFFIC LOGIX CORPORATION			\$904.00
			SIN13854 - 2022 TRAFFIC LOGIX SOFTWARE SUBSCRIPTION	01-05-503440	Public Works	
15493	12/2/2021		VALLEY HEIGHTS MOBILE			\$1,214.39
			1318 - 6-17 - BRAKE DRUMS	01-05-503319	Public Works	
15494	12/2/2021		WEB PRESS (THUNDER BAY) LIMITED			\$599.82
			W21-27892 - PRINTING CHARGES NEEBING NEWS	01-01-501571	General Government	
15495	12/2/2021		WEBER SUPPLY COMPANY INC.			\$317.30
			6357068 - SAFETY GLASSES / ALKALINE BATTERIES	01-03-502152	Fire / Protection PP	
			6357068 - SAFETY GLASSES / ALKALINE BATTERIES	01-01-501440	General Government	
15496	12/2/2021		BRIAN WRIGHT			\$64.38
			CHQ-REQ-NOV 2021 - MILEAGE CLAIM 111 KMS	01-02-501180	Council Expense	
15497	12/9/2021		A-1 SEWAGE SERVICES (1989) LTD.			\$107.35
			89967 - CLOUD LAKE SERVICE	01-15-507410	Recreation	
15498	12/9/2021		AIR LIQUIDE CANADA INC			\$825.87
			73732722 - CYLINDER LEASES (X2) OCY-ACET	01-05-503350	Public Works	
			73728507 - SMARTTOP TANK CYLINDER ANNUAL LEASE (OXY-ACET)	01-05-503350	Public Works	
15499	12/9/2021		BREANNE DENNHARDT			\$250.00
			CHQ-REQ-110 VALLEY RD W - OCCUPANCY FEE REFUND PERMIT 2021-21	01-00-202400	Asset	
15500	12/9/2021		CALEIGH RANKIN			\$250.00
			CHQ-REQ-176 SOUTH BAY RD - OCCUPANCY FEE REFUND PERMIT 2020-09	01-00-202400	Asset	
15501	12/9/2021		CENTRAL CANADA INDUSTRIES INC			\$183.58
			01RH9544 - 1/2' SUPERFLEX HOSE ASSEMBLY	01-05-503320	Public Works	
15502	12/9/2021		EDWARD CHASCHUK			\$150.00
			CHQ-REQ-CLOTHING 2021 - 2021 CLOTHING ALLOWANCE - CHASCHUK	01-05-501270	Public Works	
15503	12/9/2021		COMPASS MINERALS CANADA CORP			\$6,543.06
			887557 - COURSE ROAD SALT 5309 KG'S	01-05-503341	Public Works	
15504	12/9/2021		GFL ENVIRONMENTAL INC			\$3,128.74
			RC150243 - RECYCLE COLLECTION: NOV 3-12-18-24-30-2021	01-08-504250	Environmental	

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CHQ #	Date	lun	Vendor Name / Description	GL Acct #	Trans Detail	Amount
15505	12/9/2021		CHERYL JASPERS			\$81.20
			CHQ-REQ-NOV2021 - CEMC TRAINING MILEAGE - HAMMOND AVE	01-01-501280	General Government	
15506	12/9/2021		KAL TIRE			\$408.92
			781509789 - 140 CAT GRADER - TIRE CHANGOVER X 2	01-05-503319	Public Works	
15507	12/9/2021		KAREN MCQUEEN			\$250.00
			CHQ-REQ-46 GRIFFIS RD - OCCUPANCY FEE REFUND PERMIT 2020-34	01-00-202400	Asset	
15508	12/9/2021		LOCAL AUTHORITY SERVICES LTD			\$4,472.02
			MGBP1937 - 11R22.5 TIRES X 4 - ALL TRUCKS	01-05-503320	Public Works	
			MGBP1937 - 11R22.5 TIRES X 4 - ALL TRUCKS	01-05-503320	Public Works	
			PF-1763-93268 - FURNACE 552.4L / DYED 1531.40L	01-05-503325	Public Works	
15509	12/9/2021		MUNICIPALITY OF OLIVER PAIPOONGE			\$1,259.67
			2021-00515 - NFPA 2021 FIRE OFFICER COURSE - J. LAFONTAINE	01-03-502145	Fire / Protection PP	
			2021-00576 - LPMC SECRETARIAL SERVICES	01-01-501585	General Government	
			2021-00584 - SHARE OF BELL/CRC COMMS CHARGES - FIRE DEPT	01-03-502160	Fire / Protection PP	
15510	12/9/2021		PHILLIP CLARKE			\$250.00
			CHQ-REQ-29 OLEKSUK RD - OCCUPANCY FEE REFUND PERMIT 2020-04	01-00-202400	Asset	
15511	12/9/2021		PITNEY BOWES			\$132.96
			3201855585 - POSTAGE METER LEASE	01-01-501525	General Government	
15512	12/9/2021		MARK SHRUIFF			\$151.19
			CHQ-REQ-ARROWHEAD - ENGINE MAINTENANCE KITS - REIMBURSE	01-03-502135	Fire / Protection PP	
15513	12/9/2021		SPI HEALTH AND SAFETY INC.			\$431.87
			11282382 - 2021 CLOTHING ALLOWANCE - MATSON	01-05-501270	Public Works	
			11284307 - 2021 BOOT CLAIM-CHASCHUCK	01-05-501270	Public Works	
15514	12/9/2021		TBAY TEL			\$446.35
			56600-DEC2021 - LANDFILLS/MAYOR/CBO/PWORKS/CLERK/TREASURER/FIRE CHIEF/HALL 2&3/NEDAC/CEMC	01-16-502455	Building Expense	
			56600-DEC2021 - LANDFILLS/MAYOR/CBO/PWORKS/CLERK/TREASURER/FIRE CHIEF/HALL 2&3/NEDAC/CEMC	01-02-501530	Council Expense	
			56600-DEC2021 - LANDFILLS/MAYOR/CBO/PWORKS/CLERK/TREASURER/FIRE CHIEF/HALL 2&3/NEDAC/CEMC	01-17-501530	Economic Development	
			56600-DEC2021 - LANDFILLS/MAYOR/CBO/PWORKS/CLERK/TREASURER/FIRE CHIEF/HALL 2&3/NEDAC/CEMC	01-08-504201	Environmental	
			56600-DEC2021 - LANDFILLS/MAYOR/CBO/PWORKS/CLERK/TREASURER/FIRE CHIEF/HALL 2&3/NEDAC/CEMC	01-03-502155	Fire / Protection PP	
			56600-DEC2021 - LANDFILLS/MAYOR/CBO/PWORKS/CLERK/TREASURER/FIRE CHIEF/HALL 2&3/NEDAC/CEMC	01-01-501530	General Government	
			56600-DEC2021 - LANDFILLS/MAYOR/CBO/PWORKS/CLERK/TREASURER/FIRE CHIEF/HALL 2&3/NEDAC/CEMC	01-05-503410	Public Works	
15515	12/9/2021		TERESA WARD			\$250.00
			CHQ-REQ-63 PEARSON RD - OCCUPANCY FEE REFUND PERMIT 2021-25	01-00-202400	Asset	

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CHQ #	Date	lun	Vendor Name / Description	GL Acct #	Trans Detail	Amount
15516	12/9/2021		VALENTINO BISIGNANO			\$250.00
			CHQ-REQ-1370A STURGEON BAY RD - OCCUPANCY FEE REFUND PERMIT 2020-11	01-00-202400	Asset	
15517	12/9/2021		VALLEY HEIGHTS MOBILE			\$1,762.72
			1327 - 6-13 - ANNUAL SAFETY CHECK	01-05-503319	Public Works	
15518	12/9/2021		WWP & ASSOCIATES			\$224.87
			451222 - MEDIA & CRISIS COMMS TRAINING - E. KROMM	01-01-501550	General Government	
15519	12/9/2021		XEROX CANADA LTD.			\$126.42
			P58412249 - XEROX COPY CHARGES	01-03-502157	Fire / Protection PP	
			P58412249 - XEROX COPY CHARGES	01-01-501505	General Government	
15520	12/10/2021		TOROMONT CAT			\$153.74
			PS091171388 - CAT GRADER - TUBE A	01-05-503320	Public Works	
15521	12/20/2021		BDO CANADA LLP			\$3,390.00
			CINV1479713 - 2021 AUDIT - INTERIM BILLING #1	01-01-501515	General Government	
15522	12/20/2021		BELL CANADA			\$96.38
			9642098-DEC2021 - GARAGE TELEPHONE	01-05-503410	Public Works	
15523	12/20/2021		BRANDT TRACTOR LTD.			\$1,184.81
			7016917 - JD 772 GRADER - CUTTING BLADES	01-05-503320	Public Works	
15524	12/20/2021		CENTRAL CANADA INDUSTRIES INC			\$197.02
			01R18917 - SHOP SUPPLIES - ANCHOR SHACKLES / HOSE ASSEMBLY	01-05-503440	Public Works	
15525	12/20/2021		CONSEIL SCOLAIRE DE DISTRICT CATHOLIQUE DES AURE			\$932.12
			4TH QTR 2021 LEVY - 4TH QTR 2021 LEVY	01-80-803000	School Board	
15526	12/20/2021		CONSEIL SCOLAIRE PUBLIC DU GRAND NORD DE L'ONTARIO			\$2.24
			4TH QTR 2021 LEVY - 4TH QTR 2021 LEVY	01-80-803000	School Board	
15527	12/20/2021		KAREN COULSON			\$25.00
			2021 REC COMM - 2021 RECREATION COMMITTEE HONOURARIUM	01-15-507300	Recreation	
15528	12/20/2021		GARY DAVIES			\$75.00
			2021 NEDAC - 2021 NEDAC HONOURARIUM	01-17-501589	Economic Development	
15529	12/20/2021		FORT GARRY INDUSTRIES LTD			\$114.57
			F9098751 - 6-17 - AMBER LAMP	01-05-503320	Public Works	
			F9098746 - PENETRATING OIL / LUBRICANT / BULBS / HEADLIGHT	01-05-503320	Public Works	
			F9098754 - 6-17 HEADLIGHT	01-05-503319	Public Works	
15530	12/20/2021		HOOD EQUIPMENT CANADA INCORPORATED			\$210.52
			I 130474 - 160 EXCAVATOR - FUEL FILTER - REISSUE FROM CHQ 14929	01-05-503320	Public Works	
15531	12/20/2021		DAWNE KILGOUR			\$25.00
			2021-REC-COMM - 2021 RECREATION COMMITTEE HONOURARIUM	01-15-507300	Recreation	
15532	12/20/2021		LAKEHEAD BOARD OF EDUCATION			\$122,746.61
			4th 1/4 2021 Levy - 4TH QTR 2021 LEVY	01-80-801000	School Board	
15533	12/20/2021		LOCAL AUTHORITY SERVICES LTD			\$3,567.71
			PF-1809-93331 - GAS 1729.20L / DIESEL 789L	01-05-503325	Public Works	
15534	12/20/2021		ELAINE MACKENZIE			\$100.00
			2021 NEDAC - 2021 NEDAC HONOURARIUM	01-17-501589	Economic Development	
15535	12/20/2021		BROCK MARSHALL			\$75.00
			2021 NEDAC - 2021 NEDAC HONOURARIUM	01-17-501589	Economic Development	

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CHQ #	Date	lun	Vendor Name / Description	GL Acct #	Trans Detail	Amount
15536	12/20/2021	ERIN MCINNIS				\$152.54
			MARK'S SAFETY BOOTS - FIREFIGHTER SAFETY BOOTS - REIMBURSE MCINNIS	01-03-502175	Fire / Protection PP	
15537	12/20/2021	MICROAGE COMPUTER CENTRE				\$197.75
			IN-36981669 - 2ND MONITOR FOR FRONT COUNTER	01-01-501295	General Government	
15538	12/20/2021	MINISTER OF FINANCE (CACC)				\$60.00
			#2 - 2021 - APR - JUNE 2021 FIRE CALL TAKING - REISSUE CHQ 15198 ISSUED JUL 29-2021	01-03-502156	Fire / Protection PP	
15539	12/20/2021	WILMA MOL				\$25.00
			2021 NEDAC - 2021 NEDAC HONOURARIUM	01-17-501589	Economic Development	
15540	12/20/2021	RECEIVER GENERAL				\$43,550.00
			LAND SALES - ISLAND/MANNISTO - BN: 129040796 RT0001 - SALE OF ISLAND / MANNISTO	01-00-102500	HST	
			LAND SALES - ISLAND/MANNISTO - BN: 129040796 RT0001 - SALE OF ISLAND / MANNISTO	01-00-102501	HST	
15541	12/20/2021	RECEIVER GENERAL				\$6,136.00
			LAND SALES - OLEKSUK - BN: 129040796 RT0001 - SALE OF OLEKSUK	01-00-102500	HST	
			LAND SALES - OLEKSUK - BN: 129040796 RT0001 - SALE OF OLEKSUK	01-00-102501	HST	
15542	12/20/2021	RECEIVER GENERAL				\$20,150.00
			LAND SALES ZEBEDEE - BN: 129040796 RT0001 - SALE OF ZEBEDEE LAND	01-00-102500	HST	
			LAND SALES ZEBEDEE - BN: 129040796 RT0001 - SALE OF ZEBEDEE LAND	01-00-102501	HST	
15543	12/20/2021	RELAY DISTRIBUTING				\$6,842.75
			421683 - TS1511 CUSTOM BUILT WASH PACKAGE	01-03-502135	Fire / Protection PP	
15544	12/20/2021	RUST CHECK CENTER				\$333.35
			99882 - P-108 RUST CHECK	01-03-502135	Fire / Protection PP	
15545	12/20/2021	TBT ENGINEERING				\$14,722.77
			2111063-21440 - FARM & PARDEE ROAD BRIDGE ENGINEERING	01-51-513331	Capital Projects - PW	
15546	12/20/2021	THUNDER BAY CATHOLIC DISTRICT SCHOOL BOARD				\$16,748.18
			4TH QTR 2021 LEVY - 4TH QTR 2021 LEVY	01-80-802000	School Board	
15547	12/20/2021	THUNDER BAY TRUCK CENTRE INC.				\$2,477.76
			W75415 - 6-13 - CHK ENGINE LIGHT - FAULTY - 3 BATTERIES	01-05-503319	Public Works	
15548	12/20/2021	EDITH TIVENDALE				\$25.00
			2021 REC COMM - 2021 RECREATION COMMITTEE HONOURARIUM	01-15-507300	Recreation	
15549	12/20/2021	KGS GROUP CONSULTING ENGINEERS				\$1,551.85
			103335 - SCOBLE - SAMPLING & REPORTING	01-08-504255	Environmental	
			103336 - SCOBLE - MONITORING WELL INSTALLATION	01-08-504255	Environmental	
15550	12/21/2021	KEITH BAXTER				\$101.51
			2021 NES HONOUR - 2021 NES FIRE HONOURARIUM	01-03-501200	Fire / Protection PP	
15551	12/21/2021	ERIC BREUKELMAN				\$94.51
			2021 NES HONOUR - 2021 NES FIRE HONOURARIUM	01-03-501200	Fire / Protection PP	

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CHQ #	Date	lun	Vendor Name / Description	GL Acct #	Trans Detail	Amount
15552	12/21/2021		LANDON BROENNLE			\$309.01
			2021 NES HONOUR - 2021 NES FIRE HONOURARIUM	01-03-501200	Fire / Protection PP	
15553	12/21/2021		DAN CAVICCHIOLO			\$297.54
			2021 NES HONOUR - 2021 NES FIRE HONOURARIUM	01-03-501200	Fire / Protection PP	
15554	12/21/2021		RACHEL DONALDSON			\$28.00
			2021 NES HONOUR - 2021 NES FIRE HONOURARIUM	01-03-501200	Fire / Protection PP	
15555	12/21/2021		SKYE DUSOLT			\$222.28
			2021 NES HONOUR - 2021 NES FIRE HONOURARIUM	01-03-501200	Fire / Protection PP	
15556	12/21/2021		MCKENZIE HALL			\$316.80
			2021 NES HONOUR - 2021 NES FIRE HONOURARIUM	01-03-501200	Fire / Protection PP	
15557	12/21/2021		JODI HALUNGA			\$312.51
			2021 NES HONOUR - 2021 NES FIRE HONOURARIUM	01-03-501200	Fire / Protection PP	
15558	12/21/2021		ANDREW JANSSENS			\$110.27
			2021 NES HONOUR - 2021 NES FIRE HONOURARIUM	01-03-501200	Fire / Protection PP	
15559	12/21/2021		SHANNON LOUKOLA			\$101.51
			2021 NES HONOUR - 2021 NES FIRE HONOURARIUM	01-03-501200	Fire / Protection PP	
15560	12/21/2021		ERIN MCINNIS			\$189.03
			2021 NES HONOUR - 2021 NES FIRE HONOURARIUM	01-03-501200	Fire / Protection PP	
15561	12/21/2021		GRAHAM MCINTYRE			\$40.26
			2021 NES HONOUR - 2021 NES FIRE HONOURARIUM	01-03-501200	Fire / Protection PP	
15562	12/21/2021		JAMES MCKINNON			\$21.00
			2021 NES HONOUR - 2021 NES FIRE HONOURARIUM	01-03-501200	Fire / Protection PP	
15563	12/21/2021		ERIC MISSERE			\$49.01
			2021 NES HONOUR - 2021 NES FIRE HONOURARIUM	01-03-501200	Fire / Protection PP	
15564	12/21/2021		DYLAN PATTERSON			\$416.56
			2021 NES HONOUR - 2021 NES FIRE HONOURARIUM	01-03-501200	Fire / Protection PP	
15565	12/21/2021		CHRIS PRICE			\$274.79
			2021 NES HONOUR - 2021 NES FIRE HONOURARIUM	01-03-501200	Fire / Protection PP	
15566	12/21/2021		JAMIE SAVARD			\$113.77
			2021 NES HONOUR - 2021 NES FIRE HONOURARIUM	01-03-501200	Fire / Protection PP	
15567	12/21/2021		GREG THOME			\$374.55
			2021 NES HONOUR - 2021 NES FIRE HONOURARIUM	01-03-501200	Fire / Protection PP	
15568	12/21/2021		LUNDY THURIER			\$15.75
			2021 NES HONOUR - 2021 NES FIRE HONOURARIUM	01-03-501200	Fire / Protection PP	
15569	12/21/2021		TANYA WATSON			\$204.78
			2021 NES HONOUR - 2021 NES FIRE HONOURARIUM	01-03-501200	Fire / Protection PP	

**Municipality of Neebing
Voucher Report - December 2021**

3.4-9

CHQ #	Date	Jun	Vendor Name / Description	GL Acct #	Trans Detail	Amount
15570	12/21/2021		EVAN WINSLOW			\$395.56
			2021 NES HONOUR - 2021 NES FIRE HONOURARIUM	01-03-501200	Fire / Protection PP	
15571	12/21/2021		LISA WINSLOW			\$147.02
			2021 NES HONOUR - 2021 NES FIRE HONOURARIUM	01-03-501200	Fire / Protection PP	
15572	12/21/2021		KYLE WRIGHT			\$486.57
			2021-NES-HONOUR - 2021 NES FIRE HONOURARIUM	01-03-501200	Fire / Protection PP	
15573	12/21/2021		A-1 SEWAGE SERVICES (1989) LTD.			\$107.35
			90112 - CLOUD LAKE SANITARY SERVICES	01-15-507410	Recreation	
15574	12/21/2021		KEVIN HOLLAND			\$150.00
			LPSB-DEC-2021 - OAPSB BOARD MEETING - DEC 16-2021 - HOLLAND	01-07-502250	Policing	
15575	12/21/2021		LOCAL AUTHORITY SERVICES LTD			\$516.65
			MGBP2017 - OFFICE SUPPLIES - FILES, 5 CASES PAPER, TABS	01-01-501505	General Government	
15576	12/21/2021		TBAY TEL			\$893.70
			50900-DEC2021 - INTERNET/WEATHER/OFFICE LINES/FAX/DEBIT/HEALTH/FIRE HALL 1,4,5,6/BLAKE HALL	01-03-502155	Fire / Protection PP	
			50900-DEC2021 - INTERNET/WEATHER/OFFICE LINES/FAX/DEBIT/HEALTH/FIRE HALL 1,4,5,6/BLAKE HALL	01-01-501530	General Government	
			50900-DEC2021 - INTERNET/WEATHER/OFFICE LINES/FAX/DEBIT/HEALTH/FIRE HALL 1,4,5,6/BLAKE HALL	01-15-507230	Recreation	
15595	12/21/2021		WESTLAND INSURANCE GROUP LTD.			\$98,239.00
			JLTPS-471 - 2022 - POLICY JLTPS-471 - 2022 RENEWAL	01-03-502150	Fire / Protection PP	
			JLTPS-471 - 2022 - POLICY JLTPS-471 - 2022 RENEWAL	01-01-501510	General Government	
			JLTPS-471 - 2022 - POLICY JLTPS-471 - 2022 RENEWAL	01-05-503405	Public Works	
			JLTPS-471 - 2022 - POLICY JLTPS-471 - 2022 RENEWAL	01-15-507225	Recreation	
15596	12/22/2021		EDWARD CHASCHUK			\$261.01
			SPI-BOOTS - Boots 2021	01-05-501270	Public Works	
HYDRO ONE	12/2/2021		HYDRO ONE NETWORKS INC			\$1,199.96
			NOV 2021 - HYDRO - NOV 2021 HYDRO ALL MUNICIPAL PROPERTIES	01-03-502120	Fire / Protection PP	
			NOV 2021 - HYDRO - NOV 2021 HYDRO ALL MUNICIPAL PROPERTIES	01-05-503310	Public Works	
			NOV 2021 - HYDRO - NOV 2021 HYDRO ALL MUNICIPAL PROPERTIES	01-15-507215	Recreation	
			NOV 2021 - HYDRO - NOV 2021 HYDRO ALL MUNICIPAL PROPERTIES	01-01-501420	General Government	
MANULIFE	12/1/2021		MANULIFE FINANCIAL			\$1,157.24
			NOV 2021 - NOVEMBER 2021 EMPLOYEE BENEFITS	01-01-501250	General Government	
			NOV 2021 - NOVEMBER 2021 EMPLOYEE BENEFITS	01-05-501250	Public Works	
SUNLIFE	12/1/2021		SUNLIFE ASSURANCE COMPANY OF CANADA			\$4,111.38
			NOV-2021 - NOV 2021 EMPLOYEE BENEFITS	01-05-501250	Public Works	
			NOV-2021 - NOV 2021 EMPLOYEE BENEFITS	01-01-501250	General Government	

**Municipality of Neebing
Voucher Report - December 2021**

3.4-10

CHQ #	Date	lun	Vendor Name / Description	GL Acct #	Trans Detail	Amount
VISA- JASPERS	12/13/2021	TD VISA 0319 - JASPERS				\$688.95
			NOV 2021 - VISA CHARGES - NOVEMBER 2021 VISA CHARGES	01-03-502157	Fire / Protection PP	
			NOV 2021 - VISA CHARGES - NOVEMBER 2021 VISA CHARGES	01-01-501295	General Government	
			NOV 2021 - VISA CHARGES - NOVEMBER 2021 VISA CHARGES	01-15-507220	Recreation	
VISA - ASHBEE	12/13/2021	TD VISA 1662 - ASHBEE				\$545.96
			NOV2021-VISA CHARGES - NOVEMBER 2021 VISA CHARGES	01-03-502165	Fire / Protection PP	
VISA - JONES	12/13/2021	TD VISA 1992 - JONES				\$100.57
			NOV2021-VISA CHARGES - NOVEMBER 2021 VISA CHARGES	01-01-501550	General Government	
VISA - KROMM	12/13/2021	TD VISA 5738 - KROMM				\$1,377.96
			NOV 2021-VISA CHARGES - NOVEMBER 2021 VISA CHARGES	01-02-501540	Council Expense	
			NOV 2021-VISA CHARGES - NOVEMBER 2021 VISA CHARGES	01-03-502195	Fire / Protection PP	
			NOV 2021-VISA CHARGES - NOVEMBER 2021 VISA CHARGES	01-01-501585	General Government	
VISA LIVINGSTON	12/13/2021	TD VISA 8609 - LIVINGSTON				\$155.66
			NOV2021-VISA CHARGES - NOVEMBER 2021 VISA CHARGES	01-05-503320	Public Works	
						\$505,281.76

The Corporation of the Municipality of Neebing Administrative Report

Date: January 14, 2022 (For Meeting on January 19, 2022)

To: Mayor and Council

Subject: Administrative Activity Report

Submitted by: Erika Kromm, Clerk-Treasurer

This report updates Council since the last activity report was prepared (December 10, 2022).

General:

1. Meetings, etc.: The list of meetings, events, office closures, etc. is appended.
2. Neebing News: Copies of the Neebing News are available at the office again. The deadline for submission to the Neebing News February edition is January 22.
3. Economic Development: Administration has heard that the NOHFC submission for an Economic Development Officer Intern has passed their stage 1 review.
4. Landfill Site Work: KGS submitted the Environmental Assessment Application for the Scoble Landfill expansion to the Province for review. KGS is preparing for the work related to an additional monitoring well at Scoble as well as the annual testing program for both sites. Administration is working to set up a meeting to kick off the work for the Sand Hill Landfill expansion application.
5. Prudent Investor Reserve Funds: Our ONE Investment portfolio has been transferred to the ONE Joint Investment Board. As per past reports, reverse funds identified in our capital plan as Money not Required Immediately (MNRI) i.e. not required within 24 months, is managed by the Joint Investment Board while funds required within the next two years (identified by the Joint Investment Board as MRI – or Money Required Immediately) is earning interest in our High Interest Savings Account.
6. Municipal Properties: Marketing is continuing for the remaining surplus municipal properties.
7. Broadband Project: Both the provincial and federal funding programs have closed the application process and we are awaiting decisions. No decisions have been received regarding either application. There is a webinar with the Ministry of Infrastructure on January 18 to review where the Province is at with meeting their 2025 goals.

8. Sturgeon Bay Boat Launch: Some further follow-up is required with the Ministry to provide additional information before the permit will be issued.
9. Tenders: The Engineering RFP is almost complete and should be posted by January 19th.
10. Budget 2022: The Roads Committee met on January 12 to provide input to the first draft of the 2022 budget.
11. Audit: The final audit is scheduled for the week of March 14th.
12. COVID Office Protocol: With the return to Stage II of the Ontario Reopening Framework, office staff are once again working remotely as much as possible. The office remains open, however patrons must buzz the door to be let in. This allows the single staff member working to be aware when someone requires entrance, as staff may be in the file room; and it allows for one client at a time to be in the building.
13. COVID Vaccination Policy: A policy regarding vaccines is being developed in conjunction with the Fire Chief and will be reviewed by the Union prior to being presented to Council.

Planning:

14. Zoning By-law Amendment: No new applications have been received. Administration has not received any further information regarding the re-zoning application that was deferred on April 21, 2021.
15. Severance Applications: No new severance applications have been received.
16. Official Plan: Administration is preparing the package to submit to the Ministry of Municipal Affairs and Housing.

ATTACHMENTS: List of upcoming meetings, events and training courses involving members of Council.

ATTACHMENT: Upcoming Meetings/Events

NOTE: Due to the COVID 19 Emergency, most committee and board meetings have been suspended until further notice.

Date/Time	Meeting	Attendees/Comments
January 19, 2022 @ 5:00 pm Via Web Conference	Special Council meeting	Open to the public (excepting Closed portion, if any)
January 19, 2022 @ 6:00 pm Via Web Conference	Regular Council meeting	Open to the public (excepting Closed portion, if any)
January 23 to 25, 2022 Via Web Conference	ROMA Conference <i>Delegation meetings with Ministry of Finance and Ministry of Northern Development, Mines, Natural Resources and Forestry</i>	Mayor Butikofer Councillor Cuthbertson Councillor Wright
January 26, 2022 @ 5:00 pm Via Web Conference	Special Council meeting	Open to the public (excepting Closed portion, if any)
February 2, 2022 @ 6:00 pm Via Web Conference	Regular Council meeting	Open to the public (excepting Closed portion, if any)
February 15, 2022 @ 5:30 p.m. Via Web Conference	LRMC	Mayor Butikofer, Ms. Kromm, Open to the public
February 16, 2022 @ 6:00 pm Via Web Conference	Regular Council meeting	Open to the public (excepting Closed portion, if any)
March 15, 2022 @ 5:30 p.m. Via Web Conference	LRMC	Mayor Butikofer, Ms. Kromm, Open to the public
April 10 to 13, 2022 Fairmont Royal York	OGRA Conference Delegation meetings with Ministry of Finance and Ministry of Northern Development, Mines, Natural Resources and Forestry	Councillor Kurikka
April 13, 2022 @6:00 pm Via Web Conference	Lakehead Police Services Board	Mayor Butikofer, Ms. Kromm, Open to the public
April 19, 2022 @ 5:30 p.m. Via Web Conference	LRMC	Mayor Butikofer, Ms. Kromm, Open to the public

Known "regular" committee meetings:

NEDAC: last Monday of each month (5:00 p.m.; Municipal Office)

Recreation Committee: second Monday of each month (7:00 p.m.; Blake Hall)

Cemetery Board: last Monday of mid-quarter months (4:00 p.m.; Municipal Office)

Waste Management Committee: second Monday of each month (5:30 p.m.; Municipal Office)

Lakehead Police Service Board: April 13, July 13, October 12 (6:00 p.m.; O'Connor Municipal Office)

Lakehead Rural Municipal Coalition: Third Tuesday of each month (4:00 p.m.; Oliver Paipoonge Municipal Office.)

**The Corporation of the Municipality of Neebing
Administrative Report**

Date: January 14, 2022 (For Meeting on January 19, 2022)

To: Mayor and Council

Subject: Roads Report – December 2021

File Number: 05-A01-00002-2015

Submitted by: Barry Livingston, Working Roads Foreman

RECOMMENDATION:

This Report is prepared for Council's information.

Equipment Maintenance:

- Routine maintenance was ongoing
- Unit 6-13 had new batteries installed and fault codes cleared from computer
- Unit 6-98 had sander chain repaired.
- Units 6-13 had new brake lights installed.

Road Maintenance

- Sanding of roads was required on six occasions in December.
- Plowing of roads was required on 7 occasions in December.
- Some snow-banks were pushed back where drifting occurred.
- Some roads were scraped to smooth out snow-pack surface.
- Checkerboard sign replaced on East Oliver Lake Road.

Landfill Sites

- Both landfill sites were cleaned up.
- Brush piles at both sites were burned.
- One more monitoring well was drilled at Scoble site.

Cemetery

- There was one full burial in December.

Parks & Building Maintenance

- Parking area were cleared of snow.

Roads Complaints

- There were 3 formal road complaints in December and all were resolved.

The Corporation of the Municipality of Neebing Administrative Report

Date: January 14, 2022 (for Meeting on January 19, 2022)

To: Mayor and Council

Subject: December Monthly Report

Submitted by: Dale Ashbee, Fire Chief

Overview

The NES call level in December remained steady, with responses provided to (9) nine emergency calls throughout the month.

Unfortunately, our annual NES Family Christmas Potluck Supper (usually held each December in Blake Hall) was cancelled once again this year, due to the concerns regarding the appearance of yet another rapidly spreading COVID variant. For Christmas 2021, gift bags were provided as a “thank you” to all our volunteer members for their service over the past year. Each gift contained a ‘well-earned’ Honorarium Cheque, a municipal gift card (in lieu of the annual Neebing Municipal Volunteer Dinner), two (2) N95 masks and a fresh pair of fine fitting safety goggles.

MAINTENANCE

Equipment: NES personnel were able to address a number of minor equipment maintenance issues ‘in house’.

Halls: The outside yard light at Hall 4 was replaced with a new LED unit.

CALLS

The **nine (9) call-outs in December** included; **one (1) MVC** [involving a **snowplow** off the road during a major snow event in early December], and **two (2) fire-related** responses [which included a car fire on Christmas Eve, and an alarm-panel issue at Pigeon River, which generated False Alarms calls] and **six (6)** requests from residents who required **medical assistance**.

Over the months of **2021**, NES responded to eighty (80) calls for assistance, a number which proved to be greater than the total responses required in 2020, but which have not yet climbed back up to our previous COVID levels. The nature of the eighty (80) calls responded to by NES in 2021, included **44** fire-related calls, and **36** requests for emergency medical assistance.

TRAINING AND EDUCATION

Training in **December** included: **EFR** training regarding the recognition and treatment of **Chest and Facial Injuries**, while Fire training focused on **Agricultural Machinery Injuries** and included a review of **Silo Dangers**. The third available training night in December was dedicated to **Hall Maintenance** duties.

In November, NES members also conducted an evening burn of the accumulated brush pile at East Oliver Lake landfill, and took advantage of the exercise to familiarize attending members with the operation of both P108 and the recently received new portable pump [that is housed on P108].

NES members supported the 2021 Rural Food Drive event organized by **NFRA**, which was held for the second time in lieu of their annual early December Christmas Treats Bake Sale (proceeds of which were traditionally contributed to the Rural Cupboard Food Bank, with an intent to assist neighbours in need during the Holiday Season). The Food Drive drop-off, held in the Fire Hall 1 parking lot, was very successful, and resulted in both the box and cab of a ½ ton truck being loaded with food stuffs, and the receipt of numerous cash donations as well.

ADMINISTRATION

NES administration utilized the **FP2** data management system to generate relevant values required to support the preparation of annual **Honourarium** cheques, which were then distributed to our group of very deserving volunteers.

Arrangements were finalized on the training resource materials that NES will receive through funding provided by Enbridge. Boxes of training materials started to arrive days before Christmas.

Word was received in December that the truck wash unit was ready and shipping will be scheduled for its arrival in early January.

NES senior Officers completed regular monthly administration duties with regard to data management, report preparations, Neebing News articles and OFM submissions.

**Ministry of
Municipal Affairs
and Housing**

Office of the Minister
777 Bay Street, 17th Floor
Toronto ON M7A 2J3
Tel.: 416 585-7000

**Ministère des
Affaires municipales
et du Logement**

Bureau du ministre
777, rue Bay, 17^e étage
Toronto ON M7A 2J3
Tél. : 416 585-7000



234-2022-61

Dear Head of Council:

The supply of housing in Ontario has not kept up with demand over the past decade and everyone has a role to play in fixing Ontario's housing crisis. More than ever, we need municipalities, non-profits and private industry to work with us to encourage the building of different kinds of housing – so that Ontario families have more affordable options.

To help support this important priority, I am pleased to provide you with an update on recent changes our government has made to help streamline and simplify Ontario's planning system.

Bill 13, the *Supporting People and Businesses Act, 2021*

Schedule 19 of Bill 13, the *Supporting People and Businesses Act, 2021* came into force December 2, 2021 upon royal assent.

Changes have been made to help streamline the planning system and, in some cases, help shorten approval timelines by providing municipal councils broader authority to allow more planning decisions to be made by committees of council or staff. Municipalities can now, subject to having appropriate official plan policies, delegate decisions dealing with minor amendments to zoning by-laws, such as temporary use by-laws and the lifting of holding symbols, should they choose to.

You can find more information about these changes on the Environmental Registry of Ontario ([019-4419](https://www.ontario.ca/environmental-registry)) and the Regulatory Registry ([21-MMAH025](https://www.ontario.ca/regulatory-registry)) and some frequently asked questions are provided below.

At this time, I encourage you to review and update your existing delegation policies and consider exercising this new authority to help streamline your decision-making processes, and free up council's valuable time to focus on other more strategic matters.

Bill 276, the *Supporting Recovery and Competitiveness Act, 2021*

As you know, we also recently made *Planning Act* changes related to control of the division of land, including subdivision control, plans of subdivision, consents and validations through Bill 276, the *Supporting Recovery and Competitiveness Act, 2021*, which received Royal Assent on June 3, 2021. I am writing to confirm that Schedule 24 of Bill 276 and associated regulations came into force on January 1, 2022.

We are proud to make these changes, which will help save time and money for those involved in the land division approval process, including municipalities, landowners, purchasers and some lease holders. Our changes will continue to protect Ontarians when they buy and sell property, while making the rules of subdivision control clearer and simpler.

.../2

-2-

Your municipality may wish to consider whether adjustments to your land division application and review processes to align with the changes would be beneficial.

More information about these changes and the feedback we received during our consultation can be found on the Environmental Registry of Ontario ([019-3495 and 019-3958](#)) and Regulatory Registry ([Proposal 21-MMAH008 and Proposal 21-MMAH015](#)). Some frequently asked questions are provided below. Any further questions about the changes to the *Planning Act* and related regulations can be directed to ProvincialPlanning@ontario.ca.

Sincerely,



Steve Clark
Minister

c: Chief Administrative Officer

FAQs

Schedule 19 (Planning Act) to Bill 13, the Supporting People and Businesses Act, 2021

What changes have been made to the Planning Act?

- Changes to the Planning Act, Municipal Act, 2001 and City of Toronto Act, 2006 provide municipalities with discretionary authority to delegate additional decisions to committees of council or municipal staff for minor amendments to zoning by-laws like:
 - Temporary use by-laws
 - Lifting of holding provisions
- Before matters may be delegated, official plan policies will need to be developed to establish the type of minor zoning by-law amendments that may be delegated, such as authorization of temporary uses, the lifting of a holding symbol, and other minor zoning by-law amendments.

What types of “minor” amendments to a zoning by-law may be delegated?

- If a municipality would like to use this authority, official plan policies will need to be established to scope and define the types of “minor” zoning amendments that may be delegated. This could include matters like temporary use by-laws and by-laws lifting holding provisions.
- This approach is intended to allow for a locally tailored approach that reflects input from the public.

What types of conditions could council apply when delegating its authority?

- Council will have the ability to apply conditions on the delegation of its decision(s). These conditions would be determined locally when the official plan policies and implementing by-law for the delegation are being developed.

Will this new delegation authority alter the public meeting or appeal rights of the matters delegated?

- The delegation of additional planning matters would not alter any notice or public meeting requirements or limit appeal rights.

What other planning decisions can be delegated?

- Under the Planning Act, municipal council can delegate the following decisions to a committee of council, staff, or, in some cases, a committee of adjustment:
 - Community planning permit system permits
 - Approval of adopted lower-tier official plan amendments
 - Plans of subdivision and condominiums
 - Consents
 - Site plan
 - Validations
- Other planning matters, such as administrative functions related to by-laws, may be delegated by council based on the delegation provisions in the Municipal Act, 2001 (or City of Toronto Act, 2006).

Schedule 24 (Planning Act) to Bill 276, the Supporting Recovery and Competitiveness Act, 2021

What changes will be made to the Planning Act?

- The changes include technical, administrative and policy changes to provisions in sections 50, 51, 53, 54, 55 and 57 of the Planning Act related to control of the division of land, as well as other housekeeping or consequential changes.
- Upon proclamation, the changes will:
 - provide new exceptions to subdivision control and part lot control (i.e., exceptions from the need for land division approval) – for example, by preventing parcels from merging with other lands in certain circumstances
 - change the plan of subdivision process – for example, by aligning the requirements for public notice, information, and public meetings with other instruments under the Act
 - change the consent application process – for example, by requiring a municipality or the Minister, where requested, to issue a certificate for the retained land in addition to providing a certificate for the lands that are subject to the consent application, and
 - make other changes regarding subdivision control and its related processes – for example, by requiring that a decision on a validation conform with the same criteria which are applicable to consents.

What changes will be made with respect to “lot mergers”?

- Changes will be made to the subdivision control provisions to prevent lots from merging where lands were previously owned by, or abutted land previously owned by, joint tenants and where the ownership would have otherwise merged as a result of the death of one of the joint tenants.
- Outside of a “death of a joint tenant” scenario, lot mergers will continue to occur.

What changes will be made to the consent application process?

- Changes will be made to the consent application process to, for example:
 - permit a purchaser of land or the purchaser’s agent to apply for a consent
 - establish a new certificate of cancellation
 - provide for certificates to be issued in respect of retained land in addition to the lands that are subject to the consent application
 - provide for a standard two-year period during which the conditions of a consent must be satisfied, and
 - permit a consent application to be amended by an applicant prior to a decision about the consent being made by the consent-granting authority.
- Municipalities may need to modify or update certain administrative processes as a result of some of these changes.

What is a certificate for retained land?

- Changes to the Planning Act will provide for a consent-granting authority to issue a certificate for the retained land (the other part of the parcel approved through the land division process) resulting from certain consents.
- This certificate will show that the retained land has “consent” status.
- An applicant will need to specify in their application whether they are requesting a retained land certificate, and if so, require that a statement from a solicitor

confirming the extend of the owner's retained land be included as part of that application.

What is a certificate of cancellation?

- In some situations, the original consent granted for a parcel of land may no longer be wanted or needed. This could occur, for example, where a parcel created by consent may need to be widened to accommodate a driveway. In these cases, the original consent may need to be cancelled to ensure the revised parcel will function as a single unit.
- Changes to the Planning Act will allow owners to apply to the consent-granting authority for a certificate of cancellation for a parcel that was previously severed with a consent. The consent-granting authority may also require the owner to apply as a condition of approval.
- Once a certificate of cancellation is issued, the parcel would be treated as though the previous consent had not been given. This could mean that the parcel would merge with neighbouring lands that are owned by the same person.

What considerations need to be applied to validation requests?

- A validation can be used in place of obtaining a consent to the contravening transaction (transfer or other transaction that was made in breach of the Planning Act requirements) in certain situations; for example, where the landowners at the time of the contravention are not available to sign the new transfer documents.
- The validation allows the validation authority to consider each situation on its merits and decide whether a request to validate title should be supported. The validation authority may, as a condition to issuing the validation, impose conditions as it considers appropriate.
- Bill 276 will make changes to require that a decision regarding a validation must conform with the same criteria which are applicable to consents, for example:
 - having regard to provincial interests and the land division criteria set out in the Planning Act
 - ensuring the validation is consistent with the Provincial Policy Statement and conforms, or does not conflict, with provincial plans, and
 - ensuring the validation conforms with all applicable official plans.



Heart of the Continent Partnership

Working together to sustain and celebrate the lakes, forests, and communities on the Ontario/Minnesota border

October 8, 2021

Municipality of Neebing
4766 Highway 61
Neebing Ontario

Dear Mayor Butikofer and Council:

This is to acknowledge receipt of your payment of \$1000 to Heart of the Continent Partnership for 2021 Annual Dues.

Thank you so much for this contribution. For a broad coalition like HOCP, support and participation from our partner organizations, both in-kind and financial, is the foundation of our success.

We are truly grateful for the town of Neebing's continued support and the Economic Development Corporation's ongoing active involvement.

We will continue to show examples of the growing benefits of this bi-national collaborative partnership. We look forward to our continued collaboration with you in the future.

Please watch for our membership update email to see our recent work.

Thank you.

Sincerely,

Tonia Kittelson, HOCP-Steering Committee Chair

RECEIVED
DEC 22 2021
Municipality of Neebing

Backus Community Center, a 501c3 nonprofit organization headquartered in Minnesota, serves as the fiscal sponsor of heart of the Continent Partnership

Canadian Office
214 Main Street West
Atikokan ON, P0T1C0
807-598-1074
hocp@heartofthecontinent.org

U.S. Office
Backus Community Center
900 Fifth Street
International Falls, MN 56649
www.heartofthecontinent.org

**The Corporation of the Municipality of Neebing
Administrative Report**

Date: January 12, 2022 (For Meeting on January 19, 2020)

To: Mayor and Council

Subject: Annual Approval of the Corporate Health & Safety Policy
File Number: 00-A07-00006-2015

Submitted by: Erika Kromm, Clerk-Treasurer

RECOMMENDATION:

Administration recommends approval of the policy appended to this report.

BACKGROUND:

Council annually reviews and approves a general health & safety policy, which is then signed by the Mayor and posted at all work sites.

DISCUSSION:

The health and safety policy is appended for Council's approval. It is general in nature, but sets the tone for the more specific, individualized policies within the Health & Safety Policy Binder.

ATTACHMENTS:

One: Health & Safety Policy

AVAILABLE UPON REQUEST:

Other health & safety records

ATTACHMENT ONE: Policy**MUNICIPALITY OF NEEBING****HEALTH & SAFETY POLICY**

At the Municipality of Neebing, we are committed to providing a safe and healthy environment for all our employees. Protection for employees from injury or occupational disease is a major continuing objective of ours, since top maintenance work and incident prevention go hand in hand. Great achievements are accomplished by investing in a properly trained workforce, safe working conditions and by maintaining equipment in excellent working order.

To successfully achieve this policy, Management Staff will be held accountable for the Health and Safety of each employee under his or her supervision. Management Staff will ensure that all machinery and equipment is in a safe working condition and that employees are at all times working in compliance with the Safe Work Practices and all appropriate sections of the Occupational Health and Safety Act and applicable Regulations.

These written Safe Work Practices are communicated to all employees and must be enforced at all times. Failure to comply will result in corrective action. These Safe Work Practices will be enforced by regular inspections of the workplace and through safety meetings, which will be carried out by qualified personnel. All employees will receive the proper training for their respective occupations.

Every employee must protect his or her own health and safety by working in compliance with the law and with safe work practices and procedures established by the Municipality.

It is in the best interest of all parties to consider Health and Safety in every aspect on the job and off the job. Commitment to Health and Safety must form an integral part of this Municipality, from the management team to all of the employees.

Signed: _____ Dated: _____

Erwin Butikofer, Mayor

**The Corporation of the Municipality of Neebing
Administrative Report**

Date: January 14, 2022 (For Meeting on January 19, 2022)

To: Mayor and Council

Subject: Interim Tax Billing: Inserts
File Number: 01-F17-000004-2020

Submitted by: Laura Jones, Deputy Clerk-Treasurer

RECOMMENDATION:

Administration recommends that the bulletin appended to the report be approved for distribution with the interim tax bills.

DISCUSSION:

Attached are draft copies of the insert that Administration recommends be approved for distribution with the interim tax bills.

The first attachment is the standard insert that is regularly distributed with the tax bills.

The second attachment is a ½ page insert that the Neebing Fire Rescue Association would like permission to insert with the tax bills.

ATTACHMENTS:

One: Draft 2022 Interim Tax Bill Insert
Two: Insert from NFRA

AVAILABLE UPON REQUEST:

Tax Collection Policy, Prior versions of inserts



New and Noteworthy

Message from Your Mayor and Council

Council wishes you and your family a safe and healthy 2022.

We would also like to take this opportunity to thank our staff and our many volunteers for their service during 2021. Our community is fortunate to have hard working staff and volunteers whose contributions help make Neebing a great place to live and play.

We had hoped the pandemic would be behind us, but alas it continues to affect our society. All municipal staff continue to work and are available by phone and email. The Municipal Office remains open to the public, however access is limited to one family at a time. There is a buzzer near the door you can use to request access. A gentle reminder that masks are mandatory and there are masks available as you enter the office if you do not have a three ply surgical mask. Thank you for your patience and cooperation during these difficult times. Check our website www.neebing.org for current information or call the office.

Virtual Council Meetings continue to take place using online web conferencing and are held the first and third Wednesday of each month. You are welcome to join the meetings via computer or by phone. Information on how to connect is posted in the agenda on our website a few days before each meeting, or you can call the office for the meeting contact number and access code. If you wish to speak with Council about a matter, please contact the office one week in advance of the next Council meeting date to ensure you are added to the agenda and your information can be sent to Council members in advance of the meeting.

Tax Installment Due Dates are February 25 and May 27, 2022

If you have any questions about the information in your tax notice, contact the Municipal Office. If you would like to set up a monthly payment plan for your taxes ask to speak with Laura.

2022 is an Election Year

The elections for Neebing Council will be held on October 24, 2022. Consider serving your community by running for a seat. The nomination period starts on May 2nd and ends August 19th at 2:00 pm.

Contact the Municipal Office for more details or visit our website at www.neebing.org/elections. The website will be updated as more resources and information become available.

Are you on the voter's list? Visit www.voterlookup.ca to confirm or update your information on the voter's list.

Outdoor Rinks

The rinks at Blake Hall and Alf Olsen Memorial Park are open for skating. Volunteers prepare and maintain these outdoor rinks. If you would like to volunteer to help with maintenance please contact Councillor Curtis Coulson at 577-2475.

Snow Clearing Reminder

Placing snow from private property onto municipal roads or road allowances is not permitted. Not only does this contravene municipal by-laws and the Province's Highway Traffic Act. Placing snow on the roadway creates safety hazards for other vehicles and makes road maintenance more difficult. Please help keep the roads safe for everyone!

Trailer Licensing By-law

Council recently updated the trailer licensing by-law. As before, use of a recreational trailer in Neebing requires a license if it remains on a property for more than 30 days. However, in certain residential zones, the use of recreational trailers is only permitted for up to three years. Visit www.neebing.org/bylaws to read the complete by-law.

Fire Permits

Fire Permits are required from April 1 to October 31 each year. Permits can be obtained online by visiting www.neebing.org or from AJ's Trading Post. Fireworks permits must be issued by the Fire Chief.

Emergency Text Alerts

Sign up for Neebing's free Emergency Text Alert Service. This text alert service is used to notify our residents **via text message** of immediate dangers or emergencies such as evacuations, road closures, forest fires and other hazards. This service does not work on land lines, you must have a smartphone to receive text messages. Sign up at neebing.org/textalerts, call us at (807) 474-5331, or send us your name, Neebing address, and text-enabled cell phone number with area code to neebing@neebing.org. Your personal information is kept strictly confidential.

Dogs Running at Large are Against the Law

Please keep your pets at home. Allowing dogs to run at large causes risk to dogs, motorists, and wildlife. If your dog is caught running at large, you can face municipal fines and charges from the Ministry of Natural Resources. It is illegal to let a dog be at large in an area inhabited by deer, moose, elk or bear during the closed season.

Talk to us!

Mayor Erwin Butikofer Phone: 626-6596; email: mayor@neebing.org

Councillors: Curtis Coulson, Pardee, Phone: 577-2475, pardee@neebing.org

Gordon Cuthbertson, At Large, Phone: 708-7548, email: councilatlarge@neebing.org

Gary Gardener, Pearson, Phone: 577-1963, email: pearson@neebing.org

Brian Kurikka, Scoble, Phone: 633-3735, email: scoble@neebing.org

Mark Thibert, Blake, Phone: 474-1362, email: blake@neebing.org

Brian Wright, Crooks, Phone: 964-2365, email: crooks@neebing.org

NEEBING MUNICIPAL OFFICE 4766 Highway 61, Neebing, ON P7L 0B5, (807) 474- 5331,
neebing@neebing.org

Fire Wood Raffle

In support of Neebing Fire/Rescue Association



Neebing Fire/Rescue Association - 4766 Hwy. 61, Neebing, ON P7L 0B5

Draw: Sat., June 18, 2022 at 1:00 p.m.

Draw location: Neebing Municipal Complex, 4766 Hwy 61 Neebing, ON

Ticket price: \$5.00 or 3 /\$10.00 Licence #: 690540

Tickets cannot be purchased by, for or on behalf of persons under the age of 18

Prize awarded as stated. No cash value.

Tickets are always available at Neebing Municipal Office 4766 Hwy 61 and Chaschuk Enterprises 36 Barrie Rd.

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Neebing Fire/Rescue Association - 4766 Hwy. 61, Neebing, ON P7L 0B5



In support of Neebing Fire/Rescue Association

Fire Wood Raffle

1st PRIZE

10 cords of seasoned birch fire wood that will be cut, split and includes free delivery within 35 km radius of 36 Barrie Dr., Slate River, ON.



Wood and Services donated 100% by Chaschuk Enterprises Ltd. - Value \$3,616.00

2nd PRIZE

16" in Stihl Gas Chainsaw, donated by Northern Turf
(Value \$282.44)



Ryobi Cordless Jet Fan Leaf Blower, donated by Home Depot
(Value \$257.64)



WORX Electric Hedge Trimmer, donated by Canadian Tire, Thunder Centre
(Value \$169.49)



Thunder Centre

Total package value - \$709.57

3rd PRIZE

Mastercraft Cordless Blower and trimmer Combo,
donated by Canadian Tire, Arthur St. (Value \$203.39)



Arthur Street

Fly Racing Outpost Jacket Large,
donated by Excalibur Motorcycle Works Ltd.
(Value \$327.69)



2 - \$25 gift certificates,
donated by Santorelli & Son's Husky Car & Truck Stop (Value \$50.00)



Total package value - \$581.08

1st PRIZE

10 cords of seasoned birch fire wood that will be cut, split and includes free delivery within 35 km radius of 36 Barrie Dr., Slate River, ON.



Wood and Services donated 100% by Chaschuk Enterprises Ltd. - Value \$3,616.00

2nd PRIZE

16" in Stihl Gas Chainsaw, donated by Northern Turf



Ryobi Cordless Jet Fan Leaf Blower, donated by Home Depot



WORX Electric Hedge Trimmer, donated by Canadian Tire, Thunder Centre



Thunder Centre

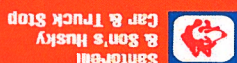


Arthur Street

Mastercraft Cordless Blower and trimmer Combo,
donated by Canadian Tire, Arthur St. (Value \$203.39)



Fly Racing Outpost Jacket Large,
donated by Excalibur Motorcycle Works Ltd.



2 - \$25 gift certificates,
donated by Santorelli & Son's Husky Car & Truck Stop (Value \$50.00)

Total package value - \$581.08

3rd PRIZE

Total package value - \$709.57

(Value \$169.49)

(Value \$257.64)

(Value \$282.44)

**The Corporation of the Municipality of Neebing
Administrative Report**

Date: January 14, 2022 (For Meeting on January 19, 2022)

To: Mayor and Council

Subject: Penalties on Overdue Taxes

File Number:

Submitted by: Laura Jones, Deputy Clerk-Treasurer

RECOMMENDATION:

Administration seeks Council's direction is requested relating to collection of penalties during the ongoing pandemic.

BACKGROUND

Council forgave penalties on overdue taxes during the COVID Pandemic for the period from March 1, 2020 to September 31, 2021. Penalties were reinstated with penalties and notices being distributed in November (for tax balances as of October 31), December (November 30 tax balances) and January (for tax balances as of December 31, 2021).

DISCUSSION:

The OMICRON variant of the COVID Pandemic has caused Ontario lockdowns and disruptions. Administration would like to Council direction regarding the continued application of penalties to overdue tax balances.

ATTACHMENTS: None

AVAILABLE UPON REQUEST: None

The Corporation of the Municipality of Neebing Administrative Report

Date: January 12, 2022 (For Meeting on January 19, 2020)

To: Mayor and Council

Subject: Primary Care Clinic in Kakabeka Falls

Submitted by: Erika Kromm, Clerk-Treasurer

RECOMMENDATION:

Administration seeks Council's direction relating to rent for the new primary care clinic in Kakabeka Falls.

BACKGROUND:

Evergreen Pharmacy in Kakabeka Falls will be moving into its new building in the spring. The new building includes office space for physicians and clinics. Oliver Paipoonge has been working with NorWest Community Health Centre to bring a primary care clinic into the new Evergreen Pharmacy building. It is still uncertain whether NorWest Community Health Centre will receive the funding required to pay for the rent. The LRMC Council's have been asked to consider a contribution towards the clinic's rent in the event that the funding application is denied.

Below is the text of the report that was provided by Oliver Paipoonge at the January 13, 2022 LRMC meeting:

At the April 20/21 LRMC meeting Oliver Paipoonge informed it, after being contacted by the owners of the Evergreen Pharmacy (EP), passed a resolution to assist EP to look at establishing primary care in Kakabeka Falls. EP was told by Nor West Community Health Centre (NWCHC) that a primary care needs assessment would be needed to support an application for funding to the Ministry of Health (MOH). LRMC municipalities were asked to help. On June 10/21 Oliver Paipoonge reported over 100 paper responses and over 500 online responses were received to a health care needs survey.

Subsequent further discussions between EP and NWCHC determined that the NWCHC was ready to staff a locum physician and/or nurse practitioner clinic with related services like foot care in the new building being constructed by EP, but EP needed \$1,000 per month in rent to host the clinic. This matter was discussed at the LRMC meeting on Oct. 19/21. Oliver Paipoonge said it was looking at covering the rent (\$12,000) if talks between NWCHC and MOH to get the rent money from MOH were unsuccessful. At the meeting LRMC

municipalities indicated they may contribute to cover the rent. The overall feeling was we should not offer anything at this point since MOH should be footing the bill.

Oliver Paipoonge put the \$12,000 in its draft 2022 Budget that is scheduled to be approved on Jan. 26th. Council felt MOH should pay, but Council was ready to grant the \$12,000 if necessary. There was discussion whether or not paying the rent constituted “bonusing” that is prohibited in the Municipal Act. Our lawyer advised us that paying the rent is not bonusing. Although the \$12,000 will go to EP, it is getting the money because it is providing facility space – it’s not just a “windfall.” Our lawyer said the municipal money should go to NWCHC, which then pays rent to EP.

EP continues to work with NWCHC on finalizing plans for the clinic space in the new building. Time is ticking down since EP intends to occupy at the end of April. There is no news regarding funding from MOH for the rent. EP may need to take other tenants if NWCHC cannot commit.

Oliver Paipoonge has told EP it will provide the \$12,000 if MOH does not. Oliver Paipoonge is looking for support from others. Like with LRMC secretary costs, distributing the \$12,000 cost amongst interested LRMC municipalities on a per capita basis could be done.

EP is supposed to be talking again with NWCHC about the space this week. Oliver Paipoonge hopes to have an update at this meeting. LRMC may want to consider sending a letter to the NWCHC Board to move forward with the plan to bring primary care to the 10,000 + population here that would benefit greatly from the clinic.

Below is the proposed rent allocations:

Cost Allocation of Rent Funding for Clinic Space in
the New Evergreen Pharmacy Building in Kakabeka Falls

Municipality	2016 Census	Share
Conmee	819	996
Gilles	410	499
Neebing	2,055	2,499
O'Connor	663	806
Oliver Paipoonge	5,922	7,201
	9,869	12,000

DISCUSSION:

NorWest Community Health Centre provides a primary care mobile clinic in Neebing once a month. While many Neebing residents attend the mobile clinic, some may prefer to visit a clinic in Kakabeka.

Health care is a provincial responsibility and should be paid for by the Province; however, Oliver Paipoonge feels that it is important to have the clinic available to rural residents. Administration requires direction as to whether Council wishes to contribute funds to NorWest Community Health as proposed, if the funding from the Ministry of Health is denied.

ATTACHMENTS:

None

AVAILABLE UPON REQUEST:

None

**The Corporation of the Municipality of Neebing
Administrative Report**

Date: January 12, 2022 (For Meeting on January 19, 2020)
To: Mayor and Council
Subject: Propane Pricing
Submitted by: Erika Kromm, Clerk-Treasurer

RECOMMENDATION:

Administration seeks Council direction regarding regulated propane pricing.

BACKGROUND/DISCUSSION:

Mayor Butikofer is concerned about the increasing cost of propane which is a widely used heating source in rural areas. The price of propane is not regulated in Ontario like it is in some other provinces across the country. Mayor Butikofer would like Council to discuss approaching the local MPPs to lobbying the province to regulate propane prices. A preliminary inquiry was sent to MPP Judith Montieth-Farrell; however, Council may want to consider a more formal letter.

ATTACHMENTS:

One: Propane Prices – A Canadian Overview

AVAILABLE UPON REQUEST:

None



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PROPANE

Main factors that affect propane prices

Crude Oil and Natural Gas Prices

Although most propane is produced from natural gas processing, its price is influenced mainly by the cost of crude oil because propane competes with oil-based fuels for heating.

Supply and Demand Balance

Propane supply and demand is subject to changes in domestic production, weather, and inventory levels, among other factors. While propane production is not seasonal, residential demand is highly seasonal. This imbalance causes inventories to be built up during the summer months when consumption is low and for inventories to be drawn down during the winter months when consumption is much higher. When inventories of propane at the start of the winter heating season are low, chances increase that higher propane prices may occur during the winter season. Colder-than-normal weather can put extra pressure on propane prices during the high demand winter season because there are no readily available sources of increased supply. Cold weather early in the heating season can cause higher prices sooner rather than later, since early inventory withdrawals affect supply availability for the rest of the winter.

Proximity of Supply

Due to transportation costs, customers farthest from the major supply sources will generally pay higher prices for propane.

North American integrated NGL market

Natural gas liquids (NGLs) is a term for liquid hydrocarbon products including ethane, propane, butane, and pentanes plus that are extracted from natural gas.

The Canadian NGL sector is part of an integrated North American market. Since Canadian propane exports represent a small portion of North American and U.S. demand, Canada does not set the price. Mont Belvieu, Texas is the price reference point for North American NGL markets, as it is the largest consuming region. Its strategic location on the Gulf Coast allows access to supplies from Europe, Africa and the Middle East. Mont Belvieu also has significant storage and pipelines to transport liquids to market, and is close to large crude oil refineries. Petrochemical and export demand are the main factors affecting Mont Belvieu NGL prices.

PROPANE PRICES

A Canadian Overview

Retail Prices

Retail propane purchases are private transactions involving a distributor and an individual family or business, and depend on a number of factors. Supply and demand, time of year and location are all potential factors that influence prices. No centralized data source measures and collects these prices for Canada.

Five Canadian provinces regulate propane prices to varying degrees, and prices can be found on regulator websites:

- New Brunswick Energy & Utilities Board
- Newfoundland & Labrador Board of Commissioners of Public Utilities
- Prince Edward Island Regulatory & Appeals Commission
- Public Utilities Board of Manitoba (propane delivered through grid)
- British Columbia Utilities Commission (propane delivered through grid)

For other provinces and territories, interested parties may consider contacting an energy consulting firm that specializes in the analysis of the Canadian NGL market.



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PROPANE

There are three other major North American NGL trading centres located at Edmonton, Alberta; Sarnia, Ontario; and Conway, Kansas. These locations have substantial underground storage and are connected to NGL supply, as well as to pipeline transmission and distribution systems. Edmonton and Conway serve the U.S. mid-west market while Sarnia and Mont Belvieu serve the U.S. northeast market.

In general, NGLs are priced higher than natural gas to cover the cost for extraction. Crude oil prices help set the price ceilings for propane and butane because they compete with oil-based products (in particular, naphtha, heating oil and gasoil) in major markets. Since 2000, there have been several periods when natural gas prices have been equal to or above crude oil prices (on an energy equivalent basis). When this happens, propane and butane prices tend to follow natural gas prices and NGL extraction becomes less economic.

Supplies of NGLs in North America are determined by the level of natural gas production, the amount of liquids in the gas and by imports and exports. The two largest contributors to demand are weather, since propane is used in home heating, and the petrochemical industry's requirement for ethane.

Asia has replaced North America as the largest NGL market because of strong growth in demand for propane and butane for home heating, particularly in China. This competition for global propane supplies has occasionally contributed to higher prices in North America.

Automotive

Propane prices for automotive use are reported by Natural Resources Canada. Note that auto propane prices are not the same as residential propane prices due to different storage, delivery and other costs. This information is available at: www.nrcan.gc.ca.

Disclaimer

The Canadian Propane Association does not monitor or provide an analysis of propane prices. If you have specific questions regarding charges for your propane supply and/or service, please contact your propane supplier directly.



562 Red River Road, Thunder Bay, Ontario P7B 1H3
 tbfoodstrategy.ca

December 16th, 2021

Dear Municipality of Neebing Council,

In 2021, the Thunder Bay & Area Food Strategy (TBAFS) made significant progress towards creating a more healthy, just, and sustainable food system that contributes to the social, economic, health and well-being of the City of Thunder Bay & surrounding areas. We are very grateful to the Municipality of Neebing for providing \$1,000 in annual seed funding support to the work of the TBAFS. This letter serves as an update of our activities over the past year, details about exciting projects we are working on for 2022 and beyond, and finally a request for ongoing funding and relational support.

Economic & Social Impacts: 2021 Highlights

- ✓ Led the creation and implementation of the **Community Emergency Food Response Plan** (CEFRP) in partnership with 60+ other community organizations.
- ✓ Built and launched the **new local food directory TbayInSeason.ca** profiling local producers, processors, retailers, and restaurant/eateries. TbayInSeason.ca features over 93 local vendor profiles including 75 unique businesses and continues to grow.
- ✓ In partnership with OMAFRA, CEDC, the Chamber, Country Market, and TB Federation of Agriculture, we launched TbayInSeason's twelve-month long **'What's In Season?' local food marketing campaign** featuring videos of local chefs using local ingredients to make delicious and easy dinner recipes. Videos are featured monthly, with additional spin-off content featuring ingredients, producers, etc. being shared regularly via social media.
- ✓ In partnership with the Centre for Sustainable Food Systems at Lakehead University, began research on the **2020 Update to the Community Food Security Report Card**.
- ✓ Continued research and **policy advocacy efforts** including pushing for a National School Food Program and building awareness re food priorities in the 2021 Federal Election.
- ✓ **Promoted agriculture/agri-food activities** (Ecological Farmers Association Northern Climate Series, etc.) with both economic and social impacts.
- ✓ **Conducted outreach and consulted** with rural municipal partners about a Farmland Mapping Project, but it was determined that this was not the right time to proceed.
- ✓ **Tripled the economic investment** into the TBAFS from the City and rural municipalities through project funding for events and research projects.

As you can see, the TBAFS is highly effective at increasing social and economic impact in our community. Over the coming year, the TBAFS is poised to continue taking a leadership role in creating a resilient food system:



562 Red River Road, Thunder Bay, Ontario P7B 1H3
tbfoodstrategy.ca

2022 Planned Social & Economic Initiatives

- ✓ Continue to **grow and expand our networks** across social and economic sectors.
- ✓ Continue to share the **recommendations of the Community Emergency Food Response Plan** with local organizations, emergency planning tables and various levels of government.
- ✓ Continue growing **the TBayInSeason.ca local food website directory and promoting the 'What's In Season?' video and social media awareness campaign.**
- ✓ In partnership with the Walleye, launch the 2022 edition of the **Northwest Nosh Magazine** (tbayInSeason focus).
- ✓ Conduct the **five-year update to the Community Food Security Report Card**; launch the findings on a new dedicated website.
- ✓ Continue to support the **Communities of Practice within the Nourish Northern Ontario Indigenous Food Sovereignty Collaborative.**
- ✓ Prioritize food system issues for the **2022 Municipal and Provincial elections.**

We are confident that we can achieve our impactful 2022 goals with the continued commitment by the Municipality of Neebing of \$1,000 towards our core operations. These funds are instrumental in securing a Coordinator who can apply for and lead additional projects with social and economic impact. Thank you in advance for this consideration. We look forward to the work ahead to build a strong and more resilient local food system.

Sincerely,

Karen Kerk, MSW
Coordinator

and Current Executive Committee Members:

Rudy Buitenhuis	Councillor, Gillies
Jeff Burke	Brule Creek Farms, Agricultural Representative
Joanna Carastathis	Manager, Healthy Living, Thunder Bay District Health Unit
Shelby Ch'ng	Councillor, City of Thunder Bay
Charles Levkoe	Canada Research Chair in Sustainable Food Systems, Lakehead University
Jessica McLaughlin	Coordinator, Indigenous Food Circle
Ryan Moore	Development Officer, CEDC
Dan Munshaw	Manager, Supply Management, City of Thunder Bay
Gwen O'Reilly	Executive Director, Northwestern Ontario Women's Centre

**Ministry of Northern Development,
Mines, Natural Resources and
Forestry**

Resources Planning and Development
Policy Branch
Policy Division
300 Water Street
Peterborough, ON K9J 3C7

**Ministère du Développement du Nord, des
Mines, des Richesses Naturelles et des
Forêts**

Direction des politiques de planification et
d'exploitation des ressources
Division de l'élaboration des politiques
300, rue Water
Peterborough (Ontario) K9J 3C7



Subject: Proposed regulatory changes under the Aggregate Resources Act

Dear Ontario Heads of Council and Clerks,

The Ministry of Northern Development, Mines, Natural Resources and Forestry recognizes the critical role Ontario's municipalities play in the lives of Ontarians. We value our strong collaborative partnership with municipalities and the associations that represent their interests.

I am writing to inform you, the Ministry of Northern Development, Mines, Natural Resources and Forestry is proposing regulatory changes under the *Aggregate Resources Act*. These changes will harmonize with Ministry of the Environment, Conservation and Parks' new provincial requirements under the *Environmental Protection Act* (EPA) for soil that is moved during construction activities to another site for a beneficial reuse (i.e., excess soil). Ontario Regulation 406/19, and Rules for Soil Management and Excess Soil Quality Standards include risk-based quality standards for the safe reuse of excess soil.

We invite you to review the changes and offer comments.

A complete summary of the proposed regulatory changes can be found on the Environmental Registry at the following address: www.ero.ontario.ca

Then search for notice: 019-4801

There are several ways you can comment on this proposal, including:

1. Directly through the Environmental Registry posting (click on the "Submit a comment" button)
2. By email to aggregates@ontario.ca, or
3. By mail to:

Resources Development Section
Ministry of Northern Development, Mines, Natural Resources and Forestry
300 Water Street, 2nd Floor South
Peterborough, ON K9J 3C7

If you have any questions you can contact Darryl Mitchell at (705) 313-2154.

Sincerely,

Jennifer Keyes,
Director, Resources Planning and Development Policy Branch

Proposed regulatory changes for the beneficial reuse of excess soil at pits and quarries in Ontario

ERO (Environmental Registry of Ontario) number	019-4801
Notice type	Regulation
Act	Aggregate Resources Act, R.S.O. 1990
Posted by	Ministry of Northern Development, Mines, Natural Resources and Forestry
Notice stage	Proposal
Proposal posted	January 10, 2022
Comment period	January 10, 2022 - February 24, 2022 (45 days) Open
Last updated	January 10, 2022

This consultation closes at 11:59 p.m. on:

February 24, 2022

Proposal summary

The ministry of Northern Development, Mining, Natural Resources and Forestry is proposing regulatory changes and policy direction for importing soil to facilitate rehabilitation at authorized pits and quarries under the *Aggregate Resources Act*.

Proposal details

Background

Aggregate extraction must occur where aggregate deposits exist, and the land use is considered temporary in nature. Following the completion of excavation, approval holders must rehabilitate the site. Under the *Aggregate Resources Act* (ARA), rehabilitate means to treat land where aggregate has been excavated so the use or condition is restored to the former use or condition or is changed to another use or condition that will be compatible with the use of adjacent land. After the aggregate approval has been surrendered, the future land use is approved by the local municipality under the *Planning Act* where applicable. On

4.7-3

Crown land, approval holders must complete rehabilitation requirements and surrender the approval to the Crown. The area would be subject to the existing Crown Land Use Plan, approved under the *Public Lands Act*.

New provincial requirements exist under the *Environmental Protection Act* (EPA) for soil (i.e. (that is), excess soil) that is removed off-site during construction activities to another site. The On-Site and Excess Soil Management Regulation, *Ontario Regulation 406/19* (the Excess Soil Regulation), and the document Rules for Soil Management and Excess Soil Quality Standards adopted by reference, includes risk-based quality standards for the safe reuse of excess soil.

Note: this proposal does not apply to materials that are inert but are not excess soil under *Ontario Regulation 406/19*.

Proposed *Ontario Regulation 244/97* changes

To remain consistent with provincial requirements under the EPA (Environmental Protection Act), the following regulatory amendments under the ARA (Aggregate Resources Act.) are being proposed:

1. All approval holders (existing and future), that are authorized to import material that meets the definition of excess soil for rehabilitation purposes, at a minimum, follow the applicable standards and rules in Rules for Soil Management and Excess Soil Quality Standards under *O.Reg. (Ontario Regulation) 406/19* under the EPA (Environmental Protection Act) based on future property use and site conditions with three exceptions:
 - a. Excess soil placed below the water table must follow the soil management rules for environmentally sensitive areas under *O.Reg. (Ontario Regulation) 406/19*, which means these areas would be limited to the most stringent (table 1 under the EPA (Environmental Protection Act)) quality standards.
 - b. On Crown land, in areas above the water table, the acceptable soil quality is limited to the applicable quality for agricultural and other property use as defined under *O.Reg. (Ontario Regulation) 406/19*, so that future land use is not limited.
 - c. Except in circumstances described in a. and b., and when no other alternative is available, a site- specific standard developed through the use of the Beneficial Reuse Assessment tool (BRAT) in accordance

4.7-4

with *O.Reg. (Ontario Regulation) 406/19* may be used, subject to authorization from the ministry of Northern Development, Mines, Natural Resources and Forestry (NDMNRF).

2. In addition, to support oversight of the importation of excess soil under the ARA (Aggregate Resources Act), NDMNRF (Ministry of Northern Development, Mines, Natural Resources and Forestry) proposes that all aggregate sites:
 - keep written records that are available on request that identify the source site, quality, quantity and placement location of excess soil received for reuse at the site
 - retain a Qualified Person (QP) (as defined by *O.Reg. (Ontario Regulation) 153/04*, EPA (Environmental Protection Act)), if placing large quantities (\geq (greater than) 10,000 m³ (cubic metres)) of excess soil and/or if placing excess soil below the water table, to provide written confirmation that:
 - i. suitable soil quality is received for reuse based on conditions at the site and the approved future land use in the rehabilitation plan
 - ii. the final placement of excess soil on the site is overseen by a QP (Qualified Person)
3. For existing licence holders authorized to import fill to facilitate rehabilitation, add rules in regulation, that when followed, would enable approval holders to make specified changes to their site plan without the need for ministry review (i.e. (that is), self-filed amendment).

Changes include:

- to a different soil quality that is consistent with the rules described in 1. above, and the rehabilitation plan for the site, and
- remove conditions relating to sampling, reporting and approval requirements that are not consistent with the new framework under the EPA (Environmental Protection Act).

Where an ARA (Aggregate Resources Act) approval authorizes the importation of inert fill and no specific quality standard is identified, aggregate approval holders are to, at a minimum, follow the applicable Excess Soil Quality Standards under *O.Reg. (Ontario Regulation) 406/19* under the EPA (Environmental Protection Act) based on the future property use and site conditions. This means that if the site plan authorizes importation of, for example, “clean soil”, “clean fill”, or “inert fill”, but does not identify that it meets specific criteria for quality, then the suitable soil quality will be determined in

accordance with the regulation under the ARA (Aggregate Resources Act.) and considering the conditions at the site, the future land use identified in the approved rehabilitation plan.

NDMNRF (Ministry of Northern Development, Mines, Natural Resources and Forestry) proposes to rescind policy, A.R. 6.00.03, Importation of Inert Fill for the Purpose of Rehabilitation, and replace with the following:

Applicants proposing a future aggregate site:

- Will demonstrate that the quantity of excess soil estimated to be received is consistent with that quantity necessary to achieve the site conditions specified in the rehabilitation plan to support the proposed future use. This is consistent with the Excess Soil Regulation requirements for other reuse sites, i.e., that the quantity of excess soil deposited or to be deposited at the reuse site must not exceed the quantity necessary for the beneficial purpose and the primary use of the site must not be the deposit of excess soil.
- Will provide detail on the site plan that makes the applicable excess soil quality obvious in accordance with the Aggregate Resources of Ontario Site Plan Standards.

Applicants on existing approved sites will:

- Follow soil quality standards for agricultural and other property use under the EPA (Environmental Protection Act) on private land when the future use is not identified in the approved rehabilitation plan, so that future uses of the property are not limited.
- Complete consultation as directed by the ministry if requesting to make a significant change such as, to the rehabilitation plan and/or change the amount of fill (i.e., (that is) quantity) approved for importation on the site plan.

Future and existing sites will:

- Follow the Best Management Practices for Aggregate Pit and Quarry Rehabilitation, available on the Ontario Society of Professional Engineers website when importing and placing excess soil.

- For applications proposing to fill-to-grade, potential impacts to the community from the fill operation and prolonged life of the site will be considered.
- Liquid soil will not be authorized for importing under the *Aggregate Resources Act*.

If an aggregate site approval holder wishes to import liquid soil to be processed for use, they should continue to seek authorization under the ~~EPA (Environmental Protection Act)~~ for this activity, which is to be conducted outside of the licenced area. Operators should be aware that other restrictions may apply (zoning, site alteration bylaws, partial site surrender).

Anticipated outcomes

1. Consistency with provincial requirements for the reuse of excess soil at reuse sites throughout the province.
2. Increased flexibility for aggregate site approval holders to plan for and undertake rehabilitation in a cost-effective manner and creates opportunities for diverse post-extraction landforms and land uses.
3. Record keeping and oversight by a ~~QP (Qualified Person)~~ provides reassurance that suitable soil quality is used to facilitate rehabilitation post-extraction at pits and quarries in Ontario.

Regulatory impact statement

The anticipated environmental, social, and economic consequences of the proposal are expected to be neutral to positive.

The proposed regulatory changes would improve clarity and certainty for aggregate site approval holders which in turn would be expected to result in environmental protections against any potential adverse impacts. Clear rules for the reuse of excess soil may provide an opportunity for a source of revenue that can be used towards rehabilitation costs.

The cost for record keeping and oversight by a ~~QP (Qualified Person)~~ (where importing more than 10,000 m³ (cubic metres) of excess soil) are beyond the requirements under the ~~EPA (Environmental Protection Act)~~ for a reuse site governed by an instrument (i.e. (that is), approval under ~~ARA (Aggregate Resources Act)~~) but are necessary to support oversight under the ~~ARA (Aggregate Resources Act)~~. An estimated cost of approximately \$350,000.00

over a ten-year period is expected. This cost would apply to aggregate site approval holders who are authorized or seek authorization to import large quantities of excess soil to facilitate rehabilitation of the site.

Supporting materials

Related links

[Aggregate Resources Act, 1990](#)

(<https://www.ontario.ca/laws/statute/90a08>)

[Ontario Regulation 244/97 \(Aggregate Resources Act\)](#)

(<https://www.ontario.ca/laws/regulation/970244?search=aggregate>)

[A.R. policy 6.00.03, Importation of Inert Fill for Rehabilitation Purposes](#)

(<https://files.ontario.ca/environment-and-energy/aggregates/269650.pdf>)

[Ministry of the Environment, Conservation and Parks - Excess soil](#)

[webpage](#) (<https://www.ontario.ca/page/handling-excess-soil>)

[Ontario Regulation 406/19 \(Environmental Protection Act\)](#)

(<https://www.ontario.ca/laws/regulation/190406>)

[Ontario Society of Professional Engineers - Best Management Practices](#)

(<https://ospe.on.ca/wp-content/uploads/2021/04/Best-Management-Practices-for-Aggregate-Pit-and-Quarry-Rehab-in-Ont..pdf>)

[Ontario Ministry of Agriculture, Food and Rural Affairs - Importation of](#)

[Soil o...](#) (<http://www.omafra.gov.on.ca/english/engineer/facts/16-055.htm>)

Related ERO (Environmental Registry of Ontario) notices

[Extending Grandfathering for Infrastructure Projects and Providing Additional Flexibility for Excess Soil Reuse \(/notice/019-2462\)](#)

[Excess soil management regulatory proposal \(/notice/013-2774\)](#)

View materials in person

Important notice: Due to the ongoing COVID-19 pandemic, viewing supporting materials in person is not available at this time.

Please reach out to the Contact listed in this notice to see if alternate arrangements can be made.

MNDMNRF - RPDPB - Resources Development Section
300 Water Street
2nd Floor, South Tower
Peterborough, ON
K9J 3C7
Canada

Comment

Let us know what you think of our proposal.

Have questions? Get in touch with the contact person below. Please include the ERO (Environmental Registry of Ontario) number for this notice in your email or letter to the contact.

[Read our commenting and privacy policies. \(/page/commenting-privacy\)](/page/commenting-privacy)

Submit by mail

Cathy Curlew
MNDMNRF - RPDPB - Resources
Development Section
300 Water Street
2nd Floor, South Tower
Peterborough, ON
K9J 3C7
Canada

Connect with
us

Contact
Cathy Curlew

From: AMO Communications <Communicate@amo.on.ca>
Sent: Wednesday, January 5, 2022 2:00 PM
To: Erika Kromm
Subject: AMO Policy Update - New Year Calls to Action and other issues of municipal concern

AMO Policy Update not displaying correctly? [View the online version](#)
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POLICY UPDATE

January 5, 2022

AMO Policy Update – New Year Calls to Action and other issues of municipal concern

Call to Action – Joint and Several Liability

In 2018, Premier Ford committed to reviewing the matter of municipal joint and several liability. This review was conducted in 2019 with AMO and municipalities fully participating. Unfortunately, the results of this provincial review have not been released and municipalities are still awaiting news of how the Attorney General will address this important matter.

As municipal leaders are aware, liability and risks are one major driver of exponentially increasing insurance costs. However, managing risk and liability also has environmental impacts such as road salt application affecting wetlands and water quality in our lakes and streams.

To help drive the policy discussion, AMO submitted [“Towards a Reasonable Balance – Addressing Growing Municipal Liability and Insurance Costs”](#) in October 2019 that provides a refresh on the municipal argument to find a balance to the issues and challenges presented by joint and several liability, including implementing full proportionate liability and a cap on economic loss awards. It provided seven straightforward recommendations for actions to deal with this problem.

AMO is now asking for municipal councils to lend their support to the 7 recommendations contained in the AMO submission to re-establish the priority for provincial action on this issue. Councils are encouraged to pass a resolution when you next meet to ask the government to work with us to on a plan for resolution before the end of its current mandate.

Please send your supportive resolutions to the Attorney General, the Honourable Doug Downey at attorneygeneral@ontario.ca and copy the Minister of Municipal Affairs and Housing, the Honourable Steve Clark at minister.mah@ontario.ca as well as the AMO President, Jamie McGarvey, at amopresident@amo.on.ca.

Call to Action – CN Rail and Drainage

AMO has prepared a [template letter](#) (also available for download in [.docx](#) format) for municipal Councils that are experiencing issues with drainage maintenance work, construction of new drains, and the collection of assessed costs to Railways for the *Drainage Act*. The template letter, which can be modified by each municipal Council, is intended to amplify support of the Ontario Minister of Agriculture, Food and Rural Affairs (OMAFRA)'s [letter](#) dated December 23, 2021. As the Minister states in her letter, "Given that federally regulated railways are indeed subject to the *Drainage Act*, we expect CN Rail to pay its costs as assessed under the *Drainage Act* and not to hinder the progress of these projects or others in the future."

Municipal Councils are encouraged to send the letter to each of the recipients copied in the letter and forward a copy to policy@amo.on.ca.

***Providing More Care, Protecting Seniors and Building More Beds Act* Receives Royal Assent**

On December 9th, the *Providing More Care, Protecting Seniors, and Building More Beds Act, 2021*, received [Royal Assent](#). The legislation will repeal the *Long-Term Care Homes Act, 2007* and replace it with the *Fixing Long-Term Care Act, 2021*. This new Act establishes in law the commitment to provide an average of four hours of direct care per resident per day by March 31, 2025, with increasing interim goals to increase care; establish new compliance and enforcement tools, including doubling the fines on the conviction of an offence; and align the Residents' Bill of Rights with the Ontario *Human Rights Code* and recognize the role caregivers play in resident health and well-being. The legislation also makes changes to the *Retirement Homes Act, 2021*.

AMO provided both a [written submission](#) to the Standing Committee on the Legislative Assembly and presented to the Committee our feedback on the Bill. The legislature made a revision to include emotional needs in the preamble of the Act, but not as a fundamental principle as was advocated for by AMO and other organizations. The government is set to propose and publicly consult on regulations for the two Acts in the coming months. AMO will continue to provide input and advocate for increased funding for municipal homes to implement emotion-focused models of care.

Call for Ideas: Housing Accelerator Fund and Rent-to-Own Program

The federal Minister of Housing and Diversity has launched a Call for Ideas for two of the federal government's priorities outlined in the Speech for the Throne. The Housing Accelerator Fund would aim to remove barriers and help municipalities build housing more quickly in an ambitious and innovative manner, while the Rent-to-Own program would aim to help make it easier for renters to work towards home ownership.

Municipalities, provinces and territories, Indigenous governments, organizations and communities, private and non-profit housing sectors, and Canadians are invited to share their ideas on how these programs could be most effective.

Ideas can be submitted until January 31, 2022 at

<https://www.placetocallhome.ca/callforideas>.

AMO Submission to the Ministry of Health on Municipal-OHT Engagement

AMO has submitted [recommendations](#) to the Minister of Health that will improve and standardize the relationship between Ontario Health Teams (OHTs), municipal governments, and District Social Service Administration Boards (DSSABs). Currently 50 OHTs have been established in the province; however, of the 42 OHTs that were approved prior to September 17th, 2021, only 40% have listed a municipality as a partner or member.

The integration of municipal governments and District Social Service Administration Boards into Ontario Health Teams' (OHTs) decision-making across the province has been inconsistent and inappropriate for an order of government. AMO has long called upon the province to mandate a municipal voice into health care service planning and decision making. AMO's submission calls on the Ministry to implement these recommendations and ensure that municipal knowledge is integrated into local system planning and management of the health care system.

Municipal Cannabis Resources Available

AMO has assembled resources and key messages for municipalities to consider when addressing personal and designated medical cannabis grows in their communities and in their provincial and federal cannabis advocacy. [The Municipal Resources](#) have been assembled to provide examples of how Ontario communities have addressed issues related to medical cannabis grows. They do not reflect any requirements but offer examples of possible tools for municipal governments to consider.

The [Key Messages for Municipalities](#) offer messaging that municipal governments may choose to consider in their provincial and federal cannabis advocacy. Both

resources have been compiled based on the input and contributions of AMO's Personal and Designated Medical Cannabis Grows Staff Working Group.

AMO's [COVID-19 Resources](#) page is being updated continually so you can find critical information in one place. Please send any of your municipally related pandemic questions to covid19@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.



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before printing this.

Association of Municipalities of Ontario
200 University Ave. Suite 801, Toronto ON Canada M5H 3C6
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Draft Resolution – Joint and Several Liability

Whereas municipal governments provide essential services to the residents and businesses in their communities; and

Whereas the ability to provide those services is negatively impacted by exponentially rising insurance costs; and

Whereas one driver of rising insurance costs is the legal principle of ‘joint and several liability,’ which assigns disproportionate liability to municipalities for an incident relative to their responsibility for it; and

Whereas, the Government of Ontario has the authority and responsibility for the legal framework of ‘joint and several liability;’ and

Whereas the Premier of Ontario committed to review the issue in 2018 with a view to helping municipal governments manage their risks and costs; and

Whereas the Association of Municipalities of Ontario on behalf of municipal governments has provided recommendations [in this source document](#) to align municipal liability with the proportionate responsibility for incidents and capping awards;

Now, therefore be it resolved, that the **MUNICIPALITY OF XXX** does hereby support AMO’s recommendations; and

Further be it resolved that the **MUNICIPALITY OF XXX** does hereby call on the Attorney General of Ontario to work with municipal governments to put forward a plan of action to address “joint and several liability” before the end of the government’s current term so that municipalities can continue to offer high quality services to their communities.



Towards a Reasonable Balance:

Addressing growing municipal liability and insurance costs

Submission to the Attorney General of Ontario

October 1, 2019

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Sent via email to: doug.downeyco@pc.ola.org
magpolicy@ontario.ca

October 1, 2019

The Honourable Doug Downey
Attorney General of Ontario
McMurtry-Scott Building, 11th Floor
720 Bay Street
Toronto, Ontario
M7A 2S9

Dear Attorney General Downey,

Municipal governments accept the responsibility to pay their fair share of a loss. Always. Making it right and paying a fair share are the cornerstones of our legal system. Citizens expect nothing less of their local governments.

But what is a challenge for municipalities and property taxpayers alike, is being asked to assume someone else's responsibility for someone else's mistake. Municipal governments should not be the insurer of last resort. For municipalities in Ontario, however, the principle of joint and several liability ensures that they are just that.

Joint and several liability means higher insurance costs. It diverts property tax dollars from delivering public services. It has transformed municipalities into litigation targets while others escape responsibility. It forces municipal government to settle out-of-court for excessive amounts when responsibility is as low as 1%.

There must be a better way. There must be a better way to help ensure those who suffer losses are made whole again without asking municipalities to bear that burden alone. There must be a better way to be fair, reasonable, and responsible.

AMO welcomes the government's commitment to review joint and several liability. It is a complex issue that has many dimensions. Issues of fairness, legal principles, "liability chill", insurance failures and high insurance costs are all intertwined. Many other jurisdictions have offered additional protection for municipalities and AMO calls on the Ontario government to do the same.

What follows is a starting point for that discussion. Our paper reasserts key issues from AMO's 2010 paper, AMO's 2011 insurance cost survey, provides more recent examples, and details some possible solutions of which there are many options.

Municipalities are in the business of delivering public services. Municipal governments exist to connect people and to advance the development of a community. It is time to find a reasonable balance to prevent the further scaling back of public services owing to joint and several liability, "liability chill", or excessive insurance costs.



Together with the provincial government, I am confident we can find a better way.

Sincerely,

A handwritten signature in black ink, appearing to read 'J. McGarvey', is written over a horizontal line.

Jamie McGarvey
AMO President

Executive Summary

AMO's advocacy efforts on joint and several liability in no way intends for aggrieved parties to be denied justice or damages through the courts. Rather, municipal governments seek to highlight the inequity of how much "deep pocket" defendants like municipalities are forced to pay, for both in and out of court settlements.

It is entirely unfair to ask property taxpayers to carry the lion's share of a damage award when a municipality is found at minimal fault or to assume responsibility for someone else's mistake.

Municipal governments cannot afford to be the insurer of last resort. The principle of joint and several liability is costing municipalities and taxpayers dearly, in the form of rising insurance premiums, service reductions and fewer choices. The *Negligence Act* was never intended to place the burden of insurer of last resort on municipalities.

As public organizations with taxation power and "deep pockets," municipalities have become focal points for litigation when other defendants do not have the means to pay. At the same time, catastrophic claim awards in Ontario have increased considerably. In part, joint and several liability is fueling exorbitant increases in municipal insurance premiums.

The heavy insurance burden and legal environment is unsustainable for Ontario's communities. Despite enormous improvements to safety, including new standards for playgrounds, pool safety, and better risk management practices, municipal insurance premiums and liability claims continue to increase. All municipalities have risk management policies to one degree or another and most large municipalities now employ risk managers precisely to increase health and safety and limit liability exposure in the design of facilities, programs, and insurance coverage. Liability is a top of mind consideration for all municipal councils.

Joint and several liability is problematic not only because of the disproportioned burden on municipalities that are awarded by courts. It is also the immeasurable impact of propelling municipalities to settle out of court to avoid protracted and expensive litigation for amounts that may be excessive, or certainly represent a greater percentage than their degree of fault.

Various forms of proportionate liability have now been enacted by all of Ontario's competing Great Lakes states. In total, 38 other states south of the border have adopted proportionate liability in specific circumstances to the benefit of municipalities. Many common law jurisdictions around the world have adopted legal reforms to limit the exposure and restore balance. With other Commonwealth jurisdictions and the majority of state governments in the United States having modified the rule of joint and several liability in favour of some form of proportionate liability, it is time for Ontario to consider various options.

There is precedence in Ontario for joint and several liability reform. The car leasing lobby highlighted a particularly expensive court award made in November of 2004 against a car leasing company by the victim of a drunk driver. The August 1997 accident occurred when the car skidded off a county road near Peterborough, Ontario. It exposed the inequity of joint and several liability for car leasing companies. The leasing companies argued to the government that the settlement had put them at a competitive disadvantage to lenders. They also warned that such liability conditions would likely drive some leasing and rental companies to reduce their business in Ontario. As a result, Bill 18 amended the *Compulsory Automobile Insurance Act*, the *Highway Traffic*

Act and the Ontario *Insurance Act* to make renters and lessees vicariously liable for the negligence of automobile drivers and capped the maximum liability of owners of rental and leased cars at \$1 million. While Bill 18 has eliminated the owners of leased and rented cars as “deep pocket” defendants, no such restrictions have been enacted to assist municipalities.

A 2011 survey conducted by AMO reveals that since 2007, liability premiums have increased by 22.2% and are among the fastest growing municipal costs. Total 2011 Ontario municipal insurance costs were \$155.2 million. Liability premiums made up the majority of these expenses at \$85.5 million. Property taxpayers are paying this price.

These trends are continuing. In August of 2019, it was reported the Town of Bradford West Gwillimbury faces a 59% insurance cost increase for 2019. This is just one example. AMO encourages the municipal insurance industry to provide the government with more recent data and trends to support the industry’s own arguments regarding the impact joint and several has on premiums.

Insurance costs disproportionately affect small municipalities. For 2011, the per capita insurance costs for communities with populations under 10,000 were \$37.56. By comparison, per capita costs in large communities with populations over 75,000 were \$7.71. Property taxpayers in one northern community are spending more on insurance than their library. In one southern county, for every \$2 spent on snowplowing roads, another \$1 is spent on insurance.

In 2016, the Ontario Municipal Insurance Exchange (OMEX), a not-for-profit insurer, announced that it was suspending reciprocal underwriting operations. The organization cited, a “low pricing environment, combined with the impact of joint and several liability on municipal claim settlements” as reasons for the decision. Fewer choices fuels premium increases.

Learning from other jurisdictions is important for Ontario. The Province of Saskatchewan has implemented liability reforms to support its municipalities. As a municipal lawyer at the time, Neil Robertson, QC was instrumental in laying out the arguments in support of these changes. Now a Justice of the Court of Queen’s Bench for Saskatchewan, AMO was pleased to have Neil Robertson prepare a paper and address AMO conference delegates in 2013. Much of the Saskatchewan municipal experience (which led to reforms) is applicable to the Ontario and the Canadian municipal context. Summarised below and throughout this paper are some of Robertson’s key findings.

Robertson found that, regardless of the cause, over the years municipalities in Canada have experienced an accelerating rate of litigation and an increase in amounts of damage awards. He noted these developments challenge municipalities and raise financial, operational and policy issues in the provision of public services.

Robertson describes the current Canadian legal climate as having placed municipalities in the role of involuntary insurer. Courts have assigned municipal liability where liability was traditionally denied and apportioned fault to municipal defendants out of proportion to municipal involvement in the actual wrong.

This increased exposure to liability has had serious ramifications for municipalities, both as a deterrent to providing public services which may give rise to claims and in raising the cost and reducing the availability of insurance. The cost of claims has caused insurers to reconsider not only

what to charge for premiums, but whether to continue offering insurance coverage to municipal clients.

Robertson also makes the key point that it is reasonable for municipal leaders to seek appropriate statutory protections. He wrote:

“Since municipalities exist to improve the quality of life for their citizens, the possibility of causing harm to those same citizens is contrary to its fundamental mission. Careful management and wise stewardship of public resources by municipal leaders will reduce the likelihood of such harm, including adherence to good risk management practices in municipal operations. But wise stewardship also involves avoiding the risk of unwarranted costs arising from inevitable claims.”

And, of course, a key consideration is the reality that insurance premiums, self-insurance costs, and legal fees divert municipal funds from other essential municipal services and responsibilities.

It is in this context that AMO appreciated the commitments made by the Premier and the Attorney General to review the principle of joint and several liability, the impact it has on insurance costs, and the influence “liability chill” has on the delivery of public services. Now is the time to deliver provincial public policy solutions which address these issues.

Recommendations

AMO recommends the following measures to address these issues:

1. The provincial government adopt a model of full proportionate liability to replace joint and several liability.
2. Implement enhancements to the existing limitations period including the continued applicability of the existing 10-day rule on slip and fall cases given recent judicial interpretations, and whether a 1-year limitation period may be beneficial.
3. Implement a cap for economic loss awards.
4. Increase the catastrophic impairment default benefit limit to \$2 million and increase the third-party liability coverage to \$2 million in government regulated automobile insurance plans.
5. Assess and implement additional measures which would support lower premiums or alternatives to the provision of insurance services by other entities such as non-profit insurance reciprocals.
6. Compel the insurance industry to supply all necessary financial evidence including premiums, claims, and deductible limit changes which support its, and municipal arguments as to the fiscal impact of joint and several liability.
7. Establish a provincial and municipal working group to consider the above and put forward recommendations to the Attorney General.

Insurance Cost Examples

The government has requested detailed information from municipalities regarding their insurance costs, coverage, deductibles, claims history, and out-of-court settlements. Municipalities have been busy responding to a long list of provincial consultations on a wide range of topics. Some of the information being sought is more easily supplied by the insurance industry. AMO's 2011 survey of insurance costs produced a sample size of 122 municipalities and assessed insurance cost increases over a five-year period. The survey revealed an average premium increase which exceeded 20% over that period.

All of the same forces remain at play in 2019 just as they were in 2011. Below are some key examples.

Ear Falls - The Township of Ear Falls reports that its insurance premiums have increased 30% over five years to \$81,686. With a population of only 995 residents (2016), this represents a per capita cost of \$82.09. This amount is a significant increase from AMO's 2011 Insurance Survey result. At that time, the average per capita insurance cost for a community with a population under 10,000 was \$37.56. While the Township has not been the subject of a liability claim, a claim in a community of this size could have significant and long-lasting financial and service implications. The Township has also had to impose stricter insurance requirements on groups that rent municipal facilities. This has had a negative impact on the clubs and volunteers' groups and as a consequence, many have cut back on the service these groups provide to the community.

Central Huron – For many years the municipality of Central Huron had a deductible of \$5,000. In 2014, the deductible was increased to \$15,000 to help reduce insurance costs. The municipality also increased its liability coverage in 2014 and added cyber security coverage in 2018. The combined impact of these changes represents a premium cost of \$224,774 in 2019, up from \$141,331 in 2010. Per capita costs for insurance alone are now \$29.67.

Huntsville – Since 2010, the Town of Huntsville reports an insurance premium increase of 67%. In 2019 this represented about 3.75% of the town's property tax levy. At the same time, Huntsville's deductible has increased from \$10,000 to \$25,000. The town also reports a reluctance to hold its own events for fear of any claims which may affect its main policy. Additional coverage is purchased for these events and these costs are not included above.

Ottawa - In August 2018, the City began working with its insurance broker, Aon Risk Solutions ("Aon"), to prepare for the anticipated renewal of the Integrated Insurance Program in April 2019. As the cost of the City's insurance premiums had risen by approximately 25% between 2017 and 2018, this early work was intended to ensure that any further increase could be properly accounted for through the 2019 budget process. Early indications of a possible further 10% premium increase prompted the City and Aon in late 2018 to explore options for a revised Program, and to approach alternative markets for the supply of insurance.

On January 11, 2019, an OC Transpo bus collided with a section of the Westboro Station transit shelter, resulting in three fatalities and numerous serious injuries. This was the second major incident involving the City's bus fleet, following approximately five years after the OC Transpo – VIA train collision in September 2013.

The January 2019 incident prompted insurance providers to re-evaluate their willingness to participate in the City Program. Despite Aon's work to secure an alternative provider, only Frank Cowan Company ("Cowan"), the City's existing insurer, was prepared to offer the City an Integrated Insurance Program. Cowan's offer to renew the City's Program was conditional on revised terms and limits and at a significant premium increase of approximately 84%, or nearly \$2.1 million per year. According to Cowan, these changes and increases were attributable to seven principle factors, including Joint and Several Liability:

1. Escalating Costs of Natural Global Disasters;
2. Joint and Several Liability;
3. Claims Trends (in the municipal sector);
4. Increasing Damage Awards;
5. Class Action Lawsuits;
6. New and/or Adverse Claims Development; and,
7. Transit Exposure.

Cowan also indicated that the primary policy limits for the 2019-2020 renewal would be lowered from \$25 million to \$10 million per occurrence, thereby raising the likelihood of increased costs for the City's excess liability policies.

Joint and Several in Action - Recent Examples

The following examples highlight joint and several in action. The following examples have occurred in recent years.

GTA Municipality – A homeowner rented out three separate apartments in a home despite being zoned as a single-family dwelling. After a complaint was received, bylaw inspectors and Fire Prevention Officers visited the property. The landlord was cautioned to undertake renovations to restore the building into a single-family dwelling. After several months of non-compliance, charges under the fire code were laid. The owner was convicted and fined. A subsequent visit by Fire Prevention Officers noted that the required renovations had not taken place. Tragically, a fire occurred which resulted in three fatalities. Despite having undertaken corrective action against the homeowner, joint and several liability loomed large. It compelled the municipality to make a payment of \$504,000 given the 1% rule.

City of Ottawa - A serious motor vehicle accident occurred between one of the City's buses and an SUV. The collision occurred at an intersection when the inebriated driver of the SUV failed to stop at a red light and was struck by the City bus. This collision resulted in the deaths of the SUV driver and two other occupants, and also seriously injured the primary Plaintiff, the third passenger in the SUV. The secondary action was brought by the family of one of the deceased passengers.

The Court ultimately concluded that the City was 20% liable for the collision, while the SUV driver was 80% at fault. Despite the 80/20 allocation of fault, the City was required to pay all of the approximately \$2.1 million in damages awarded in the primary case and the \$200,000 awarded in the secondary case, bringing the amount paid by the City to a total that was not proportionate to its actual liability. This was due to the application of the principle of joint and several liability, as well as the interplay between the various automobile insurance policies held by the SUV owner and

passengers, which is further explained below. Although the City appealed this case, the Ontario Court of Appeal agreed with the findings of the trial judge and dismissed it.

This case was notable for the implications of various factors on the insurance policies held by the respective parties. While most automobile insurance policies in Ontario provide for \$1 million in third party liability coverage, the insurance for the SUV was reduced to the statutory minimum of \$200,000 by virtue of the fact that the driver at the time of the collision had a blood alcohol level nearly three times the legal limit for a fully licensed driver. This was contrary to the requirements of his G2 license, which prohibit driving after the consumption of any alcohol. Further, while the Plaintiff passengers' own respective insurance provided \$1 million in coverage for underinsured motorists (as the SUV driver was at the time), this type of coverage is triggered only where no other party is in any way liable for the accident. As a result, the primary Plaintiff could only effectively recover the full \$2.1 million in damages if the Court attributed even a small measure of fault to another party with sufficient resources to pay the claim.

In determining that the City was at least partially responsible for the collision, the Court held that the speed of the bus – which according to GPS recordings was approximately 6.5 km/h over the posted limit of 60 kilometres an hour – and momentary inattention were contributing factors to the collision.

To shorten the length of the trial by approximately one week and accordingly reduce the legal costs involved, the parties had earlier reached an agreement on damages and that the findings regarding the primary Plaintiff would apply equally to the other. The amount of the agreement-upon damages took into account any contributory negligence on the part of the respective Plaintiffs, attributable to such things as not wearing a seat belt.

City of Ottawa, 2nd example – A Plaintiff was catastrophically injured when, after disembarking a City bus, he was struck by a third-party motor vehicle. The Plaintiff's injuries included a brain injury while his impairments included incomplete quadriplegia.

As a result of his accident, the Plaintiff brought a claim for damages for an amount in excess of \$7 million against the City and against the owner and driver of the third-party vehicle that struck him. Against the City, the Plaintiff alleged that the roadway was not properly designed and that the bus stop was placed at an unsafe location as it required passengers to cross the road mid-block and not at a controlled intersection.

Following the completion of examinations for discovery, the Plaintiff's claim against the Co-Defendant (the driver of the vehicle which struck the plaintiff) was resolved for \$1,120,000 comprising \$970,000 for damages and \$120,000 for costs. The Co-Defendant's policy limit was \$1 million. The claim against the City was in effect, a "1% rule" case where the City had been added to the case largely because the Co-Defendant's insurance was capped at \$1 million, which was well below the value of the Plaintiff's claim.

On the issue of liability, the pre-trial judge was of the view that the City was exposed to a finding of some liability against it on the theory that, because of the proximity of the bus stop to a home for adults with mental health issues, the City knew or should have known that bus passengers with cognitive and/or physical disabilities would be crossing mid-block at an unmarked crossing. This, according to the judge, could have resulted in a finding being made at trial that the City should

either have removed the bus stop or alternatively, should have installed a pedestrian crossing at this location.

The judge assessed the Plaintiff's damages at \$7,241,000 exclusive of costs and disbursements which he then reduced to \$4,602,930 exclusive of costs and disbursements after applying a reduction of 27.5% for contributory negligence and subtracting the \$970,000 payment made by the Co-Defendant's insurer.

Settlement discussions took place and the judge recommended that the matter be resolved for \$3,825,000 plus costs of \$554,750 plus HST plus disbursements.

Joint and Several Liability in Action - Other notable cases

Deering v Scugog - A 19-year-old driver was driving at night in a hurry to make the start time of a movie. She was travelling on a Class 4 rural road that had no centerline markings. The Ontario Traffic Manual does not require this type of road to have such a marking. The driver thought that a vehicle travelling in the opposite direction was headed directly at her. She swerved, over-corrected and ended up in a rock culvert. The Court found the Township of Scugog 66.7% liable. The at-fault driver only carried a \$1M auto insurance policy.

Ferguson v County of Brant - An inexperienced 17-year-old male driver was speeding on a road when he failed to navigate a curve which resulted in him crossing the lane into oncoming traffic, leaving the roadway, and striking a tree. The municipality was found to have posted a winding road sign rather than a sharp curve sign. The municipality was found 55% liable.

Safranyos et al v City of Hamilton - The plaintiff was leaving a drive-in movie theatre with four children in her vehicle at approximately 1 AM. She approached a stop sign with the intention of turning right onto a highway. Although she saw oncoming headlights she entered the intersection where she was struck by a vehicle driven 15 km/h over the posted speed limit by a man who had just left a party and was determined by toxicologists to be impaired. The children in the plaintiff's vehicle suffered significant injuries. The City was determined to be 25% liable because a stop line had not been painted on the road at the intersection.

Mortimer v Cameron - Two men were engaged in horseplay on a stairway and one of them fell backward through an open door at the bottom of a landing. The other man attempted to break the first man's fall and together they fell into an exterior wall that gave way. Both men fell 10 feet onto the ground below, one of whom was left quadriplegic. The trial judge determined both men were negligent, but that their conduct did not correspond to the extent of the plaintiff's injuries. No liability was attached to either man. The building owner was determined to be 20% and the City of London was found to be 80% liable. The Court awarded the plaintiff \$5 M in damages. On appeal, the City's liability was reduced to 40% and building owner was determined to be 60% liable. The City still ended up paying 80% of the overall claim.

2011 Review of Joint and Several Liability – Law Commission of Ontario

In February 2011 the Law Commission of Ontario released a report entitled, *"Joint and Several Liability Under the Ontario Business Corporations Act"*. This review examined the application of

joint and several liability to corporate law and more specifically the relationship between the corporation and its directors, officers, shareholders and stakeholders.

Prior to the report's release, AMO made a submission to the Law Commission of Ontario to seek to expand its review to include municipal implications. The Law Commission did not proceed with a broader review at that time, but the context of its narrower scope remains applicable to municipalities. In fact, many of the same arguments which support reform in the realm of the *Business Corporations Act*, are the same arguments which apply to municipal governments.

Of note, the Law Commission's¹ report highlighted the following in favour of reforms:

Fairness: "it is argued that it is unfair for a defendant, whose degree of fault is minor when compared to that of other defendants, to have to fully compensate a plaintiff should the other defendants be insolvent or unavailable."

Deep Pocket Syndrome: "Joint and several liability encourages plaintiffs to unfairly target defendants who are known or perceived to be insured or solvent."

Rising Costs of Litigation, Insurance, and Damage Awards: "Opponents of the joint and several liability regime are concerned about the rising costs of litigation, insurance, and damage awards."

Provision of Services: "The Association of Municipalities of Ontario identifies another negative externality of joint and several liability: municipalities are having to delay or otherwise cut back services to limit exposure to liability."

The Law Commission found that the principle of joint and several liability should remain in place although it did not explicitly review the municipal situation.

2014 Resolution by the Ontario Legislature and Review by the Attorney General

Over 200 municipalities supported a motion introduced by Randy Pettapiece, MPP for Perth-Wellington which called for the implementation a comprehensive, long-term solution in 2014. That year, MPPs from all parties supported the Pettapiece motion calling for a reform joint and several liability.

Later that year the Ministry of the Attorney General consulted on three options of possible reform:

1. The Saskatchewan Model of Modified Proportionate Liability

Saskatchewan has adopted a modified version of proportionate liability that applies in cases where a plaintiff is contributorily negligent. Under the Saskatchewan rule, where a plaintiff is contributorily negligent and there is an unfunded liability, the cost of the unfunded liability is split among the remaining defendants and the plaintiff in proportion to their fault.

¹ Law Commission of Ontario. "Joint and Several Liability Under the Ontario *Business Corporations Act*." Final Report, February 2011 Pages 22-25.

2. Peripheral Wrongdoer Rule for Road Authorities

Under this rule, a municipality would never be liable for more than two times its proportion of damages, even if it results in the plaintiff being unable to recover full damages.

3. A combination of both of the above

Ultimately, the government decided not to pursue any of the incremental policy options ostensibly because of uncertainty that insurance cost reductions would result. This was a disappointing result for municipalities.

While these reviews did not produce results in Ontario, many other common law jurisdictions have enacted protections for municipalities. What follows are some of the options for a different legal framework.

Options for Reform – The Legal Framework

To gain a full appreciation of the various liability frameworks that could be considered, for comparison, below is a description of the current joint and several liability framework here in Ontario. This description will help to reader to understand the further options which follow.

This description and the alternatives that follow are taken from the Law Commission of Ontario's February 2011 Report entitled, *"Joint and Several Liability Under the Ontario Business Corporations Act"* as referenced above.²

Understanding the Status Quo and Comparing it to the Alternatives

Where three different defendants are found to have caused a plaintiff's loss, the plaintiff is entitled to seek full payment (100%) from any one of the defendants. The defendant who fully satisfies the judgment has a right of contribution from the other liable parties based on the extent of their responsibility for the plaintiff's loss.

For example, a court may find defendants 1 (D1), 2 (D2) and 3 (D3) responsible for 70%, 20%, and 10% of the plaintiff's \$100,000 loss, respectively. The plaintiff may seek to recover 100% of the loss from D2, who may then seek contribution from D1 and D3 for their 70% and 10% shares of the loss. If D1 and/or D3 is unable to compensate D2 for the amount each owes for whatever reason, such as insolvency or unavailability, D2 will bear the full \$100,000 loss. The plaintiff will be fully compensated for \$100,000, and it is the responsibility of the defendants to apportion the loss fairly between them.

The descriptions that follow are abridged from pages 9-11 of the Law Commission of Ontario's report. These are some of the key alternatives to the status quo.

² Ibid. Page 7.

1. Proportionate Liability

a) Full Proportionate Liability

A system of full proportionate liability limits the liability of each co-defendant to the proportion of the loss for which he or she was found to be responsible. Per the above example, (in which Defendant 1 (D1) is responsible for 70% of loss, Defendant 2 (D2) for 20% and Defendant 3 (D3) for 10%), under this system, D2 will only be responsible for \$20,000 of the \$100,000 total judgement: equal to 20% of their share of the liability. Likewise, D1 and D3 will be responsible for \$70,000 and \$10,000. If D1 and D3 are unable to pay, the plaintiff will only recover \$20,000 from D2.

b) Proportionate Liability where Plaintiff is Contributorily Negligent

This option retains joint and several liability when a blameless plaintiff is involved. This option would cancel or adjust the rule where the plaintiff contributed to their loss. As in the first example, suppose the plaintiff (P) contributed to 20% of their \$100,000 loss. D1, D2 and D3 were responsible for 50%, 20% and 10% of the \$100,000. If D1 and D3 are unavailable, P and D2 will each be responsible for their \$20,000 shares. The plaintiff will remain responsible for the \$60,000 shortfall as a result of the absent co-defendants' non-payment (D1 and D3).

c) Proportionate Liability where Plaintiff is Contributorily Negligent with a Proportionate Reallocation of an Insolvent, Financially Limited or Unavailable Defendant's Share

In this option of proportionate liability, the plaintiff and remaining co-defendants share the risk of a defendant's non-payment. The plaintiff (P) and co-defendants are responsible for any shortfall in proportion to their respective degrees of fault.

Using the above example of the \$100,000 total judgement, with a shortfall payment of \$50,000 from D1 and a shortfall payment \$10,000 from D3, P and D2 must pay for the missing \$60,000. P and D2 have equally-apportioned liability, which causes them to be responsible for half of each shortfall - \$25,000 and \$5,000 from each non-paying defendant. The burden is shared between the plaintiff (if determined to be responsible) and the remaining defendants.

d) Proportionate Liability with a Peripheral Wrongdoer

Under this option, a defendant will be proportionately liable only if their share of the liability falls below a specified percentage, meaning that liability would be joint and several. Using the above example, if the threshold amount of liability is set at 25%, D2 and D3 would only be responsible for 20% and 10%, regardless of whether they are the only available or named defendants. However, D1 may be liable for 100% if it is the only available or named defendant. This system tends to favour defendants responsible for a small portion of the loss, but the determination of the threshold amount between joint and several liability and proportionate liability is arbitrary.

e) Proportionate Liability with a Reallocation of Some or All of an Insolvent or Unavailable Defendant's Share

This option reallocates the liability of a non-paying defendant among the remaining defendants in proportion to their respective degrees of fault. The plaintiff's contributory negligence does not

impact the application of this reallocation. Joint and several liability would continue to apply in cases of fraud or where laws were knowingly violated.

f) Court Discretion

Similar to the fraud exception in the option above, this option includes giving the courts discretion to apply different forms of liability depending on the case.

For example, if a particular co-defendant's share of the fault was relatively minor the court would have discretion to limit that defendant's liability to an appropriate portion.

2. Legislative Cap on Liability

Liability concerns could be addressed by introducing a cap on the amount of damages available for claims for economic loss.

3. Hybrid

A number of jurisdictions provide a hybrid system of proportionate liability and caps on damages. Co-defendants are liable for their portion of the damages, but the maximum total amount payable by each co-defendant is capped to a certain limit.

The Saskatchewan Experience

As referenced earlier in this paper, the Province of Saskatchewan responded with a variety of legislative actions to assist municipalities in the early 2000s. Some of those key developments are listed below which are abridged from *"A Question of Balance: Legislative Responses to Judicial Expansion of Municipal Liability – the Saskatchewan Experience."* The paper was written by Neil Robertson, QC and was presented to the annual conference of the Association of Municipalities of Ontario in 2013. Two key reforms are noted below.

1. Reforming joint and several liability by introducing modified proportionate liability: "The Contributory Negligence Act" amendments

The *Contributory Negligence Act* retained joint and several liability, but made adjustments in cases where one or more of the defendants is unable to pay its share of the total amount (judgement). Each of the parties at fault, including the plaintiff if contributorily negligent, will still have to pay a share of the judgement based on their degree of fault. However, if one of the defendants is unable to pay, the other defendants who are able to pay are required to pay only their original share and an additional equivalent share of the defaulting party's share.

The change in law allows municipalities to reach out-of-court settlements, based on an estimate of their degree of fault. This allows municipalities to avoid the cost of protracted litigation.

Neil Robertson provided the following example to illustrate how this works in practise:

"...If the owner of a house sues the builder for negligent construction and the municipality, as building authority, for negligent inspection, and all three are found equally at fault, they would each be apportioned 1/3 or 33.3%. Assume the damages are \$100,000. If the builder has no funds, then the municipality would pay only its share (\$33,333) and a 1/3 share of the builder's defaulting share

(1/3 of \$33,333 or \$11,111) for a total of \$44,444 (\$33,333 + \$11,111), instead of the \$66,666 (\$33,333 + \$33,333) it would pay under pure joint and several liability.”

This model will be familiar to municipal leaders in Ontario. In 2014, Ontario’s Attorney General presented this option (called the Saskatchewan Model of Modified Proportionate Liability) for consideration. At the time, over 200 municipal councils supported the adoption of this option along with the “Peripheral Wrongdoer Rule for Road Authorities” which would have seen a municipality never be liable for more than two times its proportion of damages, even if it results in the plaintiff being unable to recover full damages. These two measures, if enacted, would have represented a significant incremental step to address the impact of joint and several to Ontario municipalities.

2. Providing for uniform limitation periods while maintaining a separate limitation period for municipalities: “The Limitations Act”

This act established uniform limitation periods replacing many of the pre-existing limitation periods that had different time periods. The Municipal Acts in Saskatchewan provide a uniform one-year limitation period “from time when the damages were sustained” in absolute terms without a discovery principle which can prolong this period. This helps municipalities to resist “legacy” claims from many years beforehand. This act exempts municipalities from the uniform two-year discoverability limitation period.

Limitation periods set deadlines after which claims cannot be brought as lawsuits in the courts. The legislation intends to balance the opportunity for potential claimants to identify their claims and, if possible, negotiate a settlement out of court before starting legal action with the need for potential defendants to “close the books” on claims from the past.

The reasoning behind these limitations is that public authorities, including municipalities, should not to be punished by the passage of time. Timely notice will promote the timely investigation and disposition of claims in the public interest. After the expiry of a limitation period, municipalities can consider themselves free of the threat of legal action, and continue with financial planning without hurting “the public taxpayer purse”. Municipalities are mandated to balance their budgets and must be able to plan accordingly. Thus, legacy claims can have a very adverse affect on municipal operations.

Here in Ontario, there is a uniform limitations period of two years. Municipalities also benefit from a 10-day notice period which is required for slip and fall cases. More recently, the applicability of this limitation deadline has become variable and subject to judicial discretion. Robertson’s paper notes that in Saskatchewan, courts have accepted the one-year limitations period. A further examination of limitations in Ontario may yield additional benefits and could include the one-year example in Saskatchewan and/or the applicability of the 10-day notice period for slip and fall cases.

Other Saskatchewan reforms

Saskatchewan has also implemented other reforms which include greater protections for building inspections, good faith immunity, duty of repair, no fault insurance, permitting class actions, and limiting nuisance actions. Some of these reforms are specific to Saskatchewan and some of these currently apply in Ontario.

Insurance Related Reforms

Government Regulated Insurance Limits

The April 2019 provincial budget included a commitment to increase the catastrophic impairment default benefit limit to \$2 million. Public consultations were led by the Ministry of Finance in September 2019. AMO wrote to the Ministry in support of increasing the limit to \$2 million to ensure more adequate support those who suffer catastrophic impairment.

In 2016, the government lowered this limit as well as third-party liability coverage to \$200,000 from \$1 million. This minimum should also be increased to \$2 million to reflect current actual costs. This significant deficiency needs to be addressed.

Insurance Industry Changes

In 1989 the Ontario Municipal Insurance Exchange (OMEX) was established as a non-profit reciprocal insurance provider for Ontario's municipalities. It ceased operations in 2016 citing, "[a] low pricing environment, combined with the impact of joint & several liability on municipal claim settlements has made it difficult to offer sustainable pricing while still addressing the municipalities' concern about retro assessments."³ (Retro assessments meant paying additional premiums for retroactive coverage for "long-tail claims" which made municipal budgeting more challenging.)

The demise of OMEX has changed the municipal insurance landscape in Ontario. That joint and several liability is one of the key reasons listed for the collapse of a key municipal insurer should be a cause for significant concern. Fewer choices fuels cost. While there are other successful municipal insurance pools in Ontario, the bulk of the insurance market is dominated by for-profit insurance companies.

Reciprocal non-profit insurers are well represented in other areas across Canada. Municipalities in Saskatchewan, Alberta, British Columbia are all insured by non-profit reciprocals.

The questions for policy makers in Ontario:

Are there any provincial requirements or regulations which could better support the non-profit reciprocal municipal insurance market?

What actions could be taken to better protect municipalities in Ontario in sourcing their insurance needs?

How can we drive down insurance costs to better serve the needs of municipal property taxpayers?

³ Canadian Underwriter, August 11, 2016 <https://www.canadianunderwriter.ca/insurance/ontario-municipal-insurance-exchange-suspends-underwriting-operations-1004098148/>

Conclusion

This AMO paper has endeavoured to refresh municipal arguments on the need to find a balance to the issues and challenges presented by joint and several liability. It has endeavoured to illustrate that options exist and offer the reassurance that they can be successfully implemented as other jurisdictions have done.

Finding solutions that work will require provincial and municipal commitment. Working together, we can find a better way that is fair, reasonable, and responsible. It is time to find a reasonable balance.

RECEIVED

JAN 04 2022

Municipality of Neebing



Heart of the Continent Partnership

Working together to sustain and celebrate the lakes, forests and communities on the Ontario/Minnesota border

Date: December 15, 2021

**Municipality of Neebing
4766 Highway 61,
Neebing, ON P7L 0B5**

**From: HOCPP Steering Committee
Re: Renewal of Annual Dues**



Dear Rosalie Evans:

I am writing to invite you and your organization to consider contributing to HOCPP's voluntary 2022 annual dues. Your annual support makes an immense difference for helping HOCPP continue its mission to sustain and celebrate our unique and beautiful cross-border region through collaboration. Thank you so much for Neebing's on-going support Rosalie. Please let us know if there were more we can do to showcase your beautiful area.

Heart of the Continent believes that today more than ever, partnerships are important and working together to promote each other for sustainable economic successes. Branding our area has mutual benefits that can create and maintain strong relationships and partnerships that can share in knowledge and prosperity. Our partnership with National Geographic MapGuide Division—the Geotourism Initiative—continues to help brand our area as a world class destination.

www.traveltheheart.org

Public-private partnerships like Heart of the Continent that include stakeholders from government, private industry, tourism, local communities, non-profit clubs and organizations are vital for improvement in stakeholder relations, leveraging funds, marketing and long-term sustainability. We feel partnerships for sustainable economic growth and recreation are an essential tool to improve our gateway communities and celebrate our neighbouring public lands.

Our work has long term, deep-rooted benefits for protecting the area we live in, and the livelihood of our communities. HOCPP has continued the steps to becoming the world's largest dark sky destination that can contribute to both health and economic benefits. Long known as the destination for adventure canoe trips, we are also working to showcase the innumerable diverse unique tourism opportunities.

214 Main Street West
Atikokan Ontario
Box 218 P0T1C0
(807) 598 1074
Fax (807) 597 2726
www.heartofthecontinent.org
hocpp@heartofthecontinent.org

Thank you so much for your consideration. We look forward to the continued collaborations with you as we use this tool in the years ahead as a way to build our region and strengthen our ability to partner with each other.

And we're asking for your support for the coming year:

Annual Dues Renewal: It's time once again to renew your voluntary annual dues to the Heart of the Continent Partnership. The level of dues paid is voluntary and on a sliding scale. Each partner chooses the level that works for them. We encourage you to make as strong a show of support as you can.

Use of Funds: The funds are used to cover general operating expenses of HOCP, as laid out and approved in an annual budget, especially coordinator hours and meeting costs. Level of dues paid will have no bearing on the influence that the various partners will have in HOCP. All will participate on an equal basis, regardless of level of dues paid, in all HOCP efforts, decisions and initiatives.

Annual Dues Levels:

Supporting Partner:	\$1000 - \$5000 per year
Sustaining Partner:	\$500 - \$999 per year
Associate Partner:	\$100 - \$499 per year
Participating Partner:	\$10 - \$99 per year

In Canada

**Please make cheques payable to: Atikokan Economic Development Corporation - Attn/Memo HOCP Membership dues
Box 218, 214 Main St W. Atikokan, ON CANADA P0T 1C0**

In the U.S.

Please make checks payable to Backus Community Center/HOCP, 900 Fifth Street, International Falls, MN 56649

Thank you for your participation and support of our work and the Heart of the Continent Partnership. Please give me a call if you have questions or concerns: Tonia (Chair) -1-218-464-2941 or Chris (Coordinator) 1-807-598-1074.

Sincerely,



Tonia Kittelson – Chair, Heart of the Continent Partnership

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CORPORATION OF THE MUNICIPALITY OF NEEBING

BY-LAW NUMBER 2022-001

Being a By-law to provide for an interim tax levy; to provide for the payment of taxes and to provide for penalty and interest of 1.25 percent (which can be waived by the provisions of bylaw 2020-17).

Recitals:

1. Subsection 317 (1) of the Municipal Act, 2001, Chapter c.25, S.O. 2001, as amended, provides that a local municipality, before the adoption of the estimates for the year under Section 290, may pass a by-law levying amounts on the assessment of property in the local municipality rate-able for local municipality purposes.
2. Section 342 of the Municipal Act, 2001, as amended, provides that the Council of a local Municipality may pass by-laws providing for the payment of taxes by installments and the date or dates in the year for which the taxes are imposed.
3. Section 345 of the Municipal Act, 2001, as amended, states that a municipality may pass by-laws to impose late payment charges for the non-payment of taxes or any installment by the due date.

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE MUNICIPALITY OF NEEBING HEREBY ENACTS AS FOLLOWS:

1. An interim tax is imposed on all properties within all tax classes, which levy shall, for each property, equal 50% of the annualized taxes for the year 2021 on that property.
2. This interim tax levy shall become due and payable in two installments as follows:
 - a) 50% of the interim levy shall become due and payable on the 25th day of February, 2022,
 - b) 50% of the interim levy shall become due and payable on the 27th day of May, 2022, and
 - c) Non-payment of the amount of the dates stated in accordance with this section shall constitute default.
3. On all taxes of the interim levy, which are in default on the 1st day of March, and the 1st day of June, a penalty charge of 1.25% of the amount of taxes due and unpaid, shall be added. Penalties can be waived by the provisions of By-law 2020-017.
4. On all taxes in default, interest charges shall accrue and be added each month at the rate of 1.25% per month. Penalties can be waived by the provisions of By-law 2020-017
5. Penalties and interest added on all taxes of the interim tax levy default shall become due and payable and shall be collected forthwith as if the same had originally been

imposed and formed part of the unpaid interim tax levy. Penalties can be waived by the provisions of By-law 2020-017.

6. The Treasurer may mail or cause to be mailed to the residence or place of business of the person indicated on the last revised assessment roll, a written or printed notice specifying the amount of taxes.
7. Taxes are payable in Canadian funds at The Corporation of the Municipality of Neebing Municipal Office, Neebing, Ontario.
8. This By-law shall take effect, retroactively, as of the first day of January, 2022.

ENACTED AND PASSED IN COUNCIL this 19th day of January, 2022 as witnessed by the corporate seal of the Corporation and the hands of its proper Officers duly authorized in that behalf.

**THE CORPORATION OF THE
MUNICIPALITY OF NEEBING**

Mayor

Clerk-Treasurer

THE CORPORATION OF THE MUNICIPALITY OF NEEBING

BY-LAW NUMBER 2022-002

Being a by-law for licensing Trailers (also known as “Recreational Vehicles”) located in Neebing, to repeal and replace By-law 697-2005, as amended

Recitals:

1. Section 168 of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended (the “Act”), provides that Ontario’s municipalities may pass by-laws for the licensing of trailers located within the municipality, except in a trailer camp operated or licensed by the municipality, for thirty (30) days or longer in any year, and for prohibiting trailers being located in the municipality, except in a trailer camp operated or licensed by the municipality, without a licence.
2. The Corporation of the Municipality of Neebing (the “Corporation”) passed By-law 2005-697 (amended by By-laws 2016-033; 2014-007 and 2017-031) to licence and regulate trailers within Neebing.
3. The Council of the Corporation now sees fit, for the betterment of the municipality, to repeal and replace By-law 2005-697 (as amended) to consolidate prior amendments and to further regulate the storage and/or use of Recreational Vehicles and Trailers within Neebing.
4. The Council of the Corporation recognizes that temporary use of Trailers on Residential Property may be necessary during construction of more permanent dwellings, but recognizes that the promulgation of long-term Trailer use on Residential Property can have a negative impact on property values and detracts from the property enjoyment of permanent residents.

ACCORDINGLY, THE COUNCIL OF THE CORPORATION OF THE MUNICIPALITY OF NEEBING ENACTS AS FOLLOWS:

Part One: Definitions and Interpretation Rules

1.01 Definitions:

Where the words defined in the lettered paragraphs of this Section appear in the text of this By-law with their initial letters capitalized, it is intended that they are interpreted as defined. Where a word appears in the text of this by-law without its initial letter capitalized, it is intended that it is to be interpreted as ordinarily defined in the English language.

- (a) “Act” means the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended from time to time.
- (b) “Construction Site” means a parcel of land upon which structures are being erected or site improvements are occurring in preparation for the erection of structures, with the intention that one of the structures will be a permanent, year-round occupied, residential dwelling.
- (c) “Corporation” means The Corporation of the Municipality of Neebing.
- (d) “Habitation” means the occupancy of living space by people on either a temporary or permanent basis. In order to allow Habitation, the building or Trailer in which Habitation occurs must include facilities for: eating, sleeping and/or most or all activities of daily living. Washroom facilities may or may not be included. Cooking facilities may or may not be included. Facilities may be convertible – for example, a table may convert to a bed.

- (e) “Licence” means a licence issued under the authority of this By-law, allowing a Trailer to be situated on land in Neebing for thirty-one (31) days or more in any calendar year.
- (f) “Licensee” means the registered property owner of the land upon which a Trailer is located or proposed to be located.
- (g) “Neebing” means the geographic area under the jurisdiction of the Corporation.
- (h) “Recreational Vehicle”, for the purpose of this By-law, means the same as “Trailer”.
- (i) “Residential Property”, for the purpose of this By-law, means property located within any residential zoning designation in the Corporation’s Zoning By-law, Number 2017-30, whether Residential One (“R1”), Residential Two (“R2”), Seasonal Residential (“S”) or Lakefront Residential (“LR”).
- (j) “Special Property” means that portion of the property legally described as:

Part of the East Subdivision of Section 2, Concession 6, Geographic Township of Crooks, now in the Municipality of Neebing in the District of Thunder Bay, more particularly described as:

All that part of the said East Subdivision of Section 2, Concession 6 lying south and west of the Cloud River saving and excepting Part 2 on Plan 55R-2533, being the lands as described in Instrument No. 405534, together with Parts 1 and 2 on Plan 55R-11196.

which has water frontage along the Cloud River.

- (k) “Trailer” means any vehicle that is capable of being used by persons for living, sleeping and/or eating, whether or not the vehicle is jacked up or its running gear has been removed. A Trailer is a moveable structure. It may be required to be attached and propelled by a motor vehicle for re-location, or it may be self-propelled. Examples include: tent trailers, motor homes, campers, travel trailers, 5th wheel trailers, as well as buses, trucks or vans which have been altered to allow Habitation. The term “Trailer” includes vehicles commonly known as “Recreational Vehicles”.
- (l) “Tourist Commercial Resort” means an establishment which provides goods, lodging or meals to the vacationing public, operates throughout all or part of the year and has facilities for serving meals, furnishing equipment, supplies or services in connection with recreational purposes. It may allow the temporary location of Trailers on site as part of the services offered.
- (m) “Tourist Park” means land used for the temporary, outdoor accommodation of the travelling public in Trailers.

1.02 **Actions:** In this By-law, a clause which prohibits a person from doing something, also prohibits that person from causing or allowing the prohibited thing to be done.

1.03 **No Limitation on “Include”:** In this By-law, the words “include”, “includes”, “including” and “included” are not intended to limit the phrases or words that precede or follow them.

1.04 **Headings:** The headings and text divisions used in this By-law are for ease of reference and are not to be used as aids to interpretation of the text.

- 1.05 **Severability**: Should any section, clause or provision of this By-law be held by a court or tribunal of competent jurisdiction to be invalid, the validity of the remainder of the By-law shall not be affected by the ruling.

Part Two: Licence Requirement

- 2.01 **Prohibition**: No person shall locate a Trailer on land located in Neebing for more than thirty (30) days in any calendar year.
- 2.02 **Exception where Licenced**: Despite Section 2.01, a Trailer may be situated on land within Neebing for thirty-one (31) days or more if such has been authorized by means of a Licence issued by the Corporation under the authority of Section 3.01 of this By-law.
- 2.03 **Exceptions to Licencing Requirement**: Sections 2.01 and 2.02 do not apply to:
- a) any Trailer located in a lawfully established Tourist Commercial Resort or Tourist Park;
 - b) any Trailer temporarily situated for use by workers in a commercial operation;
 - c) any Trailer located on land in Neebing only for the purpose of storage on a non-commercial basis; and
 - d) any Trailer that is included in the property tax assessment for the land on which it is situated, in accordance with the Assessment Act, R.S.O. 1990, c. A.31.

Part Three: Licencing Procedures and Rules

- 3.01 **Application**: Licences to keep Trailers on property within Neebing in accordance with Sections 2.01 and 2.02 of this By-law, may be applied for, on an annual, calendar year basis, or for a number of months within any given calendar year. Licences will only be issued to the registered property owner of the land on which it is proposed that a Trailer will be situated.

The Clerk-Treasurer of the Corporation has the authority to issue Licences in response to applications under this Section, and to add conditions, as appropriate, in accordance with Section 3.05.

- 3.02 **Procedure**: Applications for licences under Section 3.01 of this By-law shall be submitted to the Clerk-Treasurer, in the form authorized by the Clerk-Treasurer from time to time.

The annual or monthly fee for such licences shall be as set out in the Corporation's User Fee By-law.

- 3.03 **Limitations**: Only one (1) Licence may be issued per property. No more than one (1) Trailer may be located on any property without amendment to this By-law.

Unless expressly authorized by the Council of the Corporation, no Trailer may be authorized by Licence to occupy Residential Property for more than three (3) calendar years, even if the occupancy is less than twelve (12) months in each of the calendar years.

- 3.04 **Exception for Numbers**: Despite Section 3.03 of this By-law, a maximum of sixteen (16) Licences may be issued for the Special Property. It shall be a condition of each Licence that the Trailer be situated on the Special Property such that it is no closer to the Cloud River than fifty (50) feet.

- 3.05 **Conditions:** A Licence under this By-law may be issued subject to conditions relating to the following:
- a) requirements for site layout, including parking areas, washroom facility locations, setbacks from property lines or waterways, etc.;
 - b) work required to the site and time limits within which the work must be completed;
 - c) occupancy limits for the Trailer; and/or
 - d) a time limit or expiry date for the Licence.
- 3.06 **Failure to Comply with Conditions:** If a Licensee fails to comply with any condition upon which the Licence was issued, the Corporation will provide written notice to the Licensee of the failure to comply, including a time frame within which the Licensee must address the matter and correct it.
- 3.07 **Licence Revocation:** Subject to appeal under Section 3.11 of this By-law, failure to correct the matter within the time limit specified on the notice issued in accordance with Section 3.06 of this By-law will result in the Licence being immediately revoked without further notice. Upon notification that a Licence has been revoked, the Licensee shall, within thirty (30) days of the date of the revocation, remove from the site the Trailer for which the licence had been issued.
- 3.08 **No Refund:** No refund is available for all or any portion of the fee paid for a Licence in the event it is revoked or surrendered.
- 3.09 **No Transfer:** Licences may not be transferred.
- 3.10 **Expiration:** Licences issued pursuant to this By-law expire on December 31st of the year in which the Licence was issued.
- 3.11 **Appeal:** A Licensee or prospective Licensee may appeal to the Council of the Corporation any of the following:
- a) one or more of the conditions imposed in the Licence;
 - b) details of non-compliance with conditions, as noted in the written notice received in accordance with Section 3.06 of this By-law; and/or
 - c) revocation of a Licence in accordance with Section 3.07 of this By-law.

An appeal is made by requesting a deputation to the Council of the Corporation, in accordance with Procedure By-law 2016-010. The Council will hear the concerns of the appellant and make its decision accordingly. The decision of Council in this regard is final.

Part Four: Enforcement

- 4.01 **Persons Entitled to Enforce:** This By-law may be enforced by a municipal law enforcement officer appointed by the Corporation, by a member of a police force with jurisdiction in Neebing, or by way of privately laid charges.
- 4.02 **Continuing Offence:** Each day that a Trailer is located in the Municipality in contravention of this By-law is deemed to constitute a separate offence under this By-law.

- 4.03 **Penalty Upon Conviction:** Every person who contravenes the provisions of this By-law commits an offence and, upon conviction, is subject to the penalties prescribed by the Provincial Offences Act, R.S.O. 1990, c. P.33, as amended.

Part Five: General

- 5.01 **Repeal:** By-law Number 697-2005 is repealed.
- 5.02 **Effective Date:** This By-law shall come into force and take effect on the date of its passage.

ENACTED AND PASSED IN COUNCIL this 19th day of January, 2022.

The Corporation of the Municipality of Neebing

Erwin Butikofer, Mayor

c/s

Erika Kromm, Clerk-Treasurer