

**THE CORPORATION OF THE TOWN OF COBALT**  
**REGULAR MEETING OF COUNCIL**  
**COBALT COUNCIL CHAMBERS**  
**TUESDAY, December 8, 2015**  
**MINUTES**

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**MINUTES OF THE REGULAR COUNCIL MEETING HELD TUESDAY, December 8, 2015 COMMENCING AT 6:00 PM.**

**PRESENT:**

<b>T. Sartoretto</b>	<b>Mayor</b>
<b>G. Othmer</b>	<b>Councillor</b>
<b>S. Nielsen</b>	<b>Councillor</b>
<b>P. Wuest</b>	<b>Councillor</b>
<b>M. Harrison</b>	<b>Councillor</b>
<b>G. Bigelow</b>	<b>Councillor</b>
<b>R. Schwartz</b>	<b>Councillor</b>

**STAFF:** Candice Bedard, Dale Taylor, Michelle Anderson;  
Jamie Robinson and Patrick Townes (Planning Services)

**MEDIA:** Darlene Wroe (Print), Jim Patrick (Radio)

The meeting was called to order at 6:00 pm by Mayor T. Sartoretto

**ADOPTION OF THE AGENDA**

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15-260

MOVED BY: R. Schwartz

SECONDED BY: G. Othmer

BE IT RESOLVED THAT: The regular council meeting Agenda dated December 8, 2015 be adopted as circulated.

CARRIED

**DECLARATION OF CONFLICT OR PECUNIARY INTEREST**

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None.

**ADOPTION OF THE MINUTES**

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15-261

MOVED BY: G. Othmer

SECONDED BY: R. Schwartz

BE IT RESOLVED THAT: The Minutes of the Regular Meeting of Council of November 17, 2015 be adopted as presented.

CARRIED

15-262

MOVED BY: R. Schwartz

SECONDED BY: G. Othmer

BE IT RESOLVED THAT: The Minutes of the Special Meeting of Council of November 24, 2015 be adopted as presented.

CARRIED

## **BUSINESS ARISING FROM THE MINUTES**

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None.

## **PUBLIC MEETINGS PURSUANT TO THE PLANNING ACT**

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### **1 - Public Meeting – Hintz Zoning By-law Amendment Application**

#### **Mayor Sartoretto:**

This evening there is a public meeting scheduled for one (1) proposed Zoning By-law Amendment application. I will briefly summarize the procedure to be utilized for the meeting: first, the CAO/Clerk will advise Council as to when, how and to whom notice of the public meeting was circulated for the proposed amendment being considered. The CAO/Clerk will also advise of the appeal procedures.

Next, the Town's Planning Consultant will advise of the purpose and effect of the By-law and provide for any other information that is relevant to the applications and the CAO/Clerk will summarize any correspondence on file.

From there, the public will have an opportunity to speak to the By-law being considered through the Mayor. After the public discussion, the public meeting will be closed. Council will then consider the By-law at the end of tonight's Council meeting.

I now declare this meeting to be a public meeting pursuant to Section 34 of the Planning Act to deal with the following proposed amendment:

- 1) Application #2015-01 – Zoning By-law Amendment (Hintz)

Are there any declarations of pecuniary interest?

There were none.

Would the CAO please describe how notice was provided.

#### **CAO:**

Notice of the public meeting was provided by publishing a notice in the local newspaper and was published at least 20 days prior to this evening's meeting.

Included in the notice was an explanation of the purpose and effect of the By-law and a key map showing the location of the property or a description of the lands to be affected by the proposed By-law. Other relevant information may also have been provided.

These circulations were all provided in accordance with the provisions of the Planning Act.

Members of the public are advised, at this point, that unless they make an oral or written submission to Council before Council makes a decision on this application, that any subsequent appeal to the Ontario Municipal Board may be dismissed by the Board. Anyone who wishes to be notified of Council's decision respecting the proposed Zoning By-law Amendments must submit a written request to the Clerk.

The following written comments were received prior to the Public Meeting:

1. Letter of support from Trevor and Loriane Neddo, November 17, 2015

#### **Mayor Sartoretto:**

Would the Planner, Jamie Robinson, please provide a description of the application.

#### **Planner (Jamie):**

The application submitted by Mr. Hintz affects lands located on Plan M47NB, Part Lot 388, Part Lot 389, PCL 13004 SST, municipally known as 40 Commission Street in the Town of Cobalt. The purpose of the application is to rezone the property from the Low Density Residential (R2) Zone to the Low Density Residential Exception XX (R2-XX) Zone to permit an increase in permitted maximum Building Area and to permit a reduction in Front Building Setback in the Zoning By-law associated with the construction of a new front porch.

**Mayor Sartoretto:**

Does the applicant wish to provide any additional information?

(Applicant was not present)

**Mayor Sartoretto:**

Does any member of the Public have comments or questions?

There were none.

**Mayor Sartoretto:**

Does any member of the Council have comments or questions?

There were none.

**Mayor Sartoretto:**

If there are no further questions, the By-law will be deferred to the end of the Council meeting for decision.

15-263

MOVED BY: G. Othmer

SECONDED BY: R. Schwartz

BE IT RESOLVED THAT: Council receives the planning report for application 2015-01 by Hintz for a Zoning By-law Amendment on 40 Commission Street.

CARRIED

**Mayor Sartoretto:**

I hereby declare this Public Hearing closed.

**2 - Public Meeting – Cote Consent Application**

**Mayor Sartoretto:**

This evening there is a public hearing scheduled for one (1) consent application being a lot addition.

I will briefly summarize the procedure to be utilized for the hearing. First, the CAO will advise Council as to when, how and to whom notice of each of the hearings was circulated for the applications being considered.

The CAO will advise how notice was provided and will summarize any correspondence on file. The Planner will then summarize the application. The Public will then have an opportunity to speak to the applications being considered.

After the Public forum, Council will then deliberate on the proposed applications and consider a motion to pass, defeat or defer the decision for the applications.

The Consent application being considered this evening is:

- 1) Application #2015-02 – Cote Consent Application (Lot Addition)

Are there any declarations of pecuniary interest?

There were none.

Would the CAO please describe how notice was provided.

**CAO:**

Notice of the application was provided by publishing a notice in the local newspaper and was published at least 20 days prior to this evenings hearing.

Included in the notice was an explanation of the purpose and effect of the application and a key map showing the location of the property. Other relevant information may also have been provided.

These circulations were provided in accordance with the provisions of the Planning Act. There was no written correspondence received:

I will now ask the Planner, Patrick Townes, to provide an overview of the application.

**Planner (Patrick):**

The purpose of the application is to obtain approval for a lot addition to provide additional lands to the adjacent property municipally known as 60 Miller Avenue owned by 2207502 Ontario Inc. The lands to be severed from 12 Galena Street and added to the property at 60 Miller Avenue total 0.12 hectares. The proposed lot addition will ensure the existing driveway currently utilized by the 60 Miller Avenue property will be located entirely on their lot. Additionally, an easement is proposed over the severed lands to provide access to 12 Galena Street from Miller Avenue. There are no new lots created as a result of this application.

**Mayor Sartoretto:**

Does the applicant wish to provide any additional information.

The applicant was not present.

**Mayor Sartoretto:**

Are there any members of the public who wish to comment on this application? Please provide us with your name and address for the record.

There were none.

**Mayor Sartoretto:**

Does any member of the Council have questions?

There were none.

**Mayor Sartoretto:**

If there are no further questions, do I have a mover and a second of a resolution.

15-264

MOVED BY: M. Harrison

SECONDED BY: G. Othmer

BE IT RESOLVED THAT: Council receives the planning report for application 2015-02 by Cote and hereby resolves to provisionally approve the Consent application (Cote) to sever 0.12 hectares of land from 12 Galena Street and add it to 60 Miller Avenue, subject to the following conditions:

- 1) A reference plan of the severed parcel shall be prepared and duly registered by an Ontario Land Surveyor and one copy filed with the CAO/Clerk of the Town of Cobalt. A draft copy of the reference plan shall be provided to the CAO/Clerk for review and approval prior to registration on title.

- 2) A copy of the electronic registration "in preparation" draft deed for the severed lot shall be provided to the CAO/Clerk of the Town of Cobalt together with a signed Acknowledgement and Direction so that the consent certificate may be issued.
- 3) Municipal taxes shall be paid in full up to the date of request of issuance of the consent certificate.
- 4) That all fees and disbursements (legal, engineering, planning), if any, incurred by the Town of Cobalt with respect to this application shall be paid for by the owner.
- 5) That the easement on Part 1 in favour of access to 12 Galena Street is completed by the owner in accordance with the sketch submitted with the application.

CARRIED

**Mayor Sartoretto:**

I hereby declare this Public Hearing closed.

**PRESENTATIONS AND DELEGATIONS**

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None.

**STAFF REPORTS**

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**Fence Bylaw Proposal**

Planner Jamie Robinson presented a draft fence policy.

15-265

MOVED BY: G. Othmer

SECONDED BY: M. Harrison

BE IT RESOLVED THAT: Council directs staff to prepare a by-law to adopt the proposed Fence Policy.

CARRIED

**Structural Report – Highway 11B Bridge**

15-266

MOVED BY: G. Othmer

SECONDED BY: M. Harrison

BE IT RESOLVED THAT: Council hereby receives the Structural Report for the Highway 11B Bridge.

CARRIED

**Structural Report – Larose Bridge**

15-267

MOVED BY: R. Schwartz

SECONDED BY: M. Harrison

BE IT RESOLVED THAT: Council hereby receives the Structural Report for the Larose Bridge.

CARRIED

**Structural Report – Arena**

15-268

MOVED BY: R. Schwartz

SECONDED BY: G. Othmer

BE IT RESOLVED THAT: Council hereby receives the Structural Report for the Arena.

CARRIED

**Fire Essentials Course**

Mayor Sartoretto, Councillor Othmer, Fire Chief Hearn and CAO will attend the Fire Essentials Training Course in January.

**OCIF Phase 2 – Water Distribution**

15-269

MOVED BY: G. Othmer

SECONDED BY: R. Schwartz

BE IT RESOLVED THAT: Council hereby receives the Structural Report for the Arena.  
CARRIED

### **Northern Communities Investment Readiness: Municipal Buildings Asset Management**

15-270

MOVED BY: R. Schwartz

SECONDED BY: G. Othmer

BE IT RESOLVED THAT: Council hereby receives the application for funding under the Northern Communities Investment Readiness (NCIR) Program for expansion of the Asset Management Plan to include Municipal Buildings.

CARRIED

### **Street Lights Project**

Due to delays from the manufacturer, the completion of the street lights project is further delayed and will not be completed by the end of 2015. A request for extension is being prepared for the Save On Energy Rebate program.

### **Hoist Room Winter Cleaning Protocol**

CAO reported that the frequency of cleaning in the Hoist Room will increase to three times per week, at least during the winter months to address sand and salt accumulation which is being observed on the floor and on the treadmills.

### **Administrative Report 2015-15: Strategic Planning Process**

15-271

MOVED BY: G. Bigelow

SECONDED BY: R. Schwartz

BE IT RESOLVED THAT: Council hereby receives Administrative Report 2015-15: Strategic Planning Process; AND FURTHER THAT Council agrees to a date of January 23, 2016 from 8:30am-1:00pm for a meeting to pursue Step 2 of the Strategic Planning Exercise by reviewing the current mission statement and considering the proposed objectives.

CARRIED

### **TMBA Update**

The TMBA Executive is in discussions with Temiskaming Shores to consider the potential of the city joining the TMBA.

### **Historic Branding Project**

The production of the final elements of the project is complete, which some signs remaining to be installed in the spring.

## **REPORTS, RESOLUTIONS AND DISCUSSION ITEMS PRESENTED BY COUNCIL COMMITTEES**

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### **6.1 Mayor's Update**

The Mayor attended the unveiling of a new plaque at the original Agnico office and the new sign at the Paul Penna Public Library. She also attended the Bunker's annual fundraising dinner.

### **6.2 Finance and Public Safety**

Councillor Othmer reported that the Finance Committee is considering alternative financial reports for Council consideration and indicated that the committee is working toward initiating early stages of the budget process in January.

### **6.3 Public Works and Safety**

### **6.4 Economic Development & Tourism**

15-272

MOVED BY: R. Schwartz

SECONDED BY: M. Harrison

WHEREAS The Town of Cobalt is responsible for the drinking water quality for its residents and those residents of Coleman Township who consume water provided by the Cobalt Municipal Water distribution system; AND WHEREAS The Cobalt Water Commission has recommended that the Town of Cobalt undertake a Source Water Protection Plan, much of the work having already been completed; AND WHEREAS The Water Commission has proposed a review of the delineation of the primary and secondary zones of the Cobalt Municipal Water Act so as to be consistent and complimentary to the watershed; AND WHEREAS An updated Source Water Protection Plan would provide a current framework for current provincial regulations; BE IT RESOLVED THAT the Town of Cobalt establish what work has already been undertaken and that which is yet to be undertaken to develop a current and complete a Source Water Protection Plan.

CARRIED

15-273

MOVED BY: R. Schwartz

SECONDED BY: G. Othmer

WHEREAS The health and safety of the citizens of the Town of Cobalt is paramount; AND WHEREAS Emergency preparedness requires the identification and treatment of hazardous or dangerous materials; BE IT RESOLVED THAT the Mayor is directed to communicate with the respective agencies so as to ascertain the nature of the materials being shipped to and through the Town of Cobalt.

CARRIED

### **6.5 Housing & Social Services**

Councillor Schwartz reported that the Housing and Social Services Committee will be partnering with the Lions Club and the Legion to consider improvements to the Major Holland Park.

### **6.6 Recreation**

Councillor Nielsen reported that the ONTC Christmas train event was success again this year. Upwards of 350 people in attendance and offered appreciation for all those who made the event possible.

15-274

MOVED BY: G. Othmer

SECONDED BY: R. Schwartz

BE IT RESOLVED distribution of the Recreation Survey cease when 150 responses are received.

DEFEATED

### **Outside Boards, Committees and Commissions**

#### **a) Transit**

Councillor Schwartz provided a report to council. The gas tax allocation for the transit system was increased for 2016 and the funds will go toward the cost of the new busses. Work continues on the automated announcement system. There have been complaints about busses running late; this matter will be addressed in 2016 when the stops will be reviewed. 2015 ridership is anticipated to be between 130,000 to 135,000 riders.

### **SCHEDULE OF ACCOUNTS**

15-275

MOVED BY: R. Schwartz

SECONDED BY: G. Othmer

BE IT RESOLVED THAT:

That the accounts as per Schedule No. 15-26 in the amount of \$94,132.02 be approved as paid in the month of November, 2015.

That the accounts as per Schedule No. 15-27 in the amount of \$131,053.48 be paid after receiving Council approval.

CARRIED

## CORRESPONDENCE FOR COUNCIL COMMENT

None.

## CORRESPONDENCE FOR COUNCIL INFORMATION

15-276

MOVED BY: G. Othmer

SECONDED BY: R. Schwartz

BE IT RESOLVED THAT: The correspondence for Council Information Items be noted, filed and recorded in the minutes of this meeting.

CARRIED

Nov 10/15	Ontario Northland	Motor Coach Schedule Changes	15-185
Nov 13/15	Temiskaming Mayors Action Group	Minutes of the Meeting Nov 7, 2015	15-186
Nov 16/15	Ministry of Transportation	Gas Tax Funds	15-187
Nov 16/15	TDSS	Cobalt Silver Medallion Award for 2015 Graduation Ceremony recipient was Emily Margetson	15-188
Nov 17/15	Temiskaming Municipal Building Association	Minutes of the Meeting Nov 12, 2015	15-189
Nov 17/15	Cobalt Mining Museum	Financial Statement 2015	15-190
Nov 17/15	Ministry of Finance	Ontario Municipal Partnership Fund Program allocations for 2016	15-191
Nov 17/15	Cobalt Coleman Catholic Cemetery Board	Request for Funding	15-192
Nov 18/15	Rivard Engineering	Larose Bridge & Arena Inspection	15-193
Nov 19/15	Municipality of Neebing	Consultation on the Police Services Act	15-194
Nov 19/15	Temiskaming Mayors Action Group	Minutes of the Meeting April 11, 2015	15-195
Nov 23/15	LAS	Municipal Group Benefits Group Program	15-196
Nov 23/15	Ministry of Government and Consumer Services	Shipment of New Marriage Licences – Important Information	15-197
Nov 24/15	Ministry of Finance	Changes to the property tax system	15-198
Nov 24/15	Ministry of Finance	Ontario Municipal Partnership Fund program allocations for 201	15-199
Nov 25/15	Ministry of Finance	Details of the OMPF 2016 Allocations	15-200
Nov 27/15	Ministry of Municipal Affairs and Housing	Syrian refugees	15-201
Nov 27/15	Cobalt Mining Museum/H.C.C. Board	Minutes of the Regular Meeting Nov 24, 2015	15-202
Nov 27/15	Cobalt Mining Museum/H.C.C. Board	Minutes of the Annual General Meeting Nov 24/15	15-203
Nov 30/15	Ombudsman Ontario	Expansion of the Ombudsman's jurisdiction to municipalities	15-204
Dec 3/15	Michael Fenn	The Future of Infrastructure in Ontario's Municipality	15-206
Dec 3/15	Barbara Finlay	Ombudsman Accountability in Ontario	15-207
Dec 3/15	Sarah Pennisi	Leading Change towards Ontario's Welfare Reform	15-208

## BY-LAWS

15-277

MOVED BY: R. Schwartz

SECONDED BY: G. Bigelow

BE IT RESOLVED THAT: By-law No. 2015-030, being a by-law to amend Zoning By-law No. 2006-013, as amended (Hintz – 40 Commission Street) of the Council of the Corporation of the Town of Cobalt, be taken as read a first, second and third time and finally passed this 8th day of December 2015; AND FURTHER THAT: the said by-law be signed by the Mayor and CAO and recorded in the by-law book.



CARRIED

**ON-GOING BUSINESS**

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None.

**NOTICE OF MOTION**

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None.

**CLOSED SESSION**

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15-278

MOVED BY: R. Schwartz

SECONDED BY: G. Bigelow

BE IT RESOLVED THAT: this Regular Council Meeting proceed in Camera at 8:10 p.m. under section 239 of the Municipal Act, 2001 as amended in order to address a matter pertaining to subsection:

(2)(a) Security of the property of the municipality or local board - Fraser Proposal

(2)(e) Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality;

CARRIED

15-279

MOVED BY: R. Schwartz

SECONDED BY: G. Bigelow

BE IT RESOLVED THAT: this Regular Council Meeting resume at 8:39 pm.

CARRIED

**OTHER BUSINESS**

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None.

**CONFIRMATION BY-LAW**

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15-280

MOVED BY: R. Schwartz

SECONDED BY: G. Bigelow

BE IT RESOLVED THAT: By-law No. 2015-031, being a by-law to confirm the proceedings of Council of the Corporation of the Town of Cobalt, be taken as read a first, second and third time and finally passed this 8th day of December 2015; AND FURTHER THAT: the said by-law be signed by the Mayor and CAO and recorded in the by-law book.

CARRIED

**ADJOURNMENT**

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15-281

MOVED BY: G. Othmer

SECONDED BY: G. Bigelow

BE IT RESOLVED THAT: The meeting adjourn at 8:40pm

CARRIED

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Mayor

\_\_\_\_\_  
CAO