

MUNICIPALITY OF CHATHAM-KENT

LEGISLATIVE SERVICES

MUNICIPAL GOVERNANCE

ROUTINE APPROVAL

TO: Mayor and Members of Council

FROM: Judy Smith, CMO
Manager Municipal Governance /Clerk

DATE: November 27, 2014

SUBJECT: Appointment By-law – Pump Commissioners and Operators

Section 224 (d), of the Municipal Act, R.S.O. 2001, provides that Council ensures that administrative practices and procedures are in place to implement the decisions of council.

Section 227 of the Municipal Act, R.S.O., 2001 states:

It is the role of the officers and employees of the municipality,

- (a) to implement council's decisions and establish administrative practices and procedures to carry out council's decisions
- (b) to undertake research and provide advice to council on the policies and programs of the municipality
- (c) to carry out other duties required under this or any Act and other duties assigned by the municipality

Section 95(1) of the Drainage Act, R.S.O., 1990, c.D.17, Council may appoint Commissioners to ensure the successful operation of pumping or other mechanical operations for the better maintenance and repair of drainage works, within a municipality.

The current by-law needs to be amended due to retirees and new pump commissioners and operators. Administration felt it best to repeal the old by-law and identify new in the by-law (attached).

By-Law #	Appointment type
270-2003	Pump Commissioners and Operators

Prepared by:

Reviewed by:

Judy Smith, CMO
Manager Municipal Governance/Clerk

John Norton
Chief Legal Officer, Legislative Services

Attachment

1. By-law to appoint Pump Commissioners and Operators

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commissioners.docx

BY-LAW NUMBER _____
OF THE CORPORATION OF THE MUNICIPALITY OF CHATHAM-KENT

A By-law to appoint Pump Commissioners and Operators and to
outline the capacity of their appointment to various municipal
pumping systems established and operated under the legislation of
the Drainage Act within the Municipality of Chatham-Kent.

FINALLY PASSED the day of _____, 2014.

WHEREAS under Section 95(1) of the Drainage Act, R.S.O., 1990, c.D.17,
Council may appoint Commissioners to ensure the successful operation of pumping or other
mechanical operations for the better maintenance and repair of drainage works, within a
municipality;

NOW THEREFORE, the Municipal Council of the Corporation of the
Municipality of Chatham-Kent, pursuant to the provisions of the said Act and amendments
thereto, enacts as follows:

1. The persons named in the attached Schedule A to this By-law are hereby appointed Commissioners and/or Operators as indicated.
2. The pump Commissioners may hold an annual meeting of the land owners benefitting from the pump scheme and if so, report the result of the meeting to the Director, Drainage Services or his or her designate.
3. It shall be the duty of the said Commissioners, as named in the attached Schedule A to this By-law, to make all necessary arrangements for the efficient operation of their pumping system at all times and to keep the pumping plant and connections in good working order.
4. For the purposes of the efficient operation of their pumping system, the said Commissioners shall have full power to hire all labour required and to enter into all necessary, proper and lawful contracts for the purchase and supply of fuel and other supplies necessary for the efficient operation of the machine in connection with said drainage works and for carrying out such repairs as are necessary to keep the said drainage works operating efficiently, but that the cost of the said works and repairs is not to exceed the expenditure allowance as established at the annual meeting of the ratepayers. If the anticipated cost of the said works and repairs is to exceed the aforesaid maximum, the approval of the Director, Drainage Services or his or her designate will be required.

5. The work and materials arranged for by the Commissioners shall initially be paid for by the Municipality upon approval by the Director, Drainage Services or his or her designate and then levied back to the ratepayers within each pumping system according to the most recent schedule of assessment passed by by-law.
6. For the due and faithful performance of their duties, each Commissioner is entitled to receive a fee in the amount as established at the annual meeting of the ratepayers.
7. By-law # 270-2003 is hereby repealed.

THIS By-law shall come into full force and effect upon the final passing thereof.

READ A FIRST, SECOND AND THIRD TIME this ____ day of _____, 2014.

Mayor – Randy R. Hope

Clerk – Judy Smith

Schedule A

List of Pump Commissioners (*C)/Operators

Aartsen, Herman	Couture, Paul J. (*C)
Adams, James N.	Coveny, Jerry
Aitken, William L.	Crow, Clayton F. (*C)
Allaer, Eric W.	Crow, Gerald
Allaer, Wilf G.	Crow, John (*C)
Anderson, Brett K. (*C)	Crowe, Keith
Apers, David G. (*C)	Crowe, Malcolm (*C)
Apers, Paul M.	DeBaere, Arsene L. (*C)
Avina, Hugo	DeBaere, Michael A.
Baer, Dale	Debot, Dennis
Bagnall, George (*C)	Dekker, Jacob G.
Bagnall, Herbert (*C)	Dekoning, Peter
Bagnall, Nancy	Delanghe, Henry (*C)
Bagnell, Kevin	Delanghe, Mark
Bailey, John M.	Delrue, Brian (*C)
Baute, Brian J. (*C)	Delrue, Gerard (*C)
Baute, David	Delrue, Oscar (*C)
Baute, Stephen B.	Delyzer, Bev
Bogaert, Brian	Demers, Dan
Boss, Bert	Demers, Raymond P. (*C)
Bourassa, Roger	Denys, Jeffrey J.
Bowen, Doug A. (*C)	Derynck, Dave
Bozh, Dennis A.	Deschryver, Brett W.
Bradley, Curtis (*C)	Deschryver, Gil D. (*C)
Bradley, David A.	Deschryver, Jeff S.
Bradley, J.D. Ian	Deschryver, Willy J. (*C)
Bradley, Robert (*C)	DeWolf, Brian
Brown, Clemence (*C)	Dietrich, Robert J. (*C)
Brown, Jerome R. (*C)	Dobbelaar, Anthony E. (*C)
Buchanan, David WD. (*C)	Dobbelaar, Francis
Buchanan, Doug (*C)	Dobbelaar, Paul
Buchanan, William (*C)	Dobbelaar, Sean
Burke, Michael G. (*C)	Dunlop, Marg
Burke, Terry	Emery, David J. (*C)
Burm, Anson M.	Faubert, Paul J.
Burm, Ed M.	Gebal, Richard (*C)
Burm, Nelson C.	Girty, Lynn G. (*C)
Cadotte, Bill R.	Glasgow, Graham (*C)
Caron, Jerome	Glasgow, Peter (*C)
Caron, Luc (*C)	Glasier, Greg
Caron, Norm	Gleeson, Marcus
Caron, Roger (*C)	Gleeson, Steve R. (*C)
Cartier, Andre	Gleeson, V. Patrick (*C)
Cartier, Marc J. (*C)	Goodreau, Mark A.
Cartier, Rene T.	Goudreau, Robert D. (*C)
Cartier, Robert A.	Griffore, Alvin P. (*C)
Cartier, Robert L. (*C)	Griffore, Chris
Case, Jim	Griffore, Craig
Chapple, Robert	Griffore, Dennis
Courteaux, Ron G. (*C)	Griffore, Lee R. (*C)
Couture, Chris O. (*C)	Griffore, Rob G. (*C)
Couture, J. P. (*C)	Griffore, Roland P.
Couture, Jeff O. (*C)	Griffore, Ronald (*C)
Couture, Jerry J.	Griffore, Rosaire C.
Couture, Orville F. (*C)	Grin, Jeanine

Grin, Jim W. (*C)
Guy, Grant L.
Guy, Gregory S.
Handsor, Harvey S. (*C)
Handsor, Paige L.
Handsor, Ryan C.
Handsor, Stuart
Herman, Cole
Herman, Marc (*C)
Irwin, David F.
Janssens, Larry
Jarecsni, Andrew R.
Jubenville, Justin Robert (*C)
Jubenville, Michael E. (*C)
Jubenville, Richard J. (*C)
Kacer, Tony (*C)
Kaspar, Brian J.
Kearns, Steve
Kent, Marshall (*C)
Kerkhof, Alan (*C)
Kilbride, Derek
Kilbride, Keith T. (*C)
Kilbride, Scott R. (*C)
Klinard, Mike H.
Labadie, Dennis Dale
Labadie, Kenny J.
Landschoot, Brian
Landschoot, Tom A. (*C)
Laprise, Jean Marie L. (*C)
Laprise, Lucien R. (*C)
Laprise, Richard J.
Laprise, Roger
Larsh, Daniel F.
Lawton, Glen C.
Leclair, Leon
Letourneau, Mark
Lewis, Chris J. (*C)
Lewis, John J.
Lewis, Justin C.
Louzon, Gord
Louzon, James Albert (*C)
Lozon, Rene J.
Lozon, Romeo A.
Lozon, Rosaire J. (*C)
Lucier, Allan
Lucier, Paul (*C)
Mann, Jesse E.
Mann, Ron (*C)
Maris, Dan W.
Martin, Pierre L.
McGrail, Pat
McGrail, Steve
McKenzie, Michael R.
McKillican, John L.
McLeod, Jackie (*C)
Middleton, Dave
Montgomery, Lee (*C)
Montgomery, Paul
Montpetit, Paul (*C)
Mullen, Tim (*C)

Myers, Bernie (*C)
Myers, Robert L. (*C)
Ouellette, Dan
Ouellette, Donald A. (*C)
Ouellette, Joseph C.
Ouellette, Wayne G. (*C)
Parrish, Cameron E.
Pearson, Andrew W.
Pearson, William J. (*C)
Peltier, Marc (*C)
Peltier, Ron
Pepper, John
Pinsonneault, Brock J.
Pinsonneault, Guy (*C)
Pinsonneault, Jason B.
Pinsonneault, Joe J. (*C)
Pinsonneault, Luc (*C)
Pinsonneault, Marc J. (*C)
Pinsonneault, Marcel (*C)
Pinsonneault, Matthew J.
Pinsonneault, Melvin (*C)
Pinsonneault, Michel J. (*C)
Pinsonneault, Paul (*C)
Pinsonneault, Tim
Profota, Jerry
Rabideau, Danny (*C)
Rammelaere, Bert L. (*C)
Randall, Mike L.
Reaume, Kevin
Rhodes, Todd S. (*C)
Roe, Gary A.
Roelandt, Marcel
Roelandt, Rick M. (*C)
Rose, Carman
Rosseel-Dubuque, Mary J. (*C)
Roszell, Marc E.
Rottier, Francis
Rottier, Jason
Rottier, John
Rottier, Mike (*C)
Seys, Jeff (*C)
Seys, John
Seys, Maurice E. (*C)
Seys, Peter J.
Sipple, Arthur W.
Sobry, Eric R.
St. John, Jim A.
Sterling, Carl (*C)
Sterling, Ron B. (*C)
Stewart, Robert G.
Sutor, Nathaniel T.
Sullivan, Cameron H.
Sullivan, Daniel T. (*C)
Sullivan, Patrick D.
Sylvain, Maurice P. (*C)
Sylvain, Raymond R.
Ternoey, Alex C.
Tetreault, Jacques R.
Teriault, Jean Yves
Thibodeau, Andrew

Thibodeau, Gerard
Tuck, Jack W.
Tumak, Michael P. (*C)
Tumak, Susan
Van Damme, Dan
Van Damme, David (*C)
Van Damme, John M. (*C)
Van Damme, Ken
Van Segbrook, Dave (*C)
VanDeVelde, Alan
VanDeVelde, Gary J. (*C)
VanDeVelde, Ray (*C)
VanDeVelde, Robert R.
Vince, Clifford
Vince, Elwin
Vynckier, George J.
Weiser, Randy (*C)
Williams, Roger
Wilson, Chris Allan (*C)
Wonnacott, Wayne
Zimmer, Victoria