

THE CORPORATION OF THE MUNICIPALITY OF KINCARDINE



BY-LAW

NO. 2015 - 062

BEING A BY-LAW TO AUTHORIZE THE SIGNING OF A MEMORANDUM OF UNDERSTANDING WITH BRUCE POWER AND THE CORPORATION OF THE TOWN OF SAUGEEN SHORES

WHEREAS Sections 8 (1) and 9 of the Municipal Act, 2001, S.O. 2001, c. 25, as amended, provide that the powers of a municipality under this or any other Act shall be interpreted broadly so as to confer broad authority on the municipality to enable the municipality to govern its affairs as it considers appropriate and to enhance the municipality's ability to respond to municipal issues and has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;


AND WHEREAS the Council of The Corporation of the Municipality of Kincardine deems it necessary enter into a Memorandum of Understanding with Bruce Power and The Corporation of the Town of Saugeen Shores

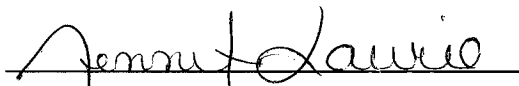
NOW THEREFORE the Council of The Corporation of the Municipality of Kincardine **ENACTS** as follows:

1. That The Corporation of the Municipality of Kincardine enter into a Memorandum of Understanding with Bruce Power and The Corporation of the Town of Saugeen Shores.
2. That the Mayor and CAO be authorized and directed to execute, on behalf of The Corporation of the Municipality of Kincardine, Memorandum of Understanding with Bruce Power and The Corporation of the Town of Saugeen Shores, attached hereto as Schedule "A" and forming part of this By-law.
3. This By-law may be cited as the "Memorandum of Understanding with Bruce Power and The Corporation of the Town of Saugeen Shores".

READ a FIRST and SECOND TIME this 8th day of April, 2015.

READ a THIRD TIME and FINALLY PASSED this 8th day of April, 2015.


Mayor


Deputy Clerk

*Please note
final
signed
copy to
follow*

Memorandum of Understanding

Between

Bruce Power

and

The Corporation of the Municipality of Kincardine

and

The Corporation of the Town of Saugeen Shores

Effective Date: April 13, 2015

BACKGROUND

- I. Bruce Power, the Municipality of Kincardine and the Town of Saugeen Shores have had collaborative working relationship since the company was formed in 2001 on a wide-range of issues and initiatives. This has included investments in key community initiatives, regular communications, emergency preparedness, engagement on regulatory items, physician recruitment along with many other areas.
- II. The Municipality of Kincardine, located on the shores of Lake Huron in Bruce County, was created in 1999 by the amalgamation of the Town of Kincardine, the Township of Kincardine, and the Township of Bruce. A community integrated by an urban and rural landscape, the Municipality encompasses a land area of 538 square kilometers, and a population in 2011 of 11,174.
- III. Saugeen Shores is the fastest growing community in Bruce County, formed in 1999 as a municipal restructuring merging the former Towns of Southampton, Port Elgin, and Saugeen Township. In addition to the two main population centres the Town also includes a vibrant rural agricultural area incorporating the hamlets of Burgoyne and North Bruce, straddling the municipal eastern and southern boundary respectively. With a land area of 170 square kilometers Saugeen Shores had a 2011 population of 12,661, representing a percentage increase of 8.0% from 2006. The permanent population is supplemented with a large number of seasonal, part time residents and vacation visitors particularly over the summer months.
- IV. Bruce Power operates the world's largest operating nuclear generating facility and is the source of roughly 30 per cent of Ontario's electricity. The company's site is in Tiverton, Ontario. Formed in 2001, Bruce Power is an all-Canadian partnership among Borealis Infrastructure Management (a division of the Ontario Municipal Employees Retirement System), TransCanada, the Power Workers' Union and the Society of Energy Professionals. A majority of Bruce Power's 4,200 employees are also owners in the business and mostly reside in Grey, Bruce and Huron Counties. Approximately 80% of Bruce Power's 4,200 employees reside in the Town of Saugeen Shores and Municipality of Kincardine.
- V. Since 2010, the Municipalities of Saugeen Shores and Kincardine, along with Bruce Power, have collaborated on a joint physician recruitment initiative to attract physicians to both communities.

This joint initiative commenced with a \$500,000 contribution by Bruce Power in 2010 to augment well established programs in place in both municipalities. Currently the program, which is supported by a full-time physician recruiter, is jointly funded on an annual basis and is focused on ensuring the community attracts physicians in the short, medium and long-term to both communities.

- VI. Bruce Power has arrangements with both the Municipality of Saugeen Shores and Kincardine to meet funding requirements related to emergency preparedness activities and the many requirements of the Provincial Nuclear Emergency Response Plan as per the Emergency Management and Civil Protection Act. Including annual exercises, drills and training.
- VII. Bruce Power has an annual Community Investment and Sponsorship budget of \$1.3 Million that it primarily directs to a range of initiatives and causes within the broader Bruce, Grey and Huron Region.
- VIII. Recognizing the continued expected role of Bruce Power in Ontario's Long Term Energy Plan the company and Municipalities will work together to determine economic development initiatives and share information on long-term plans related to additional workers that will come to the area to support investment activities.

The parties accept the following non-binding Memorandum of Understanding.

PURPOSE

The purpose of this MOU is provide a framework in which Bruce Power, the Municipality of Kincardine and the Town of Saugeen Shores can build on their successful working relationship over the last 13 years and identify new areas of collaboration.

This includes but is not limited to ongoing communication and information sharing, advance mutually beneficial economic development and infrastructure opportunities, provide input into Bruce Power's Community Investment and Sponsorship Fund, collaboration on emergency preparedness efforts, support initiatives beneficial to the region, regular updates on site activities and projects and provide input into Bruce Power's regional outreach activities.

This MOU consolidates a range of activities currently underway between these organizations and provides some additional oversight and reporting on these activities to the public consistent with the commitment to openness and transparency by all parties.

AREAS OF COOPERATION

The parties endeavour to collaborate with each other to develop and implement the following objectives:

- a) Continued open, transparent communications between the organizations on issues of common interest.
- b) Advancement of mutually beneficial economic development and infrastructure opportunities.
- c) Support health care initiatives within the community.
- d) Support the requirements of all organizations with respect to emergency preparedness and planning. This will also include the determination of funding requirements on an annual basis.

- e) Leverage existing communications tools to provide relevant information to the public on a wide range of issues.
- f) Provide input into Bruce Power's outreach regional activities and the company's Community Investment and Sponsorship Program
- g) Recognize the benefit to the community of making facilities such as Bruce Power's new fire training facility available to municipal fire departments.
- h) Promote an annual scholarship program available to youth in Grey, Bruce and Huron Counties
- i) Support advocacy for initiatives that are beneficial to the entire region.
- j) Provide a forum to update on activities and projects on the Bruce Power Site to Staff
- k) Continued participation by the organizations in the Bruce County Mutual Aid Plan and the common sharing of resources during emergency responses in the region.
- l) Continued efforts to provide public education regarding nuclear emergency preparedness and a unified message delivered to the communities by the organizations through **www.bepreparedgreybrucehuron.com**
- m) Provision of property and other infrastructure to support Bruce Power's offsite air sampling obligations.

ENGAGEMENT & REPORTING

Bruce Power and the Municipalities of Kincardine and Saugeen Shores will continue to engage to advance these areas of co-operation and a joint steering committee will meet as needed to align and advance these various issues. The steering committee will consist of Bruce Power's Vice-President Corporate Affairs and the Chief Administrative Officers of the Municipality of Kincardine, the Municipality of Saugeen Shores and the Mayors of both communities.

This MOU will be made available to the public on the websites of all participating organizations and an annual report, or updates as deemed necessary, will be published each year on the progress made between the organizations in relation to this MOU.

CHANNEL OF COMMUNICATION AND NOTICES

For the purpose of facilitating the implementation of this memorandum, the single points of contact are:

Town of Saugeen Shores
Lawrence Allison, CAO
600 Tomlinson Drive
Box 820
Port Elgin, Ontario
N0H C0
allisonl@saugeenshores.ca

Municipality of Kincardine
Murray Clarke, CAO
1475 Concession 5, RR #5
Kincardine, Ontario
N2Z 2X6
Tel. (519) 396-3018
Email: cao@kincardine.net

Bruce Power
James Scongack
Vice-President, Corporate Affairs
P.O. Box 1540
177 Tie Rd.,
R.R. 2,
Tiverton, Ontario
N0G 2T0
(519) 361-3900
james.scongack@brucepower.com

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The parties have, by their duly authorized representatives, executed this non-binding Memorandum of Understanding on the Effective Date.

Bruce Power L.P., by its General Partner
Partner Bruce Power Inc.

Per: 

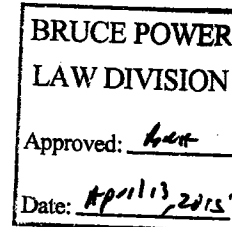
Name: Kevin Kelly
CFO & EVP, Finance &
Commercial Services

Title: _____

Per: 

Name: Brian Hilbers
Chief Legal Officer

Title: _____



The Corporation of the Town of
Saugeen Shores

Per: _____

Name: _____

Title: _____

Per: _____

Name: _____

Title: _____

The Corporation of the Municipality of
Kincardine

Per: 

Name: Anne Eadie

Title: Mayor

Per: 

Name: Murray Clarke

Title: CAO