CORPORATION OF THE TOWN OF RENFREW
BY-LAW NO. 37-2019

Being a by-law to enter into an Amending Agreement with
Her Majesty the Queen in Right of Ontario, as represented by the Minister of Transportation for the
Province of Ontario, for Ontario Municipal Comuter
Cycling (OMCC) Program.

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 Province of Ontario recognized that investment in commuter cycling infrastructure was a key component in Ontario’s Climate Change Action Plan and had created the Ontario Municipal Comuter Cycling (OMCC) Program; and

WHEREAS the Corporation of the Town of Renfrew being eligible, received funding under the Ontario Municipal Comuter Cycling (OMCC) Program in the amount of $25,000; and

WHEREAS the County of Renfrew provided 20% funding towards the identified OMCC funded project within the municipality, or $6,250; and

WHEREAS due to a change in the project location, an amendment is required to correctly state the new limits of the project.

NOW THEREFORE the Council of the Corporation of the Town of Renfrew enacts as follows:

1. THAT the Corporation of the Town of Renfrew enter into an Amending Agreement under the Ontario Municipal Comuter Cycling (OMCC) Program with Her Majesty the Queen in Right of Ontario, as represented by the Minister of Transportation.

2. THAT the Mayor and Clerk be authorized and directed to execute, on behalf of the Corporation of the Town of Renfrew, the Ontario Municipal Comuter Cycling (OMCC) Program Amending Agreement No. 1 attached hereto as Schedule “A”.

3. THAT the Mayor and Clerk be empowered to do and execute all things, papers and documents necessary to the execution of the said agreement.

4. THAT this By-law is hereby deemed to take effect on the day of its passing.

Read a first and second time this 11th day of June, 2019.

Read a third and final time this 11th day of June, 2019.

Don Eady, Mayor

Kim R. Bulmer, Clerk
Mr. Keray O'Reilly  
Corporation of the Town of Renfrew  
127 Raglan St. S.  
Renfrew, ON K7V 1P8

Mr. O'Reilly

RE:  
Amending Agreement No. 1 (this "Amending Agreement") to the Ontario Municipal Commuter Cycling Program Transfer Payment Agreement (the "Agreement") between Her Majesty the Queen in right of Ontario (the "Province") and the Corporation of the Town of Renfrew (the "Recipient")

The Province and the Recipient entered into the Agreement effective as of the 28th day of March, 2018 for the Province to provide to the Recipient the funding set out in the Agreement towards the Eligible Costs in sections A.1, A.2, C.1, and C.2 (Eligible Projects) of the Agreement. The Agreement is amended pursuant to section C.1.1 (Amendments to Eligible Projects List) of the Agreement.

In consideration of the mutual covenants and agreements contained in this Amending Agreement, the Recipient and the Province (the "Parties") agree as follows:

1. Capitalized terms used but not defined in this Amending Agreement have the meanings assigned to them in the Agreement.

2. The document attached to this Amending Agreement as Appendix 1 will be added to Sub-Schedule "C.1" (Eligible Projects List) of the Agreement.

3. This Amending Agreement is effective as of the date of signature by the last representative of the Recipient signing this Amending Agreement.

4. Except for the amendments provided for in this Amending Agreement, all other provisions of the Agreement remain in full force and effect.

5. This Amending Agreement is conditional upon, on or before the effective date of this Amending Agreement, the Recipient providing the Province with:
(a) if not addressed under the by-law(s) and, if applicable, any council resolution(s) provided to the Province for the Agreement, a copy of the by-law(s) and, if applicable, any council resolution(s) authorizing this Amending Agreement and naming authorized signing officer(s) for this Amending Agreement;

(b) an insurance certificate or other proof as the Province may request for the Project pursuant to section A10.2 (Proof of Insurance) of the Agreement; and

(c) written confirmation that the Recipient has entered into a legally binding agreement that is consistent with and incorporates the relevant provisions of the Agreement with each of the land-owners and entities described in paragraph A31.1 of the Agreement and partners, if any, that have agreed to maintain the Project.

6. The Province has executed this Amending Agreement on the date set out at the top of this Amending Agreement and the Recipient on the dates set out below.

If the Recipient is satisfied with and accepts the terms and conditions of this Amending Agreement, please secure the required signatures for the four (4) enclosed copies of this Amending Agreement and return two (2) fully signed copies to:

Ministry of Transportation
Transportation Programs Office (TPO)
30th Floor, 777 Bay Street,
Toronto, Ontario. M7A 2J8
If you have any questions or comments, please do not hesitate to contact me.

Sincerely,

[Signature]

Iris Fawcett,
Manager, Transportation Programs Office

I have read and understand the terms of this Amending Agreement, as set out above, and, by signing below, I am signifying the Recipient’s consent to be bound by these terms.

Recipient

Per: ___________________________ Date: JUN 13, 2019
Name: Don Eady
Title: Mayor
Authorized Signing Officer

Per: ___________________________ Date: JUN 12, 2019
Name: Kim R. Bulmer
Title: Clerk
Authorized Signing Officer
| Town of Renfrew | Brush and grade 2.8 km of the abandoned CP Rail corridor and apply limestone dust to create a surface suitable for cycling with signage and gates. This will provide a safe commuter cycling route separated from busy highways and roads for commuter cyclists, connecting to less busy town streets and rural roads, other active transportation corridors and trail networks, thus enabling commuters to travel to and through Renfrew to employment centres, schools, recreation facilities, retail and commercial services, cultural centres and events. Safety and route guidance signage will be developed and installed and the project work be conducted outside the winter period. | Lochiel Street westward to Riverview Drive and the Town of Renfrew border with the Township of Horton 2.8 km (which connects to the existing K&P Trail and the Township of Horton’s OMCC project) | 01-May-17 | 20-Nov-20 | 1. Better cycling networks: This cycle commuter route will serve the major employment centres of Renfrew and area (Sale's Tape, Naley Industries, Ensina Technologies, Desbarats Custom Cabinets, Renfrew Victoria Hospital and healthcare cluster, industrial parks, retail centres, arena recreation complexes and other sports fields and facilities, museums, students of 4 elementary school and 2 secondary schools). This project will provide the direct off-road cycle commuter link across Renfrew and connecting to cycle route to Arnprior, Cshalonge, Naley Station and Cobden. Renfrew collaborates on commuter cycling and overall active transportation strategies and projects with the County of Renfrew and the Ottawa Valley Cycling and Active Transportation Alliance. An added benefit is that this project, as part of the entire abandoned CP Rail corridor extending from Mattawa to Smith's Falls, is incorporated into the Voyageur Cycling Route as a desired off-highway cycle route and has been suggested as part of the Ontario Cycling Network. 2. Safe cycling: This route will provide the safe cycle commuter route linking Renfrew, Arnprior, Beside, Seed Point and Cobden and further networks to the City of Ottawa in the east and to Lanark County in the south. This will encourage all commuter cyclists plus parents, younger cyclists and retired cyclists seeking safe routes for regular and frequent travel to school, sports facilities, employment, social and cultural events, and those seeking fitness and wellness activities, to cycle more often and to replace automobile trips with a much higher degree of safety. Providing all cyclists with an option to Highways 60, 112 and Trans-Canada Highway 17 and the heavy vehicle traffic on major rural roads will enhance safety for cyclists and comfort for automobile drivers. All five strategic directions of Ontario’s Cycling Strategy are addressed through this project. 3. More commuter cycling infrastructure: This project in Renfrew is networked with all settlement areas westwards in Renfrew County and to commuter cycling networks in Ottawa and Lanark County. If approved, this expansion of commuter cycling in Renfrew County will enhance and expand commuter cycling across all of Eastern Ontario. The modern workforce is highly mobile relying on private vehicles, public transit in major urban areas and increasingly cycling. Renfrew residents commute to Ottawa and all points of the compass across Renfrew County. Many workers Arnprior commute to Renfrew from Arnprior, Ottawa, Lanark County and from all across Renfrew County. This project will enable many more of them to commute by bicycle. The increased use of commuter cycling infrastructure resulting from this project will enable and foster continued and expanding investment across all the connected municipalities and regions. This CP Corridor in Renfrew intersects with the municipally-owned Millennium Trail (abandoned CN Rail corridor) and with the County-owned K&P Rail Trail, and is part of the newly acquired county-wide Algonquin Trail. This corridor links the County to Northern Ontario, and if this project is approved, that will link Ottawa through the County to Northern Ontario also. Connected safe cycling routes will foster and encourage greatly increased commuter cycling. The Town of Renfrew is supported by, and bases this project plan on, the County of Renfrew Strategic Plan and the County of Renfrew Active Transportation Strategy which identifies commuter cycling routes and a linked trails network as a key growth strategy for the entire region. |