

**THE CORPORATION OF THE MUNICIPALITY
OF KILLARNEY**

**Regular Meeting of Council
Via Electronic Participation
Location: Municipal Council Chambers**

April 8th, 2020

5:00 P.M.

PRESENT: MAYOR: Virginia Rook

COUNCILLORS: Barbara Anne Haitse Michael Reider Jim Rook
John Dimitrijevic Nancy Wirtz

ABSENT: Nil

DISCLOSURE: Nil

STAFF: Clerk-Treasurer – Candy Beauvais
Deputy Clerk-Treasurer – Gilles Legault
Tax/Utility Clerk – Julie Solomon
Project Manager – Kelly Champaigne

MEMBERS OF PUBLIC: 2 [announced themselves on teleconference]

GUESTS: Nil

DELEGATIONS: Nil

The Clerk indicated the meeting was now to begin recording.

Mayor Rook called meeting to order at 5:09 P.M. Mayor proceeded with roll call then read the following statement:

On March 19, 2020, Bill 187, *Municipal Emergencies Act, 2020* came into force. This legislation amends the *Municipal Act, 2001* to permit municipalities to amend their procedural bylaws to provide that, during emergencies, members of Councils, local boards, and committees who participate in meetings electronically may be counted for the purposes of determining quorum. The Municipality of Killarney has decided to make such an amendment to its procedural bylaw in response to the COVID-19 pandemic. Accordingly, meetings of the Municipality's Council, local boards, and committees will be conducted by teleconference. The public will also be able to observe such meetings in the same manner.

Further to the COVID-19 pandemic and to promote the health and safety of the public, members of Council and staff, it is hereby the decision of Council that this meeting will be held via teleconference and the meeting will also be recorded. This is further enforced by an Order in Council made under the Emergency Management and Civil Protection Act on March 28, 2020 which prohibits any person from attending an organized public event of more than five people.

Mayor announced a moment of silence. Mayor proceeded to ask Council if there were any declarations of pecuniary interest. There were none. Mayor indicated there were no delegations on the agenda.

Note: All motions are recorded votes in order to ensure the public is aware of how councillors are voting since they are unable to view the meeting proceedings.

20-125 BY BARBARA ANNE HAITSE – JIM ROOK

BE IT RESOLVED THAT the minutes of the Regular Meeting of Council held March 11th and the Special Meetings of Council held March 31st, 2020 be adopted as circulated.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
Z. DIMITRIJEVIC	<u> x </u>	_____
B. HAITSE	<u> x </u>	_____
M. REIDER	<u> x </u>	_____
J. ROOK	<u> x </u>	_____
V. ROOK	<u> x </u>	_____
N. WIRTZ	<u> x </u>	_____

CARRIED

20-126 BY NANCY WIRTZ – MICHAEL REIDER

BE IT RESOLVED THAT Disbursement Sheet #2020-03 covering the expenditures for the period ending March 31st, 2020 in the following amounts:

General Expenses - \$ 441,191.37
 Payroll Expenses - \$ 55,718.87

are hereby approved for payment.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
Z. DIMITRIJEVIC	<u> x </u>	_____
B. HAITSE	<u> x </u>	_____
M. REIDER	<u> x </u>	_____
J. ROOK	<u> x </u>	_____
V. ROOK	<u> x </u>	_____
N. WIRTZ	<u> x </u>	_____

CARRIED

20-127 BY BARBARA ANNE HAITSE – JOHN DIMITRIJEVIC

BE IT RESOLVED THAT the Municipality of Killarney accept with regret the resignation of Helen Roque-Elliott from the Celebrations Committee effective March 7th, 2020.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
Z. DIMITRIJEVIC	<u> x </u>	_____
B. HAITSE	<u> x </u>	_____
M. REIDER	<u> x </u>	_____
J. ROOK	<u> x </u>	_____
V. ROOK	<u> x </u>	_____
N. WIRTZ	<u> x </u>	_____

CARRIED

20-128 BY JIM ROOK – JOHN DIMITRIJEVIC

BE IT RESOLVED THAT the Municipality of Killarney adopt the Community Wildfire Protection Plan as prepared by the Community Emergency Management Coordinator and the Project Manager.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
Z. DIMITRIJEVIC	<u> x </u>	_____
B. HAITSE	<u> x </u>	_____
M. REIDER	<u> x </u>	_____
J. ROOK	<u> x </u>	_____
V. ROOK	<u> x </u>	_____
N. WIRTZ	<u> x </u>	_____

CARRIED

20-129 BY JIM ROOK – NANCY WIRTZ

BE IT RESOLVED THAT the Municipality of Killarney accept the 2019 Annual Killarney Lagoon report as prepared by the Ontario Clean Water Agency.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
Z. DIMITRIJEVIC	<u> x </u>	_____
B. HAITSE	<u> x </u>	_____
M. REIDER	<u> x </u>	_____
J. ROOK	<u> x </u>	_____
V. ROOK	<u> x </u>	_____
N. WIRTZ	<u> x </u>	_____

CARRIED

20-130 BY NANCY WIRTZ – JOHN DIMITRIJEVIC

BE IT RESOLVED THAT the Municipality of Killarney accept the recommendation from the 200th Anniversary Committee to postpone the upcoming 200th anniversary festival to 2021 due to impacts of the COVID-19 pandemic.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
Z. DIMITRIJEVIC	<u> x </u>	_____
B. HAITSE	<u> x </u>	_____
M. REIDER	<u> x </u>	_____
J. ROOK	<u> x </u>	_____
V. ROOK	<u> x </u>	_____
N. WIRTZ	<u> x </u>	_____

CARRIED

20-131 BY JIM ROOK – BARBARA ANNE HAITSE

BE IT RESOLVED THAT the Municipality of Killarney has no objections to the application for the purchase of Crown Land described as Lot 27 – Conc. 23 – Mowat Township – Plan CL1617 and DT 37 Pickerel River submitted by Smith Marine/S. Lacasse as the intended use conforms to our planning policies as confirmed by the Director of Planning of the Sudbury East Planning Board.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
Z. DIMITRIJEVIC	<u> x </u>	_____
B. HAITSE	<u> x </u>	_____
M. REIDER	<u> x </u>	_____
J. ROOK	<u> x </u>	_____
V. ROOK	<u> x </u>	_____
N. WIRTZ	<u> x </u>	_____

CARRIED

20-132 BY JIM ROOK – JOHN DIMITRIJEVIC

BE IT RESOLVED THAT Council defer the matter regarding the Eastern Georgian Bay Waste Management Partnership until such time as more information is received.

FURTHER THAT the Project Manager proceed to gather the pertinent documents for Council review at the May Regular Council Meeting.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
Z. DIMITRIJEVIC	<u> x </u>	_____
B. HAITSE	<u> x </u>	_____
M. REIDER	<u> x </u>	_____
J. ROOK	<u> x </u>	_____
V. ROOK	<u> x </u>	_____
N. WIRTZ	<u> x </u>	_____

CARRIED

20-133 BY NANCY WIRTZ – BARBARA ANNE HAITSE

BE IT RESOLVED THAT the report from the Public Works Department for the month of March 2020 be accepted and filed.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
Z. DIMITRIJEVIC	<u> x </u>	_____
B. HAITSE	<u> x </u>	_____
M. REIDER	<u> x </u>	_____
J. ROOK	<u> x </u>	_____
V. ROOK	<u> x </u>	_____
N. WIRTZ	<u> x </u>	_____

CARRIED

20-134 BY BARBARA ANNE HAITSE - JIM ROOK

BE IT RESOLVED THAT the report from the Financial Department for the month of March 2020 be accepted and filed.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
Z. DIMITRIJEVIC	<u> x </u>	_____
B. HAITSE	<u> x </u>	_____
M. REIDER	<u> x </u>	_____
J. ROOK	<u> x </u>	_____
V. ROOK	<u> x </u>	_____
N. WIRTZ	<u> x </u>	_____

CARRIED

20-135 BY NANCY WIRTZ – BARBARA ANNE HAITSE

BE IT RESOLVED THAT the minutes of the Celebrations Committee meeting held March 24th, 2020 be accepted and filed.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
Z. DIMITRIJEVIC	<u> x </u>	_____
B. HAITSE	<u> x </u>	_____
M. REIDER	<u> x </u>	_____
J. ROOK	<u> x </u>	_____
V. ROOK	<u> x </u>	_____
N. WIRTZ	<u> x </u>	_____

CARRIED

20-136 BY JIM ROOK – NANCY WIRTZ

BE IT RESOLVED THAT the Revenue/Expense report from the Celebrations Committee Chair up to March 31st, 2020 be accepted and filed.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
Z. DIMITRIJEVIC	<u> x </u>	_____
B. HAITSE	<u> x </u>	_____
M. REIDER	<u> x </u>	_____
J. ROOK	<u> x </u>	_____
V. ROOK	<u> x </u>	_____
N. WIRTZ	<u> x </u>	_____

CARRIED

20-137 BY JIM ROOK – JOHN DIMITRIJEVIC

BE IT RESOLVED THAT further to the report received from the Tax/Utility Clerk dated March 24th, 2020, Council hereby concurs that due to the COVID-19 pandemic and to alleviate financial stress on our ratepayers the Municipality will implement the following:

Penalty on current 2020 taxes will be waived for the months of April, May and June. This will also apply to current 2020 water/sewer utility accounts.

FURTHER THAT the Clerk prepare the appropriate by-law for the May regular council meeting.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
Z. DIMITRIJEVIC	<u> x </u>	_____
B. HAITSE	<u> x </u>	_____
M. REIDER	<u> x </u>	_____
J. ROOK	<u> x </u>	_____
V. ROOK	<u> x </u>	_____
N. WIRTZ	<u> x </u>	_____

CARRIED

20-138 BY NANCY WIRTZ – BARBARA ANNE HAITSE

BE IT RESOLVED THAT the Municipality of Killarney appoint the following person(s) to the following Boards:

Killarney Community Centre Board	TERM OF OFFICE
Paula Maynard	2 years
Boyd Maynard	2 years

Killarney Health Centre Board	TERM OF OFFICE
Boyd Maynard	2 years

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
Z. DIMITRIJEVIC	<u> x </u>	_____
B. HAITSE	<u> x </u>	_____
M. REIDER	<u> x </u>	_____
J. ROOK	<u> x </u>	_____
V. ROOK	<u> x </u>	_____
N. WIRTZ	<u> x </u>	_____

CARRIED

20-139 BY JIM ROOK – BARBARA ANNE HAITSE

BE IT RESOLVED THAT the Municipality of Killarney requires that any volunteers assisting the Municipality with the COVID-19 pandemic in higher risk or more sensitive roles, that a criminal background check (fee to be paid by the Municipality) be presented and the volunteer/confidentiality form be completed prior to acting in any such capacity.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
Z. DIMITRIJEVIC	<u> x </u>	_____
B. HAITSE	<u> x </u>	_____
M. REIDER	<u> x </u>	_____
J. ROOK	<u> x </u>	_____
V. ROOK	<u> x </u>	_____
N. WIRTZ	<u> x </u>	_____

CARRIED

20-140 BY BARBARA ANNE HAITSE – NANCY WIRTZ

BE IT RESOLVED THAT the Municipality negotiate a loan in the amount of \$210,262.76 for the municipal portion of sewer upgrades from OCIF and CWWF grants.

FURTHER THAT the loan be amortized over a ten (10) year period with TD Bank at a fixed rate of interest. Payments to commence in 2020.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
Z. DIMITRIJEVIC	<u> x </u>	_____
B. HAITSE	<u> x </u>	_____
M. REIDER	<u> x </u>	_____
J. ROOK	<u> x </u>	_____
V. ROOK	<u> x </u>	_____
N. WIRTZ	<u> x </u>	_____

CARRIED

20-141 BY MICHAEL REIDER – NANCY WIRTZ

BE IT RESOLVED THAT By-Law #2020-13 being a by-law to amend By-Law No. 2010-23 To Establish a Fire Department in the Municipality of Killarney be read a first and second time.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
Z. DIMITRIJEVIC	<u> x </u>	_____
B. HAITSE	<u> x </u>	_____
M. REIDER	<u> x </u>	_____
J. ROOK	<u> x </u>	_____
V. ROOK	<u> x </u>	_____
N. WIRTZ	<u> x </u>	_____

CARRIED

20-142 BY JIM ROOK – BARBARA ANNE HAITSE

BE IT RESOLVED THAT By-Law #2020-13 being a by-law to amend By-Law No. 2010-23 To Establish a Fire Department in the Municipality of Killarney to include a fire safety inspection program be considered read a third time and passed in Open Council this 8th day of April 2020.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
Z. DIMITRIJEVIC	<u> x </u>	_____
B. HAITSE	<u> x </u>	_____
M. REIDER	<u> x </u>	_____
J. ROOK	<u> x </u>	_____
V. ROOK	<u> x </u>	_____
N. WIRTZ	<u> x </u>	_____

CARRIED

20-143 BY JIM ROOK – JOHN DIMITRIJEVIC

BE IT RESOLVED THAT By-Law #2020-14 being a by-law to amend By-Law Nos. 2016-06 and 2017-07 Garbage By-Laws be read a first and second time.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
Z. DIMITRIJEVIC	<u> x </u>	_____
B. HAITSE	<u> x </u>	_____
M. REIDER	<u> x </u>	_____
J. ROOK	<u> x </u>	_____
V. ROOK	<u> x </u>	_____
N. WIRTZ	<u> x </u>	_____

CARRIED

20-144 BY JIM ROOK – BARBARA ANNE HAITSE

BE IT RESOLVED THAT By-Law #2020-14 being a by-law to amend By-Law Nos. 2016-06 and 2017-07 Garbage By-Laws (to amend fees) be considered read a third time and passed in Open Council this 8th day of April 2020.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
Z. DIMITRIJEVIC	<u> x </u>	_____
B. HAITSE	<u> x </u>	_____
M. REIDER	<u> x </u>	_____
J. ROOK	<u> x </u>	_____
V. ROOK	<u> x </u>	_____
N. WIRTZ	<u> x </u>	_____

CARRIED

20-145 BY JOHN DIMITRIJEVIC – MICHAEL REIDER

BE IT RESOLVED THAT Council proceed to discuss the following item(s) listed below as an Addendum to the April 8th, 2020 Regular Meeting Agenda:

1. Legal Counsel – Clarification on Municipal Legal Jurisdiction;
2. Various COVID-19 Issues that have arose since the agenda was circulated.

RECORDED VOTE		
	FOR	AGAINST
Z. DIMITRIJEVIC	<u> x </u>	_____
B. HAITSE	<u> x </u>	_____
M. REIDER	<u> x </u>	_____
J. ROOK	<u> x </u>	_____
V. ROOK	<u> x </u>	_____
N. WIRTZ	<u> x </u>	_____

CARRIED

20-146 BY JIM ROOK – BARBARA ANNE HAITSE

WHEREAS the World Health Organization has declared the COVID-19 Virus a world-wide pandemic; and

WHEREAS all levels of Government in Canada are taking precautionary measures to help protect their citizens and communities and slow the spread of this virus; and

WHEREAS the Emergency Management and Civil Protection Act (EMCPA) states that the Provincial Government of Ontario may make orders in respect of a list containing 14 subject matters; and

WHEREAS most of these 14 subject matters which could become provincial emergency orders, have not yet been implemented by the province, but could be at any time; and

WHEREAS these measures include social distancing and avoiding public gatherings of more than 5 persons; and

WHEREAS the duration of these measures is unknown at this time; and

WHEREAS the EMCPA section 7.0.4 [2] provides the authority for the Province to regulate or prohibit travel or movement to, from or within any specified area; and

WHEREAS the Council for the Municipality of Killarney is extremely concerned for the health and safety of our community of less than four hundred (400) permanent residents; and

WHEREAS the majority of our permanent residents are vulnerable seniors who may become at risk through the influx of visitors and seasonal residents into the municipality;

THEREFORE BE IT RESOLVED THAT Council hereby requests Premier Ford in collaboration with the Solicitor General’s office, pass a further emergency order restricting travel into the boundaries of the Municipality of Killarney as permitted under the EMCPA paragraph 7.0.4 [2] to assist in keeping our municipality safe;

FURTHER THAT copies of this resolution be sent to the Premier of Ontario, the Office of the Solicitor General, the Minister of Municipal Affairs & Housing; our local MPP's and all municipalities in Ontario.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
Z. DIMITRIJEVIC	<u> x </u>	_____
B. HAITSE	<u> x </u>	_____
M. REIDER	<u> x </u>	_____
J. ROOK	<u> x </u>	_____
V. ROOK	<u> x </u>	_____
N. WIRTZ	<u> x </u>	_____

CARRIED

20-147 BY NANCY WIRTZ – MICHAEL REIDER

BE IT RESOLVED THAT By-Law #2020-15 being a by-law to confirm the proceedings of Council be read a first and second time.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
Z. DIMITRIJEVIC	<u> x </u>	_____
B. HAITSE	<u> x </u>	_____
M. REIDER	<u> x </u>	_____
J. ROOK	<u> x </u>	_____
V. ROOK	<u> x </u>	_____
N. WIRTZ	<u> x </u>	_____

CARRIED

20-148 BY MICHAEL REIDER – JIM ROOK

BE IT RESOLVED THAT By-Law #2020-15 being a by-law to confirm the proceedings of Council be read a third time and passed in Open Council this 8th day of April, 2020.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
Z. DIMITRIJEVIC	<u> x </u>	_____
B. HAITSE	<u> x </u>	_____
M. REIDER	<u> x </u>	_____
J. ROOK	<u> x </u>	_____
V. ROOK	<u> x </u>	_____
N. WIRTZ	<u> x </u>	_____

CARRIED

20-149 BY JIM ROOK – MICHAEL REIDER

BE IT RESOLVED THAT we adjourn the Regular Meeting of Council held April 8th, 2020 at 6:34 P.M. to meet again on May 12th, 2020 at 5:00 P.M. or as otherwise specified.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
Z. DIMITRIJEVIC	<u> x </u>	_____
B. HAITSE	<u> x </u>	_____
M. REIDER	<u> x </u>	_____
J. ROOK	<u> x </u>	_____
V. ROOK	<u> x </u>	_____
N. WIRTZ	<u> x </u>	_____

CARRIED

ORIGINAL DOCUMENT SIGNED

.....
Virginia Rook, Mayor

ORIGINAL DOCUMENT SIGNED

.....
Candy Beauvais, Clerk-Treasurer