# THE CORPORATION OF THE MUNICIPALITY OF KILLARNEY

Regular Meeting of Council In Person Participation Municipal Council Chambers September 11<sup>th</sup>, 2024 5:00 P.M.

PRESENT: MAYOR: Michael Reider

COUNCILLORS: Mary Bradbury Peggy Roque

Dave Froats Nikola Grubic

ABSENT: COUNCILLOR: Robert Campbell

DISCLOSURE: Nil

STAFF: Clerk-Treasurer – Candy Beauvais

Deputy Clerk-Treasurer – Gilles Legault Administrative Assistant – Angie Nuziale Project Coordinator – Sanket Shinde Public Works Foreman – Robert Roque

MEMBERS OF PUBLIC: Nil

GUESTS: Nil

**DELEGATION:** Nil

Mayor Reider called meeting to order at 5:00 P.M., proceeded with roll call and acknowledged meeting on aboriginal land.

Mayor called for a moment of silence and then proceeded to ask Council if there were any declarations of pecuniary interest. Each councillor announced they had no disclosure.

Mayor indicated there were no delegations on the agenda.

# 24-308 BY MARY BRADBURY - NIKOLA GRUBIC

**BE IT RESOLVED THAT** the minutes of the Regular Meeting of Council held August 14<sup>th</sup>, the Special Meetings of Council held August 20<sup>th</sup> and August 23<sup>rd</sup>, 2024 be adopted as circulated.

Res	solution Result	Recorded Vote		
		Council Members	YES	NO
	CARRIED	Mary Bradbury		
	DEFEATED	Robert Campbell		
	TABLED	Dave Froats		
	RECORDED VOTE (SEE RIGHT)	Nikola Grubic		
	PECUNIARY INTEREST DECLARED	Michael Reider		
	WITHDRAWN	Peggy Roque		

#### 24-309 BY NIKOLA GRUBIC – MARY BRADBURY

**BE IT RESOLVED THAT** Disbursement Sheet #2024-08 covering the expenditures for the period ending August 31<sup>st</sup>, 2024 in the following amounts:

General Expenses - \$ 400,155.40 Payroll Expenses - \$ 56,637.46

are hereby approved for payment.

Res	solution Result	Recorded Vote	Recorded Vote		
		Council Members	YES	NO	
	CARRIED	Mary Bradbury			
	DEFEATED	Robert Campbell			
	TABLED	Dave Froats			
	RECORDED VOTE (SEE RIGHT)	Nikola Grubic			
	PECUNIARY INTEREST DECLARED	Michael Reider			
	WITHDRAWN	Peggy Roque			

#### 24-310 BY MARY BRADBURY - NIKOLA GRUBIC

**BE IT RESOLVED THAT** Council for the Corporation of the Municipality of Killarney hereby appoints the following member of Council to the OPP Detachment Board for Sudbury East for the 2022 – 2026 term:

• Mayor Michael Reider

Res	solution Result	Recorded Vote	Recorded Vote	
		Council Members	YES	NO
	CARRIED	Mary Bradbury		
	DEFEATED	Robert Campbell		
	TABLED	Dave Froats		
	RECORDED VOTE (SEE RIGHT)	Nikola Grubic		
	PECUNIARY INTEREST DECLARED	Michael Reider		
	WITHDRAWN	Peggy Roque		

## 24-311 BY NIKOLA GRUBIC - MARY BRADBURY

**BE IT RESOLVED THAT** the Tax/Utility Clerk attend the OMERS Interactive Workshop to be held in Sudbury, ON on September 12<sup>th</sup>, 2024 and that expenses be reimbursed according to By-Law No. 2023-09 - Schedule "B".

Res	solution Result	Recorded Vote			
		Council Members YES No		NO	
	CARRIED	Mary Bradbury			
	DEFEATED	Robert Campbell			
	TABLED	Dave Froats			
	RECORDED VOTE (SEE RIGHT)	Nikola Grubic			
	PECUNIARY INTEREST DECLARED	Michael Reider			
	WITHDRAWN	Peggy Roque			

## 24-312 BY MARY BRADBURY - NIKOLA GRUBIC

**BE IT RESOLVED THAT** the Municipality of Killarney support Motion #16 passed by the Town of Plympton-Wyoming on August 28<sup>th</sup>, 2024 and Motion No. 24-366 passed by the City of Quinte West on August 14<sup>th</sup>, 2024 which calls on the Federal Government to provide a supplement to the allocations provided to municipalities under the Association of Municipalities of Ontario's (AMO) Canada Community Building Fund (CCBF) agreement for 2024-2028 for the same amount that was allocated, effectively doubling the allocation for those years;

**FURTHER THAT** this resolution be forwarded to all those noted in the resolutions passed by the Town of Plympton-Wyoming and the City of Quinte West.

Res	solution Result	Recorded Vote			
		Council Members	YES	NO	
	CARRIED	Mary Bradbury			
	DEFEATED	Robert Campbell			
	TABLED	Dave Froats			
	RECORDED VOTE (SEE RIGHT)	Nikola Grubic			
	PECUNIARY INTEREST DECLARED	Michael Reider			
	WITHDRAWN	Peggy Roque			

#### 24-313 BY NIKOLA GRUBIC – MARY BRADBURY

**BE IT RESOLVED THAT** Council directs the Project Coordinator to make application in late September 2024 to the Community Emergency Preparedness Grant Round 2 to purchase critical supplies and equipment and deliver training and services to improve local emergency preparation and response.

Res	Resolution Result Recorded Vote			
		Council Members	YES	NO
	CARRIED	Mary Bradbury		
	DEFEATED	Robert Campbell		
	TABLED	Dave Froats		
	RECORDED VOTE (SEE RIGHT)	Nikola Grubic		
	PECUNIARY INTEREST DECLARED	Michael Reider		
	WITHDRAWN	Peggy Roque		

#### 24-314 BY MARY BRADBURY - NIKOLA GRUBIC

**BE IT RESOLVED THAT** the Municipality of Killarney nominate Jim Rook for the Ontario Senior Achievement Award for his/her valuable contributions to our community.

Res	solution Result	Recorded Vote		
		Council Members	YES	NO
	CARRIED	Mary Bradbury		
	DEFEATED	Robert Campbell		
	TABLED	Dave Froats		
	RECORDED VOTE (SEE RIGHT)	Nikola Grubic		
	PECUNIARY INTEREST DECLARED	Michael Reider		
	WITHDRAWN	Peggy Roque		

## 24-315 BY NIKOLA GRUBIC – MARY BRADBURY

**BE IT RESOLVED THAT** the Municipality of Killarney support Resolution: 2024-EM1-2 passed by the Township of Nairn and Hyman and by the Township of Baldwin at a joint Emergency Council meeting on August 19<sup>th</sup>, 2024 which respectfully demands that the Province of Ontario, the Ministry of Mines and the Ministry of Transportation immediately halt the project involving the transportation and deposition of Naturally Occurring Radioactive Material (NORM) at the Agnew Lake Tailings Management Area (ALTMA) site until a clear line of communication is established with local municipalities;

**BE IT FURTHER RESOLVED THAT** the Township of Nairn and Hyman and the Township of Baldwin respectfully demands full disclosure of all pertinent details regarding the proposed future NORM transportation and deposition plan, including specific transportation routes, emergency response plans, safety protocols, and the future management plan for ALTMA site; and

**FURTHER THAT** the Township of Nairn and Hyman and the Township of Baldwin insists that environmental and health impact assessments be conducted with input from independent experts, and that these assessments include opportunities for public hearings to ensure transparency and community involvement; and

**FURTHER THAT** the Province of Ontario enact legislation that consultation with municipalities is a requirement of any projects that include the transportation or deposition of NORM; and

**FURTHER THAT** this resolution be forwarded to all those noted in the resolutions passed by the Township of Nairn and Hyman and by the Township of Baldwin.

Res	solution Result	Recorded Vote		
		Council Members	YES	NO
	CARRIED	Mary Bradbury		
	DEFEATED	Robert Campbell		
	TABLED	Dave Froats		
	RECORDED VOTE (SEE RIGHT)	Nikola Grubic		
	PECUNIARY INTEREST DECLARED	Michael Reider		
	WITHDRAWN	Peggy Roque		

## 24-316 BY MARY BRADBURY – NIKOLA GRUBIC

**BE IT RESOLVED THAT** the Municipality of Killarney support Resolution # 2024-5151 passed by the Township of Whitewater Region on August 7<sup>th</sup>, 2024 and Resolution R-111-2024 passed by the Town of South Bruce Peninsula on April 2<sup>nd</sup>, 2024 requesting that the Province amend Ontario Regulation 391/21: Blue Box, so that producers are responsible for the end-of-life management of recycling products from all sources;

**FURTHER THAT** this resolution be forwarded to all those noted in the resolutions passed by the Township of Whitewater Region and the Town of South Bruce Peninsula.

Res	Resolution Result Recorded Vote			
		Council Members	YES	NO
	CARRIED	Mary Bradbury		
	DEFEATED	Robert Campbell		
	TABLED	Dave Froats		
	RECORDED VOTE (SEE RIGHT)	Nikola Grubic		
	PECUNIARY INTEREST DECLARED	Michael Reider		
	WITHDRAWN	Peggy Roque		

# 24-317 BY NIKOLA GRUBIC – MARY BRADBURY

**BE IT RESOLVED THAT** the Municipality of Killarney support the resolution passed by the City of Brantford on August 27<sup>th</sup>, 2024 requesting the Government of Ontario introduce legislation to strengthen municipal Codes of Conduct and compliance with them in consultation with municipal governments;

#### **AND THAT** the legislation encompasses:

- i. Updating municipal Codes of Conduct to account for workplace safety and harassment;
- ii. Creating a flexible administrative penalty regime, adapted to the local economic and financial circumstances of municipalities across Ontario;
- iii. Increasing training of municipal Integrity Commissioners to enhance consistency of investigations and recommendations across the province;
- iv. Amending the Municipal Act, 2001 to require the establishment of a Board of Integrity Commissioners;
- v. Amending both, the Municipal Act, 2001, and the City of Toronto Act, 2006, to allow a Commissioner of the Board of Integrity Commissioners to make an application for judicial review to vacate a member's seat and impose prescribed penalties if the Commissioner is of the opinion that the member has made certain contraventions of the Code of Conduct;
- vi. Adding provisions to both Acts to allow the Commissioner to seek confirmation of certain determinations from a judge of the Superior Court;
- vii. Introducing provisions to prohibit a member who has been removed from office running in the election for the remainder of the term and the subsequent term; and

**FURTHER THAT** this resolution be forwarded to all those noted in the resolution passed by the City of Brantford.

Res	solution Result	Recorded Vote	Recorded Vote		
		Council Members	YES	NO	
	CARRIED	Mary Bradbury			
	DEFEATED	Robert Campbell			
	TABLED	Dave Froats			
	RECORDED VOTE (SEE RIGHT)	Nikola Grubic			
	PECUNIARY INTEREST DECLARED	Michael Reider			
	WITHDRAWN	Peggy Roque			

#### 24-318 BY MARY BRADBURY – NIKOLA GRUBIC

**BE IT RESOLVED THAT** the Council for the Municipality of Killarney has no objection to property roll #5136 000 001 05800 0000 – the Estate of Kathleen Carriere be connected to the municipal water and sewer system provided that the proper ownership documents are in order prior to the actual connection and that the owner agrees to pay all costs involved in obtaining the necessary permits and costs to have the lines extended to the lot line;

**FURTHER THAT** our operating authority OCWA and the public works department must have no objections to the connection;

**FURTHER THAT** if the owner requires the installation of a driveway culvert it will also be at the owners' expense.

Res	solution Result	Recorded Vote			
		Council Members	YES	NO	
	CARRIED	Mary Bradbury			
	DEFEATED	Robert Campbell			
	TABLED	Dave Froats			
	RECORDED VOTE (SEE RIGHT)	Nikola Grubic			
	PECUNIARY INTEREST DECLARED	Michael Reider			
	WITHDRAWN	Peggy Roque			

#### 24-319 BY NIKOLA GRUBIC – MARY BRADBURY

**BE IT RESOLVED THAT** the Municipality of Killarney support the resolution passed by the Township of Russell on August 26<sup>th</sup>, 2024 which calls for the Province to update the Municipal Elections Act (MEA) with priority amendments as outlined by AMCTO before Summer 2025 and commence work to review and re-write the MEA with longer-term recommendations ahead of the 2030 elections;

**FURTHER THAT** this resolution be forwarded to all those noted in the resolution passed by the Township of Russell.

Res	solution Result	Recorded Vote		
		Council Members	YES	NO
	CARRIED	Mary Bradbury		
	DEFEATED	Robert Campbell		
	TABLED	Dave Froats		
	RECORDED VOTE (SEE RIGHT)	Nikola Grubic		
	PECUNIARY INTEREST DECLARED	Michael Reider		
	WITHDRAWN	Peggy Roque		

# 24-320 BY MARY BRADBURY - NIKOLA GRUBIC

**BE IT RESOLVED THAT** the report from the Public Works Department for the month of August 2024 be accepted and filed.

Res	solution Result	Recorded Vote		
		Council Members	YES	NO
	CARRIED	Mary Bradbury		
	DEFEATED	Robert Campbell		
	TABLED	Dave Froats		
	RECORDED VOTE (SEE RIGHT)	Nikola Grubic		
	PECUNIARY INTEREST DECLARED	Michael Reider		
	WITHDRAWN	Peggy Roque		

## 24-321 BY NIKOLA GRUBIC – MARY BRADBURY

**BE IT RESOLVED THAT** the report from the Financial Department for the month of August 2024 be accepted and filed.

Res	solution Result	Recorded Vote		
		Council Members	YES	NO
	CARRIED	Mary Bradbury		
	DEFEATED	Robert Campbell		
	TABLED	Dave Froats		
	RECORDED VOTE (SEE RIGHT)	Nikola Grubic		
	PECUNIARY INTEREST DECLARED	Michael Reider		
	WITHDRAWN	Peggy Roque		

## 24-322 BY MARY BRADBURY - NIKOLA GRUBIC

**BE IT RESOLVED THAT** the Task Tracking Form for the month of August 2024 be accepted and filed.

Res	solution Result	Recorded Vote	orded Vote		
Council Members YES		NO			
	CARRIED	Mary Bradbury			
	DEFEATED	Robert Campbell			
	TABLED	Dave Froats			
	RECORDED VOTE (SEE RIGHT)	Nikola Grubic			
	PECUNIARY INTEREST DECLARED	Michael Reider			
	WITHDRAWN	Peggy Roque			

## 24-323 BY NIKOLA GRUBIC - MARY BRADBURY

**BE IT RESOLVED THAT** the Second Quarter Building Report from the Sudbury East Building and By-law Services Department (SEBBS) be accepted and filed.

Re	solution Result	Recorded Vote		
		Council Members YES N		NO
	CARRIED	Mary Bradbury		
	DEFEATED	Robert Campbell		
	TABLED	Dave Froats		
	RECORDED VOTE (SEE RIGHT)	Nikola Grubic		
	PECUNIARY INTEREST DECLARED	Michael Reider		
	WITHDRAWN	Peggy Roque		

# 24-324 BY DAVE FROATS – PEGGY ROQUE

**BE IT RESOLVED THAT** the Second Quarter Municipal By-Law Enforcement Report from the Sudbury East Building and By-law Services Department (SEBBS) be accepted and filed.

Res	solution Result	Recorded Vote		
		Council Members	YES	NO
	CARRIED	Mary Bradbury		
	DEFEATED	Robert Campbell		
	TABLED	Dave Froats		
	RECORDED VOTE (SEE RIGHT)	Nikola Grubic		
	PECUNIARY INTEREST DECLARED	Michael Reider		
	WITHDRAWN	Peggy Roque		

## 24-325 BY PEGGY ROQUE - DAVE FROATS

**BE IT RESOLVED THAT** the Community Sport and Recreation Infrastructure Fund (CSRIF) Report from the Project Coordinator dated September 5<sup>th</sup>, 2024 be acknowledged;

**FURTHER THAT** Council direct the Project Coordinator to make application for the installation of UV screens for the rink to protect the ice and/or the installation of a new Rink Score Board.

Res	solution Result	Recorded Vote			
		Council Members	YES	NO	
	CARRIED	Mary Bradbury			
	DEFEATED	Robert Campbell			
	TABLED	Dave Froats			
	RECORDED VOTE (SEE RIGHT)	Nikola Grubic			
	PECUNIARY INTEREST DECLARED	Michael Reider			
	WITHDRAWN	Peggy Roque			

# 24-326 BY DAVE FROATS – PEGGY ROQUE

**BE IT RESOLVED THAT** the Municipality of Killarney grant Raymond Moffatt an Encroachment Agreement providing he agrees to the following items:

- Have a survey prepared at the owners expense identifying exactly where the encroachments currently are regarding property roll #5136 000 001 08800 0000;
- The owner pays the towns legal fees for preparing the Encroachment Agreement;
- That the owner contact the Chief Building Official to see what is required in order to obtain a building permit for the encroachment lands which must meet the requirements of the Building Code Act;

**FURTHER THAT** once the above terms are agreed to by the owner, the Clerk will advise our solicitor to proceed with preparing the Encroachment Agreement.

Res	solution Result	Recorded Vote	Recorded Vote		
		Council Members	YES	NO	
	CARRIED	Mary Bradbury			
	DEFEATED	Robert Campbell			
	TABLED	Dave Froats			
	RECORDED VOTE (SEE RIGHT)	Nikola Grubic			
	PECUNIARY INTEREST DECLARED	Michael Reider			
	WITHDRAWN	Peggy Roque			

## 24-327 BY PEGGY ROQUE – DAVE FROATS

**BE IT RESOLVED THAT** the Municipality repost for the Alternate CEMC vacancy position as no applications were received.

Res	solution Result	Recorded Vote		
		Council Members	YES	NO
	CARRIED	Mary Bradbury		
	DEFEATED	Robert Campbell		
	TABLED	Dave Froats		
	RECORDED VOTE (SEE RIGHT)	Nikola Grubic		
	PECUNIARY INTEREST DECLARED	Michael Reider		
	WITHDRAWN	Peggy Rogue		

# 24-328 BY DAVE FROATS – PEGGY ROQUE

**BE IT RESOLVED THAT** Council accept the Clerk's request to reschedule the January 8<sup>th</sup>, 2025 meeting to January 15<sup>th</sup>, 2025 due to time constraints following the holidays.

Res	solution Result	Recorded Vote			
		Council Members	YES	NO	
	CARRIED	Mary Bradbury			
	DEFEATED	Robert Campbell			
	TABLED	Dave Froats			
	RECORDED VOTE (SEE RIGHT)	Nikola Grubic			
	PECUNIARY INTEREST DECLARED	Michael Reider			
	WITHDRAWN	Peggy Roque			

## 24-329 BY PEGGY ROQUE - DAVE FROATS

**BE IT RESOLVED THAT** By-Law 2024-30 being a by-law to amend By-Law No. 2021-24 Schedule "E" which appointed members of the Killarney Volunteer Fire Department to act as Municipal Law Enforcement Officers to enforce burning By-Law No. 2021-17 be read a first and second time.

Res	solution Result	Recorded Vote			
		Council Members	YES	NO	
	CARRIED	Mary Bradbury			
	DEFEATED	Robert Campbell			
	TABLED	Dave Froats			
	RECORDED VOTE (SEE RIGHT)	Nikola Grubic			
	PECUNIARY INTEREST DECLARED	Michael Reider			
	WITHDRAWN	Peggy Roque			

## 24-330 BY DAVE FROATS – PEGGY ROQUE

**BE IT RESOLVED THAT** By-Law 2024-30 being a by-law to amend By-Law No. 2021-24 Schedule "E" which appointed members of the Killarney Volunteer Fire Department to act as Municipal Law Enforcement Officers to enforce burning By-Law No. 2021-17 be considered read a third time and passed in Open Council this 11<sup>th</sup> day of September 2024.

Res	solution Result	Recorded Vote			
	Council Members YES		NO		
	CARRIED	Mary Bradbury			
	DEFEATED	Robert Campbell			
	TABLED	Dave Froats			
	RECORDED VOTE (SEE RIGHT)	Nikola Grubic			
	PECUNIARY INTEREST DECLARED	Michael Reider			
	WITHDRAWN	Peggy Roque			

## 24-331 BY PEGGY ROQUE - DAVE FROATS

**BE IT RESOLVED THAT** Council go into Closed Session at 5:41 P.M. in accordance with Section 239 of the *Municipal Act, 2001*, c. 25 regarding the following:

- 1] To Adopt Closed Meeting Minutes
- 2] To Discuss a Personal Matter Re: an Identifiable Individual [Municipal Act Section 239 (2) (b)]
- 3] Litigation Matter Section 239 (2) (e).

Res	solution Result	Recorded Vote	ed Vote		
		Council Members	YES	NO	
	CARRIED	Mary Bradbury			
	DEFEATED	Robert Campbell			
	TABLED	Dave Froats			
	RECORDED VOTE (SEE RIGHT)	Nikola Grubic			
	PECUNIARY INTEREST DECLARED	Michael Reider			
	WITHDRAWN	Peggy Roque			

# 24-332 BY DAVE FROATS – PEGGY ROQUE

**BE IT RESOLVED THAT** Council rise and report from closed session at 6:21 P.M.

Resolution Result		Recorded Vote		
		Council Members	YES	NO
	CARRIED	Mary Bradbury		
	DEFEATED	Robert Campbell		
	TABLED	Dave Froats		
	RECORDED VOTE (SEE RIGHT)	Nikola Grubic		
	PECUNIARY INTEREST DECLARED	Michael Reider		
	WITHDRAWN	Peggy Roque		

# 24-333 BY PEGGY ROQUE - DAVE FROATS

**BE IT RESOLVED THAT** By-Law #2024-31 being a by-law to confirm the proceedings of Council be read a first and second time.

Resolution Result		Recorded Vote		
		Council Members	YES	NO
	CARRIED	Mary Bradbury		
	DEFEATED	Robert Campbell		
	TABLED	Dave Froats		
	RECORDED VOTE (SEE RIGHT)	Nikola Grubic		
	PECUNIARY INTEREST DECLARED	Michael Reider		
	WITHDRAWN	Peggy Roque		

## 24-334 BY DAVE FROATS – PEGGY ROQUE

**BE IT RESOLVED THAT** By-Law #2024-31 being a by-law to confirm the proceedings of Council be read a third time and passed in Open Council this 11<sup>th</sup> day of September, 2024.

Res	solution Result	Recorded Vote		
		Council Members	YES	NO
	CARRIED	Mary Bradbury		
	DEFEATED	Robert Campbell		
	TABLED	Dave Froats		
	RECORDED VOTE (SEE RIGHT)	Nikola Grubic		
	PECUNIARY INTEREST DECLARED	Michael Reider		
	WITHDRAWN	Peggy Roque		

# 24-335 BY PEGGY ROQUE – DAVE FROATS

**BE IT RESOLVED THAT** we adjourn the Regular Meeting of Council held September 11<sup>th</sup>, 2024 at 6:23 P.M. to meet again on October 9<sup>th</sup>, 2024 at 5:00 P.M. in person as well as by electronic means i.e. ZOOM.

Res	solution Result	Recorded Vote		
		Council Members	YES	NO
	CARRIED	Mary Bradbury		
	DEFEATED	Robert Campbell		
	TABLED	Dave Froats		
	RECORDED VOTE (SEE RIGHT)	Nikola Grubic		
	PECUNIARY INTEREST DECLARED	Michael Reider		
	WITHDRAWN	Peggy Roque		

ORIGINAL DOCUMENT SIGNED
Michael Reider, Mayor
ORIGINAL DOCUMENT SIGNED
Candy Beauvais, Clerk-Treasurer