

# THE CORPORATION OF THE MUNICIPALITY OF KILLARNEY

## Regular Meeting of Council

November 8, 2017

7:00 P.M.

**PRESENT:** *MAYOR:* Virginia Rook

*COUNCILLORS:* Michael Reider Eileen Lewis  
Nancy Wirtz Pierre Paquette

**ABSENT:** Jim Rook

**DISCLOSURE:** Nil

**STAFF:** Clerk-Treasurer - Candy Beauvais  
Deputy Clerk-Treasurer – Gilles Legault  
Public Works Superintendent – Tony Nuziale

**MEMBERS OF PUBLIC:** 3

**GUESTS:** Nil

**DELEGATIONS:** Nil

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Mayor Rook called the meeting to order at 7:02 P.M.

**17-408 BY PIERRE PAQUETTE – MICHAEL REIDER**

**BE IT RESOLVED THAT** the minutes of the Regular Meeting of Council held October 11<sup>th</sup>, 2017 be adopted as circulated.

**CARRIED**

**17-409 BY PIERRE PAQUETTE – MICHAEL REIDER**

**BE IT RESOLVED THAT** Disbursement Sheet #2017-10 covering the expenditures for the period ending October 31, 2017 in the following amounts:

General Expenses - \$ 156,661.30

Payroll Expenses - \$ 32,283.36

are hereby approved for payment.

**CARRIED**

**17-410 BY PIERRE PAQUETTE – MICHAEL REIDER**

**WHEREAS** the Provincial Expert Panel on Public Health in its report Public Health within an Integrated System has made a number of recommendations to the Ontario government that would significantly re-structure and change the governance of the public health system;

**AND WHEREAS** if the Expert Panel recommendations are implemented, it will completely change and dilute over time, the mandate of the local public health system by integrating it with the health care system;

**AND WHEREAS** there was no analysis provided by either the Expert Panel or the Ministry on the implications of this proposed integration from either a patient, program/service, or cost benefit analysis perspective to clearly demonstrate the benefits of such a change in the public health system;

**AND WHEREAS** municipal governments are funding partners with the provincial government in public health – not merely stakeholders;

**NOW THEREFORE BE IT RESOLVED** that Council does not support the recommendations of the Provincial Expert Panel on Public Health and urges the government not to adopt them.

**FURTHER THAT** this resolution be forwarded to Premier Kathleen Wynne, Minister Dr. Eric Hoskins, Health and Long-Term Care. Minister Bill Mauro, Municipal Affairs and Housing, AMO, FONOM and our MPP's.

**CARRIED**

**17-411 BY PIERRE PAQUETTE – MICHAEL REIDER**

**BE IT RESOLVED THAT** Mayor Rook and Councillors Paquette and Reider attend the ROMA 2018 Conference to be held in Toronto from January 21<sup>st</sup> – 23<sup>rd</sup>, 2018 and that expenses be reimbursed according to By-Law No. 2015-06 - Schedule "B".

**CARRIED**

**17-412 BY PIERRE PAQUETTE – MICHAEL REIDER**

**BE IT RESOLVED THAT** the Municipality process the following adjustment under 357 of the Municipal Act, 2001 as provided by MPAC for the following property:

For the Year 2017

Roll #5136 000 001 14300 0000

Residential assessment w/o (RT) in the amount of (\$41,800).

For the Period: July 6 to December 31, 2017

*Reason: House demolished*

**CARRIED**

**17-413 BY PIERRE PAQUETTE – MICHAEL REIDER**

**BE IT RESOLVED THAT** the Municipality of Killarney hereby grants the Ontario Nature Trails Website permission to make links to trail information on the Municipal Website.

**CARRIED**

**17-414 BY PIERRE PAQUETTE – MICHAEL REIDER**

**BE IT RESOLVED THAT** the winter landfill hours at the Key River site be changed from Saturday noon to 3:00 pm to Sunday 1:00PM – 4:00PM as requested by the Key River Area Association.

**CARRIED**

**17-415 BY PIERRE PAQUETTE – MICHAEL REIDER**

**WHEREAS** the maximum contribution for the Key River heliport expansion was set at \$50,000.00 in the 2017 budget;

**AND WHEREAS** the Municipality is unable to claim the HST paid by the Key River Area Association (KRAA) relating to the project;

**AND WHEREAS** the Municipality has agreed to pay the annual insurance premium for the heliport in the approximate amount of \$1,620.00 per year;

**THEREFORE BE IT RESOLVED THAT** the Municipality is unable to reimburse the KRAA the amount of \$3,449.00.

**CARRIED**

**17-416 BY MICHAEL REIDER - PIERRE PAQUETTE**

**BE IT RESOLVED THAT** the Council for the Municipality of Killarney advise the Key River Area Association it will not be considering any form of area rating during this last year in the term of Council.

**CARRIED**

**17-417 BY MICHAEL REIDER - PIERRE PAQUETTE**

**BE IT RESOLVED THAT** the Municipality of Killarney supports Motion 553-2017 passed by the Municipality of Morris-Turnberry on October 17, 2017 concerning the Tenanted Farm Tax Class properties being changed to the Residential Tax Class.

**FURTHER THAT** this resolution be circulated to Premier Kathleen Wynne, the Minister of Finance, MPAC and AMO.

**CARRIED**

**17-418 BY MICHAEL REIDER - PIERRE PAQUETTE**

**BE IT RESOLVED THAT** the Council for the Municipality of Killarney considers it to be in the best interests of residents that the Canadian Radio-Television and Telecommunications Commission renew the application as filed by The Weather Network Pelmorex Communications Inc. to have The Weather Network maintained as a basic television service available to all subscribers.

**CARRIED**

**17-419 BY MICHAEL REIDER - PIERRE PAQUETTE**

**WHEREAS** changes proposed by Bill 148, *Employment Standards Act*, to on-call provisions will result in significant tax increases to maintain public safety and emergency services; and

**WHEREAS** changes proposed by Bill 148, *Employment Standards Act*, to equal pay provisions will result in destabilizing volunteer fire services in composite fire departments, and

**WHEREAS** changes proposed by Bill 148, *Employment Standards Act*, may be interpreted such that statutorily mandated public safety services could be considered secondary to the *Employment Standards Act*; and

**WHEREAS** many Ontario municipal governments will have to raise property taxes, discontinue services or both to pay for these Bill 148 provisions;

**NOW THEREFORE BE IT RESOLVED THAT** the Municipality of Killarney requests that Bill 148 be amended such that an exemption be made for municipal and local board employees who are required to be on call to provide statutory public safety services, including supervisory and managerial staff; and

**THAT** an exemption be made for volunteer firefighters matching pay to full-time firefighters; and

**THAT** specific clarity be given that *Employment Standard Act* requirements do not override other statutory obligations that municipal governments are required to provide public safety;

**FURTHERMORE THAT** this resolution be circulated to Premier Kathleen Wynne, Minister of Labour Kevin Flynn, the Association of Municipalities of Ontario, FONOM, and our local MPP's.

**CARRIED**

**17-420 BY PIERRE PAQUETTE – MICHAEL REIDER**

**BE IT RESOLVED THAT** the Municipality of Killarney supports the resolution passed by the Town of Lakeshore on October 10, 2017 urging the Government of Ontario to create a Provincial Flood Insurance Program, to cover those individuals, families and businesses who are unable to secure flood insurance for their properties;

**FURTHER THAT** a copy of this motion be forwarded to Kathleen Wynne Premier of Ontario, the leaders of the Progressive Conservative Party and New Democratic Party, all MPP's in the Province and AMO.

**CARRIED**

**17-421 BY PIERRE PAQUETTE – MICHAEL REIDER**

**BE IT RESOLVED THAT** the report from the Public Works Department for the month of October 2017 be accepted and filed.

**CARRIED**

**17-422 BY PIERRE PAQUETTE – MICHAEL REIDER**

**BE IT RESOLVED THAT** the report from the Financial Department for the month of October 2017 be accepted and filed.

**CARRIED**

**17-423 BY PIERRE PAQUETTE – MICHAEL REIDER**

**BE IT RESOLVED THAT** the report from the Building Department for the months of August, September and October 2017 be accepted and filed.

**CARRIED**

**17-424 BY PIERRE PAQUETTE – MICHAEL REIDER**

**BE IT RESOLVED THAT** the minutes of the Economic Development Committee Meeting held October 26<sup>th</sup>, 2017 be accepted and filed.

**CARRIED**

**17-425 BY PIERRE PAQUETTE – MICHAEL REIDER**

**BE IT RESOLVED THAT** the Council for the Municipality of Killarney hereby endorses the submission of the letter dated October 30, 2017 to OPTIMUS/SBR who is conducting a review of the governance and accountability framework for District Social Services Administration Boards (DSSABs) as commissioned by the Ministry of Community and Social Services. This letter is regarding the Manitoulin-Sudbury District DSSAB.

**CARRIED**

**17-426 BY EILEEN LEWIS – NANCY WIRTZ**

**BE IT RESOLVED THAT** By-Law #2017-41 being a by-law to amend by-law 2017-27 of the Corporation of the Municipality of Killarney with Respect to Reserves be read a first and second time.

**CARRIED**

**17-427 BY EILEEN LEWIS – NANCY WIRTZ**

**BE IT RESOLVED THAT** By-Law #2017-41 being a by-law to amend by-law 2017-27 of the Corporation of the Municipality of Killarney with Respect to Reserves be considered read a third time and passed in Open Council this 8<sup>th</sup> day of November 2017.

**CARRIED**

**17-428 BY EILEEN LEWIS – NANCY WIRTZ**

**BE IT RESOLVED THAT** Council proceed to discuss the following item(s) listed below as an Addendum to the November 8<sup>th</sup>, 2017 Regular Meeting Agenda:

1. GHG Application for Water Plant Upgrades;
2. GHG Application for St. Lighting Upgrades.

**CARRIED**

**17-429 BY EILEEN LEWIS – NANCY WIRTZ**

**WHEREAS** the Municipal GHG Challenge Fund aims to support community-led action on climate change; and

**WHEREAS** the eligibility requirements for the first round of funding and deadline for municipalities to apply for this funding is November 14, 2017; and

**WHEREAS** applicants must demonstrate a commitment to completing their community-wide inventory, targets and plan within 18 months; and

**WHEREAS** the Ontario Clean Water Agency and Municipality of Killarney Council recommend that the energy reduction initiatives include replacing existing equipment with high efficiency units, upgrading to high efficiency lighting and converting the water treatment plant to solar power, and as such, this proposed project may be a candidate for funding under this Program;

**NOW THEREFORE BE IT RESOLVED THAT** the Municipality of Killarney Council in cooperation with and assistance from the Ontario Clean Water Agency, be authorized to prepare a business case and to submit an application for funding to Grants Ontario under the Municipal GHG Challenge Fund for the fore-mentioned energy reduction initiatives, and

**THAT** Grants Ontario be advised that the Municipality of Killarney is committed to undertake such project within 18 months of being notified of approval for funding towards this Project.

**CARRIED**

**17-430 BY EILEEN LEWIS – NANCY WIRTZ**

**WHEREAS** the Municipal GHG Challenge Fund aims to support community-led action on climate change; and

**WHEREAS** the eligibility requirements for the first round of funding and deadline for municipalities to apply for this funding is November 14, 2017; and

**WHEREAS** applicants must demonstrate a commitment to completing their community-wide inventory, targets and plan within 18 months; and

**WHEREAS** the Municipality of Killarney Council recommend that the energy reduction initiatives include replacing existing HID street lights with high efficiency LED units, and as such, this proposed project may be a candidate for funding under this Program;

**NOW THEREFORE BE IT RESOLVED THAT** the Municipality of Killarney Council submit an application for funding to Grants Ontario under the Municipal GHG Challenge Fund for the fore-mentioned energy reduction initiatives, and

**THAT** Grants Ontario be advised that the Municipality of Killarney is committed to undertake such project within 18 months of being notified of approval for funding towards this Project.

**CARRIED**

**17-431 BY EILEEN LEWIS – NANCY WIRTZ**

**BE IT RESOLVED THAT** Council discuss issues regarding low enrolment at St. Joseph's School and determine if the Mayor and Deputy Mayor schedule a meeting with the School Board Trustee and other appropriate school administration.

**CARRIED**

**17-432 BY PIERRE PAQUETTE – MICHAEL REIDER**

**BE IT RESOLVED THAT** Mayor Rook and Councillor Wirtz meet with Sudbury Catholic District School Board to discuss issues regarding St. Joseph's School.

**CARRIED**

**17-433 BY EILEEN LEWIS – NANCY WIRTZ**

**BE IT RESOLVED THAT** Council go into Closed Session at 7:47 P.M. in accordance with Section 239 (2) of the Municipal Act, 2001, c. 25. to adopt the minutes of the closed meeting held on October 11<sup>th</sup>, 2017 as well as a legal matter involving solicitor-client privilege.

**CARRIED**

**CLOSED SESSION:**

***Adoption of Minutes:***

- The first matter of business was the adoption of the closed minutes from the meeting held October 11<sup>th</sup>, 2017.

***Legal Matter:***

- The second matter addressed was an update from our solicitors regarding the Statement of Claim re the Killarney Channel Spill which was solicitor-client privilege information.

**17-434 BY EILEEN LEWIS – NANCY WIRTZ**

**BE IT RESOLVED THAT** Council rise and report at 7:51 P.M.

**CARRIED**

**17-435 BY EILEEN LEWIS – NANCY WIRTZ**

**BE IT RESOLVED THAT** By-Law #2017-42 being a by-law to confirm the proceedings of Council be read a first and second time.

**CARRIED**

**17-436 BY EILEEN LEWIS – NANCY WIRTZ**

**BE IT RESOLVED THAT** By-Law #2017-42 being a by-law to confirm the proceedings of Council be read a third time and passed in Open Council this 8<sup>th</sup> day of November, 2017.

**CARRIED**

**17-437 BY JIM ROOK – EILEEN LEWIS**

**BE IT RESOLVED THAT** Council adjourn the Regular Meeting of Council held November 8<sup>th</sup>, 2017 at 7:52 P.M. to meet again on December 13<sup>th</sup>, 2017 at 7:00 P.M. or as otherwise specified.

**CARRIED**

*ORIGINAL DOCUMENT SIGNED*

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*Virginia Rook, Mayor*

*ORIGINAL DOCUMENT SIGNED*

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*Candy K. Beauvais, Clerk-Treasurer*