

THE CORPORATION OF THE MUNICIPALITY OF KILLARNEY

Regular Meeting of Council French River Visitor Centre – Ward 2

May 17, 2017

7:00 P.M.

PRESENT: *MAYOR:* Virginia Rook

COUNCILLORS: Michael Reider Nancy Wirtz Eileen Lewis
Jim Rook Pierre Paquette

ABSENT: Nil

DISCLOSURE: Nil

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

MEMBERS OF PUBLIC: Nil

GUESTS: Nil

DELEGATIONS: KPMG – Presentation of 2016 Financial Statements
Michael Andrighetti, CPA, CA, LPA

Mayor Rook called the meeting to order at 7:06 P.M.

Michael Andrighetti presented the 2016 Financial Statements.

17-181 BY PIERRE PAQUETTE – NANCY WIRTZ

BE IT RESOLVED THAT the Municipality of Killarney accept the Consolidated Financial Statements for the year ended December 31st, 2016 as prepared by KPMG dated May 17th, 2017.

CARRIED

17-182 BY PIERRE PAQUETTE – NANCY WIRTZ

BE IT RESOLVED THAT the minutes of the Regular Meeting of Council held April 12th, 2017 and the Special Meeting of Council held April 26th, 2017 be adopted as circulated.

CARRIED

17-183 BY PIERRE PAQUETTE – NANCY WIRTZ

BE IT RESOLVED THAT Disbursement Sheet #2017-04 covering the expenditures for the period ending April 30th, 2017 in the following amounts:

General Expenses - \$ 234,909.96
Payroll Expenses - \$ 32,585.89

are hereby approved for payment.

CARRIED

17-184 BY PIERRE PAQUETTE – NANCY WIRTZ

WHEREAS *Seniors' Month* is an annual province-wide celebration;

WHEREAS seniors have contributed and continue to contribute immensely to the life and vibrancy of this community;

WHEREAS seniors continue to serve as leaders, mentors, volunteers and important and active members of this community;

WHEREAS their contributions past and present warrant appreciation and recognition and their stories deserve to be told;

WHEREAS the health and well-being of seniors is in the interest of all and further adds to the health and well-being of the community;

WHEREAS the knowledge and experience seniors pass on to us continues to benefit all;

THEREFORE June 1 - 30, 2017 is hereby proclaimed as ***Seniors' Month*** in the Municipality of Killarney and all citizens are encouraged to recognize and celebrate the accomplishments of our seniors.

CARRIED

17-185 BY PIERRE PAQUETTE – NANCY WIRTZ

BE IT RESOLVED THAT the Municipality of Killarney acknowledge the email from Steven Moggy (MOECC) dated April 6, 2017 relating to the memorandum from M. Khan, Regional Hydrologist – Northern Region regarding the revised surface water monitoring plan for the Killarney Landfill Site.

FURTHER THAT a meeting be arranged with MOECC to discuss the next steps to be taken at the site.

CARRIED

17-186 BY PIERRE PAQUETTE – NANCY WIRTZ

BE IT RESOLVED THAT the Municipality of Killarney acknowledge the letter from M. Palmer dated March 15, 2017 regarding a future major realignment project on Hartley Bay Road.

FURTHER THAT the Public Works Superintendent investigate and prepare a plan for the possible realignment if infrastructure funding is available in 2018.

CARRIED

17-187 BY PIERRE PAQUETTE – NANCY WIRTZ

BE IT RESOLVED THAT the Municipality of Killarney supports the resolution passed by the Township of Adjala-Tosorontio on April 20, 2017 requesting that the federal and provincial governments be asked to waive the taxes payable on the purchase of a Canadian flag or Canada's 150 Anniversary flag for the year 2017.

FURTHER THAT this resolution be sent to the Township of Adjala-Tosorontio, the Prime Minister of Canada, the Premier of Ontario and our local MPP's for their support.

CARRIED

17-188 BY PIERRE PAQUETTE – NANCY WIRTZ

BE IT RESOLVED THAT the Municipality accept the Killarney Lagoon 2016 Annual Operating Report as presented by the Ontario Clean Water Agency on April 7, 2017.

CARRIED

17-189 BY PIERRE PAQUETTE – NANCY WIRTZ

BE IT RESOLVED THAT Council acknowledge the Canada Cares Caregiver celebration for Darlene Kidd to be held on May 25th, 2017 at 7 PM at the Veteran's Memorial Hall.

FURTHER THAT Julie Solomon will host the event and contact the Killarney Health Centre Board to further discuss the arrangements.

CARRIED

17-190 BY PIERRE PAQUETTE – NANCY WIRTZ

BE IT RESOLVED THAT the Municipality of Killarney make a contribution of \$100 to the Henvey Inlet First Nation to assist with their annual Pow Wow fundraising event.

CARRIED

17-191 BY PIERRE PAQUETTE – NANCY WIRTZ

BE IT RESOLVED THAT the Municipality of Killarney hereby approves the water and sewer lines being extended to the lot line of the Phil Pharand property on Ontario Street provided that the owner assumes all costs involved, obtains all necessary permits and that our operating authority OCWA and public works department have no objections.

FURTHER THAT there is a high possibility of bedrock in this vicinity and if blasting is required, it will also be at the property owners' expense.

FURTHER THAT the initial driveway culvert will be installed at the owners' expense.

CARRIED

17-192 BY PIERRE PAQUETTE – NANCY WIRTZ

BE IT RESOLVED THAT the Municipality of Killarney acknowledge the proposal submitted by the Ontario Clean Water Agency dated May 8th, 2017 to Sole Source Project Management of the Ontario Community Infrastructure Fund (OCIF) Top-Up Application Component – 2016 Intake, File # OCIF AC3-3126;

FURTHER due to the fact that OCWA has been the Municipal operating authority for municipal water and wastewater for many years, is intimately familiar with the wastewater system in Killarney, is aware of ongoing issues, is familiar with local contractors, has internal engineering support, employs a strategic procurement policy which will be utilized to procure the goods needed for the project, this will all provide an opportunity for cost savings to the Municipality;

THEREFORE due to the foregoing, Council hereby contracts with OCWA to manage this project in accordance with the terms of the funding agreement with OMAFRA and the OCWA proposal dated May 8th, 2017.

CARRIED

17-193 BY PIERRE PAQUETTE – NANCY WIRTZ

BE IT RESOLVED THAT the CEMC attend the Basic Incident Management System Course to be held in New Liskeard on May 24 & 25, 2017 and that expenses be reimbursed according to By-Law No. 2015-06 - Schedule “B”.

CARRIED

17-194 BY PIERRE PAQUETTE – NANCY WIRTZ

BE IT RESOLVED THAT the Municipality of Killarney supports the resolution passed by the Township of Essa on April 19, 2017 requesting that a “new driver” sign be posted on vehicles being driven by new drivers.

FURTHER THAT this resolution be sent to the Township of Essa, the Prime Minister of Canada, the Premier of Ontario and our local MPP’s for their support.

DEFEATED

17-195 BY PIERRE PAQUETTE – NANCY WIRTZ

BE IT RESOLVED THAT Council acknowledge the email from R. Seguin dated May 11th, 2017 regarding the current Petition Policy;

FURTHER THAT if Council determines the policy will be amended, the changes shall be made by a motion to amend and will not be contrary to the main intention of the policy.

CARRIED

17-196 BY PIERRE PAQUETTE – NANCY WIRTZ

BE IT RESOLVED THAT Council make the following amendment to the Petition Policy:

1. That Method #2: Electronic Petition
Remove the first part of the first sentence.

CARRIED

17-197 BY PIERRE PAQUETTE – NANCY WIRTZ

BE IT RESOLVED THAT the Municipality of Killarney make a donation of \$100 to the Federation of Canadian Municipalities (FCM) to assist with their efforts to support the relentless Spring Flooding.

CARRIED

17-198 BY PIERRE PAQUETTE – NANCY WIRTZ

BE IT RESOLVED THAT the Municipality of Killarney appeal to the Minister of Municipal Affairs to reconsider the proposed change to the Municipal Act, 2001 regarding tax registration procedures which would end payments out of court for municipalities;

FURTHER THAT tax sale proceedings involve a significant amount of staff time which is an expense to a municipality and it is only fair that municipalities continue to be eligible for these payments out of court;

FURTHER THAT tax sale revenues assist municipalities with various expenditures which to some extent alleviate the burden of the reduction of revenues of various Provincial grants/programs and the continual “downloading” upon small municipalities.

FURTHER THAT this resolution be forwarded to the Premier of Ontario, the Minister of Municipal Affairs, our local MPP's, FONOM, AMO and Ontario Small Urban Municipalities.

CARRIED

17-199 BY PIERRE PAQUETTE – NANCY WIRTZ

BE IT RESOLVED THAT Council and staff attend the Amberley Gravel Training Session to be held in French River on May 31st, 2017 and that expenses be reimbursed according to By-Law No. 2015-06 - Schedule "B".

CARRIED

17-200 BY PIERRE PAQUETTE – NANCY WIRTZ

BE IT RESOLVED THAT the Deputy Clerk attend the MFOA's Asset Management Workshop to be held in Sudbury on May 24th, 2017 and that expenses be reimbursed according to By-Law No. 2015-06 - Schedule "B".

CARRIED

17-201 BY MICHAEL REIDER – JIM ROOK

BE IT RESOLVED THAT Council acknowledge the letter from the Northern Georgian Bay Association (NGBA) dated May 10th, 2017 regarding the current Petition Policy.

CARRIED

17-202 BY PIERRE PAQUETTE – MICHAEL REIDER

BE IT RESOLVED THAT the Municipality of Killarney accept the Operational Plan for the Killarney Water Treatment Facility and Distribution System as revised by the Ontario Clean Water Agency (OCWA) dated January 18, 2017.

CARRIED

17-203 BY PIERRE PAQUETTE – MICHAEL REIDER

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

CARRIED

17-204 BY PIERRE PAQUETTE – MICHAEL REIDER

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

CARRIED

17-205 BY PIERRE PAQUETTE – MICHAEL REIDER

BE IT RESOLVED THAT the report from the Building Department for the months of January to April 2017 be accepted and filed.

CARRIED

17-206 BY PIERRE PAQUETTE – MICHAEL REIDER

BE IT RESOLVED THAT the minutes of the Waste Management Advisory Committee meeting held April 24th, 2017 be accepted and filed.

CARRIED

17-207 BY PIERRE PAQUETTE – MICHAEL REIDER

BE IT RESOLVED THAT the minutes of the Killarney Health Centre Board meeting held April 26th, 2017 be accepted and filed.

CARRIED

17-208 BY PIERRE PAQUETTE – MICHAEL REIDER

BE IT RESOLVED THAT the minutes of the Airport Committee meeting held May 6th, 2017 be accepted and filed.

CARRIED

17-209 BY PIERRE PAQUETTE – MICHAEL REIDER

BE IT RESOLVED THAT the Cemetery Board recommend that the Municipality of Killarney contract with Just in Time Yard Services for grounds maintenance/grass cutting at both cemetery locations as detailed in their proposal dated May 1st, 2017.

CARRIED

17-210 BY JIM ROOK – EILEEN LEWIS

BE IT RESOLVED THAT the Municipality employ Marlene Legault as municipal gardener for a period of 14 weeks – 25 hours per week starting date as of June 5, 2017.

Remuneration will be according to Step 5 of the General Labourer Pay Grid – By-Law No. 2017-03.

CARRIED

17-211 BY JIM ROOK – EILEEN LEWIS

BE IT RESOLVED THAT as the Municipality is currently involved in a program with the Federation of Canadian Municipalities, Wikwemikong/Point Grondine and Henvey Inlet relating to the feasibility of entering into service agreements regarding the use of landfill sites;

AND WHEREAS the lifespan of the Killarney Village Site is limited, as approval for expansion has not be granted by the Ministry of the Environment and Climate Change;

AND WHEREAS our consultants have advised the Municipality that taking on any additional waste at this point in time is not advisable as it does nothing but reduce capacity and site life;

AND WHEREAS the refuse By-Law No. 2016-06 specifically states in Section I #5 that those who are not ratepayers are not entitled to place refuse in the Killarney village landfill site;

THEREFORE until such time as the proposed expansion proceeds and it is determined by our consultants that the site could potentially support the incorporation of waste from another community, the Municipality is unable to accept any form of refuse at the Killarney village landfill site from non-ratepayers.

FURTHERMORE the Municipality looks forward to further negotiations with our First Nations partners to find a mutually beneficial solution to our joint waste management issues.

CARRIED

17-212 BY JIM ROOK – EILEEN LEWIS

BE IT RESOLVED THAT the Municipality of Killarney retain the services of B. J. Allison, Barrister & Solicitor on an as needed basis for land issues that require legal expertise.

CARRIED

17-213 BY JIM ROOK – EILEEN LEWIS

BE IT RESOLVED THAT the NGO Alliance of Ontario Continuum be hereby included as “Annex J” of the Municipality of Killarney Emergency Response Plan attached to By-Law No. 2016-45.

CARRIED

17-214 BY JIM ROOK – EILEEN LEWIS

BE IT RESOLVED THAT By-Law #2017-20 being a by-law to Amend By-Law 2012-26 for the Licensing and Requiring the Registration of Dogs and for the Control and Keeping of Dogs within the Municipality of Killarney be read a first and second time.

CARRIED

17-215 BY JIM ROOK – EILEEN LEWIS

BE IT RESOLVED THAT By-Law #2017-20 being a by-law to Amend By-Law 2012-26 for the Licensing and Requiring the Registration of Dogs and for the Control and Keeping of Dogs within the Municipality of Killarney be considered read a third time and passed in Open Council this 17th day of May 2017.

CARRIED

17-216 BY JIM ROOK – EILEEN LEWIS

BE IT RESOLVED THAT By-Law #2017-21 being a by-law to Authorize the Mayor and Clerk to Execute a Lease Agreement between Pierre Sabourin and the Municipality of Killarney be read a first and second time.

CARRIED

17-217 BY JIM ROOK – EILEEN LEWIS

BE IT RESOLVED THAT By-Law #2017-21 being a by-law to Authorize the Mayor and Clerk to Execute a Lease Agreement between Pierre Sabourin and the Municipality of Killarney be considered read a third time and passed in Open Council this 17th day of May 2017.

CARRIED

17-218 BY JIM ROOK – EILEEN LEWIS

BE IT RESOLVED THAT By-Law #2017-22 being a by-law to Amend By-Law 2016-41, Schedule “B” a By-Law to Authorize an Extension Agreement pursuant to Section 378 of the Municipal Act, 2001 be read a first and second time.

CARRIED

17-219 BY JIM ROOK – EILEEN LEWIS

BE IT RESOLVED THAT By-Law #2017-22 being a by-law to Amend By-Law 2016-41, Schedule “B” a By-Law to Authorize an Extension Agreement pursuant to Section 378 of the Municipal Act, 2001 be considered read a third time and passed in Open Council this 17th day of May 2017.

CARRIED

17-220 BY JIM ROOK – EILEEN LEWIS

BE IT RESOLVED THAT Council proceed to discuss the following item(s) listed below as an Addendum to the May 17th, 2017 Regular Meeting Agenda:

1. Shared Services – Short Term Implementation Policies

CARRIED

17-221 BY JIM ROOK – EILEEN LEWIS

BE IT RESOLVED THAT further to the Shared Services Study conducted between the four municipalities of Sudbury East, that Council hereby approve the implementation priorities identified for the Municipality of Killarney in 2017 and authorize the Clerk to lead the development of an implementation strategy including: the proposed service delivery model; proposed cost apportionment model; proposed governance model; costs and cost savings; other considerations and timeframes for implementation.

CARRIED

17-222 BY JIM ROOK – EILEEN LEWIS

BE IT RESOLVED THAT Council go into Closed Session at 9:15 P.M. in accordance with Section 239 (2) of the Municipal Act, 2001, c. 25. to adopt the minutes of the closed meetings held on April 12th and April 26th, 2017.

CARRIED

CLOSED SESSION:

Adoption of Minutes:

- The only matter of business was the adoption of the closed minutes from the meetings held April 12th and April 26th, 2017.

17-223 BY JIM ROOK – EILEEN LEWIS

BE IT RESOLVED THAT Council rise and report at 9:30 P.M.

CARRIED

17-224 BY JIM ROOK – EILEEN LEWIS

BE IT RESOLVED THAT By-Law #2017-23 being a by-law to confirm the proceedings of Council be read a first and second time.

CARRIED

17-225 BY JIM ROOK – EILEEN LEWIS

BE IT RESOLVED THAT By-Law #2017-23 being a by-law to confirm the proceedings of Council be read a third time and passed in Open Council this 17th day of May, 2017.

CARRIED

17-226 BY JIM ROOK – EILEEN LEWIS

BE IT RESOLVED THAT we adjourn the Regular Meeting of Council held May 17th, 2017 at 9:31 P.M. to meet again on June 14th, 2017 at 7:00 P.M. or as otherwise specified.

CARRIED

ORIGINAL DOCUMENT SIGNED

.....
Virginia Rook, Mayor

ORIGINAL DOCUMENT SIGNED

.....
Candy K. Beauvais, Clerk Treasurer