

THE CORPORATION OF THE MUNICIPALITY OF KILLARNEY

Regular Meeting of Council
In Person – No Electronic Participation
Veteran’s Memorial Hall
September 9th, 2020
6:00 P.M.

PRESENT: MAYOR: Nancy Wirtz

COUNCILLORS: Barbara Anne Haitse Michael Reider Robert Campbell
Jim Rook John Dimitrijevic

ABSENT: Nil

DISCLOSURE: Nil

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

MEMBERS OF PUBLIC: 2

GUESTS: Nil

DELEGATIONS: Jamie Pitfield – Landsdowne Channel Association LLC

Mayor Wirtz called meeting to order at 6:00 P.M. and read the following statement.

On March 19, 2020, Bill 187, *Municipal Emergencies Act, 2020* came into force. This legislation amended 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. Further, on July 21, 2020, the COVID-19 Economic Recovery Act, 2020 was passed to further amend the Municipal Act, 2001 such that a Municipality’s procedure by-law may permit Councillors to participate electronically in both open and closed meetings and for those Councillors to be counted in determining quorum when participating electronically. Therefore, the Municipality of Killarney has determined to further amend its procedural bylaw. Accordingly, meetings of the Municipality's Council, local boards, and committees will be conducted via teleconference or via in person meetings. The public will also be able to participate in such meetings in the same manner.

Mayor Wirtz proceeded with the Inaugural Ceremony.
The Clerk called upon Robert Campbell to declare his oath of office.
Following the declaration of office Mayor Wirtz welcomed Robert Campbell - appointed to the office of Councillor – Ward 1 for the ensuing term.

† INAUGURAL CEREMONY

SWORN IN September 9, 2020
COUNCILLOR – Ward 1: Robert Campbell

Mayor then continued with roll call, a quorum was present and the meeting proceeded.

Mayor called for a moment of silence. Mayor proceeded to ask Council if there were any declarations of pecuniary interest. Each councillor announced they had no disclosure. Mayor indicated there was one delegation on the agenda.

Delegation:

1. Jamie Pitfield – Landsdowne Channel Association LLC

Upon hearing the presentation by Jamie Pitfield, Council deferred the matter to the October Regular Council Meeting as further investigation is required in order for Council to make an informed decision.

20-290 BY JIM ROOK – ROBERT CAMPBELL

BE IT RESOLVED THAT Council acknowledge the letter from Landsdowne Channel Association LLC dated September 3, 2020 regarding the lease agreement for the unopened road allowance on Tilley Street South (By-law 2018-25).

CARRIED

20-291 BY BARBARA ANNE HAITSE – MICHAEL REIDER

BE IT RESOLVED THAT the minutes of the Regular Meeting of Council held August 12th and the Special Meeting of Council held August 19th, 2020 be adopted as circulated.

CARRIED

20-292 BY MICHAEL REIDER – JIM ROOK

BE IT RESOLVED THAT Disbursement Sheet #2020-08 covering the expenditures for the period ending August 31st, 2020 in the following amounts:

General Expenses - \$ 298,536.44
Payroll Expenses - \$ 45,550.16

are hereby approved for payment.

CARRIED

20-293 BY ROBERT CAMPBELL – BARBARA ANNE HAITSE

BE IT RESOLVED THAT Council acknowledge the recent changes to the Municipal Act, 2001 regarding electronic meetings and proxy appointments;

FURTHER THAT both the above initiatives are optional and is up to Council to decide what is suitable for our Municipality as well Council to discuss how to accommodate a sound system for meetings.

THEREFORE Council will review these options further prior to making a decision by holding a Special Meeting.

CARRIED

20-294 BY JIM ROOK – JOHN DIMITRIJEVIC

BE IT RESOLVED THAT Council accept the Site Plan Control Report regarding Roll No. 5136 000 001 05100 from the Director of Planning dated September 2, 2020.

CARRIED

20-295 BY JOHN DIMITRIJEVIC – MICHAEL REIDER

BE IT RESOLVED THAT Council supports the anti-racism resolution passed by the Municipality of West Grey at their regular meeting held on July 7, 2020, condemning the unjust treatment, oppression and racism against those who identify as black, indigenous and people of colour.

CARRIED

20-296 BY MICHAEL REIDER – ROBERT CAMPBELL

BE IT RESOLVED THAT the Municipality of Killarney Council acknowledges and supports the Private Member Bill put forward by Majid Jowhari: M-36 Emancipation Day;

FURTHER THAT the British Parliament abolished slavery in the British Empire as of August 1, 1834;

FURTHER THAT Council requests the Government to designate August 1 of every year as “Emancipation Day” in Canada.

FURTHER THAT this resolution be forwarded to our MP’s.

CARRIED

20-297 BY JIM ROOK – BARBARA ANNE HAITSE

BE IT RESOLVED THAT the Municipality of Killarney process the following Minutes of Settlement for the 2020 Tax Year made under the Assessment Act for the following properties:

For the Year 2020 – Minutes of Settlement

Roll #5136 000 001 00200 0000 commercial assessment write-off (CT) in the amount of (\$ 1,500)

For the Period: January 1, 2020 to December 31, 2020

Reason: Updated commercial/ industrial building value

For the Year 2020 – Minutes of Settlement

Roll #5136 000 001 00400 0000 commercial assessment write-off (CT) in the amount of (\$38,000)

For the Period: January 1, 2020 to December 31, 2020

Reason: Adjustment based on similar properties

For the Year 2020 – Minutes of Settlement

Roll #5136 000 001 33900 0000 residential write-off (RT) in the amount of (\$216,000) and

Roll #5136 000 001 33900 0000 commercial assessment addition (CT) in the amount of + \$212,000

For the Period: January 1, 2020 to December 31, 2020

Reason: Change in property use / Updated structure data

For the Year 2020 – Minutes of Settlement

Roll #5136 000 003 14800 0000 residential payment in lieu assessment write-off (RP) In the amount of (\$68,000)

For the Period: January 1, 2020 to December 31, 2020

Reason: Restricted of limited access to lot

CARRIED

20-298 BY JOHN DIMITRIJEVIC – JIM ROOK

BE IT RESOLVED THAT the Municipality advise Contact North of our interest in discussing initiatives to support our residents to get the education and training required to obtain employment.

CARRIED

20-299 BY JIM ROOK – BARBARA ANNE HAITSE

BE IT RESOLVED THAT the Municipality of Killarney support the Veterans News by providing a donation in the amount of \$50.00.

CARRIED

20-300 BY JIM ROOK – ROBERT CAMPBELL

BE IT RESOLVED THAT the Municipality of Killarney advise the Ministry of the Environment, Conservation and Parks of our interest to participate in the review of the proposed guidance to assist municipalities in protecting their drinking water sources that are not included in provincially-approved source protection plans.

FURTHER THAT Councillors Rook and Campbell will be our representatives.

CARRIED

20-301 BY JIM ROOK – ROBERT CAMPBELL

BE IT RESOLVED THAT Council acknowledge the letter dated August 31, 2020 from the Honourable Ernie Hardeman, Minister of Agriculture, Food and Rural Affairs regarding the Security from Trespass and Protecting Food Safety Act, 2020 and that the Municipality of Killarney provide feedback on the Discussion Paper prior to October 15th, 2020.

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

CARRIED

20-302 BY BARBARA ANNE HAITSE – ROBERT CAMPBELL

BE IT RESOLVED THAT the water line connection issue at property roll number 5136 000 001 27600 0000 has no pressure issues at this time, but should problems occur in the future the owners will notify the Municipality.

CARRIED

20-303 BY BARBARA ANNE HAITSE – JIM ROOK

BE IT RESOLVED THAT the report from the Public Works Department for the month of August 2020 be accepted and filed with the exception of the gate installation at the Lighthouse Road and the water valve replacement.

CARRIED

20-304 BY MICHAEL REIDER – JIM ROOK

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

CARRIED

20-305 BY BARBARA ANNE HAITSE – MICHAEL REIDER

BE IT RESOLVED THAT the minutes from the Airport Committee dated August 29th, 2020 be accepted and filed.

CARRIED

20-306 BY JIM ROOK – ROBERT CAMPBELL

BE IT RESOLVED THAT the report from the Deputy Clerk Treasurer dated August 31st, 2020 detailing the impacts of COVID-19 on the budget be accepted and filed.

CARRIED

20-307 BY MICHAEL REIDER – JOHN DIMITRIJEVIC

BE IT RESOLVED THAT the report from the Deputy Clerk Treasurer detailing tax comparisons with Sudbury East municipalities be accepted and filed.

CARRIED

20-308 BY JIM ROOK – BARBARA ANNE HAITSE

BE IT RESOLVED THAT the report from the Anniversary Committee regarding a visit from the Lieutenant Governor of Ontario be accepted and filed.

CARRIED

20-309 BY BARBARA ANNE HAITSE – JOHN DIMITRIJEVIC

BE IT RESOLVED THAT Council agree to have the Project Manager determine the feasibility and costs of a portable sound system and laptops for use by Council, board and committee meetings and apply for Covid-19 Technology Adoption Funding (CTAF) available through Blue Sky Net.

CARRIED

20-310 BY BARBARA ANNE HAITSE – JOHN DIMITRIJEVIC

BE IT RESOLVED THAT the Corporation of the Municipality of Killarney appoint Councillor Jim Rook as acting Mayor to be known as Deputy Mayor.

When the Head of Council is absent or refuses to act or the office is vacant and while so acting Councillor Rook has all the powers and duties of the Head of Council.

CARRIED

20-311 BY JIM ROOK – MICHAEL REIDER

BE IT RESOLVED THAT Resolution No. 18-281 appointing signing authorities is hereby rescinded;

FURTHER THAT the signators assigned for the Corporation of the Municipality of Killarney are any two (2) of the following members for cheques and agreements:

Nancy Wirtz – Mayor	Candy Beauvais – Clerk-Treasurer
Robert Campbell - Councillor	Gilles G. Legault – Deputy-Clerk Treasurer

FURTHER THAT the TD Canada Trust Corporate Resolution is attached hereto and forms part of this resolution.

CARRIED

20-312 BY ROBERT CAMPBELL – MICHAEL REIDER

BE IT RESOLVED THAT the Municipal Councillors be appointed as follows to the boards and committees for the year 2020:

- MANITOULIN SUDBURY DISTRICT SOCIAL SERVICES ADMINISTRATION BOARD:** **Jim Rook**
- FIRE DEPARTMENT:** **Jim Rook**
- SUDBURY EAST PLANNING BOARD:** **John Dimitrijevic & Robert Campbell**
- COMMUNITY CENTRE BOARD:** **Michael Reider & Robert Campbell**
- ALL SAINTS CEMETERY BOARD:** **Barbara Anne Haitse & Nancy Wirtz**
- PERSONNEL COMMITTEE:** **Jim Rook & Barbara Anne Haitse**
- KILLARNEY HEALTH CENTRE BOARD:** **Michael Reider & Barbara Anne Haitse**
- SUDBURY EAST CHAMBER OF COMMERCE:** **Robert Campbell**
- SUDBURY EAST MUNICIPAL ASSOCIATION:** **Nancy Wirtz & John Dimitrijevic**
- NORTH CHANNEL MARINE TOURISM COUNCIL:** **Robert Campbell**
- FINANCE COMMITTEE:** **Barbara Anne Haitse & Nancy Wirtz**
- AIRPORT COMMITTEE:** **Michael Reider & Robert Campbell**
- 200TH ANNIVERSARY COMMITTEE:** **Nancy Wirtz & Barbara Anne Haitse**
- STANDING COMMITTEE OF ANIMAL CONTROL:** **Nancy Wirtz – CHAIR
Jim Rook – MEMBER
John Dimitrijevic – MEMBER**
- COMMITTEE OF ADJUSTMENT:** **Jim Rook – CHAIR
John Dimitrijevic – VICE CHAIR
Nancy Wirtz – MEMBER
Robert Campbell – MEMBER
Barbara Anne Haitse – MEMBER
Michael Reider – MEMBER**
- COMMUNITY POLICING ADVISORY COMMITTEE:** **Nancy Wirtz & John Dimitrijevic**
- SUDBURY EAST ACCESSIBILITY ADVISORY COMMITTEE:** **Michael Reider**
- SHARED ECONOMIC DEVELOPMENT PROJECT:** **Michael Reider & Jim Rook**

Note: The Mayor is ex-officio member for all boards and committees.

CARRIED

20-313 BY MICHAEL REIDER – JIM ROOK

BE IT RESOLVED THAT Council defer the Tilley Street unopened road allowance lease to the October 14, 2020 council meeting to allow the Kilchling's additional time to provide the information requested by Council prior to making a decision on the matter.

CARRIED

20-314 BY JIM ROOK – ROBERT CAMPBELL

FURTHER to a proposal submitted by the Wahnapiatae First Nation (WFN) July 22, 2020 to provide clinical services to their members and families off reserve;

AND FURTHER to receiving comments from the Killarney Health Centre Administrator and Registered Nurse stating the services being proposed by WFN are services that are currently readily available to all residents of Killarney;

AND WHEREAS Council appreciates WFN concern for the health of their off-reserve members residing here in Killarney;

AND WHEREAS the Council for the Municipality of Killarney feels this proposal from WFN will jeopardize and may be detrimental to the operation of the Killarney Health Centre and the services that are currently provided under the Ministry's Underserviced Area Program which funds our clinic;

THEREFORE Council is unable to support the proposal from WFN at this time.

CARRIED

20-315 BY ROBERT CAMPBELL – BARBARA ANNE HAITSE

BE IT RESOLVED THAT the re-opening of the Killarney Community Centre Playground and rink surface will be discussed at the next Emergency Community Control Group (ECCG) meeting when our municipal re-opening plan will be discussed.

CARRIED

20-316 BY BARBARA ANNE HAITSE – JOHN DIMITRIJEVIC

BE IT RESOLVED THAT By-Law #2020-31 being a by-law to Appoint a Deputy Mayor be read a first and second time.

CARRIED

20-317 BY ROBERT CAMPBELL – JIM ROOK

BE IT RESOLVED THAT By-Law #2020-31 being a by-law to Appoint a Deputy Mayor be considered read a third time and passed in Open Council this 9th day of September 2020.

CARRIED

20-318 BY JIM ROOK – ROBERT CAMPBELL

BE IT RESOLVED THAT By-Law #2020-32 being a by-law to authorize the Mayor and Clerk to execute a Regional Economic Development Project & Terms of Reference Agreement between the municipalities of Assiginack, Killarney & Tehkummah be read a first and second time.

CARRIED

20-319 BY JOHN DIMITRIJEVIC – BARBARA ANNE HAITSE

BE IT RESOLVED THAT By-Law #2020-32 being a by-law to authorize the Mayor and Clerk to execute a Regional Economic Development Project & Terms of Reference Agreement between the municipalities of Assignack, Killarney & Tehkummah be considered read a third time and passed in Open Council this 9th day of September 2020.

CARRIED

20-320 BY ROBERT CAMPBELL – MICHAEL REIDER

BE IT RESOLVED THAT By-Law #2020-33 being a by-law to designate a Site Plan Control Area and Agreement for Roll No. 5136 000 001 05100 0000 be read a first and second time.

CARRIED

20-321 BY JIM ROOK – JOHN DIMITRIJEVIC

BE IT RESOLVED THAT By-Law #2020-33 being a by-law to designate a Site Plan Control Area and Agreement for Roll No. 5136 000 001 05100 0000 be considered read a third time and passed in Open Council this 9th day of September 2020.

CARRIED

20-322 BY MICHAEL REIDER – ROBERT CAMPBELL

BE IT RESOLVED THAT Council provide comments to the Clerk on the draft Burning By-Law no later than September 30th, 2020 so the by-law can be prepared and considered at the October 14th, 2020 Regular Meeting.

CARRIED

20-323 BY MICHAEL REIDER – BARBARA ANNE HAITSE

BE IT RESOLVED THAT By-Law #2020-34 being a by-law to confirm the proceedings of Council be read a first and second time.

CARRIED

20-324 BY JIM ROOK – ROBERT CAMPBELL

BE IT RESOLVED THAT By-Law #2020-34 being a by-law to confirm the proceedings of Council be read a third time and passed in Open Council this 9th day of September, 2020.

CARRIED

20-325 BY ROBERT CAMPBELL – MICHAEL REIDER

BE IT RESOLVED THAT we adjourn the Regular Meeting of Council held September 9th, 2020 at 7:10 P.M. to meet again on October 14th, 2020 at 5:00 P.M. in public (no teleconference) at the Veterans' Memorial Hall or as otherwise specified.

CARRIED

ORIGINAL DOCUMENT SIGNED

.....
Nancy Wirtz, Mayor

ORIGINAL DOCUMENT SIGNED

.....
Candy Beauvais, Clerk-Treasurer