

THE CORPORATION OF THE MUNICIPALITY OF KILLARNEY

**Regular Meeting of Council
In Person – No Electronic Participation
Municipal Council Chambers
August 9th, 2023
5:00 P.M.**

PRESENT: MAYOR: Michael Reider

COUNCILLORS: Nikola Grubic Peggy Roque Dave Froats

ABSENT: COUNCILLORS: Robert Campbell Mary Bradbury

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
Chief Building Official – Andrea Tarini
Municipal Law Enforcement Officer – Kevin Benvenuti

MEMBERS OF PUBLIC: 1

GUESTS: Nil

DELEGATION: 1. Tiffany Cecchetto – KPMG – Presentation of 2022 Financial Statements

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 was one delegation on the agenda.

DELEGATION:

1. Tiffany Cecchetto – KPMG – Presentation of 2022 Financial Statements

23-282 BY MICHAEL REIDER – NIKOLA GRUBIC

BE IT RESOLVED THAT the Municipality of Killarney accept the Consolidated Financial Statements for the year ended December 31st, 2022 as prepared by KPMG dated August 2nd, 2023.

Resolution Result	Recorded Vote		
	Council Members	YES	NO
<input checked="" type="checkbox"/> CARRIED	Mary Bradbury		
<input type="checkbox"/> DEFEATED	Robert Campbell		
<input type="checkbox"/> TABLED	Dave Froats		
<input type="checkbox"/> RECORDED VOTE (SEE RIGHT)	Nikola Grubic		
<input type="checkbox"/> PECUNIARY INTEREST DECLARED	Michael Reider		
<input type="checkbox"/> WITHDRAWN	Peggy Roque		

23-283 BY PEGGY ROQUE – DAVE FROATS

BE IT RESOLVED THAT the minutes of the Regular Meeting of Council held July 12th, 2023 be adopted as circulated.

Resolution Result	Recorded Vote		
	Council Members	YES	NO
<input checked="" type="checkbox"/> CARRIED	Mary Bradbury		
<input type="checkbox"/> DEFEATED	Robert Campbell		
<input type="checkbox"/> TABLED	Dave Froats		
<input type="checkbox"/> RECORDED VOTE (SEE RIGHT)	Nikola Grubic		
<input type="checkbox"/> PECUNIARY INTEREST DECLARED	Michael Reider		
<input type="checkbox"/> WITHDRAWN	Peggy Roque		

23-284 BY DAVE FROATS – PEGGY ROQUE

BE IT RESOLVED THAT Disbursement Sheet #2023-07 covering the expenditures for the period ending July 31st, 2023 in the following amounts:

General Expenses - \$ 183,303.02
 Payroll Expenses - \$ 57,002.63

are hereby approved for payment.

Resolution Result	Recorded Vote		
	Council Members	YES	NO
<input checked="" type="checkbox"/> CARRIED	Mary Bradbury		
<input type="checkbox"/> DEFEATED	Robert Campbell		
<input type="checkbox"/> TABLED	Dave Froats		
<input type="checkbox"/> RECORDED VOTE (SEE RIGHT)	Nikola Grubic		
<input type="checkbox"/> PECUNIARY INTEREST DECLARED	Michael Reider		
<input type="checkbox"/> WITHDRAWN	Peggy Roque		

23-285 BY PEGGY ROQUE – DAVE FROATS

WHEREAS the Alcohol & Gaming Commission of Ontario (AGCO) has implemented a new approval framework for temporary outdoor physical extensions;

AND WHEREAS liquor sales licensees must now get approval for temporary outdoor patios from the local municipality;

THEREFORE BE IT RESOLVED that the Municipality of Killarney grant permission to the Sportsman’s Inn to temporarily extend their outdoor licensed patio area for the nights of August 25th and August 26th, 2023 for a music fest as per the attached diagram.

Resolution Result	Recorded Vote		
	Council Members	YES	NO
<input checked="" type="checkbox"/> CARRIED	Mary Bradbury		
<input type="checkbox"/> DEFEATED	Robert Campbell		
<input type="checkbox"/> TABLED	Dave Froats		
<input type="checkbox"/> RECORDED VOTE (SEE RIGHT)	Nikola Grubic		
<input type="checkbox"/> PECUNIARY INTEREST DECLARED	Michael Reider		
<input type="checkbox"/> WITHDRAWN	Peggy Roque		

23-286 BY DAVE FROATS – PEGGY ROQUE

BE IT RESOLVED THAT the Municipality of Killarney process the following tax adjustment as a result of Minutes of Settlement issued by the Municipal Property Assessment Corporation (MPAC) for the following property:

For the Year 2023 – Minutes of Settlement (MOS):

Roll # 5136 000 006 01300 0000 commercial assessment w/o (CT) in the amount of \$ (31,900)
 Effective date: January 1, 2023

Roll # 5136 000 006 01300 0000 residential assessment w/o (RT) in the amount of \$ (101,100)
 Effective date: January 1, 2023

Reason: *Updated Structure Data
 Seasonal and/or water access to lot*

Resolution Result	Recorded Vote		
	Council Members	YES	NO
<input checked="" type="checkbox"/> CARRIED	Mary Bradbury		
<input type="checkbox"/> DEFEATED	Robert Campbell		
<input type="checkbox"/> TABLED	Dave Froats		
<input type="checkbox"/> RECORDED VOTE (SEE RIGHT)	Nikola Grubic		
<input type="checkbox"/> PECUNIARY INTEREST DECLARED	Michael Reider		
<input type="checkbox"/> WITHDRAWN	Peggy Roque		

23-287 BY PEGGY ROQUE – DAVE FROATS

WHEREAS *Rail Safety Week* is to be held across Canada from September 18 to 24, 2023;

WHEREAS 232 railway crossing and trespassing incidents occurred in Canada in 2022; resulting in 66 avoidable fatalities and 43 avoidable serious injuries;

WHEREAS educating and informing the public about rail safety (reminding the public that railway rights-of-way are private property, enhancing public awareness of the dangers associated with highway rail grade crossings, ensuring pedestrians and motorists are looking and listening while near railways, and obeying established traffic laws) will reduce the number of avoidable fatalities and injuries cause by incidents involving trains and citizens; and

WHEREAS Operation Lifesaver is a public/private partnership whose aim is to work with the public, rail industry, governments, police services, media and others to raise rail safety awareness,

WHEREAS CN has requested Town Council adopt this resolution in support of its ongoing efforts to raise awareness, save lives and prevent injuries in communities, including our municipality;

THEREFORE BE IT RESOLVED THAT the Municipality of Killarney support national *Rail Safety Week* to be held from September 18th to September 24th, 2023.

Resolution Result	Recorded Vote		
	Council Members	YES	NO
<input checked="" type="checkbox"/> CARRIED	Mary Bradbury		
<input type="checkbox"/> DEFEATED	Robert Campbell		
<input type="checkbox"/> TABLED	Dave Froats		
<input type="checkbox"/> RECORDED VOTE (SEE RIGHT)	Nikola Grubic		
<input type="checkbox"/> PECUNIARY INTEREST DECLARED	Michael Reider		
<input type="checkbox"/> WITHDRAWN	Peggy Roque		

23-288 BY DAVE FROATS – PEGGY ROQUE

WHEREAS Rob Campbell has requested Council waive the by-law requirement of having to install a separate water and sewer connection to the main for his proposed garage/apartment;

AND WHEREAS Mr. Campbell has suggested that he be given approval to alternately connect the garage/apartment to the primary house without having to tap into the water/sewer mains;

AND WHEREAS this matter be deferred until such time as comments are received from the CBO, our operating authority OCWA, our consultant and the review of various legislation.

Resolution Result	Recorded Vote		
	Council Members	YES	NO
<input checked="" type="checkbox"/> CARRIED	Mary Bradbury		
<input type="checkbox"/> DEFEATED	Robert Campbell		
<input type="checkbox"/> TABLED	Dave Froats		
<input type="checkbox"/> RECORDED VOTE (SEE RIGHT)	Nikola Grubic		
<input type="checkbox"/> PECUNIARY INTEREST DECLARED	Michael Reider		
<input type="checkbox"/> WITHDRAWN	Peggy Roque		

23-289 BY PEGGY ROQUE – DAVE FROATS

BE IT RESOLVED THAT the report from the Public Works Department for the month of July 2023 be accepted and filed.

Resolution Result	Recorded Vote		
	Council Members	YES	NO
<input checked="" type="checkbox"/> CARRIED	Mary Bradbury		
<input type="checkbox"/> DEFEATED	Robert Campbell		
<input type="checkbox"/> TABLED	Dave Froats		
<input type="checkbox"/> RECORDED VOTE (SEE RIGHT)	Nikola Grubic		
<input type="checkbox"/> PECUNIARY INTEREST DECLARED	Michael Reider		
<input type="checkbox"/> WITHDRAWN	Peggy Roque		

23-290 BY DAVE FROATS – PEGGY ROQUE

BE IT RESOLVED THAT the report from the Financial Department for the month of July 2023 be accepted and filed.

Resolution Result	Recorded Vote		
	Council Members	YES	NO
<input checked="" type="checkbox"/> CARRIED	Mary Bradbury		
<input type="checkbox"/> DEFEATED	Robert Campbell		
<input type="checkbox"/> TABLED	Dave Froats		
<input type="checkbox"/> RECORDED VOTE (SEE RIGHT)	Nikola Grubic		
<input type="checkbox"/> PECUNIARY INTEREST DECLARED	Michael Reider		
<input type="checkbox"/> WITHDRAWN	Peggy Roque		

23-291 BY PEGGY ROQUE – DAVE FROATS

BE IT RESOLVED THAT the Ontario Trillium Fund (OTF) Report regarding Resilient Communities Fund from the Project Manager dated July 11th, 2023 be accepted and filed;

FURTHER Council hereby directs the Project Manager to apply for funding for a bocce court or other eligible programs.

Resolution Result	Recorded Vote		
	Council Members	YES	NO
<input checked="" type="checkbox"/> CARRIED	Mary Bradbury		
<input type="checkbox"/> DEFEATED	Robert Campbell		
<input type="checkbox"/> TABLED	Dave Froats		
<input type="checkbox"/> RECORDED VOTE (SEE RIGHT)	Nikola Grubic		
<input type="checkbox"/> PECUNIARY INTEREST DECLARED	Michael Reider		
<input type="checkbox"/> WITHDRAWN	Peggy Roque		

23-292 BY DAVE FROATS – PEGGY ROQUE

BE IT RESOLVED THAT the New Horizons for Seniors Program (NHSP) Report from the Project Manager dated July 27th, 2023 be accepted and filed;

FURTHER Council hereby directs the Project Manager to apply for funding which would be the most appropriate for the seniors.

Resolution Result	Recorded Vote		
	Council Members	YES	NO
<input checked="" type="checkbox"/> CARRIED	Mary Bradbury		
<input type="checkbox"/> DEFEATED	Robert Campbell		
<input type="checkbox"/> TABLED	Dave Froats		
<input type="checkbox"/> RECORDED VOTE (SEE RIGHT)	Nikola Grubic		
<input type="checkbox"/> PECUNIARY INTEREST DECLARED	Michael Reider		
<input type="checkbox"/> WITHDRAWN	Peggy Roque		

23-293 BY PEGGY ROQUE – DAVE FROATS

BE IT RESOLVED THAT Council request the Project Manager contact Shebahonaning Anishnabek representative Adele Loosemore to request their assistance in organizing an event for the National Day for Truth & Reconciliation which falls on September 30th this year;

FURTHER THAT the Municipality will sponsor a barbecue.

Resolution Result	Recorded Vote		
	Council Members	YES	NO
<input checked="" type="checkbox"/> CARRIED	Mary Bradbury		
<input type="checkbox"/> DEFEATED	Robert Campbell		
<input type="checkbox"/> TABLED	Dave Froats		
<input type="checkbox"/> RECORDED VOTE (SEE RIGHT)	Nikola Grubic		
<input type="checkbox"/> PECUNIARY INTEREST DECLARED	Michael Reider		
<input type="checkbox"/> WITHDRAWN	Peggy Roque		

23-294 BY DAVE FROATS – PEGGY ROQUE

BE IT RESOLVED THAT Council review the proposal presented by Fire Chief Campbell regarding permission to enter into detailed discussion with the Canadian Coast Guard regarding the Killarney Volunteer Fire Department becoming a Canadian Coast Guard Auxiliary unit;

FURTHER THAT this proposal will be discussed at the September Council Meeting so should Council have questions/comments regarding this proposal please forward to the Fire Chief so he can investigate and have answers for the September 13 meeting;

FURTHER THAT the Clerk contact our municipal insurer to confirm what type of insurance is required regarding the possibility of the volunteer department becoming a Canadian Coast Guard Auxiliary unit.

Resolution Result	Recorded Vote		
	Council Members	YES	NO
<input checked="" type="checkbox"/> CARRIED	Mary Bradbury		
<input type="checkbox"/> DEFEATED	Robert Campbell		
<input type="checkbox"/> TABLED	Dave Froats		
<input type="checkbox"/> RECORDED VOTE (SEE RIGHT)	Nikola Grubic		
<input type="checkbox"/> PECUNIARY INTEREST DECLARED	Michael Reider		
<input type="checkbox"/> WITHDRAWN	Peggy Roque		

23-295 BY PEGGY ROQUE – DAVE FROATS

BE IT RESOLVED THAT the report presented by Kevin Benvenuti of the Sudbury East Building & By-Law Services Department regarding the Power of Entry By-law be accepted.

Resolution Result	Recorded Vote		
	Council Members	YES	NO
<input checked="" type="checkbox"/> CARRIED	Mary Bradbury		
<input type="checkbox"/> DEFEATED	Robert Campbell		
<input type="checkbox"/> TABLED	Dave Froats		
<input type="checkbox"/> RECORDED VOTE (SEE RIGHT)	Nikola Grubic		
<input type="checkbox"/> PECUNIARY INTEREST DECLARED	Michael Reider		
<input type="checkbox"/> WITHDRAWN	Peggy Roque		

23-296 BY PEGGY ROQUE - DAVE FROATS

BE IT RESOLVED THAT the report presented by Kevin Benvenuti of the Sudbury East Building & By-Law Services Department regarding the New Traffic and Parking By-law be accepted.

Resolution Result	Recorded Vote		
	Council Members	YES	NO
<input checked="" type="checkbox"/> CARRIED	Mary Bradbury		
<input type="checkbox"/> DEFEATED	Robert Campbell		
<input type="checkbox"/> TABLED	Dave Froats		
<input type="checkbox"/> RECORDED VOTE (SEE RIGHT)	Nikola Grubic		
<input type="checkbox"/> PECUNIARY INTEREST DECLARED	Michael Reider		
<input type="checkbox"/> WITHDRAWN	Peggy Roque		

23-297 BY DAVE FROATS – PEGGY ROQUE

BE IT RESOLVED THAT on the recommendation of our auditor, KPMG that the net surplus from the 200th Anniversary Event in the amount of \$25,718.71 be placed in a specific Reserve Account with TD Bank.

Resolution Result	Recorded Vote		
	Council Members	YES	NO
<input checked="" type="checkbox"/> CARRIED	Mary Bradbury		
<input type="checkbox"/> DEFEATED	Robert Campbell		
<input type="checkbox"/> TABLED	Dave Froats		
<input type="checkbox"/> RECORDED VOTE (SEE RIGHT)	Nikola Grubic		
<input type="checkbox"/> PECUNIARY INTEREST DECLARED	Michael Reider		
<input type="checkbox"/> WITHDRAWN	Peggy Roque		

23-298 BY NIKOLA GRUBIC – MICHAEL REIDER

BE IT RESOLVED THAT the Municipality renew our firefighters insurance coverage with VFIS including a upgrade to Option #3 which provides additional on duty/off duty coverage.

Resolution Result	Recorded Vote		
	Council Members	YES	NO
<input checked="" type="checkbox"/> CARRIED	Mary Bradbury		
<input type="checkbox"/> DEFEATED	Robert Campbell		
<input type="checkbox"/> TABLED	Dave Froats		
<input type="checkbox"/> RECORDED VOTE (SEE RIGHT)	Nikola Grubic		
<input type="checkbox"/> PECUNIARY INTEREST DECLARED	Michael Reider		
<input type="checkbox"/> WITHDRAWN	Peggy Roque		

23-299 BY NIKOLA GRUBIC – MICHAEL REIDER

BE IT RESOLVED THAT the Municipality post notice for a temporary employment opportunity (general labourer) at the Public Works Department. Applications to be returned to the Clerk’s Office no later than 3:00 pm Friday, August 18th, 2023 with employment to commence as soon as possible.

Resolution Result	Recorded Vote		
	Council Members	YES	NO
<input checked="" type="checkbox"/> CARRIED	Mary Bradbury		
<input type="checkbox"/> DEFEATED	Robert Campbell		
<input type="checkbox"/> TABLED	Dave Froats		
<input type="checkbox"/> RECORDED VOTE (SEE RIGHT)	Nikola Grubic		
<input type="checkbox"/> PECUNIARY INTEREST DECLARED	Michael Reider		
<input type="checkbox"/> WITHDRAWN	Peggy Roque		

23-300 BY NIKOLA GRUBIC – MICHAEL REIDER

BE IT RESOLVED THAT By-Law #2023-32 being a by-law to Regulate the Power of Entry onto Land in the Municipality of Killarney be read a first and second time.

Resolution Result	Recorded Vote		
	Council Members	YES	NO
<input checked="" type="checkbox"/> CARRIED	Mary Bradbury		
<input type="checkbox"/> DEFEATED	Robert Campbell		
<input type="checkbox"/> TABLED	Dave Froats		
<input type="checkbox"/> RECORDED VOTE (SEE RIGHT)	Nikola Grubic		
<input type="checkbox"/> PECUNIARY INTEREST DECLARED	Michael Reider		
<input type="checkbox"/> WITHDRAWN	Peggy Roque		

23-301 BY NIKOLA GRUBIC – MICHAEL REIDER

BE IT RESOLVED THAT By-Law #2023-32 being a by-law to Regulate the Power of Entry onto Land in the Municipality of Killarney be considered read a third time and passed in Open Council this 9th day of August 2023.

Resolution Result	Recorded Vote		
	Council Members	YES	NO
<input checked="" type="checkbox"/> CARRIED	Mary Bradbury		
<input type="checkbox"/> DEFEATED	Robert Campbell		
<input type="checkbox"/> TABLED	Dave Froats		
<input type="checkbox"/> RECORDED VOTE (SEE RIGHT)	Nikola Grubic		
<input type="checkbox"/> PECUNIARY INTEREST DECLARED	Michael Reider		
<input type="checkbox"/> WITHDRAWN	Peggy Roque		

23-302 BY NIKOLA GRUBIC – MICHAEL REIDER

BE IT RESOLVED THAT Council go into Closed Session at 6:27 P.M. in accordance with Section 239 of the *Municipal Act, 2001*, c. 25 regarding the following:

1. To Adopt Closed Meeting Minutes – July 12th, 2023.

Resolution Result	Recorded Vote		
	Council Members	YES	NO
<input checked="" type="checkbox"/> CARRIED	Mary Bradbury		
<input type="checkbox"/> DEFEATED	Robert Campbell		
<input type="checkbox"/> TABLED	Dave Froats		
<input type="checkbox"/> RECORDED VOTE (SEE RIGHT)	Nikola Grubic		
<input type="checkbox"/> PECUNIARY INTEREST DECLARED	Michael Reider		
<input type="checkbox"/> WITHDRAWN	Peggy Roque		

23-303 BY NIKOLA GRUBIC – MICHAEL REIDER

BE IT RESOLVED THAT Council rise and report from closed session at 6:28 P.M.

Resolution Result	Recorded Vote		
	Council Members	YES	NO
<input checked="" type="checkbox"/> CARRIED	Mary Bradbury		
<input type="checkbox"/> DEFEATED	Robert Campbell		
<input type="checkbox"/> TABLED	Dave Froats		
<input type="checkbox"/> RECORDED VOTE (SEE RIGHT)	Nikola Grubic		
<input type="checkbox"/> PECUNIARY INTEREST DECLARED	Michael Reider		
<input type="checkbox"/> WITHDRAWN	Peggy Roque		

23-304 BY NIKOLA GRUBIC – MICHAEL REIDER

BE IT RESOLVED THAT By-Law #2023-33 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
<input checked="" type="checkbox"/> CARRIED	Mary Bradbury		
<input type="checkbox"/> DEFEATED	Robert Campbell		
<input type="checkbox"/> TABLED	Dave Froats		
<input type="checkbox"/> RECORDED VOTE (SEE RIGHT)	Nikola Grubic		
<input type="checkbox"/> PECUNIARY INTEREST DECLARED	Michael Reider		
<input type="checkbox"/> WITHDRAWN	Peggy Roque		

23-305 BY NIKOLA GRUBIC – MICHAEL REIDER

BE IT RESOLVED THAT By-Law #2023-33 being a by-law to confirm the proceedings of Council be read a third time and passed in Open Council this 9th day of August, 2023.

Resolution Result	Recorded Vote		
	Council Members	YES	NO
<input checked="" type="checkbox"/> CARRIED	Mary Bradbury		
<input type="checkbox"/> DEFEATED	Robert Campbell		
<input type="checkbox"/> TABLED	Dave Froats		
<input type="checkbox"/> RECORDED VOTE (SEE RIGHT)	Nikola Grubic		
<input type="checkbox"/> PECUNIARY INTEREST DECLARED	Michael Reider		
<input type="checkbox"/> WITHDRAWN	Peggy Roque		

23-306 BY NIKOLA GRUBIC – MICHAEL REIDER

BE IT RESOLVED THAT we adjourn the Regular Meeting of Council held August 9th, 2023 at 6:31 P.M. to meet again on September 13th, 2023 at 5:00 P.M. in person. Depending on extenuating circumstances, the meeting may alternately have to be held via electronic means i.e. ZOOM or teleconference at the discretion of Council.

Resolution Result	Recorded Vote		
	Council Members	YES	NO
<input checked="" type="checkbox"/> CARRIED	Mary Bradbury		
<input type="checkbox"/> DEFEATED	Robert Campbell		
<input type="checkbox"/> TABLED	Dave Froats		
<input type="checkbox"/> RECORDED VOTE (SEE RIGHT)	Nikola Grubic		
<input type="checkbox"/> PECUNIARY INTEREST DECLARED	Michael Reider		
<input type="checkbox"/> WITHDRAWN	Peggy Roque		

ORIGINAL DOCUMENT SIGNED

.....
Michael Reider, Mayor

ORIGINAL DOCUMENT SIGNED

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Candy Beauvais, Clerk-Treasurer