

THE CORPORATION OF THE MUNICIPALITY OF KILLARNEY

Regular Meeting of Council

October 12, 2016

7:00 P.M.

PRESENT: *MAYOR:* Virginia Rook

COUNCILLORS: Eileen Lewis Nancy Wirtz Debbie Burant
Jim Rook Pierre Paquette

ABSENT: Nil

DISCLOSURE: Nil

STAFF: Clerk-Treasurer - Candy Beauvais

MEMBERS OF PUBLIC: 5

GUESTS: Nil

DELEGATIONS: Nil

Mayor Rook called meeting to order at 7:05 P.M.

16-387 BY JIM ROOK – DEBBIE BURANT

BE IT RESOLVED THAT the minutes of the Regular Meeting of Council held September 14th, 2016 and the Special Meeting of Council held September 30th, 2016 be adopted as circulated.

CARRIED

16-388 BY JIM ROOK – DEBBIE BURANT

BE IT RESOLVED THAT Disbursement Sheet #2016-09 covering the expenditures for the period ending September 30th, 2016 in the following amounts:

General Expenses - \$ 267,680.14
Payroll Expenses - \$ 87,038.90

are hereby approved for payment.

CARRIED

16-389 BY JIM ROOK – DEBBIE BURANT

BE IT RESOLVED THAT Council acknowledge the email from Richard Seguin dated September 14, 2016 regarding omissions from the municipal website relating to the special services (area rating) reports;

FURTHER THAT Council agrees that all pertinent information is currently on the website and Council understands that the Township of Archipelago area rates a community centre in their northern section.

CARRIED

16-390 BY JIM ROOK – DEBBIE BURANT

BE IT RESOLVED THAT the Municipality of Killarney hereby supports Resolution 2016.16.07 adopted by the Council of the Municipality of Dutton-Dunwich at their Regular Council Meeting held Wednesday, September 14, 2016 regarding Hydro Rates & Wind Turbines.

FURTHER THAT this resolution be forwarded to Premier Wynne and our MPP's.

DEFEATED

16-391 BY JIM ROOK – DEBBIE BURANT

WHEREAS recent polling, conducted on behalf of the Association of Municipalities of Ontario indicates 76% of Ontarians are concerned or somewhat concerned property taxes will not cover the cost of infrastructure while maintaining municipal services, and 90% agree maintaining safe infrastructure is an important priority for their communities;

AND WHEREAS infrastructure and transit are identified by Ontarians as the biggest problems facing their municipal government;

AND WHEREAS a ten-year projection (2016-2025) of municipal expenditures against inflationary property tax and user fee increases, shows there to be an unfunded average annual need of \$3.6 billion to fix local infrastructure and provide for municipal operating needs;

AND WHEREAS the \$3.6 billion average annual need would equate to annual increases of 4.6% (including inflation) to province-wide property tax revenue for the next ten years;

AND WHEREAS this gap calculation also presumes all existing and multi-year planned federal and provincial transfers to municipal governments are fulfilled;

AND WHEREAS if future federal and provincial transfers are unfulfilled beyond 2015 levels, it would require annual province-wide property tax revenue increases of up to 8.35% for ten years;

AND WHEREAS Ontarians already pay the highest property taxes in the country;

AND WHEREAS each municipal government in Ontario faces unique issues, the fiscal health and needs are a challenge which unites all municipal governments, regardless of size;

NOW THEREFORE BE IT RESOLVED that this Council supports the Association of Municipalities of Ontario in its work to close the fiscal gap; so that all municipalities can benefit from predictable and sustainable revenue, to finance the pressing infrastructure and municipal service needs faced by all municipal governments.

DEFEATED

16-392 BY JIM ROOK – DEBBIE BURANT

BE IT RESOLVED THAT the Municipality of Killarney hereby supports the Resolution adopted by the Council of the Town of Shelburne at their Regular Council Meeting held Monday, May 9, 2016 regarding Intensive Behaviour Intervention (IBI) Therapy.

FURTHER THAT this resolution be sent to the Hon. Tracy MacCharles, Minister of Children & Youth Services; Alexander Bezzina, Deputy Minister; Hon. Eric Hoskins, Minister of Health; and Hon. Kathleen Wynne, Premier of Ontario.

CARRIED

16-393 BY JIM ROOK – DEBBIE BURANT

BE IT RESOLVED THAT Council acknowledge the email from Richard Seguin dated September 12, 2016 regarding Electronic Petitions.

CARRIED

16-394 BY JIM ROOK – DEBBIE BURANT

BE IT RESOLVED THAT Council acknowledge the email from Richard Seguin dated September 21, 2016 regarding a proposed amendment to the question period.

FURTHER THAT Council hereby agrees that the question period will remain as is.

CARRIED

16-395 BY JIM ROOK – DEBBIE BURANT

BE IT RESOLVED THAT the Municipality of Killarney hereby endorses the recommendation contained in Attachment 1 to Report No. CS16-020 passed by the Town of Aurora at their meeting of September 13, 2016 regarding the Ontario Municipal Board Reform Update.

FURTHER THAT this resolution be forwarded to the Honourable Kathleen Wynne, Premier of Ontario, the Honourable Bill Mauro, Minister of Municipal Affairs, Mr. Patrick Brown, Leader of the Progressive Conservative Party, Ms. Andrea Horwath, Leader of the New Democratic Party, AMO and our local MPP's.

CARRIED

16-396 BY JIM ROOK – DEBBIE BURANT

WHEREAS Canada Post announced drastic cutbacks to our public postal service in December 2013, including plans to end home mail delivery in our country.

WHEREAS there was a huge public outcry in response to the cutbacks and stiff opposition from most federal parties, including the Liberal Party, which promised to halt the delivery cuts and conduct a review of Canada Post, if elected.

WHEREAS the delivery cuts were halted and our Liberal government is currently conducting a Canada Post Review, which started earlier this year with an independent task force to identify options for the future of postal service in this country.

WHEREAS a parliamentary committee will hold e-consultations and meetings in various locations across the country on postal service and the options that have been identified by the task force and then make recommendations to the government on the future of Canada Post.

WHEREAS it will be crucial for the parliamentary committee to hear our views on key issues, including the importance of maintaining the moratorium on post office closures, improving the Canada Postal Service Charter, adding postal banking, greening Canada Post, keeping decent post office jobs in our communities, preserving daily delivery, restoring home mail delivery, developing services that help older Canadians remain in their homes and providing services that assist people with disabilities.

THEREFORE BE IT RESOLVED that the Municipality of Killarney 1) Fill out the parliamentary committee's online survey about Canada Post from September 26 to October 21 at parl.gc.ca/OGGO-e and encourage residents to do likewise 2) Attend the public consultations being held across the country.

CARRIED

16-397 BY JIM ROOK – DEBBIE BURANT

BE IT RESOLVED THAT Council hereby approves a 50% reduction in the Veteran's Memorial Hall rental rate for the Annual Chicken Dinner to be held on October 23rd, 2016 by the Catholic Women's League

CARRIED

16-398 BY JIM ROOK – DEBBIE BURANT

BE IT RESOLVED THAT the Municipality of Killarney hereby supports the resolution passed by the Township of Madawaska Valley regarding changes to the parole system proposed in the Private Member's Bill 21 put forward by the Honourable John Yakabuski, MPP for Renfrew Nipissing Pembroke.

FURTHER THAT this resolution be forwarded to the Honourable Kathleen Wynne, Premier of Ontario, the Honourable David Orazietto, Minister of Community Safety & Correctional Services, Mr. Patrick Brown, Leader of the Progressive Conservative Party, Ms. Andrea Horwath, Leader of the New Democratic Party, AMO and our local MPP's.

CARRIED

16-399 BY JIM ROOK – DEBBIE BURANT

BE IT RESOLVED THAT the report from the Public Works Department for the month of September 2016 be accepted and filed.

CARRIED

16-400 BY JIM ROOK – DEBBIE BURANT

BE IT RESOLVED THAT the report from the Financial Department for the month of September 2016 be accepted and filed.

CARRIED

16-401 BY JIM ROOK – DEBBIE BURANT

BE IT RESOLVED THAT the report from the Building Department for the months of August and September 2016 be accepted and filed.

CARRIED

16-402 BY JIM ROOK – DEBBIE BURANT

BE IT RESOLVED THAT the quarterly report from the Fire Chief for the months of July, August and September 2016 be accepted and filed.

CARRIED

16-403 BY JIM ROOK – DEBBIE BURANT

BE IT RESOLVED THAT the Municipality of Killarney work with Coco/Badgeley Island Aggregates Inc. (BIA) to determine if there is a suitable loading site for their operations as an alternative to the loading zone currently at the municipal wharf.

FURTHER THAT the Municipality request the submission of a proposal for the alternative zone.

CARRIED

16-404 BY JIM ROOK – DEBBIE BURANT

BE IT RESOLVED THAT the Municipality of Killarney set the following hours for the Key River Landfill Site:

Winter Hours: Will remain the same at Tuesday and Saturdays – Noon to 3 pm
With the exception of opening the landfill three weeks earlier on Sunday from 2 to 6 pm prior to the full summer schedule taking effect.

Summer Hours: The full summer hour schedule will resume as normal on the Sunday before Victoria Day weekend.

CARRIED

16-405 BY PIERRE PAQUETTE – NANCY WIRTZ

BE IT RESOLVED THAT the decision to assume the Bustard Rocks Lighthouses be deferred to the November Council Meeting.

CARRIED

16-406 BY PIERRE PAQUETTE – NANCY WIRTZ

WHEREAS camping is about celebrating the great outdoors and is an integral part of our nation's history and our identity as Canadians;

WHEREAS nearly 5.8 million Canadians go camping each year, along with numerous international visitors who want to experience the natural wonder of our country;

WHEREAS campgrounds are active, labour-intensive, recreational, hospitality businesses that provide affordable vacationing option for middle-class Canadian families and international visitors with many campgrounds in Canada being family-run small businesses that have been around for generations;

WHEREAS campgrounds across Canada have begun receiving notices from the Federal Government warning them of reassessments as they are deemed to be TOO SMALL to qualify for the small business tax deduction, because many family-run campgrounds do not have the required number of employees to qualify for the small business tax rate;

WHEREAS some family-run campgrounds will now be taxed at triple the rate of other small businesses – rates higher than even Canada's biggest billion dollar businesses, with penalties and interest, back tax bills will be in the tens of thousands of dollars, crippling otherwise healthy businesses, and leading to ruin for others;

WHEREAS the 2016 Federal budget abruptly concluded a promised 2015 review of these tax rules;

NOW THEREFORE the Council of the Municipality of Killarney hereby respectfully urges the Federal government to set-aside these audits until the unclear and unfair application of these rules can be resolved.

AND FURTHER, to do that, we require the federal government to recognize small, mostly family-run campgrounds as small businesses, and pay the same tax rate as other small businesses.

FURTHER THAT this resolution be forwarded to the Federal Minister of Finance, Nickel Belt MP Marc Serre and MP Cheryl Gallant.

CARRIED

16-407 BY PIERRE PAQUETTE – NANCY WIRTZ

BE IT RESOLVED THAT the Municipality of Killarney direct the Clerk to revise the draft petition policy to allow for the acceptance of electronic petitions for adoption at the November Council meeting.

CARRIED

16-408 BY PIERRE PAQUETTE – NANCY WIRTZ

BE IT RESOLVED THAT the Municipality reply to the letter from Weaver-Simmons dated October 7, 2016 indicating that our engineer has stated that Option #1 in our letter of September 30, 2016 is viable and would be compliant with NFPA regulations;

AND FURTHER THAT the building was designed for seasonal use, that is why the existing make up air unit duct heater does not have sufficient capacity to operate year round;

THEREFORE should Herbert Fisheries wish to operate on a full year basis, it will be the tenants responsibility to share the costs as outlined in Option #2 noted in our letter of September 30, 2016, the full expense is not the responsibility of the Municipality.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
D. BURANT	<u> x </u>	_____
E. LEWIS	<u> x </u>	_____
P. PAQUETTE	<u> x </u>	_____
J. ROOK	_____	<u> x </u>
V. ROOK	_____	<u> x </u>
N. WIRTZ	<u> x </u>	_____

CARRIED

16-409 BY PIERRE PAQUETTE – NANCY WIRTZ

BE IT RESOLVED THAT the Round Table Group formed by the Municipality of Killarney on August 10th, 2016 Resolution No. 16-326 be considered an advisory committee of council.

FURTHER THAT a Terms of Reference be drafted for the advisory committee establishing rules by which they are to abide.

FURTHER THAT the Terms of Reference will be adopted by by-law as recommended by our advisor at the Ministry of Municipal Affairs.

CARRIED

16-410 BY PIERRE PAQUETTE – NANCY WIRTZ

BE IT RESOLVED THAT By-Law #2016-36 being a by-law to Designate an Emergency Management Program Coordinator be read a first and second time.

CARRIED

16-411 BY PIERRE PAQUETTE – NANCY WIRTZ

BE IT RESOLVED THAT By-Law #2016-36 being a by-law to Designate an Emergency Management Program Coordinator be considered read a third time and passed in Open Council this 12th day of October 2016.

CARRIED

16-412 BY PIERRE PAQUETTE – NANCY WIRTZ

BE IT RESOLVED THAT By-Law #2016-37 being a by-law to Authorize the Mayor and Clerk to Execute a Contribution Agreement with the Ministry of Agriculture, Food & Rural Affairs for participation in the Ontario Community Infrastructure Fund (OCIF) – Formula Based Component be read a first and second time.

CARRIED

16-413 BY PIERRE PAQUETTE – NANCY WIRTZ

BE IT RESOLVED THAT By-Law #2016-37 being a by-law to Authorize the Mayor and Clerk to Execute a Contribution Agreement with the Ministry of Agriculture, Food & Rural Affairs for participation in the Ontario Community Infrastructure Fund (OCIF) – Formula Based Component be considered read a third time and passed in Open Council this 12th day of October 2016.

CARRIED

16-414 BY PIERRE PAQUETTE – NANCY WIRTZ

BE IT RESOLVED THAT By-Law #2016-38 being a by-law to Enter into an Agreement for the Provision of Fire Protection with the Britt and area Fire Department be read a first and second time.

CARRIED

16-415 BY PIERRE PAQUETTE – NANCY WIRTZ

BE IT RESOLVED THAT By-Law #2016-38 being a by-law to Enter into an Agreement for the Provision of Fire Protection with the Britt and area Fire Department be considered read a third time and passed in Open Council this 12th day of October 2016.

CARRIED

16-416 BY PIERRE PAQUETTE – NANCY WIRTZ

BE IT RESOLVED THAT By-Law #2016-39 being a by-law to Enter into an Agreement for the Provision of Fire Protection with Killarney Provincial Park be read a first and second time.

CARRIED

16-417 BY PIERRE PAQUETTE – NANCY WIRTZ

BE IT RESOLVED THAT By-Law #2016-39 being a by-law to Enter into an Agreement for the Provision of Fire Protection with Killarney Provincial Park be considered read a third time and passed in Open Council this 12th day of October 2016.

CARRIED

16-418 BY PIERRE PAQUETTE – NANCY WIRTZ

BE IT RESOLVED THAT Council proceed to discuss the following item(s) listed below as an Addendum to the October 12th, 2016 Regular Meeting Agenda:

1. Application to Connect to Municipal Water/Sewer Services – G. Harbin
2. Wiikwemkoong Unceded Territory – Proposal to Participate in a Joint Solid Waste Management Project

CARRIED

16-419 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 Greg Harbin property on Noble 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 the initial driveway culvert will be installed at the owners' expense.

CARRIED

16-420 BY PIERRE PAQUETTE – NANCY WIRTZ

BE IT RESOLVED THAT the Municipality of Killarney advise Wiikwemkoong Unceded Territory of our interest in participating in a joint solid waste management project under the new Community Infrastructure Partnership Project (A Federation of Canadian Municipalities national pilot program) which is funded by Indigenous and Northern Affairs Canada.

FURTHER THAT the program will provide free facilitation and capacity building services to six First Nation-municipal partnerships for two years to develop service agreements with a focus on solid waste.

FURTHER THAT the Municipality request that Wiikwemkoong take the lead on submitting the application by the October 24, 2016 deadline.

CARRIED

16-421 BY PIERRE PAQUETTE – NANCY WIRTZ

BE IT RESOLVED THAT Council go into Closed Session at 8:52 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 September 14th, 2016, to discuss a legal matter and two personnel matters regarding identifiable employees.

CARRIED

CLOSED SESSION:

Adoption of Minutes:

- The closed minutes from the September 14th, 2016 council meeting were deferred to the November Council Meeting.

Legal Matters:

- The legal matter was an update regarding MTO expropriation – Key River Landfill

Personnel Matter:

- The first personnel matter discussed was a proposal submitted by an identifiable employee.
- The second matter addressed was an unresolved issue relating to an identifiable employee.

16-422 BY PIERRE PAQUETTE – NANCY WIRTZ

BE IT RESOLVED THAT Council rise and report at 9:27 P.M.

CARRIED

16-423 BY PIERRE PAQUETTE – NANCY WIRTZ

BE IT RESOLVED THAT By-Law #2016-40 being a by-law to confirm the proceedings of Council be read a first and second time.

CARRIED

16-424 BY PIERRE PAQUETTE – NANCY WIRTZ

BE IT RESOLVED THAT By-Law #2016-40 being a by-law to confirm the proceedings of Council be read a third time and passed in Open Council this 12th day of October, 2016.

CARRIED

16-425 BY PIERRE PAQUETTE – NANCY WIRTZ

BE IT RESOLVED THAT we adjourn the Regular Meeting of Council held October 12th, 2016 at 9:28 P.M. to meet again on November 9th, 2016 at 7:00 P.M. or as otherwise specified.

CARRIED

ORIGINAL DOCUMENT SIGNED

.....
Virginia Rook, Mayor

ORIGINAL DOCUMENT SIGNED

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