

**THE CORPORATION OF THE MUNICIPALITY  
OF KILLARNEY**

**Regular Meeting of Council**

**November 9, 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  
Deputy Clerk-Treasurer – Gilles Legault  
Tax/Utility Clerk – Julie Solomon

**MEMBERS OF PUBLIC:** 2

**GUESTS:** Nil

**DELEGATIONS:** Nil

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

**16-432 BY PIERRE PAQUETTE – DEBBIE BURANT**

**BE IT RESOLVED THAT** the minutes of the Regular Meeting of Council held October 12<sup>th</sup>, 2016 and the Special Meeting of Council held October 31<sup>st</sup>, 2016 be adopted as circulated.

**CARRIED**

**16-433 BY PIERRE PAQUETTE – DEBBIE BURANT**

**BE IT RESOLVED THAT** Disbursement Sheet #2016-10 covering the expenditures for the period ending October 31<sup>st</sup>, 2016 in the following amounts:

General Expenses - \$ 220,337.34  
Payroll Expenses - \$ 31,545.62

are hereby approved for payment.

**CARRIED**

**16-434 BY PIERRE PAQUETTE – DEBBIE BURANT**

**BE IT RESOLVED THAT** the Municipality of Killarney supports Resolution 16-692 passed by the Municipality of Grey Highlands on October 3, 2016 regarding the Accommodation Review Process involving school closures and the impacts on small rural communities.

**FURTHER THAT** this resolution be forwarded to the Municipality of Grey Highlands, Premier Kathleen Wynne, the Minister of Infrastructure, Sudbury Catholic District School Board, People for Education and our MPPs.

**CARRIED**

**16-435 BY PIERRE PAQUETTE – DEBBIE BURANT**

**BE IT RESOLVED THAT** the Municipality of Killarney nominate the Catholic Women's League of St. Bonaventure Parish for the *June Callwood Outstanding Achievement Award for Volunteerism in Ontario* sponsored by the Ministry of Citizenship and Immigration.

Deadline for nominations is December 5<sup>th</sup>, 2016.

**CARRIED**

**16-436 BY PIERRE PAQUETTE – DEBBIE BURANT**

**BE IT RESOLVED THAT** the Municipality of Killarney apply to the Great Lakes Guardian Community Fund for funding for a project that will bring awareness to the location of our drinking water intake zone as well as other activities that meet the grant criteria by the December 1<sup>st</sup>, 2016 deadline.

**CARRIED**

**16-437 BY PIERRE PAQUETTE – DEBBIE BURANT**

**BE IT RESOLVED THAT** the Municipality of Killarney apply to the 150 Community Infrastructure Fund for funding for a municipal airport resurfacing project.

**CARRIED**

**16-438 BY PIERRE PAQUETTE – DEBBIE BURANT**

**BE IT RESOLVED THAT** Council acknowledge the email from Richard Seguin dated October 26, 2016 requesting the deferrals of any new Municipal Initiatives (including the Bustard Island Lighthouses) until the issue of Area Rating (Special Services) has been settled.

**FURTHER THAT** Council hereby advise Mr. Seguin that the business of the Municipality will not be curtailed until the issue of Area Rating has been resolved.

**CARRIED**

**16-439 BY PIERRE PAQUETTE – DEBBIE BURANT**

**BE IT RESOLVED THAT** the Municipality of Killarney acknowledge the letter from the Association of Municipalities Ontario (AMO) dated October 27, 2016 regarding the issue of addressing the fiscal gap.

**CARRIED**

**16-440 BY PIERRE PAQUETTE – DEBBIE BURANT**

**BE IT RESOLVED THAT** Council hereby approves a 50% reduction in the Veteran's Memorial Hall rental rate for the Annual Christmas Bazaar to be held on November 20<sup>th</sup>, 2016 by the Catholic Women's League.

**CARRIED**

**16-441 BY PIERRE PAQUETTE – DEBBIE BURANT**

**BE IT RESOLVED THAT** Council acknowledge the letter from the Ministry of Transportation dated October 20, 2016 regarding Ontario's Climate Change Action Plan (CCAP) that is committed to creating a cleaner transportation sector in Ontario by promoting the adoption of electric vehicles.

**FURTHER THAT** MTO supports the CCAP by implementing a number of initiatives that support reductions to transportation emissions.

**FURTHER** should the Municipality wish to provide comments regarding this matter, the deadline is November 14, 2016.

**CARRIED**

**16-442 BY PIERRE PAQUETTE – DEBBIE BURANT**

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

**CARRIED**

**16-443 BY PIERRE PAQUETTE – DEBBIE BURANT**

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

**CARRIED**

**16-444 BY PIERRE PAQUETTE – NANCY WIRTZ**

**BE IT RESOLVED THAT** the report from the Building Department for the month of October 2016 be accepted and filed.

**CARRIED**

**16-445 BY PIERRE PAQUETTE – NANCY WIRTZ**

**BE IT RESOLVED THAT** the minutes of the Killarney Health Centre Board Meeting held October 12<sup>th</sup>, 2016 be accepted and filed.

**CARRIED**

**16-446 BY PIERRE PAQUETTE – NANCY WIRTZ**

**BE IT RESOLVED THAT** the minutes of the Airport Committee Meeting held October 22<sup>nd</sup>, 2016 be accepted and filed.

**CARRIED**

**16-447 BY PIERRE PAQUETTE – NANCY WIRTZ**

**BE IT RESOLVED THAT** the minutes of the Killarney Community Centre Board Meetings held October 19<sup>th</sup>, 2016 and November 2<sup>nd</sup>, 2016 be accepted and filed.

**CARRIED**

**16-448 BY PIERRE PAQUETTE – NANCY WIRTZ**

**BE IT RESOLVED THAT** the Special Report regarding Accessibility Policies and Procedures submitted by the Public Works Assistant be accepted and filed.

**FURTHER THAT** the policies and procedures will be implemented by the Municipality of Killarney and incorporated into our policy manual.

**CARRIED**

**Mayor Rook asked to be excused and turned the Chair over to Deputy Mayor Wirtz at 7:48 P.M.**

**16-449 BY PIERRE PAQUETTE – NANCY WIRTZ**

**BE IT RESOLVED THAT** the Municipality of Killarney adopt the proposed Petition Policy.

**CARRIED**

**16-450 BY PIERRE PAQUETTE – NANCY WIRTZ**

**BE IT RESOLVED THAT** the Municipality of Killarney adopt the proposed Vexatious Policy.

**CARRIED**

**16-451 BY PIERRE PAQUETTE – NANCY WIRTZ**

**BE IT RESOLVED THAT** the Municipality of Killarney appoint the following persons to the following Boards:

<b>All Saints Cemetery Board</b>	<b>TERM OF OFFICE</b>
Mary Jane Patterson	4 Year Term

<b>Killarney Health Centre Board</b>	<b>TERM OF OFFICE</b>
Julie Solomon	1 Year Term
Danny Beauvais	1 Year Term

<b>Airport Committee</b>	<b>TERM OF OFFICE</b>
Gilles Legault	2 Year Term
Geoff Cosh	3 Year Term

**CARRIED**

**Deputy Mayor Wirtz turned the Chair back over to Mayor Rook at 7:53 P.M.**

**16-452 BY PIERRE PAQUETTE – NANCY WIRTZ**

**BE IT RESOLVED THAT** Council hereby approves the draft Terms of Reference for advisory committees appointed by Council and direct the Clerk to prepare the required by-law for adoption at the December Council meeting.

**CARRIED**

**16-453 BY PIERRE PAQUETTE – NANCY WIRTZ**

**BE IT RESOLVED THAT** the Municipality of Killarney hereby agrees to assume the Bustard Rocks Lighthouses from the Department of Fisheries & Oceans Canada;

**FURTHER THAT** the Municipality agrees to maintain the lighthouses according to historic guidelines as well as assuming the property in its existing environmental condition.

**DEFEATED**

**16-454 BY PIERRE PAQUETTE – NANCY WIRTZ**

**BE IT RESOLVED THAT** the Municipality of Killarney agree to the CPI increase (all items) at December 31<sup>st</sup>, 2016 for the animal control contract, to take effect January 1<sup>st</sup>, 2017.

**DEFEATED**

**16-455 BY PIERRE PAQUETTE – NANCY WIRTZ**

**BE IT RESOLVED THAT** further to the successful completion of the six month probationary period and following a formal performance review, it is hereby recommended that Adam Tyson be given permanent full-time employee status with the Municipality of Killarney.

**CARRIED**

**16-456 BY PIERRE PAQUETTE – NANCY WIRTZ**

**BE IT RESOLVED THAT** the Municipality of Killarney advise the Key River Area Association (KRAA) that it is not in the best interest of the Municipality to hold the Land Use Permit (LUP) for the Key River Area Association Helipad;

**FURTHER THAT** Resolution No. 16-120 passed by the Council on March 9<sup>th</sup>, 2016 stands;

**FURTHER THAT** it is recommended that the KRAA incorporate which will allow them to hold the LUP. The Municipality hereby agrees to cover the costs of incorporation and the annual insurance costs.

**CARRIED**

**16-457 BY JIM ROOK – EILEEN LEWIS**

**BE IT RESOLVED THAT** By-Law #2016-41 being a by-law to authorize the Execution of a Tax Arrears Extension Agreement pursuant to Section 378 of the *Municipal Act, 2001* be read a first and second time.

**CARRIED**

**16-458 BY JIM ROOK – EILEEN LEWIS**

**BE IT RESOLVED THAT** By-Law #2016-41 being a by-law to authorize the Execution of a Tax Arrears Extension Agreement pursuant to Section 378 of the *Municipal Act, 2001* be considered read a third time and passed in Open Council this 9<sup>th</sup> day of November 2016.

**CARRIED**

**16-459 BY JIM ROOK – EILEEN LEWIS**

**BE IT RESOLVED THAT** Council proceed to discuss the following item(s) listed below as an Addendum to the November 9<sup>th</sup>, 2016 Regular Meeting Agenda:

- |                                       |   |
|---------------------------------------|---|
| 1. Canada Day 2017                    | - Grant Application                                 |
| 2. Henvey Inlet First Nation          | - Partnership Request                               |
| 3. Public Works Superintendent        | - Report on Hartley Bay Road Maintenance Procedures |
| 4. Additional Item for Closed Session | - Relating to Agenda Item 17.2 (a)                  |

**CARRIED**

**16-460 BY JIM ROOK – EILEEN LEWIS**

**BE IT RESOLVED THAT** the Municipality of Killarney apply for funding from Celebrate Canada for our 2017 Canada Day Celebrations.

**CARRIED**

**16-461 BY JIM ROOK – EILEEN LEWIS**

**BE IT RESOLVED THAT** the Municipality of Killarney advise Henvey Inlet First Nation 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.

**CARRIED**

**16-462 BY JIM ROOK – EILEEN LEWIS**

**BE IT RESOLVED THAT** the report from the Public Works Superintendent regarding Hartley Bay Road Maintenance Procedures be acknowledged and filed.

**CARRIED**

**16-463 BY JIM ROOK – EILEEN LEWIS**

**BE IT RESOLVED THAT** Council go into Closed Session at 8:34 P.M. in accordance with Section 239 (2) of the Municipal Act, 2001, c. 25. to discuss two legal matters and a Freedom of Information Request.

**CARRIED**

**CLOSED SESSION:**

*Adoption of Minutes:* Minutes deferred to December meeting

*Legal Matters:*

- The first legal matter discussed involved remedial matters/options regarding issues at the Municipal Wharf Building.
- The second legal matter involved the addendum to the November 9<sup>th</sup> agenda involving issues/proposals relating to the Municipal Wharf Building.
- The final matter was a Freedom of Information Request which was provided to Council for their information.

**16-464 BY JIM ROOK – EILEEN LEWIS**

**BE IT RESOLVED THAT** Council rise and report at 9:00 P.M.

**CARRIED**

**16-465 BY JIM ROOK – EILEEN LEWIS**

**BE IT RESOLVED THAT** the Municipality of Killarney retain the services of Lerner LLP to defend the Statement of Claim Court File No. C-4856-16 as outlined in the letter dated November 1, 2016

**CARRIED**

**16-466 BY JIM ROOK – EILEEN LEWIS**

**BE IT RESOLVED THAT** Resolution No. 16-383 and 16-408 regarding the cost sharing for the make-up air retrofit at the wharf building – Option 2 be amended by deleting cost sharing on a 75/25 basis and replace the cost sharing with the tenant on a 50/50 basis.

**FURTHER THAT** this is based on the quote submitted by Eagle Air Ltd. #16-177 dated September 14<sup>th</sup>, 2016.

**CARRIED**

**16-467 BY JIM ROOK – EILEEN LEWIS**

**BE IT RESOLVED THAT** the Municipality of Killarney contract with Eagle Air Ltd. for the installation of a make-up air retrofit as per quote 16-177 dated September 14<sup>th</sup>, 2016 provided Herbert Fisheries share fifty percent of the expense.

**CARRIED**

**16-468 BY NANCY WIRTZ – PIERRE PAQUETTE**

**BE IT RESOLVED THAT** the Municipality of Killarney agree with Herbert Fisheries that the HVAC retrofit be completed together, with the exception of the make-up air unit.

**FURTHER THAT** the HVAC system upgrades will be postponed until all parties can review the potential improvements/design, etc.

**FURTHER THAT** as a sign of good faith, the Municipality will provide Herbert Fisheries with a lump sum of \$1,500.00 to assist with the heating costs of the processing room for the 2016/17 winter season only.

**CARRIED**

**16-469 BY JIM ROOK – EILEEN LEWIS**

**BE IT RESOLVED THAT** By-Law #2016-42 being a by-law to confirm the proceedings of Council be read a first and second time.

**CARRIED**

**16-470 BY JIM ROOK – EILEEN LEWIS**

**BE IT RESOLVED THAT** By-Law #2016-42 being a by-law to confirm the proceedings of Council be read a third time and passed in Open Council this 9<sup>th</sup> day of November, 2016.

**CARRIED**

**16-471 BY JIM ROOK – EILEEN LEWIS**

**BE IT RESOLVED THAT** we adjourn the Regular Meeting of Council held November 9<sup>th</sup>, 2016 at 9:07 P.M. to meet again on December 14<sup>th</sup>, 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*