

**THE CORPORATION OF THE MUNICIPALITY
OF KILLARNEY**

**Regular Meeting of Council
Via Electronic Participation
Location: Municipal Council Chambers**

August 12th, 2020

5:00 P.M.

PRESENT: MAYOR: Nancy Wirtz

COUNCILLORS: Barbara Anne Haitse Michael Reider
Jim Rook John Dimitrijevic

ABSENT: COUNCILLOR: Vacant Seat

DISCLOSURE: Nil

STAFF: Clerk-Treasurer – Candy Beauvais
Administrative Assistant – Angie Nuziale
Public Works Superintendent – Tony Nuziale
Project Manager – Kelly Champaigne
Sudbury East Building & By-Law Services - Andrea Tarini
Sudbury East Planning Board - Matthew Dumont

MEMBERS OF PUBLIC: 3

GUESTS: Nil

DELEGATIONS: Marc Kilchling – Re: By-Law 2018-25
Unopen Road Allowance

The Clerk indicated the meeting was now to begin recording.

Mayor Wirtz called meeting to order at 5:01 P.M. and read the following statement.

On March 19, 2020, Bill 187, *Municipal Emergencies Act, 2020* came into force. This legislation amends 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. The Municipality of Killarney has decided to make such an amendment to its procedural bylaw in response to the COVID-19 pandemic. Accordingly, meetings of the Municipality's Council, local boards, and committees will be conducted by teleconference. The public will also be able to observe such meetings in the same manner.

Further to the COVID-19 pandemic and to promote the health and safety of the public, members of Council and staff, it is hereby the decision of Council that this meeting will be held via teleconference and the meeting will also be recorded.

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.

Note: All motions are recorded votes in order to ensure the public is aware of how councillors are voting since they are unable to view the meeting proceedings.

Delegation:

1. Marc Kilchling – Re: By-Law 2018-25 - Unopen Road Allowance Lease

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

20-260 BY JIM ROOK – BARBARA ANNE HAITSE

BE IT RESOLVED THAT the minutes of the Committee of Adjustment meeting & the Regular Meeting of Council held July 8th and the Special Meeting of Council held July 14th, 2020 be adopted as circulated.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
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>	_____
VACANT SEAT	_____	_____

CARRIED

20-261 BY MICHAEL REIDER – JIM ROOK

BE IT RESOLVED THAT Disbursement Sheet #2020-07 covering the expenditures for the period ending July 31st, 2020 in the following amounts:

General Expenses - \$ 187,031.44

Payroll Expenses - \$ 67,393.77 are hereby approved for payment.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
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>	_____
VACANT SEAT	_____	_____

CARRIED

20-262 BY BARBARA ANNE HAITSE – MICHAEL REIDER

BE IT RESOLVED THAT the Site Control Plan Report from the Chief Building Official of the Sudbury East Building and By-law Services Department (SEBBS) received August 6, 2020 be accepted and filed.

FURTHER THAT the Municipality continue discussions to investigate a design guideline for Channel Street.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
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>	_____
VACANT SEAT	_____	_____

CARRIED

20-263 BY JIM ROOK – JOHN DIMITRIJEVIC

BE IT RESOLVED THAT Council acknowledge the email from Chris and Carol Dawson regarding the damage caused by high water levels and winds at their establishment;

FURTHER the high water has severely affected a significant number of private properties as well as municipal infrastructure throughout the municipality;

FURTHER the Municipality does not have the resources to assist financially at this time.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
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>	_____
VACANT SEAT	_____	_____

CARRIED

20-264 BY JIM ROOK – BARBARA ANNE HAITSE

BE IT RESOLVED THAT the Municipality of Killarney process the following 357 and 358 applications made under the Municipal Act, 2001 for the following property:

For the Year 2020 – 357 Applications

Roll #5136 000 006 01100 0000 residential payment in lieu assessment write-off (RP) in the amount of (\$ 36,800)
 For the Period: January 1, 2020 to December 31, 2020

Reason: Not able to build on lot /Restricted or limited access to lot / Change in site value

For the Year 2018 – 358 Application

Roll #5136 000 004 04900 0000 residential assessment write-off (RT) in the amount of \$ (20,650)
 Residential Assessment Vacant Lot Exempt in the amount of \$ 24,605
 For the Period: January 1, 2018 to December 31, 2018

Reason: Property is recognized by the Bereavement Authority of Ontario as a cemetery and is therefore exempt from taxation. A Post Roll Amended Notice was issued for 2020 to reflect this change.

For the Year 2019 – 358 Application

Roll #5136 000 004 04900 0000 residential assessment write-off (RT) in the amount of \$ (24,075)

Residential Assessment Vacant Lot Exempt in the amount of \$ 25,802

For the Period: January 1, 2019 to December 31, 2019

Reason: Property is recognized by the Bereavement Authority of Ontario as a cemetery and is therefore exempt from taxation. A Post Roll Amended Notice was issued for 2020 to reflect this change.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
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>	_____
VACANT SEAT	_____	_____

CARRIED

20-265 BY MICHAEL REIDER – JOHN DIMITRIJEVIC

BE IT RESOLVED THAT the Municipality partner with Know History Inc. for a complementary workshop to examine our cultural and heritage projects in Ward 1 & Ward 2.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
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>	_____
VACANT SEAT	_____	_____

CARRIED

20-266 BY JIM ROOK – MICHAEL REIDER

BE IT RESOLVED THAT further to a request from the Town of Amherstburg, the Municipality of Killarney support the resolution passed by the City of Sarnia at its meeting held on June 22, 2020 requesting the Province take action to end the neglect and unacceptable conditions experienced by our vulnerable seniors in Long Term Care Homes.

FURTHER THAT a copy of this resolution be sent to Premier Doug Ford, FONOM, AMO and our local MPP’s.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
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>	_____
VACANT SEAT	_____	_____

CARRIED

20-267 BY BARBARA ANNE HAITSE – MICHAEL REIDER

BE IT RESOLVED THAT further to a request from the Town of Amherstburg, the Municipality of Killarney hereby supports Resolution No. 2020-06-44 passed by the Town of Renfrew at its meeting held on June 23, 2020 requesting the Governments of Canada and Ontario to fast track the review of current and previous Investing in Canada Infrastructure Program grant applications in order to provide the much needed employment and investment into rural Ontario to provide sustainable infrastructure.

FURTHER THAT a copy of this resolution be circulated to the Prime Minister of Canada, Premier Doug Ford, the Minister of Infrastructure, FCM, FONOM, AMO, ROMA and our local MP’s and MPP’s.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
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>	_____
VACANT SEAT	_____	_____

CARRIED

20-268 BY JIM ROOK – BARBARA ANNE HAITSE

BE IT RESOLVED THAT the Municipality of Killarney acknowledge the letter from Henvey Inlet First Nation (HIFN) dated July 20, 2020 requesting an extension for the disposal of refuse in the Key River Landfill Site;

FURTHER THAT the Municipality will grant a final extension of one additional year (to October 31, 2021) or less should HIFN enter into a Municipal Service Agreement with the Municipality of McDougall to dispose of their waste;

FURTHER THAT HIFN will continue with all recycling efforts and that construction waste from the Nigig Wind Farm project or the trailer parks/campgrounds will not be allowed to dispose of refuse in the Key River Landfill.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
Z. DIMITRIJEVIC	_____	___x___
B. HAITSE	___x___	_____
M. REIDER	___x___	_____
J. ROOK	___x___	_____
N. WIRTZ	___x___	_____
VACANT SEAT	_____	_____

CARRIED

20-269 BY JIM ROOK – BARBARA ANNE HAITSE

BE IT RESOLVED THAT the report from the Public Works Department for the month of July 2020 be accepted and filed.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
Z. DIMITRIJEVIC	___x___	_____
B. HAITSE	___x___	_____
M. REIDER	___x___	_____
J. ROOK	___x___	_____
N. WIRTZ	___x___	_____
VACANT SEAT	_____	_____

CARRIED

20-270 BY BARBARA ANNE HAITSE – JIM ROOK

BE IT RESOLVED THAT the Municipality contract with No Limit Roofing & Snow Removal to replace the shingles on the Killarney Health Centre as per their quote dated July 20, 2020.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
Z. DIMITRIJEVIC	___x___	_____
B. HAITSE	___x___	_____
M. REIDER	___x___	_____
J. ROOK	___x___	_____
N. WIRTZ	___x___	_____
VACANT SEAT	_____	_____

CARRIED

20-271 BY MICHAEL REIDER – JIM ROOK

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

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
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>	_____
VACANT SEAT	_____	_____

CARRIED

20-272 BY MICHAEL REIDER – JOHN DIMITRIJEVIC

BE IT RESOLVED THAT the second quarterly report from the Sudbury East Building and By-law Services Department (SEBBS) be accepted and filed.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
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>	_____
VACANT SEAT	_____	_____

CARRIED

20-273 BY BARBARA ANNE HAITSE – JIM ROOK

BE IT RESOLVED THAT the report from the Project Manager dated July 13th, 2020 regarding Improving Connectivity for Ontario Program (ICON) be accepted and filed.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
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>	_____
VACANT SEAT	_____	_____

CARRIED

20-274 BY JIM ROOK – MICHAEL REIDER

BE IT RESOLVED THAT the report from the Project Manager dated July 24th, 2020 regarding East Lighthouse camping be accepted and filed.

FURTHER THAT Staff and Council will continue to liase with the appropriate ministry officials.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
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>	_____
VACANT SEAT	_____	_____

CARRIED

20-275 BY MICHAEL REIDER – JOHN DIMITRIJEVIC

BE IT RESOLVED THAT the report from the Deputy Clerk Treasurer dated August 5th, 2020 detailing the impacts of COVID-19 on the budget be accepted and filed.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
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>	_____
VACANT SEAT	_____	_____

CARRIED

20-276 BY JIM ROOK – JOHN DIMITRIJEVIC

BE IT RESOLVED THAT the report from the Tax/Utility Clerk dated August 6th, 2020 outlining penalty revenue loss from April 2020 to August 2020 be accepted and filed.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
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>	_____
VACANT SEAT	_____	_____

CARRIED

20-277 BY JIM ROOK – BARBARA ANNE HAITSE

BE IT RESOLVED THAT the report from the Project Manager dated July 10th, 2020 regarding a proposed municipal office work schedule be accepted and filed;

FURTHER THAT staff will work with this schedule for a two-month trial basis after which it will be re-evaluated by the Personnel Committee.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
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>	_____
VACANT SEAT	_____	_____

CARRIED

20-278 BY MICHAEL REIDER – BARBARA ANNE HAITSE

BE IT RESOLVED THAT Council hereby approves of the Terms of Reference Agreement between the Township of Assiginack, the Township of Tehkummah and the Municipality of Killarney entering into a regional economic development project for the three municipalities.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
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>	_____
VACANT SEAT	_____	_____

CARRIED

20-279 BY JIM ROOK – MICHAEL REIDER

BE IT RESOLVED THAT Council go into Closed Session at 7:15 P.M. in accordance with Section 239 (2) of the Municipal Act, 2001, c. 25 to discuss personal matters, employment and education history regarding identifiable individuals;

FURTHER Council is proceeding in this manner to protect the privacy and confidential information of the individuals.

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

CARRIED

Mayor Wirtz stated public participation is not permitted during the Closed Session. Therefore, ALL participants on the call are asked to disconnect while Council and the Clerk retire into closed session. The public participants can call back into the regular meeting number to reconnect and will be placed on hold until the regular meeting resumes.

Council then proceeds to sign in to Closed Session. The Closed Session was not recorded. Following Closed session, Council members will then re-connect back to the regular meeting, will rise and report, and the meeting will resume.

20-280 BY MICHAEL REIDER – JIM ROOK

BE IT RESOLVED THAT Council rise and report from closed session at 7:39 P.M.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
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>	_____
VACANT SEAT	_____	_____

CARRIED

Upon rising and reporting from Closed Session, the Mayor indicated there were 5 individuals who submitted Expressions of Interest for the Ward 1 vacant seat:

1. Norman Beauvais
2. Robert Campbell
3. Geoffrey Cosh Jr.
4. Patricia Laface-Kagjanich
5. Christopher Pieters

The Mayor called for the appointment resolution.

20-281 BY MICHAEL REIDER – JIM ROOK

BE IT RESOLVED THAT the Municipality of Killarney appoint Robert Campbell to fill the vacant Ward 1 seat on Council.

FURTHER THAT this appointment will come into force and take effect upon Robert Campbell pledging the declaration of office which will terminate on November 15, 2022.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
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>	_____
VACANT SEAT	_____	_____

CARRIED

20-282 BY MICHAEL REIDER – JIM ROOK

BE IT RESOLVED THAT By-Law #2020-28 being a by-law to confirm the proceedings of Council be read a first and second time.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
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>	_____
VACANT SEAT	_____	_____

CARRIED

20-283 BY MICHAEL REIDER – BARBARA ANNE HAITSE

BE IT RESOLVED THAT By-Law #2020-28 being a by-law to confirm the proceedings of Council be read a third time and passed in Open Council this 12th day of August, 2020.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
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>	_____
VACANT SEAT	_____	_____

CARRIED

20-284 BY JIM ROOK – BARBARA ANNE HAITSE

BE IT RESOLVED THAT we adjourn the Regular Meeting of Council held August 12th, 2020 at 7:50 P.M. to meet again on September 9th, 2020 at 6:00 P.M. at the Veteran’s Memorial Hall or as otherwise specified.

RECORDED VOTE		
	<i>FOR</i>	<i>AGAINST</i>
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>	_____
VACANT SEAT	_____	_____

CARRIED

ORIGINAL DOCUMENT SIGNED

.....
Nancy Wirtz, Mayor

ORIGINAL DOCUMENT SIGNED

.....
Candy Beauvais, Clerk-Treasurer