

# THE CORPORATION OF THE MUNICIPALITY OF KILLARNEY

## Regular Meeting of Council

December 15, 2016

7:00 P.M.

**PRESENT: MAYOR:** Virginia Rook

**COUNCILLORS:** Eileen Lewis Nancy Wirtz  
Jim Rook Pierre Paquette

**ABSENT:** Council Seat Vacant

**DISCLOSURE:** Nil

**STAFF:** Clerk-Treasurer - Candy Beauvais  
Deputy Clerk-Treasurer – Gilles Legault

**MEMBERS OF PUBLIC:** 3

**GUESTS:** Nil

**DELEGATIONS:** Nil

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

**16-476 BY NANCY WIRTZ – PIERRE PAQUETTE**

**BE IT RESOLVED THAT** the minutes of the Special Meeting of Council held November 9<sup>th</sup>, the Regular Meeting of Council held November 9<sup>th</sup>, and the Special Meeting of Council held December 7<sup>th</sup>, 2016 be adopted as circulated.

**CARRIED**

**16-477 BY NANCY WIRTZ – PIERRE PAQUETTE**

**BE IT RESOLVED THAT** Disbursement Sheet #2016-11 covering the expenditures for the period ending November 30<sup>th</sup>, 2016 in the following amounts:

General Expenses - \$ 186,082.21  
Payroll Expenses - \$ 35,743.55

are hereby approved for payment.

**CARRIED**

**16-478 BY NANCY WIRTZ – PIERRE PAQUETTE**

**BE IT RESOLVED THAT** the Municipality of Killarney support the resolution passed by the Township of Madawaska Valley on November 7<sup>th</sup>, 2016 calling on the Government of Ontario and the Ministry of Housing to halt the download of enforcement responsibility for residential rental maintenance standards proposed in Schedule 5 of Bill 7. This is due to the significant challenge municipalities will face to provide this service to the public in a cost-efficient manner since there will be no compensation from the Province.

**FURTHER THAT** this resolution be forwarded to those noted in the motion passed by Madawaska Valley.

**CARRIED**

**16-479 BY NANCY WIRTZ – PIERRE PAQUETTE**

**BE IT RESOLVED THAT** the Municipality of Killarney support Bill 9 - “End Age Discrimination Against Stroke Recovery Patients Act, 2016 which will ensure that all stroke victims receive prompt care regardless of their age.

**FURTHER THAT** this resolution be forwarded to the Minister of Health and Long Term Care and our local MPP’s.

**CARRIED**

**16-480 BY NANCY WIRTZ – PIERRE PAQUETTE**

**BE IT RESOLVED THAT** the Municipality of Killarney support Resolution 16-234 passed by the Municipality of Greenstone on November 14, 2016 requesting the Province to re-evaluate the structure of hydro delivery in terms of access and delivery and implement structural changes to address the unfair practice of charging more for delivery for rural residents.

**FURTHER THAT** this resolution be circulated to the Premier of Ontario, Glenn Thibeault – Minister of Energy, Ontario Small Urban Municipalities (OSUM), Federation of Northern Ontario Municipalities (FONOM), the Association of Municipalities of Ontario (AMO) and our local MPP’s.

**CARRIED**

**16-481 BY NANCY WIRTZ – PIERRE PAQUETTE**

**BE IT RESOLVED THAT** the Municipality of Killarney support Resolution 16-384 passed by the Township of McKellar on November 21, 2016 petitioning the Provincial Government to recognize municipal fire service as critical infrastructure by including funding for Fire Department infrastructure as part of the Provincial Governments Infrastructure Strategy to Move Ontario Forward.

**FURTHER THAT** this resolution be circulated to the Premier of Ontario, the Minister of Economic Development, Employment and Infrastructure, AMO, FONOM, ROMA and our local MPP’s.

**CARRIED**

**16-482 BY NANCY WIRTZ – PIERRE PAQUETTE**

**BE IT RESOLVED THAT** the Municipality of Killarney support Resolution #C-2016-11-11 passed by Tay Valley Township on November 8<sup>th</sup>, 2016 requesting that the distribution charges be removed from consumer’s electrical bills to make it more affordable and more comparative to other Provinces.

**FURTHER THAT** this resolution be circulated to the Premier of Ontario, Glenn Thibeault, Minister of Energy, FONOM, ROMA and our local MPP’s.

**CARRIED**

**16-483 BY NANCY WIRTZ – PIERRE PAQUETTE**

**WHEREAS** municipal governments’ infrastructure is critical to our collective economic health;

**WHEREAS** stable, predictable and formula-based infrastructure funding allows municipal governments to plan and schedule investments in infrastructure;

**WHEREAS** Ontario municipal governments have asset management plans which set out a municipality's longer term capital plan which reflects the infrastructure priorities of these asset management plans; and

**WHEREAS** a federal incrementality rule interferes with municipal long-term infrastructure priorities and diminishes the value of municipal asset planning and management;

**NOW THEREFORE BE IT RESOLVED** that the Municipality of Killarney calls on the federal government to provide long-term, predictable, and formula-based funding in its Phase 2 programs for municipal governments; and

**BE IT ALSO RESOLVED** that the Municipality of Killarney calls on the federal government to change incremental requirements in Phase 2 to recognize in Ontario that a municipal governments' asset management plan meets a municipal incremental infrastructure requirement.

**CARRIED**

**16-484 BY NANCY WIRTZ – PIERRE PAQUETTE**

**BE IT RESOLVED THAT** Council acknowledge the letter from Laurine Loosemore dated November 25, 2016 relating to concerns regarding loaned medical supplies and reply accordingly.

**CARRIED**

**16-485 BY NANCY WIRTZ – PIERRE PAQUETTE**

**BE IT RESOLVED THAT** the Municipality of Killarney negotiate a loan in the amount of \$59,000.00 with TD Bank for the purchase of a 2016 Chevrolet Truck. The loan is to be amortized over a five (5) year period at a fixed rate of interest. Payments to commence in December 2016.

**CARRIED**

**16-486 BY NANCY WIRTZ – PIERRE PAQUETTE**

**BE IT RESOLVED THAT** the Council for the Municipality of Killarney agrees to the participation in the Federation of Canadian Municipalities Community Infrastructure Partnership Program (CIPP) from December 15<sup>th</sup>, 2016 to March 31<sup>st</sup>, 2018, which includes the following:

A one hour meeting with the Mayor in advance of the first workshop.

Two one-day relationship building and strategic planning workshops with the neighbouring communities between December 19<sup>th</sup>, 2016 and March 31<sup>st</sup>, 2018, facilitated by CIPP staff.

Participation of one senior staff person and one elected official and one alternate for each, to serve on a working group, which will meet monthly between workshops to further the joint service agreement development and coordinate with the CIPP team:

Elected Official: Mayor	Alternate: Deputy Mayor
Senior Staff: Public Works Superintendent	Alternate: Public Works Foreman

Regular participation in the First Nation – Municipal Network on LinkedIn.

Serve as a mentor for others interested in pursuing First Nation – municipal collaboration.

Ongoing community engagement and keeping the community informed about CIPP.

Maintaining timely communication with CIPP staff to assist with coordinating the logistics of community visits and workshops, as appropriate.

**CARRIED**

**16-487 BY NANCY WIRTZ – PIERRE PAQUETTE**

**BE IT RESOLVED THAT** the Municipality grant the Killarney Curling Club a 50% reduction in the hall rental fee for their function on January 20 – 22, 2017.

**CARRIED**

**16-488 BY NANCY WIRTZ – PIERRE PAQUETTE**

**BE IT RESOLVED THAT** the Municipality of Killarney Council hereby supports the resolution from Richmond Hill passed at its meeting held on November 28<sup>th</sup>, 2016 regarding postal banking;

**FURTHER THAT** Killarney Council concurs with the Council of Richmond Hill and encourages the Federal Government to review and/or amend the pertinent Acts to allow postal banking at Canada Post.

**FURTHER THAT** this resolution be circulated to all those noted in the resolution adopted by Richmond Hill as well as our local MP's.

**DEFEATED**

**16-489 BY NANCY WIRTZ – PIERRE PAQUETTE**

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

**CARRIED**

**16-490 BY NANCY WIRTZ – PIERRE PAQUETTE**

**BE IT RESOLVED THAT** the minutes of the All Saints Cemetery Board Meeting held November 23<sup>rd</sup>, 2016 be accepted and filed.

**CARRIED**

**16-491 BY NANCY WIRTZ – PIERRE PAQUETTE**

**BE IT RESOLVED THAT** the minutes of the Killarney Community Centre Board Meeting held November 23<sup>rd</sup>, 2016 be accepted and filed.

**CARRIED**

**16-492 BY NANCY WIRTZ – PIERRE PAQUETTE**

**BE IT RESOLVED THAT** the minutes of the Killarney Health Centre Board Meeting held November 30<sup>th</sup>, 2016 be accepted and filed.

**CARRIED**

**16-493 BY NANCY WIRTZ – PIERRE PAQUETTE**

**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>
Nancy Tyson	2 Year Term

<b>Killarney Health Centre Board</b>	<b>TERM OF OFFICE</b>
Sue Cardy	1 Year Term
Liz Solomon	1 Year Term

<b>Killarney Community Centre Board</b>	<b>TERM OF OFFICE</b>
Michael Reider	2 Year Term

**CARRIED**

**16-494 BY NANCY WIRTZ – PIERRE PAQUETTE**

**BE IT RESOLVED THAT** Council rescind Resolution No. 2016-436 passed on November 9<sup>th</sup>, 2016 to apply to the Great Lakes Guardian Community Fund for funding for a project that would bring awareness to the location of our drinking water intake zone as it unfortunately does not meet the grant criteria.

**CARRIED**

**16-495 BY NANCY WIRTZ – PIERRE PAQUETTE**

**BE IT RESOLVED THAT** the Council for the Municipality of Killarney hereby adopts the Terms of Reference for the Emergency Management Program Committee (EMPC) dated December 2016;

**AND WHEREAS** the Terms of Reference hereby appoints the Community Emergency Management Co-ordinator (CEMC) or designate as Chair of the EMPC;

**AND WHEREAS** the Clerk-Treasurer or designate shall form part of the EMPC;

**AND WHEREAS** the CEMC will confirm a representative from the Fire Department, the OPP, Health & Social Services (MSDSB), Public Works Department and Sudbury District Health Unit.

**AND WHEREAS** the Mayor and appointed Deputy Mayor will sit on the EMPC each year of the four (4) year term of Council.

**CARRIED**

**16-496 BY NANCY WIRTZ – PIERRE PAQUETTE**

**BE IT RESOLVED THAT** the Municipality of Killarney confirms its 2016 compliance regarding Emergency Management and will forward the original signed copy of the Emergency Management Program Statement of Completion form and the Annual Municipal Maintenance Checklist to the Office of the Fire Marshal and Emergency Management prior to the December 31<sup>st</sup>, 2016 deadline.

**CARRIED**

**16-497 BY NANCY WIRTZ – PIERRE PAQUETTE**

**BE IT RESOLVED THAT** the Municipality approach Tyson Lake Marina to see if there is any interest in the marina establishing a transfer station on their property to be used by ratepayers on the lake.

**CARRIED**

**16-498 BY NANCY WIRTZ – PIERRE PAQUETTE**

**BE IT RESOLVED THAT** Council has reviewed the sixty-two (62) comments received from ratepayers relating to special services/area rating;

**AND WHEREAS** Council was presented with a training session on special services/area rating from our municipal advisor of the Ministry of Municipal Affairs;

**AND WHEREAS** the comments received in favour of implementing some type of special services/area rating amounted to twenty-eight (28) representing approximately 2.3% of the total properties in the municipality;

**AND WHEREAS** the comments received against implementing some type of special services/area rating amounted to thirty-four (34) representing approximately 2.8% of the total properties in the municipality;

**AND WHEREAS** the total comments received represent approximately 5% of the total properties in our municipality in 2016, it is hereby the decision of Council that special services/area rating will not be implemented, nor will a third party independent study be required;

**FURTHER** the municipality will implement a special user fee of twenty-five dollars (\$25.00) per year for those residential properties (*vacant properties are excluded*) who are in the garbage collection area and receive curb side pickup;

**FURTHER** there is no opportunity to opt out of paying this fee, unless the property classification becomes vacant;

**FURTHER** the user fee will be pro-rated contingent on a property becoming vacant as designated by MPAC or becomes a new residential dwelling property during a portion of the applicable taxation year;

**FURTHER** this curb side garbage collection user fee will be a special charge on the annual tax bill and will be collected like taxes;

**THEREFORE BE IT RESOLVED THAT** this special user fee will take effect in 2017 and each year thereafter with any future fee increase being adopted on the Fees and Charges By-law.

**CARRIED**

**16-499 BY NANCY WIRTZ – PIERRE PAQUETTE**

**BE IT RESOLVED THAT** By-Law #2016-43 being a by-law to Amend By-Law Nos. 2007-06 & 2012-11 authorizing the Corporation of the Municipality of Killarney to enter into an Agreement with Rogers Wireless Inc. respecting Lease of Property for Tower Site Location Code: C2881 in the Municipality of Killarney be read a first and second time.

**CARRIED**

**16-500 BY NANCY WIRTZ – PIERRE PAQUETTE**

**BE IT RESOLVED THAT** By-Law #2016-43 being a by-law to Amend By-Law Nos. 2007-06 & 2012-11 authorizing the Corporation of the Municipality of Killarney to enter into an Agreement with Rogers Wireless Inc. respecting Lease of Property for Tower Site Location Code: C2881 in the Municipality of Killarney be considered read a third time and passed in Open Council this 15<sup>th</sup> day of December 2016.

**CARRIED**

**16-501 BY NANCY WIRTZ – PIERRE PAQUETTE**

**BE IT RESOLVED THAT** By-Law #2016-44 being a by-law to Amend By-Law Nos. 2007-07 & 2012-12 authorizing the Corporation of the Municipality of Killarney to Enter into an Agreement with Rogers Wireless Inc. respecting Lease of Property for Tower Site Location Code: C2923 in the Municipality of Killarney be read a first and second time.

**CARRIED**

**16-502 BY NANCY WIRTZ – PIERRE PAQUETTE**

**BE IT RESOLVED THAT** By-Law #2016-44 being a by-law to Amend By-Law Nos. 2007-07 & 2012-12 authorizing the Corporation of the Municipality of Killarney to Enter into an Agreement with Rogers Wireless Inc. respecting Lease of Property for Tower Site Location Code: C2923 in the Municipality of Killarney be considered read a third time and passed in Open Council this 15<sup>th</sup> day of December 2016.

**CARRIED**

**16-503 BY JIM ROOK – EILEEN LEWIS**

**BE IT RESOLVED THAT** By-Law #2016-45 being a by-law to Amend By-Law No. 2009-37, Schedule “A” be read a first and second time.

**CARRIED**

**16-504 BY JIM ROOK – EILEEN LEWIS**

**BE IT RESOLVED THAT** By-Law #2016-45 being a by-law to Amend By-Law No. 2009-37, Schedule “A” be considered read a third time and passed in Open Council this 15<sup>th</sup> day of December 2016.

**CARRIED**

**16-505 BY JIM ROOK – EILEEN LEWIS**

**BE IT RESOLVED THAT** By-Law #2016-46 being a by-law to set the Terms of Reference for Advisory Committees appointed by Council be read a first and second time.

**CARRIED**

**16-506 BY JIM ROOK – EILEEN LEWIS**

**BE IT RESOLVED THAT** By-Law #2016-46 being a by-law to set the Terms of Reference for Advisory Committees appointed by Council be considered read a third time and passed in Open Council this 15<sup>th</sup> day of December 2016.

**CARRIED**

**16-507 BY JIM ROOK – EILEEN LEWIS**

**BE IT RESOLVED THAT** Council proceed to discuss the following item(s) listed below as an Addendum to the December 15<sup>th</sup>, 2016 Regular Meeting Agenda:

- 1. Airport Committee Meeting - Minutes of December 10, 2016
- 2. MPAC - 357/358/359 Applications
- 3. KCC - Temporary Hire

**CARRIED**

**16-508 BY JIM ROOK – EILEEN LEWIS**

**BE IT RESOLVED THAT** the minutes of the Airport Committee Meeting held December 10<sup>th</sup>, 2016 be accepted and filed.

**CARRIED**

**16-509 BY JIM ROOK – EILEEN LEWIS**

**BE IT RESOLVED THAT** the Municipality process the following assessment adjustments issued by MPAC for the following property roll numbers:

**For the Year 2014**

**Roll #5136 000 001 12700 0000**

Residential assessment w/o (RT) in the amount of \$ ( 400).

For the Period: January 1 to December 31, 2014

Reason: *358 Application – Frontage corrected*

**Roll #5136 000 001 13902 0000**

Residential assessment w/o (RT) in the amount of \$ ( 12,756).

For the Period: January 1 to December 31, 2014

Reason: *358 Application – Garage demolished/removed in 2010*

**For the Year 2015**

**Roll #5136 000 001 12700 0000**

Residential assessment w/o (RT) in the amount of \$ ( 400).

For the Period: January 1 to December 31, 2015

Reason: *358 Application – Frontage corrected*

**Roll #5136 000 001 13902 0000**

Residential assessment w/o (RT) in the amount of \$ ( 13,078).

For the Period: January 1 to December 31, 2015

Reason: *358 Application – Garage demolished/removed in 2010*

**Roll #5136 000 001 30300 0000**

Residential assessment w/o (RT) in the amount of \$ ( 36,000).

For the Period: January 1 to December 31, 2015

Reason: *358 Application – Trailer removed*

**For the Year 2016**

**Roll #5136 000 001 12700 0000**

Residential assessment w/o (RT) in the amount of \$ ( 400).

For the Period: January 1 to December 31, 2016

Reason: *357 Application – Frontage corrected*

**Roll #5136 000 001 13902 0000**

Residential assessment w/o (RT) in the amount of \$ ( 13,400).

For the Period: January 1 to December 31, 2016

Reason: *357 Application – Garage demolished/removed in 2010*

**Roll #5136 000 001 30300 0000**

Residential assessment w/o (RT) in the amount of \$ ( 36,000).

For the Period: January 1 to December 31, 2016

Reason: *357 Application – Trailer removed*

**CARRIED**



**16-510 BY JIM ROOK – EILEEN LEWIS**

**BE IT RESOLVED THAT** the Municipality retain Hans Knopczyk Jr. on a temporary basis to assist the Public Works Department in making ice and maintaining both ice surfaces for the 2016/17 winter season at Step 5 of the General Labourer (temporary/occasional hires) pay grid.

**CARRIED**

**16-511 BY PIERRE PAQUETTE – JIM ROOK**

**BE IT RESOLVED THAT** since the Council for the Municipality of Killarney has previously in this calendar year decided against assuming the Land Use Permit (LUP) for the Key River Area helipad (Resolution 16-456) that this motion to reconsider be re-examined by Council at the next Regular Meeting.

**CARRIED**

**16-512 BY JIM ROOK – EILEEN LEWIS**

**BE IT RESOLVED THAT** Council go into Closed Session at 8:49 P.M. in accordance with Section 239 (2) of the Municipal Act, 2001, c. 25. to adopt the minutes of the closed meetings held on September 14<sup>th</sup>, October 12<sup>th</sup> & 31<sup>st</sup>, and November 9<sup>th</sup>, 2016 as well as to discuss a legal matter and personal matters regarding identifiable individuals.

**CARRIED**

**CLOSED SESSION:**

***Adoption of Minutes:***

- The first matter of business was the adoption of the closed minutes from the September 14<sup>th</sup>, October 12<sup>th</sup> & 31<sup>st</sup> and November 9<sup>th</sup>, 2016 council meetings.

***Legal Matters:***

- The only legal matter discussed was in regards to the potential disposition of land by the Municipality.

***Personnel Matter:***

- The final matter of business discussed was personal information regarding identifiable individuals.

**16-513 BY JIM ROOK – EILEEN LEWIS**

**BE IT RESOLVED THAT** Council rise and report at 9:18 P.M.

**CARRIED**

**16-514 BY JIM ROOK – EILEEN LEWIS**

**BE IT RESOLVED THAT** By-Law #2016-47 being a by-law to Appoint a Public Works Superintendent for the Municipality be read a first and second time.

**CARRIED**

**16-515 BY JIM ROOK – EILEEN LEWIS**

**BE IT RESOLVED THAT** By-Law #2016-47 being a by-law to Appoint a Public Works Superintendent for the Municipality be considered read a third time and passed in Open Council this 15<sup>th</sup> day of December 2016.

**CARRIED**

**16-516 BY JIM ROOK – EILEEN LEWIS**

**BE IT RESOLVED THAT** By-Law #2016-48 being a by-law to Appoint a By-Law Enforcement Officer for the Municipality of Killarney be read a first and second time.

**CARRIED**

**16-517 BY JIM ROOK – EILEEN LEWIS**

**BE IT RESOLVED THAT** By-Law #2016-48 being a by-law to Appoint a By-Law Enforcement Officer for the Municipality of Killarney be considered read a third time and passed in Open Council this 15<sup>th</sup> day of December 2016.

**CARRIED**

**16-518 BY JIM ROOK – EILEEN LEWIS**

**BE IT RESOLVED THAT** By-Law #2016-49 being a by-law to confirm the proceedings of Council be read a first and second time.

**CARRIED**

**16-519 BY JIM ROOK – EILEEN LEWIS**

**BE IT RESOLVED THAT** By-Law #2016-49 being a by-law to confirm the proceedings of Council be read a third time and passed in Open Council this 15<sup>th</sup> day of December, 2016.

**CARRIED**

**16-520 BY JIM ROOK – EILEEN LEWIS**

**BE IT RESOLVED THAT** we adjourn the Regular Meeting of Council held December 15<sup>th</sup>, 2016 at 9:21 P.M. to meet again on January 11<sup>th</sup>, 2017 at 7:00 P.M. or as otherwise specified.

**CARRIED**

*ORIGINAL DOCUMENT SIGNED*

.....  
*Virginia Rook, Mayor*

*ORIGINAL DOCUMENT SIGNED*

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