

THE CORPORATION OF THE MUNICIPALITY OF KINCARDINE

Council Minutes

Monday, July 10, 2023

Council Present Mayor Kenneth Craig
 Deputy Mayor Andrea Clarke
 Councillor Beth Blackwell
 Councillor Rory Cavanagh
 Councillor Mike Hinchberger
 Councillor Doug Kennedy
 Councillor Jennifer Prenger
 Councillor Amanda Steinhoff-Gray
 Councillor Bill Stewart

Staff Present Jillene Bellchamber-Glazier, Chief Administrative Officer
 Jennifer Lawrie, Manager of Legislative Services/Clerk
 Lorie Fioze, Manager Strategic Initiatives
 Dwayne McNab, Manager of Development Services
 Mark O'Leary, Manager of Environmental Services
 Corey Voisin, Manager of Operations
 Adam Weishar, Director of Infrastructure and Development
 Jenna Leifso, Records Management Clerk

1. **Call to Order**

Mayor Kenneth Craig called to order the Planning/Corporate Services Meeting of the Council of The Corporation of the Municipality of Kincardine at 5:00 p.m. on Monday July 10, 2023 in the Council Chambers at the Municipal Administration Centre.

1.1 **Land Acknowledgment Statement**

Councillor Hinchberger opened the meeting with the Land Acknowledgment Statement.

2. **Amendments. Additions or Deletions To/From the Agenda**

2.1 Addition - The Rural Economic Development Program Agreement By-law

Resolution # 07/10/23 - 01

Moved by: Andrea Clarke

Seconded by: Rory Cavanagh

That Council approve the following amendment to the agenda:

Item 6.5 - The Rural Economic Development Program Agreement By-law

Carried.

3. Disclosure of Pecuniary Interest and the General Nature Thereof

Name: Andrea Clarke

Item of Business: 6.2 Advertising and Revenue Generating Policy

General Nature of Interest: Firm advertises within the Municipality.

Councillor Clarke left the Council table and did not comment on the business item while this matter was considered.

4. Public Meeting

4.1 Committee of Adjustment

Resolution # 07/10/23 - 02

Moved by: Amanda Steinhoff-Gray

Seconded by: Doug Kennedy

That Council move into Committee of Adjustment and upon completion return to Council.

Carried.

5. Consideration of Motions

5.1 Amendments to the Highway Traffic Act

Resolution # 07/10/23 - 03

Moved by: Beth Blackwell

Seconded by: Bill Stewart

That the Council of the Municipality of Kincardine support the County of Norfolk and multiple other Ontario municipalities in requesting the Ontario

Government amend s. 205. 1 of the Highway Traffic Act to permit municipalities to locate Automated Speed Enforcement Systems permanently or temporarily on any roadway under the jurisdiction of municipality and as determined by the municipality, beyond designated community and school safety zones; and

That a copy of this resolution be forwarded to the Ontario Minister of Transportation, the Ontario Minister of Municipal Affairs and Housing, MPP Lisa Thompson, and the Association of Municipalities of Ontario (AMO).

Carried.

5.2 Second Monument Placement

Resolution # 07/10/23 - 04

Moved by: Beth Blackwell

Seconded by: Doug Kennedy

Whereas the Second Monument has been removed from its previous location due to construction; and

Whereas the proposed new location post construction won't allow the monument to serve effectively as a sundial; and

Whereas the commemorative text on the monument contains passages that do not reflect on contributions to the Municipality of Kincardine, the Province of Ontario, or to Canada, and are not consistent with the municipality's commitment to developing and completing actions to improve inclusion, diversity, equity and access (IDEA); now therefore be it resolved

That Council direct Staff to defer the placement of the Second Monument until Council has the opportunity to disposition these issues.

Carried.

Amendment:

Resolution # 07/10/23 - 05

Moved by: Mike Hinchberger

Seconded by: Amanda Steinhoff-Gray

That the motion be amended to add "Whereas the commemorative text on the monument contains passages that do not reflect on contributions to the Municipality of Kincardine, the Province of Ontario, or to Canada, and are not consistent with the municipality's commitment to developing and completing actions to improve inclusion, diversity, equity and access (IDEA) and that the last line be amended to remove "review its placement" and replacement "disposition these issues".

Carried.

6. Consideration of By-laws

6.1 2023 Consolidated Rates and Fees Amendment (5) By-law

Resolution # 07/10/23 - 06

Moved by: Mike Hinchberger

Seconded by: Andrea Clarke

That the "2023 Consolidated Rates and Fees Amendment (5) By-law" be deemed to be read a first, second and third time, finally passed and numbered as By-law No. 2023 - 116.

Carried.

6.2 Advertising and Revenue Generating Policy

Resolution # 07/10/23 - 07

Moved by: Rory Cavanagh

Seconded by: Amanda Steinhoff-Gray

That the "Advertising and Revenue Generation Policy By-law" be deemed to be read a first, second and third time, finally passed and numbered as By-law No. 2023 - 117

Postpone.

Amendment:

Resolution # 07/10/23 - 08

Moved by: Amanda Steinhoff-Gray

Seconded by: Rory Cavanagh

That motion be deferred until August 2023 to include review of additional exclusions and questions.

Carried.

6.3 Ministry of Transportation Agreement (Construct Watermain) By-law

Resolution # 07/10/23 - 09

Moved by: Doug Kennedy

Seconded by: Beth Blackwell

That the “Ministry of Transportation Watermain Agreement (2023) By-law” be deemed to be read a first, second and third time, finally passed and numbered as By-law No. 2023 - 118.

Carried.

6.4 Ministry of Transportation Agreement (Sanitary Sewer) By-law

Resolution # 07/10/23 - 10

Moved by: Bill Stewart

Seconded by: Jennifer Prenger

That the “Ministry of Transportation Sanitary Sewer Agreement (2023) By-law” be deemed to be read a first, second and third time, finally passed and numbered as By-law No. 2023 - 119.

Carried.

6.5 The Rural Economic Development Program Agreement (2023) By-law

Resolution # 07/10/23 - 11

Moved by: Mike Hinchberger

Seconded by: Andrea Clarke

That the “The Rural Economic Development Program Agreement (2023) By-law” be deemed to be read a first, second and third time, finally passed and numbered as By-law No. 2023 - 120.

Carried.

7. Move into Committee of the Whole

Resolution # 07/10/23 - 12

Moved by: Amanda Steinhoff-Gray

Seconded by: Doug Kennedy

THAT Council move into Committee of the Whole and upon completion return to Council.

Carried.

8. Matters Arising from Committee of the Whole

8.1 John Tidman S-2022-015 & Z-2022-084

Resolution # 07/10/23 - 13

Moved by: Andrea Clarke

Seconded by: Rory Cavanagh

That Council approve Draft Plan of Subdivision S-2022-015 by JHT2INV Development Inc. in accordance with the Draft Plan and Conditions of Draft Approval; and

That Council resolve that no further Notice is necessary with respect to the minor change in the proposed Zoning By-law Amendment in accordance with the provisions of Section 34(17) of the Planning Act; and

Further that the “Amend Zoning By-law 2003-25, PLAN INVERHURON LOTS 6 TO 10;E VICTORIA ST W ALBERT ST, Municipality of Kincardine (Bruce Township) (JHT2INV Development Inc.) By-law” be deemed to be read a first, second and third time, finally passed and numbered as By-law No. 2023 - 121.

Carried.

8.2 Water and Wastewater Master Plan Update

Resolution # 07/10/23 - 14

Moved by: Amanda Steinhoff-Gray

Seconded by: Doug Kennedy

That Council move forward with issuance of the Notice of Master Plan as noted in the Environmental Services Report 2023-25.

Carried.

8.3 The Lindston Group Inc. Subdivision (2023) Agreement

Resolution # 07/10/23 - 15

Moved by: Beth Blackwell

Seconded by: Bill Stewart

That the “The Lindston Group Inc. Subdivision Agreement (2023) By-law” be deemed to be read a first, second and third time, finally passed and numbered as By-law No. 2023 - 122.

Carried.

8.4 Amendment to Comprehensive Zoning By-law No. 2003-25, Holding Removal (Bradstones) By-law

Resolution # 07/10/23 - 16

Moved by: Jennifer Prenger

Seconded by: Mike Hinchberger

That the “Amendment to Comprehensive Zoning By-law No. 2003-25, Holding Removal (Bradstones) By-law” be deemed to be read a first, second and third time, finally passed and numbered as By-law No. 2023 - 123.

Carried.

8.5 Award Project 9114-02 Various Culvert Repairs By-law

Resolution # 07/10/23 - 17

Moved by: Andrea Clarke

Seconded by: Rory Cavanagh

That the “Award Project 9114-02 Various Culvert Repairs By-law” be deemed to be read a first, second and third time, finally passed and numbered as By-law No. 2023 - 124.

Carried.

8.6 Award Tender RFT 9414 Municipal Drain #21 By-law

Resolution # 07/10/23 - 18

Moved by: Amanda Steinhoff-Gray

Seconded by: Doug Kennedy

That the “Award Tender RFT 9414 Municipal Drain #21 By-law” be deemed to be read a first, second and third time, finally passed and numbered as By-law No. 2023 - 125.

Carried.

8.7 Award Tender RFQ #02-9470 Generator By-law

Resolution # 07/10/23 - 19

Moved by: Beth Blackwell

Seconded by: Bill Stewart

That the “Award Tender RFQ #02-9470 By-law” be deemed to be read a first, second and third time, finally passed and numbered as By-law No. 2023 - 126.

Carried.

9. Members of Council General Announcements

10. Chief Administrative Officer Announcements

11. Closed Session if Required

Resolution # 07/10/23 - 20

Moved by: Jennifer Prenger

Seconded by: Mike Hinchberger

That Council move into closed meeting for the purpose of considering a proposed or pending acquisition or disposition of land by the municipality or local board (MTO Land Acquisition - Russell Street and Highway 21), pursuant to Section 239 (2) of the *Municipal Act, 2001*, as amended; and

Further that Council return to regular open meeting upon completion.

Carried.

12. Matters Arising from Closed Session

Mayor Craig reported that a closed meeting for the purpose of considering a proposed or pending acquisition or disposition of land by the municipality or local board (MTO Land Acquisition - Russell Street and Highway 21), pursuant to Section 239 (2) of the Municipal Act, 2001, as amended. Direction was provided to staff to place a By-law on the open meeting agenda.

Resolution # 07/10/23 - 21

Moved by: Jennifer Prenger

Seconded by: Mike Hinchberger

That the “Property Purchase Agreements - Ministry of Transportation (2023) By-law” as amended, to direct proceeds to the Affordable Housing Reserve Fund per Section 5.1.4 of the Sale and Disposition of Land Policy, be deemed to be read a first, second and third time, finally passed and numbered as By-law No. 2023 - 127.

Carried.

Amendment:

Resolution # 07/10/23 - 22

Moved by: Mike Hinchberger

Seconded by: Beth Blackwell

That the motion be amended to direct the proceeds to the Affordable Housing Reserve Fund per Section 5.1.4 of the Sale and Disposition of Land Policy.

Carried.

13. Confirmatory By-law

Resolution # 07/10/23 - 23

Moved by: Andrea Clarke

Seconded by: Rory Cavanagh

That the By-law to confirm the proceedings of the Council of The Corporation of the Municipality of Kincardine of July 10, 2023 be deemed to be read a first, second and third time, finally passed and numbered as By-law No. 2023 - 128

Carried.

14. Adjournment

Resolution # 07/10/23 - 24

Moved by: Amanda Steinhoff-Gray

Seconded by: Doug Kennedy

THAT this Council adjourn at 7:34 p.m.

Carried.

Mayor

Clerk