

THE CORPORATION OF THE MUNICIPALITY OF KINCARDINE

Council Minutes

Wednesday, October 25, 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
Roxana Baumann, Director of Corporate Services
Lorie Fioze, Manager Strategic Initiatives
Leanne Gowing, Manager of Human Resources
Jayne Jagelewski, Director of Community Services
Dwayne McNab, Manager of Development Services
Mark O'Leary, Manager of Environmental Services

1. **Call to Order/Roll Call**

Mayor Craig called to order the Regular Meeting of the Council of The Corporation of the Municipality of Kincardine at 5:00 p.m. on October 25, 2023 in the Council Chambers at the Municipal Administration Centre.

1.1 **Land Acknowledgment Statement**

Deputy Mayor Clarke opened the meeting with the Land Acknowledgment Statement.

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

None

3. **Disclosure of Pecuniary Interest and the General Nature Thereof**

Name: Doug Kennedy

Item of Business: 7.1 h & 8.4 b Live Streaming Partnership Agreement with Bulldogs

General Nature of Interest: Employed by the Provincial Junior Hockey League

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

4. **Adoption of Minutes from Regular and Special Meetings of Council**

Resolution # 10/25/23 - 01

Moved by: Mike Hinchberger

Seconded by: Rory Cavanagh

That the minutes of the Council meetings held on October 11, 2023 be adopted as printed.

Carried.

5. **Unfinished Business**

None

6. **Matters for Public Participation**

6.1 Delegations and Presentations

- a. Tony Houad, Municipal Innovation Council (MIC)

Tony Houad presented an update on the Municipal Innovation Council (MIC). The presentation included the history of the MIC, their key focuses (construction and infrastructure, IT and Digital Services, Municipal Sustainability, and Livable Communities), their achievements, Food Cyler Pilot Program, Smart Beach Project, and other current projects.

- b. Jessica Taylor - Food Cycle Science

Jessica Taylor provided a presentation on the results of the Food Cyler Food Waste Diversion Program in Kincardine. The presentation included the background of the project and the pilot project results.

7. **Matters for Discussion and Direction**

7.1 Staff Reports

- a. IT Services Agreement, Financial Services-2023-29

Mike Kirkpatrick, Director, Information Technology and Services for the County of Bruce spoke to the proposal.

Resolution # 10/25/23 - 02

Moved by: Andrea Clarke

Seconded by: Rory Cavanagh

That Council approve the attached IT Services Agreement with the County of Bruce; and

Further that the Base Cost of \$100,000 be included in the draft 2024 budget.

Deferred.

Amendment:

Resolution # 10/25/23 - 03

Moved by: Mike Hinchberger

Seconded by: Bill Stewart

That the motion be deferred to the November 8, 2023 meeting.

Carried.

Councillor Steinhoff-Gray left the Chambers

- b. Debenture By-Law – Queen Street Reconstruction, Financial Services-2023-27

Resolution # 10/25/23 - 04

Moved by: Beth Blackwell

Seconded by: Rory Cavanagh

That Council approve the attached Debenture By-law and authorize the Municipality of Kincardine to issue debentures in respect of the Queen Street Reconstruction project in the amount of \$4,556,500 for a 20-year term.

Carried.

- c. Accounts Receivable Policy, Financial Services-2023-30

Resolution # 10/25/23 - 05

Moved by: Mike Hinchberger

Seconded by: Rory Cavanagh

That Council adopts the draft Accounts Receivable Policy as presented or with amendments; and

That once the new Accounts Receivable Policy is adopted, Council repeals the former policy GG.2.20 Accounts Receivable; and

Further that Council repeals policy GG.2.6 NSF Cheques.

Carried.

- d. 2024 Consolidated Rates & Fees, Financial Services-2023-32

Resolution # 10/25/23 - 06

Moved by: Mike Hinchberger

Seconded by: Andrea Clarke

That Council approve the proposed 2024 Consolidated Rates and Fees Schedule as outlined in Staff Report Financial Services-2023-32, effective January 1, 2024.

Carried.

- e. Bruce Telecom Legacy Fund, Financial Services-2023-31

Resolution # 10/25/23 - 07

Moved by: Jennifer Prenger

Seconded by: Doug Kennedy

That Council approves the creation of the Bruce Telecom Legacy Fund to maintain the proceeds from the sale of Bruce Telecom Holdings Inc; and

Further, that Council direct staff to prepare a Legacy Fund Investment Policy to provide for the framework for the Bruce Telecom Legacy Fund;

Carried.

- f. Holding Removal By-law – 18 Craig Dr, Development Services-2023-35

Resolution # 10/25/23 - 08

Moved by: Beth Blackwell

Seconded by: Mike Hinchberger

That the Council of the Municipality of Kincardine pass a by-law for the removal of the Holding 'H' provision from CON A PT LOT 26; RP 3R-9554 Parts 9 and 10, Municipality of Kincardine (geographic Township of Kincardine).

Carried.

- g. Holding Removal By-law – 457 Sideroad 30, Development Services-2023-34

Resolution # 10/25/23 - 09

Moved by: Andrea Clarke

Seconded by: Mike Hinchberger

That the Council of the Municipality of Kincardine pass a by-law for the removal of the Holding 'H' provision from Part Lot 30, Concession 5, Municipality of Kincardine (geographic Township of Bruce)

Carried.

Councillor Kennedy Left the Chambers

- h. Live Streaming Partnership Agreement with Bulldogs, Parks Facilities-2023-18

Resolution # 10/25/23 - 10

Moved by: Rory Cavanagh

Seconded by: Jennifer Prenger

That Council approve the Agreement between the Municipality of Kincardine and the Kincardine Bulldogs Club for the purposes of video streaming Junior C games at the Davidson Centre for the 2023/2024 season.

Carried.

Councillor Kennedy returned to the Chambers

7.2 Addendum Items

None

7.3 Council Appointments to Committees

Councillor Steinhoff-Grey returned to the Chambers

- a. Council Appointment to Pier Safety Ad-Hoc Committee
Council took nominations from the floor for a member to be appointed to the Ad Hoc Pier Safety Committee.

Resolution # 10/25/23 - 11

Moved by: Jennifer Prenger
Seconded by: Andrea Clarke

That Council of the Municipality of Kincardine, hereby appoint Rory Cavanagh to sit on the Pier Safety Ad-Hoc Committee.

Carried.

- b. Council Appointment to BASWR Board
Council took nominations from the floor for a member to be appointed to the Bruce Area Solid Waste and Recycling Board (BASWR).

Resolution # 10/25/23 - 12

Moved by: Andrea Clarke
Seconded by: Rory Cavanagh

That Council of the Municipality of Kincardine, hereby appoint Doug Kennedy to sit on the BASWR Board.

Carried.

8. Matters for Decision

8.1 Notice of Motion - Prior to the Meeting

None

8.2 Notice of Motion - At the Meeting

None

8.3 Motions

- a. Enbridge Battery Energy Storage Project

Resolution # 10/25/23 - 13

Moved by: Rory Cavanagh
Seconded by: Amanda Steinhoff-Gray

The Council of the Municipality of Kincardine supports the development, construction and operation of Enbridge's battery energy storage project (LT1RFQ-012-3) of up to 150 MW, located on Concession 6 being LT 9 CON 7 BRUCE EXCEPT PT 5, 3R1791; S/T R31063, PIN 332820048.

Carried.

8.4 Consideration of By-laws

a. Motion to Pass By-laws

Resolution # 10/25/23 - 14

Moved by: Doug Kennedy

Seconded by: Beth Blackwell

That the following By-laws are hereby read a first, second and third time, and finally passed this 25th day of October, 2023:

1. FA1819 Debenture Timeline By-law 2023 - 173;
2. Accounts Receivable Policy By-law 2023 - 174;
3. 2024 Rates and Fees By-law 2023 - 175;
4. Amendment to Zoning By-law No. 2003-25, Holding Removal (457 Sideroad 30) By-law 2023 - 176;
5. Amendment to Zoning By-law No. 2003-25, Holding Removal (12 Craig Drive) By-law 2023 - 177;
6. Council Committee Appointment (2023) Amendment By-law 2023 - 178.

Carried.

b. Kincardine Bulldogs Video Agreement (2023) By-law 2023

Resolution # 10/25/23 - 15

Moved by: Rory Cavanagh

Seconded by: Jennifer Prenger

That the "Kincardine Bulldogs Video Agreement (2023) By-law" be deemed to be read a first, second and third time, finally passed and numbered as By-law No. 2023 - 179.

Carried.

- c. Dalton Lease Agreement By-law

Resolution # 10/25/23 - 16

Moved by: Mike Hinchberger

Seconded by: Andrea Clarke

That the “Dalton Lease Agreement (2023) By-law” be deemed to be read a first, second and third time, finally passed and numbered as By-law No. 2023 - 180.

Carried.

9. Matters for Information

9.1 Consent Agenda

Items listed under the Consent Agenda are considered routine and are enacted in one motion as a Matter Arising. The exception to this rule is that a Council member or the Chief Administrative Officer may request one or more items to be removed from the consent agenda for separate discussion and action.

- a. Administrative Motions
- b. Statistical and Information Reports
 - a. Building Services Report September 2023
 - b. Asset Management Update, Financial Services-2023-26
 - c. Q3 Community Services Report, Quarterly Report-2023-30
 - d. Strategic Initiatives Department Quarterly Update – October 2023, Strategic Initiatives-2023-11
- c. Minutes of Committees and Boards
 - a. Municipal Tree Canopy and Natural Vegetation Ad-Hoc Committee, July 12, 2023
 - b. Municipal Tree Canopy and Natural Vegetation Ad-Hoc Committee, July 20, 2023
 - c. Municipal Tree Canopy and Natural Vegetation Ad-Hoc Committee, August 1, 2023

- d. Municipal Tree Canopy and Natural Vegetation Ad-Hoc Committee, August 16, 2023
- e. Kincardine Police Services Board, August 10, 2023
- f. Kincardine Police Services Board, October 12, 2023
- d. Communications
 - a. Association of Municipalities of Ontario
 - a. Watchfile, October 5, 2023
 - b. Watchfile, October 12, 2023
 - b. Paul Kraehling - Environmental Impact Concerns for New 62 Lot Rural Estate Subdivision in Inverhuron
 - c. Municipality of Brockton - Letter to County of Bruce - County Wide OPP Proposal
 - d. Community Living Kincardine and District October 2023 Newsletter
 - e. Motions other Municipalities
 - a. City of Burlington - Provincial Legislation for Third-party Short-term Rental Companies
 - b. City of Pickering - Request to Abandon Greenbelt Development
 - c. Municipality of Bluewater - Critical Issue of Childcare Availability in Ontario
 - d. Town of Cobourg - Catch and Release Justice in Ontario
 - e. Town of Cobourg - Illegal Land Use Enforcement
 - f. Township of Alwicks-Haldimand - Establishing a Guaranteed Livable Income
 - g. Township of Howick - Catch and Release Justice in Ontario
 - h. Township of The Archipelago - Cigarette Producer Responsibility
 - i. Township of The Archipelago - Gender-based Violence and Intimate Partner Violence an Epidemic in Ontario
 - j. Township of West Lincoln - Challenges Faced by Smaller Developers in Ontario Communities

9.1 Consent Agenda

- e. Acceptance of Consent Agenda

Resolution # 10/25/23 - 17

Moved by: Rory Cavanagh

Seconded by: Beth Blackwell

That Council approve the recommendations contained in the consent agenda dated October 25, 2023 and direct staff to proceed with all necessary administrative actions.

Carried.

9.2 Members of Council General Announcements

9.3 Chief Administrative Officer Announcements

10. Closed Session

Resolution # 10/25/23 - 18

Moved by: Andrea Clarke

Seconded by: Rory Cavanagh

That Council move into Closed Session, pursuant to Section 239 (2) of the *Municipal Act, 2001*, as amended, for the following purposes:

- 1) Approval of Closed Session Minutes dated October 11, 2023;
- 2) Personal matters about an identifiable individual, including municipal or Local Board employees, or potential appointees to a Local Board, Ad-Hoc Committee, or other municipally controlled organization (BIA Appointment); and
- 3) Personal matters about an identifiable individual, including municipal or Local Board employees, or potential appointees to a Local Board, Ad-Hoc Committee, or other municipally controlled organization (Pier Ad-Hoc Committee Appointment); and
- 4) Personal matters about an identifiable individual, including municipal or Local Board employees, or potential appointees to a Local Board, Ad-Hoc Committee, or other municipally controlled organization; and Labour relations or employee negotiations (Human Resources matter and Organizational Review); and
- 5) A proposed or pending acquisition or disposition of land by the Municipality or Local Board; and

Further, that Council return to Regular open meeting upon completion.

Carried.

10.1 Matters Arising from Closed Session

Mayor Craig reported that a closed session has been held and

1) The Closed Session Minutes dated October 11, 2023 were approved;

2) Personal matters about an identifiable individual regarding potential appointees to the BIA was discussed and Staff were directed to place a by-law in the open meeting to consider the appointment of Brittany Hamilton the BIA ; and

3) Personal matters about an identifiable individual regarding potential appointees the Pier Ad-Hoc Committee was discussed and Staff were directed to place a by-law in the open meeting to consider the appointment of Jim Cooper & Kristin Beaton to the Pier Ad Hoc Safety Committee; and

4) Personal matters about an identifiable individual, including municipal or Local Board employees and Labour relations or employee negotiations regarding a Human Resources matter and Organizational Review and direction was provided to Staff in the closed meeting to place a motion in the open meeting for consideration; and

5) A proposed disposition of land by the Municipality was discussed and direction was provided to Staff.

a. Committee Appointment (2023) Amendment (4) By-law

Resolution # 10/25/23 - 19

Moved by: Amanda Steinhoff-Gray

Seconded by: Mike Hinchberger

That the “Committee Appointment (2023) Amendment (4) By-law” be deemed to be read a first, second and third time, finally passed and numbered as By-law No. 2023 - 181.

Carried.

b. Human Resources Matter and Organizational Review

Resolution # 10/25/23 - 20

Moved by: Jennifer Prenger

Seconded by: Mike Hinchberger

That Council support the creation of a Full-Time Permanent Community Emergency Management Coordinator and a Part-Time Permanent Fire Prevention Officer.

Carried.

11. **Confirmatory By-law**

Resolution # 10/25/23 - 21

Moved by: Andrea Clarke

Seconded by: Beth Blackwell

That the By-law to confirm the proceedings of the Council of The Corporation of the Municipality of Kincardine of October 25, 2023 be deemed to be read a first, second and third time, finally passed and numbered as By-law No. 2023 - 182.

Carried.

12. **Adjournment**

Resolution # 10/25/23 - 22

Moved by: Mike Hinchberger

Seconded by: Rory Cavanagh

That this Council Meeting adjourn at 6:59 p.m.

Carried.

Mayor

Clerk