

THE CORPORATION OF THE MUNICIPALITY OF KINCARDINE

Council Minutes

Wednesday, January 10, 2024

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
Adam Weishar, Director of Infrastructure and Development
Nicole Bauman, Legislative Services Administrative Assistant

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 January 10, 2024 in the Council Chambers at the Municipal Administration Centre.

1.1 Land Acknowledgment Statement

Councillor Kennedy opened the meeting with the Land Acknowledgment Statement.

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

Resolution # 01/10/24 - 01

Moved by: Bill Stewart

Seconded by: Jennifer Prenger

That Council approve the following amendment to the agenda:

1. 7.3 B Motion to ask that staff invite a delegation, next month, from the Bluewater District School Board on the progress of the new High School plans for Kincardine.

Carried.

3. Disclosure of Pecuniary Interest and the General Nature Thereof

None disclosed.

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

Resolution # 01/10/24 - 02

Moved by: Mike Hinchberger

Seconded by: Amanda Steinhoff-Gray

That the minutes of the Council meetings held on December 6, December 13 and December 18, 2023 be adopted as printed.

Carried.

5. Matters for Public Participation

5.1 Delegations and Presentations

a. Front Ending or Cost Sharing Agreements

David M. Woodward from Lerner Lawyers, as part of our legal counsel, provided a presentation on front end or cost sharing agreements for development costs such as roads, municipal services, infrastructure, that are shared between the municipality and the developer.

b. Bruce Energy Centre

Nancy Michie made a presentation on a request for portable water supply for the Bruce Energy Centre Industrial Park and 1554 Bruce Road 23.

Resolution # 01/10/24 - 03

Moved by: Bill Stewart

Seconded by: Rory Cavanagh

That Council direct staff to bring back a report on the provision of potable water to the Bruce Energy Centre from a multi disciplinary perspective and examining various municipal assets.

Carried.

c. Bruce County Library

Brooke McLean and Michaela Posthumus provided an update on the Bruce County Public Library. The presentation included statistics, the bookmobile, new resident packages, various library databases, non traditional items, and information about the Kincardine and Tiverton library branches.

d. Kincardine Police Services Board

Stellina Williams, Sandy Donald, Inspector Wilcox, and Ceilidh Jackson provided a presentation on the Kincardine Police Services Board including the school resources officer calls for service.

6. **Matters for Discussion and Direction**

6.1 **Staff Reports**

a. Engineering Request for Proposal, OP-2024-01

Resolution # 01/10/24 - 04

Moved by: Mike Hinchberger

Seconded by: Andrea Clarke

That Council award the Engineering Services Contracts to BM Ross and Associates and GM BluePlan Engineering Ltd. as detailed in report in Report OP-2024-01.

Carried.

b. Vanderveeken Mutual Agreement Drain, Environmental Services-2024-03

Resolution # 01/10/24 - 05

Moved by: Rory Cavanagh

Seconded by: Beth Blackwell

That Council accepts the Mutual Agreement Drain (MAD) report as provided and pass a By-law to authorize the agreement.

Carried.

c. Heritage Kincardine – Terms of Reference Update, Legislative Services-2024-01

Resolution # 01/10/24 - 06

Moved by: Bill Stewart

Seconded by: Amanda Steinhoff-Gray

That Council pass a By-law to approve the updated Terms of Reference for Heritage Kincardine; and

Further, that Council appoint Mike Hinchberger to sit as a Council member and Chair on Heritage Kincardine.

Carried.

6.2 Addendum Items

7. Matters for Decision

7.1 Notice of Motion - Prior to the Meeting

7.2 Notice of Motion - At the Meeting

7.3 Motions

- a. Appoint Acting Clerk

Resolution # 01/10/24 - 07

Moved by: Mike Hinchberger

Seconded by: Jennifer Prenger

That Chief Administrative Officer Jillene Bellchamber-Glazier be appointed Acting Clerk, when it is necessary for the Clerk to leave the meeting, for the purpose of taking minutes for the January 10, 2024 closed and open meetings.

Carried.

- b. Request re Bluewater District School Board

Resolution # 01/10/24 - 08

Moved by: Bill Stewart

Seconded by: Jennifer Prenger

That staff invite a delegation, next month, from the Bluewater District School Board on the progress of the new high school plans for Kincardine.

Carried.

7.4 Consideration of By-laws

- a. 2024 Interim Taxation By-law

Resolution # 01/10/24 - 09

Moved by: Bill Stewart

Seconded by: Amanda Steinhoff-Gray

That the “2024 Interim Taxation By-law” be deemed to be read a first, second and third time, finally passed and numbered as By-law No. 2024 - 001.

Carried.

- b. Current Operating Borrowing By-law

Resolution # 01/10/24 - 10

Moved by: Doug Kennedy

Seconded by: Rory Cavanagh

That the “Current Operating Borrowing By-law” be deemed to be read a first, second and third time, finally passed and numbered as By-law No. 2024 - 002.

Carried.

- c. Appoint By-law Enforcement Officers (Municipal Support Services Inc.) 2024 By-law

Resolution # 01/10/24 - 11

Moved by: Andrea Clarke

Seconded by: Rory Cavanagh

That the “Appointment By-law Enforcement (Municipal Support Services Inc.) 2024 By-law” be deemed to be read a first, second and third time, finally passed and numbered as By-law No. 2024 - 003.

Carried.

- d. Amend Code of Conduct for Members of Council, Local Boards and Committee Members Policy (1) By-law

Resolution # 01/10/24 - 12

Moved by: Beth Blackwell

Seconded by: Andrea Clarke

That the “Amend Code of Conduct for Members of Council, Local Boards and Committee Members Policy (1) By-law” be deemed to be read a first, second and third time, finally passed and numbered as By-law No. 2024 - 004.

Carried.

- e. Award Engineering Services Contracts (2024) By-law

Resolution # 01/10/24 - 13

Moved by: Amanda Steinhoff-Gray

Seconded by: Bill Stewart

That the “Award Engineering Services Contracts (2024) By-law” be deemed to be read a first, second and third time, finally passed and numbered as By-law No. 2024 - 005.

Carried.

- f. Motion to Pass By-laws

Resolution # 01/10/24 - 14

Moved by: Rory Cavanagh

Seconded by: Mike Hinchberger

That the following By-laws are hereby read a first, second and third time, and finally passed this 10th day of January, 2024:

1. Vanderveeken Drain Agreement (2024) By-law 2024 - 006;
2. Heritage Kincardine Terms of Reference (2024) By-law 2024 - 007.

Carried.

8. Matters for Information

8.1 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. Infrastructure and Development 2023 – 4th Quarter, Infrastructure Development Quarterly Report-2024-01
 - b. Environmental Services Compliance Report December 2023, Environmental Services-2024-01
 - c. Kincardine By-law Service Report November 2023
 - d. CAO Department 2023 Q3 and Q4 Update, CAO General-2024-01
- c. Minutes of Committees and Boards
 - a. Accessibility Advisory Committee Minutes, November 23, 2023
 - b. SMART Minutes, October 20, 2023
 - c. Kincardine Police Services Board, December 14, 2023
- d. Communications
 - a. Association of Municipalities of Ontario
 - a. Watchfile, December 7, 2023
 - b. Nuclear Innovation Institute - 707 Queen Street
 - c. Community Living Kincardine and District January 2024 Newsletter
 - d. Saugeen Valley Conservation Authority - Saugeen Valley Appoints Erik Downing as Acting General Manager-Secretary-Treasurer
 - e. Saugeen Valley Conservation Authority - Update on 2024 Conservation Authority Fees and Collaborative Efforts
 - f. Great Lakes Freshwater Ecosystem Initiative - Call for Proposals
 - g. Great Lakes Freshwater Ecosystem Initiative Webinar
 - h. Clean Energy Frontier - December 2023 Newsletter
 - i. Motions other Municipalities

- a. City of Greater Sudbury - Amendment to the Occupational Health and Safety Act
- b. City of Stratford - CEBA Loan Businesses
- c. Clearview Township - Cemetery Administration Management Support
- d. Municipality of Chatham-Kent - 2023 Ontario Works Rate
- e. Municipality of Grey Highlands - Ontario Energy Board's Leave to Construct Process
- f. Town of Aurora - Community Safety and Inciteful Speech
- g. Town of Aurora - Homelessness Crisis
- h. Township of Asphodel-Norwood - Rising Municipal Insurance Costs
- i. Township of Conmee - Prohibition of Criminals from Municipal Councils

8.1 Consent Agenda

- e. Acceptance of Consent Agenda

Resolution # 01/10/24 - 15

Moved by: Beth Blackwell

Seconded by: Andrea Clarke

That Council approve the recommendations contained in the consent agenda dated January 10, 2024 and direct staff to proceed with all necessary administrative actions.

Carried.

8.2 Members of Council General Announcements

8.3 Chief Administrative Officer Announcements

9. Closed Session (if required)

Resolution # 01/10/24 - 16

Moved by: Jennifer Prenger

Seconded by: Doug Kennedy

That Council move into closed session pursuant to Section 239 (2) of the Municipal Act, 2001, as amended for the purpose of considering:

- 1) The minutes dated December 13 and December 18, 2023;
- 2) Personal matters about an identifiable individual, including municipal or Local Board employees (CAO Performance Evaluation);
- 3) Labour relations or employee negotiations (Application for Union Certification Update);
- 4) A proposed or pending acquisition or disposition of land by the Municipality or Local Board (disposition of land at 199 Lambton Street);
- 5) Labour relations or employee negotiations (Review of Municipal Reorganization); and

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

Carried.

9.1 Matters Arising from Closed Session

Resolution # 01/10/24 - 17

Moved by: Beth Blackwell

Seconded by: Doug Kennedy

That the “Emmerton Agreement of Purchase and Sale By-law” be deemed to be read a first, second and third time, finally passed and numbered as By-law No. 2024 -008; and

That the proceeds from the sale be directed to the Affordable Housing Reserve Fund.

Carried.

Amendment:

Resolution # 01/10/24 - 18

Moved by: Mike Hinchberger

Seconded by: Doug Kennedy

That the motion be amended to add that the proceeds from the sale be directed to the Affordable Housing Reserve Fund.

Carried.

10. **Confirmatory By-law**

Resolution # 01/10/24 - 19

Moved by: Mike Hinchberger

Seconded by: Rory Cavanagh

That the By-law to confirm the proceedings of the Council of The Corporation of the Municipality of Kincardine of January 10, 2024 be deemed to be read a first, second and third time, finally passed and numbered as By-law No. 2024 - 009.

Carried.

11. **Adjournment**

Resolution # 01/10/24 - 20

Moved by: Andrea Clarke

Seconded by: Amanda Steinhoff-Gray

That this Council Meeting adjourn at 7:24 p.m.

Carried.

Mayor

Clerk