

# THE CORPORATION OF THE MUNICIPALITY OF KINCARDINE

## Council Minutes

Wednesday, August 14, 2024

Council Present	Mayor Kenneth Craig Deputy Mayor Andrea Clarke Councillor Beth Blackwell Councillor Rory Cavanagh Councillor Mike Hinchberger Councillor Jennifer Prenger Councillor Bill Stewart
Council Absent	Councillor Doug Kennedy Councillor Amanda Steinhoff-Gray
Staff Present	Jillene Belchamber-Glazier, Chief Administrative Officer Jennifer Lawrie, Manager of Legislative Services/Clerk Roxana Baumann, Director of Corporate Services Lorie Fioze, Manager Strategic Initiatives Jayne Jagelewski, Director of Community Services Adam Weishar, Director of Infrastructure and Development Dwayne McNab, Manager of Development Services Mark O'Leary, Manager of Environmental Services Corey Voisin, Manager of Operations 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 August 14, 2024 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**

None.

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

**Resolution # 08/14/24 - 01**

**Moved by:** Mike Hinchberger

**Seconded by:** Bill Stewart

That the minutes of the Council meetings held on July 24, 2024 be adopted as printed.

Carried.

**5. Matters for Public Participation**

**5.1 Committee of Adjustment**

**Resolution # 08/14/24 - 02**

**Moved by:** Bill Stewart

**Seconded by:** Rory Cavanagh

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

Carried.

**5.2 Public Meeting**

- a. Applicant: Majestic Energy Inc. c/o Henry Meyer - 232 Concession 6

Jake Bousfield-Bastedo, Bruce County Planner, explained the report and recommendation. Any comments received from Agencies and the Public received by the time of writing the report were in the written report.

**Questions from Council for the Planner:** None

**Presentations from the Applicant:** Henry Meyer was present but did not provide a presentation.

**Presentations from the Public in support/opposition:** None

**Written Submission not already discussed:** None

**Final questions or clarifications from Council:** None

**Resolution # 08/14/24 - 03**

**Moved by:** Jennifer Prenger

**Seconded by:** Beth Blackwell

That Council approve Zoning By-law Amendment Application Z-2024-023 for Majestic Energy Inc. c/o Henry Meyer for 232 Concession 6, (Bruce Township) Municipality of Kincardine.

Carried.

### **5.3 Delegations and Presentations**

a. South Bruce Grey Health Centre

Drew Braithwaite, CFO, provided a presentation on behalf of the South Bruce Grey Health Centre. Presentation was on the Kincardine site redevelopment including the history, project scope and projections, capital planning process, and next steps.

b. Kincardine & Community Health Care Foundation

Murray Elston and Graham Mahood made a presentation on behalf of the Kincardine & Community Health Care Foundation regarding fundraising efforts.

## **6. Matters for Discussion and Direction**

### **6.1 Staff Reports**

a. Inverhuron Upper Park, Parks Facilities-2024-18

Doug Vince, from the Inverhuron Non-Profit Park Development Corporation, provided a presentation.

**Resolution # 08/14/24 - 04**

**Moved by:** Jennifer Prenger

**Seconded by:** Bill Stewart

That Council direct staff to enter into discussions with Inverhuron Non-Profit Park Development Corporation for the purposes of a parkland lease agreement for Inverhuron Upper Park; and

That Staff report back at a later date with a proposed Agreement for Council's consideration.

Carried.

- b. 53 Whippoorwill Lane – Encroachment Agreement, Development Services-2024-21

**Resolution # 08/14/24 - 05**

**Moved by:** Bill Stewart

**Seconded by:** Andrea Clarke

That the Council of the Municipality of Kincardine pass a By-law to enter into an Encroachment Agreement with Abigayle and William Pawson for 53 Whippoorwill Lane and authorize the Mayor and Clerk to sign all related documentation.

Carried.

- c. Development Agreement Exemption – 729 Bruce Road 23, Development Services-2024-23

**Resolution # 08/14/24 - 06**

**Moved by:** Bill Stewart

**Seconded by:** Mike Hinchberger

That the Council of the Municipality of Kincardine rescind By-law No. 2010-103 being a By-law to Authorize the Signing of an Interim Development Agreement with Susan K. Pryde to exclude the property known as PT BLK 16PL 3M183, PT 3 3R9067; Municipality of Kincardine (729 Bruce Road 23) from the requirements of the Interim Agreement; and

That the Interim Development Agreement be removed from title on the property known as PT BLK 16PL 3M183, PT 3 3R9067; Municipality of Kincardine (729 Bruce Road 23); and

Further that Council authorize the Mayor and Clerk to execute all required documentation on behalf of the Municipality.

Carried.

- d. Sign Bylaw Exemption – 219 Lambton St – Kincardine Royal Canadian Legion, Development Services-2024-24

**Resolution # 08/14/24 - 07**

**Moved by:** Andrea Clarke

**Seconded by:** Mike Hinchberger

That the Council of the Municipality of Kincardine grant a sign exemption request from Section 2.17 and 3.0(iv) of Bylaw 2003-106 for the placement of an LED ground sign located at 219 Lambton St. Kincardine – Royal Canadian Legion.

Carried.

- e. Vactor Truck Business Case, Operations-2024-20

**Resolution # 08/14/24 - 08**

**Moved by:** Rory Cavanagh

**Seconded by:** Bill Stewart

That Council receive report Operations-2024-20 for information purposes for consideration of purchasing a new vactor truck within the 2025 budget to be considered during 2025 budget deliberations.

Carried.

- f. KWTP Raw Water Intake Line, Environmental Services-2024-22

**Resolution # 08/14/24 - 09**

**Moved by:** Beth Blackwell

**Seconded by:** Bill Stewart

That Council approve a budget amendment to add a new 2024 Capital Project KWTP Raw Water Intake Line with an estimated cost of \$300,000 dollars funded from the Water Reserve Fund 68, to complete necessary repairs on the intake line feeding the water plant in Kincardine; and

Further, that Council supports a staff recommendation to work in conjunction with the contracted municipal engineers to evaluate the difficult conditions of this project and apply the exemptions of 3.2 and/or 3.9 of the Procurement Policy to allow the project to be sole sourced to support success and safe completion to ensure the delivery of water to the drinking water system.

Carried.

## **6.2 Addendum Items**

None.

## **7. Matters for Decision**

### **7.1 Notice of Motion - At the Meeting**

None

### **7.2 Motions**

- a. Call to action to meet the deadline of an Accessible Ontario by 2025

#### **Resolution # 08/14/24 - 10**

**Moved by:** Andrea Clarke

**Seconded by:** Mike Hinchberger

That Council support the City of Stratford Resolution No. 2024-151 regarding a Call to Action to Meet the Deadline of an Accessible Ontario by 2025.

Carried.

### **7.3 Consideration of By-laws**

- a. 2024 Budget Amendment (1) By-law

#### **Resolution # 08/14/24 - 11**

**Moved by:** Bill Stewart

**Seconded by:** Beth Blackwell

That the “2024 Budget Amendment (1) By-law” be deemed to be read a first, second and third time, finally passed and numbered as By-law No. 2024 - 113.

Carried.

- b. Appoint Guy Gallant Fire Chief By-law

**Resolution # 08/14/24 - 12**

**Moved by:** Rory Cavanagh

**Seconded by:** Bill Stewart

That the “Guy Gallant Fire Chief Appointment ” be deemed to be read a first, second and third time, finally passed and numbered as By-law No. 2024 - 114.

Carried.

- c. Vanderveeken Drain Agreement (2024) By-law

**Resolution # 08/14/24 - 13**

**Moved by:** Mike Hinchberger

**Seconded by:** Andrea Clarke

That the “Vanderveeken Drain Agreement (2024) By-law” be deemed to be read a first, second and third time, finally passed and numbered as By-law No. 2024 - 115.

Carried.

- d. Motion to Pass By-laws

**Resolution # 08/14/24 - 14**

**Moved by:** Bill Stewart

**Seconded by:** Rory Cavanagh

That the following By-laws are hereby read a first, second and third time, and finally passed this 14th day of August, 2024:

1. Amendment to Zoning By-law 2003-25, 232 Concession 6, Municipality of Kincardine (Bruce Township) (Meyer) By-law 2024 - 116

2. Pawson 2024 Encroachment Agreement (53 Whippoorwill Lane)  
By-law 2024 - 117

3. Rescind By-law 2010 – 103 Interim Development Agreement  
(Pryde) By-law 2024 - 118.

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. Statistical and Information Reports
  - a. Environmental Services Compliance Report July 2024, Environmental Services-2024-20
  - b. 2024 6-Month Financial Report, Financial Services-2024-16
  - c. Physician Recruitment and Retention Update August 2024, Strategic Initiatives-2024-13
  - d. Strategic Action Plan Process Update, CAO General-2024-21
- b. Minutes of Committees and Boards
  - a. Accessibility Advisory Committee Minutes - May 30, 2024
  - b. Accessibility Advisory Committee Minutes - June 17, 2024
  - c. Saugeen Valley Conservation Authority, May 16, 2024
  - d. BIA, July 16, 2024 - Draft
- c. Communications
  - a. Association of Municipalities of Ontario
  - a. Watchfile, July 18, 2024



- b. Watchfile, July 25, 2024
- c. Policy Update - Call to Action - Social and Economic Prosperity Review
- b. Bruce County Museum and Cultural Centre - Fall registration now open
- c. Municipal Policing Bureau - OPPA agreements
- d. Saugeen Valley Conservation Authority - Public consultation on key strategies
- e. William Coleman - Fox population explosion in Connaught Park area
- f. Motions from other Municipalities
  - a. City of Toronto - Request Province to Support Family Physicians
  - b. Municipality of Wawa: Asset Retirement Obligations
  - c. Municipality of Wawa: Immediate Action Needed to Support Ontario's Forest Sector
  - d. Town of Bradford West Gwillimbury - Ontario Long Service Medals
  - e. Town of Plympton-Wyoming - Underserved Cellular Communications

## 8.1 Consent Agenda

- d. Acceptance of Consent Agenda

### **Resolution # 08/14/24 - 15**

**Moved by:** Beth Blackwell

**Seconded by:** Andrea Clarke

That Council approve the recommendations contained in the consent agenda dated August 14, 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 # 08/14/24 - 16**

**Moved by:** Beth Blackwell

**Seconded by:** Andrea Clarke

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 Closed Session minutes dated June 12, 2024 and June 26, 2024;
- 2) A position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the Municipality or Local Board (Financial Considerations Associated with Payment in Lieu);
- 3) Advice that is subject to solicitor-client privilege, including communications necessary for that purpose (Municipal Servicing Legal Opinion);
- 4) A position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the Municipality or Local Board (Kincardine Family Health Organization - Medical Office Lease); and

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

Carried.

#### **9.1 Matters Arising from Closed Session**

The automatic hour of adjournment was extended to the end of business in closed session.

Councillor Cavanagh declared a pecuniary interest during the closed session.

Councillor Prenger left the meeting during closed session.

Mayor Craig reported that pursuant to Section 239 (2) of the Municipal Act, Council discussed the following items in Closed Session:

- 1) The Closed Session minutes dated June 12, 2024 and June 26, 2024 were approved;
- 2) Direction was provided to Staff regarding the Financial Considerations Associated with Payment in Lieu;
- 3) Direction was provided to Staff regarding the Municipal Servicing Legal Opinion; and

4) Direction was provided to Staff regarding the Kincardine Family Health Organization - Medical Office Lease.

10. **Confirmatory By-law**

**Resolution # 08/14/24 - 17**

**Moved by:** Mike Hinchberger

**Seconded by:** Bill Stewart

That the By-law to confirm the proceedings of the Council of The Corporation of the Municipality of Kincardine of August 14, 2024 be deemed to be read a first, second and third time, finally passed and numbered as By-law No. 2024 - 119.

Carried.

11. **Adjournment**

**Resolution # 08/14/24 - 18**

**Moved by:** Rory Cavanagh

**Seconded by:** Andrea Clarke

That this Council Meeting adjourn at 8:21 p.m.

Carried.

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Mayor

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Clerk