

THE CORPORATION OF THE MUNICIPALITY OF KINCARDINE

Council Minutes

Wednesday, September 11, 2024

Council Present	Mayor Kenneth Craig Deputy Mayor Andrea Clarke Councillor Beth Blackwell Councillor Rory Cavanagh Councillor Mike Hinchberger Councillor Jennifer Prenger Councillor Amanda Steinhoff-Gray Councillor Bill Stewart
Council Absent	Councillor Doug Kennedy
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 Nicole Griffin, Communications Coordinator Dwayne McNab, Manager of Development Services Chrystal Murphy, Physician Recruiter / Clinic Manager 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 September 11, 2024 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

None.

3. Disclosure of Pecuniary Interest and the General Nature Thereof

Name: Jennifer Prenger

Item of Business: 6.1 f - Impact Assessment Agency of Canada – Bruce C Initial Project Description, CAO General-2024-26

General Nature of Interest: Primary employment is with Bruce Power

Name: Beth Blackwell

Item of Business: 6.1 f - Impact Assessment Agency of Canada – Bruce C Initial Project Description, CAO General-2024-26

General Nature of Interest: husband is employed by Bruce Power

Name: Amanda Steinhoff-Gray

Item of Business: 6.1 f - Impact Assessment Agency of Canada – Bruce C Initial Project Description, CAO General-2024-26

General Nature of Interest: Employer is Bruce Power

Name: Beth Blackwell

Item of Business: 9.1 09/11/24-15 Showalter Agreement of Purchase and Sale By-law

General Nature of Interest: husband is employed by Bruce Power

Name: Amanda Steinhoff-Gray

Item of Business: 9.1 09/11/24-15 Showalter Agreement of Purchase and Sale By-law

General Nature of Interest: Employer is Bruce Power

Councillor Prenger, Councillor Steinhoff-Gray and Councillor Blackwell left the Council table and did not comment on the business items while the matters were considered.

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

Resolution # 09/11/24 - 01

Moved by: Bill Stewart

Seconded by: Rory Cavanagh

That the minutes of the Council meetings held on August 28, 2024 be adopted as printed.

Carried.

5. Matters for Public Participation

5.1 Public Meeting

- a. Applicant: Henry and Lynn Voskamp - 644 Bruce Road 23

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: Council questioned if this property would be connected to water services.

Presentations from the Applicant: Linda Voskamp was present but did not provide a presentation.

Presentations from the Public in support/opposition: Peter DiCoco clarified that the application includes a roadway with access to Highway 23.

Written Submission not already discussed: None.

Final questions or clarifications from Council: None.

Resolution # 09/11/24 - 02

Moved by: Jennifer Prenger

Seconded by: Beth Blackwell

That Council approve the Zoning By-law Amendment application Z-2024-007 for Henry and Lynn Voskamp at 644 Bruce Road 23 and the necessary by-law be forwarded to Council for adoption.

Carried.

6. Matters for Discussion and Direction

6.1 Staff Reports

- a. Second Monument Discussion/Decision

Resolution # 09/11/24 - 03

Moved by: Beth Blackwell

Seconded by: Rory Cavanagh

That the second Second Monument be removed permanently from public display and respectfully decommissioned.

Yes (7): Kenneth Craig, Andrea Clarke, Beth Blackwell, Rory Cavanagh, Mike Hinchberger, Jennifer Prenger, and Amanda Steinhoff-Gray

No (1): Bill Stewart

Carried.

- b. Declare Seat of Ward 1 Councillor Kennedy Vacant, Legislative Services-2024-23

Resolution # 09/11/24 - 04

Moved by: Beth Blackwell

Seconded by: Bill Stewart

Whereas Doug Kennedy was elected as Ward 1 Councillor for the Municipality of Kincardine for the 2022-2026 term and was a dedicated and valuable member of Council, various committees and the community at large; and

Whereas Councillor Kennedy passed away on August 15, 2024;

Now Therefore Be It Resolved That the Office of Ward 1 Councillor occupied by Councillor Kennedy be declared vacant in accordance with section 262(1) of the Municipal Act, 2001, S.O. 2001, c.25.

Carried.

- c. Options to fill Vacant Office of Ward 1 Councillor, Legislative Services-2024-24

Resolution # 09/11/24 - 05

Moved by: Rory Cavanagh

Seconded by: Jennifer Prenger

That Council receive Report Legislative Services 2024-24, Options to fill Vacant Office of Ward 1 Councillor; and further

That Council approve the Council Vacancy Policy; and further

That Council direct Staff to proceed with Option 2 to fill the Vacant Office of Ward 1 Councillor.

Carried.

- d. Scott's Point Updated Well Head Protection Area, Environmental Services-2024-25

Councillor Cavanagh left the Council Chambers at 6:13

Resolution # 09/11/24 - 06

Moved by: Mike Hinchberger

Seconded by: Bill Stewart

That the Council of the Municipality of Kincardine pass a resolution in support of the proposed well head protection area amendment for the Scott's Point Municipal Well located at 26 Zepf's Drive; and

Further, that the Council direct staff to forward the resolution to Saugeen Valley, Grey Sauble, and Northern Bruce Peninsula Source Protection Region.

Carried.

- e. Lakeshore Radio Broadcasting Updated By-law, Environmental Services-2024-24

Resolution # 09/11/24 - 07

Moved by: Amanda Steinhoff-Gray

Seconded by: Mike Hinchberger

That Council support the recommended amendments to the existing By-law No. 2022-010 Lakeside Radio Broadcasting Agreement; and

Further that Council enter into an updated three-year agreement with Lakeside Radio Broadcasting Corp.

Carried.

Councillor Blackwell, Councillor Prenger, and Councillor Steinhoff-Gray left the Council Chambers. Councillor Cavanagh returned to the Council Chambers.

- f. Impact Assessment Agency of Canada – Bruce C Initial Project Description, CAO General-2024-26

Resolution # 09/11/24 - 08

Moved by: Mike Hinchberger

Seconded by: Rory Cavanagh

That Council endorse the Municipality of Kincardine Submission to Impact Assessment Agency of Canada (IAAC) and the Canadian Nuclear Safety Commission (CNSC) on the Initial Project Description for the Bruce C New Nuclear Project; and

That Staff be directed to file the submission with the IAAC.

Carried.

Councillor Blackwell, Councillor Prenger and Councillor Steinhoff-Gray returned to the Council Chambers

- g. Mandatory Water and Sewer Connection 124 King Street and 30 Rae Street Tiverton, Development Services-2024-27

Resolution # 09/11/24 - 09

Moved by: Bill Stewart

Seconded by: Amanda Steinhoff-Gray

That Council pass a mandatory connection By-law and direct staff to proceed with servicing the properties known as 124 King Street and 30 Rae Street.

Carried.

6.2 Addendum Items

None.

7. Matters for Decision

7.1 Notice of Motion - Prior to the Meeting

- a. Providing Responsive and Effective Government

Resolution # 09/11/24 - 10

Moved by: Mike Hinchberger

Seconded by: Jennifer Prenger

Whereas providing Responsive and Effective Government is a focus area in the Integrated Strategy 2.0;

Whereas the role of Council includes developing and evaluating the policies and programs of the municipality;

Whereas Council desires to promote a culture of continuous improvement and to ensure the accountability and transparency of the operations of the municipality; and further

That Council direct the CAO to ensure that a tabular report of the public submissions into the Report a Concern/Service Request process become a component of the CAO Quarterly Report going forward, subject to satisfying any legislative requirements respecting freedom of information and protection of privacy.

Carried.

7.2 Notice of Motion - At the Meeting

None.

7.3 Consideration of By-laws

- a. Assigning Existing Airport Hangar Lease By-law

Resolution # 09/11/24 - 11

Moved by: Beth Blackwell

Seconded by: Mike Hinchberger

That the "Assign Airport Lease Agreement (Brown) By-law" be deemed to be read a first, second and third time, finally passed and numbered as By-law No. 2024 - 122.

Carried.

- b. Motion to Pass By-laws

Resolution # 09/11/24 - 12

Moved by: Beth Blackwell

Seconded by: Bill Stewart

That the following By-laws are hereby read a first, second and third time, and finally passed this 11th day of September, 2024:

1. Amendment to Zoning By-law 2003 – 25 (Voskamp - Bruce Road 23) By-law 2024 - 123;
2. Council Vacancy Policy By-law 2024 - 124;
3. Lakeside Radio Broadcasting Corp. Agreement (2024) By-law 2024 - 125; and
4. Impose Mandatory Water and Sewage Connection (30 Rae Street and 124 King Street) By-law 2024 - 126.

Carried.

Councillor Prenger left the meeting at 6:33 p.m.

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. Mayor's Report - AMO Conference Update
 - b. Blue-Box Transition Program Update, Environmental Services-2024-23
 - c. Environmental Services Compliance Report August 2024, Environmental Services-2024-26
- b. Minutes of Committees and Boards
 - a. Accessibility Advisory Committee Minutes - July 25, 2024

- c. Communications
 - a. Association of Municipalities Ontario
 - a. AMO Policy Update - Record-Setting AMO 2024 Conference
 - b. Watchfile August 22, 2024
 - c. Watchfile August 29, 2024
 - b. Bruce County Museum and Cultural Centre - Last Chance
 - c. Minister of Municipal Affairs and Housing Condolences
 - d. Motions Other Municipalities
 - a. City of Brantford - Legislative Amendments to Improve Municipal Codes of Conduct and Enforcement Letter
 - b. Township of Nairn and Hyman - Radioactive Material being Transported to the Township of Nairn and Hyman
 - c. Township of Stirling Rawdon - Public Sector Salary Disclosure
 - d. Township of Russell - Resolution to Support AMCTO Provincial Updates to the Municipal Elections Act
 - e. Township of Whitewater Region - Mental Health Addictions

8.1 Consent Agenda

- d. Acceptance of Consent Agenda

Resolution # 09/11/24 - 13

Moved by: Beth Blackwell

Seconded by: Bill Stewart

That Council approve the recommendations contained in the consent agenda dated September 11, 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 # 09/11/24 - 14

Moved by: Mike Hinchberger

Seconded by: Bill Stewart

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 August 28, 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 (Physician Recruitment & Retention);
- 3) A proposed or pending acquisition or disposition of land by the Municipality or Local Board (Booster Station Option to Purchase Land); and

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

Carried.

9.1 Matters Arising from Closed Session

Councillor Blackwell, Councillor Steinhoff-Gray and Councillor Cavanagh declared a pecuniary interest in the 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 August 28, 2024 were approved;
- 2) Direction was provided regarding Physician Recruitment and Retention; and
- 3) Direction was provided to Staff regarding the Booster Station Option to Purchase land and direction was provided to put a by-law on the open meeting agenda for consideration.

Resolution # 09/11/24 - 15

Moved by: Bill Stewart

Seconded by: Rory Cavanagh

That the "Showalter 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 - 127.

Carried.

10. **Confirmatory By-law**

Resolution # 09/11/24 - 16

Moved by: Beth Blackwell

Seconded by: Mike Hinchberger

That the By-law to confirm the proceedings of the Council of The Corporation of the Municipality of Kincardine of September 11, 2024 be deemed to be read a first, second and third time, finally passed and numbered as By-law No. 2024 - 128.

Carried.

11. **Adjournment**

Resolution # 09/11/24 - 17

Moved by: Rory Cavanagh

Seconded by: Amanda Steinhoff-Gray

That this Council Meeting adjourn at 7:09 p.m.

Carried.

Mayor

Clerk