

# THE CORPORATION OF THE MUNICIPALITY OF KINCARDINE

## Council Minutes

Wednesday, November 27, 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  
                                Councillor Stellina Williams

Staff Present              Jillene Bellchamber-Glazier, Chief Administrative Officer  
                                    Jennifer Lawrie, Manager of Legislative Services/Clerk  
                                    Lorie Fioze, Manager Strategic Initiatives  
                                    Leanne Gowing, Manager of Human Resources  
                                    Jayne Jagelewski, Director of Community Services  
                                    Michel DiGiovanni, Manager, Parks and Facilities  
                                    Chrystal Murphy, Physician Recruiter / Clinic Manager  
                                    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 November 27th, 2024 in the Council Chambers at the Municipal Administration Centre.

#### 1.1 **Land Acknowledgment Statement**

Councillor Cavanagh 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: Councillor Cavanagh

Item of Business: 9.1a - Dr. Luu Physician Agreement (2024) By-law

General Nature of Interest: Spouse's professional position and income, as well as having a shareholder interest in the Dr. A Cavanagh Medicine Professional Corporation.

Councillor Cavanagh 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 # 11/27/24 - 01**

**Moved by:** Rory Cavanagh

**Seconded by:** Beth Blackwell

That the minutes of the Council meetings held on November 6, 2024 and November 13, 2024 be adopted as printed.

Carried.

**5. Matters for Public Participation**

**5.1 Delegations and Presentations**

- a. Community Safety and Wellbeing Plan

Alexis Cook, Community Safety and Wellbeing Coordinator, Jane Hartley, Executive Director of Victim Services and Inspector Keegan Wilcox, OPP Detachment Commander presented on Community Safety and Wellbeing Planning.

**6. Matters for Discussion and Direction**

**6.1 Staff Reports**

- a. Davidson Centre Generator Replacement Project, Parks Facilities-2024-28

**Resolution # 11/27/24 - 02**

**Moved by:** Andrea Clarke

**Seconded by:** Rory Cavanagh

That Council approve pre-budget 2025 funding for the Davidson Centre Generator Replacement Project in the amount of \$600,000 to be funded by the Lifecycle Reserve Fund.

Carried.

- b. Pier Safety Update, Parks Facilities-2024-27

**Resolution # 11/27/24 - 03**

**Moved by:** Bill Stewart  
**Seconded by:** Andrea Clarke

That Council approves the closure of both the North and South Piers annually from December 1<sup>st</sup> to April 1<sup>st</sup> to mitigate safety risks to staff and public.

Yes (2): Andrea Clarke, and Bill Stewart

No (7): Kenneth Craig, Beth Blackwell, Rory Cavanagh, Mike Hinchberger, Jennifer Prenger, Amanda Steinhoff-Gray, and Stellina Williams

Defeated.

## 7. Matters for Decision

### 7.1 Notice of Motion - At the Meeting

None.

### 7.2 Consideration of By-laws

- a. Appointment By-law Enforcement (Municipal Support Services Inc.) 2024 By-law

#### **Resolution # 11/27/24 - 04**

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

That the "Appointment By-law Enforcement (Municipal Support Services Inc.) 2024" be deemed to be read a first, second and third time, finally passed and numbered as By-law No. 2024 - 150

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. Minutes of Committees and Boards
  - a. Heritage Kincardine - October 15, 2024

- b. BASWR - June 27, 2024 Minutes
- c. BASWR - July 9, 2024 Minutes
- b. Communications
  - a. Association of Municipalities of Ontario
    - a. Education - Apathy to Action
    - b. Education - Become an Equity Informed Leader
    - c. Education - Land Use Planning Workshops for Elected Officials
    - d. Policy update - Encampments and Opioid Crisis
    - e. Policy Update - NDP Motion
    - f. Watchfile November 7, 2024
    - g. Watchfile November 14, 2024
  - b. Dave Snider - 705 Princes Street Motion
  - c. Ontario's Nuclear Advantage - November update
  - d. ROMA Board Update
  - e. Motions Other Municipalities
    - a. City of Toronto - Respecting Local Democracy and Cities
    - b. Municipality of Leamington - OPP Detachment Billing Increases
    - c. Township of Papineau-Cameron - Ontario Building Code
    - d. Township of Puslinch - Protection of Agricultural Lands and Sustainable Development in Relation to Provincial Projects and Excess Soil Management Practices

## 8.1 Consent Agenda

- c. Acceptance of Consent Agenda

**Resolution # 11/27/24 - 05**

**Moved by:** Rory Cavanagh

**Seconded by:** Andrea Clarke

That Council approve the recommendations contained in the consent agenda dated November 27, 2024 and direct staff to proceed with all necessary administrative actions except 8.1 b bb - Dave Snider - 705 Princes Street Motion.

Carried.

## **8.2 Members of Council General Announcements**

## **8.3 Chief Administrative Officer Announcements**

## **9. Closed Session (If Required)**

### **Resolution # 11/27/24 - 06**

**Moved by:** Mike Hinchberger

**Seconded by:** Jennifer Prenger

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 November 13, 2024;
- 2) Litigation or potential litigation, including matters before administrative tribunal, affecting the Municipality or Local Board and advice that is subject to solicitor-client privilege, including communications necessary for that purpose (Potential Litigation Update - Secord Monument);
- 3) Personal Matters about an identifiable individual, including municipal or local board employees (Physician Recruitment Agreement);
- 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 (Lease Agreement - Land adjacent to 177 Harbour Street);
- 5) Labour relations or employee negotiations (Collective Bargaining Update); and

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

Carried.

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

Councillor Cavanagh declared a pecuniary interest in 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 November 13, 2024 were approved;

- 2) Council received for information only an update on the Potential Litigation - Secord Monument;
- 3) Direction was provided to Staff to place a by-law on the open meeting agenda for Council's consideration regarding the Dr. Luu Physician Agreement; and
- 4) Direction was provided to Staff to place a by-law on the open meeting agenda for Council's consideration regarding the Lease Agreement for Part 2 of Plan 3R-7969 (Land adjacent to 177 Harbour)
- 5) Direction was provided to Staff to place a by-law on the open meeting agenda for Council's consideration regarding International Union of Operating Engineers, Local 793 Agreement.

Councillor Cavanagh left the Council table.

- a. Dr. Luu Physician Agreement By-law

**Resolution # 11/27/24 - 07**

**Moved by:** Mike Hinchberger

**Seconded by:** Beth Blackwell

That the “Dr. Luu Physician Agreement (2024) By-law” be deemed to be read a first, second and third time, finally passed and numbered as By-law No. 2024 - 151.

Carried.

Councillor Cavanagh returned to the Council table.

- b. Lease Agreement Adjacent to 177 Harbour Street

**Resolution # 11/27/24 - 08**

**Moved by:** Rory Cavanagh

**Seconded by:** Stellina Williams

That the “Part 2 of Plan 3R-7969 (Vodden) Lease Agreement (2024) By-law” be deemed to be read a first, second and third time, finally passed and numbered as By-law No. 2024 – 152.

Carried.

- c. Collective Bargaining Agreement

**Resolution # 11/27/24 - 09**

**Moved by:** Beth Blackwell

**Seconded by:** Amanda Steinhoff-Gray

That the "International Union of Operating Engineers, Local 793 Agreement (2024) By-law" be deemed to be read a first, second and third time, finally passed and numbered as By-law No. 2024 - 153.

Carried.

**10. Confirmatory By-law**

**Resolution # 11/27/24 - 10**

**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 November 27, 2024 be deemed to be read a first, second and third time, finally passed and numbered as By-law No. 2024 – 154.

Carried.

**11. Adjournment**

**Resolution # 11/27/24 - 11**

**Moved by:** Andrea Clarke

**Seconded by:** Mike Hinchberger

That this Council Meeting adjourn at 7:03 p.m.

Carried.

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Mayor

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Clerk