



CORPORATION OF THE TOWNSHIP OF MCKELLAR

Council Meeting Minutes

February 21, 2023

Mayor Moore called the meeting to order at 5:00 p.m.

ROLL CALL

Mayor Moore took Roll Call.

Present: Mayor David Moore
Councillors Morley Haskim, Mike Kekkonen, Nick Ryeland, Debbie Zulak
Staff: Deputy Clerk/Planning Assistant, Karlee Britton
Clerk/Administrator, Ina Watkinson

DECLARATIONS OF PECUNIARY AND/OR PERSONAL INTEREST AND GENERAL NATURE THEREOF

Councillor Zulak declared a personal interest for Item 5.3.

Moved by: Councillor Ryeland
Seconded by: Councillor Haskim

23-146 **BE IT RESOLVED THAT** the Council of the Corporation of the Township of McKellar does hereby approve the Agenda, as amended to add Item 23.1 under New Business, Public Washrooms, for this Regular Meeting of Council as presented.

Carried

Moved by: Councillor Ryeland
Seconded by: Councillor Haskim

23-147 **BE IT RESOLVED THAT** the Council of the Corporation of the Township of McKellar, pursuant to the Municipal Act, S.O. 2001, as amended, move into closed session at 5:02 p.m. to discuss the following items:

- 5.1 Closed Session Minutes, February 7, 2023 & February 14, 2023
- 5.2 Personal matters about an identifiable individual, including Municipal or local board employees, pursuant to Ontario Municipal Act, Section 239(2)(b)
- 5.3 A proposed or pending acquisition or disposition of land by the municipality or local board pursuant to Ontario Municipal Act Section 239(2)(c) – proposed acquisition
- 5.4 Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; pursuant to Ontario Municipal Act, Section 239(2)(e)

Carried

Councillor Zulak left the meeting for Item 5.3 (ii) and re-entered the meeting for Item 5.4.

Moved by: Councillor Ryeland
Seconded by: Councillor Haskim

23-148 **BE IT RESOLVED THAT** the Council of the Corporation of the Township of McKellar does hereby reconvene into regular open session of Council at 6:29 p.m.

Carried

Mayor Moore called the meeting to order at 6:29 p.m.

ROLL CALL

Mayor Moore took Roll Call.



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Present: Mayor David Moore
Councillors Morley Haskim, Mike Kekkonen, Nick Ryeland, Debbie Zulak
Staff: Deputy Clerk/Planning Assistant, Karlee Britton
Treasurer, Roshan Kantiya

RESPECT AND ACKNOWLEDGEMENT DECLARATION

We would like to begin by acknowledging that the land on which we gather is the traditional unceded territory of the Anishnaabe and the Mississauga People.

DECLARATIONS OF PECUNIARY AND/OR PERSONAL INTEREST AND GENERAL NATURE THEREOF

There were no conflicts of interest declared.

Moved by: Councillor Ryeland
Seconded by: Councillor Haskim

23-149 **BE IT RESOLVED THAT** the Council of the Corporation of the Township of McKellar does hereby accept the reports, recommendations and directions arising from the closed session held February 21, 2023.

Carried

Moved by: Councillor Ryeland
Seconded by: Councillor Haskim

23-150 **BE IT RESOLVED THAT** the Council of the Corporation of the Township of McKellar does hereby receive the deputation from Phil Black, Treasurer of the Rotary Club of Parry Sound.

Carried

Moved by: Councillor Ryeland
Seconded by: Councillor Haskim

23-151 **BE IT RESOLVED THAT** the Council of the Corporation of the Township of McKellar does hereby approve the Minutes of the February 7, 2023 regular meeting of Council and the Minutes of the February 14, 2023 special meeting of Council; as circulated.

Carried

Moved by: Councillor Haskim
Seconded by: Councillor Ryeland

23-152 **BE IT RESOLVED THAT** the Council of the Corporation of the Township of McKellar does hereby approve the application to create three new rural residential lots as applied for by Joseph Jamieson in the Consent Application No. B56/2022 (McK) together with a right of way subject to the following conditions;

1. Rezoning the lands proposed to be severed to Rural Residential (RR);
2. Conveying to the Township of McKellar the 20 meter road allowance that incorporates Grey Owl Road through the subject lands;
3. Payment of a fee in lieu of parkland dedication in accordance with the Township fee By-law;
4. 911 addressing (at the time of an entrance or building permit application)
5. Payment of any applicable planning fees.
6. Verification from the Director of Operations that each new lot can accommodate an entrance onto Grey Owl Road.

Deferred



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Moved by: Councillor Haskim

Seconded by: Councillor Ryeland

23-153 BE IT RESOLVED THAT the Council of the Corporation of the Township of McKellar does hereby add Item 15.2 to the agenda, deeming an original road allowance surplus under Planning Matters, resulting from matters discussed in Closed Session (Item 5.3 (ii)).

Carried

Councillor Zulak declared a personal interest for Item 15.2 and left the meeting.

Moved by: Councillor Haskim

Seconded by: Councillor Ryeland

23-154 BE IT RESOLVED THAT the Council of the Corporation of the Township of McKellar does hereby deem original road allowance between Con 12 PT Lot 21 and Con 13 PT Lot 21 surplus.

Carried

Councillor Zulak re-entered the meeting.

Moved by: Councillor Haskim

Seconded by: Councillor Ryeland

23-155 BE IT RESOLVED THAT the Council of the Corporation of the Township of McKellar does hereby receive the Minutes of the January 12, 2023 meeting of the Parry Sound District Social Services Administration Board for information purposes.

Carried

Moved by: Councillor Haskim

Seconded by: Councillor Ryeland

23-156 BE IT RESOLVED THAT the Council of the Corporation of the Township of McKellar does hereby receive Report By-Law-2023-01 Monthly Report for January 2023 for information purposes.

Carried

Moved by: Councillor Haskim

Seconded by: Councillor Ryeland

23-157 BE IT RESOLVED THAT the Council of the Corporation of the Township of McKellar does hereby receive Report FD-2023-05 Month End Status Update for January 2023 for information purposes.

Carried

Moved by: Councillor Haskim

Seconded by: Councillor Ryeland

23-158 BE IT RESOLVED THAT the Council of the Corporation of the Township of McKellar does hereby receive an internet service provider update from IT Coordinator Dan Hildebrandt for information purposes;

AND FURTHER BE IT RESOLVED THAT the IT Coordinator, in co-operation with Office Staff, and with whatever other assistance he may require, co-ordinate the purchase and installation of a Starlink Business Service Provider Plan to service the Community Centre building, including the McKellar Township Public Library, all the while observing that time is of the essence.

Carried



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Moved by: Councillor Haskim

Seconded by: Councillor Ryeland

23-159 BE IT RESOLVED THAT the Council of the Corporation of the Township of McKellar does hereby receive the petition from Broadbent area residents, the Letter dated February 12, 2023 from Joel & Eleanor Collens and the email dated February 13, 2023 from Kevin Murphy regarding the proposed 4-way stop at the intersection of Broadbent, Hurdville, Blackwater and Smith Roads.

Carried

Moved by: Councillor Haskim

Seconded by: Councillor Ryeland

23-160 BE IT RESOLVED THAT the Council of the Corporation of the Township of McKellar does hereby receive the Toolkit for Protecting Your Lake from Aquatic Invasive Species facilitated by the Federation of Ontario Cottagers' Associations.

Carried

Moved by: Councillor Zulak

Seconded by: Councillor Kekkonen

23-161 BE IT RESOLVED THAT the Council of the Corporation of the Township of McKellar does hereby receive the letter dated February 15, 2023 from the McKellar Agricultural Society; and

FURTHER THAT BE IT RESOLVED THAT the Township continues to sponsor the Arm Wrestling Tournament through providing the prize money in the amount of \$193.00 for the next 3 years (2023 to 2025); and

FURTHER THAT Council receive a draft version of the Fair Booklet to approve the use of the Township's logo.

Carried

Moved by: Councillor Zulak

Seconded by: Councillor Kekkonen

23-162 BE IT RESOLVED THAT the Council of the Corporation of the Township of McKellar does hereby appoint Terry Milewski to the Township of McKellar Recreation Committee.

Carried

Moved by: Councillor Zulak

Seconded by: Councillor Kekkonen

23-163 BE IT RESOLVED THAT the Council of the Corporation of the Township of McKellar does hereby appoint Stephen Macdonell to the Township of McKellar 150th Sesquicentennial Committee.

Carried

Moved by: Councillor Zulak

Seconded by: Councillor Kekkonen

23-164 WHEREAS the Township of McKellar Public Library has updated their territorial acknowledgment; and

WHEREAS the Library Board's extensive research, care and consideration of properly acknowledging the lands at which we gather and recognizing the suffering that Indigenous people have suffered, and continue to cope with, have been thoughtfully acknowledged in this statement; and



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WHEREAS the Library Board has offered for the Corporation of the Township of McKellar to utilize the land acknowledgment they created;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Corporation of the Township of McKellar hereby adopt the following respect and acknowledgement declaration to be read at the beginning of each regular open Council meeting:

In the spirit of reconciliation and co-operation, we wish to acknowledge that the land on which we gather is the traditional territory of the Anishinaabe and Mississauga people. Its boundaries fall within the Robinson-Huron Treaty of 1850 and the Williams Treaty of 1923. We are grateful to live here and we thank all the generations of people who have taken care of this land for thousands of years. To honour the suffering of Indigenous people and the love and wisdom they have carried for thousands of years, we pledge to work in community and harmony with each other and the environment we inhabit and work towards Truth and Reconciliation.

Carried

Moved by: Councillor Kekkonen

Seconded by: Councillor Zulak

23-165 **WHEREAS** the Canada Revenue Agency (CRA) prescribes a reasonable per-kilometre allowance in Section 7306 of the Income Tax Regulations; and

WHEREAS these rates represent the maximum deduction as business expenses, they are commonly used as a guideline to determine if the allowance paid to your employee is reasonable;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Corporation of the Township of McKellar hereby pay the rate of mileage set by the Canada Revenue Agency.

Carried

Moved by: Councillor Kekkonen

Seconded by: Councillor Zulak

23-166 **BE IT RESOLVED THAT** the Council of the Corporation of the Township of McKellar does hereby amend By-law No. 2019-53, being a By-law to Provide for the Payment of Remuneration to Members of Council, by deleting Clause #3 ("That the above remuneration shall be increased in January 2021 and in subsequent years by the annual October Price Index for Ontario");

AND FURTHER BE IT RESOLVED THAT said Remuneration By-law shall be reviewed by Council in January on an annual basis.

Deferred

Moved by: Councillor Kekkonen

Seconded by: Councillor Zulak

23-167 **WHEREAS** the Council of the Corporation of the Township of McKellar passed Resolution 23-126 to receive the Ombudsman Report dated January 2023 by Paul Dubé for the investigation into complaints about meetings held for the Township of McKellar on August 24, August 31, and September 9, 2021 and April 12, 2022; and

WHEREAS the Office of the Ombudsman contacted the Township to follow up with the report and requested a Resolution outlining actions being taken following the recommendations in the report moving forward; and



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WHEREAS the members of Council have reviewed the report at great lengths and have demonstrated the understanding of its findings as issues have arisen in this new term of Council; and

WHEREAS technical issues prohibited the public's attendance at a regular meeting of Council through an electronic meeting platform provided on December 20, 2022, the meeting was adjourned which follows Recommendation 3 of the Ombudsman Report; and

WHEREAS the Township's new Procedural By-law 2023-08 was passed on January 24, 2023 to ensure clear timelines for giving the public notice of all meetings (Recommendation 6) and outlines procedures for electronic meetings (Recommendation 3); and

WHEREAS the Township continues to work with our current internet service provider and explore potential new providers in the area to increase speeds to adequately run an electronic meeting (Recommendation 2); and

WHEREAS all other recommendations are being fulfilled;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Corporation of the Township of McKellar does accept the recommendations and opinions provided to the Township from the Ombudsman Report and continues to fulfill their obligations under the Municipal Act to provide the public with transparent meetings of Council.

Carried

Moved by: Councillor Kekkonen

Seconded by: Councillor Zulak

23-168 **BE IT RESOLVED THAT** the Council of the Corporation of the Township of McKellar does hereby give By-law 2023-13, being a By-law to Levy Certain Interim Rates, Taxes and Charges for the Year 2023, a First and Second reading; and

Further Read a Third time and Passed in Open Council this 21st day of February, 2023.

Carried

Moved by: Councillor Zulak

Seconded by: Councillor Kekkonen

23-169 **WHEREAS** the Council of the Corporation of the Township of McKellar gave By-law 2022-42, being a By-law to establish and regulate a Fire Department within the Township of McKellar, a First and Second Reading on August 9, 2022; and

WHEREAS Resolution No. 22-311 cited the By-law be reviewed by legal representation and has been done so by Russell Christie LLP;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Corporation of the Township of McKellar does hereby give By-law 2022-42, being a By-law to establish and regulate a Fire Department within the Township of McKellar a Third reading and Passed in Open Council this 21st day of February, 2023.

Carried



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Moved by: Councillor Zulak

Seconded by: Councillor Kekkonen

23-170 **BE IT RESOLVED THAT** the Council of the Corporation of the Township of McKellar does hereby give By-law 2023-20, being a By-law to Amend Schedule 'A' of By-law 2019-56 a By-law to Adopt a Policy for Donations/Grants, a First and Second reading; and

Further Read a Third time and Passed in Open Council this 21st day of February, 2023.

Deferred

Moved by: Councillor Haskim

Seconded by: Councillor Ryeland

23-171 **WHEREAS** Resolution No. 23-94 was carried unanimously at the January 24, 2023, regular meeting of Council, wherein Staff were 'instructed to ensure that said washroom facilities [just outside the Township Office proper] are always unlocked and open to the public';

AND WHEREAS said washroom during the interim from then to now has not always remained unlocked and open to the public, necessitating a key to access the public washroom;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Corporation of the Township of McKellar does hereby instruct the Director of Operations, in the capacity of Community Centre Complex Building Manager, to immediately have the lock changed so that the replacement lock can be locked from the inside only when in use but can be opened from the outside in an emergency;

AND FURTHER BE IT RESOLVED THAT the Director of Operations ensure that the Custodian is made aware that part of his regular duties is to thoroughly clean said washroom;

AND FINALLY BE IT RESOLVED THAT the Clerk Administrator or designate investigate and report back to Council at the next regular meeting of Council as to why Resolution No. 23-94 was not acted upon in a timely manner.

Carried

Moved by: Councillor Zulak

Seconded by: Councillor Kekkonen

23-172 **BE IT RESOLVED THAT** the Council of the Corporation of the Township of McKellar does hereby receive the consent agenda for correspondence.

Carried

QUESTION/COMMENT PERIOD (RELATED TO ITEMS ON THE AGENDA)

There were no questions.

Moved by: Councillor Zulak

Seconded by: Councillor Kekkonen

23-173 **BE IT RESOLVED THAT** the Council of the Corporation of the Township of McKellar does hereby give By-law No. 2023-21, being a by-law to confirm the proceedings of Council, a First and Second reading;

And further Read a Third time and Passed in Open Council this 21st day of February, 2023.

Carried



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Moved by: Councillor Zulak

Seconded by: Councillor Kekkonen

23-174 **BE IT RESOLVED THAT** the Council of the Corporation of the Township of McKellar adjourn this meeting at 9:30 p.m. to meet again on February 24, 2023 for a Special Meeting of Council, or at the call of the Mayor.

Carried

Handwritten signature of David Moore in cursive script.

David Moore, Mayor

Handwritten signature of Karlee Britton in cursive script.

Karlee Britton, Deputy Clerk