



CORPORATION OF THE TOWNSHIP OF MCKELLAR

Council Meeting Minutes

March 5, 2024

Mayor Moore called the meeting to order at 4:31 p.m.

ROLL CALL

Mayor Moore took Roll Call.

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

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

Councillor Zulak declared a personal interest for Item 5.5.i. on the Closed Session agenda.

Moved by: Councillor Zulak
Seconded by: Councillor Kekkonen

24-115 **BE IT RESOLVED THAT** the Council of the Corporation of the Township of McKellar does hereby approve the Agenda for this Regular Meeting of Council, as amended to 1) move Items 15.1-15.3 inclusive, to precede Item 11.1 Delegations and Presentations and 2) add Item 19.6 – WPSRCC Board Meetings under Correspondence for Consideration.

Carried

Moved by: Councillor Ryeland
Seconded by: Councillor Haskim

24-116 **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 4:32 p.m. to discuss the following items;

- 5.1 Minutes of Closed Session – February 20, 2024
- 5.2 Personal matters about an identifiable individual, including Municipal or local board employees, pursuant to Ontario Municipal Act, Section 239(2)(b) – Human Resources Policy & Hiring
- 5.3 Information Supplied in Confidence by a Third Party; Pursuant to Section 239(2)(i) of the Municipal Act – Continued discussion and review of proposals received for Request for Proposal 2023-13 to Provide a Review and New Versions of the Township's Zoning By-law and Official Plan
- 5.4 Litigation or Potential Litigation, Pursuant to Section 239(2)(e) – Litigation Re. Consent Application Appeal, Ontario Land Tribunal Updates
- 5.5 Acquisition or Disposition of Land; pursuant to Ontario Municipal Act, Section 239(2)(c) – Update on Road Allowance Closure (Zulak)

Carried

Councillor Zulak left the meeting at 6:16 p.m.

Councillor Zulak re-entered the meeting at 6:19 p.m.

Moved by: Councillor Zulak
Seconded by: Councillor Kekkonen

24-117 **BE IT RESOLVED THAT** the Council of the Corporation of the Township of McKellar does hereby reconvene into open session of Council at 6:31 p.m.

Carried



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ROLL CALL

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

RESPECT AND ACKNOWLEDGEMENT DECLARATION

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.

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

There were no conflicts of interest declared for the open meeting agenda.

Moved by: Councillor Haskim
Seconded by: Councillor Ryeland

24-118 **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 March 5, 2024.

Carried

Moved by: Councillor Haskim
Seconded by: Councillor Zulak

24-119 **BE IT RESOLVED THAT** the Council of the Corporation of the Township of McKellar does hereby receive the proposed consent for a lot addition to an existing lot fronting on Manitouwabing Lake in Part of Lots 15 & 16, Concession 8 in the Township of McKellar as applied for by Kenneth Allen in Application No. B03 2024 (McK); and

FURTHER be approved subject to the following conditions:

1. Confirmation from the applicant's solicitor that the lot addition will merge with the benefitting lot;
2. That all landowners who presently have access via F.R. 150 continue to have deeded access if and when ownership of the F.R. is transferred;
3. That the applicant's solicitor provide title to the merged properties indicating that they are together with and subject to a contiguous right of way over Part 16 Plan 42R-18189 and the Allen lands in favour of 23 Fire Route 150 and provide a registered survey for the same; and
4. Payment of any applicable planning fees.

Carried



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Moved by: Councillor Haskim

Seconded by: Councillor Ryeland

24-120 **BE IT RESOLVED THAT** the Council of the Corporation of the Township of McKellar does hereby receive the proposed consent for a right-of-way to the lands described as Part 1, Plan 42R-21223 in part of Lot 33, Concession 13 in the Township of McKellar as applied for by Adam and Laura Zandberg in Application No. B07/2024 (McK); and

FURTHER THAT it be approved subject to the following conditions:

1. That any necessary 911 addressing be assigned by the Township;
2. That any future consent application will require the written approval of the right of way owners for access to any future severed lands by the applicant; and
3. Payment of any applicable Planning fees.

Carried

Moved by: Councillor Ryeland

Seconded by: Councillor Zulak

24-121 **BE IT RESOLVED THAT** the Council of the Corporation of the Township of McKellar does hereby receive the proposed consent for a lot addition in the Township of McKellar as applied for by EDC Custom Contracting in Application No. B10/2024 (McK); and

FURTHER THAT it be approved subject to the following conditions:

1. That the solicitor preparing the transfer documents confirm that the lot addition merges with the benefitting lands;
2. That the retained and severed lands be rezoned;
3. The applicant provides a surveyor's real property report for the severed and retained lands (to be filed in conjunction with the zoning By-law amendment); and
4. Payment of any applicable planning fees.

Carried

Moved by: Councillor Zulak

Seconded by: Councillor Kekkonen

24-122 **BE IT RESOLVED THAT** the Council of the Corporation of the Township of McKellar does hereby receive the deputation from Axy Leighl, Co-Chair of the McKellar Rib Competition Committee with the Manitouwabing Lake Community Association (MLCA), in regards to the Second Annual McKellar Amateur Rib Competition (Ribfest); and

FURTHER THAT the Township will make an in-kind donation to the MLCA by providing the facilities (Community Hall, Kitchen, Arena, Parking) for the Ribfest event to be held on Sunday, July 7, 2024 provided that a Facility Rental form is completed and it is accompanied by the event's liquor license and proof of insurance prior to the event; and

FURTHER THAT the Township will remove the garbage and recyclables generated from the event, it shall be gathered and ready for pickup in a single location, additionally staff will move the bleachers, if required for seating; and

FURTHER THAT the Township's By-law Enforcement Officer will provide a report to Council in regards to the noise exemption, noting that the MLCA is requesting an amendment to the Noise By-law to exempt the Ribfest event annually for the first Sunday in July from 4:00 p.m. to 8:00 p.m.; and



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FURTHER THAT it is the responsibility of the MLCA to:

- 1) Install the fencing (fencing to be provided by the Township as an in-kind donation).

Carried

Moved by: Councillor Ryeland

Seconded by: Councillor Haskim

24-123 **BE IT RESOLVED THAT** the Council of the Corporation of the Township of McKellar does hereby approve the Minutes of the February 6, 2024 and the February 20, 2024 Regular Meetings of Council, as circulated.

Carried

Moved by: Councillor Ryeland

Seconded by: Councillor Haskim

24-124 **BE IT RESOLVED THAT** the Council of the Corporation of the Township of McKellar does hereby receive the Minutes of the February 22, 2024 Meeting of the Town of Parry Sound EMS Advisory Committee.

Carried

Moved by: Councillor Kekkonen

Seconded by: Councillor Zulak

24-125 **BE IT RESOLVED THAT** the Council of the Corporation of the Township of McKellar does hereby receive the Minutes of the February 22, 2024 Meeting of the Township of McKellar Recreation Committee.

Carried

Moved by: Councillor Haskim

Seconded by: Councillor Ryeland

24-126 **BE IT RESOLVED THAT** the Council of the Corporation of the Township of McKellar does hereby receive the Public Works Department Quarterly Report for October – December, 2023 from Director of Operations, Greg Gostick for information purposes.

Carried

Moved by: Councillor Zulak

Seconded by: Councillor Kekkonen

24-127 **WHEREAS** Council directed staff to obtain a legal review of the Depot Operations Agreement with Circular Materials Ontario (CMO); and

WHEREAS staff received comments from both a Solicitor and the Township's Insurance provider; and

WHEREAS the results were discussed with CMO providing clarity to some sections of the agreement with regards to indemnification and liabilities; and

WHEREAS the Insurer has no concerns with the Township executing the agreement with CMO, as is;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Corporation of the Township of McKellar does hereby direct staff to present a By-law to authorize the Mayor and the Clerk/Administrator to execute Depot Operations Agreement No. 2024-00-120 (Township of McKellar) at the next Regular Meeting of Council.

Deferred



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Moved by: Councillor Ryeland

Seconded by: Councillor Haskim

24-128 **BE IT RESOLVED THAT** the Council of the Corporation of the Township of McKellar does hereby receive the letter dated February 15, 2024 from Rick Cain, President of the Rotary Club of Parry Sound; and

FURTHER THAT discussions regarding sponsorship for the 3 Strikes Against Cancer 3 Pitch will occur during budget discussions.

Carried

Moved by: Councillor Zulak

Seconded by: Councillor Kekkonen

24-129 **BE IT RESOLVED THAT** the Council of the Corporation of the Township of McKellar does hereby support the Township of the Archipelago's resolution requesting the re-installation of a flashing light at the intersection of Highway 69 and Woods Road.

Carried

Moved by: Councillor Haskim

Seconded by: Councillor Ryeland

24-130 **WHEREAS** the Township has received a request from Budget Propane to run Three Axle Trucks with a load not to exceed 6700 kg/axle during the reduced load period (half loads); and

WHEREAS Section 122(2) of the *Ontario Highway Traffic Act* provides that (a) no two axle tank-truck, while used exclusively for the transportation of liquid or gaseous heating fuel shall be operated upon any designated highway where the weight upon an axle exceeds 7,500 kilograms; and

WHEREAS the delivery of propane for home heating fuel is an essential service;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Corporation of the Township of McKellar does hereby grant the request from Budget Propane (Gravenhurst) for the extension of the interpretation of Section 122 (2) for vehicles used exclusively for the transportation of liquid or gaseous heating fuel to include three axle (tandem rear axle) commercial vehicles, such that they may carry a weight of 6700 kilograms per axle.

DIVISION VOTE

YEAS: Councillor Ryeland, Councillor Zulak.

NAYS: Councillor Haskim, Councillor Kekkonen, Mayor Moore.

ABSTAIN: None.

ABSENT: None.

Defeated

Moved by: Councillor Kekkonen

Seconded by: Councillor Zulak

24-131 **WHEREAS** Autism Spectrum Disorder (ASD) affects millions of individuals worldwide, transcending geographical, cultural, and socioeconomic boundaries; and

WHEREAS recognizing the unique talents, abilities, and perspectives of individuals with autism enriches our communities and promotes inclusivity and diversity; and

WHEREAS raising awareness about autism spectrum disorders fosters understanding, acceptance, and support for individuals and families affected by autism; and



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WHEREAS the United Nations General Assembly, in Resolution 62/139, designated April 2nd as World Autism Awareness Day to highlight the need for increased understanding and acceptance of people with autism;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Corporation of the Township of McKellar does hereby proclaim April 2, 2024 as World Autism Awareness Day in our community; and

FURTHER THAT the Township of McKellar “fly the flag” as a part of the awareness campaign; and

FURTHER THAT the Council of the Corporation of the Township of McKellar calls upon local leaders, policymakers, and stakeholders to collaborate in efforts to create a more inclusive and supportive environment for individuals with autism, ensuring equal access to education, employment, healthcare, and social services; and

FURTHER THAT a copy of this resolution be circulated to Parry Sound-Muskoka MP Scott Aitchison, Parry Sound-Muskoka MPP Graydon Smith, Minister of Health Sylvia Jones, Minister of Education Stephen Lecce, Minister of Children, Community and Social Services Michael Parsa, and Autism Ontario; to demonstrate our commitment to promoting awareness, understanding, and acceptance of autism spectrum disorders.

Carried

Moved by: Councillor Ryeland

Seconded by: Councillor Haskim

24-132 **BE IT RESOLVED THAT** the Council of the Corporation of the Township of McKellar does hereby receive the letter from Donald Sanderson, Chair of the West Parry Sound Recreation & Cultural Centre Board, dated March 4, 2024 requesting attendance of McKellar Township representative of the MSB [Municipal Services Board] attend the next Board meeting held on Wednesday, March 18th for information.

Carried

Moved by: Councillor Ryeland

Seconded by: Councillor Haskim

24-133 **BE IT RESOLVED THAT** the Council of the Corporation of the Township of McKellar does hereby support the Township of Perry Resolution No. 2024-52 requesting the Province to Amend the Blue Box Regulation for ‘Ineligible’ Sources; and

FURTHER THAT this resolution be forwarded to the Honourable Doug Ford, Premier of Ontario, the Honourable Andrea Khanjin, Minister of the Environment, Conservation, and Parks, the Honourable Graydon Smith, MPP Parry Sound-Muskoka, and to the Township of Perry.

Carried

Moved by: Councillor Haskim

Seconded by: Councillor Ryeland

24-134 **BE IT RESOLVED THAT** the Council of the Corporation of the Township of McKellar does hereby authorize the disposal of waste into the regular household collection bin for the collection of waste collected as a part of the Lake Stewardship and Environmental Committee’s Annual Clean Up Our Lakes Campaign, in co-operation with the Township at the Transfer Station, from May 13, 2024 to May 26, 2024, in coordination with the MLCA and Director of Operations; and



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FURTHER THAT waste not acceptable for disposal at the McKellar Transfer Station during this campaign includes but is not limited to: household hazardous waste, boats, bulky items, large appliances, brush, household furniture and any item that would incur a waste tipping fee, as cited in By-law 2023-55.

Carried

Moved by: Councillor Kekkonen

Seconded by: Councillor Zulak

24-135 **BE IT RESOLVED THAT** the Council of the Corporation of the Township of McKellar does hereby give By-law No. 2024-19, Being a By-law to Adopt a Code of Conduct Policy for Building Officials of the Township of McKellar, a First and Second reading.

Carried

Moved by: Councillor Kekkonen

Seconded by: Councillor Zulak

24-136 **BE IT RESOLVED THAT** the Council of the Corporation of the Township of McKellar does hereby direct staff to contact the Township of Perry to inquire if the Township of Perry has signed an agreement with CMO; and

FURTHER inquire if the Township has concerns with regards to "Non-Eligible Source Blue Box Material Unit Price" deduction being \$200 per tonne multiplied by the tonnes of Blue Box Material picked up by CMO, or a contractor identified by CMO from time to time, from the Depots during the applicable calendar month, multiplied by the Non-Eligible Source Blue Box Material Unit Price

Carried

Moved by: Councillor Haskim

Seconded by: Councillor Ryeland

24-137 **BE IT RESOLVED THAT** the Council of the Corporation of the Township of McKellar does hereby request the Director of Operations meet with various members of committees, groups and subgroups, to determine what items stored in the basement are of value or what can be determined surplus, to be sold or disposed.

Carried

Moved by: Councillor Ryeland

Seconded by: Councillor Haskim

24-138 **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 from the in-person audience or via Zoom.

Moved by: Councillor Zulak

Seconded by: Councillor Kekkonen

24-139 **BE IT RESOLVED THAT** the Council of the Corporation of the Township of McKellar does hereby give By-law No. 2024-20, 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 5th day of March, 2024.

Carried



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Moved by: Councillor Haskim

Seconded by: Councillor Ryeland

24-140 **BE IT RESOLVED THAT** the Council of the Corporation of the Township of McKellar adjourn this meeting at 9:42 p.m. to meet again on March 19, 2024; or at the call of the Mayor.

Carried

A handwritten signature in cursive script, appearing to read "D. J. Moore", written over a horizontal line.

David Moore, Mayor

A handwritten signature in cursive script, appearing to read "Ina Watkinson", written over a horizontal line.

Ina Watkinson, Clerk/Administrator