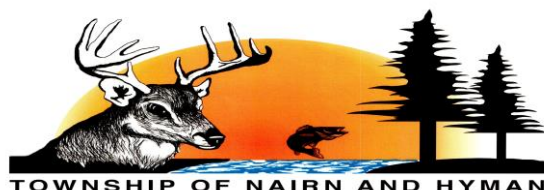


MINUTES

THE CORPORATION OF THE
TOWNSHIP OF NAIRN AND HYMAN



Monday, September 13, 2021

There was a regular council meeting held at the Nairn Community Centre Monday, September 13, 2021 at 7:00 p.m

PRESENT:

COUNCIL	Laurier Falldien	Mayor
MEMBERS	Brigita Gingras	Councillor
	Rod MacDonald	Councillor
	Katherine Bourrier	Councillor
STAFF	Belinda Ketchabaw	CAO Clerk Treasurer

DECLARATION OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

None.

DELEGATIONS

None.

TEMPORARY ADJOURNMENT

RESOLUTION # 2021-10-206

MOVED BY: Katherine Bourrier

SECONDED BY: Rod MacDonald

RESOLVED: that the council meeting be temporarily adjourned at 7:02 p.m. for the purpose of a public meeting.

CARRIED

PUBLIC MEETING PURSUANT TO SECTION 53 OF THE PLANNING ACT

RESOLUTION # 2021-10-207

MOVED BY: Rod MacDonald

SECONDED BY: Katherine Bourrier

RESOLVED: that pursuant to Section 53 of the Planning Act R.S.O. 1990, the public meeting is now officially opened for the purpose of hearing comments regarding the following application:

1. Application for Minor Variance– Darrin Paine – File No. A03-21

CARRIED

Members of the public had the opportunity to have their comments noted by Council during the meeting by submitting their comments in writing to the clerk by email by noon on September 13th, 2021.

The following comment was received:

Jerry Thibeault – “I am a concerned citizen who lives adjacent to the said property. I believe the current bylaws are in place with environmental and scientific feedback included into the reasoning for the set bylaw. This waterway/creek/wetland area runs into the Spanish river and is the source for the township’s drinking water. I have visited this lot and area and feel that this is too close to build beside the wetland waterways. I feel a further professional analysis or third party audit should be required prior to deciding this further. What additional measures are proposed in absence of the compliance? I am not in favour of this request without further professional feedback/evaluation.”

No members of the public attended the meeting.

COMMENTS RECEIVED

RESOLUTION # 2021-10-208

MOVED BY: Katherine Bourrier

SECONDED BY: Rod MacDonald

RESOLVED: that Council notes the comments received regarding the Minor Variance Application File No. A03-21.

CARRIED

PUBLIC MEETING CLOSED

RESOLUTION # 2021-10-209

MOVED BY: Rod MacDonald

SECONDED BY: Katherine Bourrier

RESOLVED: that the public meeting is now officially closed at 7:09 p.m. and the regular council meeting is now reconvened.

CARRIED

NO FURTHER NOTICE TO BE GIVEN – MINOR VARIANCE APPLICATION

RESOLUTION # 2021-10-210

MOVED BY: Katherine Bourrier

SECONDED BY: Rod MacDonald

WHEREAS: having been satisfied that the notices were given in accordance with the Planning Act; and

BE IT RESOLVED that after due consideration of the proposed by-laws, Council hereby concludes that no further notice be given with respect to the proposed minor variance from the provisions of the by-law for the following property:

a) Minor Variance under Section 45 of the Planning Act for lands described legally as PCL 21694 SEC SWS; LT 42 PL M36 NAIRN, in the Township of Nairn and Hyman.

AND COUNCIL HEREBY grants approval for the minor variance, subject to the outlined conditions in the Notice of Decision Document.

DEFEATED

RECORDED VOTE:

FOR AGAINST

Bourrier, Katherine	_____	_____ <u>X</u> _____
Diebel, Frederic	_____	_____ _____
Gingras, Brigita	_____	_____ <u>X</u> _____
MacDonald, Rod	_____	_____ <u>X</u> _____
Falldien, Laurier	_____ <u>X</u> _____	_____ _____

DECLARATION OF CONFLICT OF INTEREST:

Bourrier, Katherine	_____
Diebel, Frederic	_____
Gingras, Brigita	_____
MacDonald, Rod	_____
Falldien, Laurier	_____

(The Mayor will circle the name of the council member deemed to have requested the recorded vote.)

ADOPTED COUNCIL MINUTES

RESOLUTION # 2021-10-211

MOVED BY: Rod MacDonald

SECONDED BY: Katherine Bourrier

RESOLVED: that the following council minutes be accepted as presented:

- a) Regular Council Minutes – August 9, 2021.
- b) Closed Session Meeting Minutes – August 9, 2021.

CARRIED

ACCEPTED MINUTES AND REPORTS

RESOLUTION # 2021-10-212

MOVED BY: Katherine Bourrier

SECONDED BY: Rod MacDonald

RESOLVED: that the following Minutes and Reports 7 a) - b) are accepted as presented:

- a) Township of Nairn and Hyman – April 2021 Bank Reconciliation.
- b) Public Health Sudbury & Districts – Unapproved Minutes – June 17, 2021.

CARRIED

PURCHASE OF BBQ

RESOLUTION # 2021-10-213

MOVED BY: Rod MacDonald

SECONDED BY: Katherine Bourrier

RESOLVED: that Council notes the Township of Nairn and Hyman Community Parks and Recreation Committee Resolution #2021REC-32 requesting to purchase a BBQ from the unused summer event funds;

AND WHEREAS Council is in agreement with the proposed use the funds.

CARRIED

EUCHRE TOURNAMENT AND FISHING TOURNAMENT

RESOLUTION # 2021-10-214

MOVED BY: Katherine Bourrier

SECONDED BY: Rod MacDonald

RESOLVED: that Council notes the Township of Nairn and Hyman Community Parks and Recreation Committee Resolution #2021REC-33 requesting to hold a euchre tournament and fishing tournament in September;

AND WHEREAS Council is in agreement with the proposed events as long as Public Health protocols in regards to COVID-19 are being followed.

CARRIED

RECEIVED MINUTES AND REPORTS

RESOLUTION # 2021-10-215

MOVED BY: Rod MacDonald

SECONDED BY: Katherine Bourrier

RESOLVED: that the following Minutes and Reports 7 c) - i) are noted as received:

- c) Township of Nairn and Hyman – Community Parks and Recreation Committee Minutes – August 31, 2021.
- d) Township of Nairn and Hyman CAO's Report No. 2021-030– re Update: re Municipal Modernization Program.
- e) Township of Nairn and Hyman CAO's Report No. 2021-031 – re Update: re Open Air Burning By-law No. 2020-31.
- f) Township of Nairn and Hyman CAO's Report No. 2021-032 – re Ontario Trillium Foundation – Community Building Fund.
- g) Township of Nairn and Hyman CAO's Report No. 2021-033 – re 2021 Second Quarter Financial Update.
- h) Township of Nairn and Hyman Municipal Superintendent's Report – September 8, 2021.
- i) Township of Nairn and Hyman Fire Chief's Report – September 7, 2021.

CARRIED

CAO REPORT RE: FINALIZING TRANSFER PAYMENT AGREEMENT FOR THE MUNICIPAL MODERNIZATION FUNDING

RESOLUTION # 2021-10-216

MOVED BY: Katherine Bourrier

SECONDED BY: Rod MacDonald

THAT the CAO's Report #2021-030, dated September 2, 2021, be received for information; and

RESOLVED THAT Council directs the Mayor and the Clerk to enact the By-law No. 2021-26, to finalize the Transfer Payment Agreement for the Municipal Modernization Funding.

CARRIED

CAO REPORT RE: OPEN AIR BURNING BY-LAW

RESOLUTION # 2021-10-217

MOVED BY: Rod MacDonald

SECONDED BY: Katherine Bourrier

THAT the CAO's Report #2021-031, dated September 3, 2021, be received for information; and

RESOLVED THAT Council authorizes the Mayor and the Clerk to enact the updated Open Air Burning By-law No. 2021-27, to allow for the Ministry of the Attorney General to approve the set fines set out in the By-law.

CARRIED

CAO REPORT RE: ONTARIO TRILLIUM FOUNDATION COMMUNITY BUILDING FUND

RESOLUTION # 2021-10-218

MOVED BY: Katherine Bourrier

SECONDED BY: Rod MacDonald

THAT the CAO's Report #2021-032, dated September 3, 2021, be received for information; and

RESOLVED THAT Council directs the CAO to submit an application to the Ontario Trillium Foundation Community Building Fund for the Retrofit of the All-Sports Arena Project.

CARRIED

RECEIVED CORRESPONDENCE

RESOLUTION # 2021-10-219

MOVED BY: Rod MacDonald

SECONDED BY: Katherine Bourrier

RESOLVED that Correspondences 8 a) – b) be noted as received.

CARRIED

NORTHERN CANCER FOUNDATION DONATION

RESOLUTION # 2021-10-220

MOVED BY: Brigita Gingras

SECONDED BY: Katherine Bourrier

WHEREAS correspondence has been received from the Northern Cancer Foundation dated July 16, 2021, requesting monetary support for this program;

AND BE IT RESOLVED that Council agrees to send a donation in the amount of \$50.00.

CARRIED

VULNERABLE PERSONS REGISTRY

RESOLUTION # 2021-10-221

MOVED BY: Katherine Bourrier

SECONDED BY: Brigita Gingras

WHEREAS correspondence has been received from the Coordinator of the Vulnerable Persons Registry dated July 13, 2021,

AND BE IT RESOLVED that Council agrees to implement the program in our municipality.

CARRIED

SUPPORT RESOLUTION RE: AFFORDABLE INTERNET

RESOLUTION # 2021-10-222

MOVED BY: Brigita Gingras

SECONDED BY: Katherine Bourrier

RESOLVED: that the Corporation of the Township of Nairn and Hyman endorse and supports the resolution of the Municipality of Chatham-Kent calling on the Federal Cabinet and Prime Minister Justin Trudeau to overrule the CRTC's reversal and immediately implement the evidence-based 2019 Rates Order to ensure access and affordable internet rates for all Canadians;

AND FURTHER THAT: a copy of this motion be sent to the Prime Minister of Canada, Premier of Ontario, our local MPP, the Association of Municipalities of Ontario, and the Municipality of Chatham-Kent.

CARRIED

SUPPORT RESOLUTION RE: BILL-C 313 BANNING SYMBOLS OF HATE ACT

RESOLUTION # 2021-10-223

MOVED BY: Katherine Bourrier

SECONDED BY: Brigita Gingras

RESOLVED: that the Corporation of the Township of Nairn and Hyman endorse and supports the resolution of the of the City of Kitchener endorsing Bill-C 313 Banning Symbols of Hate Act;

AND FURTHER THAT: a copy of this motion be sent to the Prime Minister of Canada, the Minister of Municipal Affairs and Housing, the Minister of Citizenship and Multiculturalism, the Federation of Canadian Municipalities, the Association of Municipalities of Ontario, and the City of Kitchener.

CARRIED

SUPPORT RESOLUTION RE: RISING COST OF BUILDING MATERIALS

RESOLUTION # 2021-10-224

MOVED BY: Brigita Gingras

SECONDED BY: Katherine Bourrier

RESOLVED: that the Corporation of the Township of Nairn and Hyman endorse and supports the resolution of the of the City of Kitchener advocating the Federal and Provincial Governments to review actions that could be taken to mitigate or offset the impacts related to the rising cost of building materials;

AND FURTHER THAT: a copy of this motion be sent to the Prime Minister of Canada, the Premier of Ontario, the Minister of Finance, the Minister of Economic Development, the Minister of Municipal Affairs and Housing, local MP's, local MPP's, the Federation of Canadian Municipalities, the Association of Municipalities of Ontario, and the City of Kitchener.

CARRIED

SUPPORT RESOLUTION RE: NOISE CONCERNS AND REQUEST FOR EXPIRY OF EXTENDED CONSTRUCTION HOURS

RESOLUTION # 2021-10-225

MOVED BY: Katherine Bourrier

SECONDED BY: Brigita Gingras

RESOLVED: that the Corporation of the Township of Nairn and Hyman endorse and supports the resolution of the of the City of Hamilton requesting the Premier of Ontario and the local Members of Parliament to expediate the expiry of O.Reg 131/20 which limits a municipality's authority to enforce noise by-laws with respect to after-hours noise from construction sites;

AND FURTHER THAT: a copy of this motion be sent to the Premier of Ontario, local MPP's, the Association of Municipalities of Ontario, and the City of Hamilton.

CARRIED

SUPPORT RESOLUTION RE: RISING MUNICIPAL INSURANCE COSTS

RESOLUTION # 2021-10-226

MOVED BY: Brigita Gingras

SECONDED BY: Katherine Bourrier

RESOLVED: that the Corporation of the Township of Nairn and Hyman endorse and supports the resolution of the of the Municipality of Leamington in support of the Association of Municipalities of Ontario resolution calling for a reform of the Joint and Several Liability Regime and to address the rising municipal insurance costs;

AND FURTHER THAT: a copy of this motion be sent to the Premier of Ontario, the Association of Municipalities of Ontario, and the Municipality of Leamington.

CARRIED

BY-LAW TO ENTER INTO AN AGREEMENT WITH HER MAJESTY THE QUEEN IN RIGHT OF ONTARIO AS REPRESENTED BY THE MINISTER OF MUNICIPAL AFFAIRS AND HOUSING

RESOLUTION # 2021-10-227

MOVED BY: Katherine Bourrier

SECONDED BY: Brigita Gingras

RESOLVED: that “Being a by-law to of the Corporation of the Township of Nairn and Hyman to enter into an agreement with her Majesty the Queen in right of Ontario as represented by the Minister of Municipal Affairs and Housing and the Corporation of the Township of Nairn and Hyman”, be read a first, second and third time, and finally passed in open council and its number shall be 2021-26.

CARRIED

OPEN AIR BURNING BY-LAW

RESOLUTION # 2021-10-228

MOVED BY: Brigita Gingras

SECONDED BY: Katherine Bourrier

RESOLVED: that “Being a by-law to Provide for the Regulation of Open Air Burning and Precautions to be taken by Persons Setting Fires”, be read a first, second and third time, and finally passed in open council and its number shall be 2021-27.

CARRIED

BY-LAW TO AMEND THE EMPLOYEE POLICY BY-LAW

RESOLUTION # 2021-10-229

MOVED BY: Katherine Bourrier

SECONDED BY: Brigita Gingras

RESOLVED: that “Being a By-law to Amend By-law Number 2018-37, Being a By-law to Establish an Employee Policy for Employees of the Corporation of the Township of Nairn and Hyman”, be read a first, second and third time, and finally passed in open council and its number shall be 2021-28.

CARRIED

ORANGE FLAG FOR NATIONAL DAY FOR TRUTH AND RECONCILIATION

RESOLUTION # 2021-10-230

MOVED BY: Katherine Bourrier

SECONDED BY: Rod MacDonald

RESOLVED: that Council directs that a “Every Child Matters” orange flag is flown on the municipal flag pole for the month of September leading up to the National Day for Truth and Reconciliation.

CARRIED

RECEIVED FOR INFORMATION ONLY ITEMS

RESOLUTION # 2021-10-231

MOVED BY: Brigita Gingras

SECONDED BY: Katherine Bourrier

RESOLVED: that the For Information Only item 11 a) – b) be noted as received.

CARRIED

BY-LAW TO CONFIRM THE PROCEEDINGS OF COUNCIL

RESOLUTION # 2021-10-232

MOVED BY: Katherine Bourrier

SECONDED BY: Brigita Gingras

RESOLVED: that “Being a by-law to confirm the proceedings of the Council of Corporation of the Township of Nairn and Hyman” be read a first, second and third time, and finally passed in open council and its number shall be 2021-29.

CARRIED

ADJOURNMENT

RESOLUTION # 2021-10-233

MOVED BY: Brigita Gingras

SECONDED BY: Katherine Bourrier

RESOLVED: that the meeting of September 13th, 2021, do now adjourn at 7:42 p.m. to meet again on the 18th day of October, 2021 or at the call of the Mayor.

CARRIED

(signature on original)

Mayor

(signature on original)

Clerk

These minutes shall not be considered as official minutes until they have been approved by council at their next meeting.