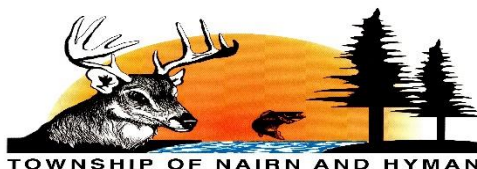


MINUTES

THE CORPORATION OF THE
TOWNSHIP OF NAIRN AND HYMAN



Monday, September 18, 2023

There was a Regular Council Meeting held at the Nairn Community Centre on Monday, September 18, 2023, at 7:00 p.m. (The meeting was open to the public, unfortunately the meeting was not recorded due to technical issues with the camera/microphone.)

Present:	Amy Mazey	Mayor
	Trevor McVey	Deputy Mayor
	Wayne Austin	Councillor
	Guy Despatie	Councillor
	Rod MacDonald	Councillor
	Belinda Ketchabaw	CAO, Clerk Treasurer

DECLARATION OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

Councillor Trevor McVey declared a pecuniary interest with Agenda Item 13 a) due to a business conflict.

DELEGATIONS

None.

ADOPTED COUNCIL MINUTES

RESOLUTION # 2023-10-172

MOVED BY: Trevor McVey

SECONDED BY: Guy Despatie

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

- a) Regular Council Meeting Minutes – July 17, 2023

CARRIED

ADOPTED COUNCIL MINUTES

RESOLUTION # 2023-10-173

MOVED BY: Guy Despatie

SECONDED BY: Wayne Austin

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

- a) Closed Session Meeting Minutes – July 17, 2023

CARRIED

RECEIVED MINUTES AND REPORTS

RESOLUTION # 2023-10-174

MOVED BY: Trevor McVey

SECONDED BY: Guy Despatie

RESOLVED THAT the Minutes and Reports Items 7 a) - i) are noted as received.

CARRIED

RECEIVED MINUTES AND REPORTS

RESOLUTION # 2023-10-175

MOVED BY: Guy Despatie

SECONDED BY: Trevor McVey

RESOLVED THAT the Minutes and Reports Items 7 a) - c) are accepted as presented:

- Township of Nairn and Hyman Current Bank Account Reconciliations for the months of January – April 2023
- OCWA – July 2023 Workorder Summary Report
- OCWA – August 2023 Workorder Summary Report

CARRIED

APPROVED REPORTS

RESOLUTION # 2023-10-176

MOVED BY: Trevor McVey

SECONDED BY: Guy Despatie

BE IT RESOLVED THAT the Minutes & Reports Item 7 d), Summary of Tax Write Offs dated September 13, 2023 is approved.

CARRIED

CAO REPORT RE: 2023 SECOND QUARTER FINANCIAL UPDATE

RESOLUTION # 2023-10-177

MOVED BY: Guy Despatie

SECONDED BY: Trevor McVey

RESOLVED THAT Council has received the CAO's Report #2023-25 entitled 2023 Second Quarter Financial Update for information.

CARRIED

CAO REPORT RE: AMENDMENTS TO COMMUNITY CENTRE FEE BY-LAW

RESOLUTION # 2023-10-178

MOVED BY: Guy Despatie

SECONDED BY: Trevor McVey

WHEREAS Council has received the CAO's Report #2023-26 titled Amendments to the Community Centre Fee By-law, and

RESOLVED THAT Council directs that CAO re-examines the costs and presents updated fees and the findings at the next meeting.

CARRIED

ENBRIDGE GAS FRANCHISE AGREEMENT

RESOLUTION # 2023-10-179

MOVED BY: Trevor McVey

SECONDED BY: Guy Despatie

BE IT HEREBY RESOLVED THAT:

1. This Council approves the form of draft by-law and franchise agreement attached hereto and authorizes the submission thereof to the Ontario Energy Board for approval pursuant to the provisions of Section 9 of the *Municipal Franchises Act*.
2. This Council requests that the Ontario Energy Board make an Order declaring and directing that the assent of the municipal electors to the attached draft by-law and franchise agreement pertaining to the Corporation of the Township of Nairn and Hyman is not necessary pursuant to the provisions of Section 9(4) of the *Municipal Franchises Act*.

CARRIED

FIRE CHIEF REPORT

RESOLUTION # 2023-10-180

MOVED BY: Guy Despatie

SECONDED BY: Trevor McVey

BE IT RESOLVED THAT the following Report 7 h) Fire Chief's Report to Council dated September 13, 2023 is accepted as presented.

CARRIED

MUNICIPAL SUPERINTENDENT REPORT

RESOLUTION # 2023-10-181

MOVED BY: Trevor McVey

SECONDED BY: Guy Despatie

BE IT RESOLVED THAT the following Report 7 i) Municipal Superintendent's Report to Council dated September 11, 2023 is accepted as presented, and **FURTHER THAT** Council accepts the recommendation to proceed with planning a Fall Free Tipping Week at the Landfill.

CARRIED

RECEIVED CORRESPONDENCE

RESOLUTION # 2023-10-182

MOVED BY: Guy Despatie

SECONDED BY: Trevor McVey

RESOLVED THAT the Correspondence Items 8 a) - d) are noted as received.

CARRIED

MANITOULIN OPP DETACHMENT BOARD

RESOLUTION # 2023-10-183

MOVED BY: Trevor McVey

SECONDED BY: Guy Despatie

WHEREAS Council has received the correspondence regarding the approved Manitoulin OPP Detachment Board; and

THEREFORE BE IT RESOLVED THAT Council appoints Councillor Austin to represent the Township of Nairn and Hyman on the OPP Detachment Board.

CARRIED

MADD SUPPORT REQUEST

RESOLUTION # 2023-10-184

MOVED BY: Guy Despatie

SECONDED BY: Trevor McVey

WHEREAS Council has received the correspondence from MADD Canada requesting support from the Township through the purchase of an advertisement in the MADD Message Yearbook; and

THEREFORE BE IT RESOLVED THAT Council directs staff to purchase an ad size for the amount of \$0.

CARRIED

CORRESPONDENCE RE: NATURAL GAS

RESOLUTION # 2023-10-185

MOVED BY: Wayne Austin

SECONDED BY: Rod MacDonald

WHEREAS Council has received the correspondence from Tim and Trina Martel requesting to have the natural gas line continued along Davis Street; and

THEREFORE BE IT RESOLVED THAT Council directs staff to respond to the residents and give them an update that a letter is being sent to Enbridge requesting that gas services be provided to any residents who front on a public road in the Nairn settlement area who request the services, at no cost to the residents.

CARRIED

SUPPORT RESOLUTION RE: TIME FOR CHANGE - MFIPPA

RESOLUTION # 2023-10-186

MOVED BY: Wayne Austin

SECONDED BY: Rod MacDonald

BE IT RESOLVED THAT the Council of the Corporation of the Township of Nairn and Hyman supports the resolution of the Municipality of Chatham-Kent requesting that the Ministry of Government and Consumer Services review the Municipal Freedom of Information and Protection of Privacy Act and make changes to address societal and technological changes and global privacy concerns; and

AND THAT a copy of this resolution be provided to the Information and Privacy Commissioner of Ontario, the Association of Municipalities of Ontario and the Municipality of Chatham-Kent.

CARRIED

BY-LAW TO AUTHORIZE A FRANCHISE AGREEMENT BETWEEN THE CORPORATION OF THE TOWNSHIP OF NAIRN AND HYMAN AND ENBRIDGE GAS INC.

RESOLUTION # 2023-10-187

MOVED BY: Rod MacDonald

SECONDED BY: Wayne Austin

BE IT RESOLVED THAT “A By-law to Authorize a Franchise Agreement Between the Corporation of the Township of Nairn and Hyman and Enbridge Gas Inc.” be read a first, second time, and its number shall be 2023-26.

CARRIED

SECOND FLAGPOLE AT MUNICIPAL OFFICE

RESOLUTION # 2023-10-188

MOVED BY: Rod MacDonald

SECONDED BY: Wayne Austin

WHEREAS Council has reviewed the Other Business Item shared by Councillor Austin requesting that a second flagpole be installed at the Municipal Office; and

BE IT RESOLVED THAT Council directs staff to receive quotes and present the findings at the next meeting.

CARRIED

FLYING THE FLAG POLICY

RESOLUTION # 2023-10-189

MOVED BY: Wayne Austin

SECONDED BY: Rod MacDonald

WHEREAS Council has reviewed the Other Business Item shared by Councillor Austin requesting that a Flying the Flag Policy be discussed; and

BE IT RESOLVED THAT Council directs the policy be reviewed at the next meeting.

CARRIED

REVIEW OF MUNICIPAL FEES

RESOLUTION # 2023-10-190

MOVED BY: Wayne Austin

SECONDED BY: Rod MacDonald

WHEREAS Council has reviewed the Other Business Item shared by Councillor Austin requesting that the fees for the Landfill, the Community Centre, and the Cemetery be reviewed; and

BE IT RESOLVED THAT Council directs the CAO to review and prepare reports regarding the fees for the Community Centre rentals, the landfill (November) and the cemetery (December).

CARRIED

MOVE QUESTION PERIOD AHEAD OF CLOSED SESSION

RESOLUTION # 2023-10-191

MOVED BY: Guy Despatie

SECONDED BY: Trevor McVey

RESOLVED THAT Council agrees to move the Question Period ahead of the Closed Session Agenda Item.

CARRIED

QUESTION PERIOD

Douglas Wysznski asked how long Short Street was going to be used for access to an industrial site currently under construction. He stated that his main concern was based on the safety of large trucks using the Short Street entrance onto Highway 17.

MOVE TO CLOSE SESSION

RESOLUTION # 2023-10-192

MOVED BY: Wayne Austin

SECONDED BY: Rod MacDonald

BE IT RESOLVED that Council move into closed session at 8:13 p.m. for the purpose stated in section 239.2 of the Municipal Act:

- Personal Matters regarding an identifiable individual
- Acquisition or disposition of land

CARRIED

Resolution Numbers 2023-10-193 and 2023-10-194 were dealt with in closed session and is in a sealed envelope and filed in the office of the CAO/Clerk.

RETURN TO OPEN SESSION

RESOLUTION # 2023-10-195

MOVED BY: Rod MacDonald

SECONDED BY: Wayne Austin

BE IT RESOLVED that council return to the open meeting at 9:18 p.m. and report on the general discussions held in closed session:

- Personal Matters regarding an identifiable individual
- Acquisition or disposition of land

CARRIED

Mayor Mazey explained that council discussed matters related to personal matters regarding an identifiable individual, a disposition of land and a potential acquisition of land.

MUNICIPAL INTEREST IN PROPERTIES FOR SALE

RESOLUTION # 2023-10-196

MOVED BY: Wayne Austin

SECONDED BY: Rod MacDonald

RESOLVED THAT as discussed in closed session Council directs the CAO to proceed with expressing interest in different properties offered for sale.

CARRIED

RECORDED VOTE:

DECLARATION OF CONFLICT OF INTEREST:

	FOR	AGAINST		
<u>Mazey , Amy</u>	<u> X </u>	_____	Mazey, Amy	_____
McVey, Trevor	<u> X </u>	_____	McVey, Trevor	_____
Austin, Wayne	_____	<u> X </u>	Austin, Wayne	_____
Despatie, Guy	<u> X </u>	_____	Despatie, Guy	_____
MacDonald, Rod	_____	<u> X </u>	MacDonald, Rod	_____

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

SALE OF CLOSED LANEWAY

RESOLUTION # 2023-10-197

MOVED BY: Rod MacDonald

SECONDED BY: Wayne Austin

RESOLVED THAT as discussed in closed session Council authorizes the sale of the closed laneway legally described as PLAN M-8, BLK E, PART 6, PIN 73393-0432 to resolve a long-standing encroachment as allowed for under By-law 2018-31 and directed as part of By-law 83-6.

CARRIED

BY-LAW TO CONFIRM THE PROCEEDINGS OF COUNCIL

RESOLUTION # 2023-10-198

MOVED BY: Rod MacDonald

SECONDED BY: Wayne Austin

RESOLVED THAT “Being a by-law to confirm the proceedings of the Council 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 2023-27.

CARRIED

ADJOURNMENT

RESOLUTION # 2023-10-199

MOVED BY: Wayne Austin

SECONDED BY: Rod MacDonald

RESOLVED: that the meeting of September 18th, 2023, do now adjourn at 9:21 p.m. to meet again on the 16th day of October, 2023, or at the call of the Mayor.

CARRIED

Mayor

Clerk

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