



**REGULAR COUNCIL MEETING MINUTES**

Held on Tuesday, December 21, 2021 at 6:00 PM


Held via WebEx Video and Teleconference

COUNCIL MEMBERS PRESENT		STAFF PRESENT
<b>Mayor:</b>	Ted Lojko	Shellee Fournier, CAO
<b>Councillors:</b>	Dave Anderson	Penny Kelly, Clerk/CEMC
	Adrian Haird	Melanie Kirkby, Treasurer
	Matt Harper	David Armstrong, Manager of Public Works
	Mike Kench	Brenda Guy, Manager of Planning and Development
	Dennis O'Connor	Gord Howard, Fire Chief
	David Osmond	Doug Wark, Manager of Community Services
		Scott Gee, Chief of Police
	<b>Guest:</b>	
		Tony Fleming, Integrity Commissioner

<b>1.</b>	<b>Call Meeting to Order</b>
	Mayor Lojko called the meeting to order at 5:02 PM, with the following Council Members present: Deputy Mayor Osmond, Councillor Anderson, Councillor Harper, Councillor Kench, and Councillor O'Connor.
<b>2.</b>	<b>Disclosure of Pecuniary Interest &amp; General Nature Thereof</b>
	1. Mayor Lojko declared a pecuniary interest with respect to Report Council-FIN-2021-41 – Municipal Accommodation Tax (MAT) Agreement with the Thousand Islands Accommodation Partners (TIAP), as he is a co-owner of a bed and breakfast.
	2. Councillor O'Connor declared a pecuniary interest with respect to Report Council-FIN-2021-40, 2021 Community Grants – Final Intake as the co-applicant is his Gallery's landlord.
<b>3.</b>	<b>Closed Meeting of Council (Beginning at 5:00 PM)</b>
	<b>Move into Closed Session</b>
	Moved by Deputy Mayor Osmond that the Council of the Town of Gananoque, in accordance with Section 239.2 of the <i>Municipal Act</i> , moves into Closed Session at 5:02 PM for the purpose of discussing one (1) item under Personal Matters Concerning an Identifiable Individual, Including Municipal or Board Employees, regarding an Integrity Commissioner Report.
	<b>CARRIED – UNANIMOUS, by those present</b>
<b>4.</b>	<b>Move Out of Closed Session at 5:23 PM</b>
	<b>Council resumed the Open Session at 6:00 PM</b>
<b>5.</b>	<b>Matters Arising from Closed Session</b>
	<ul style="list-style-type: none"> <li>A Closed Meeting was held. Council discussed one (1) item under Personal Matters Concerning an Identifiable Individual, Including Municipal or Board Employees regarding an Integrity Commissioner Report. The following was considered.</li> </ul>

**Motion #21-214 – Integrity Commissioner Report – Make Available to the Public**  
**Moved by:** Deputy Mayor Osmond **Seconded by:** Councillor Harper  
BE IT RESOLVED THAT THE COUNCIL OF THE TOWN OF GANANOQUE RECEIVES THE INTEGRITY COMMISSIONER REPORT AND AUTHORIZES, AS PER SECTION 223.6 (3) OF THE *MUNICIPAL ACT*, THAT THE REPORT BE MADE PUBLIC, 2006, C. 32, SCHED. A. S. 98.

**CARRIED – UNANIMOUS**

- Mayor Lojko invited Tony Fleming, Integrity Commissioner to provide an overview of his Integrity Commissioner report (attached). 
- Mr. Fleming provided an overview of the process, findings, and recommendations of his report. Council was advised that the matter they are discussing is the recommendations contained in the report only, and not the findings.
- He advised that Councillor Kench does have a pecuniary interest and does not have the right to vote, however; the *Municipal Conflict of Interest Act* (MCIA) allows him to speak to the recommendation with respect to the financial penalty.
- Mr. Fleming explained that the investigation / report is not about Councillor Kench being correct or incorrect, it is not a debate about the pandemic or the vaccines. The report and the complaint are about the manner in which Councillor Kench advocated for his beliefs about the vaccines and pandemic, and; whether that is or is not a breach of the Code of Conduct.
- At this point, Councillor Kench declared a pecuniary interest and had no comment regarding the financial penalty.

**Motion #21-212 – Integrity Commissioner Report – Councillor Mike Kench**  
**Moved by:** Councillor Anderson **Seconded by:** Mayor Lojko  
BE IT RESOLVED THAT THE COUNCIL OF THE TOWN OF GANANOQUE SUSPENDS THE REMUNERATION PAID TO COUNCILLOR KENCH FOR A PERIOD OF 90 DAYS, (\$3,327.00) AND; FURTHER THAT COUNCIL ISSUES A FORMAL REPRIMAND TO COUNCILLOR KENCH SO THAT THE PUBLIC UNDERSTANDS THAT COUNCIL AND THE TOWN OF GANANOQUE DO NOT SUPPORT THE VIEWS OF COUNCILLOR KENCH AND ESPECIALLY DO NOT CONDONE THE MANNER IN WHICH HE EXPRESSED HIS VIEWS.

**CARRIED – UNANIMOUS, by those voting**

**6. Land Acknowledgement Statement**

- Mayor Lojko read the Land Acknowledgement Statement

**7. Public Question / Comment (Only Addressing Reports on the Agenda)**

- A member of the public spoke to an item on the Agenda.

**8. Disclosure of Additional Items**


**1. Amphitheatre Wind Damage – Councillor Anderson**

\*\*\*Councillor Anderson requested that the Notice of Motion regarding “Add Funds to 2022 Budget to Hire a Temporary Labourer in Community Services” be considered, as he will be temporarily disconnecting from the meeting to receive a Heritage Conservation Award from the Frontenac Heritage Foundation, on behalf of Council.

\*\*\*At this point, Council considered Councillor Anderson’s Notice of Motion “Add Funds to 2022 Budget to Hire a Temporary Labourer in Community Services”.

**9. Delegations**

**1. Meg Dabros, Thousand Islands Accommodation Partners (TIAP) – Year-End Review (+Ref. Report Council-FIN-2021-41)**

- Meg Dabros appeared before Council and presented a PowerPoint presentation that provided the Thousand Islands Accommodation Partners (TIAP) year-end report (attached). 

\*\*\*At this point, Council considered Council Report-FIN-2021-41, and; Councillor Anderson disconnected from the meeting at 6:55 PM.

10.	<b>Presentations / Awards / Deputations</b>
	<p><b>1. urbanMetrics – Peter Thoma – Age-Friend Gananoque Action Plan (+Ref. Report Council-CS-2021-43)</b></p> <ul style="list-style-type: none"> <li>• Peter Thoma, urbanMetrics, Consulting Partner, presented a PowerPoint providing an overview of the Age-friendly Gananoque Action Plan.</li> </ul>
<b>***At this point, Council considered Council Report-CS-2021-43.</b>	
	<p><b>2. Tourism Advisory Panel (TAP) – Annual Update – Councillor Dennis O’Connor, Chair and John Nagy, TAP Member (+TAP Report)</b></p> <ul style="list-style-type: none"> <li>• Mayor Lojko advised that John Nagy forwarded his regrets. This item will be presented to Council at the next scheduled meeting being held on January 11, 2022.</li> </ul>
<b>***Councillor Anderson reconnected at 7:11 PM</b>	
11.	<b>Mayor’s Declaration – None</b>
12.	<b>Public Meetings – None</b>
13.	<b>Correspondence</b>
	1. Accounts Payable – November 29 to December 16, 2021
	2. United Counties of Leeds and Grenville – Housing Affordability Task Force Report
	<b>***It was generally agreed that the United Counties of Leeds and Grenville – Housing Affordability Task Force request be brought back to the next regular Council meeting scheduled for January 11, 2022.</b>
	3. Municipal Property Assessment Corporation (MPAC) – Gananoque Assessment Change Summary and 2021 Municipal Partnerships Report
	4. Minutes – Tourism Advisory Panel (TAP) – December 2, 2021
	5. Rural Economic Development (RED) Project – New Business Chronicle Video
	<b>***A YouTube video was played with respect to the RED Project – New Business Chronicle.</b>
14.	<b>Unfinished Business</b>
<b>Council-CS-2021-42 – The Rotary Club of Gananoque – Community Gardens Agreement</b>	
	<p><b>By-law No. 2021-126 – The Rotary Club of Gananoque – Community Gardens Agreement</b></p> <p><b>Moved by:</b> Deputy Mayor Osmond                      <b>Seconded by:</b> Councillor Haird</p> <p>BE IT RESOLVED THAT THE COUNCIL OF THE TOWN OF GANANOQUE, PASS BY-LAW NO. 2021-126, BEING A BY-LAW TO AUTHORIZE THE MAYOR AND CLERK TO SIGN A TEN (10) YEAR LEASE AGREEMENT WITH THE ROTARY CLUB OF GANANOQUE GRANTING PERMISSION TO USE TOWN PROPERTY FOR THE PURPOSE OF ESTABLISHING AND MAINTAINING A COMMUNITY GARDEN AT 355 ARTHUR STREET, AND 200 SECOND STREET, AS PRESENTED IN COUNCIL REPORT CS-2021-42.</p> <p style="text-align: right;"><b>CARRIED – UNANIMOUS</b></p>
	<p><b>Motion #21-216 – The Rotary Club of Gananoque – 2022 Community Grant</b></p> <p><b>Moved by:</b> Councillor Haird                                      <b>Seconded by:</b> Councillor Anderson</p> <p>BE IT RESOLVED THAT THE COUNCIL OF THE TOWN OF GANANOQUE APPROVES A 2022 COMMUNITY GRANT IN THE AMOUNT OF \$2,000 TO THE ROTARY CLUB OF GANANOQUE COMMUNITY GARDENS COMMITTEE FOR THE PURCHASE AND INSTALLATION OF A COMMUNITY GARDEN SIGN AT 200 SECOND STREET, AS PRESENTED IN COUNCIL REPORT CS-2021-42.</p> <p style="text-align: right;"><b>CARRIED – UNANIMOUS</b></p>

**Council-CS-2021-43 – Age Friendly Final Survey Results and Action Plan Approval (+Presentation)**

**Motion #21-215 – Age Friendly Final Survey Results and Action Plan Approval**  
**Moved by:** Deputy Mayor Osmond      **Seconded by:** Mayor Lojko  
BE IT RESOLVED THAT THE COUNCIL OF THE TOWN OF GANANOQUE RECEIVES THE AGE-FRIENDLY GANANOQUE BACKGROUND REPORT AND ACTION PLAN FOR INFORMATION AND DIRECT STAFF TO SEEK OUT SUPPORTING GRANT OPPORTUNITIES, AS PRESENTED IN COUNCIL REPORT CS-2021-43.

**CARRIED – UNANIMOUS**

**15. Consent Agenda**

**Moved by:** Councillor Haird      **Seconded by:** Councillor Harper  
Be it resolved that the Motion and By-law listed on the Consent Agenda be passed accordingly:

**MOTION:**

**#21-213 – Approval of Minutes – Tuesday, December 7; Thursday, December 2 and 9, 2021**

BE IT RESOLVED THAT THE COUNCIL OF THE TOWN OF GANANOQUE HEREBY ADOPTS THE REGULAR MINUTES OF TUESDAY, DECEMBER 7TH, 2021 AND THE SPECIAL MINUTES OF THURSDAY, DECEMBER 2ND AND 9TH, 2021 MEETINGS.

**BY-LAW:**

**By-law No. 2021-118 – Adopt the 2022-2027 Multi-Year Accessibility Plan (Third and Final Reading)**

BEING A BY-LAW TO ADOPT THE 2022-2027 MULTI-YEAR ACCESSIBILITY PLAN.

**CARRIED – UNANIMOUS**

**16. Motions (Council Direction to Staff)**

**1. Notice of Motion – Reduce Transfer to Capital Reserve – 2022 Budget – Mayor Lojko**

**Motion #21-220 – Notice of Motion – Reduce Transfer to Capital Reserve – 2022 Budget**

**Moved by:** Councillor Haird      **Seconded by:** Councillor Anderson  
WHEREAS, AT THE DECEMBER 9<sup>TH</sup>, 2021 SPECIAL COUNCIL BUDGET MEETING, COUNCIL DIRECTED THE TREASURER TO REDUCE THE TRANSFER TO CAPITAL RESERVES BY \$23,600 TO ACHIEVE A 2% 2022 TAX LEVY INCREASE,

AND WHEREAS FURTHER REDUCTIONS TO THE CONTRIBUTION TO CAPITAL RESERVES CAN FURTHER REDUCE THE TAX LEVY,

NOW THEREFORE BE IT RESOLVED THAT THE COUNCIL OF THE TOWN OF GANANOQUE DIRECTS THE TREASURER TO FURTHER REDUCE THE TRANSFER TO CAPITAL RESERVES BY \$0.00, MAINTAIN 2% 2022 TAX LEVY INCREASE.

**CARRIED – 6 Ayes, 1 Nay**

**2. Notice of Motion – Add Funds to 2022 Budget to Hire a Temporary Labourer in Community Services – Councillor Anderson**

**Motion #21-221 – Notice of Motion – Add Funds to 2022 Budget to Hire a Temporary Labourer in Community Services**

**Moved by:** Councillor Anderson      **Seconded by:** Deputy Mayor Osmond  
BE IT RESOLVED THAT THE COUNCIL OF THE TOWN OF GANANOQUE DIRECTS THE TREASURER TO ADD \$19,161 TO THE 2022 COMMUNITY SERVICES OPERATIONAL BUDGET TO HIRE A TEMPORARY LABOURER FOR 20 WEEKS DURING THE SPRING/SUMMER SEASON TO ASSIST WITH TRAILS AND PARK MAINTENANCE.

**DEFEATED – 2 Ayes, 5 Nays**

	<p><b>3. Notice of Motion – Amend Special Events Policy – Recycling and Environmental Plan – Deputy Mayor Osmond</b></p>
	<p><b>Motion #21-222 – Notice of Motion – Amend Special Events Policy – Recycling and Environmental Plan</b>  <b>Moved by:</b> Deputy Mayor Osmond      <b>Seconded by:</b> Councillor Haird  BE IT RESOLVED THAT THE COUNCIL OF THE TOWN OF GANANOQUE DIRECTS STAFF TO AMEND THE SPECIAL EVENTS POLICY TO MANDATE THAT ALL APPLICANTS WHO SEEK A PARK PERMIT FOR AN EVENT BE REQUIRED TO SUBMIT A RECYCLING/ENVIRONMENTAL PLAN SHOWING HOW THE EVENT WILL USE ONLY BIODEGRADABLE/COMPOSTABLE CUPS, PLATES, FORKS, ETC.;</p> <p>AND FURTHER, THAT THE APPLICANT ATTEST THAT THE PLAN WILL BE STRICTLY ENFORCED THROUGHOUT THE EVENT AND SHOULD IT NOT BE, THAT THE PERMIT FOR FUTURE YEARS WILL BE DENIED.</p> <p style="text-align: right;"><b>CARRIED – UNANIMOUS</b></p>
17.	<p><b>Notice Required Under the Notice By-law – None</b></p>
18.	<p><b>Committee Updates (Council Reps)</b></p>
	<ul style="list-style-type: none"> <li>• Councillors provided their updates.</li> </ul>
19.	<p><b>Discussion of Additional Items</b></p>
	<p><b>1. Amphitheatre Wind Damage – Councillor Anderson</b></p>
	<ul style="list-style-type: none"> <li>• Councillor Anderson informed Council that he contacted staff regarding the damage to the Amphitheatre during the recent wind storm and requested that staff provide rationale as to why the Amphitheatre cover remained up this year.</li> <li>• David Armstrong and Doug Wark explained that the Amphitheatre “tarping” is very fragile due to its age, and; the decision to leave it up was to avoid tearing and damage while in storage.</li> <li>• It was noted, that the Public Works bucket truck that is used to remove the “tarping” was also out of service at the time.</li> <li>• The Town’s insurer has been notified of the loss and a claim has been created.</li> </ul>
20.	<p><b>Staff Reports</b></p>
	<p><b>Council-FIN-2021-40 – 2021 Community Grants – Final Intake</b></p>
	<p><b>***Councillor O’Connor declared a pecuniary interest with respect to the Community Grant Application from the Gananoque Arts Network, as his Gallery’s landlord is named on the application, and refrained from voting and discussion.</b></p>
	<p><b>Motion #21-217 – 2021 Community Grants – Final Intake – Gananoque Arts Network</b>  <b>Moved by:</b> Councillor Anderson      <b>Seconded by:</b> Deputy Mayor Osmond  BE IT RESOLVED THAT THE COUNCIL OF THE TOWN OF GANANOQUE APPROVES A 2021 COMMUNITY GRANT TO THE GANANOQUE ARTS NETWORK, IN THE AMOUNT OF \$5,000, AS PRESENTED IN COUNCIL REPORT FIN-2021-40.</p> <p style="text-align: right;"><b>CARRIED – UNANIMOUS, by those voting</b></p>
	<p><b>***Moved by Mayor Lojko and seconded by Councillor Anderson to add “AND FURTHER THAT COUNCIL SET ASIDE THE PROVISIONS OF THE COMMUNITY GRANTS POLICY TO AUTHORIZE AN ADDITIONAL \$10,000 TO THE GANANOQUE ROTARY CLUB RIBFEST.”.</b></p> <p style="text-align: right;"><b>CARRIED – 6 Ayes, 1 Nay</b></p>

**Motion #21-218 – 2021 Community Grants – Final Intake – Gananoque Rotary Club Ribfest**

**Moved by:** Councillor Haird

**Seconded by:** Councillor O'Connor

BE IT RESOLVED THAT THE COUNCIL OF THE TOWN OF GANANOQUE APPROVES A 2021 COMMUNITY GRANT TO THE GANANOQUE ROTARY CLUB RIBFEST EVENT, IN THE AMOUNT OF \$5,000, AS PRESENTED IN COUNCIL REPORT FIN-2021-40,

AND FURTHER THAT COUNCIL SET ASIDE THE PROVISIONS OF THE COMMUNITY GRANTS POLICY TO AUTHORIZE AN ADDITIONAL \$10,000 FOR THE GANANOQUE ROTARY CLUB RIBFEST.

**CARRIED – 6 Ayes, 1 Nay**

**Council-FIN-2021-41 – Municipal Accommodation Tax (MAT) Agreement with the Thousand Islands Accommodation Partners (TIAP) (+Delegation)**

**\*\*Mayor Lojko declared a pecuniary interest as he is the co-owner of a bed and breakfast, and refrained from discussions and voting. Mayor Lojko vacated the Chair.**

**\*\*Deputy Mayor Osmond took the chair.**

**By-law No. 2021-127 – Municipal Accommodation Tax (MAT) Agreement with the Thousand Islands Accommodation Partners (TIAP)**

**Moved by:** Councillor Harper

**Seconded by:** Councillor Haird

BE IT RESOLVED THAT THE COUNCIL OF THE TOWN OF GANANOQUE PASS BY-LAW NO. 2021-127, BEING A TO AMEND BY-LAW NO. 2019-124 TO AMEND THE TERM OF THE AGREEMENT FOR AN ADDITIONAL FOUR (4) YEARS (JANUARY 1, 2022 TO DECEMBER 31, 2025);

AND FURTHER AUTHORIZE THE MAYOR AND CLERK TO SIGN THE AMENDING AGREEMENT WITH THE THOUSAND ISLANDS ACCOMMODATION PARTNERS (TIAP) REGARDING THE MUNICIPAL ACCOMMODATION TAX (MAT), AS PRESENTED IN COUNCIL REPORT FIN-2021-41.

**CARRIED – UNANIMOUS, by those present and voting**

**\*\*Deputy Mayor Osmond vacated the chair.**

**\*\*Mayor Lojko resumed the chair.**

**Council-CSC-2021-06 – Alternative Method of Voting – 2022 Municipal and School Board Election**

**By-law No. 2021-128 – Alternative Method of Voting – 2022 Municipal and School Board Election**

**Moved by:** Councillor Anderson

**Seconded by:** Councillor Haird

BE IT RESOLVED THAT THE COUNCIL OF THE TOWN OF GANANOQUE PASS BY-LAW NO. 2021-128, BEING A BY-LAW TO AUTHORIZE THE USE OF ALTERNATIVE VOTING METHODS FOR THE 2022 MUNICIPAL AND SCHOOL BOARD ELECTION, AS PRESENTED IN COUNCIL REPORT CSC-2021-06.

**CARRIED – UNANIMOUS**

**By-law No. 2021-129 – Alternative Method of Voting – 2022 Municipal and School Board Election – Agreement with Intelivote Systems Inc.**

**Moved by:** Councillor Haird

**Seconded by:** Councillor Kench

BE IT RESOLVED THAT THE COUNCIL OF THE TOWN OF GANANOQUE PASS BY-LAW NO. 2021-129, BEING A BY-LAW TO AUTHORIZE THE MAYOR AND CLERK TO SIGN AN AGREEMENT WITH INTELIVOTE SYSTEMS INC., FOR THE SUPPLY OF INTERNET AND TELEPHONE VOTING SYSTEM FOR THE 2022 MUNICIPAL ELECTION AT AN ESTIMATED COST OF \$9,153, BEING DEPENDENT ON THE ACTUAL FINAL ELECTION COUNT FOR THE 2022 MUNICIPAL AND SCHOOL BOARD ELECTION, AS PRESENTED IN COUNCIL REPORT CSC-2021-06.

**CARRIED – UNANIMOUS**

**Council-CS-2021-44 – Ice Booking Cancellations Due to COVID-19**

**Motion #21-219 – Ice Booking Cancellations Due to COVID-19 – Uphold Ice Allocation Policy**

**Moved by:** Councillor Kench

**Seconded by:** Councillor Haird

BE IT RESOLVED THAT THE COUNCIL OF THE TOWN OF GANANOQUE APPROVES OPTION #1 (DIRECTS STAFF TO CONTINUE TO UPHOLD THE ICE ALLOCATION POLICY AND INVOICE THE USER GROUPS FOR CANCELLED ICE BOOKINGS), AS IT RELATES TO THE ICE BOOKING CANCELLATIONS DUE TO COVID-19 AND, AS PRESENTED IN COUNCIL REPORT CS-2021-44.

**CARRIED – 5 Ayes, 2 Nays**

**21. Questions from the Media**

- There being none, the Chair moved on to the next order of business.

**22. Confirmation By-law**

**By-law No. 2021-125 – Confirming By-law – December 21, 2021 (3 Readings)**

**Moved by:** Deputy Mayor Osmond

**Seconded by:** Councillor Haird

BE IT RESOLVED THAT THE COUNCIL OF THE TOWN OF GANANOQUE PASS BY-LAW NO. 2021-125, BEING A BY-LAW TO CONFIRM THE PROCEEDINGS OF COUNCIL AT ITS REGULAR MEETING HELD ON TUESDAY, DECEMBER 21<sup>ST</sup>, 2021, BE READ THREE TIMES AND FINALLY PASSED THIS 21<sup>ST</sup> DAY OF DECEMBER 2021.

**CARRIED – UNANIMOUS**

**23. Next Meeting – Tuesday, January 11, 2022**

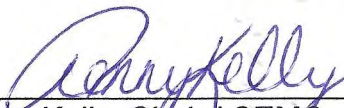
**24. Adjournment**

**Moved by:** Deputy Mayor Osmond

Be it resolved that Council hereby adjourns this regular meeting of Council at 8:51 PM.

**CARRIED – UNANIMOUS**

  
\_\_\_\_\_  
Ted Lojko, Mayor

  
\_\_\_\_\_  
Penny Kelly, Clerk / CEMC