



The Corporation of the Town of Kearney

8 Main Street Box 38 Kearney ON P0A 1M0

MINUTES

REGULAR COUNCIL MEETING VIA Remote Access

Council Chambers
Friday, July 17th, 2020
1:00 p.m.

Council Members Present: Mayor Carol Ballantyne
Councillors: Cheryl Philip, Mike Rickward, Liz Stermsek and Paul Ziraldo

Staff Present: Brenda J. Fraser, CAO | Clerk | Treasurer
Keven Beaucage, Deputy Clerk, Deputy Treasurer
Ross Gattozzi, Operations Manager
Linda Moyer, Planning Technician
Cindy Filmore, Office Assistant

1. **Call the Meeting to Order**

Res. No. 1/17/07/2020 Paul Ziraldo, Liz Stermsek

BE IT RESOLVED that the Regular Council Meeting of the Corporation of the Town of Kearney on July 17th, 2020 be declared open and called to order at 1:00 p.m. **CARRIED**

2. **Approval of Agenda**

Res. No. 2/17/07/2020 Cheryl Philip, Mike Rickward

BE IT RESOLVED that the Agenda of the Regular Council Meeting of the Corporation of the Town of Kearney on June 26th, 2020 be adopted as amended.

ADD 10(d)(v) Resolution re: Support of health Unit mandated face coverings
DEFER 10(f)(v) Resolution re: Training Course **CARRIED**

3. **Declaration of Pecuniary Interest and the General Nature Thereof – None noted.**

4. **Delegations/Presentations**

(a) **Delegations**

Ted Williams, E. J. Williams Surveying Limited re: Consent Applications B-007/20; B-008/20 and B-009/20 (LANGMAID)

Mr. Williams, in addition to his submitted information, provided a brief summary of the applications.

(b) **Presentations - Nil**

5. **Minutes**

(a) **Adoption of Minutes**

(i) **Regular Meeting, Draft Minutes – June 26th, 2020**

(ii) **Public Meeting, Draft Minutes – June 26th, 2020 (TEETER)**

Res. No. 5(a)(i)-(ii)/17/07/2020 Liz Stermsek, Paul Ziraldo

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney approves the Minutes of the Council Meeting(s) as follows:

(i) **Regular Meeting, Draft Minutes – June 26th, 2020**

(ii) **Public Meeting, Draft Minutes – June 26th, 2020 (TEETER)**

CARRIED

(b) **Receive Committee Minutes**

(i) **Muskoka Algonquin Healthcare re: COVID-19 Update, July 3, 2020**

(ii) **North Bay Parry Sound District Health Unit re: Face Coverings**

Res. No. 5(b)(i)-(ii)/17/07/2020 Mike Rickward, Cheryl Philip

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney receive the following Advisory Committee Minutes:

(i) **Muskoka Algonquin Healthcare re: COVID-19 Update, July 3, 2020;**

6. **Committee Resolutions for Consideration** - Nil

7. **Public Meetings (Pursuant to the Planning Act)** - Nil

8. **Public Meetings (Pursuant to the Municipal Act)** - Nil

9. **Unfinished Business** – Nil

10. **Reports and By-laws**

(a) **Building** - Nil

(b) **Planning**

(i) **Report and Resolution re:** Consent Applications B-007/20, B-008/20 & B-009/20 (LANGMAID)

Res. No. 10(b)(i)/17/07/2020 Liz Stermsek, Mike Rickward

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney recommends approval of consent applications B-007/20, B-008/20 & B-009/20 (LANGMAID) subject to the following conditions:

That payment in lieu of a parkland dedication be paid in accordance with Section 51.1 of the Planning Act;

That a draft reference plan of survey be provided to the Town of Kearney for review prior to registration;

That any deviation of the travelled portion of the road which encroaches onto the subject property be surveyed and deeded to the Municipality.

That four copies of the final reference plan of survey, together with one digital copy, be provided to the Town of Kearney;

That confirmation be received from the Operations Manager that there are no concerns with respect to access to the proposed lots;

That the applicants enter into an agreement with the Town, to be registered on title, to provide notice to any purchaser of the lands that the lots are located in close proximity to agricultural uses. The following wording shall be used in all Agreements of Purchase and Sale:

TAKE NOTICE that this lot is located within an area where agricultural uses are within proximity and as such it may be exposed to impacts typically associated with such a use, including smell. Prior to the construction of a single-family dwelling, the Owner shall be required to demonstrate locational compliance with the Minimum Distance Separation guidelines.

CARRIED

(ii) **Report and Resolution re:** Consent Application B-010/20 (RENAUD)

Res. No. 10(b)(ii)/17/07/2020 Paul Ziraldo, Cheryl Philip

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney recommends approval of consent applications B-010/20 (RENAUD) subject to the following conditions:

That a draft reference plan of survey be provided to the Town of Kearney for review prior to registration;

That four copies of the reference plan of survey be provided to the Town of Kearney.

CARRIED

(iii) **Report and Resolution re:** Consent Agreement B-032/19 & B-033/19 (DEMONTMORENCY)

Res. No. 10(b)(iii)/17/07/2020 Mike Rickward, Paul Ziraldo

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney hereby approves the consent agreement for Applications B-032/19 & B-033/19 (DE MONTMORENCY) between the Corporation of the Town of Kearney and Catherine Patricia De Montmorency.

CARRIED

(iv) **By-law No. 2020-xx re:** To authorize signing of a Consent Agreement (DEMONTMORENCY)

Res. No. 10(b)(iv)/17/07/2020 Cheryl Philip, Mike Rickward

By-law No. 2020-35, Being a By-law to authorize the signing of a Consent Agreement between the Corporation of the Town of Kearney and Catherine Patricia De Montmorency, be read a first, second and third time and numbered 2020-35 and that the said By-law be signed by the Mayor and Clerk, sealed with the Seal of the

(c) **Operations**

(i) **Transfer Station Report** – for the period June 19, 2020 to July 7, 2020 – **Report only.**

(ii) **Report and Resolution re: Kearney Boat Ramps**

Res. No. 10(c)(ii)/17/07/2020 Paul Ziraldo, Cheryl Philip

WHEREAS the Council of the Corporation of the Town of Kearney entered into an Agreement (By-law No. 2018-25) with Tulloch Engineering for general engineering services;

AND WHEREAS the agreement outlines the payment of expenses incurred by Tulloch; **NOW THEREFORE BE IT RESOLVED** that the Council of the Corporation of the Town of Kearney approves the revised budget for engineering of the Boat Ramp project as outlined by Chris Stilwell, in the amount of \$5,400.

CARRIED

(iii) **Resolution re: Hazardous Waste Day**

Res. No. 10(c)(iii)/17/07/2020 Mike Rickward, Liz Stermsek

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney hereby directs Staff to engage the services of Brendar Environmental Inc. for the Municipal Household Hazardous Waste Day Event on Saturday, August 8, 2020, at 149 King William Street, Kearney, from 9 a.m. to 2 p.m.;

AND FURTHER that Staff are authorized to enter into the necessary agreements in this regard.

CARRIED

(d) **Administration**

(i) **Resolution re: 2019 Consolidated Financial Statements**

Res. No. 10(d)(i)/17/07/2020 Cheryl Philip, Paul Ziraldo

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney has received the 2019 Consolidated Financial Statements and authorizes the publication thereof.

CARRIED

(ii) **Resolution re: Summer Students**

Res. No. 10(d)(ii)/17/07/2020 Mike Rickward, Cheryl Philip

WHEREAS the Town of Kearney has advertised a summer employment opportunity for students;

NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Town of Kearney approves the hiring of Nathan Sheldon and Brandon Fernandez for the parks and maintenance student positions, for the 2020 season.

CARRIED

(iii) **Resolution re: Birthday recognition**

Res. No. 10(d)(iii)/17/07/2020 Paul Ziraldo, Liz Stermsek

WHEREAS Council has received a request for Birthday greetings for Rita Hellam who was born July 25, 1930;

NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Town of Kearney authorizes the presentation of a Certificate and flowers in honour of Rita's 90th Birthday.

CARRIED

(iv) **Resolution re: Portable Sanitation Station Location**

Res. No. 10(d)(iv)/17/07/2020 Liz Stermsek, Mike Rickward

WHEREAS on May 15, 2020 Council supported adding a portable sanitation station to be located at the Firehall;

AND WHEREAS the need for a portable unit at the Kearney Community Centre (KCC) has been identified;

NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Town of Kearney directs that the portable unit placed at the Ball Diamond be relocated to the KCC grounds.

CARRIED

(v) **Resolution re: Face coverings**

Res. No. 10(d)(v)/17/07/2020 Paul Ziraldo, Cheryl Philip

WHEREAS effective Friday, July 24, 2020, the North Bay Parry Sound District Health Unit will be mandating the use of face coverings while in certain enclosed public spaces;

NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Town of Kearney wholeheartedly supports the use of face coverings in conjunction with physical distancing, hand washing and self-isolation if you have symptoms or have come in close contact with someone with, or suspected to have, COVID-19.

CARRIED

(e) Treasury

(i) Report and Resolution re: Payment Register

Res. No. 10(e)(i)/17/07/2020 Mike Rickward, Cheryl Philip

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney has received the 'List of Accounts' and has no objections to be noted with regard to Cheques #29941 to #29967 in the total amount of \$359,585.86.

CARRIED

(f) Fire and Emergency Services

(i) Report re: Fire Chief, Fire Department Report for Regular Council Meeting on July 17, 2020 – Report only.

(ii) Report and Resolution re: Floor Repair

Res. No. 10(f)(ii)/17/07/2020 Cheryl Philip, Liz Stermsek

WHEREAS Fire Chief Paul Schaefer has budgeted for repairs to the Fire Department floor;

AND WHEREAS two companies submitted quotes to complete the repair;

NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Town of Kearney, in accordance with the recommendation of Chief Schaefer, accepts the quote from BNE Contractors Inc., in the amount of \$18,750.00, plus \$1,000.00 to rent a three-phase generator, plus HST.

CARRIED

(iii) Report and Resolution re: New Captain

Res. No. 10(f)(iii)/17/07/2020 Liz Stermsek, Paul Ziraldo

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney, in accordance with the recommendation of Fire Chief Paul Schaefer, shall promote David McKean from Firefighter to Captain, effective July 17, 2020.

CARRIED

(iv) Report and Resolution re: New Firefighter

Res. No. 10(f)(iv)/17/07/2020 Cheryl Philip, Mike Rickward

BE IT RESOLVED that, effective immediately, the Council of the Corporation of the Town of Kearney accepts Damon Kipperchuk to the Kearney Fire and Emergency Services Department, as a volunteer firefighter/first responder, subject to the conditions agreed to in the United Food and Commercial Workers Collective Agreement.

CARRIED

(v) Resolution re: Training Course - DEFERRED

(g) Facilities and Buildings - Nil

(h) Council Presentations

(i) Mayor Ballantyne, discussion re: Date for public meeting for Comprehensive Zoning By-law; Discussion - COVID-19 Stage 3
Saturday, September 26th, 2020 was chosen as the date for a virtual meeting to receive further public comments regarding our Comprehensive Zoning By-law update.

Discussion of Council resulted in the decision to keep Municipal Buildings closed to the public at this time.

(ii) Deputy Mayor Ziraldo, discussion re:

1) All-way Stop Signs

Discussion of Council resulted in the request for a Staff report regarding this matter.

2) Speed Bumps on Main Street

Discussion of Council resulted in direction that the OPP be requested to monitor speed of vehicles in Town.

3) Fencing for McManus Beach

Discussion of Council resulted in the following Resolution:

Res. No. 10(h)(ii)(3)/17/07/2020 Liz Stermsek, Cheryl Philip

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney APPROVES in principle, the installation of a Posts and Chain barrier at McManus Beach, subject to cost approval.

CARRIED

11. Correspondence

(a) Action Items

(i) George and Karen Pudsey re: Insect Spraying

Discussion of Council determined to post on our Municipal Website,

educational information regarding commercial spraying for nuisance insects.

(ii) **Village of South River re:** Concerns to be raised at FONOM

Discussion of Council resulted in the following Resolution:

Res. No. 11(a)(ii)/17/07/2020 Liz Stermsek, Mike Rickward

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney supports the following two concerns raised by the Village of South River to be included in the discussion at the upcoming FONOM meeting:

- 1) Access to broadband internet is more essential than ever in today's lockdown world. Even childhood education is being impacted by the lack of hi-speed internet, not to mention businesses being forced to move online. These are just two examples of how the internet really is an essential service in today's world. The Federal and Provincial governments need to accelerate their programs to ensure broadband internet is widely available in rural and northern Ontario;
- 2) Municipal insurance costs have taken extraordinary increases in the past years. The Province must find a way for small municipalities to have affordable insurance. **CARRIED**

(iii) **Lawrence Levy re:** Road Funding Request

Council discussion clarified that there are no plans currently to donate to an area cottage association(s) for private road maintenance.

(b) Information Items

- (i) John Kelly, Chair, Sand Lake Property Owners Association re: **Letter of Appreciation**
- (ii) Jennifer and Evan Evans re: **Letter of gratitude and thanks**
- (iii) Eastholme, Home for the Aged re: **Updates**

(b) Information Items - Nil

12. Other Business – Nil

13. Closed Session

Council will enter into a Closed Session for discussion regarding:

- (a) A proposed or pending acquisition or disposition of land by the municipality or local board (x2)
- (b) Labour Relations or Employee Negotiations (x4)

Res. No. 13(a)-(b)/17/07/2020 Paul Ziraldo, Cheryl Philip

BE IT RESOLVED that the Council of the Corporation of the town of Kearney enters into Closed Session in accordance with Section 239, (1), (2), (3) and (3.1) of the Municipal Act, c. 25, S.O. 2001, as amended, at 2:57 p.m. for discussion regarding:

- (a) A proposed or pending acquisition or disposition of land by the municipality or local board (x2)
- (b) Labour Relations or Employee Negotiations (x4) **CARRIED**

Res. No. 13(c)/17/07/2020 Liz Stermsek, Mike Rickward

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney reconvene in Open Session. Closed Session adjourned at 5:18 p.m. **CARRIED**

14. Business Arising from Closed Session

Res. No. 14/17/07/2020 Paul Ziraldo, Cheryl Philip

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney does hereby go past the four (4) hour curfew. **CARRIED**

Mayor Ballantyne reported on matters discussed in Closed Session.

15. Confirming By-Law

By-Law 2020-xx being a By-law to confirm the proceedings of Council at its Public Meeting on June 26th, 2020 and at its Regular Meeting held on July 17th, 2020.

Res. No. 15/17/07/2020 Cheryl Philip, Mike Rickward

By-law No. 2020-36, Being a By-law to confirm the proceedings of Council at its Public Meeting held on June 26th, 2020 and at its Regular Meeting held on July 17th, 2020, be read a first, second and third time and numbered 2020-36 and that the said By-law be signed by the Mayor and Clerk, sealed with the Seal of the Corporation, and engrossed in the By-law Book. **CARRIED**

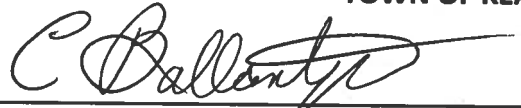
16. **Adjournment**

Res. No. 16/17/07/2020 Cheryl Philip, Liz Stermsek

BE IT RESOLVED that the Regular Council Meeting of the Corporation of the Town of Kearney adjourn at 5:22 p.m. to meet again at 1:00 p.m. on August 7th, 2020 in the Council Chambers, Kearney, Ontario.

CARRIED

**THE CORPORATION OF THE
TOWN OF KEARNEY**



Carol Ballantyne, Mayor



Brenda J. Fraser, Clerk