



The Corporation of the Town of Kearney

8 Main Street Box 38 Kearney ON P0A 1M0

MINUTES

REGULAR COUNCIL MEETING

Council Chambers

Friday, September 18th, 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
Brian Horsman, Chief Building Official
Linda Moyer, Planning Technician

1. **Call the Meeting to Order**

Res. No. 1/18/09/2020 Paul Ziraldo, Mike Rickward

BE IT RESOLVED that the Regular Council Meeting of the Corporation of the Town of Kearney on September 18th, 2020 be declared open and called to order at 1:00 p.m. **CARRIED**

2. **Approval of Agenda**

Res. No. 2/18/09/2020 Paul Ziraldo, Mike Rickward

BE IT RESOLVED that the Agenda of the Regular Council Meeting of the Corporation of the Town of Kearney on September 18th, 2020 be adopted as amended.

ADD 10(a)(i) Discussion and Resolution re: Building Inspector **CARRIED**

3. **Declaration of Pecuniary Interest and the General Nature Thereof**

Councillor Rickward declared a pecuniary interest with regard to: Town Hydro, the reason being 'Groomsman in Wedding'.

4. **Delegations/Presentations**

(a) **Delegations**

(i) **Timothy Brown re: Noise By-law Exemptions**

Mr. Brown withdrew his request for an exemption to the Noise By-law as a result of the recent legislative changes regarding COVID-19 and the limit for social gatherings.

(b) **Presentations - Nil**

5. **Minutes**

(a) **Adoption of Minutes**

(i) **Regular Meeting, Draft Minutes – August 28th, 2020**

Res. No. 5(a)(i)/18/09/2020 Cheryl Philip, Mike Rickward

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 – August 28th, 2020** **CARRIED**

(b) **Receive Committee Minutes**

(i) **Joint Waste Management Committee re: Draft Minutes – August 26, 2020**

Res. No. 5(b)(i)/18/09/2020 Cheryl Philip, Liz Stermsek

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

(i) **Joint Waste Management Committee re: Draft Minutes – August 26, 2020**

CARRIED

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**

(i) **Discussion and Resolution re: Building Inspector**

Res. No. 10(a)(i)/18/09/2020 Paul Ziraldo, Mike Rickward

WHEREAS the need for an additional Staff member for the Building Department has been expressed;

AND WHEREAS Council recognizes the importance of succession planning to allow for continuity of service and seamless transitions resulting from retirements;

NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Town of Kearney does hereby direct Staff to advertise for the position of Building Inspector. **CARRIED**

(b) **Planning**

(i) **Report and Resolution re: Transfer of Property (ELLIS)**

Res. No. 10(b)(i)/18/09/2020 Mike Rickward, Paul Ziraldo

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney approves the transfer of ownership of a portion of the old Kearney Colonization Road (Part 2, 42R-20132) to the Town and then back again to the owner to provide clear title to the lands. (ELLIS) **CARRIED**

(ii) **By-law No. 2020-xx re: Transfer of Property (ELLIS)**

Res. No. 10(b)(ii)/18/09/2020 Mike Rickward, Cheryl Philip

By-law No. 2020-39, Being a By-law to accept and transfer the ownership of a parcel of land located in Part of Lot 20, Concession 2, geographic Township of Proudfoot, now in the Town of Kearney, District of Parry Sound, described as Part 2, Plan 42R-20132 (ELLIS), be read a first, second and third time and numbered 2020-39 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**

(iii) **By-law No. 2020-xx re: Land Exchange - Teeter**

Res. No. 10(b)(iii)/18/09/2020 Liz Stermsek, Mike Rickward

By-law No. 2020-40, Being a By-law to authorize the signing of a LAND EXCHANGE AGREEMENT between the Corporation of the Town of Kearney and Blair Nelson Teeter, be read a first, second and third time and numbered 2020-40 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**

(c) **Operations**

(i) **Transfer Station Report** – for the period August 28, 2020 to September 15, 2020 – Report only.

(ii) **Report and Resolution re: Echo Ridge Subdivision**

Res. No. 10(c)(ii)/18/09/2020 Paul Ziraldo, Mike Rickward

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney reiterates that any applicant requesting permission to perform work on a Town road allowance, is required to enter into an Agreement with the Town in accordance with By-law No. 2016-12. **CARRIED**

(d) **Administration**

(i) **Discussion and By-law No. 2020-41 re: Procedural By-law**

Res. No. 10(d)(i)/18/09/2020 Mike Rickward, Liz Stermsek

By-law No. 2020-41, Being a By-law to Govern the Calling, Place and proceedings of Meetings of Council and Committees, be read a first, second and third time and numbered 2020-41 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**

(ii) **Draft Policy and Resolution re: On-line Training**

Res. No. 10(d)(ii)/18/09/2020 Mike Rickward, Cheryl Philip

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney adopts the Training Policy attached hereto, effective immediately. **DEFERRED**

(iii) **Report re: By-law Enforcement – Quarterly Update – August 31, 2020**
Report only.

(e) **Treasury**

(i) **Report and Resolution re: Payment Register**

Res. No. 10(e)(i)/18/09/2020 Liz Stermsek, 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 #30059 to #30123 in the total amount of \$225,010.31.

CARRIED

(f) **Fire and Emergency Services**

(i) **Report re: Fire Chief, Fire Department Report for Regular Council Meeting on September 18, 2020 – Report only.**

(g) **Facilities and Buildings**

(i) **Report and Resolution re: Town Gazebos**

Res. No. 10(g)(i)/18/09/2020 Mike Rickward, Paul Ziraldo

WHEREAS the existing Gazebo at Mirror Bay is in need of substantial repairs;

AND WHEREAS our Kearney Seniors Club recently purchased a Gazebo with the intent of donating it to the Town for public use;

AND WHEREAS Kearney Seniors support erecting their new Gazebo in the location of the existing unsafe one;

NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Town of Kearney authorizes Staff to proceed with the demolition of the existing Gazebo and the erection of the new Gazebo on a cement foundation.

CARRIED

(h) **Council Presentations**

(i) **Mayor Ballantyne, discussion re: Public Access to Town Office; Mirror Bay Dock**

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

As a result of the COVID-19 restrictions, we have been advised that the 'Water Skiing Santa' event will not be taking place this year.

11. Correspondence

(a) **Action Items**

(i) **Town of Fort Erie re: Request for support of Resolution – Emancipation Day**

Res. No. 11(a)(i)/18/09/2020 Paul Ziraldo, Mike Rickward

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney, in accordance with the request from the City of Elliot Lake, supports the Private Member Bill put forward by Majid Jowhari: M-36. Emancipation Day, 43rd Parliament, 1 Session.

DEFEATED

(b) **Information Items**

(i) **District of Parry Sound Municipal Association re: Fall Meeting – For information only.**

(ii) **Muskoka Algonquin HealthCare re: COVID-19 Update – For information only.**

(iii) **Madelaine Burke re: Card of Thanks**

(iv) **Kearney Watershed Environmental Foundation re: September 2020 Newsletter – For information only.**

12. Other Business – Nil

13. Closed Session

Council will enter into a Closed Session for discussion regarding:

(a) **Personal matters about an identifiable individual, including municipal or local board employees (x2)**

(b) **A proposed or pending acquisition or disposition of land by the municipality or local board (x2)**

Res. No. 13(a)-(b)/18/09/2020 Cheryl Philip, Mike Rickward

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 2:23 p.m. for discussion regarding:

(a) **Personal matters about an identifiable individual, including municipal or local board employees (x2)**

(b) **A proposed or pending acquisition or disposition of land by the municipality or local board (x2)**

CARRIED

Res. No. 13(c)/18/09/2020 Liz Stermsek, Cheryl Philip

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney reconvene in Open Session. Closed Session adjourned at 3:24 p.m.

CARRIED

14. Business Arising from Closed Session

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 Regular Meeting held on September 18th, 2020.

Res. No. 15/18/09/2020 Paul Ziraldo, Mike Rickward

By-law No. 2020-42, Being a By-law to confirm the proceedings of Council at its Regular Meeting held on September 18th, 2020, be read a first, second and third time and numbered 2020-42 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. 16/18/09/2020 Mike Rickward, Paul Ziraldo

BE IT RESOLVED that the Regular Council Meeting of the Corporation of the Town of Kearney adjourn at 3:26 p.m. to meet again at 10:00 a.m. on September 26th, 2020 in the Council Chambers, Kearney, Ontario.

CARRIED

**THE CORPORATION OF THE
TOWN OF KEARNEY**



Carol Ballantyne, Mayor



Brenda J. Fraser, Clerk