



The Corporation of the Town of Kearney

8 Main Street Box 38 Kearney ON P0A 1M0

MINUTES

REGULAR COUNCIL MEETING

Council Chambers

Friday, December 11th, 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

1. **Call the Meeting to Order**

Res. No. 1/11/12/2020 Liz Stermsek, Mike Rickward

BE IT RESOLVED that the Regular Council Meeting of the Corporation of the Town of Kearney on December 11th, 2020 be declared open and called to order at 1:00 p.m. **CARRIED**

2. **Approval of Agenda**

Res. No. 2/11/12/2020 Liz Stermsek, Mike Rickward

BE IT RESOLVED that the Agenda of the Regular Council Meeting of the Corporation of the Town of Kearney on December 11th, 2020 be adopted as circulated. **CARRIED**

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

4. **Delegations/Presentations**

(a) **Delegations**

(i) **Frank Palmay P.Eng., Structural Design Engineer, Tulloch Engineering re:**
Cashman Creek Bridge Replacement Update

Mr. Palmay commented that the bridge completion date is a little behind schedule as a result of further drilling and more piles being required. Additional crew is being added to gain the time lost with the estimated date to open one lane being January 12th, 2021.

(ii) **Chris Bevan, Kennedy Insurance Brokers Inc. re: Renewal Report for 2021**
Municipal Insurance Policy

Mr. Bevan highlighted key points of our 2021 Municipal Insurance.

(b) **Presentations – Nil**

5. **Minutes**

(a) **Adoption of Minutes**

(i) **Special Meeting, Draft Minutes – November 5th, 2020**

(ii) **Regular Meeting, Draft Minutes – November 20th, 2020**

(iii) **Special Meeting, Draft Minutes – November 27th, 2020**

Res. No. 5(a)(i)-(iii)/11/12/2020 Liz Stermsek, 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) **Special Meeting, Draft Minutes – November 5th, 2020**

(ii) **Regular Meeting, Draft Minutes – November 20th, 2020**

(iii) **Special Meeting, Draft Minutes – November 27th, 2020**

CARRIED

(b) **Receive Committee Minutes – Nil**

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: Kearney Community Centre**

Res. No. 10(a)(i)/11/12/2020 Cheryl Philip, Liz Stermsek

WHEREAS a building condition assessment has been completed for the Kearney Community Centre and it has identified that this building is in need of repair/replacement as a result of the existing condition and the need for additional footage;

AND WHEREAS a cost-sharing infrastructure funding program between the federal government, provinces/territories and municipalities has been announced with a submission deadline of December 21, 2020;

NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Town of Kearney directs Staff to submit an application to the ICIP Infrastructure Funding Program. **CARRIED**

(b) **Planning** – Nil

(c) **Operations**

(i) **Transfer Station Report** – for the period November 13, 2020 to December 2, 2020 – Report only.

(ii) **Report and Resolution re: Engineering for Gazebo at Mirror Bay**

Res. No. 10(c)(ii)/11/12/2020 Mike Rickward, Liz Stermsek

WHEREAS Council recently approved the replacement of the gazebo at Mirror Bay;

AND WHEREAS an Engineered design is required for the foundation of the pre-designed structure, for the barrier free ramp, and for the connecting sidewalk;

NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Town of Kearney accepts the estimate attached hereto and submitted by Kevin Louch, Tulloch Engineering Inc., in an amount not to exceed \$3,800.00 plus HST. **CARRIED**

(d) **Administration**

(i) **Resolution re: 2021 Municipal Insurance Program renewal**

Res. No. 10(d)(i)/11/12/2020 Mike Rickward, Liz Stermsek

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney authorizes renewal of the 2021 Municipal Insurance Policy with Kennedy Insurance Brokers Inc. / Frank Cowan Company, in the amount of \$106,928.00 plus applicable taxes. **CARRIED**

(ii) **Information and By-law No. 2020-xx re: Contract renewal - Ontario Society for the Prevention of Cruelty to Animals**

Res. No. 10(d)(ii)/11/12/2020 Liz Stermsek, Mike Rickward

By-Law 2020-54 being a By-law to authorize the execution of an Agreement between the Corporation of the Town of Kearney and the Ontario Society for the Prevention of Cruelty to Animals, be read a first, second and third time and numbered 2020-54 and that the said By-law be signed by the Mayor and Clerk, sealed with the Seal of the Corporation and be engrossed in the By-law Book. **CARRIED**

(iii) **Resolution re: 2021 Virtual Roma Conference Registration**

Res. No. 10(d)(iii)/11/12/2020 Cheryl Philip, Liz Stermsek

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney authorizes the attendance of Councillor Mike Rickward at the 2021 Virtual Rural Ontario Municipal Conference on January 25th – 26th, 2021. **CARRIED**

(e) **Treasury**

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

Res. No. 10(e)(i)/11/12/2020 Liz Stermsek, Mike Rickward

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 #30259 to #30340 in the total amount of \$246,351.84. **CARRIED**

(ii) **Discussion and Resolution re: 2021 Penalty and Interest**

Res. No. 10(e)(ii)/11/12/2020 Liz Stermsek, Mike Rickward

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney shall extend the tax relief program put in place by Resolution 10(a)(ii)/03/04/2020 for a further 12 months. **DEFEATED**

(f) Fire and Emergency Services

(i) Report re: Fire Chief, Fire Department Report for Regular Council Meeting on December 11, 2020 – Report only.

(ii) Resolutions re: New recruits

Res. No. 10(f)(ii)(a)/11/12/2020 Cheryl Philip, Liz Stermsek

BE IT RESOLVED that, effective immediately, the Council of the Corporation of the Town of Kearney accepts Matti Anja 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**

Res. No. 10(f)(ii)(b)/11/12/2020 Mike Rickward, Liz Stermsek

BE IT RESOLVED that, effective immediately, the Council of the Corporation of the Town of Kearney accepts Timothy Brown 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**

Res. No. 10(f)(ii)(c)/11/12/2020 Mike Rickward, Liz Stermsek

BE IT RESOLVED that, effective immediately, the Council of the Corporation of the Town of Kearney accepts Matthew Ferrier 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**

Res. No. 10(f)(ii)(d)/11/12/2020 Cheryl Philip, Liz Stermsek

BE IT RESOLVED that, effective immediately, the Council of the Corporation of the Town of Kearney accepts John Perisic 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**

(g) Facilities and Buildings - Nil

(h) Council Presentations

(i) Mayor Ballantyne, discussion re: Public Access to Town Office; Exercise Class discussion

Discussion of Council resulted in the decision for Municipal Buildings to continue to remain closed to the public at this time. The Staff report regarding exercise classes to be suspended as a result of current COVID-19 restrictions.

11. Correspondence

(a) Action Items

(i) Municipality of Marmora and Lake re: Request for support of Resolution – Accessibility for Ontarians with Disabilities Act

Res. No. 11(a)(i)/11/12/2020 Liz Stermsek, Mike Rickward

WHEREAS Section 14(4) of P/Reg 191/11 under the Accessibility for Ontarians with Disabilities Act requires designated public sector organizations to conform to WCAG 2.0 Level AA by January 1, 2021;

AND WHEREAS Council supports the provision of accessible goods and services;

AND WHEREAS our Town provides accommodations to meet any stated accessibility need, where possible;

AND WHEREAS the declared pandemic COVID-19, has impacted the finances and other resources of the Town;

AND WHEREAS the Accessibility for Ontarians with Disabilities Act contemplates the need to consider technical or economic considerations in the implementation of Accessibility Standards;

NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Town of Kearney requests that the Province of Ontario consider providing funding support and training resources to municipalities to meet these compliance standards;

AND FURTHER that this Resolution be forwarded to our local MP and MPP. **CARRIED**

(b) Information Items

(i) Regional Fire Department re: Notes – November 19, 2020 – Information only.

(ii) Kearney Watershed Environmental Foundation re: November 2020 Newsletter - Information only.

(iii) Muskoka Algonquin Healthcare re: MAHV Welcomes new Obstetrical Care Providers - Information only.

(iv) **East Parry Sound Veterinary Service Committee re: 2020 Annual Meeting Minutes - Information only.**

12. **Other Business – Nil**

13. **Closed Session**

Res. No. 13(a)-(b)/11/12/2020 Cheryl Philip, Liz Stermsek

BE IT RESOLVED that in accordance with Section 239, (1), (2), (3) and (3.1) of the Municipal Act, c. 25, S.O. 2001, as amended, the Council for the Corporation of the Town of Kearney will convene in Closed Session at 2:05 p.m. for discussion regarding:

(a) Advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

(b) Labour relations or employee negotiations

CARRIED

Res. No. 13(c)/11/12/2020 Mike Rickward, Liz Stermsek

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney reconvene in Open Session and report on matters discussed in Closed Session. Closed Session adjourned at 3:15 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 Special Meeting held on November 27th, 2020; and at its Regular Meeting held on December 11th, 2020.

Res. No. 15/11/12/2020 Liz Stermsek, Cheryl Philip

By-law No. 2020-55, Being a By-law to confirm the proceedings of Council at its Special Meeting held on November 27th, 2020; and at its Regular Meeting held on December 11th, 2020, be read a first, second and third time and numbered 2020-55 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. 16/11/12/2020 Liz Stermsek, Mike Rickward

BE IT RESOLVED that the Regular Council Meeting of the Corporation of the Town of Kearney adjourn at 3:17 p.m. to meet again at 10:00 a.m. on January 8th, 2021 in the Council Chambers, Kearney, Ontario.

CARRIED

**THE CORPORATION OF THE
TOWN OF KEARNEY**



Carol Ballantyne, Mayor



Brenda J. Fraser, Clerk