



# The Corporation of the Town of Kearney

8 Main Street Box 38 Kearney ON P0A 1M0

## MINUTES

### REGULAR COUNCIL MEETING

Council Chambers

Thursday, February 16<sup>th</sup>, 2023

6:00 p.m.

**Council Members Present:** Mayor Cheryl Philip  
Deputy Mayor Mike Rickward  
Councillors: Keven Beaucage; Heather Pateman and Jill Sharer

**Staff Present:** Cindy Filmore, Deputy Clerk  
Leslie Harvie, Deputy Treasurer  
Brian Horsman, Chief Building Official

1. **Call the Meeting to Order**  
**Res. No. 1/16/02/2023 Keven Beaucage, Heather Pateman**  
BE IT RESOLVED that the Regular Council Meeting of the Corporation of the Town of Kearney on February 16<sup>th</sup>, 2023 be declared open and called to order at 6:03 p.m.  
**CARRIED**
2. **Approval of Agenda**  
**Res. No. 2/16/02/2023 Keven Beaucage, Jill Sharer**  
BE IT RESOLVED that the Agenda of the Regular Council Meeting of the Corporation of the Town of Kearney on February 16<sup>th</sup>, 2023 be adopted as amended.
  - ADD 10(d)(ix) By-law No. 2023-10 re: Appoint Acting Clerk
  - ADD 10(d)(x) By-law No. 2023-11 re: Appoint Acting Treasurer
  - ADD 10(d)(xi) Report and Resolution re: Internet Connectivity
  - ADD 10. (xii) By-law No. 2023-15 re: Appoint Acting Interim Clerk
  - ADD 11. (b)(iii) DPSSSB – CAO Report for February**CARRIED**
3. **Declaration of Pecuniary Interest and the General Nature Thereof**  
Councillor Pateman declared a pecuniary interest with regard to List of Accounts Cheques Number 32463, the reason being: Cheque to my business- Fetterleys
4. **Delegations/Presentations**
  - (a) **Delegations**
    - (i) Lanny Dennis re: Removal of Condition regarding EIS – Mosmann Severances B-045 to B-047/22
    - (ii) Victoria Perr re: Dog Park in Kearney
  - (b) **Presentations** – Nil
5. **Minutes**
  - (a) **Adoption of Minutes**  
**Res. No. 5(a)(i)/02/02/2023 Jill Sharer, 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** – January 31, 2023
    - (ii) **Regular Meeting, Draft Minutes** – February 2, 2023
    - (iii) **Special Meeting, Draft Minutes** – February 9, 2023**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) **Report and Resolution re: Permit Clerk Job Description**

**Res. No. 10(a)(i)/16/02/2023 Mike Rickward, Jill Sharer**

**WHEREAS** the Council of the Corporation of the Town of Kearney had requested a Job Description for the approved position of Building Department Permit Clerk

**AND WHEREAS** the Chief Building Official has provided the proposed Job Description (as attached)

**NOW THEREFORE BE IT RESOLVED** that the Council of the Corporation of the Town of Kearney hereby approves the Job Description for the Building Department Permit Clerk

**DEFERRED**

(b) **Planning**

(i) **Res. No. 10. (b)/16/02/2023**

(i) **BE IT RESOLVED** that the Council of the Corporation of the Town of Kearney hereby recommends denial of Consent Applications B-080-22 (O'Hara) as the application is not consistent with the PPS, does not conform to the Town of Kearney Official Plan and does not comply with the Town of Kearney Zoning By-law No. 2022-20

**DEFEATED**

(ii) **Res. No. 10 (b)(i) 16/02/2023**

**Mike Rickward, Jill Sharer**

**BE IT RESOLVED** that the Council of the Corporation of the Town of Kearney hereby approves Consent Application B-080/22 (O'Hara) provided that the conditions outlined by our Planner in their report (attached) are met.

**CARRIED**

**For reference**, the report included the following:

*"1. An Aggregate Impact Study be undertaken to demonstrate the proposed severed lot will not have a negative impact on the abutting aggregate use on the proposed retained lands as it currently exists and in the future.*

*2. That prior to the finalization of the consents, confirmation that the North Bay Mattawa Conservation Authority has no concerns or objections with regard to existing or proposed sewage disposal systems on the subject lands, shall be provided.*

*3. Confirmation in writing from the Town of Kearney that a 911 Address Numbers to the new lots created have been assigned.*

*4. A payment-in-lieu of a parkland dedication shall be paid in accordance with Section 51.1 of the Planning Act acceptable to the Town of Kearney in cash or certified cheque.*

*5. That all Municipal taxes to date shall be paid in full.*

*6. The applicant provides confirmation from the Town of Kearney Roads Foreman with respect to entrance approval.*

*7. That all Town fees and disbursements (legal, engineering, planning), if any incurred by the Town with respect to this application shall be paid for by the owner.*

*8. A draft reference plan of survey be provided to the Town of Kearney for review prior to registration."*

(ii) **Res. No. 10. (b)(ii)/16/02/2023**

**Keven Beaucage, Jill Sharer**

**BE IT RESOLVED** that the Council of the Corporation of the Town of Kearney recommends approval of Consent Application B-094-22 (Dault/Clark) subject to the following conditions:

1. That all Municipal taxes to date shall be paid in full

2. That all Town fees and disbursements (legal, engineering, planning), if any incurred by the Town with respect to this application shall be paid for by the owner.

3. A draft reference plan of survey be provided to the Town of Kearney for review prior to registration.

**CARRIED**

(c) **Operations**

(i) **Transfer Station Report re: January 6<sup>th</sup>, 2023 to February 7, 2023 - Report only.**

(ii) **Report re: Sand Lake and Beaver Lake Boat Launch RFT**

(d) **Administration**

(i) **By-law No. 2023-06 re: 2023 Hiring By-law**

**Res. No. 10(d)(i)/16/02/2023 Jill Sharer, Mike Rickward**

**By-law No. 2023-06**, Being a By-law to Establish a Hiring Policy and process, be read a first, second and third time and numbered 2023-06 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) **By-law 2023-12**

**Res. No. 10(d)(ii)/16/02/2023 Mike Rickward, Jill Sharer**

**By-law 2023-13**, Being a by-law to Repeal By-law No. 2020-01 (by-law which declared Granny Whites Farm property as surplus), be read a first, second and third time and numbered 2023-12 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) **Report and Resolution re: 2866185 Ontario Ltd. – Shore Road Allowance Notice**

**Res. No. 10(d)(iii)/16/02/2023 Keven Beaucage, Heather Pateman**

**WHEREAS** Notice was given for a Shore Road Allowance closing with the time of the meeting indicating 1:00 p.m. where it should have stated 6:00 p.m.;

**AND WHEREAS** the time has been corrected in the Notice, to reflect the meeting being held at 6:00 p.m.;

**AND WHEREAS** our Notice By-law allows that Council may reduce or amend the notice requirements upon passage of a motion at a duly call meeting of Council;

**NOW THEREFORE BE IT RESOLVED** that the Council of the Corporation of the Town of Kearney directs that, with respect to the road closing and sale application of 2866185 Ontario Ltd, for part of the original shore road allowance in front of Lot3, Concession 12, Geographic Township of Bethune now in the Town of Kearney, District of Parry Sound, designated as Part 3, Plan 42R-19393, Council deems the following:

1. Publishing for three (3) consecutive weeks in the local newspaper, not less than six (6) days or more than thirty (30) days prior to the proposed date for the passing of the By-law will be adequate in the circumstance;
2. Posting for three (3) consecutive weeks in six(6) of the most public places in the immediate neighbourhood of the subject highway will be adequate in this circumstance.

**CARRIED**

(iv) **Resolution re: Resolution Report – Deferred.**

(v) **Discussion and Resolution re: Job description for Treasurer - Deferred**

(vi) **Discussion and Resolution re: Job Description for Financial Consultant - Deferred**

(vii) **By-Law 2023-12** Being a By-law to Designate a Community Safety Zone

**Res. No. 10(d)(vii)/16/02/2023 Keven Beaucage, Jill Sharer**

**BY-LAW 2023-13** BEING A By-law to Designate a Community Safety Zone, be read a first, second and third time and numbered 2023-12 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**

(ix) **By-Law 2023-10** Being a By-law to Appoint Cindy Filmore as Acting Clerk

**Res. No. 10(d)(ix)/016/02/2023 Jill Sharer, Mike Rickward**

**BY-LAW 2023-10** Being a By-law to appoint Cindy Filmore as Acting Clerk be read a first, second and third time and numbered 2023-10 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**

(x) **By-law 2023-11** Being a By-law to Appoint Leslie Harvie as Acting Treasurer

**Res. No. 10(d)(x)/16/02/2023 Jill Sharer, Heather Pateman**

**BY-LAW 2023-11** Being a By-law to appoint Leslie Harvie as Acting Treasurer be read a first, second and third time and numbered 2023-11 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**

(xi) **Report and Resolution re: Internet Connectivity**  
**Res. No. 10(d)(xi)/16/02/2023 Keven Beaucage, Heather Pateman**  
**WHEREAS** Council has determined that the current status of office accessibility and internet connectivity is not conducive to the daily operations of the municipality;

**AND WHEREAS** Council has previously directed Staff to determine the necessary steps to upgrade the computer access of the Administrative Office, the Public Works Office and the Fire Department, to contact Lake Country Office Solutions and Galaxy Broadband to determine pricing to provide these upgrades to service;

**NOW THEREFORE BE IT RESOLVED** that Council directs staff to:

- purchase the StarLink RV unit (\$759 for hardware and \$170/mo for internet access) for the Fire Department
- purchase the Netgear M5 Modem through WPCI (latest price was \$318/yr for 2 years along with a monthly plan through WPCI (\$45/month) for data for the Public Works Department
- purchase the Starlink RV unit (\$759 for hardware and \$170/mo. for internet access to be used for Council meetings and municipal office accessibility
- implement Managed IT Services provided by Lake Country Office Supplies (\$1080/mo.)
- purchase of the Hybrid Meeting Technology offered by Lake Country Office Solutions (\$11,999.00 or \$299/mo)

**AND FURTHER**, Council supports the purchase of two laptop computers at a cost of \$1604.00 each for the Communications and Public Relations Intern and the General Maintenance/Facilities personnel.

**CARRIED**

(xii) **By-law 2023-15 Being a By-law to Appoint an Interim Acting Clerk**  
**Res. No 10.(d)(xii)/16/02/2023 Keven Beaucage, Jill Sharer**  
**By-law No. 2023-15**, Being a By-law to Appoint Karen Fraser as Interim Acting Clerk, be read a first, second and third time and numbered 2023-15 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**

(e) **Treasury**

(i) **Report re: Payment Register – Report Only**

(f) **Fire and Emergency Services**

(i) **Report re: Fire Chief, Fire Department Report for Regular Council Meeting on February 16, 2023 – Report only.**

(g) **Facilities and Buildings - Nil**

(h) **Council Presentations**

(i) **Mayor Cheryl Philip re:**

(a) Almaguin Highlands Health Council Local Share

(b) Roads Advisory Committee re: Date of first meeting

**Res. No 10. (h)(i)(b) 16/02/2023 Mike Rickward, Jill Sharer**

**BE IT RESOLVED** that the Council of the Corporation of the Town of Kearney determines that the first meeting of the Roads Advisory Committee shall be April 18<sup>th</sup>, 2023 at 6 pm

**CARRIED**

(ii) **Deputy Mayor Mike Rickward re:**

(a) Recreational Advisory Committee re: Discussion

**11. Correspondence**

(a) **Action Items – Nil**

(b) **Information Items**

(i) **District of Parry Sound Municipal Association re: Appointments for the 2022 to 2026 term**

(ii) **District of Parry Sound Social Services Administration Board re: Honorariums and Expenses of area representatives.**

12. ~~Other Business Nil~~

13. **Talk to the Mayor**

Members of the public were invited to converse with Council.

14. **Closed Session**

Res. No. 14(a)-(b)/16/02/2023 Jill Sharer, Mike Rickward

**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 8:25 p.m. for discussion regarding:

- (a) *Personal matters about an identifiable individual, including municipal or local board employees – Staff vacancy and related matters.*
- (b) *Advice that is subject to solicitor-client privilege, including communications necessary for that purpose*

**CARRIED**

Res. No. 14(c)/16/02/2023 Mike Rickward, Jill Sharer

**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 10:02 p.m.

**CARRIED**

15. **Business Arising from Closed Session**

Res. No. 15. (i)16/02/2023 Mike Rickward, Jill Sharer

**BE IT RESOLVED** that the Council of the Corporation of the Town of Kearney hereby extends the Council meeting past the 4 hour curfew

**CARRIED**

16. **By-law 2023-14 Being a By-law to Confirm the Proceedings of Council**

Res. No. 16/16/02/2023 Keven Beaucage, Heather Pateman

**By-law No. 2023-14**, Being a By-law to confirm the proceedings of Council at its Special Council Meeting of February 9<sup>th</sup>, of its Special Council Meeting of February 16<sup>th</sup>, and of its Regular Meeting held on February 16<sup>th</sup>, 2023, be read a first, second and third time and numbered 2023-14 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**

17. **Adjournment**

Res. No. 17/16/02/2023 Keven Beaucage, Jill Sharer

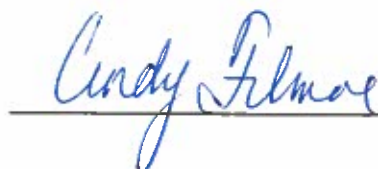
**BE IT RESOLVED** that the Regular Council Meeting of the Corporation of the Town of Kearney adjourn at 10:04 p.m. to meet again at 6:00 p.m. on Thursday, March 2<sup>nd</sup>, 2023, in the Council Chambers, Kearney, Ontario.

**CARRIED**

**THE CORPORATION OF THE  
TOWN OF KEARNEY**



Cheryl Philip, Mayor



Cindy Filmore, Clerk