

The Corporation of the Town of Kearney

Box 38 8 Main Street Kearney ON P0A 1M0

MINUTES

REGULAR COUNCIL MEETING

Council Chambers

Friday, September 21st, 2018

1:00 p.m.

Council Members Present:

Mayor Lance Thrale
Councillors: Carol Ballantyne, Ron Patton, Liz Stermsek,
Yvonne Wills and Paul Ziraldo

Staff Present:

Brenda J. Fraser, Clerk Administrator
Linda Moyer, Planning Technician

Regrets:

Councillor Cheryl Philip

1. Call the Meeting to Order

Res. No. 1/21/09/2018 Carol Ballantyne, Paul Ziraldo

BE IT RESOLVED that the Regular Council Meeting of the Corporation of the Town of Kearney on September 21, 2018 be declared open and called to order at 1:00 p.m.

CARRIED

Moment of Silence to honour the memory of Lorne Hellam, to honour the memory of Garnet Reid and to honour the memory of John Seitz.

2. Approval of Agenda

Res. No. 2/21/09/2018 Yvonne Wills, Paul Ziraldo

BE IT RESOLVED that the Agenda of the Regular Council Meeting of the Corporation of the Town of Kearney on June 29, 2018 be adopted as amended.

ADD 4(a)(iii) Jim Skelton re: Outstanding Matter to Resolve

DEFER 13 (a)-(b) **Closed Session**

CARRIED

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

4. Delegations/Presentations

(a) Delegations

(i) **Yasmin Roshanali re: Yoga**

Council supported Ms. Roshanali's request to reinstate a weekly Yoga program. Town Staff to put a program in place, to start the beginning of October.

(ii) **Donna Russell re: Gate at the end of Pine Drive**

Discussion of Council resulted in the following Resolution and the direction to find previous information regarding the gating at the end of this road.

Res. No. 4(a)(ii)/21/09/2018 Carol Ballantyne, Ron Patton

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney directs Staff to lock the gate located at the end of Pine Drive, during the off-winter season.

DEFERRED

(iii) **Jim Skelton re: Outstanding Matter to Resolve**

Mr. Skelton approached Council to request a rebate in the amount of \$618.28 for driveway work he performed to lessen the slope from the highway to the remainder of his driveway, following the 2003 Hwy 518 construction and to also request a payment to the Sand Lake Log Church in the amount of \$2,000.00 as a settlement. Council requested Staff comments, prior to further discussion of this matter.

(b) Presentations - Nil

5. Minutes

(a) Adoption of Minutes

(i) **Special Meeting**, Draft Minutes – August 25th, 2018

(ii) **Regular Meeting**, Draft Minutes – August 31st, 2018

(iii) **Special Meeting**, Draft Minutes – September 13th, 2018

Res. No. 5(a)(i)-(iii)/21/09/2018 Yvonne Wills, Liz Stermsek

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 Minutes – August 25th, 2018
- (ii) Regular Meeting Minutes – August 31st, 2018
- (iii) Special Meeting Minutes – September 13th, 2018 **CARRIED**

(b) Receive Committee Minutes

- (i) **Christmas Begins in Kearney Advisory Committee**, draft Minutes: September 11, 2018
- (ii) **Kearney Community Centre Committee**, Minutes: June 11, 2018
- (iii) **Kearney Dog Sled Races Advisory Committee**, *draft* Minutes: June 23, 2018
- (iv) **Economic Development Advisory Committee**, *draft* Minutes: September 13, 2018

Res. No. 5(b)(i)-(iv)/21/09/2018 Ron Patton, Carol Ballantyne

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

- (i) Christmas Begins in Kearney Advisory Committee, draft Minutes: September 11, 2018
- (ii) Kearney Community Centre Committee, Minutes: June 11, 2018
- (iii) Kearney Dog Sled Races Advisory Committee, draft Minutes: June 23, 2018
- (iv) Economic Development Advisory Committee, draft Minutes: September 13, 2018 **CARRIED**

6. Committee Resolutions for Consideration

(a) Christmas Begins in Kearney Advisory Committee re:

- (i) **Resolution re: Committee Appointment**

Res. No. 6(a)(i)/21/09/2018 Paul Ziraldo, Carol Ballantyne

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney hereby appoints Cathy Hare, Theresa Manning and Jackie Tumber as members of the 'Christmas Begins in Kearney' Advisory Committee;

AND FURTHER that the Christmas Begins in Kearney Advisory Committee shall be appointed for the period August 31, 2018 to December 31st, 2018, inclusive. **CARRIED**

- (ii) **Resolution re: Approval of Terms of Reference**

Res. No. 6(a)(ii)/21/09/2018 Ron Patton, Carol Ballantyne

WHEREAS Section 4.1.4 of the Procedural By-law for the Town of Kearney states that 'All volunteer Advisory Committees shall draft a Terms of Reference to govern its committee and provide said document to the Clerk's Office, for approval by Council;

AND WHEREAS the Christmas Begins in Kearney Advisory Committee has submitted their Terms of Reference for consideration of Council;

NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Town of Kearney approves the Christmas Begins in Kearney Advisory Committee Terms of Reference attached hereto. **CARRIED**

(b) Dog Sled Races Advisory Committee re: Volunteer Co-Ordinator advertisement

Res. No. 6(b)/21/09/2018 Paul Ziraldo, Carol Ballantyne

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney, in accordance with the recommendation of the Dog Sled Races Advisory Committee, authorizes advertising for a 'Volunteer Co-ordinator', to assist the Committee in finding volunteers for the Dog Sled Races event. **CARRIED**

(c) Economic Development Advisory Committee re: Request for authorization for donation

Res. No. 6(c)/21/09/2018 Yvonne Wills, Liz Stermsek

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney, in accordance with the recommendation of the Economic Development Advisory Committee, authorizes:

- a) a donation to the Heart & Stroke Society, in the amount of \$100.00; and
- b) the purchase of a bench plaque
in memory of Committee member Greg Alexanian.

WITHDRAWN

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

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

(a) **Report and Resolution re:** Original Shore Road Allowance Purchase (ELTON)

Res. No. 8(a)/21/09/2018 Carol Ballantyne, Paul Ziraldo

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney approves By-Law No. 2018-XX, being a By-law to stop up, close and sell part of the original shore road allowance in front of Lots 13 & 14, Concession 2, Geographic Township of Proudfoot, now in the Town of Kearney, District of Parry Sound, described as Part 1, Plan 42R-21073. (ELTON) **CARRIED**

(b) **By-law No. 2018 - xx re:** Original Shore Road Allowance Purchase (ELTON)

Res. No. 8(b)/21/09/2018 Paul Ziraldo, Ron Patton

By-law No. 2018-45, Being a By-law to stop up, close and sell part of the Original Shore Road Allowance in front of Lots 13 & 14, Concession 2, in the geographic Township of Proudfoot, now in the Town of Kearney, District of Parry Sound, described as Part 1, Plan 42R-21073. **(ELTON)**, be read a first, second and third time and numbered 2018-45 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**

9. **Unfinished Business** - Nil

10. **Reports and By-laws**

(a) **Building** - Nil

(b) **Planning**

(i) **Resolution re:** Consent Applications B-025/18, B-026/18 & B-027/18 (MEIER – formally DYCK)

Res. No. 10(b)(i)/21/09/2018 Yvonne Wills, Paul Ziraldo

That the Council of the Corporation of the Town of Kearney recommends approval of consent applications B-025/18, B-026/18 & B-027/18 (MEIER) 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 (4) copies of the reference plan of survey 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 North Bay-Mattawa Conservation Authority provide comment as to the suitability of the proposed lots for the provision of sewage disposal service;

That a storm water management plan be provided that identifies drainage patterns;

That a building envelope be identified for each lot.

RECORDED VOTE: Requested by Councillor Liz Stermsek

Carol Ballantyne	Yes
Ron Patton	Yes
Cheryl Philip	Absent
Liz Stermsek	Yes
Yvonne Wills	Yes
Paul Ziraldo	Yes
Mayor Lance Thrale	Yes

CARRIED

(ii) **Resolution re:** Exemption from the Prescribed Criteria – Validation of Title (WILLS)

Res. No. 10(b)(ii)/21/09/2018 Liz Stermsek, Yvonne Wills

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney supports the request to the Minister of Municipal Affairs that the Minister exercise his discretion to issue a Minister's order exempting Mr. & Mrs. Will's lands (Part of Lot 16, Concession 4, Parts 3 – 19, 21 & 22, 42R-4315 and Part 7, 42R-7709, Geographic Township of Proudfoot, Town of Kearney) (29 Generation Lane) from the prescribed criteria. **CARRIED**

(c) **Operations** - Nil

(d) **Administration**

(i) **Report and Resolution re:** Pound Services

Res. No. 10(d)(i)/21/09/2018 Yvonne Wills, Paul Ziraldo

WHEREAS the Town of Kearney requires the availability of Pound Services for the provision of Dog Control;

AND WHEREAS the current Pound Services provider is unable to continue this service due to unforeseeable circumstances;

NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Town of Kearney hereby directs Staff to retain Pound Services from the Ontario Society for the Prevention of Cruelty to Animals, Muskoka. **CARRIED**

(ii) **Resolution re:** Draft Policy regarding Ministry 'warnings'

Res. No. 10(d)(ii)/21/09/2018 Yvonne Wills, Paul Ziraldo

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney adopts the "Policy for Managing Public Alerts", attached hereto. **DEFERRED**

(e) **Treasury**

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

Res. No. 10(e)(i)/21/09/2018 Liz Stermsek, Yvonne Wills

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 #28097 to #28101 in the total amount of \$9,505.88. **CARRIED**

(f) **Fire and Emergency Services**

(i) **Report re:** Acting Fire Chief, Fire Department Report for regular Council meeting on September 21st, 2018. - **Report only**

(g) **Transfer Station Report** - Nil

(h) **Council Presentations** - Nil

11. Correspondence

(a) **Action Items**

(i) **Royal Canadian Legion re:** 2018 Bells of Peace Initiative

Res. No. 11(a)(i)/21/09/2018 Ron Patton, Carol Ballantyne

WHEREAS the Royal Canadian Legion, in partnership with Veterans Affairs Canada, would like to create "The Bells of Peace Initiative", a unified and memorable act across Canada, in honour of Armistice 100 (the 100 year anniversary of the treaty that ended the First World War);

AND WHEREAS the Bells of Peace Initiative will consist of: Ringing of bells 100 times in every community across Canada at sunset on November 11th, 2018; a youth(s) being chosen to ring the Bell in each location; and an informal gathering in each community of those related to those who served in WW1;

AND WHEREAS Legion Branches are to coordinate this in each community;

NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Town of Kearney supports the Royal Canadian Legion, H White Memorial Branch in Kearney in their participation in the 2018 Bells of Peace Initiative. **CARRIED**

(b) **Information Items** - Nil

12. Other Business - Nil

13. Closed Session

Council will enter into a Closed Session for discussion regarding:

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

(b) Labour relations or employee negotiations **DEFERRED**

14. Business Arising from Closed Session - Nil

15. Confirming By-Law No. 2018-xx being a By-law to confirm the proceedings of Council at its Regular Meeting held on August 10th, 2018.

Res. No. 15/21/09/2018 Carol Ballantyne, Yvonne Wills

By-law No. 2018-46, Being a By-law to confirm the proceedings of Council at its Special Meeting held on September 13th, 2018 and at its Regular Meeting held on September 21st,

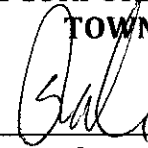
2018 be read a first, second and third time and numbered 2018-46 and that the said By-law be signed by the mayor and Clerk, sealed with the Seal of the Corporation, and engrossed in the By-law Book. **CARRIED**

16. Adjournment

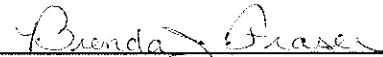
Res. No. 16/21/09/2018 Liz Stermsek, Yvonne Wills

BE IT RESOLVED that the Regular Council Meeting of the Corporation of the Town of Kearney adjourn at 2:07 p.m. to meet again at 1:00 p.m. on October 12, 2018 in the Council Chambers, Kearney, Ontario. **CARRIED**

**THE CORPORATION OF THE
TOWN OF KEARNEY**



Lance Thrale, Mayor



Brenda J. Fraser, Clerk Administrator