The Corporation of the Town of Kearney

Box 38 8 Main Street Kearney ON P0A 1M0

MINUTES

REGULAR COUNCIL MEETING
Council Chambers
Friday, November 2nd, 2018
1:00 p.m.

Council Members Present: Mayor Lance Thrale
Councillors: Carol Ballantyne, Ron Patton, Cheryl Philip, Liz Stermsek, and Paul Ziraldo

Staff Present: Brenda J. Fraser, Clerk Administrator
Keven Beaucage, Deputy Clerk Deputy Treasurer
Linda Moyer, Planning Technician

Regrets: Councillor Yvonne Wills

1. **Call the Meeting to Order**

Res. No. 1/02/11/2018 Carol Ballantyne, Ron Patton

BE IT RESOLVED that the Regular Council Meeting of the Corporation of the Town of Kearney on November 2nd, 2018 be declared open and called to order at 1:00 p.m.

CARRIED

2. **Approval of Agenda**

Res. No. 2/02/11/2018 Carol Ballantyne, Cheryl Philip

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 circulated. **CARRIED**

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

4. **Delegations/Presentations**

(a) Delegations

(i) **John Smeets, President, Kearney Lions Club re**: 2018 Christmas Telethon

Discussion of Council resulted in the following Resolution

Res. No. 4(a)(i)/02/11/2018 Paul Ziraldo, Liz Stermsek

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney, in accordance with the request from the Kearney Lions Club, authorizes a donation in the amount of $750.00 to the 2018 Lion's Children's Christmas Telethon, in an effort to ensure that the less fortunate in our Community can enjoy a Merry Christmas. **CARRIED**

(b) Presentations - Nil

5. **Minutes**

(a) Adoption of Minutes

(i) Regular Meeting, Draft Minutes – September 21st, 2018
(ii) Public Meeting, Draft Minutes – September 21st, 2018
(iii) Special Meeting, Draft Minutes – October 5th, 2018
(iv) Regular Meeting, Draft Minutes and attachments – October 12th, 2018
(v) Public Meeting, Draft Minutes – October 12th, 2018

Res. No. 5(a)(i)- (v)/02/11/2018 Paul Ziraldo, 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) **Regular Meeting,** Draft Minutes – September 21st, 2018
(ii) **Public Meeting,** Draft Minutes – September 21st, 2018
(iii) **Special Meeting,** Draft Minutes – October 5th, 2018
(iv) **Regular Meeting,** Draft Minutes and attachments – October 12th, 2018
(v) **Public Meeting,** Draft Minutes – October 12th, 2018 **CARRIED**

(b) Receive Committee Minutes

(i) **Joint Waste Management Committee**, Minutes – September 26, 2018

(ii) **Kearney Community Centre Committee**, Minutes – September10, 2018; October 15, 2018

Res. No. 5(b)(i)- (ii)/02/11/2018 Cheryl Philip, Carol Ballantyne

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, Minutes – September 26, 2018

(ii) Kearney Community Centre Committee, Minutes – September 10, 2018; October 15, 2018 **CARRIED**

6. Committee Resolutions for Consideration -Nil

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

(a) Report and Resolution re: Amendment to Zoning By-law No. 2002-28, as amended RZ-06-18 (RABACK)

Res. No. 7(a)/02/11/2018 Carol Ballantyne, Cheryl Philip

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney approves application RZ-06-18 (RABACK) to rezone Part of Lot 16, Concession 8, Part 7, 42R-5736 and Part 1, 42R-17265 (696 Grass Lake Road), in the Geographic Township of Proudfoot, now in the Town of Kearney, from the Rural (RU) Zone to the Residential Waterfront Exception Fifty (RWF-50) Zone to permit a reduced front yard setback of 10.06 metres (33 ft.) where 20 metres is required, to allow for an addition to the existing cottage by enclosing a portion of the existing covered deck. **CARRIED**

(b) By-law No. 2018-xx re: To amend Zoning By-law No. 2002-28, as amended RZ-06-2018 (RABACK)

Res. No. 7(b)/02/11/2018 Carol Ballantyne, Liz Stermsek

By-law No. 2018-50, Being a By-law to amend Zoning By-law No. 2002-28, as amended **(RABACK)**, be read a first, second and third time and numbered 2018-50 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**

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

9. Unfinished Business - Nil

10. Reports and By-laws

(a) Building - Nil

(b) Planning - Nil

(c) Operations

(i) Resolution re: Driveway Entrance Permit for Staff Member

Res. No. 10(c)(i)/02/11/2018 Paul Ziraldo, Liz Stermsek

WHEREAS By-law No. 1996-11 being a By-law to regulate entranceways on municipal maintained roads and to set entranceway policy, states that all entranceways to property owned or rented by members of Town Staff, Council or immediate family must be approved prior to construction by Resolution of Council;

AND WHEREAS Acting Fire Chief Paul Schaefer has applied for an Entrance Approval Permit for Lot 2, Concession 6 on Peace Valley Drive and has submitted the required fee;

NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Town of Kearney approves of the construction of this driveway entrance, subject to inspection and approval by the Town's Operations Manager. **CARRIED**

(d) Administration

(i) **Report re**: Jim Skelton delegation and question of $618.28. **Report only**.

(ii) **Resolution re**: Rescheduling of November 23rd, 2018 Regular Council meeting

Res. No. 10(d)(ii)/02/11/2018 Liz Stermsek, Paul Ziraldo

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney shall reschedule the Regular Council Meeting of November 23rd, 2018 to November 21, 2018 at 1:00 p.m. **CARRIED**

(iii) **Report re:** Response to Voting Method questions. **Report only**.

(iv) **Resolution re**: ROMA

Res. No. 10(d)(iv)/02/11/2018 Carol Ballantyne, Ron Patton
BE IT RESOLVED that the Council of the Corporation of the Town of Kearney authorizes the attendance of Brenda Fraser at the 2019 Rural Ontario Municipal Conference on January 27th – 29th, 2019 in Toronto, Ontario. **CARRIED**

(v) **Resolution re**: Christmas Begins in Kearney Festival

Res. No. 10(d)(v)/02/11/2018 Paul Ziraldo, Liz Stermsek
BE IT RESOLVED that the Council of the Corporation of the Town of Kearney declares the "Christmas Begins in Kearney" Festival to be a Community Festival;
AND FURTHER that the 2018 Christmas Festival shall be held on Saturday, December 1st, 2018;
AND FURTHER that all applicable By-laws that the Christmas Festival may be in contravention of (i.e. Noise By-law, Fire Works By-law, Parking By-law) be temporarily suspended for the Festival event;
AND FURTHER that the Main Street of Kearney between Lakeview and Rain Lake Roads be temporarily closed to vehicular traffic on Saturday, December 1st, for this event;
AND FURTHER that Council authorizes the use of Facilities and Parks Staff, Public Works Staff, and Administration Staff, to assist during the Festival. **CARRIED**

(e) <u>Treasury</u>

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

Res. No. 10(e)(i)/02/11/2018 Ron Patton, Carol Ballantyne
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 #28175 to #28271 in the total amount of $386,388.36. **CARRIED**

(f) <u>Fire and Emergency Services</u>

(i) **Report re**: Acting Fire Chief, Fire Department Report for regular Council meeting on November 2nd, 2018. – **Report only**

(ii) **By-law No. 2018-xx re:** Agreement renewal with Health Sciences North

Res. No. 10(f)(ii)/02/11/2018 Paul Ziraldo, Carol Ballantyne
By-law No. 2018-51, Being a By-law to authorize the execution of an Agreement between the Corporation of the Town of Kearney and Health Sciences North, be read a first, second and third time and numbered 2018-51 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**

(g) <u>Transfer Station</u> - Nil

(h) <u>Council Presentations</u> -Nil

11. <u>Correspondence</u>

(a) Action Items

(i) **Resolution re:** Board of Health Appointment

Res. No. 11(a)(i)/02/11/2018 Carol Ballantyne, Cheryl Philip
WHEREAS the Town of Kearney, Village of Burk's Falls, Municipality of Magnetawan and Townships of Armour, Joly, McMurrich/Monteith, Perry, Ryerson and Strong jointly appoint one member for the Board of Health for the North Bay Parry Sound District Health Unit;
NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Town of Kearney hereby supports the nomination of _____ as the Board of Health District of Parry Sound /Southeastern Sector Appointee. **DEFERRED**

(b) Information Items

(i) **Royal Canadian Legion, H. White Memorial Branch No. 276 re**: Remembrance Day 2018 – **Information only**

12. Other Business – Nil

13. Closed Session

Council will enter into a Closed Session for discussion regarding:
(a) Labour relations or employee negotiations (x 2)
(b) Personal matters about an identifiable individual, including municipal or local board employees (x 2)
(c) A proposed or pending acquisition or disposition of land by the municipality or local board

Res. No. 13(a)-(c)/02/11/2018 Ron Patton, Carol Ballantyne
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 1:40 p.m. for discussion regarding:

(a) Labour relations or employee negotiations (x 2)

(b) Personal matters about an identifiable individual, including municipal or local board employees (x 2)

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

Res. No. 13(d)/02/11/2018 Liz Stermsek, Paul Ziraldo
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 3:01 p.m. **CARRIED**

Mayor Thrale reported on matters discussed in Closed Session.

14. Business Arising from Closed Session

Res. No. 14/02/11/2018 Paul Ziraldo, Liz Stermsek
BE IT RESOLVED that the Council of the Corporation of the Town of Kearney authorizes the attendance of By-law Enforcement Officer Caitlin Deevey at the 'Part I – Municipal Law Enforcement Foundations' one-week training program as offered through the Municipal Law Enforcement Officers' Association;
AND FURTHER that the Town of Kearney shall contribute a one-fifth share to the costs associated with this training course. **CARRIED**

15. Confirming By-Law No. 2018-xx being a By-law to confirm the proceedings of Council at its Regular Meeting held on November 2nd, 2018.

Res. No. 15/02/11/2018 Carol Ballantyne, Paul Ziraldo
By-law No. 2018-52, Being a By-law to confirm the proceedings of Council at its Regular Meeting held on November 2nd, 2018 be read a first, second and third time and numbered 2018-52 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. 16/02/11/2018 Ron Patton, Carol Ballantyne
BE IT RESOLVED that the Regular Council Meeting of the Corporation of the Town of Kearney adjourn at 3:07 p.m. to meet again at 1:00 p.m. on November 21st, 2018 in the Council Chambers, Kearney, Ontario. **CARRIED**

THE CORPORATION OF THE TOWN OF KEARNEY

Lance Thrale, Mayor

Brenda J. Fraser, Clerk Administrator