

The Corporation of the Town of Kearney

8 Main Street Box 38 Kearney ON P0A 1M0

MINUTES

REGULAR COUNCIL MEETING

Council Chambers

Friday, January 4th, 2019

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, Chief Administrative Officer/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. 1/04/01/2019 Mike Rickward, Paul Ziraldo

BE IT RESOLVED that the Regular Council Meeting of the Corporation of the Town of Kearney on January 4th, 2019 be declared open and called to order at 1:00 p.m. **CARRIED**

2. **Approval of Agenda**

Res. No. 2/04/01/2019 Mike Rickward, Paul Ziraldo

BE IT RESOLVED that the Agenda of the Regular Council Meeting of the Corporation of the Town of Kearney on January 4th, 2019 be adopted as circulated. **CARRIED**

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

4. **Delegations/Presentations**

(a) Delegations - Nil

(b) Presentations – Nil

5. **Minutes**

(a) Adoption of Minutes

(i) Regular Meeting, Draft Minutes – December 14th, 2018

Res. No. 5(a)(i)/04/01/2019 Liz Stermsek, Paul Ziraldo

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 – December 14th, 2018

CARRIED

(b) Receive Committee Minutes – Nil

6. **Committee Resolutions for Consideration** -Nil

7. **Public Hearings (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) Brian Horsman, Chief Building Official, Report and Resolution re: Building Department Policy Manual

Res. No. 10(a)(i)/04/01/2019 Liz Stermsek, Cheryl Philip

WHEREAS the Building Code Act requires a Chief Building Official to develop a Policy Manual;
AND WHEREAS a major component of the Policy Manual is establishing a reasonable and consistent process of Code enforcement;

NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Town of Kearney directs the Chief Building Official to include in the Policy Manual, a level of service outlining our obligations for fair and consistent enforcement of the Building Code Act as presented in the

report to Council addressing Section 5, with regard to Dormant and Incomplete Building Permit Files;

AND FURTHER that the draft Policy be presented to Council for adoption. **CARRIED**

(b) Planning

(i) Report and By-law re: Abandoned Shore Road Allowance Transactions

Res. No. 10(b)(i)(a)/04/01/2019 Paul Ziraldo, Mike Rickward

WHEREAS a number of By-laws to stop up, close and sell shore road allowances were passed by the Council of the Corporation of the Town of Kearney in the past;

AND WHEREAS at that time many of those early By-laws proposed to sell the shore road allowance to the adjacent property owner(s) for a sum of \$1.00;

AND WHEREAS many of those transactions were not completed;

AND WHEREAS the cost to purchase shore road allowances has increased significantly over the years;

NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Town of Kearney hereby amends all By-laws to stop up, close and sell a shore road allowance to reflect the purchase price established in our current Tariff of Fees By-law;

AND FURTHER the current purchase price is to be applied to those transactions not yet completed;

AND FURTHER the owner shall pay all related costs and fees to complete the transaction.

CARRIED

Res. No. 10(b)(i)/04/01/2019 Mike Rickward, Paul Ziraldo

By-law No. 2019-05, Being a By-law to Amend all By-laws to Stop Up, Close and Sell Original Shore Road Allowances within the Town of Kearney, be read a first, second and third time and numbered 2019-05 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

(c) Operations

(i) Report and Resolution re: Transfer Station Attendant Tender

Res. No. 10(c)(i)/04/01/2019 Liz Stermsek, Cheryl Philip

WHEREAS the Council of the Corporation of the Town of Kearney sought tenders for the provision of Transfer Station Attendant Services;

AND WHEREAS no proposals were received;

AND WHEREAS Council has considered the option of making the Transfer Station Attendant an employee position;

NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Town of Kearney directs Staff to advertise for two (2) part-time employees to fill the Transfer Station Attendant job.

CARRIED

(ii) Update re: Lawson Drive Memorial – Verbal Report only.

(d) Administration

(i) Resolution re: 2019 Association of Municipalities (AMO) Conference

Res. No. 10(d)(i)/04/01/2019 Paul Ziraldo, Liz Stermsek

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney authorizes the attendance of Carol Ballantyne at the 2019 Association of Municipalities of Ontario Conference on August 18th – 21st, 2019 in Ottawa.

CARRIED

(ii) Resolution re: Acceptance of 2019 Insurance Policy

Res. No. 10(d)(ii)/04/01/2019 Mike Rickward, Paul Ziraldo

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney authorizes renewal of the 2019 Municipal Insurance Policy with Kennedy Insurance Brokers Inc. / Frank Cowan Company, in the amount of \$82,639.00 plus applicable taxes.

CARRIED

(iii) By-law No. 2019-xx re: Municipal By-law Enforcement Officer

Res. No. 10(d)(iii)/04/01/2019 Cheryl Philip, Liz Stermsek

By-law No. 2019-01 being a By-law to Amend By-law No. 2018-11, the By-law to Appoint Municipal By-law Enforcement Officers, a Canine Control Officer and a Property Standards Officer for the Town of Kearney, be read a first, second and third time and numbered 2019-01 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

(iv) By-law No. 2019-xx re: To Regulate Smoking

Res. No. 10(d)(iv)/04/01/2019 Liz Stermsek, Paul Ziraldo

By-law No. 2019-02 being a By-law to Regulate Smoking and Vaporizing in Public Places and in Enclosed Workplaces in the Town of Kearney be read a first, second and third time and

numbered 2019-02 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**

(v) **Report and Discussion re: Live Streaming of Council Meetings**
Res. No. 10(d)(v)/04/01/2019 Paul Ziraldo, Mike Rickward
WHEREAS Council has discussed Video Streaming of Council meetings;
NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Town of Kearney determines that Council will begin with placing the Voice Recordings of Council meetings on the Town Website for public access, on a trial basis. **CARRIED**

(vi) **Discussion re: Requests from SLAPOA delegation**
Following discussion, Council determined to not support the creation of a new committee as presented in the delegation from members representing SLAPOA.

(vii) **Discussion re: Changes to Procedural By-law**
Discussion of Council resulted in concurrence for some changes to the current Procedural By-law. Notice of those changes to be posted with further discussion at the next regular meeting of Council.

(viii) **Discussion and Resolution re: Sale of Cannabis**
Res. No. 10(d)(viii)/04/01/2019 Liz Stermsek, Paul Ziraldo
WHEREAS Council has received information from the Federation of Canadian Municipalities, from the Association of Municipalities of Ontario and from Vic Fedeli, the Minister of Finance with regard to the legalization of Cannabis;
AND WHEREAS the provincial government has passed strict new regulations in response to the federal government's legalization of cannabis;
AND WHEREAS the private retail sale of cannabis will be tightly-regulated and strictly enforced by the Alcohol and Gaming Commission of Ontario;
NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Town of Kearney determines to OPT IN to allow retail cannabis stores within the jurisdiction of the Corporation of the Town of Kearney. **CARRIED**

(ix) **Resolution re: Regional Economic Development Proposal**
Res. No. 10(d)(ix)/04/01/2019 Liz Stermsek, Cheryl Philip
WHEREAS Council has received the Almaguin Highlands Regional Economic Development Strategic Plan proposal;
AND WHEREAS a goal in creating this Strategic Plan was to determine the feasibility of a Regional Economic Development Department;
AND WHEREAS the "Almaguin Highlands Community Economic Development (ACED) Draft 1 Year Budget presented is "to be considered approximate in nature and is for reference purposes only";
AND WHEREAS the information provided in this Draft 1 Year Budget did not include supporting detail to justify the cost(s) being requested;
AND WHEREAS no information was provided with respect to candidate qualifications nor the candidate selection process;
AND WHEREAS the Municipal contribution amount requested is based on 100% participation from all neighbouring municipalities;
NOW THEREFORE BE IT RESOLVED that although the Council of the Corporation of the Town of Kearney supports the concept of regional economic development, Council hereby declines the invitation to participate in the Almaguin Highlands Regional Economic Development Strategic Plan and Department as proposed, and therefore does not support submitting an application to FedNor for Phase 2 Community Investment Initiative for Northern Ontario (CIINO) funding. **CARRIED**

(e) Treasury

(i) **Report and Resolution re: Payment Register**
Res. No. 10(e)(i)/04/01/2019 Cheryl Philip, Liz Stermsek
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 #28380 to #28464 in the total amount of \$340,071.13. **CARRIED**

(ii) **By-law No. 2019-xx re: Interim Tax Notice**
Res. No. 10(e)(ii)/04/01/2019 Paul Ziraldo, Mike Rickward
By-law No. 2019-03 Being a By-law to Authorize the Levying of Interim Tax Rates, be read a first, second and third time and numbered 2019-03 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**

(f) Fire and Emergency Services

- (i) **Report re:** Acting Fire Chief, Fire Department Report for regular Council meeting on January 4, 2019. – **Report only**
- (ii) **Discussion re:** Fire Board and Terms of Reference
Council discussion resulted in the decision to not support the creation of a Fire Board.

(g) Transfer Station - Nil

(h) Council Presentations

- (i) **Discussion re:** 2018-2022 Council Focus
Members of Council discussed their goals for this term of Council.

11. Correspondence

(a) Action Items – Nil

(b) Information Items

- (i) **Ministry of Natural Resources and Forestry re:** Application to officially name a lake in Kearney – for information purposes.
- (ii) **Ministry of Indigenous Affairs re:** Settlement of Williams Treaties Land Claim – for information purposes.
- (iii) **Municipal Property Assessment Corporation (MPAC) re:** Assessment Change Summary

12. Other Business – Nil

13. Closed Session - Nil

14. Business Arising from Closed Session - Nil

15. Confirming By-Law No. 2019-xx being a By-law to confirm the proceedings of Council at its Regular Meeting held on January 4th, 2019.

Res. No. 15/04/01/2019 Liz Stermsek, Mike Rickward

By-law No. 2019-04, Being a By-law to confirm the proceedings of Council at its Regular Meeting held on January 4th, 2019 be read a first, second and third time and numbered 2019-04 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

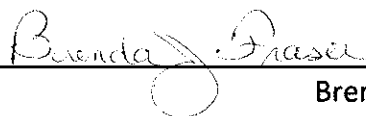
Res. No. 16/04/01/2019 Paul Ziraldo, Mike Rickward

BE IT RESOLVED that the Regular Council Meeting of the Corporation of the Town of Kearney adjourn at 3:30 p.m. to meet again at 10:00 a.m. on January 11th, 2019 in the Council Chambers, Kearney, Ontario. **CARRIED**

**THE CORPORATION OF THE
TOWN OF KEARNEY**



Carol Ballantyne, Mayor



Brenda J. Fraser, Clerk