



The Corporation of the Town of Kearney

8 Main Street Box 38 Kearney ON P0A 1M0

MINUTES

REGULAR COUNCIL MEETING

Council Chambers

Friday, March 8th, 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
Linda Moyer, Planning Technician

1. **Call the Meeting to Order**

Res. No. 1/08/03/2019 Paul Ziraldo, Mike Rickward

BE IT RESOLVED that the Regular Council Meeting of the Corporation of the Town of Kearney on March 8th, 2019 be declared open and called to order at 1:00 p.m. **CARRIED**

2. **Approval of Agenda**

Res. No. 2/08/03/2019 Paul Ziraldo, Mike Rickward

BE IT RESOLVED that the Agenda of the Regular Council Meeting of the Corporation of the Town of Kearney on March 8th, 2019 be adopted as circulated. **CARRIED**

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

4. **Delegations/Presentations**

(a) **Delegations**

(i) **Brent Kirkby re: Maintenance of West Bay Road**

Mr. Kirkby requested Council include the one kilometer portion of West Bay Road located west of the bridge, in the Towns' roads maintenance program.

(ii) **Jim Skelton re: Comments on Draft Comprehensive Zoning By-law**

Mr. Skelton provided comments to Council regarding the zoning of islands in the Towns' Draft Comprehensive Zoning By-law and more specifically, concerns regarding the two islands in Sand Lake.

(iii) **Dave Smith re: Amend Zoning By-law No. 2002-28 re HEISE**

Mr. Smith spoke in favour of the rezoning application before Council from Mr. Heise, supporting the use of the island by the owner, the steps the owner has taken with regard to the environmental stewardship on this island and that this use will not set a precedence.

(b) **Presentations – Nil**

5. **Minutes**

(a) **Adoption of Minutes**

(i) **Regular Meeting, Draft Minutes – February 15, 2019**

(ii) **Public Meeting, Draft Minutes – February 15, 2019 (HEISE)**

Res. No. 5(a)(i)-(ii)/08/03/2019 Cheryl Philip, 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 – February 15, 2019**

(ii) **Public Meeting, Draft Minutes – February 15, 2019 (HEISE)**

CARRIED

(b) **Receive Committee Minutes**

(i) **Joint Waste Management Committee, draft Minutes – February 27, 2019**

Res. No. 5(b)(i)/08/03/2019 Mike Rickward, Paul Ziraldo

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, draft Minutes – February 27, 2019**

CARRIED

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** - Nil

(b) **Planning**

- (i) **Discussion and Resolution re: Purchase of Road Allowance (PEARCE)**

Res. No. 10(b)(i)/08/03/2019 Liz Stermsek, Cheryl Philip

WHEREAS during the presentation from Mr. Pearce to Council on February 15, 2019, he requested that Council 'gift' the road allowance lands located adjacent to his property, given that the cost of the Survey of the lands and the application fee, will total \$6,000.00;

NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Town of Kearney has discussed this request and determines that _____ . **DEFERRED**

- (ii) **By-law No. 2019-xx re: To amend Zoning By-law No. 2002-28, as amended (HEISE)**

Res. No. 10(b)(ii)/08/03/2019 Paul Ziraldo, Mike Rickward

Being a By-law to amend Zoning By-law No. 2002-28, as amended, be read a first, second and third time and numbered 2019-08 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. **DEFERRED**

(c) **Operations** - Nil

(d) **Administration**

- (i) **Report and Resolution re: Kearney Community Profile**

Res. No. 10(d)(i)/08/03/2019 Paul Ziraldo, Mike Rickward

WHEREAS our Economic Development Officer Intern had previously presented to Council, an updated Kearney Community Profile;

AND WHEREAS Council had made suggestions to allow for minor updates and inclusions to be completed;

AND WHEREAS these updates and inclusions have now been completed;

NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Town of Kearney adopts the Town of Kearney Community Profile attached hereto;

AND FURTHER that Council approves colour printing by Aben Graphics of 275 copies of our Community Profile document into a booklet format and 200 copies of our Strategic Development Plan into a booklet format, at a total cost for both documents, of \$1,398 plus taxes. **CARRIED**

- (ii) **By-law No. 2019-xx re: Appoint Legal Counsel**

Res. No. 10(d)(ii)/08/03/2019 Mike Rickward, Liz Stermsek

By-law No. 2019-13 being a By-law to Appoint Legal Counsel for the Corporation of the Town of Kearney, be read a first, second and third time and numbered 2019-13 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: Appointment to Library Board**

Res. No. 10(d)(iii)/08/03/2019 Paul Ziraldo, Mike Rickward

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney appoints Gail Taunton as a member for the Kearney and Area Public Library Board. **CARRIED**

- (iv) **Resolution re: Spring District of Parry Sound Municipal Association Meeting**

Res. No. 10(d)(iv)/08/03/2019 Liz Stermsek, Cheryl Philip

WHEREAS notification of the 2019 Annual Spring Meeting of the 'District of Parry Sound Municipal Association' has been received;

AND WHEREAS the Association Meeting will be hosted by the Township of Machar and the Village of South River, on Friday, April 26th, 2019;

NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Town of Kearney supports the attendance of the following members at the Association Meeting: Councillor

Stermsek, Mayor Ballantyne and Clerk Brenda Fraser.

CARRIED

- (v) **Resolution re:** 2019 Federation of Northern Ontario Municipalities Conference

Res. No. 10(d)(v)/08/03/2019 Liz Stermsek, Cheryl Philip

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney authorizes the attendance of NONE at the Federation of Northern Ontario Municipalities and Ministry of Municipal Affairs, Association Conference on May 8th – 10th, 2019, in Sudbury. **CARRIED**

- (vi) **Update and Resolution re:** Voters List

Res. No. 10(d)(vi)/08/03/2019 Liz Stermsek, Cheryl Philip

WHEREAS last November, Council passed a Resolution expressing concern over the quality of the Municipal Voter's List;

AND WHEREAS that Resolution was circulated to all Ontario Municipalities for their consideration to support;

AND WHEREAS to date, seventy-eight Municipality's have supported our Resolution;

AND WHEREAS we will be sending a package containing all of the supporting Resolutions to the Ministry of Municipal Affairs, Ministry of Finance, the Association of Municipal Clerks and Treasurers of Ontario, the Municipal Property Assessment Corporation and Elections Ontario requesting that these entities re-establish the multi-stakeholder 'Voters' List Working Group' that was active in previous years, in order that the Voters' List Working Group may continue advocating for transformational changes to the way that Ontario creates and maintains the Voters' List for municipal elections;

NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Town of Kearney supports forwarding our Resolution to the annual Spring Meeting of the Parry Sound District Municipal Association for the collective support of their membership. **CARRIED**

(e) **Treasury**

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

Res. No. 10(e)(i)/08/03/2019 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 #28590 to #28663 in the total amount of \$56,054.83. **CARRIED**

(f) **Fire and Emergency Services**

- (i) **Report re:** Acting Fire Chief, Fire Department Report for regular Council meeting on March 8, 2019. – **Report only.**

(g) **Transfer Station** - Nil

(h) **Council Presentations** - Nil

11. Correspondence

(a) **Action Items**

- (i) **Resolution re:** Support for 5th Annual Military Service Recognition Book, Royal Canadian Legion Ontario Command.

Res. No. 11(a)(i)/08/03/2019 Mike Rickward, Paul Ziraldo

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney, in accordance with the request from the Ontario Command of the Royal Canadian Legion, shall purchase a support advertisement in the Military Service Recognition Book, in the amount of \$340.00. **CARRIED**

(b) **Information Items**

- (i) **Municipality of Neebing re:** Resolutions of Neebing Council respecting ROMA

Res. No. 11(b)(i)/08/03/2019 Cheryl Philip, Liz Stermsek

WHEREAS 'Zone 9' as defined by the Association of Municipalities of Ontario and the Rural Ontario Municipal Association, comprises a large geographical area;

AND WHEREAS it is difficult for one person to effectively represent all of the municipalities in Zone 9 given its size;

NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Town of Kearney supports the Municipality of Neebing in requesting that Zone 9 be divided into two different geographical zones, one for Northwestern Ontario and one for Northeastern Ontario. **CARRIED**

Res. No. 11(b)(ii)/08/03/2019 Cheryl Philip, Liz Stermsek

WHEREAS the Rural Ontario Municipal Association undertakes the election of its Zone representatives at its annual meeting held in Toronto in January;

AND WHEREAS almost one half of all of the municipalities in Northern Ontario's Zone 9 of

the Rural Ontario Municipal Association have fewer than 1,000 population and do not have budgets that support attendance at this conference;
AND WHEREAS the Rural Ontario Municipal Association does not allow voting by proxy;
AND WHEREAS the Rural Ontario Municipal Association allows voting by all registered delegates at the conference, meaning some municipalities have more than one vote;
AND WHEREAS these rules are unfair to northern Ontario municipalities;
NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Town of Kearney supports the Municipality of Neebing in requesting that the Rural Ontario Municipal Association limit the number of votes per municipality to one;
AND FURTHER that the Rural Ontario Municipal Association allow municipal councils, by resolution, to give proxies to representatives of other municipalities attending the conference, to vote on their behalves. **CARRIED**

12. **Other Business - Nil**

13. **Closed Session**

Res. No. 13(a)/08/03/2019 Paul Ziraldo, 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 ____ p.m. for discussion regarding:

(a) labour relations or employee negotiations

WITHDRAWN

Res. No. 13(b)/08/03/2019 Paul Ziraldo, Mike Rickward

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 ____ p.m. **WITHDRAWN**

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 Special Meeting held on March 8th, 2019 and at its Regular Meeting held on March 8th, 2019.

Res. No. 15/08/03/2019 Liz Stermsek, Mike Rickward

By-law No. 2019-14, Being a By-law to confirm the proceedings of Council at its Special Meeting held on March 8th, 2019 and at its Regular Meeting held on March 8th, 2019 be read a first, second and third time and numbered 2019-14 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

16. **Adjournment**

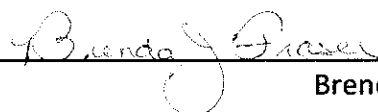
Res. No. 16/08/03/2019 Mike Rickward, Paul Ziraldo

BE IT RESOLVED that the Regular Council Meeting of the Corporation of the Town of Kearney adjourn at 2:18 p.m. to meet again at 1:00 p.m. on March 29th, 2019 in the Council Chambers, Kearney, Ontario. **CARRIED**

**THE CORPORATION OF THE
TOWN OF KEARNEY**



Carol Ballantyne, Mayor



Brenda J. Fraser, Clerk