

# The Corporation of the Town of Kearney

8 Main Street Box 38 Kearney ON P0A 1M0

## MINUTES

### REGULAR COUNCIL MEETING

Council Chambers

Friday, May 10<sup>th</sup>, 2019

1:00 p.m.

**Council Members Present:** Mayor Carol Ballantyne  
Councillors: Cheryl Philip, Mike Rickward and Liz Stermsek

**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

**Regrets:** Councillor Paul Ziraldo

1. **Call the Meeting to Order**

**Res. No. 1/10/05/2019 Liz Stermsek, Mike Rickward**

**BE IT RESOLVED** that the Regular Council Meeting of the Corporation of the Town of Kearney on May 10<sup>th</sup>, 2019 be declared open and called to order at 1:00 p.m. **CARRIED**

2. **Approval of Agenda**

**Res. No. 2/10/05/2019 Cheryl Philip, Liz Stermsek**

**BE IT RESOLVED** that the Agenda of the Regular Council Meeting of the Corporation of the Town of Kearney on April 18<sup>th</sup>, 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 – April 18, 2019**

(ii) **Special Meeting, Draft Minutes – April 25, 2019**

**Res. No. 5(a)(i)-(ii)/10/05/2019 Mike Rickward, Cheryl Philip**

**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 – April 18, 2019**

(ii) **Special Meeting, Draft Minutes – April 25, 2019**

**CARRIED**

(b) **Receive Committee Minutes**

(i) **Joint Waste Management Committee, Draft Minutes – April 24, 2019**

**Res. No. 5(b)(i)/10/05/2019 Cheryl Philip, Mike Rickward**

**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 – April 24, 2019 CARRIED**

6. **Committee Resolutions for Consideration**

(a) **Library Board re: Restoring Funding**

**Res. No. 6(a)/10/05/2019 Liz Stermsek, Mike Rickward**

**WHEREAS** public libraries provide safe, inclusive, and vibrant community spaces where everyone is welcome to learn, work, connect, and have fun;

**AND WHEREAS** the Kearney and Area Public Library actively partners with the community to deliver valued services and contribute to a culture of social good by sharing knowledge and resources;

**AND WHEREAS** the Kearney and Area Public Library continues to deliver services that support provincial initiatives such as lifelong learning and skill development, local economic development, health literacy, and provides equitable access to government websites and services;

**AND WHEREAS** the Kearney and Area Public Library continues to manage public resources with the utmost care and is committed to the sustainability of their services;

**AND WHEREAS** the Kearney and Area Public Library requests that the Town of Kearney Council urge the Province of Ontario to recognize the importance of services provided by Ontario Library Service - North and the Southern Ontario Library Service including the administration of bulk purchasing agreements, technology consultation, strategic planning and policy development consultation, the provincial Inter-library Loan system, board and staff training opportunities, collection development support, support for First Nations libraries and the administration of the Joint Automation Server Initiative;

**AND WHEREAS** the Kearney and Area Public Library requests that Council urge the Province of Ontario to restore funding to Ontario Library Service - North in recognition of the unfair and disproportionate impact of these cuts on Northern Ontario public libraries;

**NOW THEREFORE BE IT RESOLVED** that the Kearney Municipal Council supports the Kearney and Area Public Library's request for the Government of Ontario to restore funding to Ontario Library Service-North;

**AND FURTHER** that the Town of Kearney urges the Province of Ontario to support sustainable long term funding for Ontario's Public Libraries;

**AND FURTHER** that a copy of this resolution be sent to the Office of the Premier, to the Minister of Tourism, Culture, and Sport, to the Ontario Minister of Municipal Affairs, to the local MPP, to the Association of Municipalities Ontario, to the Ontario Library Association, and to the Federation of Ontario Public Libraries. **CARRIED**

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

(a) **Report re: Zoning By-law Amendment Application RZ-01-2019 (1819543 ONTARIO LTD.) – Report only.**

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

**9. Unfinished Business - Nil**

**10. Reports and By-laws**

(a) **Building**

(i) **By-law No. 2019-xx re: Building Permit Fees**

**Res. No. 10(a)(i)/10/05/2019 Mike Rickward, Liz Stermsek**

**By-law No. 2019-19**, Being a By-law respecting Construction, Demolition, Change of Use, Conditional Permits and Inspections, be read a first, second and third time and numbered 2019-19 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**

(ii) **Report re: Ethical Wealth Corporation**

**Res. No. 10(a)(ii)/10/05/2019 Liz Stermsek, Cheryl Philip**

**BE IT RESOLVED** that the Council of the Corporation of the Town of Kearney has received and supports the report regarding 'Building Permit inquiry that may conflict with By-law No. 2012-42, which authorized a development agreement with Ethical Wealth Corporation'. **CARRIED**

**Res. No. 10(a)(ii)(b)/10/05/2019 Cheryl Philip, Liz Stermsek**

**WHEREAS** in 2011, the Council of the day approved a Zoning By-law Amendment to allow Mini Storage Commercial Units on the property described as Part Lot 16, Concession 5, geographic township of Proudfoot, Part 3, 42R-11843 (4290 Chetwynd Road);

**AND WHEREAS** Council at that time, approved a proposed Site Plan and entered into a Development Agreement with Ethical Wealth Corporation who agreed that no buildings and other works will be erected on the lands except in conformity with the Site Plan provided to the Town;

**AND WHEREAS** the Agreement permits phasing of the development, subject to the approval of the Chief Building Official prior to the issuance of any building permit for any phase;

**AND WHEREAS** the Agreement requires adequate water supply for fire suppression be provided on site;

**AND WHEREAS** the owner is asking to reduce the size of the buildings;

**NOW THEREFORE BE IT RESOLVED** that the Council of the Corporation of the Town of Kearney has no objection to a reduced size of the buildings, for the purposes of the Agreement;

**AND FURTHER** that the requirements for water supply for fire suppression on the site be subject to the requirements of the Ontario Building Code. **CARRIED**

(b) Planning - Nil

(c) Operations - Nil

(d) Administration

(i) **By-law No. 2019-xx re: Appoint Operations Manager**

**Res. No. 10(a)(i)/10/05/2019 Liz Stermsek, Cheryl Philip**

**By-law No. 2019-20**, Being a By-law to appoint an Operations Manager for the Corporation of the Town of Kearney, be read a first, second and third time and numbered 2019-20 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**

(ii) **By-law No. 2019-xx re: Appoint Fire Chief**

**Res. No. 10(a)(ii)/10/05/2019 Cheryl Philip, Mike Rickward**

**By-law No. 2019-21**, Being a By-law to appoint a Fire Chief for the Corporation of the Town of Kearney, be read a first, second and third time and numbered 2019-21 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) **By-law No. 2019-xx re: Tariff of Fees**

**Res. No. 10(a)(iii)/10/05/2019 Mike Rickward, Cheryl Philip**

**By-law No. 2019-22**, Being a By-law to Establish Fees or Charges for Services or Activities provided or done by the Corporation of the Town of Kearney, be read a first, second and third time and numbered 2019-22 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) **Resolution re: Appoint a member to the Economic Development Committee**

**Res. No. 10(d)(iv)/10/05/2019 Cheryl Philip, Mike Rickward**

**BE IT RESOLVED** that the Council of the Corporation of the Town of Kearney hereby appoints **Bob Harrison** as a member for the Economic Development Advisory Committee. **CARRIED**

(v) **Resolution re: Road Allowance Purchase (PEARCE)**

**Res. No. 10(d)(v)/10/05/2019 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 the Town of Kearney shall retain ownership of this Road Allowance; **AND FURTHER** that the Town shall purchase and install a gate at the entrance to the Road Allowance. **CARRIED**

(e) Treasury

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

**Res. No. 10(e)(i)/10/05/2019 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 #28813 to #28845 in the total amount of \$209,776.15. **CARRIED**

(f) Fire and Emergency Services

(i) **Report re: Acting Fire Chief, Fire Department Report for regular Council meeting on May 10, 2019. – Report only.**

(ii) **Report re: New Fire Fighter**

(g) Transfer Station

(i) **Report re: January /February 2019; February/March 2019 – Report only.**

(h) Council Presentations - Nil

11. Correspondence

(a) Action Items

(i) **Resolution re: Township of Tudor and Cashel, requesting support regarding the cost to receive hydro**

**Res. No. 11(a)(i)/18/04/2019 Liz Stermsek, Mike Rickward**

**WHEREAS** hydro is essential for all individuals and the cost to receive hydro should not be so excessive that individuals cannot afford it;

~~AND WHEREAS the cost for service delivery for hydro should be affordable to all individuals;~~

**AND WHEREAS** the cost for service delivery is not affordable for many residents;

**NOW THEREFORE BE IT RESOLVED** that the Council of the Corporation of the Town of Kearney supports the Township of Tudor and Cashel to petition the Hydro One and the Ontario Energy Board to review the plans regarding delivery service to ensure that the cost of service delivery is fair to everyone. **CARRIED**

(ii) **Resolution re:** Burk's Falls and District Food Bank request for financial support

**Res. No. 11(a)(ii)/18/04/2019 Mike Rickward, Liz Stermsek**

**BE IT RESOLVED** that the Council of the Corporation of the Town of Kearney, in response to the correspondence from the Burk's Falls and District Food Bank, authorizes a contribution of \$400.00. **CARRIED**

(b) **Information Items - Nil**

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 Special Meeting held on April 5<sup>th</sup>, 2019 and at its Regular Meeting held on April 18<sup>th</sup>, 2019.

**Res. No. 15/18/04/2019 Liz Stermsek, Mike Rickward**

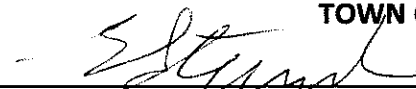
**By-law No. 2019-18**, Being a By-law to confirm the proceedings of Council at its Special Meeting held on April 5<sup>th</sup>, 2019 and at its Regular Meeting held on April 18<sup>th</sup>, 2019 be read a first, second and third time and numbered 2019-18 and that the said By-law be signed by the Mayor and Clerk, sealed with the Seal of the Corporation, and engrossed in the By-law Book. **CARRIED**

16. **Adjournment**

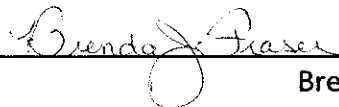
**Res. No. 16/18/04/2019 Liz Stermsek, Mike Rickward**

**BE IT RESOLVED** that the Regular Council Meeting of the Corporation of the Town of Kearney adjourn at 1:24 p.m. to meet again at 2:00 p.m. on April 25<sup>th</sup>, 2019 in the Council Chambers, Kearney, Ontario. **CARRIED**

**THE CORPORATION OF THE  
TOWN OF KEARNEY**



Liz Stermsek, Deputy Mayor



Brenda J. Fraser, Clerk