

# The Corporation of the Town of Kearney

8 Main Street Box 38 Kearney ON P0A 1M0

## MINUTES

### REGULAR COUNCIL MEETING

Council Chambers

Friday, July 12<sup>th</sup>, 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, CAO|Clerk|Treasurer  
Linda Moyer, Planning Technician

1. **Call the Meeting to Order**

**Res. No. 1/12/07/2019 Paul Ziraldo, Mike Rickward**

**BE IT RESOLVED** that the Regular Council Meeting of the Corporation of the Town of Kearney on July 12<sup>th</sup>, 2019 be declared open and called to order at 1:00 p.m. **CARRIED**

2. **Approval of Agenda**

**Res. No. 2/12/07/2019 Mike Rickward, Paul Ziraldo**

**BE IT RESOLVED** that the Agenda of the Regular Council Meeting of the Corporation of the Town of Kearney on July 12<sup>th</sup>, 2019 be adopted as amended.

**DEFER 10(f)(ii)By-law re: Fire Permits for Campfires** **CARRIED**

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

4. **Delegations/Presentations**

(a) **Delegations**

- (i) **Karen and Gary Fraser re: Tree Removal from Municipal Property across from 35 Clam Lake Road**

Mr. and Mrs. Fraser attended Council to request Council pursue action, including replacement of trees and full recovery of all costs, for the unauthorized removal of trees from the municipal property across from 35 Clam Lake Road.

- (ii) **Meg Stoyan re: Municipal Lands abutting Big Clam Lake across from 35 Clam Lake Rd**

Mrs. Stoyan attended Council to discuss the status of remedial efforts concerning the Municipal Land abutting Big Clam lake directly across from 35 Clam Lake Road.

(b) **Presentations – Nil**

5. **Minutes**

(a) **Adoption of Minutes**

- (i) **Special Meeting, Draft Minutes – June 21, 2019**  
(ii) **Regular Meeting, Draft Minutes – June 21, 2019**

**Res. No. 5(a)(i)-(ii)/12/07/2019 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) **Special Meeting, Draft Minutes – June 21, 2019**  
(ii) **Regular Meeting, Draft Minutes – June 21, 2019** **CARRIED**

(b) **Receive Committee Minutes**

- (i) **Kearney Regatta Advisory Committee, Minutes: June 20, 2019**

**Res. No. 5(b)(i)/12/07/2019 Liz Stermsek, Cheryl Philip**

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

- (i) **Regatta Advisory Committee, Minutes – June 20, 2019** **CARRIED**

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

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

- (a) **Report and Resolution re:** Amendment to Zoning By-law No. 2002-28, as amended RZ-02-19 (REYNOLDS)

**Res. No. 7(a)/12/07/2019 Cheryl Philip, Liz Stermsek**

**BE IT RESOLVED** that the Council of the Corporation of the Town of Kearney approves application RZ-02-19 (REYNOLDS) to rezone Part of Lot 34, Concession 10, Lot 66, Plan M-20 (61 Regent Street), in the Geographic Township of Perry, now in the Town of Kearney, from the Residential Townsite (RTS) Zone to the Residential Townsite Exception Nine (RTS-9) Zone to permit a reduced front yard setback of 11.65 metres (38.22 ft.) and a reduced side yard setback of 0.48 metres (1.57 ft.) for an existing shed on the property. **CARRIED**

**Res. No. 7(a)(i)/12/07/2019 Paul Ziraldo, Mike Rickward**

**BE IT RESOLVED** that the Council of the Corporation of the Town of Kearney determines that the Zoning By-law Amendment Application fee of \$650.00 be refunded to Mr. and Mrs. Reynolds. **CARRIED**

- (b) **By-law No. 2019-xx re:** To amend Zoning By-law No. 2002-28, as amended, RZ-02-2019 (REYNOLDS)

**Res. No. 7(b)/12/07/2019 Cheryl Philip, Liz Stermsek**

**By-law No. 2019-32**, Being a By-law to amend Zoning By-law No. 2002-28, as amended (REYNOLDS), be read a first, second and third time and numbered 2019-32 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**

- (c) **Report and Resolution re:** Amendment to Zoning By-law No. 2002-28, as amended RZ-03-19 (MARTIN)

**Res. No. 7(c)/12/07/2019 Mike Rickward, Paul Ziraldo**

**BE IT RESOLVED** that the Council of the Corporation of the Town of Kearney approves application RZ-03-19 (MARTIN) to rezone Part of Lot 11, Concession 2, Lot 2A, Plan M-219, in the Geographic Township of Proudfoot, now in the Town of Kearney, from the Residential Waterfront (RWF) Zone to the Residential Waterfront Exception Fifty-two (RWF-52) Zone to permit an accessory building (garage) to be located on the property without the principal dwelling being in existence on the lot, and to permit a reduced front yard setback of 15 metres for the accessory building. **CARRIED**

- (d) **By-law No. 2019-xx re:** To amend Zoning By-law No. 2002-28, as amended, RZ-03-2019 (MARTIN)

**Res. No. 7(d)/12/07/2019 Paul Ziraldo, Mike Rickward**

**By-law No. 2019-33**, Being a By-law to amend Zoning By-law No. 2002-28, as amended (MARTIN), be read a first, second and third time and numbered 2019-33 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**

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

9. **Unfinished Business** – Nil

10. **Reports and By-laws**

- (a) **Building** - Nil

- (b) **Planning**

- (i) **Report and Resolution re:** Zoning By-law Amendment RZ-07-18 (HEISE)

**Res. No. 10(b)(i)/12/07/2019 Paul Ziraldo, Mike Rickward**

**BE IT RESOLVED** that the Council of the Corporation of the Town of Kearney approves application RZ-07-18 (HEISE) to rezone Part of Lot 18, Concession 3 (Blueberry Island), in the Geographic Township of Proudfoot, now in the Town of Kearney, from the Rural (RU) Zone to the Residential Waterfront Exception Fifty-one (RWF-51) Zone to allow for a camper/trailer to be located on the property for recreational purposes and to permit a reduced front yard setback of 12 metres (39.37 ft.) for the camper/trailer where 20 metres (65.6 ft.) is required.

**Recorded Vote Requested by:** Deputy Mayor Ziraldo

Councillor Philip	No
Councillor Rickward	No
Councillor Stermsek	Yes
Deputy Mayor Ziraldo	Yes
Mayor Ballantyne	No

**DEFEATED**

**Res. No. 10(b)(ii)/12/07/2019 Paul Ziraldo, Mike Rickward**

**By-law No. 2019-08**, Being a By-law to amend Zoning By-law No. 2002-28, as amended (HEISE), 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 engrossed in the By-law Book. **DEFEATED**

**(c) Operations**

**(i) Discussion and Resolution re: Transfer Station Pass - options**

**Res. No. 10(c)(i)/12/07/2019 Cheryl Philip, Liz Stermsek**

**WHEREAS** our existing Transfer Station Pass allows for five bags of refuse to be deposited each month, at no charge;

**AND WHEREAS** each residence is presently provided with one Pass;

**AND WHEREAS** some residents have requested additional cards for convenience;

**NOW THEREFORE BE IT RESOLVED** that the Council of the Corporation of the Town of Kearney determines to provide an extra Transfer Station Pass with five (5) bag limit, to those asking for cards for additional convenience. **CARRIED**

**(ii) Resolution re: Off Road motorcycle Event**

**Res. No. 10(c)(ii)/12/07/2019 Mike Rickward, Paul Ziraldo**

**BE IT RESOLVED** that the Council of the Corporation of the Town of Kearney supports the Off-Road Motorcycle Event as proposed by Rome Haloftis, for Saturday, August 3, 2019, from 10:00 a.m. to 4 p.m., subject to the following:

1) Trained Flagmen are to be used. Proof of training to be provided to the Town Office prior to the Event;

2) All 'Bikes' to have installed 'Spark Arresters' in working order; and

3) Cones to be placed on the Town Roads, along the route. **CARRIED**

**(iii) Resolution re: Monitoring Well Replacement**

**Res. No. 10(c)(iii)/12/07/2019 Cheryl Philip, Liz Stermsek**

**WHEREAS** recent monitoring events completed at the Kearney Landfill by DM Wills Staff, have identified the need to replace and/or repair some monitoring locations;

**AND WHEREAS** a Scope of Work and Cost Estimate has been provided to complete this work;

**NOW THEREFORE BE IT RESOLVED** that the Council of the Corporation of the Town of Kearney supports the Kearney Monitoring Well Replacement Proposal, attached hereto, as provided by DM Wills Associates Ltd. in the amount of \$9,950.00 plus applicable taxes. **CARRIED**

**(iv) Resolution re: Household Hazardous Waste Day**

**Res. No. 10(c)(iv)/12/07/2019 Paul Ziraldo, Mike Rickward**

**BE IT RESOLVED** that the Council of the Corporation of the Town of Kearney hereby directs Staff to engage the services of Brendar Environmental Inc. for the Municipal Household Hazardous Waste Day Event on Saturday, July 27, 2019, at 149 King William Street, Kearney, from 9 a.m. to 2 p.m.;

**AND FURTHER** that Staff are authorized to enter into the necessary agreements in this regard. **CARRIED**

**(d) Administration**

**(i) Resolution re: Summer Student Position**

**Res. No. 10(d)(i)/12/07/2019 Paul Ziraldo, Mike Rickward**

**WHEREAS** Council recently approved the hiring of summer students;

**AND WHEREAS** one of the successful applicants is unable to meet this offer of summer employment;

**NOW THEREFORE BE IT RESOLVED** that the Council of the Corporation of the Town of Kearney approves the hiring of Brandon Fernandez as Transfer Station Assistant for the summer of 2019. **CARRIED**

**(ii) Report and Resolution re: Almaguin News Subscriptions**

**Res. No. 10(d)(ii)/12/07/2019 Liz Stermsek, Cheryl Philip**

**WHEREAS** the Mayor and Council members have expressed an interest in receiving Almaguin News subscriptions for both the Town Office and each Council Member;

**AND WHEREAS** the Almaguin News Staff have determined a rate for the Town for 2019;

**NOW THEREFORE BE IT RESOLVED** that the Council of the Corporation of the Town of Kearney directs Staff to order 1 copy of the paper for the Town Office each week. **CARRIED**

**(iii) Resolution re: Appointment of Committee for annual performance review for CAO**

**Res. No. 10(d)(iii)/12/07/2019 Cheryl Philip, Liz Stermsek**

**BE IT RESOLVED** that the Council of the Corporation of the Town of Kearney hereby appoints Deputy Mayor Ziraldo and Councillor Rickward as members of the Performance Review Committee, to provide an annual performance appraisal for our CAO. **CARRIED**

(iv) **Resolution re: Community Safety & Well-Being Plan – Joint Opportunity**  
**Res. No. 10(d)(iv)/12/07/2019 Liz Stermsek, Cheryl Philip**  
**WHEREAS** the Police Services Act was amended on January 1, 2019 mandating all communities in Ontario to adopt a Community Safety and Well Being Plan by January 1, 2021;  
**AND WHEREAS** the Town of Kearney unanimously resolves to treat safety and well-being for all citizens and visitors to Burk's Falls as a priority;  
**AND WHEREAS** at the Almaguin Clerk's Group meeting on June 19th, 2019, it was recommended that our area Councils participate in an Almaguin *Regional* Community Safety and Well-being Plan;  
**AND WHEREAS** a Shared Commitment anchors all municipal safety and well-being policies, initiatives, and activities and helps guide future municipal planning;  
**AND WHEREAS** a Shared Commitment is designed to stimulate higher levels of civic engagement and pride in the creation of a more positive and cohesive community and region that is thriving and growing;  
**AND WHEREAS** the Town of Kearney needs to remain ever vigilant and responsive, not only to increasing costs of policing but also trends and risks to safety and well-being for its citizens and visitors;  
**NOW THEREFORE BE IT RESOLVED** that the Council of the Corporation of the Town of Kearney does hereby pledge to the citizens of our Town, Council's commitment to safety and well-being for all who choose to live, work, visit, or play in Kearney and area;  
**AND FURTHER** that the Town of Kearney does hereby expect all agencies, organizations, businesses and residents of Almaguin to fully engage in, and support, the enterprise of developing and sustaining safety and well-being for all to the fullest extent of their capabilities to do so;  
**AND THAT** the Town of Kearney commits to working towards the development of a regional community safety and well-being strategy, in recognition of the fact that the Almaguin Detachment of the OPP serves Almaguin as a whole, and that there are hubs wherein Almaguin residents access a wide range of services from the same agencies;  
**AND THAT** the Council of the Town of Kearney does hereby direct the Clerk to work with the Almaguin Clerk's Group participants to create a regional Community Safety and Well-being Plan to be finalized for January 1, 2021. **CARRIED**

(e) **Treasury**

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

**Res. No. 10(e)(i)/12/07/2019 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 #28963 to #29017 in the total amount of \$403,791.50. **CARRIED**

(ii) **Report re: Statement of Revenues and Expenses – Report only.**

(iii) **Report and Resolution re: Transfer Station Attendant mileage expense**

**Res. No. 10(e)(iii)/12/07/2019 Mike Rickward, Paul Ziraldo**  
**WHEREAS** the Corporation of the Town of Kearney Expense Reimbursement Policy states mileage expenses be reimbursed at the rate of \$0.54 per kilometer;  
**AND WHEREAS** the Transfer Station Attendant uses his own vehicle to drive from the King William Transfer site to the Kallio Transfer site to provide a service to the public at a second site;  
**AND WHEREAS** the Council of the Corporation of the Town of Kearney deferred their decision on June 21, 2019 to have staff check if there is a Sixty (60) day timeline stated in the Expense Reimbursement Policy;  
**AND WHEREAS** 2.0 ix) of the Expense Reimbursement Policy states that expenses must be submitted within no later than sixty (60) days after the date of the earliest expense receipt claimed;  
**AND WHEREAS** eligible expenses have in the past been paid after the Sixty (60) day timeline;  
**NOW THEREFORE BE IT RESOLVED** Transfer Station Attendant, Martin Filmore be paid mileage expenses for the use of his own vehicle from January 20, 2019 to April 21, 2019, in the amount of \$374.98. **CARRIED**

(f) **Fire and Emergency Services**

(i) **Report re: Fire Chief, Fire Department Report for regular Council meeting on July 12, 2019. – Report only.**

(ii) **By-law No. 2019-xx re: Fire Permits for Campfires – DEFERRED**

(g) Transfer Station

(i) **Report re: June/July 2019 – Report only.**

(h) Council Presentations – Nil

**11. Correspondence**

(a) **Action Items**

(i) **Town of Huntsville re: Request for support of Resolution – Community Contribution toward capital costs of Huntsville Hospital**

**Res. No. 11(a)(i)/12/07/2019 Paul Ziraldo, Mike Rickward**

**WHEREAS** the provision of a full range of core hospital services, including acute care inpatient, emergency, diagnostic and surgical services, at both the Huntsville District Memorial Hospital and the South Muskoka Memorial Hospital in Bracebridge by Muskoka Algonquin Healthcare (MAHC) is vital for all of the communities in the Muskoka region and the East Parry Sound area;

**AND WHEREAS** the continued delivery of those core hospital services at both the Huntsville District Memorial Hospital and the South Muskoka Memorial Hospital in Bracebridge is crucial to the long-term sustainability and economic vitality of the communities in the Muskoka region and the East Parry Sound area;

**AND WHEREAS** the residents of the Muskoka region and the East Parry Sound area have strongly supported multi-site delivery of a full range of core hospital services, including acute care inpatient, emergency, diagnostic and surgical services, at both the Huntsville District Memorial Hospital and the South Muskoka Memorial Hospital in Bracebridge;

**AND WHEREAS** following extensive community consultation and careful study, engagement and evaluation of potential models for the hospital services in the future, the Board of Directors of Muskoka Algonquin Healthcare endorsed the recommendations of MAHC's Capital Plan Development Task Force for a Two Acute Site model for hospital services;

**AND WHEREAS** MAHC is continuing the development of a Stage One Submission to the Health Investment Capital Branch of the Ministry of Health and Long-Term Care for approval for MAHC to continue on to the next stages in the lengthy capital planning process;

**AND WHEREAS** the Ministry of Health and Long-Term Care for the Province of Ontario requires a community contribution or local share toward the capital costs of hospital expansion or new hospital construction;

**NOW THEREFORE BE IT RESOLVED** that the Council of the Corporation of the Town of Kearney requests:

- 1) That the Province of Ontario, through the Ministry of Health and Long-Term Care, be requested to support the continued equitable delivery of emergency health care services and inpatient care, emergency, diagnostic and surgical services at the two acute care sites in Huntsville (Huntsville District Memorial Hospital – HDMH) and Bracebridge (South Muskoka Memorial Hospital – SMMH);
- 2) That the Province of Ontario, through the Ministry of Health and Long-Term Care, ensure that the changes to Ontario's health care delivery system currently being implemented do not negatively impact access to services and the equality of care in Huntsville, Bracebridge and the East Parry Sound area;
- 3) That the Province of Ontario, through the Ministry of Health and Long-Term Care, ensure that the changes to Ontario's health care delivery system currently being implemented recognize the unique and important role that smaller hospitals, such as the South Muskoka Memorial Hospital and the Huntsville District Memorial Hospital have in promoting economic development and creating sustainable communities in Ontario;
- 4) That consistent with recommendations from the Association of Municipalities of Ontario (AMO), the Province of Ontario, through the Ministry of Health and Long-Term Care, be encouraged to:
  - Reform the funding formula to ensure that base funding provided to hospitals recognizes the diverse models for hospital operations including small, rural and multi-site hospitals;
  - Tie provincial base hospital operational funding at least to inflation annually;
  - Provide adequate capital and operational funding to hospitals to support the services that residents need in their communities;
  - Remove, or at very least, cap the community contribution or local share expected of local municipalities toward the capital costs of hospital expansion or new hospital construction;
  - Ensure that the capital planning process for hospitals leverages the

significant municipal investments in existing or planned local infrastructure;

- Respect the importance of municipal plans and policies;
- Recognize key factors such as land use planning, community economic impacts, the ability to raise funds, operational and cost impacts of long-term plans for hospitals and the direct impact on local health care providers when approving hospital capital plans;

- 5) That the Huntsville Hospital Foundation and the South Muskoka Hospital Foundation be requested to identify specific targets for fundraising that can be used collectively to support hospital expansion or new hospital construction in Huntsville and Bracebridge and that the funds raised by the local hospital foundations be recognized as a portion of the community contribution, or local share, expected of local municipalities toward the capital costs of hospital expansion or new hospital construction;
- 6) That after exhaustion of other funding sources, the provision of a community contribution or local share, by the Town of Huntsville toward the capital costs of hospital expansion or new hospital construction be endorsed;
- 7) That Muskoka Algonquin Healthcare's "Local Share Working Group" continue deliberations to identify a specific target for the financial or in-kind contribution by the Corporation of the Town of Huntsville to support the capital costs of hospital expansion or new hospital construction; and
- 8) That the municipalities in the Muskoka region and the East Parry Sound area initiate appropriate internal financial planning to identify appropriate methods to fund the financial or in-kind contributions required to support the capital costs of hospital expansion or new hospital construction to serve the MAHC catchment area. **DEFERRED**

(ii) **Township of Warwick re: Enforcement for Safety on Family Farms**

**Res. No. 11(a)(ii)/12/07/2019 Cheryl Philip, Liz Stermsek**

**WHEREAS** agriculture is the second largest industry in Ontario, contributing \$13.7 billion annually to Ontario's GDP and is essential for putting food on the tables of millions of people here and around the world;

**AND WHEREAS** in recent months there has been a steady increase in harassment of farmers and livestock transporters by activists opposed to animal agriculture and the consumption of animals;

**AND WHEREAS** the protests have become blatantly illegal in nature with extremist groups trespassing onto private property, unlawfully entering into buildings and removing animals without fear of prosecution and even promoting and publishing their crimes on social media;

**AND WHEREAS** maintaining proper biosecurity is essential to ensure the health and well-being of the animals cared for on these agricultural operations;

**AND WHEREAS** the recent attacks on farmers homes and businesses have resulted in no criminal charges laid, leaving farmers feeling unprotected by the Ontario legal system and afraid for the welfare of themselves, their families, their employees and the animals they care for;

**NOW THEREFORE BE IT RESOLVED** that the Council of the Corporation of the Town of Kearney requests that the Hon. Norm Miller work with his fellow MPP's and agricultural leaders to find a better way forward to ensure stronger enforcement of existing laws – or new legislation – to ensure the safety of Ontario's farm families, employees and animals;

**AND FURTHER THAT** this motion be circulated to the Hon. Norm Miller, MPP; the Hon. Doug Downey, Ministry of the Attorney General; the Hon. Doug Ford, Premier of Ontario; the Hon. Sylvia Jones, Solicitor General; the Hon. Ernie Hardeman, Minister of Agriculture, Food and Rural Affairs; AMO and ROMA. **CARRIED**

(iii) **City of Brantford re: Retail Cannabis Stores**

**Res. No. 11(a)(iii)/12/07/2019 Paul Ziraldo, Mike Rickward**

**WHEREAS** in April 2017, the Federal Government introduced Bill C-45, The Cannabis Act, and Bill C-46, An Act to Amend the Criminal Code, outlining plans to legalize, regulate and restrict access to cannabis in Canada;

**AND WHEREAS** the Province of Ontario responded with corresponding legislation, the Cannabis Control Act, 2017, the Ontario Cannabis Retail Corporation Act, 2017, the Cannabis License Act, 2018, and Bill 36- Cannabis Statute Law Amendment Act, 2018;

**AND WHEREAS** collectively, this legislation created a regulatory regime effective October 17, 2018 that allows Ontario residents who are 19 years of age or older to:

- 1) Purchase recreational cannabis online through the Ontario Cannabis Store;
- 2) Possess up to 30 grams of cannabis;
- 3) Grow up to four (4) cannabis plants per household;
- 4) Purchase cannabis from a provincially approved private retail supplier as of April 1, 2019;

**AND WHEREAS** municipalities across Ontario were given until January 22, 2019 to choose if retail cannabis stores will be prohibited within their borders and those that “opted out” may at a later date by resolution of their respective Council, lift the prohibition and permit them in the future;

**AND WHEREAS** Ontario Regulation 468/18 permits limited municipal regulatory control over location and zoning, licensing and spatial separation to sensitive land uses other than a school as defined by the Education Act;

**NOW THEREFORE BE IT RESOLVED** that the Council of the Corporation of the Town of Kearney supports the Large Urban Mayors Caucus of Ontario in their recommendation that additional local regulatory controls be approved by the Province of Ontario around retail cannabis stores that would:

- a) Provide a municipality with the unrestricted ability to control the location of retail cannabis stores through zoning; and
- b) In the alternative:
  - i. Limit the concentration and number of cannabis retail stores in any one municipality by introducing a minimum distance separation measure between retail stores (minimum 500 metres);
  - ii. Restrict cannabis stores to a Commercial Zone or Area which permits retail stores;
  - iii. Clearly define sensitive land uses, in addition to schools, which would be impacted by having a retail cannabis store located adjacent to them. Such other sensitive land uses would include, but not be limited to, day cares, colleges, universities, community centres, nursing homes, libraries and actively programmed municipal parks; and
  - iv. The current minimum distance separation of 150 metres from a cannabis retail store to a school be increased to a minimum of 500 metres from any sensitive land use to be defined as noted in paragraph 3 above;
- c) That all municipalities that have approved retail cannabis stores to be located in their jurisdictions receive 50% of ALL EXCISE TAX collected by the Province of Ontario on the sale of cannabis, not limited to revenues in excess of \$100 million;

**AND FURTHER THAT** this motion be forwarded to AMO and the Office of the Premier of Ontario.

**CARRIED**

**(b) Information Items – Information only.**

- (i) **Muskoka Algonquin HealthCare re:** New Strategic Plan
- (ii) **Ministry of Tourism, Culture and Sport re:** Library Services
- (iii) **Ministry of Municipal Affairs and Housing re:** Regulation 206/19 Exemption from Approval (Official Plan Amendments)
- (iv) **North Bay Parry Sound District Health Unit re:** Support for a National Healthy School Food Program; Public Health Transformation Initiative in Northeastern Ontario

**12. Other Business – Nil**

**13. Closed Session**

Council will enter into a Closed Session for discussion regarding:

- (a) litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board
- (b) Labour relations or employee negotiations (x 2)
- (c) Request under the Municipal Freedom of Information and Protection of Privacy Act

**Res. No. 13(a)-(c)/12/07/2019 Cheryl Philip, Liz Stermsek**

**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 3:45 p.m. for discussion regarding:

- (a) litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board
- (b) Labour relations or employee negotiations (x 2)
- (c) Request under the Municipal Freedom of Information and Protection of Privacy Act

**CARRIED**

**Res. No. 13(d)/12/07/2019 Mike Rickward, 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 5:22 p.m.

**CARRIED**

**Res. No. 13(e)(i)/12/07/2019 Paul Ziraldo, Mike Rickward**

**BE IT RESOLVED** that the Council of the Corporation of the Town of Kearney does hereby go past the four (4) hour curfew. **CARRIED**

Mayor Ballantyne reported on matters discussed in Closed Session.

**14. Business Arising from Closed Session**

**Res. No. 14(a)/12/07/2019 Liz Stermsek, Cheryl Philip**

**BE IT RESOLVED** that the Council of the Corporation of the Town of Kearney determines that with regard to the tree removal on the Clam Lake Rd. allowance, if the perpetrator(s) can be verified, the Town will take further action;

**AND FURTHER** that Public Works will be requested to inspect the location to verify that the road bed is stable or take remedial action if necessary. **CARRIED**

**Res. No. 14(b)/12/07/2019 Paul Ziraldo, Mike Rickward**

**BE IT RESOLVED** that the Council of the Corporation of the Town of Kearney hereby appoints Councillor Philip, Mayor Ballantyne, Brenda Fraser and Ross Gattozzi as members of the Hiring Committee for the Equipment Operator position(s). **CARRIED**

**15. Confirming By-Law**

By-Law 2019-xx being a By-law to confirm the proceedings of Council at its Special Meeting July 5<sup>th</sup>, 2019 and at its Regular Meeting held on July 12<sup>th</sup>, 2019.

**Res. No. 15/12/07/2019 Mike Rickward, Cheryl Philip**

**By-law No. 2019-34**, Being a By-law to confirm the proceedings of Council at its Special Meeting held on July 5<sup>th</sup>, 2019 and at its Regular Meeting held on July 12<sup>th</sup>, 2019 be read a first, second and third time and numbered 2019-34 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**

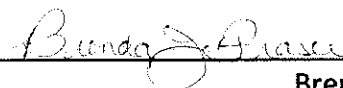
**Res. No. 16/12/07/2019 Paul Ziraldo, Mike Rickward**

**BE IT RESOLVED** that the Regular Council Meeting of the Corporation of the Town of Kearney adjourn at 5:31 p.m. to meet again at 10:00 a.m. on July 19<sup>th</sup>, 2019 in the Council Chambers, Kearney, Ontario. **CARRIED**

**THE CORPORATION OF THE  
TOWN OF KEARNEY**



Carol Ballantyne, Mayor



Brenda J. Fraser, Clerk