



The Corporation of the Town of Kearney

8 Main Street Box 38 Kearney ON P0A 1M0

MINUTES

REGULAR COUNCIL MEETING

Council Chambers
Friday, October 29th, 2021
1:00 p.m.

Council Members Present: Mayor Carol Ballantyne
Councillors: Cheryl Philip, Mike Rickward and Paul Ziraldo

Staff Present: Brenda J. Fraser, CAO|Clerk|Treasurer
Scott McKay, Public Works Working Foreperson
Leslie Harvie, Communications and Public Relations Coordinator

Regrets: Deputy Mayor Liz Stermsek

1. **Call the Meeting to Order**

Res. No. 1/29/10/2021 Mike Rickward, Paul Ziraldo

BE IT RESOLVED that the Regular Council Meeting of the Corporation of the Town of Kearney on October 29th, 2021 be declared open and called to order at 1:00 p.m. **CARRIED**

2. **Approval of Agenda**

Res. No. 2/29/10/2021 Paul Ziraldo, Mike Rickward

BE IT RESOLVED that the Agenda of the Regular Council Meeting of the Corporation of the Town of Kearney on October 29th, 2021 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**

Res. No. 5(a)(i)/29/10/2021 Mike Rickward, 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 – October 4th, 2021; Draft Minutes – October 8th, 2021; Draft Minutes October 18th, 2021** **CARRIED**

(b) **Receive Committee Minutes**

Res. No. 5(b)(i)/29/10/2021 Paul Ziraldo, Mike Rickward

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

(i) **Kearney Community Centre Building Advisory Committee re: Minutes – October 6th, 2021** **CARRIED**

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

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

(a) **Public Comments re: Zoning By-law Amendment (Friedland) – See Public Meeting Minutes**

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 (Friedland)

Res. No. 10(b)(i)/29/10/2021 Paul Ziraldo, Mike Rickward

BE IT RESOLVED that Council receive the report dated October 25, 2021, from EcoVue Consulting Services regarding application RZ-03-21 (FRIEDLAND); **AND FURTHER** that the Council of the Corporation of the Town of Kearney approves application RZ-03-21 (FRIEDLAND) to rezone the lands located in Part Lots 3, 4, and 5, Concession 12, in the geographic Township of Bethune, now in the Town of Kearney from the Residential Waterfront (RWF) Zone to the Residential Waterfront Exception Fifty-Seven (RWF-57) Zone in order to fulfill conditions of Consent Applications B037/20 and B-038/20. **CARRIED**

(ii) By-law No. 2021-xx re: Zoning By-law Amendment (Friedland)

Res. No. 10(b)(ii)/29/10/2021 Mike Rickward, Paul Ziraldo

By-law No. 2021-41, Being a By-law to amend By-law No. 2002-28, as amended (FRIEDLAND), be read a first, second and third time and numbered 2021-41 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**

(iii) EcoVue Planning Report and Resolution re: Site Plan Control

Res. No. 10(b)(iii)/29/10/2021 Mike Rickward, Paul Ziraldo

BE IT RESOLVED that Council receive the report dated October 5, 2021 from EcoVue Consulting Services regarding SITE PLAN CONTROL; **AND FURTHER** that the Council of the Corporation of the Town of Kearney approve the Site Plan Control By-law proposed by J Kent Randall, Town Planning Consultant. **CARRIED**

(iv) By-law No. 2021-xx re: Site Plan Control

Res. No. 10(b)(iv)/29/10/2021 Paul Ziraldo, Mike Rickward

By-law No. 2021-42, Being a By-law to establish Site Plan Control within the Town of Kearney and to Designate the entire Town of Kearney as a SITE PLAN CONTROL AREA, be read a first, second and third time and numbered 2021-42 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**

(v) EcoVue Planning Report and Resolution re: Short Term Rentals

Res. No. 10(b)(v)/29/10/2021 Mike Rickward, Paul Ziraldo

BE IT RESOLVED that Council receive the report dated October 5, 2021 from EcoVue Consulting Services regarding **Short Term Accommodations**;

AND FURTHER that the Council of the Corporation of the Town of Kearney supports the preferred approach for managing Short Term Accommodations being:

- Planning Amendment Option 3 (with Licensing)** – Amend the Official Plan and/or Zoning By-law and establish a Licensing By-law to permit STAs, subject to specific regulations and licensing requirements

Recorded Vote Requested by: Carol Ballantyne

PHILIP, Cheryl	Yes	
RICKWARD, Mike	Yes	
STERMSEK, Liz		Absent
ZIRALDO, Paul	Yes	
BALLANTYNE, Carol, Mayor	Yes	

CARRIED

(c) Operations

(i) Transfer Station Report – for the period October 8, 2021 to October 26, 2021 – Report only.

(ii) Report and Resolution re: Back Hoe

Res. No. 10(c)(ii)/29/10/2021 Paul Ziraldo, Mike Rickward

WHEREAS Staff have identified the need for additional equipment;

AND WHEREAS this equipment will enhance Staff abilities and address program needs;

NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Town of Kearney directs Staff to proceed with the purchase of a Backhoe thumb/grapple. **CARRIED**

(d) Administration

(i) By-law No. 2021-xx re: investing in Canada Infrastructure Program – Transfer Payment Agreement

Res. No. 10(d)(i)/29/10/2021 Mike Rickward, Paul Ziraldo

By-law No. 2021-43, Being a By-law to amend By-law No. 2002-28, as amended (FRIEDLAND), be read a first, second and third time and numbered 2021-43 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

(ii) **Resolution re:** Transfer Station Attendant successful candidate

Res. No. 10(d)(ii)/29/10/2021 Mike Rickward, Paul Ziraldo

WHEREAS the Town recently advertised an employment opportunity for a Transfer Station Attendant;

AND WHEREAS interviews were held by the Selection Team;

NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Town of Kearney, in accordance with the recommendation of the Selection Team, shall hire Joshua Dresser in the position of Transfer Station Attendant, beginning November 10, 2021. **CARRIED**

(iii) **Resolution re:** Equipment Operator successful candidate

Res. No. 10(d)(iii)(a)/29/10/2021 Paul Ziraldo, Mike Rickward

WHEREAS the Town recently advertised an employment opportunity for an Equipment Operator;

AND WHEREAS interviews were held by the Selection Team;

NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Town of Kearney, in accordance with the recommendation of the Selection Team, shall hire Adam Lundy in the position of Equipment Operator, beginning November 8, 2021. **CARRIED**

Res. No. 10(d)(iii)(b)/29/10/2021 Mike Rickward, Paul Ziraldo

WHEREAS the Town recently advertised an employment opportunity for an Equipment Operator;

AND WHEREAS interviews were held by the Selection Team;

NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Town of Kearney, in accordance with the recommendation of the Selection Team, shall hire Shane O'Hara in the position of Equipment Operator, beginning November 15, 2021. **CARRIED**

(iv) **Report re:** By-law Enforcement update – **Report only.**

(v) **Report re:** Draft Kearney Community Centre Workplace opening

Res. No. 10(d)(v)/29/10/2021 Paul Ziraldo, Mike Rickward

BE IT RESOLVED that Council receive the report regarding the Kearney Community Centre Workplace opening policy and procedure;

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

- Opening the Seniors Room for two days each week on Tuesdays and Thursdays beginning November 9th, 2021, for Seniors events
- Open Municipal Office by appointment only
- Gather information regarding fitness classes.

AND FURTHER to allow gymnasium to be open as well on Tuesdays and Thursdays during the times the Seniors Room is open. **CARRIED**

(e) **Treasury**

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

Res. No. 10(e)(i)/29/10/2021 Mike Rickward, Paul Ziraldo

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 #31051 to #31152 in the total amount of \$592,008.76. **CARRIED**

(f) **Fire and Emergency Services**

(i) **Report re:** Fire Chief, Fire Department Report for Regular Council Meeting on October 29, 2021 – **Report only.**

(g) **Facilities and Buildings - Nil**

(h) **Council Presentations**

(i) **Mayor Ballantyne, discussion re:** Public Access to Town Office

Mayor Ballantyne noted that, the Policy and Plan discussed under Agenda Item 10(d)(v), is the first step in starting to open our municipal facility(s).

(ii) **Councillor Rickward, discussion re:** Snowmobile Trail/Fisher Lake Lane

Clarification was requested with regard to the D-trail route via Fisher Lake Lane. It was noted that D-trail will remain open over Fisher Lake Lane with signage offering an alternative route via Emsdale Lake Road.

- (iii) **Councillor Ziraldo, discussion re: Comprehensive Zoning By-law**
Discussion reiterated that we are waiting on the Maps to arrive, which will then be posted for a reasonable time for public viewing before Council considers passing the Comprehensive Zoning By-law.

11. Correspondence

(a) **Action Items** - Nil

(b) **Information Items**

- (i) **Almaguin Highlands Health Centre re: Key Areas of Focus & Progress – October 2021 – Information only.**
- (ii) **District of Parry Sound Social Services Administration Board re: Chief Administrative Officer's Report – October 2021; DSSAB Board Member Vacancy- Information only.**

12. Other Business – Nil

13. Closed Session

Res. No. 13(a)-(b)/29/10/2021 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 2:37 p.m. for discussion regarding:

- (a) *a proposed or pending acquisition or disposition of land by the municipality or local board*
- (b) *labour relations or employee negotiations.*

CARRIED

Res. No. 13(c)/29/10/2021 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 3:44 p.m.

CARRIED

14. Business Arising from Closed Session

Mayor Ballantyne reported on matters discussed in Closed Session.

15. Confirming By-Law

Res. No. 15/29/10/2021 Mike Rickward, Paul Ziraldo

By-law No. 2021-44, Being a By-law to confirm the proceedings of Council at its Special Meeting held on October 18th, 2021 and at its Regular Meeting held on October 29th, 2021, be read a first, second and third time and numbered 2021-44 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. 16/29/10/2021 Mike Rickward, Paul Ziraldo

BE IT RESOLVED that the Regular Council Meeting of the Corporation of the Town of Kearney adjourn at 3:47 p.m. to meet again at 2:00 p.m. on November 8th, 2021 in the Council Chambers, Kearney, Ontario.

CARRIED

**THE CORPORATION OF THE
TOWN OF KEARNEY**



Carol Ballantyne, Mayor



Brenda J. Fraser, Clerk