



The Corporation of the Town of Kearney

8 Main Street Box 38 Kearney ON P0A 1M0

MINUTES

REGULAR COUNCIL MEETING

Council Chambers

Friday, January 14th, 2022

1:00 p.m.

Council Members Present: Mayor Carol Ballantyne
Councillors: Mike Rickward (virtual); Cheryl Philip (virtual); Liz Stermsek
and Paul Ziraldo (virtual)

Staff Present: Brenda J. Fraser, CAO|Clerk|Treasurer

1. **Call the Meeting to Order**

Res. No. 1/14/01/2022 Liz Stermsek, Cheryl Philip

BE IT RESOLVED that the Regular Council Meeting of the Corporation of the Town of Kearney on January 14th, 2022 be declared open and called to order at 1:00 p.m. **CARRIED**

Moment of Silence to honour the memory of June Lord.

2. **Approval of Agenda**

Res. No. 2/14/01/2022 Mike Rickward, Liz Stermsek

BE IT RESOLVED that the Agenda of the Regular Council Meeting of the Corporation of the Town of Kearney on January 14th, 2022 be adopted as circulated. **CARRIED**

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

4. **Delegations/Presentations - Nil**

5. **Minutes**

(a) **Adoption of Minutes**

Res. No. 5(a)(i)/14/01/2022 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) Special Meeting, *Draft Minutes* – December 3rd, 2021; Regular Meeting, *Draft Minutes* – December 10th, 2021; Public Meeting *Draft Minutes* - December 10th, 2021 (RZ-02-21); Public Meeting *Draft Minutes* – December 10th, 2021 (RZ-05-21); and Special Meeting *Draft Minutes* – December 13th, 2021

CARRIED

(b) **Receive Committee Minutes - Nil**

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

7. **Public Meetings (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 - Nil**

(c) **Operations**

- (i) **Transfer Station Report** – for the period December 1, 2021 to January 4, 2022 – **Report only.**

(d) **Administration**

- (i) **Resolution re: Change to Procedural By-law**

Res. No. 10(d)(i)/14/01/2022 Paul Ziraldo, Liz Stermsek

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney does hereby direct Staff to give notice of their intent to change the Procedural By-law at their Regular

Meeting scheduled to be held on February 4th, 2022;

AND FURTHER that the proposed changes include the following:

- 1) **Section 4 shall be amended as follows:**
 - 4.1.7 Remove 'That a' and replace it with 'All'
- 2) **Section 5 shall be amended as follows:**
 - 5.2.1 Change 'Fridays' to 'Wednesdays'
- 3) **Section 9 shall be amended as follows:**
 - 9.2.1 Change Friday' to 'Wednesday'
 - 9.2.2 Change 'Monday' to 'Friday'
- 4) **Section 10**
 - 10.2 Change 'Wednesday' to 'Monday'
- 5) **Section 21**
 - Update By-law numbers

RECORDED VOTE Requested by: Deputy Mayor Liz Stermsek

PHILIP, Cheryl	Yes
RICKWARD, Mike	Yes
STERMSEK, Liz	No
ZIRALDO, Paul	Yes
BALLANTYNE, Carol	No

CARRIED

(ii) **Report re:** 2021 Christmas Lights Contest – **Report only.**

(iii) **Report re:** Echo Ridge Road, Bennett Property – **Report only.**

(e) Treasury

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

Res. No. 10(e)(i)/14/01/2022 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 #31310 to #31354 in the total amount of \$161,125.45.

CARRIED

(f) Fire and Emergency Services

(i) **Report re:** Fire Chief, Fire Department Report for Regular Council Meeting on January 14, 2022 – **Report only.**

(g) Facilities and Buildings - Nil

(h) Council Presentations

(i) **Mayor Ballantyne, discussion re:** Public Access to Municipal Buildings

Mayor Ballantyne noted that the Province has enacted capacity restrictions again and therefore, at this time, we will maintain access to our building by appointment.

(ii) **Councillor Rickward, discussion re:** Website provider

Councillor Rickward requested that we consider an outside Web Site provider, during budget discussions.

(iii) **Councillor Philip, discussion re:** Fitness Classes

Councillor Philip advised Council that the potential yoga instructor is no longer available to provide classes at Kearney. The search for an instructor to continue.

11. Correspondence

(a) Action Items

(i) **Almaguin Community Htchery Program re:** Request for donation of \$500.00

Res. No. 11(a)(i)/14/01/2022 Mike Rickward, Liz Stermsek

WHEREAS the Almaguin Community Hatchery Program (ACHP), run by a dedicated group of volunteers, is focused on restoring the Walleye population within the Magnetawan River System of the Almaguin area;

AND WHEREAS a new approach taken, has resulted in the development of a mobile hatchery;

AND WHEREAS the ACHP presently has two micro hatcheries in Almaguin, (one in the Magnetawan Public School and the other in the Almaguin Highlands Secondary School) and would like to introduce an on-line education component which requires technical equipment at an estimated cost of \$10,000.00;

AND WHEREAS a request has been received from the Almaguin Community Hatchery Program, for a donation in the amount of \$500.00 to assist with the purchase of this equipment for the mobile hatchery;

NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Town of Kearney shall...

DEFERRED

- (ii) **Township of Southgate re:** Request for support of Resolution – Annual
Emergency Exercise Requirement

Res. No. 11(a)(ii)/14/01/2022 Liz Stermsek, Paul Ziraldo

WHEREAS Ontario Regulation 380/04: *Standards under the Emergency Management and Civil Protection Act* sets the municipal standards for emergency management programs in Ontario and requires municipalities to conduct an annual exercise with their Emergency Control Group in order to evaluate the municipality's emergency response plan and procedures, *O. Reg. 380/04, s.12(6)*;

AND WHEREAS Emergency Management Ontario previously granted municipalities exemption for the annual exercise requirement when the municipality experienced an actual emergency with documented proof of the municipality actively engaging their emergency management procedures and plan in response to the emergency;

AND WHEREAS on August 5, 2021 the Chief, Emergency Management Ontario issued a memo to Community Emergency Management Co-ordinators stating that effective immediately, the Chief, EMO would no longer be issuing exemptions to the *O. Reg. 380/04* requirement to conduct an annual exercise;

AND WHEREAS municipalities experience significant costs and burden to staff resources when faced with the response to an actual emergency and activation of their Emergency Control Group and/or Emergency Operations Centre;

AND WHEREAS a municipality's response to an actual emergency is more effective than an exercise in evaluating its emergency response plan and procedures as mandated by *O. Reg. 380/04*;

AND WHEREAS planning, conducting and evaluating an emergency exercise requires significant time and effort for the Community Emergency Management Co-ordinator and Municipal Emergency Control Group, that is duplicated when the municipality experiences a real emergency;

NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Town of Kearney hereby requests the Province of Ontario to amend *Ontario Regulation 380/04* under the *Emergency Management and Civil Protection Act* to provide an exemption to the annual exercise requirement for municipalities that have activated their Emergency Control Group and/or Emergency Response Plan in response to an actual emergency that year, in recognition of the significant resources used to respond to the emergency and the effectiveness of such response in evaluating the municipality's emergency response plan and procedures;

AND FURTHER that a copy of this resolution be forwarded to the Honourable Doug Ford, Premier of Ontario; the Honourable Steve Clark, Minister of Municipal Affairs and Housing; the Honourable Sylvia Jones, Solicitor General; and, Norm Miller, MPP for Parry Sound – Muskoka.

CARRIED

- (iii) **Township of South Frontenac re:** Request for support of Resolution – Daylight
Savings Time

Res. No. 11(a)(iii)/14/01/2022 Liz Stermsek, Cheryl Philip

WHEREAS Council supports *Bill 214*, passed by the Legislative Assembly of Ontario in 2020, to make Daylight Saving Time, Standard Time;

AND WHEREAS Council is aware that the Attorney General will only enact this *Bill* in conjunction with the Province of Quebec and the State of New York;

NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Town of Kearney requests that further discussions take place with the Province of Quebec and the State of New York, supporting that the Eastern Time Zone remain at Standard Time and discontinuing Daylight Savings Time in this zone;

AND FURTHER that a copy of this Resolution be forwarded to the Township of South Frontenac.

CARRIED

(b) Information Items

- (i) **Almaguin Highlands Health Centre re:** Draft Minutes – December 3rd, 2021 -
For Information only.

- (ii) **District of Parry Sound Social Services Administration Board re:** Chief
Administrative Officer's Report – December 2021 - **For Information only.**

- (iii) **Mike Morton re:** Licensing of Short Term Rentals - **For Information only.**

12. **Other Business – Nil**

13. **Closed Session**

Res. No. 13(a)-(b)/14/01/2022 Mike Rickward, 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 1:36 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 4)*

CARRIED

Res. No. 13(c)/14/01/2022 Liz Stermsek, 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 2:54 p.m.

CARRIED

14. Business Arising from Closed Session

Mayor Ballantyne reported on matters discussed in Closed Session.

15. Confirming By-Law

Res. No. 15/14/01/2022 Liz Stermsek, Mike Rickward

By-law No. 2022-01, Being a By-law to confirm the proceedings of Council at its Public Meeting held on December 10th, 2021 (RZ-02-21); at its Public Meeting held on December 10th, 2021 (RZ-05-2021); at its Special Meeting held on December 13th, 2021; and at its Regular Meeting held on January 14th, 2022, be read a first, second and third time and numbered 2022-01 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. 16/14/01/2022 Liz Stermsek, Mike Rickward

BE IT RESOLVED that the Regular Council Meeting of the Corporation of the Town of Kearney adjourn at 2:56 p.m. to meet again at 1:00 p.m. on January 17th, 2021 in the Council Chambers, Kearney, Ontario.

CARRIED

**THE CORPORATION OF THE
TOWN OF KEARNEY**



Carol Ballantyne, Mayor



Brenda J. Fraser, Clerk