

TOWNSHIP OF KERNS

MINUTES OF THE REGULAR MEETING OF COUNCIL - August 1st, 2017

KERNS MUNICIPAL HALL

Present: Reeve: Terry Phillips
Councillors: Dennis Jibb, Carter Seymour, Stephen Aitchison, Mark Lenover
Staff: Clerk-Treasurer: Michel Lachapelle
Staff: Guy Godmaire

Meeting started at 8:00 p.m.

1- Call meeting to order & Adoption of Agenda

2017-135 **Moved: Stephen Aitchison** **Seconded: Mark Lenover**
That we, the Council of the Township of Kerns do hereby, open the Regular Meeting of Council of August 1st, 2017.
"CARRIED"

2017-136 **Moved: Dennis Jibb** **Seconded: Stephen Aitchison**
That we, the Council of the Township of Kerns do hereby, accept the agenda as amended.
"CARRIED"

2- Adoption of Minutes:

2017-137 **Moved: Dennis Jibb** **Seconded: Carter Seymour**
That we, the Council of the Township of Kerns do hereby, adopt the Minutes of the Regular Meeting of Council of July 4th, 2017, as circulated.
"CARRIED"

3- Declaration of pecuniary interest

None

4- Delegations/Presentations

None

5- Payments of Accounts - Vouchers No. 2017-07

2017-138 **Moved: Mark Lenover** **Seconded: Dennis Jibb**
That we, the Council of the Township of Kerns do hereby, approve for payment the Roads Voucher 2017-07 in the amount of \$ 30,545.14.
"CARRIED"

2017-139 **Moved: Stephen Aitchison** **Seconded: Carter Seymour**
That we, the Council of the Township of Kerns do hereby, approve for payment the General Administration Voucher 2017-07 in the amount of \$26,132.03.
"CARRIED"

2017-140 **Moved: Carter Seymour** **Seconded: Mark Lenover**
That we, the Council of the Township of Kerns do hereby, approve for payment the Fire Department Voucher 2017-07 in the amount of \$69.20.
"CARRIED"

6- Reports from Staff and Others

a- Roads

Runnalls Drain, the slope of the ditch was re-shaped to the proper degree. Hauled 2 inch minus gravel to Bus Line. 960 cubic metres of Gravel was also spread on Milberta Rd from the municipal drain to Milberta Bridge. The culvert on Country Bridge Rd will be replaced next week, it will take approximately five days to complete.

b- Fire

The Fire Chief reported that they attended one fire call last month.

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2017-141 **Moved:** Carter Seymour **Seconded:** Stephen Aitchison

That we, the Council of the Township of Kerns do hereby, acknowledge receipt and accept the following reports/minutes, and that it be filed:

- i) Earlton-Timiskaming Regional Airport Authority - June Report
- ii) Treasurer Report July 2017

“CARRIED”

7- Correspondence for Council’s Consideration:

- a- FONOM - Emergency Resolution Ontario’s Proposed ESA SAR Guide
- b- City of Temiskaming Shores - Wabi River Kayak Challenge Fundraiser

2017-142 **Moved:** Carter Seymour **Seconded:** Stephen Aitchison

WHEREAS the Ministry of Natural Resources and Forestry (MNRF) is planning to post a draft Species at Risk (SAR) Guide to the Environmental Registry for 28 species.

AND WHEREAS the MNRF has failed to consult and work with affected stakeholders and forestry dependent communities on the development of the draft SAR guide;

AND WHEREAS municipal leaders have consistently requested the MNRF complete and share with municipalities socio-economic impact analysis on all policy impacting forestry;

AND WHEREAS MNRF has conducted analysis for one prescription, caribou and the analysis clearly demonstrates the mills will close;

AND WHEREAS there has been no analysis of the cumulative socio-economic impact of all SAR rules contained within the guide (prescriptions) of multiple species;

AND WHEREAS Ontario has world-class legislation, the Crown Forest Sustainability Act (CFSA), which provides balance and sustainable forest management;

AND WHEREAS the Endangered Species Act’s (ESA) mandate of the protection and recovery of individual species at risk conflicts with multi-species and multi-value approach of the CFSA, threatening forest sustainability;

AND WHEREAS government in 2007 committed to realizing CFSA equivalency to the ESA, acknowledging that under the CFSA, the forest sector must implement SAR rules (prescriptions);

AND WHEREAS even under Section 55 Rules and Regulation “exemption”, the forest sector must implement SAR rules (prescription);

AND WHEREAS if the government continues to implement flawed ESA policy, mills will close, jobs will be lost, and forestry dependent communities will be decimated.

AND WHEREAS the Federation of Northern Ontario Municipalities (FONOM) in support of its hardworking citizens and the renewable forest sector, is prepared to work with the government to avoid the unintended consequence of this ESA policy;

THEREFORE BE IT RESOLVED that the Council of the Township of Kerns calls upon the Government of Ontario to permanently delay the posting of the made-in-Ontario Species at Risk (SAR) Guide which contains prescriptions (rules) for 28 species by 2 years; and

FURTHER BE IT RESOLVED that with respect to caribou, the Government of Ontario immediately modify Ontario’s proposed caribou prescription by moving the

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caribou range north to reflect animal collating data, moving away for the national 35% disturbance threshold, and acknowledging that other factors are threatening caribou recruitment and survival; and

FURTHER BE IT RESOLVED the Government of Ontario support its forest sector and the 175,000 hardworking men and women, directly and indirectly, who live in communities in every region of the province by asking the Government of Canada to postpone the October 5, 2017 deadline for completing plans and acknowledging recovery could require time frames in excess of 50 to 100 years; and

FURTHER BE IT RESOLVED the Government of Ontario leave no worker, region or family behind by ensuring provincial policy supports at a minimum, current forestry operations and does not reduce the forest sector and its employment to a seasonal activity; and

FURTHER BE IT RESOLVED the Government of Ontario extend the current 55 Regulation (exemption), which currently expires on June 30, 2018, for another 5 years recognizing that the CFSA ensure that all forest management in Ontario provides for all 3 pillars of sustainable “development - economic, social and environment”.
“CARRIED”

8- Correspondence for Council’s Information:

- a- Stewardship Ontario - Blue Box Recycling - 1ST Quarter
- b- The Ontario Aggregate Resources Corporation - 2016 Annual Report
- c- Ombudsman - Annual Report
- d- Resource Productivity and Recovery Authority - Waste Diversion Update

9- Other business:

- a- Offer

2017-143 **Moved:** Stephen Aitchison **Seconded:** Dennis Jibb

That we the Council of the Township of Kerns do hereby, amend resolution #2017-132 by offering the owner the full replacement cost of the septic tile bed.
“CARRIED”

- b- Agreement - Setup a Not-For-Profit Corporation for delivery of CBO services.

The Clerk relayed to Council that we have been working on a new governance for the Temiskaming Municipal Building Association (TMBA). The new governance was reviewed Wishart Law Firm, and they recommended that the current Association, known as the TMBA become an incorporated entity as provided for by Section 203 and Regulation 599/06 of the Municipal Act and that the name of the corporation be the “Temiskaming Municipal Services Corporation” (“TMSC”).

In general terms they recommend incorporation of a Municipal Services Corporation in order to limit the liability of the 21 member municipalities from lawsuits which could involve all 21 municipalities, to provide a known corporate structure for governance by a Board of Directors, and administration of the work through professional staff, and the obtaining of an insurance policy which would cover the operations of the TMSC and reduce the scope of insurance which each of the individual municipalities currently hold as the TMSC would be the entity which would be providing the services and therefore be insured against the risks of such services.

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10- By-laws:

- a) **By-law No. 2017-13** By-law to authorize an agreement to start a not-for-profit Corporation for delivering Chief Building Official services [*three readings*]

2017-144 **Moved: Carter Seymour** **Seconded: Mark Lenover**
That **By-law 2017-13**, being a By-law to authorize an Agreement with other municipalities to start a not-for-profit Corporation for delivering Chief Building Official, Building Inspection and Building Permit services, be received and read a first and second time.
“CARRIED”

2017-145 **Moved: Mark Lenover** **Seconded: Dennis Jibb**
That **By-law 2017-13**, being a By-law, to authorize an Agreement with other municipalities to start a not-for-profit Corporation for delivering Chief Building Official, Building Inspection and Building Permit services be read a third time, and that the same be hereby engrossed in the By-law book.
“CARRIED”

11- Resolution to move to a closed session

- a) None

12- Adjournment

2017-146 **Moved: Stephen Aitchison** **Seconded: Carter Seymour**
That we, the Council of the Township of Kerns do hereby, adjourn the Regular Council Meeting at 8:50 p.m. and will meet again on September 5th, 2017 or at the call of the Reeve.
“CARRIED”

Reeve

Clerk-Treasurer