

**TOWNSHIP OF KERNS**  
**MINUTES OF THE REGULAR MEETING OF COUNCIL - May 1<sup>st</sup>, 2018**  
**KERNS MUNICIPAL HALL**

Present: Reeve: Terry Phillips  
Councillors: Dennis Jibb, Mark Lenover, Carter Seymour

Staff: Clerk-Treasurer: Michel Lachapelle  
Road Superintendent: Guy Godmaire  
Economic Development Officer: Jordan Kemp

Meeting started at 8:00 p.m.

**1- Call meeting to order & Adoption of Agenda**

2018-080 **Moved: Dennis Jibb**                      **Seconded: Carter Seymour**  
That we, the Council of the Township of Kerns do hereby, open the Regular Meeting of Council of May 1<sup>st</sup>, 2018.  
“CARRIED”

2018-081 **Moved: Mark Lenover**                      **Seconded: Carter Seymour**  
That we, the Council of the Township of Kerns do hereby, accept the agenda as amended.  
“CARRIED”

**2- Adoption of Minutes:**

2018-082 **Moved: Carter Seymour**                      **Seconded: Mark Lenover**  
That we, the Council of the Township of Kerns do hereby, adopt the Minutes of the Regular Meeting of Council of April 3<sup>rd</sup>, 2018 as circulated.  
“CARRIED”

**3- Declaration of pecuniary interest**  
None

**4- Delegations/Presentations**  
None

**5- Payments of Accounts - Vouchers No. 2018-04**

2018-083 **Moved: Dennis Jibb**                      **Seconded: Mark Lenover**  
That we, the Council of the Township of Kerns do hereby, approve for payment the Roads Voucher 2018-04 in the amount of \$23,745.54.  
“CARRIED”

2018-084 **Moved: Carter Seymour**                      **Seconded: Mark Lenover**  
That we, the Council of the Township of Kerns do hereby, approve for payment the Fire Department Voucher 2018-04 in the amount of \$911.00  
“CARRIED”

2018-085 **Moved: Dennis Jibb**                      **Seconded: Carter Seymour**  
That we, the Council of the Township of Kerns do hereby, approve for payment the General Administration Voucher 2018-04 the amount of \$23,862.10.  
“CARRIED”

**6- Reports from Staff and Others**

a- Roads

The Roads Superintendent reported that they have changed a second valve, solenoid and fluids in the transmission of the grader. The roads department was also very busy with frozen culverts, washouts and culverts shifting from frost and expect this to continue through May. Depending on melt, Murphy Bridge may be re-opened for the second

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week of May. The sand shed was fenced to keep pigeons out. A quote was obtained to replace the garage doors, however council has decided to wait until an agreement for the Downtown Revitalization Grant has been received. The Roads Department has hired a summer student and will start on May 14<sup>th</sup>. Guy Godmaire attended the Timmins Road Superintendent Show as well as several courses. Council has requested the Roads Department to inspect the cemetery to ensure no headstones have fallen.

- b- Fire  
Mark Lenover reports that Emergency Medical Services have requested first response from the fire department. The Kerns Fire Department will wait to see how other departments react before making a decision. If the Kerns Fire Department decides to accept first response, the municipal by-law will require a revision.

- c- Others  
None.

#### 7- Correspondence for Council's Consideration:

- a- Township of Madawaska - Asset Management
- b- Earlton Timiskaming Regional Airport Authority - Request Donation for 2018
- c- Ernie Hardeman M.P.P. for Oxford - Municipal Landfill Site Approvals
- d- Township of Baldwin - Firearms legislation and licencing requirements
- e- Ministry of Agriculture, Food and Rural Affairs

2018-086 **Moved: Dennis Jibb** **Seconded: Mark Lenover**

That we, the Council of the Township of Kerns do hereby, Support the Township of Madawaska Valley in their attempt to make asset management planning tools available to municipalities at the expense of the provincial government.  
"CARRIED"

2018-087 **Moved: Mark Lenover** **Seconded: Carter Seymour**

That we, the Council of the Township of Kerns do hereby, agree to support Earlton Timiskaming Regional Airport Authority by donating \$9.33 per capita, for a total of \$3,340.00.  
"DEFEATED"

2018-088 **Moved: Dennis Jibb** **Seconded: Carter Seymour**

WHEREAS municipal governments in Ontario do not have the rights to approve landfill projects in their communities, but have authority for making decisions on all other types of development;

AND WHEREAS this out-dated policy allows private landfill operators to consult with local residents and municipal Councils, but essentially ignore them;

AND WHEREAS municipalities already have exclusive rights for approving casinos and nuclear waste facilities within their communities, AND FURTHER that the province has recognized the value of municipal approval for the siting of power generations facilities;

AND WHEREAS the recent report from Ontario's Environmental Commissioner has found that Ontario has a garbage problem, particularly from Industrial, Commercial and Institutional (ICI) waste generated within the City of Toronto, where diversion rates are as low as 15%;

AND WHEREAS municipalities across Ontario are quietly being identified and targeted as potential landfill sites;

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AND WHEREAS municipalities should be considered experts in waste management, as they are responsible for this within their own communities, and often have decades' worth of in-house expertise in managing waste, recycling, and diversion programs;

AND WHEREAS municipalities should have the right to approve or reject these projects, and assess whether the potential economic benefits are of sufficient value to offset any negative impacts and environmental concerns;

THEREFORE BE IT RESOLVED THAT the Township of Kerns supports *Bill 16, Respecting Municipal Authority Over Landfilling Sites Act* introduced by MPP Ernie Hardeman and calls upon the Government of Ontario, and all political parties, to formally grant municipalities the authority to approve landfill projects in or adjacent to their communities;

AND FURTHER THAT the Township of Kerns send copies of this resolution to MPP Ernie Hardeman and all municipalities.

“CARRIED”

2018-089 **Moved: Carter Seymour** **Seconded: Mark Lenover**

That we, the Council of the Township of Kerns do hereby, support the Township of Baldwin in their efforts to have Bill C-47 cancelled.

“CARRIED”

2018-090 **Moved: Mark Lenover** **Seconded: Dennis Jibb**

That we, the Council of the Township of Kerns do hereby, acknowledge the receipt of the program guide and the application form from the Ministry of Agriculture, Food and Rural Affairs regarding the 2018 Premier's Award for the Agri-Food Innovation Excellence.

“CARRIED”

#### **8- Correspondence for Council's Information:**

- a- Stewardship Ontario - Recycling Program
- b- Ontario Association of Property Standards Officers Inc. -Training Available
- c- Resource Productivity and Recovery Authority (RPRA) - Tire Recycling Program
- d- Ministry of Infrastructure - Federal and Provincial Funding, \$21.8 Billion
- e- Ontario Provincial Police - 2019 Municipal Policing Billing Statement Property Count

#### **9- Other business:**

- a- Election Compliance Audit Committee - Proposal

2018-091 **Moved: Carter Seymour** **Seconded: Dennis Jibb**

That we, the Council of the Township of Kerns do hereby, approve the recommendation of the Returning Officer to accept the proposal for E4m as our Election Compliance Audit Committee for the upcoming 2018 Municipal Election.

“CARRIED”

- b- Temiskaming Municipal Building Association - By-Law No.1 & TMSA Agreement
- c- Temiskaming Municipal Services Association - Registered Code Agency

2018-092 **Moved: Carter Seymour** **Seconded: Mark Lenover**

That we, the Council of the Township of Kerns do hereby, accept the recommendation of the Clerk-Treasurer to appoint a Registered Code Agency for enforcing the building code.

“CARRIED”

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d- Temiskaming Municipal Building Association - Proposed Building Fees

2018-093 **Moved: Mark Lenover** **Seconded: Dennis Jibb**

That we, the council of the Township of Kerns do hereby, agree with the proposed Building Permit Fee changes as recommended by the Chief Building Official of the Temiskaming Municipal Building Association, and that a By-Law 2015-10 be amended to implement the new fees effective May 1, 2018.

“CARRIED”

e- 2018 Municipal Budget

2018-094 **Moved: Carter Seymour** **Seconded: Dennis Jibb**

That we, the Council of the Township of Kerns do hereby, accept the 2018 Municipal Budget as presented by the Treasurer and that a By-Law be drafted to set the tax rates.

“CARRIED”

f- One Investment Program

2018-095 **Moved: Carter Seymour** **Seconded: Mark Lenover**

That we, the Council of the Township of Kerns do hereby, agree with the recommendation of the Clerk-Treasurer to register in the One Investment Program.

“CARRIED”

#### 10- By-laws:

a) By-Law No. 2018-08 To Appoint a Joint Compliance Audit Committee  
*[three readings]*

2018-096 **Moved: Carter Seymour** **Seconded: Dennis Jibb**

That **By-law 2018-08**, being a By-law to Appoint a Joint Compliance Audit Committee, be received and read a first and second time.

“CARRIED”

2018-097 **Moved: Mark Lenover** **Seconded: Carter Seymour**

That **By-law 2018-08**, being a By-law to Appoint a Joint Compliance Audit Committee, be read a third time and that the same be engrossed in the By-law book.

“CARRIED”

b) By-Law No. 2018-09 To Appoint a Registered Code Agency, Chief Building Official and Building Inspection for the Enforcement of the Building Code Act, 1992  
*[three readings]*

2018-098 **Moved: Mark Lenover** **Seconded: Dennis Jibb**

That **By-law 2018-09**, being a By-law to Appoint a Registered Code Agency, Chief Building Official and Building Inspectors for the Enforcement of the *Building Code Act, 1992*, be received and read a first and second time.

“CARRIED”

2018-099 **Moved: Dennis Jibb** **Seconded: Carter Seymour**

That **By-law 2018-09**, being a By-law to Appoint a Registered Code Agency, Chief Building Official and Building Inspectors for the Enforcement of the *Building Code Act, 1992*, be read a third time and that the same be engrossed in the By-law book.

“CARRIED”

c) By-Law No. 2018-10 To Amend By-Law 2015-10, a By-Law Respecting Construction, Demolition and Change of Use Permits and Inspections *[three readings]*

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2018-100 **Moved: Mark Lenover** **Seconded: Carter Seymour**  
That **By-law 2018-10**, being a By-law to amend By-law No. 2015-10, A By-law respecting Construction, Demolition and Change of Use Permits and Inspections, be received and read a first and second time.  
“CARRIED”

2018-101 **Moved: Dennis Jibb** **Seconded: Carter Seymour**  
That **By-law 2018-10**, being a By-law to amend By-law No. 2015-10, A By-law respecting Construction, Demolition and Change of Use Permits and Inspections, be read a third time and that the same be engrossed in the By-law book.  
“CARRIED”

d) By-Law No. 2018-11 Adoption of Tax Rate and to further provide for penalty and interest is default of payment thereof for 2018. *[three readings]*

2018-102 **Moved: Mark Lenover** **Seconded: Dennis Jibb**  
That **By-law 2018-11**, being a By-law to provide for the Adoption of Tax Rates and to Further Provide for Penalty and Interest in Default of Payment Thereof for 2018, be received and read a first and second time.  
“CARRIED”

2018-103 **Moved: Dennis Jibb** **Seconded: Mark Lenover**  
That **By-law 2018-11**, being a By-law to provide for the Adoption of Tax Rates and to Further Provide for Penalty and Interest in Default of Payment Thereof for 2018, be read a third time and that the same be engrossed in the By-law book.  
“CARRIED”

#### 11- Resolution to move to a closed session

a) None

#### 12- Adjournment

2018-104 **Moved: Mark Lenover** **Seconded: Carter Seymour**  
That we, the Council of the Township of Kerns do hereby, adjourn the Regular Council Meeting at 9:35 p.m. and will meet again on June 5<sup>th</sup>, 2018 or at the call of the Reeve.  
“CARRIED”

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Reeve

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Clerk-Treasurer