

TOWNSHIP OF KERNS
MINUTES OF THE REGULAR MEETING OF COUNCIL
of May 4th, 2021
Held at the Kerns Community Hall

Present: **Reeve:** Terry Phillips
 Councillors: Loren Runnalls
 Dennis Jibb
 Mark Lenover
 Carter Seymour
 Staff: Jordan Kemp, Clerk-Treasurer
 Guy Godmaire, Road Superintendent

Regrets: None

1. Open Regular Meeting of Council & Adoption of Agenda

2021-070 **Moved: Mark Lenover** **Seconded: Dennis Jibb**
That we, the Council of the Township of Kerns do hereby, open the Regular Meeting of Council of May 4th, 2021 at 8:00 p.m.
“CARRIED”

2021-071 **Moved: Dennis Jibb** **Seconded: Mark Lenover**
That we, the Council of the Township of Kerns do hereby, accept the agenda as amended.
“CARRIED”

2. Adoption of Minutes

2021-072 **Moved: Mark Lenover** **Seconded: Dennis Jibb**
That we, the Council of the Township of Kerns do hereby, adopt the Minutes of the Regular Council Meeting of April 6th, 2021 as presented.
“CARRIED”

3. Disclosure of Pecuniary Interest

None

4. Delegations

a. Mario Maille – Roads Services – Country Bridge Road

Mario Maille did not attend.

5. Payment of Accounts – Voucher No. 2021-04

2021-073 **Moved: Loren Runnalls** **Seconded: Carter Seymour**
That we, the Council of the Township of Kerns, do hereby, approve the payment of accounts as presented:

Roads	\$13,260.78
Fire	\$4,739.21
Admin	\$16,580.44
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Total Voucher 2021-04	\$34,580.43

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6. Reports from Staff & Others

a. Road's Department Report

The Road Superintendent reported that they have replaced guard rails and have been washing bridges. A resident has requested if they can donate a tree to be planted at the park for shade. Council directed the Road Superintendent to instead purchase a sun shade to be installed at the park.

The Road Superintendent inspected several plow trucks at Ritchie Bros. Auctioneers auction in Toronto, but none of the plow trucks had the necessary attachments for rural northern ontario. The trucks listed for auction were in very good condition and would suit southern townships. Council authorized the Road Superintendent to watch several bids at the Ritchie Bros. Auctioneers auction for a used backhoe and place a bid should their be a reasonable deal.

b. Fire's Department Report

The Fire Chief reports that that there were no fires this month. Six volunteers have taken training to get their DZ licenses. The department received a call for an accident in Earlton. The Fire Department is looking into a grain bin extraction device. Estimated cost is about \$4,000.00.

c. Others

i. Timiskaming Health Unit Municipal Meetings – Minutes of 26-Mar-2021

ii. Timiskaming Health Unit Municipal Meetings – Minutes of 09-Apr-2021

iii. Provincial Offences Act – Advisory Committee Meeting Minutes of 22-Mar-2021

2021-074 **Moved: Carter Seymour Seconded: Loren Runnalls**

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

a. Road's Department Report

b. Fire's Department Report

c. Others

i. Timiskaming Health Unit Municipal Meetings – Minutes of 26-Mar-2021

ii. Timiskaming Health Unit Municipal Meetings – Minutes of 09-Apr-2021

iii. Provincial Offences Act – Advisory Committee Meeting Minutes of 22-Mar-2021

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7. Correspondence for Council's Consideration:

a. Township of Scugog – Bus Stops on Dead End Roads

2021-075 **Moved: Mark Lenover Seconded: Dennis Jibb**

That we, the Council of the Township of Kerns do hereby support the Township of Scugog's resolution as follows;

That exceptions to allow 3-point turns or backing up where necessary, to provide safer service to dead-end and private road kids, that policies be amended to reflect; when not possible;

That exceptions to allow indemnification agreements to access private land for bus turnarounds to keep bus stops safer and closer to prescribed 800m distance; when not possible;

That "Bus Stop Ahead" warning signage be required to notify oncoming traffic, prior to Student Transportation Services (STS) moving common stop to main roadway;

That STS be comprised of solutions like mini-buses, vans, taxis, or public transit, worked into funding formula so doesn't negatively impact STS funding stats;

That Kid KPI "Key Performance Indicator" be included for Ministry "Effectiveness & Efficiency Follow Up Reviews", establishing benchmarks for responsive-problem-solving for kids & parents' busing concerns, and this be an STS factor to receive funding;

That Province provide "Parent Portal" for ongoing busing feedback of their STS, so families and kids can review/provide comments, especially during Ministry STS reviews and revisions to funding;

That Province have GPS tracking software to notify parents when children picked up/dropped off, and

That this motion be distributed to the Township of Scugog.
"CARRIED"

b. Norfolk County – Application of Carbon Tax on Primary Agriculture Producers

2021-076 **Moved: Dennis Jibb Seconded: Mark Lenover**

That we, the Council of the Township of Kerns do hereby, support Norfolk County requesting the Federal Government consider the concerns of the agricultural community and move to exempt all primary agriculture producers from current future carbon taxes; and

Direct municipal staff to issue a letter of support to Norfolk County.
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c. Town of Caledon – Support for 988 a 3-Digit Suicide & Crisis Prevention Hotline

2021-077 **Moved: Loren Runnalls Seconded: Carter Seymour**
That we, the Council of the Township of Kerns do hereby endorse the Federal Government’s motion to adopt 988, a National three-digit suicide crisis hotline; and
Direct municipal staff to issue a letter of support to the Honourable Patty Hadju, Federal Minister of Health.
“CARRIED”

d. City of Temiskaming Shores – Police Detachment Boards

No Action Taken

e. Town of South Bruce Peninsula – Lottery Licensing to Assist Small Organizations

No Action Taken

f. Township of Archipelago – Road Management Action on Invasive Phragmites

No Action Taken

g. City of Kitchener – Planning Act Timelines

No action Taken

h. City of Kingsville – Bill C-21, An Act to amend certain Acts and to make certain consequential amendments (firearms)

2021-078 **Moved: Carter Seymour Seconded: Loren Runnalls**
That we, the Council of the Township of Kerns do hereby support the Town of Kingsville motion 205-2021 opposing Bill C-21, an Act to amend certain Acts and to make certain consequential amendments to firearms, specifically Amendment 26 which would make municipalities responsible for gun control laws in Canada; and

Direct municipal staff to issue a letter of support to the Town of Kingsville.
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i. Northeastern Ontario Public Works – Provincial Proclamation

No Action Taken

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j. Township of Kerns – Stronger, Fairer, Ontario Act, 2017

2021-079 **Moved: Loren Runnalls Seconded: Carter Seymour**
Whereas the Stronger, Fairer Ontario Act, 2017 was passed by the Legislative Assembly of Ontario on December 14, 2017; and

Whereas the Stronger, Fairer Ontario Act, 2017 enabled the Attorney General to enter into agreements with municipalities to transfer responsibility for certain prosecutions currently prosecuted by the Ministry’s Criminal Law Division under Part III of the Provincial Offences Act (POA); and

Whereas the Ministry’s effort to modernize POA prosecutions has been ongoing for over three years; and

Whereas the delay in implementing the transfer of responsibility of certain Part III POA prosecutions to municipalities has resulted in inefficiencies and additional costs; and

Whereas on November 19, 2019 the Director of Crown Operations North Region advised the City of Temiskaming Shores it was continuing its plan for a phased approach to transfer the responsibility of certain Part III prosecutions based on local site readiness and capacity to assume the responsibility; and

Whereas the City of Temiskaming Shores is responsible for the administration of POA matters in the District of Timiskaming with the exception of prosecutions under Part III of the Provincial Offences Act; and

Whereas the Timiskaming District POA Intermunicipal Advisory Committee met on March 22, 2021 and passed a resolution to indicate its readiness and capacity to assume certain Part III prosecutions under the Provincial Offences Act as enabled by the Stronger, Fairer Ontario Act, 2017.

Now therefore be it resolved that the Corporation of the Township of Kerns hereby petitions the Ministry of the Attorney General to honour its commitment to modernize the prosecution of Provincial Offences Act (POA) matters and transfer responsibility of permitted Part III POA prosecutions to the City of Temiskaming Shores as soon possible; and

Further that a copy of this resolution be circulated to all municipalities in the District of Timiskaming; the Federation of Northern Ontario Municipalities; and the Association of Municipalities of Ontario for their support.

“CARRIED”

8. Correspondence for Council’s Information:

- a. Ontario Provincial Police – Detachment Board Framework**
- b. Ministry of Municipal Affairs & Housing – Municipal Code of Conduct Consultation**
- c. Ministry of the Solicitor General – Emergency Management Compliance**
- d. Tri-Town Welding – Letter to Council**

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9. Other Business:

a. 2021 Budget

Council directed the Clerk-Treasurer prepare one additional levy option for municipal taxes to be presented at the next Regular Meeting of council.

10. By-Laws

- a. By-Law 2021-07** Being a by-law to authorize the execution of an intermunicipal agreement with municipal area partners with respect to the provincial offences act.
[three readings]

2021-080 **Moved: Mark Lenover** **Seconded: Dennis Jibb**
That By-Law No. 2021-07, being a by-law to authorize the execution of an intermunicipal agreement with municipal area partners with respect to the provincial offences act, be received and read a first and second time.
“CARRIED”

2021-081 **Moved: Loren Runnalls** **Seconded: Carter Seymour**
That By-Law No. 2021-07, being a by-law to authorize the execution of an intermunicipal agreement with municipal area partners with respect to the provincial offences act be read a third time and the same engrossed in the by-law book.
“CARRIED”

11. Resolution to Move to Closed Session:

12. Adjournment:

2021-082 **Moved: Dennis Jibb** **Seconded: Mark Lenover**
That we, the Council of the Township of Kerns do hereby adjourn the Regular Meeting at 11:10 pm and will meet again on June 1st, 2021 or at the call of the Reeve.
“CARRIED”

Terry Phillips, Reeve

Jordan Kemp, Clerk-Treasurer