



**THE CORPORATION OF TAY VALLEY TOWNSHIP  
“SPECIAL” COUNCIL MINUTES**

**WEDNESDAY, DECEMBER 21, 2011  
6:30 P.M.**

**MUNICIPAL OFFICE – COUNCIL CHAMBERS – 217 HARPER ROAD**

**Members Present:** Chair, Reeve Keith Kerr  
Deputy Reeve Susan Freeman  
Councillor Brian Campbell  
Councillor Greg Hallam  
Councillor Mark Burnham  
Councillor Wayne Jordan  
Councillor Bill Avery  
Councillor RoxAnne Darling

**Staff Present:** Peter Tranter, Acting Chief Administrative Officer/Treasurer  
Amanda Mabo, Clerk

**Regrets:** None.

**1. CALL TO ORDER**

The Chair called the meeting to order at 6:30 p.m.  
A quorum was present.

**2. DISCLOSURE OF PECUNIARY INTEREST AND GENERAL NATURE THEREOF**

There was no disclosure of pecuniary interest at this time.

**3. CLOSED SESSION**

i) **CONFIDENTIAL: Identifiable Individual – Chief Administrative Officer Recruitment.**

**RESOLUTION #C-2011-12-37**

**MOVED BY:** Susan Freeman  
**SECONDED BY:** Bill Avery

“**THAT**, Council move “in camera” at 6:30 p.m. to address a matter pertaining to personal matters about an identifiable individual, including municipal or local board employees regarding the Chief Administrative Officer Recruitment;

**AND THAT**, the Acting Chief Administrative Officer/Treasurer; Clerk; and Municipal Facilitator remain in the room.”

**ADOPTED**

**RESOLUTION #C-2011-12-38**

**MOVED BY:** Susan Freeman

**SECONDED BY:** Bill Avery

“**THAT**, Council return to special session at 7:08 p.m.”

**RESOLUTION #C-2011-12-39**

**MOVED BY:** Susan Freeman

**SECONDED BY:** Bill Avery

“**THAT**, Kathy Coulthart-Dewey, Municipal Facilitator be authorized to negotiate an employment agreement with the preferred candidate for the position of Chief Administrative Officer for Tay Valley.”

**ADOPTED**

ii) **CONFIDENTIAL: Employee Negotiations – Management Remuneration.**

**RESOLUTION #C-2011-12-40**

**MOVED BY:** Brian Campbell

**SECONDED BY:** RoxAnne Darling

“**THAT**, Council move “in camera” at 7:09 p.m. to address a matter pertaining to labour relations or employee negotiations regarding Management Remuneration;

**AND THAT**, the Acting Chief Administrative Officer/Treasurer and Clerk remain in the room.”

**ADOPTED**

**RESOLUTION #C-2011-12-41**

**MOVED BY:** Brian Campbell

**SECONDED BY:** Wayne Jordan

“**THAT**, Council return to special session at 7:15 p.m.”

**ADOPTED**

**RESOLUTION #C-2011-12-42**

**MOVED BY:** Brian Campbell

**SECONDED BY:** Wayne Jordan

“**THAT**, the Non-Union Remuneration cost of living adjustment reflect the same change as the Union Remuneration adjustment.”

**ADOPTED**

4. **CONFIRMATION BY-LAW**

- i) **By-Law No. 2011-070: Confirmation By-Law – December 21<sup>st</sup> – attached, page 5.**

**RESOLUTION #C-2011-12-43**

**MOVED BY:** Greg Hallam

**SECONDED BY:** Bill Avery


“**THAT**, By-Law No. 2011-070, being a by-law to confirm the proceedings of the “Special” Council meeting held December 21<sup>st</sup>, 2011, be read a first, second and third time short and passed and signed by the Reeve and Clerk.”

**ADOPTED**

5. **ADJOURNMENT**

Council adjourned at 7:16 p.m.

  
Amanda Mabo, Clerk

  
Keith Kerr, Reeve

# **BY-LAWS**

# THE CORPORATION OF TAY VALLEY TOWNSHIP

---

## BY-LAW NO. 2011-070

### A BY-LAW TO CONFIRM THE PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF TAY VALLEY TOWNSHIP AT ITS MEETING HELD ON DECEMBER 21<sup>ST</sup>, 2011

---

**WHEREAS**, Section 5 of *the Municipal Act, 2001 S.O. 2001, c.25, as amended*, provides that the powers of a municipality shall be exercised by its council;

**AND WHEREAS**, Section 9 of *the Municipal Act, 2001 S.O. 2001, c.25, as amended*, provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under the Municipal Act or any other Act;

**AND WHEREAS**, Section 5(3), provides that a municipal power, including a municipality's capacity, rights, powers and privileges under Section 9, shall be exercised by by-law unless the municipality is specifically authorized to do otherwise;

**AND WHEREAS**, it is deemed expedient that the proceedings of the Council of the Corporation of Tay Valley Township at its meeting be confirmed and adopted by By-Law;

**NOW THEREFORE BE IT RESOLVED THAT**, the Council of the Corporation of Tay Valley Township enacts as follows:

#### 1. GENERAL REGULATIONS

- 1.1 **THAT**, the actions of the Council of the Corporation of Tay Valley Township at its meeting held on the 21<sup>st</sup> day of December, 2011 in respect of each motion and resolution passed and other action taken by the Council of the Corporation of Tay Valley Township at its meetings is hereby adopted and confirmed as if all such proceedings were expressly embodied in this By-Law.
- 1.2 **THAT**, the Reeve and Proper Signing Official of the Corporation of Tay Valley Township are hereby authorized and directed to do all things necessary to give effect to the action of the Council of the Corporation of Tay Valley Township referred to in the preceding section hereof.

**THE CORPORATION OF TAY VALLEY TOWNSHIP  
BY-LAW NO. 2011-070**

**1.3** THAT, the Reeve and/or Deputy Reeve and Clerk and/or Deputy Clerk are hereby authorized and directed to execute all documents necessary in that behalf and to affix thereto the Seal of the Corporation of Tay Valley Township.

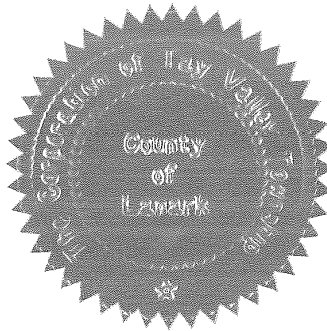
**2. ULTRA VIRES**

Should any sections of this by-law, be declared by a court competent jurisdiction to be ultra vires, the remaining sections shall nevertheless remain valid and binding.

**3. EFFECTIVE DATE**

ENACTED AND PASSED this 21<sup>st</sup> day of December, 2011.

  
\_\_\_\_\_  
Keith Kerr, Reeve



  
\_\_\_\_\_  
Amanda Mabo, Clerk