



THE CORPORATION OF TAY VALLEY TOWNSHIP
COUNCIL MEETING
AGENDA

TUESDAY, JANUARY 31st, 2012
7:00 P.M.

MUNICIPAL OFFICE – COUNCIL CHAMBERS – 217 HARPER ROAD

6:30 p.m. *Public Meeting: Zoning By-Law Amendment*
7:00 p.m. *Council Meeting*

Chair, Reeve Keith Kerr

1. **CALL TO ORDER**
2. **AMENDMENTS/APPROVAL OF AGENDA**
3. **DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF**
4. **APPROVAL OF MINUTES**

- i) **Council Meeting – January 17th, 2012 - *attached, page 8.***

Suggested Motion by Councillor Bill Avery:

*“**THAT**, the minutes of the Tay Valley Township Council meeting held on January 17th, 2012 be approved as circulated.”*

- ii) **Committee of the Whole Meeting – January 24th, 2012 - *attached, page 16.***

Suggested Motion by Councillor Greg Hallam:

*“**THAT**, the minutes of the Committee of the Whole meeting held on January 24th, 2012 be approved as circulated.”*

5. DELEGATIONS AND PRESENTATIONS

i) **Public Meeting - Request to Close Unopened Road Allowance – Thibodeau.**

a. CLERK REVIEW OF FILE

Report #C-2012-01 - Request to Close Unopened Road Allowance – Thibodeau – *attached, page 26.*

Proposed By-Law – *attached, page 32.*

b. APPLICANT COMMENTS

c. PUBLIC COMMENTS

6. CORRESPONDENCE

None.

7. MOTIONS

i) **Stanley Road Drainage Improvements – Flow Rate Analysis.**

(This resolution was deferred at the December 13th, 2011 meeting until Staff could locate the information pertaining to the flow rate analysis that was to have been conducted by McIntosh & Perry five or six years ago. The information has been located and therefore this resolution requires disposal. It is suggested that because the information was located that the resolution be defeated.)

RESOLUTION #C-2011-12-26

MOVED BY: Brian Campbell

SECONDED BY: Wayne Jordan

“THAT McIntosh Perry be retained to conduct a Flow Rate Analysis for the Stanley Road Drainage Improvements at an upset cost of \$5,500, excluding tax.”

- ii) **Report #FIN-2011-06 – Council Chambers Audio/Visual Enhancements.**
(This resolution was deferred at the December 13th, 2011 meeting in order to determine if funding would be obtained to offset the estimated cost of the project. Funding has been obtained and therefore this resolution requires disposal. It is suggested that because the project cost will be below the budgeted amount that the resolution be adopted.)

RESOLUTION #C-2011-12-14

MOVED BY: Susan Freeman
SECONDED BY: Greg Hallam

“THAT, Solotech be awarded the contract to update the Council Chamber audio/visual system, unless their quotation for such work exceeds the budget estimate of \$10,000.”

- iii) **Report #PD-2012-03 – Tay Valley Township Official Plan Compared to the County Sustainable Community Official Plan (SCOP).**

Suggested Motion by Councillor Mark Burnham:

“THAT, Council support the Lanark County SCOP in principle subject to the clarification and change to those items of concern listed in summary below.”

item ii) - add the word “may”

item iv) - needs clarification, concerns with future development on that piece of property, the breaking up of the land and isolation, what if the holdings are in different Township’s?

item v) - this statement limits growth in the hamlets or extension of hamlets, recommendation is to eliminate this provision

item vi) - how will significant areas be defined? Should follow the provincial legislation, suggest to eliminate

item vii) - suggest to use wording from the Tay Valley official plan.”

- iv) **MNR Rat Snake Proposal on Stopping Development.**

Suggested Motion by Councillor Brian Campbell:

“THAT, a letter be sent to the Ministry of Natural Resources indicating that Tay Valley has three main concerns as follows, that will be outlined in a formal submission:

- 1) notification of the Township as well as its residents when a regulation is proposed in our area;*
- 2) the regulation appearing to be overly restrictive on landowners and farmers without offering genuine compensation;*
- 3) the inadequacy of the funding approach currently offered by the Province which focuses on one time projects and education rather than creating a market approach involving the transfer of development rights that would provide landowners and farmers with compensation for providing an ecological service.”*

- v) **Perth & District Food Bank – Funding Request AND Perth & Smiths Falls District Hospital – Redevelopment of the Smiths Falls Site – Funding Request.**

Suggested Motion by Councillor RoxAnne Darling:

“THAT, the Perth & District Food Bank – Funding Request be referred to the 2012 Budget Process;

AND THAT, the Perth & Smiths Falls – Redevelopment of the Smiths Falls Site – Funding Request, be referred to the 2014 Budget Process.”

- vi) **12-01-19 Council Communication Package.**

Suggested Motion by Councillor Wayne Jordan:

“THAT, the 12-01-19 Council Communication Package be received for information.”

8. BY-LAWS

- i) **By-Law No. 2012-005: Stop Up, Close and Sell a Portion of an Unopened Road Allowance – attached, page 32.**

Suggested Motion by Deputy Reeve Susan Freeman:

“THAT, By-Law No. 2012-005, being a by-law to Stop Up, Close and Sell a portion of an Unopened Road Allowance between Concessions 1 and 2, Lot 17, geographic Township of South Sherbrooke (Thibodeau), be read a first, second and third time short and passed and signed by the Reeve and Clerk.”

- ii) **By-Law No. 2012-006: Zoning By-Law Amendment – Davidson & Forget – attached, page 36.**

Suggested Motion by Councillor Bill Avery:

“THAT, By-Law No. 2012-006, being a by-law to Amend Zoning By-Law No. 2002-121 (Davidson & Forget – Part Lot 19 & 20, Concession 8, Geographic Township of Burgess), be read a first, second and third time short and passed and signed by the Reeve and Clerk.”

9. COMMITTEE AND STAFF REPORTS

- i) **Report #PW-2012-04 – Maberly Hall and Garage Plumbing – attached, page 42.**

Suggested Motion by Councillor Greg Hallam:

“THAT, the quote from England Plumbing for the relocation of the existing pressure tank and UV system in the Maberly garage to the Maberly Hall basement submitted in December 2011, in the amount of \$2,364.41, including tax, be accepted.”

ii) **Council Updates.**

- a) **Deputy Reeve Freeman**
- b) **Councillor Avery**
- c) **Councillor Burnham**
- d) **Councillor Campbell**
- e) **Councillor Darling**
- f) **Councillor Hallam**
- g) **Councillor Jordan**
- h) **Reeve Kerr**

10. OTHER BUSINESS/GIVING NOTICE

11. QUESTIONS FROM THE PRESS

12. CALENDARING: UPCOMING MEETINGS

Public Meeting – Zoning By-Law Amendment	January 31	6:30 p.m.	Township Office
Council	January 31	7:00 p.m.	Township Office
Police Services Board	February 2	4:00 p.m.	Township Office
Waste Management Working Group	February 2	5:00 p.m.	Township Office
Committee of the Whole	February 7	7:00 p.m.	Township Office
“Special” Committee of the Whole – Budget	February 14	6:00 p.m.	Township Office
Council	February 14	7:00 p.m.	Township Office
Public Information Session – Tayside Estates Subdivision	March 6	6:00 p.m.	Township Office
Committee of the Whole	March 6	7:00 p.m.	Township Office
“Special” Committee of the Whole – Budget	March 13	6:00 p.m.	Township Office
Council Meeting	March 13	7:00 p.m.	Township Office

13. CLOSED SESSION

None.

14. CONFIRMATION BY-LAW

- i) **By-Law No. 2012-007: Confirmation By-Law – January 31st - attached, page 39.**

Suggested Motion by Councillor Mark Burnham:

“THAT, By-Law No. 2012-007, being a by-law to confirm the proceedings of the Council meeting held January 31st, 2012, be read a first, second and third time short and passed and signed by the Reeve and Clerk.”

15. ADJOURNMENT

APPROVAL OF MINUTES

**THE CORPORATION OF TAY VALLEY TOWNSHIP
COUNCIL MINUTES**

TUESDAY, JANUARY 17, 2012

7:00 P.M.

MUNICIPAL OFFICE – COUNCIL CHAMBERS – 217 HARPER ROAD

Members Present: Chair, Reeve Keith Kerr
Councillor Brian Campbell
Councillor Greg Hallam
Councillor Mark Burnham
Councillor Bill Avery

Staff Present: Peter Tranter, Acting Chief Administrative Officer/Treasurer
Amanda Mabo, Clerk
Noelle Reeve, Planner
John Simcock, Public Works Superintendent

Regrets: Deputy Reeve Susan Freeman
Councillor Wayne Jordan
Councillor RoxAnne Darling

1. CALL TO ORDER

The Chair called the meeting to order at 7:00 p.m.
A quorum was present.

2. AMENDMENTS/APPROVAL OF AGENDA

- i) Addition under By-Laws: By-Law No. 2012-004 - Banking Services Agreement.
- ii) Addition under Other Business: Report #PW-2012-02 – ¾ Ton Truck Surplus Sale Award.

The agenda was approved as amended.

3. DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF

There was no disclosure of pecuniary interest at this time.

4. APPROVAL OF MINUTES

- i) **Council Meeting – December 13th, 2011.**

RESOLUTION #C-2011-01-03

MOVED BY: Bill Avery

SECONDED BY: Greg Hallam

“**THAT**, the minutes of the Tay Valley Township Council meeting held on December 13th, 2011 be approved as circulated.”

ADOPTED

- ii) **Council Meeting (Closed Session – Union Negotiations Update) – December 13th, 2011.**

RESOLUTION #C-2011-01-04

MOVED BY: Greg Hallam

SECONDED BY: Mark Burnham

“**THAT**, the “closed session” minutes regarding Employee Negotiations - Union Negotiations Update, of the Tay Valley Township Council meeting held on December 13th, 2011 be approved as circulated.”

ADOPTED

- iii) **“Special” Council Meeting – December 21st, 2011.**

RESOLUTION #C-2011-01-05

MOVED BY: Bill Avery

SECONDED BY: Greg Hallam

“**THAT**, the minutes of the “Special” Tay Valley Township Council meeting held on December 21st, 2011 be approved as circulated.”

ADOPTED

- iv) **“Special” Council Meeting (Closed Session – Chief Administrative Officer) – December 21st, 2011.**

RESOLUTION #C-2011-01-06

MOVED BY: Mark Burnham

SECONDED BY: Greg Hallam

“**THAT**, the “closed session” minutes regarding an Identifiable Individual – Chief Administrative Officer, of the Tay Valley Township “Special” Council meeting held on December 21st, 2011 be approved as circulated.”

ADOPTED

- v) **“Special” Council Meeting (Closed Session – Management Remuneration) – December 21st, 2011.**

RESOLUTION #C-2011-01-07

MOVED BY: Brian Campbell

SECONDED BY: Bill Avery

“THAT, the “closed session” minutes regarding Employee Negotiations – Management Remuneration, of the Tay Valley Township “Special” Council meeting held on December 21st, 2011 be approved as circulated.”

ADOPTED

- vi) **“Special” Council Meeting – January 10th, 2012.**

RESOLUTION #C-2011-01-08

MOVED BY: Brian Campbell

SECONDED BY: Bill Avery

“THAT, the minutes of the “Special” Tay Valley Township Council meeting held on January 10th, 2012 be approved as circulated.”

ADOPTED

- vii) **Committee of the Whole Meeting – January 10th, 2012.**

RESOLUTION #C-2011-01-09

MOVED BY: Brian Campbell

SECONDED BY: Mark Burnham

“THAT, the minutes of the Committee of the Whole meeting held on January 10th, 2012 be approved as circulated.”

ADOPTED

5. DELEGATIONS AND PRESENTATIONS

None.

6. CORRESPONDENCE

None.

7. MOTIONS

i) **YAK (Youth Action Committee) – Funding Request.**

RESOLUTION #C-2011-01-10

MOVED BY: Greg Hallam

SECONDED BY: Bill Avery

“**THAT**, the YAK – Funding Request in the amount of \$5,750 be referred to the 2012 Budget Process.”

ADOPTED

ii) **Report #PD-2012-01 – Severance Application – Burke.**

RESOLUTION #C-2011-01-11

MOVED BY: Bill Avery

SECONDED BY: Greg Hallam

“**THAT**, the Council of Tay Valley Township recommend to the Land Division Committee of Lanark County that the Burke Severance Application #B11/160 (Part Lot 15, Concession 10, Geographic Township of North Burgess) be approved subject to the following conditions:

1. That, the balance of any outstanding taxes, including penalties and interest, (and any local improvement charges, if applicable) shall be paid to the Township.
2. That, the applicant pay any outstanding fees to the Township prior to final approval.
3. That, one (1) copy of an acceptable reference plan or legal description of the severed lands and the deed/transfers(s) be submitted to the Township;
4. That, the applicant submit to the Township the \$100 cash-in-lieu of parkland requirement.”

ADOPTED

iii) **Report #PD-2012-02 – Severance Application – Thompson.**

RESOLUTION #C-2011-01-12

MOVED BY: Greg Hallam

SECONDED BY: Mark Burnham

“**THAT**, the Council of Tay Valley Township recommend to the Land Division Committee of Lanark County that the Thompson Severance Application #B11/167 (Part Lot 11, Concession 1, Geographic Township of South Sherbrooke) be approved subject to the following conditions:

1. That, the balance of any outstanding taxes, including penalties and interest, (and any local improvement charges, if applicable) shall be paid to the Township.
2. That, the applicant pay any outstanding fees to the Township prior to final approval.
3. That, one (1) copy of an acceptable reference plan or legal description of the severed lands and the deed/transfers(s) be submitted to the Township
4. That, the applicant submit to the Township the \$100 cash-in-lieu of parkland requirement.”

ADOPTED

- iv) **Report #CBO-2012-01 – Building Department Report – January to December 2011.**

RESOLUTION #C-2011-01-13

MOVED BY: Mark Burnham
SECONDED BY: Greg Hallam

“**THAT**, Report #CBO-2012-01 – Building Department Report – January to December 2011 be received for information.”

ADOPTED

- v) **Perth & District Chamber of Commerce: Funding Request.**

RESOLUTION #C-2011-01-14

MOVED BY: Brian Campbell
SECONDED BY: Bill Avery

“**THAT**, the Perth & District Chamber of Commerce – Funding Request in the amount of \$1,500 be referred to the 2012 Budget Process.”

ADOPTED

- vi) **12-01-02 Council Communication Package.**

RESOLUTION #C-2011-01-15

MOVED BY: Brian Campbell
SECONDED BY: Mark Burnham

“**THAT**, the 12-01-02 Council Communication Package be received for information.”

ADOPTED

8. BY-LAWS

- i) **By-Law No. 2012-004: Banking Services Agreement – *attached, page 11.***

RESOLUTION #C-2011-01-16

MOVED BY: Bill Avery

SECONDED BY: Brian Campbell

“**THAT**, By-Law No. 2012-004, being a by-law to authorize the execution of a Banking Services Agreement with the Bank of Montreal, be read a first, second and third time short and passed and signed by the Reeve and Clerk.”

ADOPTED

9. COMMITTEE AND STAFF REPORTS

- i) **Report #FIN-2012-01 - Non-Owned Automobile Insurance.**
Peter Tranter, Treasurer.

RESOLUTION #C-2011-01-17

MOVED BY: Brian Campbell

SECONDED BY: Mark Burnham

“**THAT**, the CORPORATION OF TAY VALLEY TOWNSHIP accept the agreement of the SUBSCRIPTION POLICY to insure the liability assumed by this Resolution as follows:

CORPORATION OF TAY VALLEY TOWNSHIP HEREBY

1. ASSUMES THE LIABILITY FOR BODILY INJURY TO OR DEATH OF ANY PERSON OR DAMAGE TO OR DESTRUCTION OF PROPERTY OF OTHERS, IMPOSED BY LAW UPON:
 - (a) **Members of Council, staff, committee & board members and volunteers** of the CORPORATION OF TAY VALLEY TOWNSHIP for liability which arises out of the use or operation by such person of a licensed motor vehicle, or
 - (b) the owner of any licensed motor vehicle, for liability which arises out of the use or operation of such licensed motor vehicle by **Members of Council, staff, committee & board members and volunteers** of the CORPORATION OF TAY VALLEY TOWNSHIP
2. DECLARES THAT SUCH ASSUMPTION OF LIABILITY BE SUBJECT TO THE FOLLOWING LIMITATIONS, EXCLUSIONS AND CONDITIONS:

- (a) This assumption of liability applies only to the use or operation of a licensed motor vehicle in Canada or the United States of America by **Members of Council, staff, committee & board members and volunteers** on behalf of the CORPORATION OF THE TAY VALLEY TOWNSHIP including travel to and from work and attendance at meetings.
- (b) This assumption of liability applies only in excess of existing insurance carried by the owner of the licensed motor vehicle which was being used or operated by **Members of Council, staff, committee & board members and volunteers** at the time of the accident and does not apply unless the licensed motor vehicle which was being used or operated by such person at the time of the accident is insured for not less than the minimum Third Party Liability Limit required by The Insurance Act for the Province of Ontario.
- (c) This assumption of liability is subject to the agreements, conditions, terms and limit of liability insured in the Non-Owned Automobile Policy issued by the SUBSCRIPTION POLICY and shall terminate whenever such Non-Owned Automobile Policy is terminated.”

ADOPTED

- ii) **Report #PW-2012-01 – Glen Tay Garage – Crack Update.**
John Simcock, Public Works Superintendent.

The Public Works Superintendent informed Council that if the snow load increases on the roof to a certain limit before the crack is fixed, Staff will be required to remove the snow.

RESOLUTION #C-2011-01-18

MOVED BY: Bill Avery

SECONDED BY: Greg Hallam

“**THAT**, the quote from Crains’ Construction for wall underpinning of the Glen Tay Garage dated January 10th, 2012 in the amount of \$55,870.00, excluding tax, be accepted.”

ADOPTED

- iii) **Council Updates.**

- a) **Deputy Reeve Freeman** – *deferred to the next meeting.*

- b) **Councillor Avery**

No Update.

- c) **Councillor Burnham**

No Update.

d) Councillor Campbell

No Update.

e) Councillor Darling – *deferred to the next meeting.*

f) Councillor Hallam

No Update.

g) Councillor Jordan – *deferred to the next meeting.*

h) Reeve Kerr

No Update.

10. OTHER BUSINESS/GIVING NOTICE

- i) **Report #PW-2012-02 – ¾ Ton Truck Surplus Sale Award - *attached, page 16.***
John Simcock, Public Works Superintendent.

RESOLUTION #C-2011-01-19

MOVED BY: Mark Burnham

SECONDED BY: Bill Avery

“**THAT**, the ¾ Ton Truck Surplus Sale bid be awarded to Linda Macdonald for the amount of \$750.90, including HST.”

ADOPTED

11. QUESTIONS FROM THE PRESS

None.

12. CALENDARING: UPCOMING MEETINGS

Council	January 17	7:00 p.m.	Township Office
Library Budget Meeting	January 23	6:00 p.m.	Library
Committee of the Whole	January 24	7:00 p.m.	Township Office
Police Services Board	January 26	3:00 p.m.	Township Office
OAPSB Zone 2 Meeting	January 27	9:00 a.m.	Smiths Falls
Public Meeting – Zoning By-Law Amendment	January 31	6:30 p.m.	Township Office
Council	January 31	7:00 p.m.	Township Office

13. CLOSED SESSION

None.

14. CONFIRMATION BY-LAW

- i) **By-Law No. 2012-003: Confirmation By-Law – January 17th.**

RESOLUTION #C-2011-01-20

MOVED BY: Bill Avery

SECONDED BY: Greg Hallam

“**THAT**, By-Law No. 2012-003, being a by-law to confirm the proceedings of the Council meeting held January 17th, 2012, be read a first, second and third time short and passed and signed by the Reeve and Clerk.”

ADOPTED

15. ADJOURNMENT

Council adjourned at 7:29 p.m.

Amanda Mabo, Clerk

Keith Kerr, Reeve

**THE CORPORATION OF TAY VALLEY TOWNSHIP
COMMITTEE OF THE WHOLE
MINUTES**

**TUESDAY, JANUARY 24TH, 2012
7:00 p.m.**

MUNICIPAL OFFICE – COUNCIL CHAMBERS – 217 HARPER ROAD

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

Staff Present: Malcolm Morris, Chief Administrative Officer; Amanda Mabo, Clerk; Noelle Reeve, Planner; John Simcock, Public Works Superintendent (left at 8:50 p.m.).

Regrets: None.

1. CALL TO ORDER

The Chair called the meeting to order at 7:00 p.m.
A quorum was present.

2. AMENDMENTS/APPROVAL OF AGENDA

- i) Addition under Priority Issues: MNR Rat Snake Proposal on Stopping Development.

The Agenda was accepted as amended.

3. DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF

There was no disclosure of pecuniary interest at this time.

4. APPROVAL OF MINUTES OF PUBLIC MEETINGS

None.

5. DELEGATIONS & PRESENTATIONS

i) **Improvements to 911 System, GPS Mapping and Haughian Bridge Detour Commitments.**

Bruce Walker, Chair, Community Vigilance Committee, Rideau North Shore Association.

B. Walker addressed the Committee regarding a number of items – *attached, page 11.*

Signage

The Public Works Superintendent will be in contact with B. Walker to discuss options.

GPS Errors & Shortcomings

Staff explained that there is a difference between personal GPS units and emergency services GPS units. Emergency services information is updated through the local municipality and are more accurate than the personal units, which are not updated by the municipality.

Staff will confirm that Cooper Drive is flagged in the emergency services system as it is not passable in the winter.

Dispatch Awareness

Staff will confirm what information is to be relayed to the dispatcher when you call 9-1-1 from a cell phone.

OPP Role During Fire Events and Open Fire Restrictions & Notices

Staff will forward the comments to the Fire Chief.

Review of Haughian Bridge Detour Commitments

The Public Works Superintendent will provide a status update in writing to B. Walker.

ii) **2011 Septic Re-Inspection Program Report.**

Eric Kohlsmith, Inspector, Mississippi Rideau Septic System Office (MRSSO)

E. Kohlsmith gave a PowerPoint presentation – *attached, page 19.*

E. Kohlsmith informed the Committee that a replacement page has been distributed for page 18 of the document – *attached, page 26.*

6. PRIORITY ISSUES

vii) **Road Patrol Update (verbal).**

John Simcock, Public Works Superintendent.

The Public Works Superintendent informed the Committee that a 4 hour liability training session and understanding of provincial guidelines, fines and filing of reports with regards to road patrols was held.

The Public Works Superintendent overviewed the winter and summer patrol schedules with the Committee as well as a sample road patrol report and the process.

The Public Works Superintendent informed the Committee that he is confident that the new system is working.

viii) **Report #PW-2012-03 - Maberly Hall & Garage Plumbing.**

John Simcock, Public Works Superintendent.

The Committee agreed that the project should proceed at the earliest convenience in order to reduce the heating costs in the garage.

Before making a decision, the Committee directed the Public Works Superintendent to speak with the low bidder regarding the scope of the work and to confirm whether the scope of the work reflects the pricing, and to bring back a final report to the Council meeting next week.

ix) **Report #PD-2012-03 – Tay Valley Township Official Plan Compared to the County Sustainable Community Official Plan (SCOP).**

Noelle Reeve, Planner.

Recommendation to Council:

“THAT, Council support the Lanark County SCOP in principle subject to the clarification and change to those item of concern listed in summary below.”

item ii) - add the word “may”

item iv) - needs clarification, concerns with future development on that piece of property, the breaking up of the land and isolation, what if the holdings are in different Township's?

item v) - this statement limits growth in the hamlets or extension of hamlets, recommendation is to eliminate this provision

item vi) - how will significant areas be defined? Should follow the provincial legislation, suggest to eliminate

item vii) - suggest to use wording from the Tay Valley official plan.”

- x) **MNR Rat Snake Proposal on Stopping Development.**
Susan Freeman, Deputy Reeve.

A letter from the Ministry of Natural Resources (MNR) has been sent to some landowners in Tay Valley talking about restrictions with regards to development regarding rat snakes. The restrictions are very onerous; you cannot develop within 1,000 metres of any nesting area, cannot disturb anything within 100 metres of seeing a rat snake (ex. cannot drive down your driveway) and there is no talk about compensation. These requirements will deter anyone reporting that they have seen a rat snake and will have the opposite effect of protecting them.

The Committee requested that Staff make an EBR submission on the Rat Snake by the deadline of February 6th.

Recommendation to Council:

“THAT, a letter be sent to the Ministry of Natural Resources indicating that Tay Valley has three main concerns as follows, that will be outlined in a formal submission:

- 4) notification of the Township as well as its residents when a regulation is proposed in our area;
- 5) the regulation appearing to be overly restrictive on landowners and farmers without offering genuine compensation;
- 6) the inadequacy of the funding approach currently offered by the Province which focuses on one time projects and education rather than creating a market approach involving the transfer of development rights that would provide landowners and farmers with compensation for providing an ecological service.”

The Committee recessed at 8:50 p.m.
The Public Works Superintendent left at 8:50 p.m.
The Committee returned to regular session t 8:55 p.m.

7. **CORRESPONDENCE**

- xi) **Perth & District Food Bank – Funding Request.**
- xii) **Perth & Smiths Falls District Hospital – Redevelopment of the Smiths Falls Site – Funding Request.**

Recommendation to Council:

“THAT, the Perth & District Food Bank – Funding Request be referred to the 2012 Budget Process;

AND THAT, the Perth & Smiths Falls – Redevelopment of the Smiths Falls Site – Funding Request, be referred to the 2014 Budget Process.”

xiii) **12-01-19 Council Communication Package.**

Recommendation to Council:

“**THAT**, the 12-01-19 Council Communication Package be received for information.”

8. UPDATES

i) **Recreation Working Group.**
Deputy Reeve Susan Freeman.

The Deputy Reeve reported the following:

- the curling bonspiel was cancelled due to lack of interest
- Staff have posted the following good news story on the website and Facebook:

A HUGE THANK YOU TO A "GOOD SAMARITAN"!!

Volunteer Aaron Badour who maintains the Glen Tay rink passed along the following story that we would like to share with residents.

While trying to clear the rink this past Saturday he was surprised when tapped on the shoulder by a complete stranger who suggested to him, that he looked like he was having a rough go of it. The gentleman then proceeded to tell him that although he could not offer help in clearing or flooding operations, he would be pleased to offer monetary assistance. A short time later the monetary assistance appeared in the form of Dave Bowe's with his tractor. Dave cleared the buildup of ice and snow saving countless hours of hard work for Aaron who feared that the rink may be finished for the season unless the accumulation could be removed!

This all goes to say that there are still "Good Samaritan's" out there and whoever you are a huge **THANK YOU** is being sent on behalf of the Township and all those who use the rink!

The Committee requested that a message be posted on the website and Facebook to solicit more good news stories.

ii) **Strategic Planning Working Group.**
Malcolm Morris, Chief Administrative Officer.

The CAO reported the following:

- has met with the Reeve and Deputy Reeve and collectively have determined that a meeting will be called with the Working Group in order to continue the process

iii) **Waste Management Working Group.**
Councillor Bill Avery.

No Report.

Next Meeting: Thursday, February 2nd at 5:00 p.m.

iv) **Fire Board.**
Councillor RoxAnne Darling.

Councillor R. Darling reported the following:

- had a meeting last night
- the new truck is being delivered next week
- in 2011, the BBDE Fire Hall was over budget by \$25,000 and the Sherbrooke Fire Hall over by \$7,000; both overages will be covered by revenues
- a 5% increase at BBDE and a 4.8% increase at Sherbrooke has been budgeted for 2012; the increases are due to the increase in calls at BBDE and Sherbrooke is for the utilities for the new facility
- the Board would like to increase the reserve fund from \$70,000 to \$80,000
- the Fire Chief is working on a 10 year vehicle replacement plan
- a 3% increase for administrative staff for the year has been approved

v) **Library Board.**
Councillor RoxAnne Darling.

Councillor R. Darling reported the following:

- had meeting January 4th
- had public budget meeting last night
- there is a 3.06% increase in 2012
- with that increase there will be nothing achieved from the strategic plan
- Jim Noble is setting up a trust fund for children's literacy

vi) **Police Services Board.**
Reeve Keith Kerr.

No Report.

Next Meeting: Thursday, January 26th at 3:00 p.m.

vii) **County of Lanark.**
Reeve Keith Kerr and Deputy Reeve Susan Freeman.

The Reeve and Deputy Reeve reported the following:

- County OPP Costing will be going forward
- Lanark Lodge accreditation was awarded at 98%
- discussions were held about establishing a committee for hiring of a new CAO

- viii) **Association of Municipalities of Ontario.**
Deputy Reeve Susan Freeman.

No Report.

Next Meeting: Friday, January 27

The Deputy Reeve informed the Committee that she will bring forward the letter from the MNR regarding Rat Snakes.

- ix) **Tourism Coalition.**
Councillor RoxAnne Darling.

No Report.

- x) **Rideau Heritage Route.**
Deputy Reeve Susan Freeman.

The Deputy Reeve reported the following:

- applying for grants this time of year
- the commitment from Parks Canada was confirmed

- xi) **Rideau Corridor Landscape Strategy.**
Deputy Reeve Susan Freeman.

No Report.

- xii) **Municipal Drug Strategy Committee.**
Deputy Reeve Susan Freeman.

The Deputy Reeve reported the following:

- had a report on the Perth Christmas parade where YAK put in a float; it was very successful; it brought youth out to work with the Committee
- now have 6 youth on the Committee and the youth coordinator from PDCI is also on the Committee

- xiii) **Tay Valley 200th Committee Update.**
Noelle Reeve, Planner.

The Planner reported the following:

- March 8th at the Perth Museum from 5 – 7 p.m. is the kick-off for telling the community about the celebration; letters are going out

- xiv) **CAO – Active Files**
Malcolm Morris, Chief Administrative Officer.

The CAO reported the following:

- have met with most of the senior management team
- spent time with some of the union stewards today
- agreed at the senior management team meeting today that monthly staff meetings would be implemented

Tayside Subdivision

- will be filing the draft plan of subdivision next week
- the next step is to schedule a public information session
- the suggested date is February 21st at 6:00 p.m. or alternatively March 6th

6th Line of Bathurst

Councillor W. Jordan informed the Committee that an email was sent to the Public Works Superintendent and supposedly copied to Council; Council has not received a copy. The CAO informed the Committee that he will follow-up.

9. CLOSED SESSION

None.

10. DEFERRED ITEMS

**The following items will be discussed at the next and/or future meeting:*

- ***Report #C-2011-XX Township Website.***
- ***Draft Mandatory Septic Re-Inspection Program By-Law.***
- ***Report #PW-2011-XX Recording Devices for Road Patrols.***
- ***Report #PW-2011-XX Waste Site Closure on Stat Holidays.***
- ***Report #PD-2012-XX Granny Flats (requested November 2011).***
- ***Report #PD-2012-XX Dark Skies Policy (requested November 2011).***
- ***Trailers – Additional Information (requested November 2011).***

11. ADJOURNMENT

The Committee adjourned at 9:25 p.m.

DELEGATIONS & PRESENTATIONS

To: Reeve Kerr and Members of Council

From: Amanda Mabo, Clerk

Date: January 31st, 2012

**Re: Report #C-2012-01
Request to Close Unopened Road Allowance – Thibodeau**

STAFF RECOMMENDATION

THAT, Council approve a by-law to stop up, close and sell the unopened road allowance with the transfer of the lands being subject to an easement required by Bell, with the said easement being registered, if one is required, prior to the conveyance to the Thibodeau's.

PURPOSE

To solicit public feedback regarding the proposed road closing of the unopened road allowance between Concessions 1 & 2 South Sherbrooke, Lot 17, geographically located south of County Road #6 (1511 Althorpe Road).

BACKGROUND

Committee and Council have considered a request to stop up, close and sell the unopened road allowance between Concessions 1 & 2 South Sherbrooke, Lot 17, geographically located south of County Road #6 (1511 Althorpe Road). A resolution was passed on November 22nd, 2011 declaring the land surplus to the Township's needs and agreeing to a purchase price of \$0.01 per square foot.

Pursuant to the policy, public notice was posted on site and in the general vicinity of the portion of the unopened road allowance to be closed, mailed to the adjacent property owners, published in the newspaper on December 19th and 26th, 2011, published on the Township website and given via the agenda for the Council Meeting on January 31st, 2012, with such notice offering an opportunity for any person to address concerns related to the closing at the meeting of Council held on January 31st, 2012. Two telephone calls were received from residents seeking clarification.

Agencies were also circulated with no concerns or objections noted. However, Bell Canada has requested an easement over the unopened road allowance in order to protect their existing installation, prior to the sale of these lands into private ownership.

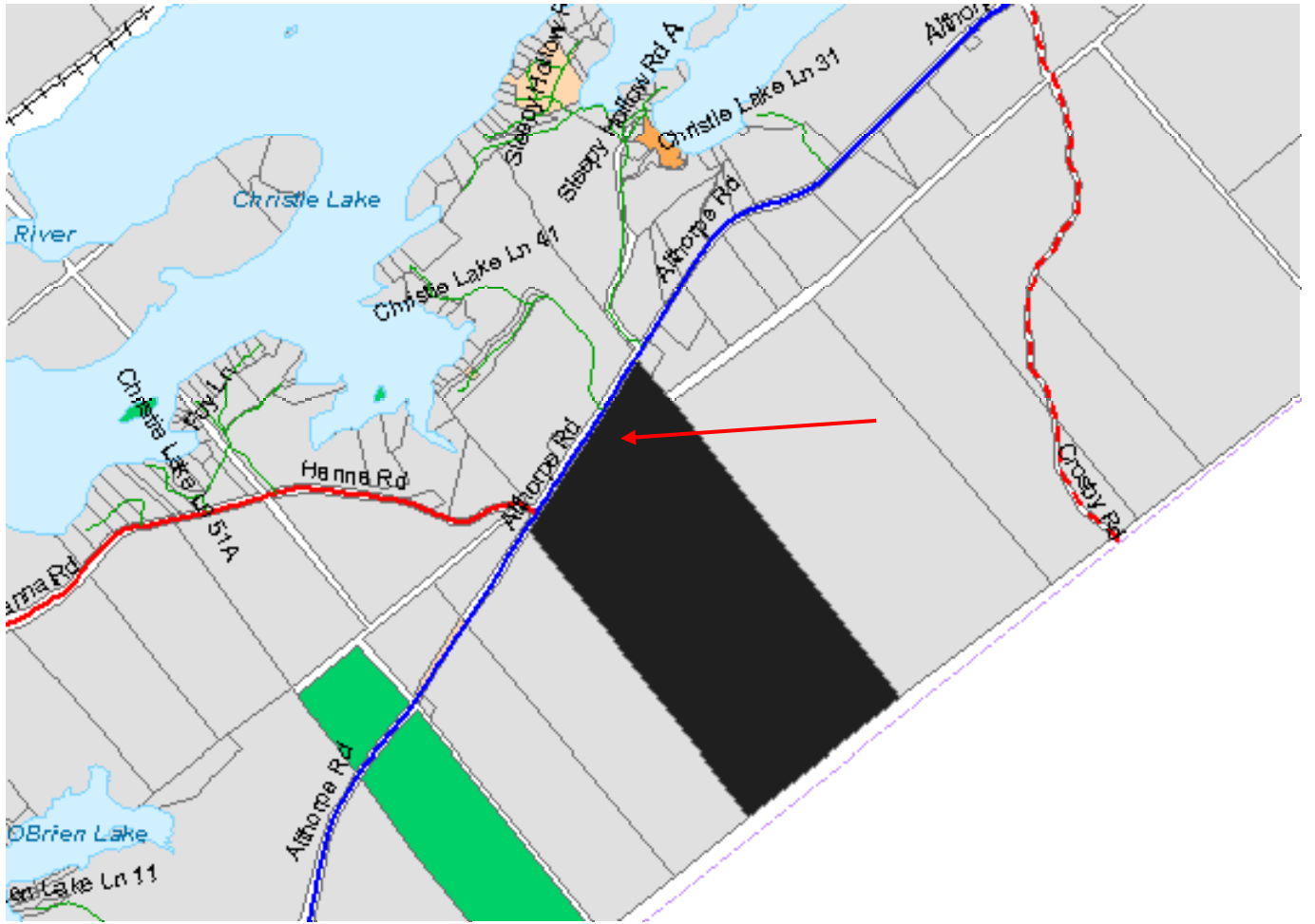
In addition, Rideau Valley Conservation Authority (RVCA) has recommended that because there is a watercourse that traverses through the unopened road allowance that any prospective purchasers are advised that the watercourse is subject to Ontario Regulation 174/06 "Development, Interference with Wetlands and Alterations to Shorelines and Watercourses Regulation" under Section 28 of the Conservation Authorities Act. Therefore, any alteration, straightening, changing, diverting or interfering in any way to the watercourse would require prior written approval from RVCA. This information will be provided to the Thibodeau's and placed in the property file.

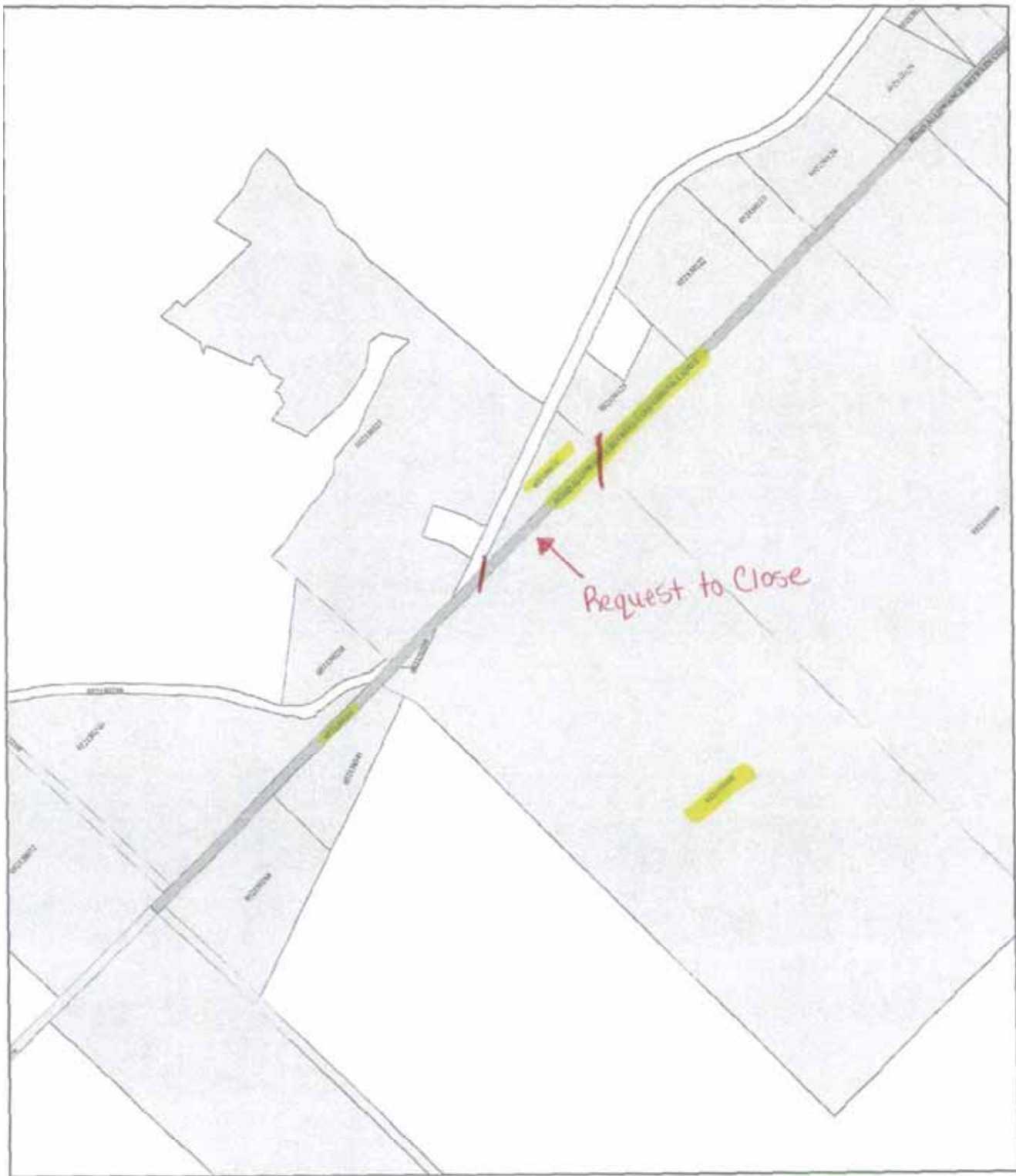
DISCUSSION

The information provided by Bell is not complete and Township Staff are still in the process of obtaining this information. However, the by-law to stop up, close and sell part of the original unopened road allowance can still proceed with the transfer of the lands being subject to the easement required by Bell, with the said easement being registered, if one is required, prior to the conveyance to the Thibodeau's.

ATTACHMENTS

- i) Maps





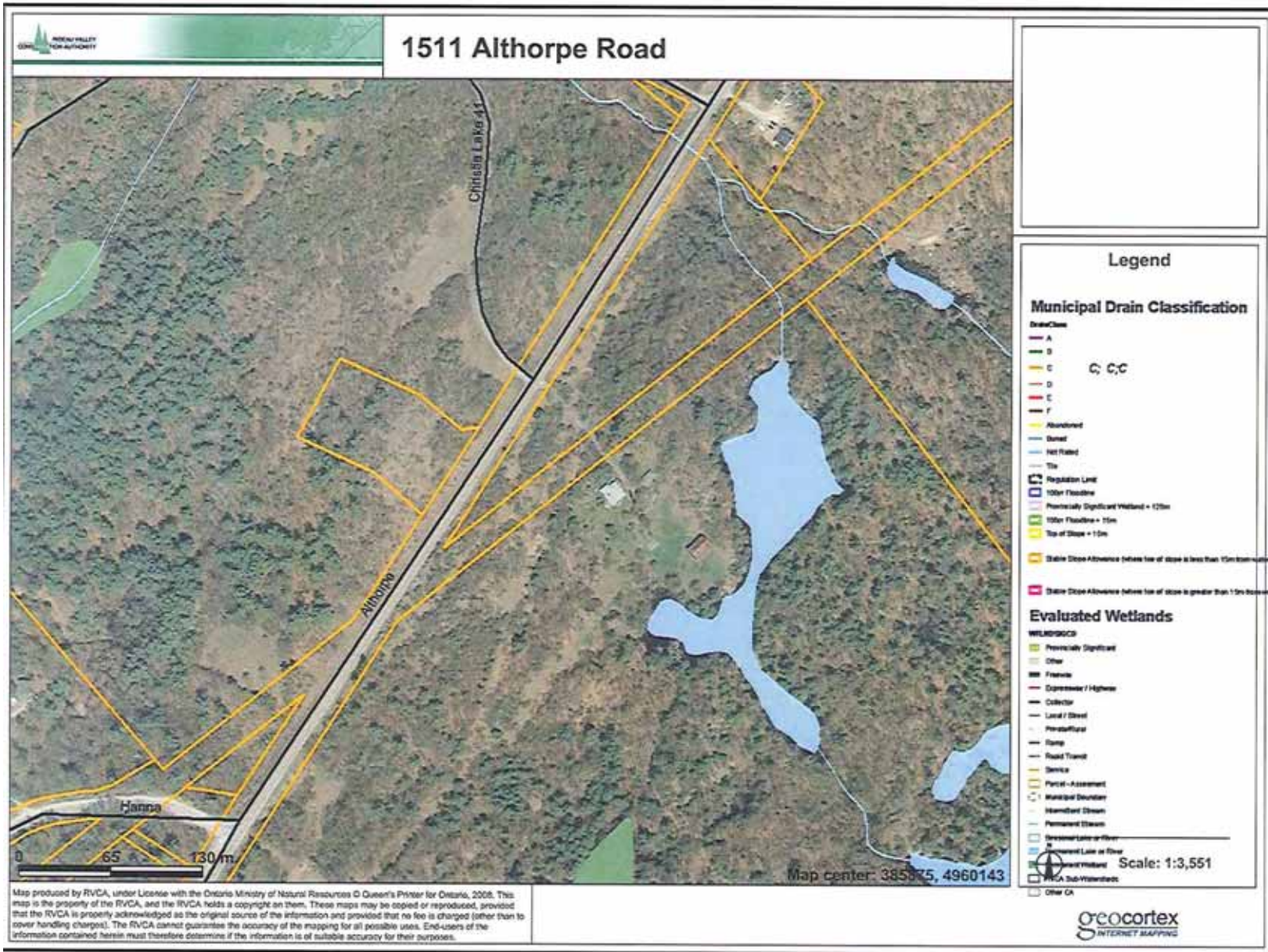
TERANET Teraview

Nov 1, 2011

Protected by Copyright. May not be reproduced without permission. This map was compiled using plans and documents recorded in the land registration system and is prepared for property indexing purposes only. This is not a Plan of survey. For actual dimensions of property boundaries, see recorded plans and documents.

Teranet Customer Service Centre: 1-800-208-5263 (Toronto: 416-360-1190)





BY-LAWS

THE CORPORATION OF TAY VALLEY TOWNSHIP

BY-LAW NO. 2012-005

A BY-LAW TO STOP UP, CLOSE AND SELL A PORTION OF AN UNOPENED ROAD ALLOWANCE (THIBODEAU)

WHEREAS, Section 11 (3) of the *Municipal Act, 2001*, S.O. 2001, Chapter 25, as amended, provides that a municipality may pass by-laws respecting highways within their jurisdiction;

AND WHEREAS, an application was received and processed in accordance with the Road Closing and Sale Policy;

AND WHEREAS, public notice was posted on site and in the general vicinity of the portion of the unopened road allowance to be closed, mailed to the adjacent property owners, published in the newspaper on December 19th and 26th, 2011, published on the Township website and given via the agenda for the Council Meeting on January 31st, 2012, with such notice offering an opportunity for any person to address concerns related to the closing at the meeting of Council held on January 31st, 2012;

AND WHEREAS, the Council of the Corporation of Tay Valley Township adopted Resolution #C-2011-11-28, declaring the subject lands surplus to its needs;

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 Part of the unopened road allowance between Concessions 1 and 2, Lot 17, geographic Township of South Sherbrooke, and more particularly described on Schedule "A", attached hereto, is hereby stopped up and closed.
- 1.2 **THAT**, Plan 27R-10018 is attached hereto as Schedule "B" and shall be for information purposes only.
- 1.3 **THAT**, Part 6, as described in Schedule "A" and shown on Schedule "B", shall be sold to Stephane and Chantal Thibodeau.
- 1.4 **THAT**, the purchase price for the parcels of land as described in Schedule "A" shall be \$0.01 per square foot.

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2012-005**

- 1.5** THAT, the transfer shall be subject to any easement required by Bell Canada with the easement, if required, to be registered prior to the transfer to Staphane and Chantal Thibodeau.
- 1.6** THAT, the Reeve and Clerk are hereby authorized on behalf of the Corporation of Tay Valley Township to execute all documentation required to complete the transfer of ownership.

3. ULTRA VIRES

Should any sections of this by-law, including any section or part of any schedules attached hereto, be declared by a court of competent jurisdiction to be ultra vires, the remaining sections shall nevertheless remain valid and binding.

4. EFFECTIVE DATE

- 4.1** THAT, this By-Law shall come into force and take effect once a certified copy of this by-law is registered in the proper land registry office.
- 4.2** ENACTED AND PASSED this 31st day of January, 2012.

Keith Kerr, Reeve

Amanda Mabo, Clerk

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2012-005**

SCHEDULE "A"

Portion of Unopened Road Allowance to be Closed and Sold to Stephane and Chantal Thibodeau

Part of the unopened road allowance between Concessions 1 and 2, Lot 17, geographic Township of South Sherbrooke, being Part 6 on Plan 27R-10018, and being part of PIN 05215-0104(LT).

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2012-005**

SCHEDULE "B"

Plan 27R-10018 is available for viewing at the Municipal Office

THE CORPORATION OF TAY VALLEY TOWNSHIP

BY-LAW NO. 2012-006

**A BY-LAW TO AMEND ZONING BY-LAW NO. 2002-121
(DAVIDSON & FORGET – 300 PIKE LAKE RTE 17B)
(PART LOT 19 & 20, CONCESSION 8, GEOGRAPHIC TOWNSHIP OF BURGESS)**

WHEREAS, the *Planning Act, R.S.O. 1990, Chapter P.13 Section 34 as amended*, provides that the Councils of local municipalities may enact by-laws regulating the use of land and the erection, location and use of buildings and structures within the municipality;

AND WHEREAS, By-Law No. 2002-121 regulates the use of land and the erection, location and use of buildings and structures within Tay Valley Township;

AND WHEREAS, the Council of the Corporation of Tay Valley Township deems it advisable to amend By-Law No. 2002-121, as hereinafter set out;

AND WHEREAS, this By-Law implements the policies and intentions of the Official Plan for Tay Valley Township;

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

1. GENERAL REGULATIONS

1.1 THAT, By-Law No. 2002-121, is hereby amended by amending the zoning on the lands legally described as Part Lot 19 & 20, Concession 8, geographic Township of Burgess now in Tay Valley Township, County of Lanark from Seasonal Residential (RS) to Limited Service Residential Special Exception – 108 (RLS-108), in accordance with Schedule “A” attached hereto and forming part of this By-Law.

1.2 NOTWITHSTANDING, the provisions of section 3.26, on the lands zoned RLS-108, the following provisions shall prevail:

- Minimum Water Setback (side yards) 10.7m

1.3 THAT, all other applicable standards and requirements of the Official Plan and of By-Law No. 2002-121 shall continue to apply to the subject property.

1.4 THAT, this By-Law shall come into force and effect with the passing thereof, in accordance with *the Planning Act*, as amended.

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2012-006**

2. ULTRA VIRES

Should any sections of this by-law, including any section or part of any schedules attached hereto, be declared by a court of competent jurisdiction to be ultra vires, the remaining sections shall nevertheless remain valid and binding.

3. EFFECTIVE DATE

ENACTED AND PASSED this 31st day of January, 2012.

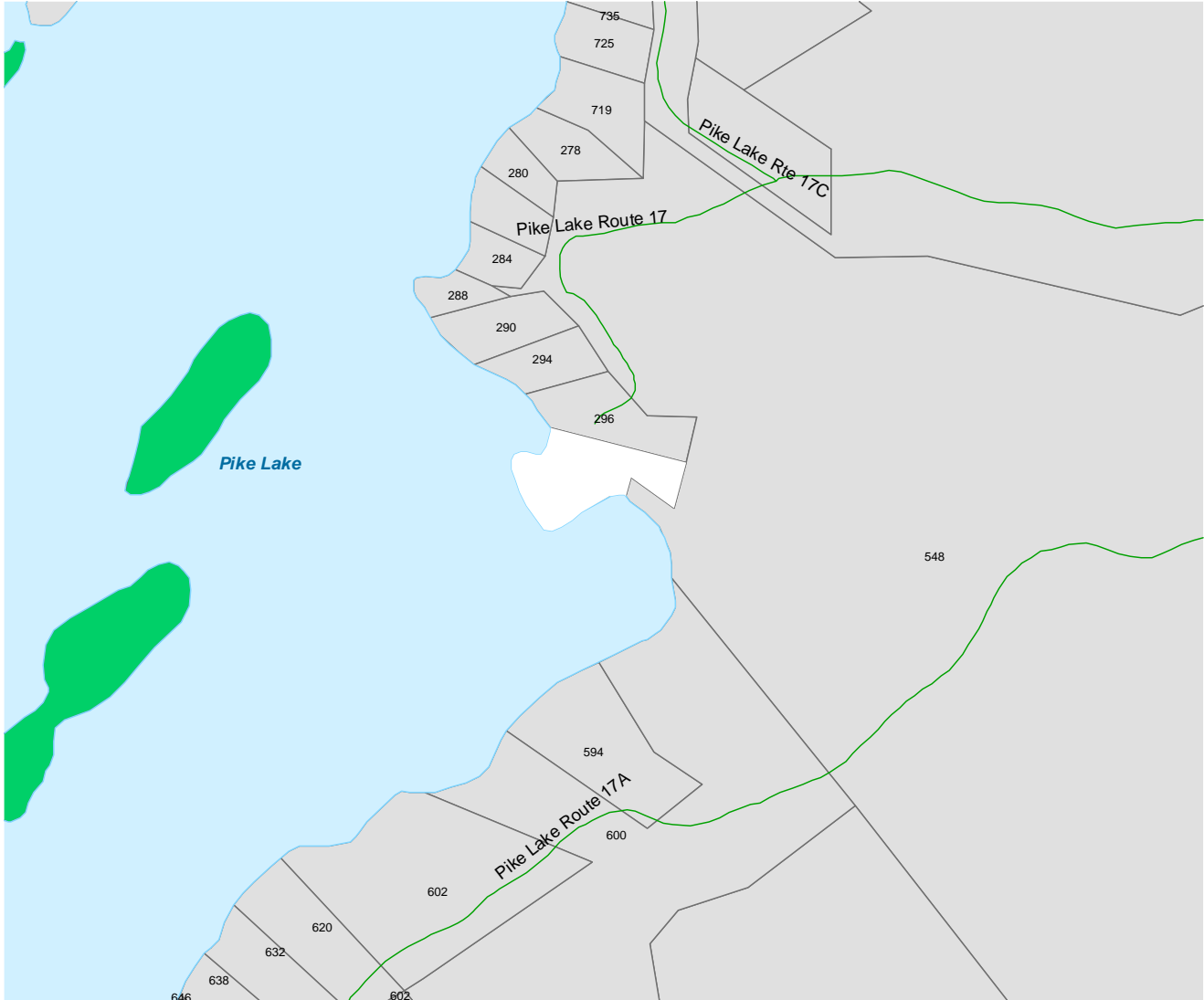
Keith Kerr, Reeve

Amanda Mabo, Clerk

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2012-006**

SCHEDULE "A"

**300 Pike Lake Rte 17B
Part Lot 19 & 20, Concession 8
Geographic Township of Burgess
Tay Valley Township**



Area(s) Subject to the By-Law

From: Seasonal Residential (RS)
To: Limited Service Residential Special Exception-108
(RLS-108)

Certificate of Authentication

This is Schedule "A" to By-Law 2012-006
passed this 31st day of January, 2012.

Reeve

Clerk

THE CORPORATION OF TAY VALLEY TOWNSHIP

BY-LAW NO. 2012-007

A BY-LAW TO CONFIRM THE PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF TAY VALLEY TOWNSHIP AT ITS MEETING HELD ON JANUARY 31ST, 2012

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 31st day of January, 2012 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. 2012-007**

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 31st day of January, 2012.

Keith Kerr, Reeve

Amanda Mabo, Clerk

STAFF REPORTS

To: Council

From: John Simcock, Public Works Superintendent

Date: January 31st, 2012

Report #PW-2012-04: MABERLY HALL AND GARAGE PLUMBING

STAFF RECOMMENDATION:

“THAT, the quote from England Plumbing for the relocation of the existing pressure tank and UV system in the Maberly garage to the Maberly hall basement submitted in December 2011, in the amount of \$2,364.41, including tax, be accepted ”

BACKGROUND:

In Report #PW-2012-03 to the Committee of the Whole dated January 24th, 2012, Public Works presented the cost benefit analysis of moving the water supply and heating from the Maberly garage to the basement of the community hall revealing a heating fuel cost saving of approximately \$4,000 per year. Council agreed that the water supply should be removed entirely from the garage and moved to the hall, and that a primary feed from the existing well should be directed to the Maberly Hall.

DISCUSSION:

Three quotes were submitted to complete the project: B Blackburn – \$3,616.00, England Plumbing – \$2,634.41 and Tom Sullivan’s Plumbing - \$4,678.20.

The Committee directed staff to ensure the scope of work including excavation is understood by England Plumbing and that their quote stands as is.

England Plumbing confirmed they are aware that the existing pipe is approximately 5 feet below ground and that their price is firm as long as they do not find any rock that has to be excavated. They stated that since there is an existing pipe that has been already excavated down for, they are simply going to follow the same trench. Their plan is to cut the water supply in the morning, complete the transfer and get the supply back on by the end of the day. The system would have to be sanitized, so it will have to sit overnight before being flushed for use the next day.