



COUNCIL MEETING AGENDA

Tuesday, May 9th, 2017
7:00 p.m.

Municipal Office – Council Chambers – 217 Harper Road

7:00 p.m. *Council Meeting*

Chair, Reeve Keith Kerr

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

- i) **Council Meeting – April 25th, 2017 – *attached, page 7.***

Suggested Motion by Deputy Reeve Brian Campbell:

“THAT, the minutes of the Council Meeting held on April 25th, 2017, be approved as circulated.”

- ii) **Council Meeting (Closed Session – Litigation or Potential Litigation – Glen Tay Waste Site) – April 25th, 2017 – *to be distributed at the meeting.***

Suggested Motion by Councillor Jennifer Dickson:

“THAT, the minutes of the Council Meeting (Closed Session – Litigation or Potential Litigation – Glen Tay Waste Site) held on April 25th, 2017, be approved as circulated.”

- iii) **Council Meeting (Closed Session – Identifiable Individual – Building and Planning Departments) – April 25th, 2017 – *to be distributed at the meeting.***

Suggested Motion by Councillor Greg Hallam:

“THAT, the minutes of the Council Meeting (Closed Session – Identifiable Individual – Building and Planning Departments) held on April 25th, 2017, be approved as circulated.”

- iv) **Committee of the Whole Meeting – May 2nd, 2017 – attached, page 15.**

Suggested Motion by Councillor Mark Burnham:

“THAT, the minutes of the Committee of the Whole Meeting held on May 2nd, 2017, be approved as circulated.”

5. DELEGATIONS & PRESENTATIONS

- i) **Lanark Transportation Association.**
Marilyn Bird.

6. CORRESPONDENCE

None.

7. MOTIONS

- i) **Appointment of Volunteer for the Soccer Program.**

Suggested Motion by Councillor Judy Farrell:

“THAT, the Council of the Corporation of Tay Valley Township appoint the following volunteer for the 2017 Soccer Season, subject to the Criminal Records Check Policy:

- *Laurie Clark.”*

- ii) **Wild Parsnip.**

Suggested Motion by Councillor RoxAnne Darling:

“THAT, the Council of the Corporation of Tay Valley Township request the County of Lanark to not spray for wild parsnip along County roads 6, 7, 10, 12, 14, 19, 21, 36 and 511 within Tay Valley Township.”

- iii) **Waste & Recycling Collection - Reconsideration.**

Motion to Reconsider.

(This motion must be moved and seconded and approved by a three-quarters vote of those present and voting; there is no debate on this motion; only one motion for reconsideration is permitted)

Suggested Motion by Councillor Fred Dobbie:

“THAT, Resolution #C-2017-03-21 regarding Waste and Recycling Collection be reconsidered at this Council meeting due to new information that has come forward.”

Suspend Procedural By-Law

(If the motion to reconsider is adopted, in order for Council to reconsider the subject matter of the resolution at this meeting Section 113 of the Procedural By-Law must be suspended. The motion must be moved and seconded and approved by a three-quarters vote of those present and voting)

Suggested Motion by Deputy Reeve Brian Campbell:

***“THAT**, Section 113 of the Procedural By-Law be suspended to allow Council to reconsider the subject matter of Resolution #C-2017-03-21 at this Council meeting instead of the next subsequent Council meeting.”*

Resolution #C-2017-03-21

(If the motion to reconsider is adopted and the motion to suspend the Procedural By-Law is adopted, the original motion must be stated in the exact manner in which it was first presented; it must then be moved and seconded; debate can then occur.)

Suggested Motion by Councillor Jennifer Dickson:

***“THAT**, staff be directed to plan for implementation of curbside pickup of waste and recycling with a target date of January 1, 2018;*

***AND THAT**, Staff report to Council at regular intervals with progress updates.”*

iv) **Waste & Recycling Collection – Public Meeting**

Suggested Motion by Councillor Greg Hallam:

***“THAT**, a public meeting be held on June _____, 2017 regarding Waste and Recycling Collection.”*

v) **Age Friendly Working Group - Appointment.**

Suggested Motion by Councillor Mark Burnham:

***“THAT**, the Council of the Corporation of Tay Valley Township appoint the following volunteer to the Age Friendly Working Group, subject to the Criminal Records Check Policy:*

- *Gordon Hill.”*

vi) **Waste Management Working Group - Appointment.**

Suggested Motion by Councillor Judy Farrell:

***“THAT**, the Council of the Corporation of Tay Valley Township appoint the following volunteer to the Waste Management Working Group, subject to the Criminal Records Check Policy:*

- *Gordon Hill.”*

- vii) **Report #PD-2017-10 – Legacy Cottage Plaques – Request for Quotation Award.**

Suggested Motion by Councillor RoxAnne Darling:

“THAT, The Silver Shingle be retained for the production of the Legacy Cottage plaques for \$5,400 plus HST;

AND THAT, the Reeve and Clerk be authorized to sign the necessary contract.”

- viii) **Report #C-2017-10 – Request to Use Unopened Road Allowance – McMunm.**

Suggested Motion by Councillor Fred Dobbie:

“THAT, Council declares the portion of the unopened road allowance (approximately 20 feet by 10 feet and Part 6 on Plan 27R4959) between Concessions 5 & 6, Lot 2, North Burgess (at the end of Brooks Corner on Adam Lake), as detailed in Report #C-2017-10, surplus to the Township’s needs;

THAT, Council agrees to proceed with the application to stop up, close and sell the said portions of the unopened road allowance as per the Road Closing and Sale Policy and call a Public Meeting;

AND THAT, the purchase price of \$0.03 per square foot be accepted should the sale be finalized.”

8. BY-LAWS

- i) **By-Law No. 2017-036: Zoning By-Law Amendment – 2386274 Ontario Inc. – attached, page 28.**

Suggested Motion by Deputy Reeve Brian Campbell:

“THAT, By-Law No. 2017-036, being a by-law to Amend Zoning By-Law No. 2012-121 (2386274 Ontario Inc. – Highway 511 – Part Lot 27, Concession 3, geographic Township of Bathurst), be read a first, second and third time short and passed and signed by the Reeve and Clerk.”

- ii) **By-Law No. 2017-037: Eastern Ontario Development Program Contribution Agreement – Community Hub – attached, page 31.**

Suggested Motion by Councillor Jennifer Dickson:

“THAT, By-Law No. 2017-037, being a by-law to Authorize the Execution of a Eastern Ontario Development Program Contribution Agreement between the Corporation of Tay Valley Township and the Valley Heartland Community Futures Development Corporation for a Feasibility Study and Needs Assessment regarding a Community Hub, be read a first, second and third time short and passed and signed by the Reeve and Clerk.”

9. COMMITTEE AND STAFF REPORTS

- i) **Council Updates.**

10. OTHER BUSINESS/GIVING NOTICE

11. QUESTIONS FROM THE PRESS

12. CALENDARING: UPCOMING EVENTS

Meeting	Date	Time	Location
Police Services Board Meeting	May 9 th	2:00 p.m.	Municipal Office
Council Meeting	May 9 th	7:00 p.m.	Municipal Office
Lanark County Municipal Trails Corporation Meeting	April 24 th	9:00 a.m.	Lanark County Administration Building
Recreation Working Group Meeting	May 15 th	5:30 p.m.	Municipal Office
Library Board Meeting	May 15 th	5:30 p.m.	Perth
Committee of the Whole Meeting	May 16 th	7:00 p.m.	Municipal Office
Mississippi Valley Conservation Authority Board Meeting	May 17 th	1:00 p.m.	MVCA Office
Farren Lake Property Owners Association AGM	May 20 th	2:00 p.m.	TBD
Council Meeting	May 23 rd	7:00 p.m.	Municipal Office

13. CLOSED SESSION

None.

14. CONFIRMATION BY-LAW

- i) **By-Law No. 2017-038: Confirmation By-Law – May 9th, 2017 – *attached, page 40***

Suggested Motion by Councillor Greg Hallam:

“THAT, By-Law No. 2017-038, being a by-law to confirm the proceedings of the Council meeting held May 9th, 2017, be read a first, second and third time short and passed and signed by the Reeve and Clerk.”

15. ADJOURNMENT

MINUTES

COUNCIL MEETING MINUTES

Tuesday, April 25th, 2017

7:00 p.m.

Tay Valley Municipal Office – 217 Harper Road, Perth, Ontario

Council Chambers

ATTENDANCE:

Members Present: Chair, Reeve Keith Kerr
Deputy Reeve Brian Campbell
Councillor Fred Dobbie
Councillor Jennifer Dickson
Councillor Mark Burnham
Councillor Judy Farrell
Councillor RoxAnne Darling
Councillor Greg Hallam

Staff Present: Larry Donaldson, Chief Administrative Officer
Amanda Mabo, Clerk
Noelle Reeve, Planner (arrived at 7:05 p.m.)

Regrets: None.

1. CALL TO ORDER

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

2. AMENDMENTS/APPROVAL OF AGENDA

The Agenda was adopted as presented.

3. DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF

None at this time.

4. APPROVAL OF MINUTES

- i) **Council Meeting – April 11th, 2017.**

RESOLUTION #C-2017-04-30

MOVED BY: Fred Dobbie

SECONDED BY: RoxAnne Darling

“THAT, the minutes of the Council Meeting held on April 11th, 2017, be approved as circulated.”

ADOPTED

- ii) **Council Meeting (Closed Session – Identifiable Individual – Human Resources) – April 11th, 2017.**

RESOLUTION #C-2017-04-31

MOVED BY: Brian Campbell

SECONDED BY: Jennifer Dickson

“THAT, the minutes of the Council Meeting (Closed Session – Identifiable Individual – Human Resources) held on April 11th, 2017, be approved as circulated.”

ADOPTED

- iii) **Council Meeting (Closed Session – Litigation or Potential Litigation – Glen Tay Waste Site) – April 11th, 2017.**

RESOLUTION #C-2017-04-32

MOVED BY: Jennifer Dickson

SECONDED BY: Greg Hallam

“THAT, the minutes of the Council Meeting (Closed Session – Litigation or Potential Litigation – Glen Tay Waste Site) held on April 11th, 2017, be approved as circulated.”

ADOPTED

- iv) **Committee of the Whole Meeting – April 18th, 2017.**

RESOLUTION #C-2017-04-33

MOVED BY: Greg Hallam

SECONDED BY: Mark Burnham

“THAT, the minutes of the Committee of the Whole Meeting, held on April 18th, 2017, be approved as circulated.”

ADOPTED

5. DELEGATIONS & PRESENTATIONS

None.

6. CORRESPONDENCE

None.

7. MOTIONS

- i) **Age Friendly Working Group - Appointment.**

RESOLUTION #C-2017-04-34

MOVED BY: Mark Burnham

SECONDED BY: Greg Hallam

“THAT, the Council of the Corporation of Tay Valley Township appoint the following volunteer to the Age Friendly Working Group, subject to the Criminal Records Check Policy:

- Mary Grant.”

ADOPTED

- ii) **Lanark County Economic Development Strategic Plan – Appointment of 5 Members to sit on the Leadership Team.**

RESOLUTION #C-2017-04-35

MOVED BY: Judy Farrell

SECONDED BY: RoxAnne Darling

“THAT, Councillor Jennifer Dickson, Larry Donaldson, Chief Administrative Officer and Larry Sparks be appointed by Tay Valley Township to sit on the Leadership Team for the Lanark County Economic Development Strategic Plan.”

ADOPTED

- iii) **Report #C-2017-09 - Tay Valley Guide – Request for Quotation Award.**

RESOLUTION #C-2017-04-36

MOVED BY: RoxAnne Darling

SECONDED BY: Judy Farrell

“THAT, Henderson Printing Inc. be retained for the design, print and mailing of the 2018 Tay Valley Guide for \$5,932.42 plus the cost of postage, plus HST;

AND THAT, the Reeve and Clerk be authorized to sign the necessary contract.”

ADOPTED

iv) **Appointment of Volunteers for the Soccer Program.**

RESOLUTION #C-2017-04-37

MOVED BY: Fred Dobbie

SECONDED BY: RoxAnne Darling

“THAT, the Council of the Corporation of Tay Valley Township appoint the following volunteers for the 2017 Soccer Season, subject to the Criminal Records Check Policy:

- Julia Baker
- Lori Beckstead
- Allison Gaudaur
- Adam Pratt
- Eric Robinson
- Jill Robinson
- Sydney Stokes
- James Sweeney
- Mélyssa Tessier
- Meagan Winegarden”

ADOPTED

The Planner arrived at 7:05 p.m.

v) **17-04-10 Council Communication Package.**

RESOLUTION #C-2017-04-38

MOVED BY: Brian Campbell

SECONDED BY: Jennifer Dickson

“THAT, the 17-04-10 Council Communication Package be received for information.”

ADOPTED

8. BY-LAWS

- i) **By-Law No. 2017-033: Joint Health & Safety Committee – Terms of Reference.**

RESOLUTION #C-2017-04-39

MOVED BY: Jennifer Dickson

SECONDED BY: Greg Hallam

“**THAT**, By-Law No. 2017-033, being a by-law to Establish a Joint Health & Safety Committee and Adopt the Terms of Reference for the Committee, be read a first, second and third time short and passed and signed by the Reeve and Clerk.”

ADOPTED

- ii) **By-Law No. 2017-034: Zoning By-Law Amendment – Secondary Units.**

RESOLUTION #C-2017-04-40

MOVED BY: Greg Hallam

SECONDED BY: Mark Burnham

“**THAT**, By-Law No. 2017-034, being a by-law to Amend Zoning By-Law No. 2001-121 (General Modification – Secondary Units), be read a first, second and third time short and passed and signed by the Reeve and Clerk.”

ADOPTED

9. COMMITTEE AND STAFF REPORTS

Tax Due Dates

Council discussed concerns with the change to the tax due dates with seniors having to draw from their savings or borrow money to pay their taxes until their pension cheques come in at the end of the month. The Treasurer will bring back a report with various options and legislative requirements with regards to due dates.

10. OTHER BUSINESS/GIVING NOTICE

None.

11. QUESTIONS FROM THE PRESS

None.

12. CALENDARING: UPCOMING EVENTS

Meeting	Date	Time	Location
Fire Board Meeting	April 20 th	4:45 p.m.	BBDE Fire Station
OAPSB – Zone 2 Meeting	April 20 th – 21 st		Quinte West
Library Board Meeting	April 24 th	5:30 p.m.	Perth & District Union Library
Canada 150 Working Group	April 25 th	2:00 p.m.	Municipal Office
Webinar – Green House Gases	April 25 th	2:00 p.m.	Municipal Office
Council Meeting	April 25 th	7:00 p.m.	Municipal Office
Webinar – Funding for Waste Management/Diversion	April 26 th	11:00 a.m.	Municipal Office
Waste Management Working Group Meeting	April 26 th	5:30 p.m.	Municipal Office
Lanark County - Emergency Management Training Day	April 27 th	8:00 a.m.	Smiths Falls Memorial Community Centre
Webinar - New Climate Change Funding	April 27 th	9:30 a.m.	Municipal Office
Municipal Drug Strategy Leadership Team Meeting	April 27 th	1:30 p.m.	Beckwith Municipal Complex
RVCA Board of Directors Meeting	April 27 th	7:00 p.m.	Rideau Valley Conservation Centre Monterey Boardroom
Public Meeting – Zoning By-Law Amendment	May 2 nd	6:30 p.m.	Municipal Office
Committee of the Whole Meeting	May 2 nd	7:00 p.m.	Municipal Office
Police Services Board Meeting	May 9 th	2:00 p.m.	Municipal Office
Council Meeting	May 9 th	7:00 p.m.	Municipal Office

13. CLOSED SESSION

- i) **CONFIDENTIAL: Litigation or Potential Litigation – Glen Tay Waste Site.**

RESOLUTION #C-2017-04-41

MOVED BY: Mark Burnham

SECONDED BY: Greg Hallam

“THAT, Council move “in camera” at 7:20 p.m. to address a matter pertaining to litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board regarding the Glen Tay Waste Site;

AND THAT, the Chief Administrative Officer and Clerk and remain in the room.”
ADOPTED

RESOLUTION #C-2017-04-42

MOVED BY: Mark Burnham

SECONDED BY: Greg Hallam

“THAT, Council return to open session at 7:27 p.m.”

ADOPTED

The Chair rose and reported that Council received an update from the Chief Administrative Officer regarding the Glen Tay Waste Site.

- ii) **CONFIDENTIAL: Identifiable Individual – Planning and Building Department.**

As per section 37 of the Procedural By-Law, this item was added to the agenda with the consent of the members.

RESOLUTION #C-2017-04-43

MOVED BY: Judy Farrell

SECONDED BY: RoxAnne Darling

“THAT, Council move “in camera” at 7:29 p.m. to address a matter pertaining to personal matters about an identifiable individual, including municipal or local board employees regarding the Planning and Building Department;

AND THAT, the Chief Administrative Officer and Clerk and remain in the room.”
ADOPTED

RESOLUTION #C-2017-04-44

MOVED BY: Brian Campbell
SECONDED BY: Judy Farrell

“THAT, Council return to open session at 8:01 p.m.”

ADOPTED

The Chair rose and reported that the Chief Administrative Officer is to proceed as directed during the closed session regarding the Planning and Building Departments.

14. CONFIRMATION BY-LAW

- i) **By-Law No. 2017-035: Confirmation By-Law – April 25th, 2017.**

RESOLUTION #C-2017-04-45

MOVED BY: Judy Farrell
SECONDED BY: Fred Dobbie

“THAT, By-Law No. 2017-035, being a by-law to confirm the proceedings of the Council meeting held April 25th, 2017, be read a first, second and third time short and passed and signed by the Reeve and Clerk.”

ADOPTED

15. ADJOURNMENT

Council adjourned at 8:02 p.m.

COMMITTEE OF THE WHOLE MINUTES

Tuesday, May 2nd, 2017

Immediately Following the Zoning By-Law Public Meeting at 6:30 p.m.

Tay Valley Municipal Office – 217 Harper Road, Perth, Ontario

Council Chambers

ATTENDANCE:

Members Present: Chair, Councillor Greg Hallam
Reeve Keith Kerr
Deputy Reeve Brian Campbell
Councillor RoxAnne Darling
Councillor Mark Burnham
Councillor Judy Farrell
Councillor Jennifer Dickson
Councillor Fred Dobbie

Staff Present: Larry Donaldson, Chief Administrative Officer
Amanda Mabo, Clerk
Noelle Reeve, Planner (left at 8:46 p.m.)
Stephen Keeley, Public Works Manager (arrived at 6:54 p.m. and left at 9:10 p.m.)
Emilie Richardson, Public Works Assistant (arrived at 6:54 p.m. and left at 9:10 p.m.)

Regrets: None

1. CALL TO ORDER

The meeting was called to order at 6:50 p.m.
A quorum was present.

2. AMENDMENTS/APPROVAL OF AGENDA

- i) Addition under Delegations & Presentations: Alfred Von Mirbach
- ii) Addition under Correspondence: Andy Fisher, Resident – Spraying Wild Parsnip
- iii) Addition under Correspondence: Eileen & Ed Barbeau, Residents – Spraying Wild Parsnip
- iv) Addition under Correspondence: Bernard A. Potvin, Resident – Spraying Wild Parsnip

The agenda was adopted as amended.

3. DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF

None at this time.

4. APPROVAL OF MINUTES OF PUBLIC MEETINGS

None.

5. DELEGATIONS & PRESENTATIONS

i) **Perth and District Community Foundation.**

Deborah Duffy, President.

D. Duffy reviewed the PowerPoint Presentation that was attached to the agenda.

The Public Works Manager and Public Works Assistant arrived at 6:54 p.m.

6. PRIORITY ISSUES

i) **Wild Parsnip.**

Reeve Keith Kerr.

The Chair welcomed those in attendance at the meeting regarding this topic and explained how wild Parsnip is being managed along Township roads and how it is being managed on County roads.

Wild Parsnip along Township Roads

Tay Valley Township will not be conducting a roadside spraying program to control the spread of Wild Parsnip in 2017 along Township roads and properties.

Tay Valley will continue its roadside mowing program, as in past years, along Township roads.

Tay Valley monitored the Wild Parsnip situation in 2016 and made notes of areas of infestation so that the Township can make informed decisions on this issue in future years. For further information on this item please visit the Township website.

Wild Parsnip along County Roads

Lanark County as well as some local municipalities within Lanark County have decided to carry out a roadside spraying program beginning in late May through to the end of June, 2017. If you live, or own property, adjacent to a County Road then the road allowance may be sprayed under the County program unless you advise the County of Lanark you do not wish it to be sprayed and elect to participate in one of the no spray options. Please contact the County of

Lanark at 613-267-4200 or go online to the County of Lanark website for a map of roads to be sprayed and for further information on the no spray options.

The Council Process

Tonight Council will be considering whether or not to request the County to not spray along County roads within Tay Valley Township. If the Committee agrees, the suggested recommendation will have final consideration at next week's Township Council meeting.

If the resolution is adopted at next week's Township Council meeting it will then be forwarded to County Council for consideration. Tay Valley Township has no jurisdiction along County roads so the final decision rests with the County of Lanark.

Recommendation to Council:

"THAT, the Council of the Corporation of Tay Valley Township request the County of Lanark to not spray for wild parsnip along County roads 6, 7, 10, 12, 14, 19, 21, 36 and 511 within Tay Valley Township."

- ii) **Report #PW-2017-11 – Waste & Recycling Collection – Service Level.**
Stephen Keeley, Public Works Manager.

The Public Works Manager gave a PowerPoint presentation – *attached, page 14.*

Those in attendance at the meeting were given an opportunity to register as a delegation.

Delegations

- Gordon Hill – *attached, page 24.*
- Alfred Von Mirbach – *attached, page 28.*
 - lives on private road
 - original waste management coordinator when it was with the County; former waste management consultant
 - submitted letter that has a number of points
 - there is a real potential that this can be a great system with some tweaking; funding is a separate issue of discussion
 - initial concern is with a two compartment truck; there could be advantages of going with a single stream packer truck
 - offering his services pro bono to assist with this process
 - want to get it right the first time
 - want to involve the public, not inform them, need to win them over, in order to do that, need the right materials
 - Drummond North Elmsley, Mississippi Mills and North Grenville all have collection

The Public Works Manager will contact A. Von Mirbach for a further discussion.

- Steve Stewart, Kiwanis
 - two trucks not enough, need a third on stand by
 - wants to know when is the waste site going to be open?
- Tom Bartan
 - lives at end of private road
 - endorses Gordon Hill's comments
 - at present time the waste sites are supervised, you can ask questions; what is going to happen at these mini-waste sites at the end of the private roads, attracting scavengers, animals?
 - what happens when there are twenty-five blue boxes and waste bags scattered on collection day
 - mattresses, TV's are going to be dropped off at the bins
 - bins have not been costed and factored into the report
 - it is premature; has not been thought through
 - an option to Council should be to consider other options, why not keep the status quo it works perfectly well
- Pat Mills
 - lives on private road
 - at first glance it is a wonderful idea, but when you get into the private roads and cannot do pick-up; wants to know what these mini dumps will look like, what is going to be able to be put in it, is there going to be a separate bin for recycle and one for garbage, is the Township clearing the snow away from them?
 - if the bins are like the bins used at the school site, a number of elderly people will not be able to open those
 - would like status quo for people on private roads
- John Lang
 - lives on private road
 - more inconvenience not less
 - when go to dump they recycle, when trucks pick up recycling it will not be sorted
 - the re-use centre will not be used
- Rob Reiner
 - just learned of this issue
 - confused on timelines, clarity required
 - need to also spell out disadvantages of proposal as well as advantages and disadvantages of current system
 - there is potential for increased garbage
 - safety concerns with truck picking up garbage along busy roads
 - not happy with phrasing of " Council must implement this or will not be able to down the road"

- Council needs to take its due course to deliberate
- enjoy going to the dump, social occasion, intangible benefit of a rural community
- Frank Sammit
 - why was there not any consultation of this process before any decisions were made
 - it is not a chore to go to the dump
 - it works with one nice clean place to take waste and recycling
 - workers will have to pick the garbage up amongst the wild parsnip
 - will not be able to walk due to the fear of bears
 - what about school kids waiting beside the garbage bins, there's liability if the kids get hurt by a bear
 - this will increase our taxes
 - go ahead and implement the bag tags with the current system
 - there will be car accidents due to the wild life
 - there will be graffiti on the bins, cleaning the bins, who will do this?
 - there will be more garbage, people will be burn instead of being recycled, the carbon footprint will then increase
- Brian Johnston
 - live on private road
 - permanent resident
 - not going to get the benefit of the service cause still need to put garbage in car and take to the end of the road or will need to drive farther when the Stanleyville site closes
 - agree collection should not go down private roads
 - possibly implement a hybrid system for those that it benefits and those that it does not
- Glen McCue
 - come from a municipality where there is bins at the end of private roads
 - other municipalities have garbage on highways, garbage is strewn everywhere
 - when the snow plow goes by the bins go flying
 - none of those things seem to have been taken into account for private roads
 - what happens when one of the streams in the truck is full, the other stream sits on the side of the road until the truck comes back around
 - trucks in a rural setting will have high maintenance due to the dirt roads
 - is there excavation required, a cement pad, etc. for the bins? What if there is no room for a bin?
 - need more information on costs

- Wayne Jordan
 - live on County road
 - leave at 6:30 a.m. every day, if there is a snow storm who is going to pick the garbage cans out of the ditch when the plow goes by?
 - what about camp grounds?
 - there are already private contractors that will pick-up garbage for you at \$2.50 a bag
- Leslie Fley
 - already does not walk on road due to bear sightings, will only get worse with collection
 - taking garbage and recycling to dump is an education for kids, they get to see how much garbage everyone produces
 - put on hold until province makes it mandatory
 - Rideau Lakes has increased the price of bag tags to \$3 per tag and then they are going to increase next year to \$3.50 it will soon be \$5
- Al Schoots
 - this decision was considered at the expense of those living on private roads
- Debbie Vandusen
 - live on dead end road
 - no place for trucks to turn around
 - in 16 years have not used five bags tags cause they recycle
 - they also compost
 - do not go to the waste site every week
 - if the snow plow does not go by every day how can the waste truck go by
 - also worried about the burn barrels, these will have a comeback
 - taxes will have to go up by a couple of hundred dollars
 - if people knew about this before tonight they would have been here
 - feels like the Township is trying to force the public into a quick decision when it should be a long drawn out decision
- Bruce McKeigan
 - surprised at how quick this all came about
 - gas, maintenance, insurance for the trucks?
 - what is going to be the incentive to recycle if you cannot trade recycle for garbage
 - roads and property lines are not laid out very well, will need to hire a surveyor to map this out
 - how is the Township going to police people

- Michael Leibson
 - live on County road
 - against going to curbside, prefer to go to dump
 - there is a lot of information to consider
 - here 20 years, never had to pay for a tag due to the trade program
 - only go to dump once a month
 - in the figures given for the current versus new system, looked at numbers; how many people pay for their tags now, so in effect forget about curbside and just start charging for the tags and get rid of the trade program
 - the Township is saying that it is going to cost less cause the public is paying for it
 - even with a new system, trucks will be taking to one site, there will still be costs to monitor the waste sites
 - if Township disagrees with the Province, they should take a stand
 - lived in city for years, moved out here to move to a rural area, a benefit is you meet and talk to your neighbours at the dump

The Planner left at 8:46 p.m.

The Committee discussed the comments.

Recommendation to Council:

“THAT, a public meeting be held in June regarding Waste and Recycling Collection.”

Recommendation to Council:

“THAT, a motion to reconsider Council’s decision to implement Waste and Recycling Collection as of January 1, 2018 be made at next week’s Council meeting.”

All other items regarding this topic have been deferred at this time.

The Committee recessed at 9:10 p.m.

The Public Works Manager and Public Works Administrative Assistant left at 9:10 p.m.

The Committee returned to session at 9:22 p.m.

iii) **Age Friendly Working Group - Appointment.**

Recommendation to Council:

“THAT, the Council of the Corporation of Tay Valley Township appoint the following volunteer to the Age Friendly Working Group, subject to the Criminal Records Check Policy:

- Gordon Hill.”

iv) **Waste Management Working Group - Appointment.**

Recommendation to Council:

“THAT, the Council of the Corporation of Tay Valley Township appoint the following volunteer to the Waste Management Working Group, subject to the Criminal Records Check Policy:

- Gordon Hill.”

v) **Report #PD-2017-10 – Legacy Cottage Plaques – Request for Quotation Award.**

Recommendation to Council:

“THAT, The Silver Shingle be retained for the production of the Legacy Cottage plaques for \$5,400 plus HST;

AND THAT, the Reeve and Clerk be authorized to sign the necessary contract.”

vi) **Report #PW-2017-10 – Waste/Recycling Collection Trucks Tender Award Contract #2017-PW-001 – *deferred to a future meeting.***

vii) **Report #CAO-2017-07 – Eastern Ontario Development Program Funding Community Hub.**

Larry Donaldson, Chief Administrative Officer.

Recommendation to Council:

“THAT, a by-law be brought forward at the next Council meeting authorizing the Reeve and Clerk to execute the Contribution Agreement between Valley Heartland Community Futures Development Corporation and Tay Valley Township for the completion of a study evaluating the feasibility of transitioning the Glen Tay School into a community hub.”

viii) **Report #C-2017-10 – Request to Use Unopened Road Allowance – McMunm.**

Amanda Mabo, Clerk.

Recommendation to Council:

“THAT, Council declares the portion of the unopened road allowance (approximately 20 feet by 10 feet and Part 6 on Plan 27R4959) between Concessions 5 & 6, Lot 2, North Burgess (at the end of Brooks Corner on Adam Lake), as detailed in Report #C-2017-10, surplus to the Township’s needs;

THAT, Council agrees to proceed with the application to stop up, close and sell the said portions of the unopened road allowance as per the Road Closing and Sale Policy and call a Public Meeting;

AND THAT, the purchase price of \$0.03 per square foot be accepted should the sale be finalized.”

7. CORRESPONDENCE

- i) **17-04-28 Council Communication Package.**

Recommendation to Council:

“**THAT**, the 17-04-28 Council Communication Package be received for information.”

- ii) **Ontario Beekeepers’ Association – Review of Lanark County Herbicide Spraying Decision for Wild Parsnip.**
- iii) **Ed Lawrence, Chief Horticultural Specialist - Spraying Wild Parsnip.**
- iv) **Roadside Spraying Petition.**
- v) **Andy Fisher, Resident – Spaying Wild Parsnip – *attached, page 32.***
- vi) **Eileen & Ed Barbeau, Residents – Spraying Wild Parsnip – *attached, page 33.***
- vii) **Bernard A. Potvin, Resident – Spraying Wild Parsnip – *attached, page 34.***

Recommendation to Council:

“**THAT**, items ii) through vii) under Correspondence be received for information.”

9. UPDATES

- i) **Age Friendly Working Group.**

Councillor Judy Farrell.

No report.

- ii) **Canada 150 Working Group.**

Deputy Reeve Brian Campbell and Councillor Jennifer Dickson.

- have produced book marks that were handed out at Maple Festival regarding upcoming events

- iii) **Recreation Working Group.**

Councillor Fred Dobbie and Councillor Judy Farrell.

No report.

- iv) **Sustainable Economic Development Working Group.**

Councillor RoxAnne Darling and Councillor Jennifer Dickson.

No report.

v) **Waste Management Working Group.**

Councillor Mark Burnham.

No report.

vi) **Fire Board.**

Reeve Keith Kerr, Councillor RoxAnne Darling and Councillor Fred Dobbie.

- adopted Post-Traumatic Stress Disorder (PTSD) Prevention Plan

vii) **Library Board.**

Councillor Jennifer Dickson.

- starting summer programming
- there will be a golf game to raise funds for adult literacy

viii) **Police Services Board.**

Deputy Reeve Brian Campbell.

- had County joint meeting
- had Lanark County Trails presentation
- had enforcement of trails presentation

ix) **County of Lanark.**

Reeve Keith Kerr and Deputy Reeve Brian Campbell.

No report.

x) **Lanark County Municipal Trails Corporation**

Deputy Reeve Brian Campbell.

- the Deputy Reeve has been elected President for 2017
- working on Tay River pathway; 2000 trees being planted
- at the trail head for the Tay-Havelock trail working on an official opening

xi) **Mississippi Valley Conservation Authority Board.**

Councillor Mark Burnham.

No report.

xii) **Rideau Valley Conservation Authority Board.**

Deputy Reeve Brian Campbell.

- a manager from the Ministry of Natural resources and Forestry (MNRF) made a presentation on wetlands
- the RVCA made application to take Drummond/North Elmsley to the Ontario Municipal Board (OMB) on a development on Otty Lake

xiii) **Rideau Corridor Landscape Strategy.**

Deputy Reeve Brian Campbell.

No report.

xiv) **Municipal Drug Strategy Committee.**

Councillor Mark Burnham.

No report.

xv) **Rural Mayors Forum.**

Deputy Reeve Brian Campbell.

No report.

xvi) **CAO – Active Files.**

Larry Donaldson, Chief Administrative Officer.

- Otty Lake Side Road – the request for proposal for engineering services is being worked on
- met with Storm on Friday, learned how their system works
- energy audit report conducted a month ago, report received yesterday

10. CLOSED SESSION

None.

11. PENDING ITEMS

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

- ***Social Media Policy***
- ***Potential Microfit for Municipal Office***
- ***Memorial Plaque Project***
- ***Mining Fee Policy (Peat Moss Extraction)***
- ***Dark Skies***
- ***Fees and Charges – Cash-In-Lieu Fee***
- ***Fees and Charges – Dog Tag Fee***
- ***Lanark Animal Pound***
- ***Glen Tay Waste Site – Weigh Scales***

- *Access to Township Roads Policy*
- *Economic Development Report*

12. ADJOURNMENT

The Committee adjourned at 9:51 p.m.

BY-LAWS

THE CORPORATION OF TAY VALLEY TOWNSHIP

BY-LAW NO. 2017-036

A BY-LAW TO AMEND ZONING BY-LAW NO. 2002-121 (2386274 ONTARIO INC – HIGHWAY 511) (PART LOT 27, CONCESSION 3 GEOGRAPHIC TOWNSHIP OF BATHURST)

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 from Rural (RU) to Commercial Exception-3 (C-3) on the lands legally described as Part Lot 27, Concession 3, geographic Township of Bathurst, now in Tay Valley Township, County of Lanark (Roll # 091191601544000), in accordance with Schedule "A" attached hereto and forming part of this By-Law.
- 1.2 **NOTWITHSTANDING** the provisions of Section 3.19, on the lands zoned C-3 the following provisions shall prevail:
 - Setback from EP zone 50m
- 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. 2017-036**

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 9th day of May, 2017.

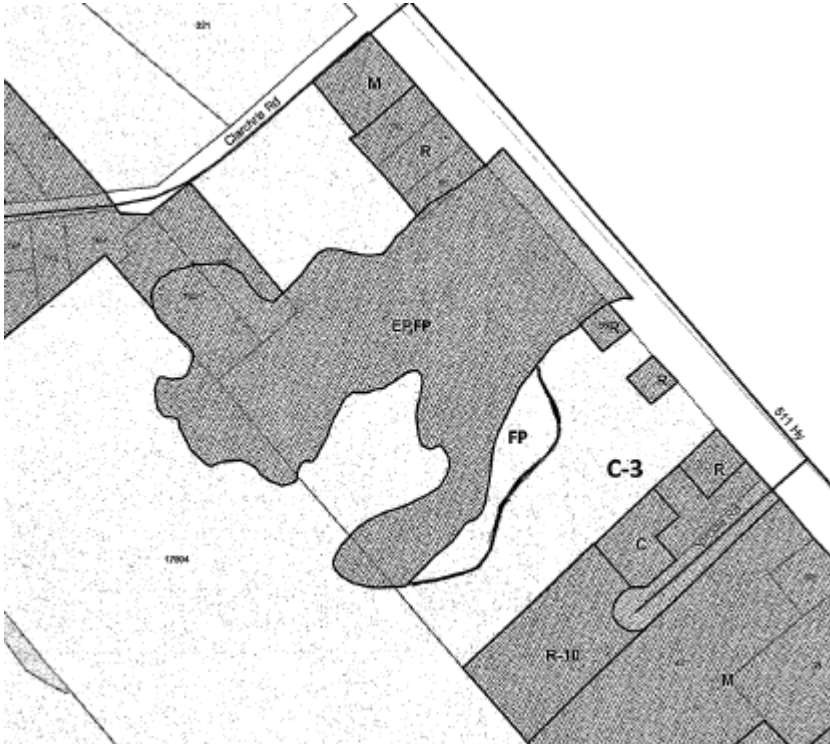
Keith Kerr, Reeve

Amanda Mabo, Clerk

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2017-036**

SCHEDULE “A”

2386274 Ontario Inc. – Highway 511
Part Lot 27, Concession 3
Geographic Township of Bathurst
Tay Valley Township



Area(s) Subject to the By-Law

To amend the Zoning from
Rural (RU) to
Commercial Exception-3 (C-3)

Certificate of Authentication

This is Schedule “A” to By-Law 2017-036
passed this 9th day of May, 2017.

Reeve

Clerk

THE CORPORATION OF TAY VALLEY TOWNSHIP

BY-LAW NO. 2017-037

EASTERN ONTARIO DEVELOPMENT PROGRAM AGREEMENT (EODP) COMMUNITY HUB

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) of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, 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, the Tay Valley Township applied to the Eastern Ontario Development Program (EODP) for a Feasibility Study and Needs Assessment to investigate the options, barriers and overall feasibility of utilizing the existing local school in the community as a "community hub" while maintaining its school use;

AND WHEREAS, the Township was a successful recipient for funding and must enter into a contribution agreement under the Eastern Ontario Development Program (EODP);

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 Reeve and Clerk are hereby authorized on behalf of the Corporation of Tay Valley Township to execute an Eastern Ontario Development Program Contribution Agreement with Valley Heartland Community Futures Development Corporation for a Feasibility Study and Needs Assessment regarding a Community Hub, attached hereto as Schedule "A".

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.

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2017-037**

3. EFFECTIVE DATE

ENACTED AND PASSED this 9th day of May 2017.

Keith Kerr, Reeve

Amanda Mabo, Clerk

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2017-037**

SCHEDULE "A"



April 18th 2017

CONTRIBUTION AGREEMENT

(hereinafter known as the "Agreement")

BETWEEN

VALLEY HEARTLAND COMMUNITY FUTURES DEVELOPMENT CORPORATION

91 Cornelia St. West, Smiths Falls, Ontario K7A 5L3

(hereinafter referred to as "CFDC")

AND

Tay Valley Township

217 Harper Road, Perth, Ontario K7H 3C6

(hereinafter referred to as the "Recipient")

In response to your application received **March 24th 2017**, and subject to the terms and conditions of this agreement, the CFDC approves the application under the Eastern Ontario Development Program (EODP) and agrees to make the "Contribution" to the Recipient as detailed in Annex 1- The Project Statement of Work, up to a maximum of **\$10,000.00**. All Contributions are non-repayable and exclude HST.

The approved application, referred to herein as Schedule A, shall be considered an integral part of this agreement.

CONDITIONS OF THE AGREEMENT:

This Agreement comes into force on the date of the duplicate copy of the offer, unconditionally accepted and duly executed by authorized representation of the Recipient, is received by the CFDC (the "Date of Acceptance").

"Eligible Costs" means the reasonable and necessary direct costs which are specified in Annex 1 – The Project Statement of Work and which are incurred and paid by the Recipient in carrying out the Project activities of the Agreement within the Funding Period.

The Project will commence on or after **April 1st 2017** and end on or before **December 31st, 2017** (the "Funding Period").

This Agreement supersedes all previous documents and negotiations related to its subject matter.

As this funding is made available from the Government of Canada, the Federal Minister responsible, (herein referred to as the "Minister") and/or representatives of the Minister, are permitted access to the CFDC files and by executing this Agreement the Recipient acknowledges and consents to the Minister having access to the Recipient files held by the CFDC.

This Agreement shall remain in full force and effect from the Date of Acceptance until seven (7) years following the end of the Funding Period (the "Period of the Agreement").

This Agreement may be terminated by either party at any time and for any reason on thirty days written notice. Any outstanding contract commitments, including financial commitments, will at the end of the thirty day notice be considered null and void.

The Applicant agrees to participate in a minimum of 2 mandatory workshops/seminars (chosen by the CFDC) and 2 elective workshops/seminars (chosen by the Recipient), offered by Valley Heartland CFDC during the funding period.

AMENDMENTS

It is understood that any alteration, or amendment to the approved proposal (Schedule A) or circumstance which will materially affect the objectives, activities or outcomes of the Project, or that will affect the total cost of the Project, require that the Agreement between the CFDC and the Recipient be re-negotiated. Neither an amendment of this Agreement, nor any waiver of its terms shall be deemed valid unless made in writing and signed by the parties hereto.

DEFAULT

The Recipient shall inform the CFDC immediately should the Recipient be unable to meet any of the obligations of the Agreement for any reason.

The CFDC may declare that an event of default has occurred if the Recipient has failed to meet any of the obligations of this Agreement; if the Recipient has provided false or misleading information; if the Recipient is dissolved or dissolving; or if the Recipient is not eligible or is otherwise not entitled to the Contribution.

The CFDC shall give notice to the Recipient that an event of default has been declared and the Recipient shall, within a period of time as the CFDC may specify in the notice, either

correct the event or demonstrate to the satisfaction of the CFDC that it has taken the necessary steps to correct the event, failing which the CFDC may declare that an event of default has occurred.

If the CFDC declares that an event of default has occurred, the CFDC may suspend any obligation to contribute to Eligible Costs including any obligation to pay any amount owing prior to the date of the suspension; terminate this Agreement including any obligation to pay any amount owing prior to the date of termination; require upon demand that the Recipient repay to the CFDC all or part of the Contribution; and/or exercise any other remedy available by law.

TERMS OF PAYMENT:

The CFDC will pay the Contribution to the Recipient in respect of Eligible Costs incurred, on the basis of an itemized claim, which shall include, but is not limited to the following information:

- (a) An itemized summary of Eligible Costs incurred;
- (b) A brief explanation of the claim as it relates to Annex 1 – the Project – Statement of Work;
- (c) Any other substantiating documentation as may be required by the Minister, including without limitation any invoices and proof of payment such as cancelled cheques;
- (d) A certification of the claim by an officer of the Recipient or other person satisfactory to the CFDC; and;
- (e) Any other substantiating documentation that may be requested by the CFDC
- (f) Only expenses paid directly by the Recipient's Business Account will be reimbursed, third party payments are not accepted.

The CFDC shall not make any payment of the Contribution in respect of costs for which the Recipient has incurred prior to, or following the Project Funding Period.

The CFDC will not have any obligation to pay more than 90% of the Contribution prior to the End of Date of the Project or prior to the date on which the Project is completed to the satisfaction of the CFDC, whichever is the earlier.

The Recipient shall promptly repay to the CFDC any amount by which the Contribution disbursed to the Recipient exceeds the Eligible Costs, and in any event within thirty days of notice to do so by the CFDC.

If the Recipient receives any funding from any other source for eligible Project activities supported by the Contribution, the CFDC may reduce its Contribution by all or by such portion of the revenue as it deems appropriate. In no instance will total federal, provincial, territorial, and/or municipal government funding towards Eligible Costs be allowed to exceed one hundred percent (100%) of the total Eligible Costs.

REPORTING

During the Period of the Agreement, the Recipient shall provide the CFDC with progress reports as requested, including information to support performance measurement or for evaluation purposes of the EODP.

The Recipient shall provide to the CFDC a final Project report, satisfactory to the CFDC in scope and detail, within ten (10) business days of the end of the Funding Period.

Recipients are required to maintain proper books and records of the costs of the Project for a minimum of (6) six years after the date of completion of the Project. Recipients shall agree to provide the CFDC access to these records when requested for the Period of the Agreement. Recipients understand that the Minister and/or representatives of the Minister have the right to audit, or cause to have audited, the Recipients books, accounts and records and have a right of access to the Recipient's records, books and accounts relating to this Project and use of funds during the Period of the Agreement.

For the Period of the Agreement the Recipient shall, if so requested by the CFDC, release for the purpose of providing to the Auditor General of Canada, all records held by the Recipient, or by agents or contractors of the Recipient, relating to this Agreement and the use of funds and such further information and explanations as the Auditor General, or anyone acting on behalf of the Auditor General may request relating to any part of this Agreement or the use of funds.

The Recipient shall, if so requested by the CFDC, and/or any authorized representative of the Minister, provide reasonable access to the Recipient's premises and any records located on such premises to monitor, audit and assess the progress of the Project for the Period of the Agreement.

The Recipient shall assist the CFDC and/or the Minister in completing any evaluation of the outcomes and impacts that result from the Project including providing the CFDC and/or the Minister such data and information, without limitation, as the CFDC and/or the Minister may require.

All reports and other information that the CFDC and/or the Minister collects, manages, or has a right to receive or produce in accordance with this Agreement, or that the Recipient collects, creates, manages and shares with the CFDC and/or the Minister shall be deemed to be "Canada Information" and are subject to the provisions of the Access to Information Act and the CFDC and/or the Minister and/or his representatives maintains the rights to release to the public, table before Parliament, or publish by any means, any Canada Information.

Unless otherwise specified herein, and subject to Access to Information Act (Canada), the Privacy Act, and the Library and Archives Act of Canada, the Parties shall keep confidential and shall not disclose the contents of this Agreement or the transactions contemplated hereby without the consent of all the Parties.

PUBLIC ANNOUNCEMENTS AND COMMUNICATIONS:

The Recipient agrees to acknowledge the federal government's and CFDC role in this funding in all announcements and news releases, and further agrees that the Recipient name, the amount of the Contribution and a description of the general nature of the Project supported under this Agreement will be made publicly available on the website of the CFDC www.valleycfdc.com.

If requested by the Minister, the Recipient agrees to participate in a public announcement of the Project by, or on behalf of the Minister, in the form of a news release and/or event. The CFDC, on behalf of the Minister shall advise the Recipient of a mutually agreed date, time and place for the announcement or event. The Recipient agrees to display promotional materials and/or signage provided by the Minister at the announcement/event.

OFFICIAL LANGUAGES

Where any:

(a) Notice, advertisement or other matter relating to the Recipient activities is to be printed in a publication for the information of members of the public who are residents in the community; or,

(b) Services are to be provided or made available by the Recipient to members of the public who are residents of the community;

The Recipient shall make such publications and services available in both official languages if, in the opinion of the CFDC, there is, or is likely to be, a significant demand therefore.

LIABILITY

The Recipient agrees to release and indemnify the CFDC and the Minister, its employees, volunteers, representatives, and agents from any and all claims, demands, actions or causes of action that may arise out of, or be related to, the Recipients' participation in the Project or non-compliance with Federal and Provincial laws and regulations applicable to the Project.

The Recipient is solely responsible for the hiring, employment, dismissal and all related matters with respect to persons employed for the purposes of the Project, as well as contractual arrangements with individuals or firms and all payments and deductions required by applicable laws. The Recipient shall indemnify and save harmless the CFDC and the Minister in respect of any claims arising from failure to comply with the foregoing.

The Recipient understands and agrees that it shall be responsible for its compliance with all federal, provincial, territorial, municipal and other applicable laws, including but not limited to statutes, regulations, by-laws, rules, ordinances and decrees. This includes legal requirements and regulations relating to environmental protection.

The Recipient confirms that no current or former public servant or public office holder who are subject to the *Conflict of Interest* and *Values and Ethics Code for the Public Service* shall

derive direct benefit from this Agreement, including employment, payment or gifts, unless the provision or receipt of such benefits is in compliance with such codes and legislation.

The Recipient declares that any person lobbying on their behalf has been disclosed to the CFDC, is registered with the *Lobbying Act*, is acting in compliance with the *Lobbying Act* and that if any lobbyists are engaged, no contingency fee agreements exist or will be paid.

The Recipient represents and warrants that no member of the House of Commons or the Senate of Canada shall be admitted to any share or part of this Agreement or to any benefit arising from it, that are not otherwise available to the general public.

The Recipient agrees to release and indemnify the CFDC its employees, volunteers, representatives, and agents from any and all claims, demands, actions, or causes of action that may arise out of, or be related to, the Recipients participation in the Project or non-compliance with Federal and Provincial laws and regulations applicable to the Project.

INTELLECTUAL PROPERTY

The title of any intellectual property created solely by the Recipient as a result of the Project shall vest with the Recipient or will be determined by applicable Canadian Law, provided that the Minister shall be given the right to the use of any such intellectual property.

CAPTIAL PURCHASES

Any capital assets purchased as agreed to in Annex 1 – The Statement of Work (and any substantial materials purchased and not consumed in the operation of the Project), must be disposed of in a manner acceptable to the CFDC, with consent of the CFDC and within a specified period acceptable to the CFDC and in accordance with the requirements established between the CFDC and the Federal Government.

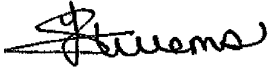
ENVIRONMENT

The Recipient understands and agrees that the Recipient may be required to complete a questionnaire in order to determine whether an environmental assessment under the *Canadian Environmental Act* is required. If the Minister determines the Project is not subject to an environmental assessment, the Recipient will be notified accordingly and may proceed with the Project. In the event an environmental assessment is required the Recipient will be notified and no funds will be payable until the Minster determines no adverse environmental effects will result from carrying out the Project, and all regulatory bodies having jurisdiction over the Recipient or the Project are complied with.

The Recipient warrants that any environmental issues or concerns related to the Project as known to the Recipient have been disclosed to the CFDC. The Recipient also warrants that Project activities, as required, are in compliance with all applicable legislation, including the *Canadian Environmental Assessment Act*.

This offer is open for acceptance for fifteen (15) business days from the date that appears on its face after which time it will become null and void.

Yours truly,



Tina Stevens
General Manager
Valley Heartland Community Futures Development Corporation
Serving Lanark & North Leeds

Tay Valley Township
CI-2017-04

PER: _____
Signature of Recipient's Representative

Title or Position

PER: _____
Signature of Recipient's Representative

Title or Position

The foregoing is hereby accepted on this ____ day of _____, _____.

THE CORPORATION OF TAY VALLEY TOWNSHIP

BY-LAW NO. 2017-038

A BY-LAW TO CONFIRM THE PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF TAY VALLEY TOWNSHIP AT ITS MEETING HELD ON MAY 9th, 2017

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 9th day of May, 2017 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. 2017-038**

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 9th day of May, 2017.

Keith Kerr, Reeve

Amanda Mabo, Clerk