



COUNCIL MEETING MINUTES

Tuesday, December 14th, 2021
5:30 p.m.
GotoMeeting

ATTENDANCE:

Members Present: Chair, Reeve Brian Campbell
Deputy Reeve Barrie Crampton
Councillor Fred Dobbie
Councillor Rob Rainer
Councillor Beverley Phillips
Councillor Mick Wicklum
Councillor Gene Richardson

Staff Present: Amanda Mabo, Acting CAO/Clerk
Janie Laidlaw, Deputy Clerk
Richard Bennett, Acting Treasurer
Sean Ervin, Public Works Manager
Noelle Reeve, Planner

Regrets: Councillor RoxAnne Darling

1. CALL TO ORDER

The meeting was called to order at 5:30 p.m.
The Reeve conducted Roll Call.
A quorum was present.

The Reeve overviewed the Video Conference Participation Etiquette that was outlined in the Agenda.

2. AMENDMENTS/APPROVAL OF AGENDA

The Agenda was adopted as presented.

3. DISCLOSURE OF PECUNIARY INTEREST AND/OR CONFLICT OF INTEREST AND GENERAL NATURE THEREOF

None at this time.

4. APPROVAL OF MINUTES

i) **Council Meeting – November 16th, 2021.**

RESOLUTION #C-2021-12-05

MOVED BY: Barrie Crampton

SECONDED BY: Gene Richardson

“THAT, the minutes of the Council Meeting held on November 16th, 2021, be approved as circulated.”

ADOPTED

ii) **Committee of the Whole Meeting – December 7th, 2021.**

RESOLUTION #C-2021-12-06

MOVED BY: Gene Richardson

SECONDED BY: Beverley Phillips

“THAT, the minutes of the Committee of the Whole Meeting held on December 7th, 2021, be approved as circulated.”

ADOPTED

5. DELEGATIONS & PRESENTATIONS

i) **Presentation - Heritage Property Recognition Program.**

K. Prytula gave the PowerPoint Presentation that was attached to the agenda for the Allan Farm.

6. CORRESPONDENCE

None.

7. MOTIONS

- i) **Report #PD-2021-42 – Maberly Pines Hydrogeological Review – BluMetric Findings.**

RESOLUTION #C-2021-12-07

MOVED BY: Beverley Phillips

SECONDED BY: Rob Rainer

“WHEREAS, a review of the hydrogeological features of the area contained within the Maberly Pines Subdivision was conducted, including obtaining ground water samples from the existing wells for laboratory analysis and research of well records in the area for flow data in order to determine a private servicing layout which would identify the location of the dwelling, well and septic for each vacant lot in the Maberly Pines Subdivision, based on Water and Earth Sciences Associates (WESA’s) recommendations in comparison with a private servicing layout based on constrained development (ex. incinerating toilets, importing potable water);

AND WHEREAS, BluMetric Environmental Inc. was retained to undertake the review;

NOW THEREFORE BE IT RESOLVED THAT, the recommendations from the results of the Maberly Pines Hydrogeological Review by BluMetric Environmental Inc. be included as part of the issuance of future building permits in the Maberly Pines subdivision.”

(SEE RESOLUTION #C-2021-12-08)

RESOLUTION #C-2021-12-08

MOVED BY: Barrie Crampton

SECONDED BY: Rob Rainer

“THAT, Resolution #C-2021-12-07 be deferred until the Rideau Valley Conservation Authority (RVCA) has reviewed the Maberly Pines Hydrogeological Review by BlueMetric.”

(SEE RECORDED VOTE)

Councillor Wicklum called a recorded vote on Resolution #C-2021-12-08:

For:	Reeve Brian Campbell	1
	Deputy Reeve Barrie Crampton	1
	Councillor Fred Dobbie	1
	Councillor Beverley Philips	1
	Councillor Rob Rainer	1
	Councillor Gene Richardson	1
	Councillor Mick Wicklum	<u>1</u>
		7

Against:	0
Absent: Councillor RoxAnne Darling	$\frac{1}{1}$
Total:	8

ADOPTED

RESOLUTION #C-2021-12-07

MOVED BY: Beverley Phillips

SECONDED BY: Rob Rainer

“WHEREAS, a review of the hydrogeological features of the area contained within the Maberly Pines Subdivision was conducted, including obtaining ground water samples from the existing wells for laboratory analysis and research of well records in the area for flow data in order to determine a private servicing layout which would identify the location of the dwelling, well and septic for each vacant lot in the Maberly Pines Subdivision, based on Water and Earth Sciences Associates (WESA’s) recommendations in comparison with a private servicing layout based on constrained development (ex. incinerating toilets, importing potable water);

AND WHEREAS, BluMetric Environmental Inc. was retained to undertake the review;

NOW THEREFORE BE IT RESOLVED THAT, the recommendations from the results of the Maberly Pines Hydrogeological Review by BluMetric Environmental Inc. be included as part of the issuance of future building permits in the Maberly Pines subdivision.”

DEFERRED

RESOLUTION #C-2021-12-09

MOVED BY: Rob Rainer

SECONDED BY: Fred Dobbie

“WHEREAS, a hydrogeological review of the Maberly Pines Subdivision has been conducted;

AND WHEREAS, the recommendations from the results of the Maberly Pines Hydrogeological Review by BluMetric Environmental Inc. will be included as part of the issuance of future building permits in the Maberly Pines subdivision;

AND WHEREAS, a summary of the property ownership (ex. multiple lots owned by the same owner) of the existing lots in the Maberly Pines subdivision has been prepared;

AND WHEREAS, the number of viable lots identified in the private servicing layout has been detailed;

AND WHEREAS, the Ontario Hydro criteria for providing electrical services to the undeveloped lots in a subdivision such as Maberly Pines has been determined;

AND WHEREAS, a return-on-investment assessment of the subdivision still needs to be conducted;

NOW THEREFORE BE IT RESOLVED THAT, as the next step in moving towards lifting the holding zone that a report be presented to Council detailing the following:

- a summary of the property ownership;
- the number of viable lots;
- the Ontario Hydro criteria for providing electrical services to the undeveloped lots; and
- a return-on-investment assessment of the subdivision.”

(SEE RESOLUTION #C-2021-12-10)

RESOLUTION #C-2021-12-10

MOVED BY: Rob Rainer

SECONDED BY: Fred Dobbie

“THAT, Resolution #C-2021-12-09 be withdrawn.”

ADOPTED

Council decided to withdraw this motion as it was no longer required with the deferral of the previous motion.

RESOLUTION #C-2021-12-09

MOVED BY: Rob Rainer

SECONDED BY: Fred Dobbie

“WHEREAS, a hydrogeological review of the Maberly Pines Subdivision has been conducted;

AND WHEREAS, the recommendations from the results of the Maberly Pines Hydrogeological Review by BluMetric Environmental Inc. will be included as part of the issuance of future building permits in the Maberly Pines subdivision;

AND WHEREAS, a summary of the property ownership (ex. multiple lots owned by the same owner) of the existing lots in the Maberly Pines subdivision has been prepared;

AND WHEREAS, the number of viable lots identified in the private servicing layout has been detailed;

AND WHEREAS, the Ontario Hydro criteria for providing electrical services to the undeveloped lots in a subdivision such as Maberly Pines has been determined;

AND WHEREAS, a return-on-investment assessment of the subdivision still needs to be conducted;

NOW THEREFORE BE IT RESOLVED THAT, as the next step in moving towards lifting the holding zone that a report be presented to Council detailing the following:

- a summary of the property ownership;
- the number of viable lots;
- the Ontario Hydro criteria for providing electrical services to the undeveloped lots; and
- a return-on-investment assessment of the subdivision.”

WITHDRAWN

- ii) **Report #PD-2021-43 – Site Plan Control Agreement – Arch Corporation Long Term Facility.**

RESOLUTION #C-2021-12-11

MOVED BY: Gene Richardson

SECONDED BY: Mick Wicklum

“**THAT**, the proposed Site Plan Control Agreement (SP21-36) for the Arch Corporation Long Term Care Facility at 99 Christie Lake Road be approved once final comments from the Town of Perth regarding servicing are received and the Township is satisfied with servicing options details.”

ADOPTED

- iii) **Report #PD-2021-44 – Nordlaw Plan of Condominium – Draft Plan Extension.**

RESOLUTION #C-2021-12-12

MOVED BY: Mick Wicklum

SECONDED BY: Fred Dobbie

“**THAT**, a one-year extension of the draft approval for the Nordlaw Cottages Inc. Plan of Condominium 09-CD 16002 be approved.”

ADOPTED

- iv) **Report #PD-2021-45 – Co-Housing and Seniors Communication Project Update (Inclusive Communities Grant 2021).**

RESOLUTION #C-2021-12-13

MOVED BY: Fred Dobbie

SECONDED BY: Barrie Crampton

“**THAT**, the proposed public consultation for the Co-Housing and Seniors Communication Project be held in January 2022;

AND THAT, the recommended outreach strategy, including a survey and focus groups, be undertaken.”

ADOPTED

- v) **Report #PD-2021-46 – Ontario Energy Board Case Number EP 2021-0002.**

RESOLUTION #C-2021-12-14

MOVED BY: Barrie Crampton

SECONDED BY: Gene Richardson

“**THAT**, Council send a letter to the Ontario Energy Board in support of the City of Ottawa’s call for energy conservation program funding to be increased by 20% above the rate of inflation from 2023-2027 or no less than a doubling of funding over five years.”

ADOPTED

- vi) **Report #PD-2021-47 – Opportunities for Tay Valley Township from Federation of Canadian Municipalities Sustainable Communities Conference.**

RESOLUTION #C-2021-12-15

MOVED BY: Gene Richardson

SECONDED BY: Beverley Phillips

“**THAT**, the potential funding sources identified in Report #PD-2021-47 – Opportunities for Tay Valley Township from the Federation of Canadian Municipalities, Sustainable Communities Conference, be pursued as appropriate projects are identified;

AND THAT, Report #PD-2021-47 – Opportunities for Tay Valley Township from the Federation of Canadian Municipalities, Sustainable Communities Conference, be shared with the County Climate Steering Committee.”

ADOPTED

- vii) **Report #C-2021-41 – Request to Close a Portion of an Unopened Road Allowance – White.**

RESOLUTION #C-2021-12-16

MOVED BY: Beverley Phillips

SECONDED BY: Rob Rainer

“**THAT**, Council declares the portion of the unopened road allowance (approximately 138 feet) between Lots 18 & 19, Concession 6, North Burgess, north of Lakeview Drive, surplus to the Township’s needs;

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

THAT, the purchase price of \$0.08 per square foot be accepted should the sale be finalized.”

ADOPTED

- viii) **Report #CBO-2021-09 – Building Department Report – January to November 2021.**

RESOLUTION #C-2021-12-17

MOVED BY: Rob Rainer

SECONDED BY: Beverley Phillips

“**THAT**, Report #CBO-2021-09 – Building Department Report – January to November 2021 be received as information.”

ADOPTED

- ix) **21-11-17 and 21-12-01 – Council Communication Packages.**

RESOLUTION #C-2021-12-18

MOVED BY: Barrie Crampton

SECONDED BY: Mick Wicklum

“**THAT**, the 21-11-17 and 21-12-01 Council Communication Packages be received for information.”

ADOPTED

- x) **CUPE – OMERS Performance Review.**

RESOLUTION #C-2021-12-19

MOVED BY: Mick Wicklum

SECONDED BY: Fred Dobbie

“**THAT**, the Council of Tay Valley Township is calling for an immediate, comprehensive and independent third-party expert review of OMERS’ investment performance and practices over the past ten years, conducted by OMERS Pension Plan’s sponsors and stakeholders;

AND THAT, such a review would, at a minimum:

- a) Compare OMERS plan-level, and asset class-level performance to other comparable defined benefit pension plans and funds, OMERS internal benchmarks, and market-based benchmarks.
- b) Examine OMERS decision-making processes around the timing of various investment decisions
- c) Assess the risk management policies and protocols that were in place and determine if they were followed and/or if they were sufficient to protect the plan from undue risk.
- d) Assess whether the disclosures provided to the OMERS Administrative and Sponsorship Boards were sufficient evidence to allow the Boards to respond appropriately and in a timely manner.

- e) Examine executive compensation, investment fees and investment costs at OMERS in comparison to other major defined benefit pension plans and funds.
- f) Examine other relevant issues identified by the third-party expert review.
- g) Make recommendations for changes at OMERS to ensure stronger returns moving forward.
- h) Issue their final report and recommendations in a timely manner.
- i) Publicly release its full report and recommendations to ensure that it is available to OMERS sponsors, stakeholders, and plan members.

AND THAT, the Council of Tay Valley Township further calls on the OMERS Administrative Corporation to:

- a) Provide all requested data, documentation and information required of the review panel to fulfill its mandate.
- b) Establish a step-by-step plan, with OMERS sponsors and stakeholders, to implement any recommendations set out in the review report.”

ADOPTED

xi) **Province-Wide Assessment Update.**

RESOLUTION #C-2021-12-20

MOVED BY: Fred Dobbie

SECONDED BY: Barrie Crampton

“**WHEREAS**, the government of Ontario recently announced the continued postponement of the province-wide assessment update for the 2022 and 2023 taxation years;

AND WHEREAS, this means that property values will continue to be based on the January 1, 2016 valuation date until at least 2024;

AND WHEREAS, the Municipality of Tay Valley Township is aware of the important increase in property values throughout the province and within its own jurisdiction;

AND WHEREAS, the continued postponement of property valuation translates into a significant loss of taxation revenue for Municipalities;

NOW THEREFORE BE IT RESOLVED THAT, the Council of Tay Valley Township urges the government of Ontario to reconsider its decision and to direct MPAC to proceed with a province-wide assessment update in order for Ontario Municipalities to be able to collect property taxes based upon actual property values;

AND BE IT FURTHER RESOLVED THAT, a copy of this resolution be forwarded to the Premier of Ontario, Scott Reid, MP, Randy Hillier, MPP, MPAC, AMO and to all Ontario municipalities.”

(SEE RECORDED VOTE)

Councillor Wicklum called a recorded vote on Resolution #C-2021-12-20:

For:	Reeve Brian Campbell	1
	Deputy Reeve Barrie Crampton	1
	Councillor Fred Dobbie	1
	Councillor Rob Rainer	1
	Councillor Gene Richardson	$\frac{1}{5}$
		5
Against:	Councillor Beverley Phillips	1
	Councillor Mick Wicklum	$\frac{1}{2}$
		2
Absent:	Councillor RoxAnne Darling	$\frac{1}{1}$
		1
Total:		8

ADOPTED

8. BY-LAWS

- i) **By-Law No. 2021-061: Ontario Public Service Employees Union - Collective Agreement.**

RESOLUTION #C-2021-12-21

MOVED BY: Barrie Crampton

SECONDED BY: Gene Richardson

“THAT, By-Law No. 2021-061, being a by-law to Authorize the Execution of a Collective Agreement with the Ontario Public Service Employees Union, be read a first, second and third time short and passed and signed by the Reeve and Clerk.”

ADOPTED

- ii) **By-Law No. 2021-062: 2022 Budget.**

Councillor Phillips expressed that while she understands that some items in the budget need to be there and that there needs to be an increase to taxes and that small increases in the taxes is a good approach, at the present time Tay Valley Township needs to practice fiscal responsibility, and hiring a new employee is not doing that, in particular the new Community Services Coordinator position, the timing of this new position is poor, the cost of everything is going up and will continue to do so. People are struggling and it is not the right time to be creating a new position.

The Acting Treasurer recalled from the three meetings with Council and the public meeting regarding the budget, that this concern was never brought up.

The Reeve also asked all Council Members if they were okay with the increase in the tax rate and there was no opposition from Council so finds it strange that this is being brought up tonight when the budget is being passed. It should have been discussed before tonight.

RESOLUTION #C-2021-12-22

MOVED BY: Gene Richardson

SECONDED BY: Beverley Phillips

“THAT, By-Law No. 2021-062, being a by-law to Adopt the Estimates for the Sums Required for Municipal Purposes for the Year 2022, be read a first, second and third time short and passed and signed by the Reeve and Clerk;

AND THAT, the funds allocated in the 2022 Budget for the Lanark Library be held until a report to Council is brought forward in early 2022 and a decision on the allocation made.”

(SEE RECORDED VOTE)

Councillor Phillips called a recorded vote on Resolution #C-2021-12-22:

For:	Reeve Brian Campbell	1
	Deputy Reeve Barrie Crampton	1
	Councillor Fred Dobbie	1
	Councillor Rob Rainer	1
	Councillor Gene Richardson	<u>1</u>
		5
Against:	Councillor Beverly Phillips	1
	Councillor Mick Wicklum	<u>1</u>
		2
Absent:	Councillor RoxAnne Darling	<u>1</u>
		1
Total:		8

ADOPTED

iii) **By-Law No. 2021-064: Tariff of Fees By-Law.**

RESOLUTION #C-2021-12-23

MOVED BY: Beverley Phillips

SECONDED BY: Rob Rainer

“THAT, By-Law No. 2021-064, being a by-law to Adopt a Tariff of Fees By-Law, be read a first, second and third time short and passed and signed by the Reeve and Clerk.”

ADOPTED

iv) **By-Law No. 2021-063: COVID-19 Vaccination Policy.**

Council clarified that the policy is only for the double vaccination and not the booster, the Acting CAO/Clerk explained that there is a clause in the policy whereby if there is new public health directives and/or provincial or federal government legislation, regulations or orders enacted they take precedence until the policy can be amended so if boosters are made mandatory then the policy will be changed to reflect that.

Councillor Wicklum discussed the definitions of Fully Vaccinated and Proof of Vaccination. The Acting CAO/Clerk explained that the definitions are from the Province of Ontario, the definition from the Government of Canada refers to travelling as opposed to being vaccinated in the Province of Ontario.

Councillor Phillips expressed concern with the clause where the municipality will pay for a rapid test for employees that have travelled outside of Canada. The Acting CAO/Clerk explained that the clause is in the policy based on legal advice, grievances from unions and court cases that have determined that the employer must pay for it as it is not reasonable to ask for the employee to pay for it since the employer is imposing the test for occupational health and safety reasons, this is an extra safety precaution to protect employees and the public.

Councillor Dobbie asked what the timeframe is for having the policy in place, the Acting CAO/Clerk explained that there is no legislated timeframe but waiting another month means the timing for getting proof of vaccination is delayed.

Council agreed to reword section 8 to say that the employer will reimburse for rapid antigen testing for work related travel outside of Canada only.

RESOLUTION #C-2021-12-24

MOVED BY: Rob Rainer

SECONDED BY: Fred Dobbie

“THAT, By-Law No. 2021-063, being a by-law to Adopt a COVID-19 Vaccination Policy, be read a first, second and third time short and passed and signed by the Reeve and Clerk;

AND THAT, Section 8 in the Vaccination Policy be reworded to reflect that the employer will only pay for rapid antigen test for work-related travel outside of Canada.”

ADOPTED

9. NEW/OTHER BUSINESS

- i) **No Parking at Long Lake Boat Launch (Long Lake Road) – Update.**
Sean Ervin, Public Works Manager.

At the Committee of the Whole meeting last week, the Committee had concerns about whether the islands were Crown Land and whether no overnight parking would prevent someone from camping overnight.

In follow-up discussions with the Rideau Valley Conservation Authority (RVCA) it has been determined that the Province owns the lands that the boat launch is located on and RVCA provides maintenance of the property in the spirit of providing a boat ramp and public access to Long Lake. RVCA has indicated that until they receive further direction from the property owners (Province of Ontario), RVCA is not in a position to put up signage at the boat launch indicating that overnight parking is not permitted. RVCA also confirmed that the islands are Crown land.

Council agreed that Council will take no action on this item at this time and that staff will bring back an update if required.

10. CALENDARING

Meeting	Date	Time	Location
Bolingbroke Cemetery Board Meeting	December 15 th	3:00 p.m.	Council Chambers
Committee of the Whole Meeting	January 11 th	5:30 p.m.	Virtual
Council Meeting	January 18 th	5:30 p.m.	Virtual

11. CLOSED SESSIONS

None.

12. CONFIRMATION BY-LAW

Councillor Rainer gave staff his appreciation for all of their work during this trying year and wished staff well as they head into Christmas vacation. The CAO/Clerk also extended a Merry Christmas to all members of Council.

The Reeve reminded Council that in lieu of mailing Christmas cards out a donation is made and this year it is going to Lanark County Community Justice Program.

- i) **By-Law No. 2021-065 - Confirmation By-Law – December 13th and 14th, 2021.**

RESOLUTION #C-2021-12-25

MOVED BY: Fred Dobbie

SECONDED BY: Mick Wicklum

“THAT, By-Law No. 2021-065, being a by-law to confirm the proceedings of the Council meetings held on December 13th and 14th, 2021, be read a first, second and third time short and passed and signed by the Reeve and Clerk.”

ADOPTED

13. ADJOURNMENT

Council adjourned at 6:56 p.m.



Brian Campbell, Reeve



Janie Laidlaw, Deputy Clerk