

8. REPORTS

i) **Committee of the Whole: May 9th, 2017**

Chair, Deputy Mayor Hall

Suggested Motion by Deputy Mayor Hall:

“THAT the eighth (8th) Report of the Committee of the Whole for 2017 be adopted as presented.”

9. MOTIONS

i) **Award Tender for Granular Materials**

Suggested Motion by Councillor Hansen:

“THAT the 2017 Tender for Granular Materials be split and awarded to Crains Construction for Areas 2, 3 and 4 at a cost not to exceed \$249,903.50 excluding HST;

AND THAT Thomas Cavanagh Construction be awarded the tender for Area 1 at a cost not to exceed \$248,000.00 excluding HST.”

ii) **Award of Tender for Surface Treatment**

Suggested Motion by Councillor Roberts:

“THAT Council for the Township of Lanark Highlands accepts the tender for resurfacing the French Line and Rosetta Road from Greenwood Paving for \$235,950 and \$88,848.16 respectively, excluding HST.”

10. BY-LAWS

i) **By-law 2017-1435 – 2017 Tax Rates**

Suggested Motion by Councillor Rodger:

“THAT By-Law No. 2017-1435, being a by-law to set the tax rates for the Township of Lanark Highlands’ 2017 final tax billing, be read a first and second time.”

Suggested Motion by Councillor Rodger:

“THAT By-Law No. 2017-1435, being a by-law to set the tax rates for the Township of Lanark Highlands’ 2017 final tax billing, be read a third time, passed and signed by the Mayor and Clerk.”

11. NEW/OTHER BUSINESS

i) County of Lanark Updates (verbal)

Mayor Stewart and Deputy Mayor Hall

A copy of the County's Agendas and Minutes can be found on the County website at the following link: <http://www.county.lanark.on.ca/Page2100.aspx>

Suggested Motion by Councillor King:

"THAT the County of Lanark Update(s) (verbal) be received for information."

12. NOTICE OF MEETINGS

Committee of the Whole 6:00 p.m. Tuesday, June 13th, 2017
Council Meeting (immediately after COW) Tuesday, June 13th, 2017

Committee of the Whole 6:00 p.m. Tuesday, June 27th, 2017
Council Meeting (immediately after COW) Tuesday, June 27th, 2017

13. QUESTIONS/COMMENTS FROM THE PUBLIC

14. IN CAMERA

15. CONFIRM COUNCIL PROCEEDINGS

By-Law No. 2017-1436: Confirmation By-Law

Suggested Motion by Councillor Kelso:

"THAT By-Law No. 2017-1436, being a by-law to confirm the proceedings of the Council meeting held on May 30th, 2017, be read a first and second time."

Suggested Motion by Councillor Kelso:

"THAT By-Law No. 2017-1436, being a by-law to confirm the proceedings of the Council meeting held on May 30th, 2017, be read a third time, passed and signed by the Mayor and Clerk."

16. ADJOURNMENT

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COUNCIL MINUTES

Tuesday, May 9th, 2017
Lanark Highlands Municipal Office - 75 George Street, Lanark, Ontario
Council Chambers

1. CALL TO ORDER

The meeting was called to order at 7:15 p.m.

Members Present: Mayor Brian Stewart
Deputy Mayor John Hall
Councillor Linda Hansen
Councillor Steve Roberts
Councillor Peter Rodger

Regrets: Councillor Bill King
Councillor Jeannie Kelso

Staff Present: Stacey Blair, Clerk Administrator
Amanda Noël, Planning Administrator/Deputy Clerk
Thomas McCarthy, Acting Superintendent of Public Works
Estelle Moynes, Treasurer

2. PLAYING OF "O CANADA"

3. DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF

None.

4. APPROVAL OF AGENDA

RESOLUTION #C-2017-077

Moved by Councillor Hansen

Seconded by Councillor Roberts

THAT the agenda be adopted as presented.

ADOPTED

5. APPROVAL OF COUNCIL MINUTES

RESOLUTION #C-2017-078

Moved by Councillor Rodger

Seconded by Councillor Roberts

THAT the Council minutes of April 25th, 2017, be approved as presented.

ADOPTED

6. DELEGATIONS & PRESENTATIONS

None.

7. COMMUNICATIONS

None.

8. REPORTS

i) Committee of the Whole: April 25th, 2017

Chair, Deputy Mayor Hall

RESOLUTION #C-2017-079

Moved by Deputy Mayor Hall

Seconded by Councillor Hansen

THAT the sixth (6th) Report of the Committee of the Whole for 2017 be adopted as presented.

ADOPTED

ii) Committee of the Whole: April 29th, 2017

Chair, Deputy Mayor Hall

RESOLUTION #C-2017-080

Moved by Deputy Mayor Hall

Seconded by Councillor Hansen

THAT the seventh (7th) Report of the Committee of the Whole for 2017 be adopted as presented.

ADOPTED

9. MOTIONS

i) **2017 Municipal Budget**

RESOLUTION #C-2017-081

Moved by Councillor Hansen

Seconded by Councillor Roberts

THAT the Council of the Township of Lanark Highlands approve the 2017 Municipal Budget as determined at the Special Committee of the Whole meeting of April 29th, 2017;

AND FURTHERMORE THAT the 2017 Tax Rate By-Law be prepared for consideration.

ADOPTED

10. BY-LAWS

i) **By-law 2017-1433 – Appointment of a member to the Lanark Highlands Police Services Board**

RESOLUTION #C-2017-082

Moved by Councillor Roberts

Seconded by Councillor Hansen

THAT By-Law No. 2017-1433, being a by-law to appoint a member to the Lanark Highlands Police Services Board, be read a first and second time.

ADOPTED

RESOLUTION #C-2017-083

Moved by Councillor Roberts

Seconded by Councillor Hansen

THAT By-Law No. 2017-1433, being a by-law to appoint a member to the Lanark Highlands Police Services Board, be read a third time, passed and signed by the Mayor and Clerk.

ADOPTED

11. NEW/OTHER BUSINESS

i) **County of Lanark Updates (verbal)**
Mayor Stewart and Deputy Mayor Hall

Nothing to report at this time.

12. NOTICE OF MEETINGS

Committee of the Whole 6:00 p.m. Tuesday, May 30th, 2017
Council Meeting (immediately after COW) Tuesday, May 30th, 2017

Committee of the Whole 6:00 p.m. Tuesday, June 13th, 2017
Council Meeting (immediately after COW) Tuesday, June 13th, 2017

13. QUESTIONS/COMMENTS FROM THE PUBLIC

During this time, questions were received from members of the public in attendance.

14. IN CAMERA

i) **Crain's Construction/McKinnon Pit Update**

RESOLUTION #C-2017-084

Moved by Councillor Roberts

Seconded by Councillor Hansen

THAT the Council move into Closed Session at 7:44 p.m. to discuss a matter subject to:

Section 239 (2) of the Municipal Act:

(e) litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; and

(f) advice that is subject to solicitor-client privilege, including communications necessary for that purpose;

AND FURTHERMORE THAT Stacey Blair, Clerk Administrator, and Amanda Noël, Planning Administrator/Deputy Clerk, remain in the room.

ADOPTED

RESOLUTION #C-2017-085

Moved by Councillor Rodger

Seconded by Councillor Roberts

THAT Council return to regular session at 8:00 p.m.

ADOPTED

No pecuniary interest was declared during the in camera session.

RESOLUTION #C-2017-086

Moved by Councillor Hansen

Seconded by Councillor Roberts

THAT the Council of the Township of Lanark Highlands authorize the Mayor and Clerk Administrator to resolve the matter of Court file No. 13-59130 Ontario Superior Court of Justice between The Corporation of the Township of Lanark Highlands and Crains' Construction Ltd. on the basis of the Minutes of Settlement and Consent negotiated on April 26th, 2017, and to execute said Minutes of Settlement.

ADOPTED

15. CONFIRM COUNCIL PROCEEDINGS

By-Law No. 2017-1434 Confirmation By-Law

RESOLUTION #C-2017-087

Moved by Deputy Mayor Hall

Seconded by Councillor Hansen

THAT By-Law No. 2017-1434, being a by-law to confirm the proceedings of the Council meeting held on May 9th, 2017, be read a first and second time.

ADOPTED

RESOLUTION #C-2017-088

Moved by Deputy Mayor Hall

Seconded by Councillor Hansen

THAT By-Law No. 2017-1434, being a by-law to confirm the proceedings of the Council meeting held on May 9th, 2017, be read a third time, passed and signed by the Mayor and Clerk.

ADOPTED

17. ADJOURNMENT

On a motion by Councillor Roberts and seconded by Councillor Rodger, the meeting adjourned at 8:02 p.m.

Brian Stewart, Mayor

Stacey Blair, Clerk Administrator



**EIGHTH REPORT OF THE COMMITTEE OF THE WHOLE
From the Meeting of May 9th, 2017**

To the Members of Lanark Highlands Township Council,

We, the Members of your Committee of the Whole, beg leave to report Section "A" as information and Section "B" as follows:

A 1 DELEGATIONS & PRESENTATIONS

- i) Flora Preston – Reaction to Herbicide
- ii) Meg Sears, Ph. D. – Implications of Clearview

A 2 COMMUNICATIONS

Motion #COW-2017-067

"THAT the communications dated May 9th, 2017, be received as information."

REPORTS

A 3 CONSENT APPLICATION B17/020 (CARPENTER ESTATE)

Motion #COW-2017-068

B 3 "THAT Council recommends to the Land Division Committee of Lanark County that application B17/020 for consent be approved subject to the following conditions;

1. The balance of any outstanding taxes, including penalties and interest, (and any local improvement charges, if applicable) shall be paid to the Township.
2. An acceptable reference plan or legal description of the severed lands and the deed be submitted to the Township.
3. That the applicant pays any outstanding fees to the Township prior to final approval.
4. That sufficient lands be deeded to the Township of Lanark Highlands along the frontages of the lots to be severed to meet the municipality's road widening requirements, at no cost to the Township. Deeds are to be submitted to the municipality for review accompanied by a solicitor's certificate indicating that the municipality's title is free and clear of all encumbrances and that the municipality has a good and marketable title.

The Township Superintendent of Public Works should be consulted prior to commencing a survey to determine the amount of road widening required.

5. The applicant shall obtain a Civic Address Number from the Township of Lanark Highlands. The applicant shall consult directly with the Township in this regard.
6. The applicant shall obtain an entrance location permit from the Township.
7. That the applicant provide to the Township the \$200 cash in lieu of parkland fee.
8. At the sole expense of the applicant that the applicant enter into a development agreement with the Township to acknowledge the existence of the Carpenter Pit adjacent to the subject property.”

A 4 LANARK COUNTY ECONOMIC DEVELOPMENT STRATEGIC PLANNING

B 4 Motion #COW-2017-069

“**THAT** the Mayor, Councillor Hansen and the Clerk Administrator be appointed to participate in the Lanark County, county-wide, economic development strategic planning process as part of the Leadership Team;

AND FURTHERMORE THAT staff be directed to advertise for up to 2 additional members to be made up of Lanark Highlands rate payers;

AND FUERHTERMORE THAT the Mayor, Councillor Hansen and the Clerk Administrator be authorized to determine the two remaining members from the eligible applications received. ”

A 5 2016 COUNCILLOR REMUNERATION & EXPENSE SUMMARY

B 5 Motion #COW-2017-070

“**THAT** report FIN-01-2017 Councillor Remuneration & Expense Summary be received as information.”

*All of which is respectfully submitted,
Deputy Mayor John Hall*

Direction by the Mayor:
Council may remove items in Section "B" to be voted on separately prior to introducing a motion to accept the report in its entirety.

Moved By

Seconded By

Adopted this 30th day of May, 2017

Brian Stewart, Mayor

Amanda Noël, Deputy Clerk

**THE CORPORATION OF THE
TOWNSHIP OF LANARK HIGHLANDS**

BY-LAW NO. 2017-1435

**A BY-LAW TO SET THE TAX RATES
FOR THE YEAR 2017**

WHEREAS, Section 312 of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, provides that the Council of a local municipality shall, after the adoption of estimates for the year, pass a by-law levying a separate tax rate on the assessment in each property class;

AND WHEREAS, the Council of the Corporation of the Township of Lanark Highlands has adopted a budget, including estimates of all sums required during the year for the purposes of the municipality, in accordance with Section 290 of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended;

AND WHEREAS Section 312 (6) of the said Act requires tax rates to be established in the same proportion to the tax ratios;

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

1. That for the year 2017, the tax rates to be applied to the taxable assessment of the Township of Lanark Highlands be as set out in Schedule "A", attached hereto;
2. That the final taxes levied by this By-Law shall be in accordance with the provisions of By-Law No. 2017-1435.
3. That By-Law No. 2016-1379 is hereby rescinded.

BY-LAW READ, ENACTED AND PASSED this 30th day of May, 2017.

Brian Stewart, Mayor

Stacey Blair, Clerk/Administrator

**THE CORPORATION OF THE TOWNSHIP OF LANARK HIGHLANDS
BY-LAW NO. 2017-1435**

SCHEDULE "A"

PURPOSE	Res/Farm (RT)	Multi-Res (MT)	Farmlands (FT)	Managed Forest (TT)
Township General	.00433550	.00991642	.00108388	.00108388
Policing	.00143011	.00327103	.00035753	.00035753
Special Area – Lanark Village	.00006184	.00014144	.00001546	.00001546
Education	.00179000	.00179000	.00044750	.00044750
County of Lanark	.00376627	.00845829	.00094157	.00094157

PURPOSE	Commercial (CT)	Commercial Vac/Exc (CX and CU)	Industrial (IT)	Industrial Vac/Exc (IX and IU)
Township General	.00767978	.00537585	.01126808	.00732425
Policing	.00253326	.00177328	.00371689	.00241598
Special Area – Lanark Village	.00010954	.00007668	.00016072	.00010447
Education	.01285667	.00899967	.01390000	.00903500
County of Lanark	.00667146	.00467002	.00978864	.00636261

Household Waste Fee \$ 44.95 (excludes vacant land)

**THE CORPORATION OF THE
TOWNSHIP OF LANARK HIGHLANDS**

BY-LAW NO. 2017-1436

**A BY-LAW TO CONFIRM THE PROCEEDINGS OF THE COUNCIL OF THE
CORPORATION OF THE TOWNSHIP OF LANARK HIGHLANDS
MEETING HELD ON May 30th, 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 the Township of Lanark Highlands at its meeting be confirmed and adopted by By-Law;

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

1. GENERAL REGULATIONS

- 1.1 THAT** the actions of the Council of the Corporation of the Township of Lanark Highlands at its meeting held on the **30th, day of May, 2017** in respect of each recommendation contained in the reports of the Committees and each motion and resolution passed and other action taken by the Council of the Corporation of the Township of Lanark Highlands at its meetings is hereby adopted and confirmed as if all such proceedings were expressly embodied in this By-Law.
- 1.2 THAT** the Mayor and Proper Signing Official of the Corporation of the Township of Lanark Highlands are hereby authorized and directed to do all things necessary to give effect to the action of the Council of the Corporation of the Township of Lanark Highlands referred to in the preceding section hereof.

**THE CORPORATION OF THE TOWNSHIP OF LANARK HIGHLANDS
BY-LAW NO. 2017-1436**

1.3 THAT the Mayor and/or Deputy Mayor 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 the Township of Lanark Highlands.

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 30th day of May, 2017.

Brian Stewart, Mayor

Stacey Blair, Clerk Administrator