



TOWNSHIP OF DRUMMOND/NORTH ELMSLEY

#1 - Council Meeting, Tuesday, January 8, 2013

AGENDA

COUNCIL – CALL TO ORDER (*will commence after CoW meeting of the same date*)

PLEASE NOTE: *Meetings of Council and the Committee of the Whole are open to the public however they are not a public forum. Members of the public are welcome to attend and your interest is appreciated, however due to time constraints, we request that individuals or groups wishing to appear before Council or the Committee at a regular meeting shall advise the Clerk not later than 4:30 p.m. on the Thursday prior to the meeting as per By-law No. 2007-14*

MEMBERS WISHING TO DISCLOSE A PECUNIARY INTEREST DO SO NOW.

1.0 MINUTES

1.1 Minutes of Regular Session of December 18, 2013, Page 3

2.0 ADDITIONS & APPROVAL OF AGENDA

2.1

3.0 DELEGATIONS

3.1

4.0 COMMITTEE & BOARD REPORTS

4.1 Committee of the Whole, January 8, 2013 (*presented at the meeting*)

5.0 BY-LAWS:

5.1 2013-001 Accountability & Transparency Policy, Page 10

5.2 2013-002 Chain of Command, Page 16

5.3 2013-003 Rescue Services Agreement, Page 17

5.4 2013-004 Interim Tax By-law, Page 18

5.5 2014-005 Borrowing By-law, Page 20

6.0 RESOLUTIONS/NOTICE OF MOTIONS

7.0 CLOSED SESSION

8.0 BUDGET CONSIDERATIONS

9.0 COMMUNICATIONS/CORRESPONDENCE

9.1

10.0 NEW BUSINESS

10.1

11.0 UNFINISHED BUSINESS

12.0 CONFIRMATION OF COUNCIL PROCEEDINGS

13.0 ADJOURNMENT

1.

Minutes



TOWNSHIP OF DRUMMOND/NORTH ELMSLEY

#23 COUNCIL MEETING OF DECEMBER 18, 2012
Township Council Chambers

MINUTES

CALL TO ORDER: Reeve Churchill called the meeting to order at 3:00 p.m.

PRESENT:

Reeve	Aubrey Churchill
Deputy Reeve	Gail Code
Councillor	Ray Scissons
Councillor	Ken Fournier
Councillor	Peter Wagland
Clerk Administrator	Cindy Halcrow
Planner	Karl Grenke

MINUTES OF PUBLIC MEETING
CONCERNING PROPOSED ZONING BY-LAW AMENDMENT

Lanark County Support Services
Rideau Ferry Road - December 18, 2012

ATTENDING:

Chair: Reeve Aubrey Churchill
Councillors: Gail Code (Deputy Reeve)
Ken Fournier
Ray Scissons
Peter Wagland

Staff: Karl Grenke, Planner
Cindy Halcrow, Clerk Administrator

Public (signed in): Wayne Stinson, John McLenaghan, Marilyn Savage, Marg McKay,
Lesslie Ross, Karen Hunt, Debi McEwen, Larry McCurdy, Linda Batoff,
Brian Allan, Christine Kelly, Pat Bertram.

A. Call to Order

Reeve Aubrey Churchill called the meeting to order at 3:00 p.m.

B. Purpose of Meeting

Reeve Churchill introduced the purpose of the meeting, which was to hear an application for an amendment to the Zoning By-Law by the Lanark County Support Services.

C. Report on Notice

Mr. Grenke reported that zoning amendments are subject to Section 34 of the Planning Act, and this application was processed in compliance with the Act, including the posting of the notice on site and mailings to prescribed persons and public bodies at least 20 days before the hearing.

D. Presentations on Zoning By-law Amendment

Mr. Grenke presented an overview of the proposed amendment including a summary of the proposed I-3 Zone. He noted that this rezoning is necessary to allow the proposed construction of a 6,200 square foot building that would serve as the new home for the LCSS's Life Skills Program, which provides life skills training for adults with developmental disabilities. The site would be accessed via an existing driveway that serves an adjacent 66 foot wide allowance that is owned by the Town of Perth. This driveway connects to Rideau Ferry Road, which is owned by the County. Water and sewer lines also run through the allowance, which Perth has agreed to allow LCSS to use. There will be no overnight accommodations on site. The exception zone will allow a community garden and access through the Town's land. Mr. Grenke noted that the property is currently zoned and designated Rural, despite being in a more suburbanized location and there are a number of residential developments nearby. Landscaping and buffering will be managed through the site plan control process. Mr. Grenke reviewed each of the applicable

policies of the Official Plan that applied to this proposal and advised that this proposal met the intent of the Plan, noting that it is important to plan for community services that allow all residents the opportunity to stay in their community. He recommended that Council approves this amendment.

E. Reading of Written Comments

Mr. Grenke reviewed the written submissions regarding this application noting that Gary Horne, J. Dempsey and E. Greer oppose the project due to concerns about the devaluation of property values. Lanark County has no objections to the application as it pertains to the entrance off the County road, although advise that the entrance may have to be upgraded.

F. Oral and Written Presentations by those in Favour

Larry McCurdy spoke in favour of the application. His daughter is a client of LCSS and the program provides a great service, which is especially helpful for him as a single parent. The current LCSS facility in Perth is too small and is also not really wheelchair accessible and as such he has often had to travel to Smiths Falls. The current facility is already in a residential area and there is no negative impact now.

John McLenaghan stated that he is the current owner of the property and he authorized the application and supports it.

Linda Batoff noted that her son is in the program and has to go to Smiths Falls due to lack of space. The current building is not large enough and the proposal will allow for a larger building that gives more room for programming. It is a wonderful program.

Brian Allan spoke in favour of the application. He is the VP of Support Services at the Perth and Smiths Falls District Hospital that runs this program and this application has the full support of the Hospital.

Lesslie Ross is in support of the program. She is involved in Tayside who have people in this program and it provides a great service. The new building will allow everyone to participate.

Christine Kelly spoke in favour. Her son is a client of the program and before LCSS, he was being assisted by tutors. The LCSS programming has improved his independence, improved his life skills, social skills and helped him with job placement. He loves the program.

Marilyn Savage is in support of the application as it helps develop the community as a caring residential environment, ensuring we have proper facilities for those with needs.

Pat Bertram is a resident and notes that her brother has had a great experience with the program. She would be happy to have this facility next door.

Debi McEwen is the applicant and told everyone that she would be happy to address any questions or concerns about the application and values being part of the community.

G. Oral and Written Presentations by those in Opposition

Wayne Stinson spoke to this application on behalf of his neighbour who owns property adjacent to the site. He is not opposed to the application but is concerned as to whether this application will have any impact on his neighbour's land or future development possibilities there. Mr. Grenke responded that this application will have no influence on any planning rights or regulations pertaining to the land.

At this point, Reeve Churchill asked for any questions or comments by Councillors. Councillor Scissons stated that he supported the application.

Councillor Wagland asked if those who provided letters in opposition to the application were present and if they would like to speak. They were none.

Reeve Churchill noted that he supported the application and thanks the Town of Perth for helping to provide servicing.

Councillor Wagland asked to clarify where the driveway was going to be and this was shown to him on more specific site mapping.

Mr. McLenaghan noted that the arrangement with the Town of Perth does not allow him or the purchaser to do everything; there is a very detailed agreement that specifies the rules pertaining to development and servicing. Ms. McEwen pointed out that the specifics were carefully arranged with the Town. Mr. Grenke advised that site plan control will cover many of the design and servicing aspects and that the Township will work with the Town to ensure everyone's interests are covered.

Councillor Wagland asked how many clients would be served by the facility, whether it is a day facility and how many clients per supervisor would be present.

Ms. McEwen responded that supervision would depend on individual client needs (some clients may need more minimal supervision); there are 24 clients and the facility is open Monday to Friday.

Reeve Churchill mentioned that he has a neighbour who had experience with this program and it was very helpful.

Deputy Reeve Code stated that she is very happy to have Drummond/North Elmsley Township involved in a program as valuable as this.

There were no further questions.

G. Reminder to audience to leave their name if they want formal notice
Reeve Churchill reminded the audience to leave their name if they want formal notice.

H. The Public Meeting for this Zoning Amendment was closed at 3:40 p.m.

**MINUTES OF
PUBLIC MEETING
CONCERNING
PROPOSED ZONING BY-LAW AMENDMENT**

**Michael McEwen
Rideau Street and Beveridge Locks Road
December 18, 2012**

ATTENDING:

Chair: Reeve Aubrey Churchill
Councillors: Gail Code (Deputy Reeve)
Ken Fournier
Ray Scissons
Peter Wagland
Staff: Karl Grenke, Planner
Cindy Halcrow, Clerk Administrator
Public: Michael McEwen, Karen Hunt, Tarlton Kelford

A. Call to Order

Reeve Aubrey Churchill called the meeting to order at 3:45 p.m.

B. Purpose of Meeting

Reeve Churchill introduced the purpose of the meeting, which was to hear an application for an amendment to the Zoning By-Law and Official Plan by Michael McEwen.

C. Report on Notice

Mr. Grenke reported that Official Plan amendments are subject to Section 17 of the Planning Act and zoning amendments subject to Section 34 of the Act, and this application was processed in compliance with the Act, including circulating by mail to neighbours within 120 metres and statutory agencies as well as posting on site 20 days before the hearing. The mailings were done November 27th and the posting November 28th.

D. Presentations on Zoning By-law Amendment

Mr. Grenke presented an overview of the proposed amendment including a summary of the proposed new Rural Policy Area designation and Rural Exception Zone, which seeks to allow

construction of a non-waterfront residential dwelling on a private road. He advised that these applications were required because the Township's Official Plan and Zoning By-law do not otherwise permit non-waterfront development on roads that are not opened and maintained by the Township. He noted that these are separate applications but need to be considered concurrently since the planning evaluation considers the same factors. He advised that since this application includes looking for a site specific exception to the Official Plan, Council must consider the original and overall intent of the Plan as well as the provisions of the Provincial Policy Statement and look at whether it is advisable to consider a change in this case. In his evaluation, Mr. Grenke noted that the application concerns an existing lot of record, a residential use had previously been established, it is close to a main road and existing development exists on both sides of the road. Mr. Grenke summarized written comments received, including one letter of concern from a neighbour, and letters indicating no objection from Parks Canada, Rideau Valley Conservation Authority and the Health Unit. Mr. Grenke recommended that Council approves these applications.

E. Reading of Written Comments

The written comments were provided to and reviewed by Council:

Councillor Wagland asked Mr. Grenke where the driveway access would be provided to the property and how this would be enforced. Mr. Grenke responded that driveway access would come off of Rideau Street due to Parks Canada's concerns and this would be ensured through the site plan process and zone requirements establishing Rideau Street as the front yard.

F. Oral and Written Presentations by those in favour of application

Tarlton Kelford lives three doors down from the subject property and he advised that he has no problems at all with the proposed amendments.

F. Oral and Written Presentations by those in opposition of application

There were no comments from members of the audience.

G. Reminder to audience to leave their name if they want formal notice

Reeve Churchill reminded the audience to leave their name if they want formal notice.

H. The Public Meeting for this Zoning Amendment was closed at 4:06 p.m.

1.0 MINUTES

1.1 Regular Minutes of December 11, 2012

Moved By: Ray Scissons
Seconded By: Gail Code

BE IT RESOLVED THAT the Council of the Corporation of the Township of Drummond/North Elmsley does hereby approve the minutes of the Regular Meeting of December 11, 2012, as circulated.

Carried
12-195

2.0 ADDITIONS & APPROVAL OF AGENDA

2.1 Approval of Agenda

Moved By: Ray Scissons
Seconded By: Gail Code

BE IT RESOLVED THAT the Council of the Corporation of the Township of Drummond/North Elmsley does hereby adopt the agenda for the meeting of December 18, 2012 as presented.

Carried
12-196

3.0 DELEGATIONS

3.1 Lanark County Support Services – Proposed Zoning Amendment (see public meeting above)

3.2 M. McEwen – Proposed Official Plan and Zoning Amendment (*see public meeting above*)

4.0 COMMITTEE & BOARD REPORTS - None

5.0 BY-LAWS

5.1 2012-076 Lanark County Support Services Zoning By-law Amendment

Moved By: Gail Code
Seconded By: Ray Scissons

BE IT RESOLVED THAT By-law #2012-076, being a By-law to amend By-law No. 2012-060 of the Township of Drummond/North Elmsley for prohibiting the use of land for or except for such purposes as may be set out in this By-law and for prohibiting the erection, location or use of buildings or structures for or except for such purposes as may be set out in this By-law within the said lands; and for regulating the character of buildings or structures to be erected or located on the said lands, and entitled, "Lanark County Support Services Zoning By-law Amendment", be read a first, second and third time and finally passed in open Council.

Carried
12-197

5.2 2012-077 M. McEwen Zoning By-law Amendment

Moved By: Gail Code
Seconded By: Ray Scissons

BE IT RESOLVED THAT By-law #2012-077, being a By-law to amend By-law No. 2012-060 of the Township of Drummond/North Elmsley for prohibiting the use of land for or except for such purposes as may be set out in this By-law and for prohibiting the erection, location or use of buildings or structures for or except for such purposes as may be set out in this By-law within the said lands; and for regulating the character of buildings or structures to be erected or located on the said lands, and entitled, "McEwen Zoning By-law Amendment", be read a first, second and third time and finally passed in open Council.

Carried
12-198

5.3 2012-078 Official Plan Amendment No. 1

Moved By: Peter Wagland
Seconded By: Ken Fournier

BE IT RESOLVED THAT By-law #2012-078, being a By-law to amend the Official Plan and entitled, "Official Plan Amendment No. 1", be read a first, second and third time and finally passed in open Council.

Carried
12-199

5.4 2012-079 Bailey Site Plan Agreement

Moved By: Peter Wagland
Seconded By: Ken Fournier

BE IT RESOLVED THAT By-law #2012-079, being a By-law to authorize the execution of a site plan control agreement between Clinton J. Bailey and the Corporation of the Township of Drummond/North Elmsley and entitled, "Bailey Site Plan Agreement", be read a first, second and third time and finally passed in open Council.

Carried
12-200

- 6.0 RESOLUTIONS/NOTICE OF MOTIONS – None
- 7.0 CLOSED SESSION - None
- 8.0 BUDGET CONSIDERATIONS - None
- 9.0 COMMUNICATIONS/CORRESPONDENCE - None
- 10.0 NEW BUSINESS - None
- 11.0 UNFINISHED BUSINESS - None
- 12.0 CONFIRMATION OF COUNCIL PROCEEDINGS

Moved By: Ken Fournier
Seconded By: Peter Wagland

BE IT RESOLVED THAT By-law #2012-080 being a By-law to confirm the proceeding of Council at its meeting of December 18, 2012, be read a first, second and third time and finally passed in open Council.

Carried
12-201

13.0 ADJOURNMENT

Moved By: Ken Fournier
Seconded By: Peter Wagland

BE IT RESOLVED THAT the Council of the Corporation of the Township of Drummond/North Elmsley adjourn their regular meeting of Council.

Adjourned at 4:10 p.m.

Carried
12-202

REEVE

CLERK ADMINISTRATOR

5. By-Laws

**THE CORPORATION OF THE
TOWNSHIP OF DRUMMOND/NORTH ELMSLEY**

BY-LAW NO. 2013-001

ACCOUNTABILITY AND TRANSPARENCY POLICY

**BEING A BY-LAW TO ADOPT AN ACCOUNTABILITY AND TRANSPARENCY
POLICY**

WHEREAS, under Section 270 of the Municipal Act 2001, S.O. 2001, c.25 a municipality shall adopt and maintain a policy with respect to the manner in which the municipality will try to ensure that it is accountable to the public for its actions, and the manner in which the municipality will try to ensure that its actions are transparent to the public;

AND WHEREAS, Council has determined that the establishment of an accountability and transparency policy will serve to provide guidance for the delivery of the municipality's activities and services in accordance with the principles as outlined herein.

NOW THEREFORE BE IT RESOLVED THAT, the Council of the Corporation of the Township of Drummond/North Elmsley enacts as follows;

1. **THAT** the Accountability and Transparency Policy", attached hereto as Schedule "A" of this By-law is hereby adopted as an official document of the Township of Drummond/North Elmsley.
2. **THAT** Schedule "A" attached hereto shall be read with and form part of this By-law.
3. **THAT** this By-law shall come into force and effect upon the final reading thereof.
4. **THAT** should any sections of this By-law, including any section or part of the schedule attached hereto be declared by a court of competent jurisdiction to be ultra vires, the remaining sections shall nevertheless remain valid and binding.
5. **THAT** By-law 2007-072 shall be and is hereby repealed.

Read a first, second and third time and passed this 8th day of January, 2013.

Aubrey Churchill, Reeve

Cindy Halcrow, Clerk Administrator

ACCOUNTABILITY AND TRANSPARENCY POLICY

SUBJECT: *ACCOUNTABILITY AND TRANSPARENCY POLICY*

TABLE OF CONTENTS

<u>1.0</u>	<u>PURPOSE</u>	<u>3</u>
<u>2.0</u>	<u>LEGISLATIVE AUTHORITY</u>	<u>3</u>
<u>3.0</u>	<u>DEFINITIONS</u>	<u>3</u>
<u>4.0</u>	<u>SCOPE</u>	<u>3</u>
<u>5.0</u>	<u>ACCOUNTABILITY FRAMEWORK</u>	<u>4</u>
<u>6.0</u>	<u>GENERAL PROVISIONS</u>	<u>4</u>
<u>7.0</u>	<u>RESPONSIBILITIES</u>	<u>6</u>
<u>8.0</u>	<u>MONITORING/CONTRAVENTIONS</u>	<u>6</u>
<u>9.0</u>	<u>POLICY REVIEW</u>	<u>6</u>

1.0 PURPOSE

- 1.1 Section 270 of the *Municipal Act, 2001* (the Act) requires that municipalities adopt and maintain a policy with respect to the manner in which the municipality will try to ensure that it is accountable to the public for its actions, and the manner in which the municipality will try to ensure that its actions are transparent to the public.
- 1.2 The purpose of this policy is to provide guidance for the delivery of the municipality's activities and services in accordance with the principles as outlined herein.

2.0 LEGISLATIVE AUTHORITY

- 2.1 This policy has been developed in accordance with the Municipal Act 2001, S.O. 2001 c.25 to comply with section 270.

3.0 DEFINITIONS

For the purpose of this policy:

“Accountability” – The principle that the municipality will be responsible to its stakeholders for decisions made and policies implemented, as well as its actions or inactions.

“Transparency” – The principle that the municipality actively encourages and fosters stakeholder participation and openness in its decision making processes. Additionally, transparency means that the municipality's decision making process is open and clear to the public.

4.0 SCOPE

- 4.1 The Council of the Corporation of the Township of Drummond/North Elmsley acknowledges that it is responsible to provide good government for its stakeholders in an accountable and transparent manner that is guided by the following principles:
 - a. Decision-making will be open and transparent.
 - b. Municipal operations will be conducted in an ethical and accountable manner.

- c. Financial resources and physical infrastructure will be managed in an efficient and effective manner
- d. Municipal information will be accessible so that it is consistent with legislative requirements.
- e. Inquiries, concerns and complaints will be responded to in a timely manner.
- f. Financial oversight, service standards and performance reporting and all other accountability documents will be made available and accessible to increase the opportunity for public scrutiny and involvement in municipal operations.
- g. Each delegation of power or authority will have a corresponding accountability mechanism.

5.0 ACCOUNTABILITY FRAMEWORK

- 5.1 Accountability, transparency and openness are standards of good government that enhance public trust. They are achieved through the municipality adopting measures ensuring, to the best of its ability, that all activities and services are undertaken utilizing a process that is open and accessible to its stakeholders. In addition, wherever possible, the municipality will engage its stakeholders throughout its decision making process which will be open, visible and transparent to the public.
- 5.2 The principles of accountability and transparency shall apply equally to the political process and decision making and to the administrative management of the municipality.

6.0 GENERAL PROVISIONS

6.1 Open government and legislated requirements

The Township is accountable and transparent to taxpayers by fulfilling various legislated responsibilities and disclosure of information. The following are provincial statutes that govern how the Township conducts its business in a public, accountable and transparent manner:

- a. Municipal Act, 2001;
- b. Municipal Conflict of Interest Act;
- c. Provincial Offences Act;
- d. Municipal Freedom of Information and Protection of Privacy Act;
- e. Public Sector Salary Disclosure Act;
- f. Planning Act;
- g. Accessibility for Ontarians with Disabilities Act.

6.2. Financial accountability, oversight and reporting

The Township is accountable and transparent to taxpayers by identifying the source of Township funds and how those funds are used to deliver services. The following policies, procedures and practices demonstrate the Township's best-practice financial accountability and oversight and reporting mechanisms, including:

- a. External Auditor and Reports;
- b. Annual and Quarterly Financial Statements;
- c. Long Term Financial Planning;
- d. Capital Asset Management Plan;
- e. Purchasing/Procurement By-law and Reports;
- f. Sale of Land Policy;
- g. Budget process;
- h. Energy Conservation Plan;

6.3 Open Government and Information Sharing

The Township is accountable and transparent to taxpayers by providing governance in an open manner through communication, consultation, and collaboration. The Township ensures that it is open and accountable to its stakeholders through implementing processes outlining how, when and under what rules meetings will take place. Council and committee meetings are open to the public when and as required under the Act, and members of the public have an opportunity to make delegations or comments in writing on specific items at these meetings. In addition, the Township has adopted policies which ensure that participation by the public can be meaningful and effective, through timely disclosure of information by various means including print media, websites, etc. Those policies include:

- a. Procedure By-law;
- b. Public Notice By-law;
- c. Township Website;
- d. Newspaper Advertizing;
- e. Planning processes under the Planning Act.

6.4 Internal accountability and ethical standards

The Township has established policies, procedures and practices that govern internal accountability and ethical standards for the Township, including:

- a. Code of Conduct for Employees;

- b. Code of Conduct for Council/Committee Members;
- c. Hiring Policy;
- d. Respect in the Workplace Policy;
- e. Health and Safety Policies;
- f. Performance Evaluation System.

7.0 RESPONSIBILITIES

- 7.1 Township Council and staff are responsible for adhering to the parameters of this policy and for ensuring accountability for their actions and transparency of municipal operations.

8.0 MONITORING/CONTRAVENTIONS

- 8.1 The Clerk Administrator shall be responsible for receiving complaints and/or concerns related to this policy. Upon receipt of a complaint and/or concern, the Clerk Administrator shall notify:
 - a. In the case of staff, the Department Head and/or supervisor responsible for the area;
 - b. In the case of a closed meeting, the Meeting Investigator;
 - c. In the case of Council, the Head of Council.

9.0 POLICY REVIEW

- 9.1 Council shall review the Accountability and Transparency Policy during each term of Council.
- 9.2 This policy may be amended from time to time as deemed necessary.

**THE CORPORATION OF THE
TOWNSHIP OF DRUMMOND/NORTH ELMSLEY**

BY-LAW NO. 2013-002

BEING A BY-LAW TO IMPLEMENT A CHAIN OF COMMAND FOR EMERGENCY SITUATIONS IN THE ABSENCE OF THE HEAD OF COUNCIL FOR THE PURPOSES OF DECLARING AND TERMINATING AN EMERGENCY.

WHEREAS Section 242 of the Municipal Act, 2001, S.O. 2001 c.25 as amended authorizes council to appoint a member of council to act in the place of the Head of Council when the Head of Council is absent or refuses to act, or if the office is vacant;

AND WHEREAS Section 4 the Emergency Management and Civil Protection Act, R.S.O. 1990, c. E.9 as amended authorizes the head of Council to declare an emergency and may take such action and make such orders as he or she considers necessary and are not contrary to law to implement the emergency plan of the municipality and to protect property and the health, safety and welfare of the inhabitants of the emergency area;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Corporation of the Township of Drummond/North Elmsley enacts as follows:

1. **THAT** in the absence of the Reeve, the Deputy Reeve shall be charged with all the responsibilities provided under the Emergency Management Act.
2. **THAT** in the absence of the Reeve and the Deputy Reeve, that Councillor Fournier shall be charged with all the responsibilities provided under the Emergency Management Act.
3. **THAT** in the absence of the Reeve, the Deputy Reeve, and Councillor Fournier that Councillor Scissons shall be charged with all the responsibilities provided under the Emergency Management Act.
4. **THAT** in the absence of the Reeve, the Deputy Reeve, Councillor Fournier and Councillor Wagland shall be charged with all the responsibilities provided under the Emergency Management Act.
5. **THAT** while acting as Head of Council, such member has and may exercise all the rights, powers and authority of the Head of Council.
6. **THAT** this by-law shall be in effect for the term of Council 2010-2014.

READ a first, second and third time, and passed this 8th day of January, 2013.

Aubrey Churchill, Reeve

Cindy Halcrow, Clerk Administrator

**THE CORPORATION OF THE
TOWNSHIP OF DRUMMOND/NORTH ELMSLEY**

BY-LAW NO. 2013-003

BEING A BY-LAW TO AUTHORIZE THE EXECUTION OF A RESCUE SERVICES PROGRAM AGREEMENT BETWEEN THE TOWNSHIP OF DRUMMOND/NORTH ELMSLEY AND TAY VALLEY TOWNSHIP UNDER THE AUTHORITY OF THE DRUMMOND/NORTH ELMSLEY TAY VALLEY FIRE BOARD, THE TOWN OF MISSISSIPPI MILLS AND THE TOWNSHIP OF MONTAGUE AND THE TOWNSHIP OF BECKWITH, TOWN OF CARLETON PLACE, TOWNSHIP OF LANARK HIGHLANDS AND THE TOWN OF PERTH AND THE COUNTY OF LANARK.

WHEREAS in accordance with Section 5(3) of the Municipal Act, 2001, S.O. 2001, c.25, municipal powers shall be exercised by by-law;

AND WHEREAS in accordance with the Municipal Act, 2001, municipalities are authorized to execute agreement on behalf of the Corporation;

AND WHEREAS By-law 2007-051 was passed on 28th day of August 2007 to establish and regulate the Lanark County Rescue Service Program;

AND WHEREAS Council now deems it expedient to revise By-law 2007-051 and the agreement

NOW THEREFORE BE IT RESOLVED THAT the Council of the Corporation of the Township of Drummond/North Elmsley enacts as follows:

1. **THAT** the Council of the Corporation of the Township of Drummond/North Elmsley agrees to enter into an agreement with the Service Providers, None Service Providers and the Corporation of the County of Lanark as per the attached Schedule "A".
2. **THAT** the Reeve and the Clerk of the Township are hereby authorized and directed on behalf of the Township of Drummond/North Elmsley to execute all documents and take whatever steps as may be required to give effect to this by-law.
3. **THAT** Schedule "A" attached hereto forms part of this by-law.
4. **THAT** By-law 2007-051 shall be and is hereby repealed.

READ a first, second and third time, and passed this 8th day of January, 2013.

Aubrey Churchill, Reeve

Cindy Halcrow, Clerk Administrator

**CORPORATION OF THE
TOWNSHIP OF DRUMMOND/NORTH ELMSLEY
BY-LAW 2013-004**

**A BY-LAW TO IMPOSE AN INTERIM TAX LEVY FOR THE YEAR 2013 ON
PROPERTIES WITHIN ALL TAX CLASSES**

WHEREAS pursuant to Section 317 (1) of the Municipal Act, S.O. 2001, the council of a local municipality, before the adoption of the estimates for the year may pass a by-law levying amount on the assessment of property in the local municipality rateable for local municipal purposes;

AND WHEREAS pursuant to section 317 (3) of the said Act, the amount levied on a property shall not exceed a prescribed percentage, or 50 percent if no percentage is prescribed, of the total amount of taxes for municipal, county and school purposes levied on the property for the previous year.

WHEREAS it is deemed advisable to impose an interim tax levy on all properties within the limits of the Township of Drummond/North Elmsley, thereby allowing for a revenue stream to cover expenditures;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF DRUMMOND/NORTH ELMSLEY ENACTS AS FOLLOWS:

1. For the purpose of this by-law, the word "property" shall mean the whole rateable property according to the last revised Assessment Roll of the Township of Drummond/North Elmsley.
2. A Collector's Roll shall be prepared in accordance with the provisions of the Municipal Act, the provisions of which sections are hereby adopted and the following taxes, rates and charges shall be levied and collected on the whole rateable properties in the Township of Drummond/North Elmsley, all purpose and in the manner hereinafter set forth:

That there shall hereby be rated and imposed upon the assessable land and building within the Corporation of the Township of Drummond/North Elmsley for all properties taxable, an interim levy equal to that which would be produced by applying a rate equal to fifty percent of the adopted tax rates of the previous year for all purposes to the whole of the assessment according to the last revised assessment roll.

3. The interim tax levy shall become due and payable in two (2) installments as follows: 50% of the interim levy shall become due and payable on the 28th day of February, 2013 and the balance of the interim levy shall become due and payable on the 30th day of April, 2013. Any unpaid balance outstanding on the dates stated in this section shall constitute default.
4. A charge of 1.25% shall be imposed as a penalty for non-payment of taxes on the first day of the month following default, and on the first day of each calendar month thereafter in which default continues, until the taxes are paid.

5. The Treasurer shall accept part payment from time to time on account of any taxes due, in accordance with the Municipal Act.
6. All monies payable to the municipality for taxes, rates or charges which are received in the office of the Treasurer shall be deposited to the credit of the Corporation of the Township of Drummond/North Elmsley in the Bank of Montreal, 30 Gore Street East, Perth, ON.K7H 3E2.

By-law read a first, second and third time and finally passed this 8th day of January, 2013.

Reeve

Clerk Administrator.

**CORPORATION OF THE TOWNSHIP
OF DRUMMOND/NORTH ELMSLEY**

BY-LAW NO. 2013-005

Municipal By-law for Current and Capital Expenditures

WHEREAS the Council of the Corporation deems it necessary to borrow the sum of Two Million dollars (\$2,000,000.) to meet, until the taxes are collected, the current and capital expenditures of the Corporation for the year;

AND WHEREAS the total of amounts previously borrowed under Section 407(1) of the Municipal Act 2001 S.O. 2001 c.25, as amended from time to time, (the "Act"), that have not been repaid are Nil dollars.

AND WHEREAS the amount of the estimated revenues (as defined and interpreted in the Act) of the Corporation as set out in the estimates adopted for the current year and not yet collected (or, if the same have not yet been adopted, the amount of the estimated revenues of the Corporation as set forth in the estimates adopted for the next preceding year) 2013 is Five million dollars (\$5,000,000);

AND WHEREAS the amount to be borrowed under this By-law and the amounts of borrowings that have not been repaid does not in the aggregate exceed from January 1st to September 30th of the year, 50% of the total, and from October 1st to December 31st, 25% of the total of the estimated revenues of the Corporation as set out above.

BE IT THEREFORE ENACTED by the said Council as follows:

1. The Head and the Treasurer of the Corporation are hereby authorized on behalf of the Corporation to borrow from time to time, by way of promissory note, bankers' acceptance or overdraft, from Bank of Montreal, a sum or sums not exceeding in the aggregate Two Million dollars (\$2,000,000) to meet, until the taxes are collected, the current and capital expenditures of the Corporation for the year, including the amounts required for the purposes mentioned in subsection (1) of the said Section 407(1), as amended from time to time, and to give, on behalf of the Corporation, to the Bank a promissory note or notes, sealed with corporate seal and signed by them for the moneys so borrowed, and such other documentation as may be requested by the Bank therefor, with interest at a rate not exceeding prime per centum per annum, which may be paid in advance or otherwise.
2. All sums borrowed from the said Bank, for any or all of the purposes mentioned in the said Section 407(1), as amended from time to time, shall, with interest thereon, be a charge upon the whole of the revenues of the Corporation for the current year and for all preceding years, as and when such revenues are received.
3. The Treasurer is hereby authorized and directed to apply in payment of all sums borrowed pursuant to the authority of this By-law, as well as all the other sums borrowed in this year and any previous years, from the said Bank for any or all of the purposes mentioned in the said Section 407(1), as amended from time to time, together with interest thereon, all of the moneys hereafter collected or received on account or realized in respect of the taxes levied for the current year and preceding years and all of the moneys collected or received from any other source, which may lawfully be applied for such purpose.
4. By-law 2011-001 is hereby rescinded.

By-law read a first, second and third time and finally passed this 8th day of January 2013.

Reeve

Clerk