



**SMITHS FALLS**

**RISE AT THE FALLS**

**MINUTES**

**TOWN OF SMITHS FALLS**

**MEETING OF COUNCIL**

June 17, 2024, 5:00 p.m.  
Council Chamber, Town Hall

Members Present: Mayor S Pankow  
Councillor J Brennan  
Councillor C McGuire  
Councillor P McKenna  
Councillor J Miller  
Councillor D Quinn  
Councillor S Robinson

Staff Present: Clerk K Costello  
Chief Administrative Officer M Morris

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1. LAND ACKNOWLEDGEMENT

2. CALL TO ORDER

Mayor Pankow called the meeting to order at 5:28PM.

3. APPROVAL OF AGENDA

Resolution: Resolution 2024-06-118

Moved by J Brennan

Seconded by J Miller

THAT the June 17, 2024 Regular Council Meeting Agenda be approved as circulated.

Carried

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

5. APPROVAL OF MINUTES

Resolution: Resolution 2024-06-119

Moved by S Robinson

Seconded by J Miller

The Minutes of the May 21, 2024 Council Meetings be approved as circulated.

Carried

6. COUNCIL REPORTS/UPDATES & MAYORS ANNOUNCEMENTS

Council members provided an update on their areas of responsibility.

7. PRESENTATIONS / PROCLAMATIONS

8. CONSENT AGENDA

Resolution: Resolution 2024-06-120

Moved by D Quinn

Seconded by S Robinson

That items in Consent Report Number 08-2024 received from the Clerk be received and adopted.

**Bylaw #: 10550-2024**

**Award of Tender- Youth Arena Feasibility Study**

That Council of the Corporation of the Town of Smiths Falls direct the Mayor and the Clerk to execute an agreement with Nustadia Recreation for the purpose of undertaking a Feasibility Study on the Youth Arena, at the cost of \$81,336.77 inclusive of the Town's portion of HST.

**Resolution#: 2024-06-121**

**Water Tower Contract Administration and Inspection Services - Change Order**

That Council of the Corporation of the Town of Smiths Falls approve a Change Order to an upset limit of \$126,239.39 (inclusive of net HST) for EVB to perform construction Contract Administration and Inspection Services for the Water Tower project.

**Resolution#: 2024-06-122**

**Provincial Regulations Needed to Restrict Keeping of Non-Native (“exotic”) Wild Animals**

WHEREAS Ontario has more private non-native (“exotic”) wild animal keepers, roadside zoos, mobile zoos, wildlife exhibits and other captive wildlife operations than any other province; and,

WHEREAS the Province of Ontario has of yet not developed regulations to prohibit or restrict animal possession, breeding, or use of non-native (“exotic”) wild animals in captivity; and,

WHEREAS non-native (“exotic”) wild animals can pose very serious human health and safety risks, and attacks causing human injury and death have occurred in the province; and,

WHEREAS the keeping of non-native (“exotic”) wild animals can cause poor animal welfare and suffering, and poses risks to local environments and wildlife; and,

WHEREAS owners of non-native (“exotic”) wild animals can move from one community to another even after their operations have been shut down due to animal welfare or public health and safety concerns; and,

WHEREAS municipalities have struggled, often for months or years, to deal with nonnative (“exotic”) wild animal issues and have experienced substantive regulatory, administrative, enforcement and financial challenges; and,

AND WHEREAS the Association of Municipalities of Ontario (AMO), the Association of Municipal Managers, Clerks and Treasurers of Ontario (AMCTO) and the Municipal Law Enforcement Officers' Association (MLEOA) have indicated their support for World Animal Protection’s campaign for provincial regulations of non-native (“exotic”) wild animals and roadside zoos in letters to the Ontario Solicitor General and Ontario Minister for Natural Resources and Forestry;

THEREFORE, BE IT RESOLVED THAT the Council of the Corporation of the Town of Smiths Falls hereby petitions the provincial government to implement provincial regulations to restrict the possession, breeding, and use of non-native (“exotic”) wild animals and license zoos in order to guarantee the fair and consistent application of policy throughout Ontario for the safety of Ontario’s citizens and the non-native (“exotic”) wild animal population;

AND BE IT FURTHER RESOLVED that this resolution will be forwarded to all municipalities in Ontario for support and that each endorsement be then forwarded to the Premier of Ontario, Ontario Solicitor General, Ontario Minister for Natural Resources and Forestry, local M.P.P., AMO, AMCTO, and MLEAO.

**Resolution#: 2024-06-123**

**Family and Children's Services of Lanark, Leeds and Grenville**

THAT Council of the Corporation of the Town of Smiths Falls supports Family and Children's Services of Lanark, Leeds and Grenville and advocates for a more equitable and sustainable funding formula to be established to support child welfare services; and

AND THAT a copy of this resolution be forwarded to Minister Parsa, Minister of the Ministry of Children, Community and Social Services.

Carried

9. MOTIONS

9.1 Banking Authorization

Resolution: Resolution 2024-06-124

Moved by J Miller

Seconded by P McKenna

THAT the Mayor and Clerk be authorized to execute the necessary documentation appointing Shawn Pankow and Malcolm Morris as signing officers for all banking procedures with Stephen Robinson or Dawn Quinn and Kerry Costello, Nadine Bennett, Paul Dowber or Christian Illman as their alternates respectively.

AND FURTHER THAT Malcolm Morris, Ellen Leach, Nadine Bennett, Tania Rose, Brandii Phillips, Brianne Harper, Vicki Thompson, Daina Sullivan, Sandra Watters, Sierra Swindells, Scott Sabourin, and Kerry Costello be authorized to pick-up from and deliver to the Royal Bank various banking documents on behalf of the Corporation.

AND FURTHER THAT Resolution 2024-03-047 be hereby rescinded

Carried

## 9.2 Section 34 of the Ontario Heritage Act-25 Old Mill Road

Resolution: Resolution 2024-06-125

Moved by C McGuire

Seconded by P McKenna

WHEREAS Council of the Corporation of the Town of Smiths Falls has, by By-law 4350-77 (and amended by By-law 10390-2022) designated property located at 25 Old Mill Road and municipally known as the former Waterworks Building Complex as having cultural heritage or interest under Part IV of the Ontario Heritage Act;

AND WHEREAS Council of the Corporation of the Town of Smiths Falls directed staff to advance a claim with Intact Public Entities for the complete demolition and proper disposal of the existing above grade structures and all contents at 25 Old Mill Road and to make arrangements to salvage and retain ownership of masonry elements of the 1868 stone and 1886 brick structures on March 25<sup>th</sup>, 2024 via resolution 2024-03-059;

AND WHEREAS as per Section 34(4.2) under Part IV of the Ontario Heritage Act Council is required to consult with the Municipal Heritage Committee prior to making a decision as to whether to authorize the demolition.

AND WHEREAS in advance of negotiating the terms of a demolition contract, the Municipal Heritage Committee provided input to Town Council to assist in their decision, and Council considered this input.

THEREFORE BE IT RESOLVED that having fulfilled the requirements pursuant to Section 34 of the Ontario Heritage Act, the Council of the Corporation of the Town of Smiths Falls consents to the application to demolish the four buildings on the subject property, under the following conditions:

1. THAT the following attributes, as identified by the Municipal Heritage Committee, be prioritized for salvage:

Building 1:

Corner quoins.

Façade stone

Stone sills

Decorative stone lintels

Date stone above west entrance.

West entrance extrusion with masonry columns and piers

Building 2:

Decorative brick cornice on west façade

Arched openings, three per story on west facade and two per story on east side with stone sills, brick keystones and voussoirs

Remaining windows and doors

Building 3:

Signage (Commemorative plaque)

Building 4:

Commemorative plaque with date inscription

2. THAT as much material as practical be salvaged and stored in a safe and secure manner, in particular the stone, red brick and other masonry elements.
3. THAT prior to demolition, all cultural heritage resources to be removed are documented through an appropriate assessment for archival purpose(s) with a history, photographic record and measured drawings including the use of photogrammetry in accordance with industry standards;
4. THAT Council establish the appropriate planning tools at the time of the sale of the land or its future development to establish an expectation that new development is appropriately sympathetic to the heritage context of this area and appropriately re-uses material in a manner that is consistent with heritage best practices;
5. THAT the Municipal Heritage Committee be consulted and provided the opportunity to provide feedback on the design of any new building before it is finalized.

Carried

10. BY-LAWS

10.1 By-law to Appoint Christian Illman as the Deputy Treasurer for the Town of Smiths Falls

Resolution: Resolution 2024-06-126

Moved by D Quinn

Seconded by S Robinson

THAT a By-law to Appoint Christian Illman as the Deputy Treasurer for the Town of Smiths Falls, be received and read a first time and taken as read a second time.

Carried

Resolution: Resolution 2024-06-127

Moved by D Quinn

Seconded by S Robinson

THAT a By-law to Appoint Christian Illman as the Deputy Treasurer for the Town of Smiths Falls, be now read a third time and finally passed, signed, sealed and numbered 10551-2024.

Carried

10.2 Bylaw to Authorize Execution of a Lease Agreement between the Town of Smiths Falls and Smiths Falls Community Theatre Foundation

Resolution: Resolution 2024-06-128

Moved by P McKenna

Seconded by S Robinson

THAT a By-law to Authorize Execution of a Lease Agreement between the Town of Smiths Falls and Smiths Falls Community Theatre Foundation, be received and read a first time and taken as read a second time.

Carried

Resolution: Resolution 2024-06-129

Moved by P McKenna

Seconded by S Robinson

THAT a By-law to Authorize Execution of a Lease Agreement between the Town of Smiths Falls and Smiths Falls Community Theatre Foundation, be now read a third time and finally passed, signed, sealed and numbered 10552-2024.

*A recorded vote was requested.*

Member	Yea	Nay
J Brennan	√	
C McGuire	√	
C McKenna	√	
J Miller	√	
D Quinn		√
S Robinson	√	
Mayor S Pankow	√	

Carried

11. ENQUIRIES/ANNOUNCEMENTS: None

12. CONFIRMATORY BY-LAW

12.1 By-law to Confirm the Proceedings of Council at its Meeting on the 21st day of May, 2024

Resolution: Resolution 2024-06-130

Moved by C McGuire

Seconded by S Robinson

THAT a By-law to Confirm the Proceedings of Council at its Meeting on the 21st day of May, 2024, be received and read a first time and taken as read a second time.

Carried

Resolution: Resolution 2024-06-131

Moved by C McGuire

Seconded by S Robinson

THAT a By-law to Confirm the Proceedings of Council at its Meeting on the 21st day of May, 2024, be now read a third time and finally passed, signed, sealed and numbered 10553-2024.

Carried



13. ADJOURNMENT

Resolution: Resolution 2024-06-132

Moved by S Robinson

Seconded by P McKenna

THAT this Council adjourn its proceedings at 6:09PM and stand so adjourned until the next duly called meeting of Council.

Carried

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Mayor

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Clerk