

Minutes of the Regular Meeting of Council held on Monday, December 8, 2014, at 6:00 p.m. in the Municipal Office Council Chambers.

Present: Mayor G. McKay, Deputy Mayor M. Ross, Councillors G. Canning, J. Contin, G. MacDonald, J. Main, C. Oschefski, and S. Strathearn

Regrets: Councillor P. File

Also Present: Chief Administrative Officer, C. Tripp
Director of Human Resources/Health and Safety, G. Green
Director of Corporate Services/Clerk/Deputy CAO, A. Fay
Deputy Clerk/Senior Executive Assistant, K. Desroches

1. CALL TO ORDER

Mayor G. McKay called the meeting to order at 6:00 p.m.

The Mayor then asked the Clerk to provide information regarding notice of the meeting. The Clerk advised that the meeting agenda was posted on the website in advance of the meeting in accordance with the Town's Procedural By-law. The agenda was also provided to both Council and Department Heads.

2. DECLARATIONS OF PECUNIARY INTEREST

Councillor J. Contin declared a pecuniary interest with respect to Item 3, i1) Committee Appointments, by reason that his spouse has applied to participate on one of the Committees, and Item 9 Accounts - Parks and Recreation portion by reason that his spouse is the Town Crier.

Deputy Mayor Ross declared a pecuniary interest with respect to Item 8, Public Meeting - Notice of Application to Amend the Sign By-Law - 930 Jones Road (South) for the LCBO Building and the related report (Item 11s) and by-law (By-law 2014-95; and By-law 2014-97 Lease Agreement Midland Tours, as Midland Tours and the LCBO are customers of his.

3. CLOSED SESSION

a) Motion to move into closed session

Moved by J. Main

Seconded by C. Oschefski

That Council move into closed session;

And further that this portion of the meeting be closed to the public pursuant to section 239 of the *Municipal Act, 2001*, as indicated;

- **Subsection 2 (c)**
Proposed or pending acquisition or disposition of land
- **Section 2 (d)**
Labour Relations or Employee Negotiations

CARRIED.

i) Closed Session Items

1. Committee Appointments

The matter was deferred to a future closed meeting.

2. CLAC Bargaining

Council reviewed Report HR/HS-2014-12 dated December 1, 2014, from G. Green, Director of Human Resources/Health & Safety.

Council directed staff to prepare the appropriate motion for consideration upon conclusion of this closed meeting session.

The Director of Human Resources/Health and Safety left the meeting following Item 2.

3. 808 Birchwood Drive – Agreement of Purchase and Sale

CAO Tripp provided a verbal report regarding an agreement of purchase and sale respecting the disposition of 808 Birchwood Drive.

Council directed staff to prepare the appropriate motion for consideration upon conclusion of this closed meeting session.

ii) Motion to rise to open session

Moved by C. Oschefski

Seconded by J. Main

That Council in closed session now rise and report to open session.

CARRIED.

Recessed – 6:35 p.m.

Reassembled – 7:00 p.m.

4. OPEN SESSION – 7:00 P.M.

Now Present: Mayor G. McKay, Deputy Mayor M. Ross, Councillors G. Canning, J. Contin, G. MacDonald, J. Main, C. Oschefski, and S. Strathearn.

Regrets: Councillor P. File

Also Present: Chief Administrative Officer, C. Tripp
Director of Parks and Recreation, B. Peter
Director of Finance/Treasurer, M. Villeneuve
Library CEO, B. Molesworth
Fire Chief, K. Foster
Director of Planning and Building Services, W. Crown
Director of Corporate Services/Clerk/Deputy CAO, A. Fay
Deputy Clerk/Senior Executive Assistant, K. Desroches

i) Motions arising from closed session discussions

a) CLAC Bargaining

Moved by G. MacDonald
Seconded by J. Main

THAT, further to the Confidential Report HR/HS-2014-12 from the Director of Human Resources, dated December 1, 2014, providing an update on CLAC Bargaining, Council confirm the direction provided to staff in the closed session meeting held on December 8, 2014.

CARRIED.

b) 808 Birchwood Drive – Agreement of Purchase and Sale

Moved by G. MacDonald
Seconded by J. Main

That Council confirm the direction provided to staff concerning the disposition of 808 Birchwood Drive.

CARRIED.

5. CONSENT AGENDA

Adoption of recommendations as set out on the Consent Agenda for the Regular Meeting of Council on December 8, 2014.

Moved by M. Ross

Seconded by J. Contin

That Council adopt the recommendations as set out on the Consent Agenda for the Regular Meeting of Council held December 8, 2014.

CARRIED.

6. PRESENTATIONS

a) Years of Service Presentations

The following staff were presented with a pin and a gift in recognition of their years of service with the Town of Midland.

- P. Quesnelle, (Treasury) – 20 year
- C. Patton (Police) – 20 year
- M. Bader (NSSRC) – 10 year
- D. Bressette (NSSRC) – 10 year
- J. Brasil (Police) – 10 year
- R. Disano (Police) – 10 year
- G. Caldwell (Fire) – 10 year
- B. Edwards (Volunteer Firefighter) – 10 year
- D. Hutchings (Volunteer Firefighter) – 10 year

7. DEPUTATIONS

a) Implementation of the Midland Municipal Cultural Plan

Mr. F. Hacker, on behalf of the Midland Cultural Advisory Committee, provided a PowerPoint presentation highlighting the Midland Municipal Cultural Plan, the strategic directions identified within the Plan and requested consideration within the 2015 budget for \$82,824 for staff and administrative support.

Mayor McKay thanked Mr. Hacker for his presentation.

8. PUBLIC MEETING

- a) Notice of Application to Amend the Sign By-Law - 930 Jones Road (South) for the LCBO Building

Having previously declared a pecuniary interest with respect to this matter, Deputy Mayor Ross vacated his Council seat.

Mayor McKay called the public meeting to order and advised that the purpose of the meeting was to receive comments from the public on a proposed amendment to Sign By-law 2011-79 to provide for a site specific exception respecting 930 Jones Road.

Clerk Fay advised that, pursuant to Section 6 of By-law 2009-20, Notice was posted on the Town's website, notice board and in the local paper.

Mayor McKay called for anyone in the audience to make comments in opposition or in support of the by-law amendment. No comments were brought forward.

Mayor McKay asked for comments from members of Council.

As no comments were brought forward, the public meeting related to the by-law amendment was closed.

Deputy Mayor Ross returned to his Council seat.

9. ACCOUNTS

- a) General Accounts

Having declared a pecuniary interest with respect to this matter, Councillor J. Contin vacated his Council seat.

Moved by M. Ross

Seconded by G. Canning

THAT the accounts for the Town Crier Honorarium in the amount of \$500.00, be confirmed as paid.

CARRIED.

Councillor Contin returned to his Council seat.

Moved by J. Contin
Seconded by M. Ross

That the accounts for the month of November 2014, totalling \$1,599,107.03 be approved and confirmed as paid deleting the accounts for the Town Crier Honorarium as was dealt with in the previous motion.

CARRIED.

10. CORRESPONDENCE

a) Provincial Notification Requirements on land Use Planning Matters

Council received as information a letter dated November 27, 2014, from Ms. M. Wallace, Regional Director, Ministry of Municipal Affairs and Housing, providing an overview of the role of the Municipal Service Office and the support available to municipalities as it relates to governance, land use planning and housing.

b) Increasing Access to Business Support Services Across Simcoe County

Council reviewed a letter dated December 2, 2014, from Ms. S. Schlichter, Manager, Greater Barrie Business Enterprise Centre, Invest Barrie, following which it was then,

Moved by J. Contin
Seconded by M. Ross

That, further to letter dated December 2, 2014, from Ms. S. Schlichter, Manager, Greater Barrie Business Enterprise Centre, Invest Barrie, Council supports the Greater Barrie Business Enterprise Centre, Invest Barrie, in their pilot program to increase access to business support services across Simcoe County;

and directs staff to complete the Commitment of Participation form confirming Council's commitment for a two-year period commencing January 15, 2015.

CARRIED.

c) Tree Seedling Distribution Project – Request to Consider Municipal Participation in 2015

Council reviewed a letter dated September 15, 2014, from Mr. K. Sherman, Executive Director, Severn Sound Environmental Association, following which it was then,

Moved by J. Contin
Seconded by M. Ross

That, further to letter dated September 15, 2014, from Mr. K. Sherman, Executive Director, Severn Sound Environmental Association, Council herein supports the Town of Midland's participation in the 2015 Tree Seedling Distribution Program through the Severn Sound Environmental Association.

CARRIED.

11. REPORTS

a) 2015 Basic Meeting Schedule – Council

Clerk Fay provided a verbal report, following which it was then,

Moved by J. Contin
Seconded by S. Strathearn

That Council receive as information the 2015 Basic Meeting Schedule.

CARRIED.

b) Committee Appointments - Council

Mayor McKay to provide a verbal report regarding the above, following which it was then,

Moved by J. Contin
Seconded by S. Strathearn

That Council herein confirms the appointment of members of Council to the Town of Midland's Standing Committees and Advisory Committees (statutory and non-statutory);

And that such appointments be effective immediately for a term to expire November 30, 2015.

CARRIED.

c) CAO-2014-6 Strategic Planning Session

Council reviewed a report dated December 3, 2014, from K. Desroches, Deputy Clerk/Senior Executive Assistant, following which it was then,

Moved by J. Contin
Seconded by S. Strathearn

That further to Report CAO-2014-6 dated December 3, 2014, a Special Meeting of Council be convened on January 21, 2014, for the purpose of conducting a Strategic Planning Session.

CARRIED.

d) AU-2014-6 3rd Quarter Financial Statements

Council received as information report dated November 27, 2014, from M. Villeneuve, Director of Finance/Treasurer.

e) AU-2014-7 Audit RFP Recommendation

Council reviewed a report dated November 27, 2014, from M. Villeneuve, Director of Finance/Treasurer, through the Audit Committee, following which it was then,

**Moved by J. Contin
Seconded by S. Strathearn**

That, as recommended in Report AU-2014-7 dated November 27, 2014, the Town contract with KPMG for audit services for the Town of Midland, SSEA and Huronia Airport for the years 2014-2018.

CARRIED.

f) TR-2014-42 2015 Borrowing By-law

Council reviewed a report dated December 1, 2014, from M. Villeneuve, Director of Finance/Treasurer, recommending that the Borrowing By-law be adopted. (See By-law 2014-89)

g) TR-2014-43 2015 Interim Tax Levy

Council reviewed a report dated December 1, 2014, from M. Villeneuve, Director of Finance/Treasurer, recommending that the 2015 Interim Tax Levy By-law be adopted. (See By-law 2014-90)

h) TR-2014-44 2015 Budget Schedule

Council reviewed a report dated December 1, 2014, from M. Villeneuve, Director of Finance/Treasurer, following which it was then,

**Moved by J. Contin
Seconded by S. Strathearn**

That, as recommended in Report TR-2014-44 dated December 1, 2014, Council endorse the remainder of the 2015 budget schedule.

CARRIED.

i) TR-2014-45 Provincial Gas Tax Agreement

Council reviewed a report dated December 1, 2014, from M. Villeneuve, Director of Finance/Treasurer, recommending that Council consider By-Law 2014-91, being a by-law to authorize the entering into a Letter of Agreement. (See By-law 2014-91)

j) TR-2014-46 2014 Projects to Carry Forward to 2015

Council reviewed a report dated December 1, 2014, from M. Villeneuve, Director of Finance/Treasurer, following which it was then,

**Moved by J. Contin
Seconded by S. Strathearn**

That, as recommended in Report TR-2014-46 dated December 1, 2014, for any approved 2014 capital project remaining incomplete at year end, the unexpended tax support, grant funding and other such expended sources of funding associated with the project, be transferred to reserve, as appropriate, to provide for the completion of the project in 2015.

CARRIED.

k) PR-2014-66 Bell Tower Lease

Council reviewed a report dated December 8, 2014, from B. Peter, Director of Parks and Recreation, following which it was then,

**Moved by G. Canning
Seconded by C. Oschefski**

That, as recommended in Report PR-2014-66 dated December 8, 2014, Council approve that the entering into an agreement with Bell Mobility Inc. for the leasing of property at 67 Fourth Street for the erection of a tower.

CARRIED.

l) PR-2014-67 Lease for Building at 427 William Street

Council reviewed a report dated December 2, 2014, from B. Peter, Director of Parks and Recreation, following which it was then,

**Moved by G. Canning
Seconded by C. Oschefski**

That, as recommended in Report PR-2014-67 dated December 2, 2014, Council that accept the proposal from the Midland Duplicate Bridge Club and direct staff to prepare the by-law and lease agreement for approval by Council.

CARRIED.

m) PR-2014-68 Information Report

Council received as information a report dated December 2, 2014, from B. Peter, Director of Parks and Recreation, providing an update on programs, events, committees and departmental operations.

n) PR-2014-69 Georgian Bay Snowriders Letter

Council reviewed a report dated December 2, 2014, from B. Peter, Director of Parks and Recreation, following which it was then,

Moved by G. MacDonald

Seconded by G. Canning

That, further to Report PR-2014-69 dated December 2, 2014, Council approve the request for the relocation of the Georgian Bay Snowriders trail as outlined on Map #1 of Report PR-2014-69 for the MacDonald Road area on municipal property; and

That Council deny the request for the addition of a small piece of trail beside Home Hardware at Quebec Street, for the use of a connecting trail on the Quebec Street/Fourth Street town property as outlined on Map #2 of Report PR-2014-69; and

That staff be directed to meet with the Georgian Bay Snowriders to discuss an alternate route.

CARRIED.

o) Fire Department Activity Report

Your Committee received as information the Activity Report for the month of November 2014.

p) PWC-2014-21 Monthly Report on Waterworks November 2014

Council received as information a report dated December 3, 2014, from J. Beauchamp, Compliance Officer, which included details on current water quality, distribution maintenance, training, the Drinking Water Quality Management Standard, sustainability plan goals, and sample results for the month of November 2014.

q) PWC-2014-22 Sewer and Water Rates By-law to Set Rates for 2015

Council reviewed a report dated December 3, 2014, from S. Berriault, Director of Public Works, recommending that a by-law to set rates for sewer and water services for 2015, be presented to Council for approval.

Consideration of the related by-law was deferred to a future meeting.

r) PL-2014-81 Trillium Grant – William Wilson Cemetery

Council reviewed a report dated December 1, 2014, from W. Crown, Director of Planning and Building Services, recommending that Council pass By-law No. 2014-92 to authorize the Clerk to execute the Letter of Agreement with the Ontario Trillium Foundation respecting the Foundation's grant of \$15,000 to the Town to preserve and promote the William Wilson Cemetery. (See By-law 2014-92)

s) PL-2014-82 Sign Amendment Application – Highway 12 Developments Inc. – 930 Jones Road – LCBO

Deputy Mayor Ross having previously declared a pecuniary interest vacated his Council seat.

Council reviewed a report dated December 3, 2014, from W. Crown, Director of Planning and Building Services, following which it was then,

Moved by G. Canning
Seconded by G. MacDonald

That, as recommended in Report PL-2014-82 dated December 3, 2014, Council approve the Sign By-law Amendment Application submitted by Highway 12 Developments Inc. respecting 930 Jones Road and the new LCBO and pass the required amendment to Sign By-law 2011-79.

CARRIED.

Deputy Mayor Ross returned to his Council seat.

12. CONSENT BY-LAW

Moved by G. MacDonald
Seconded by J. Main

That leave be granted to introduce the following by-laws:

By-law 2014-86 Agreement with Bell Mobility Inc., for leasing a portion of Town owned property at 67 Fourth Street.

By-law 2014-87 Joint Use Agreement with the Simcoe County District School Board and to repeal By-law 2013-67.

By-law 2014-88 Appoint Municipal Auditors for Town of Midland and to repeal by-law 2009-76.

| | |
|-----------------------|---|
| <u>By-law 2014-89</u> | Borrowing of money for 2015 to meet current expenditures until taxes are collected. |
| <u>By-law 2014-90</u> | Interim tax levy for 2015 and to provide for penalty and interest. |
| <u>By-law 2014-91</u> | Letter of Agreement with Minister of Transportation for funding provided by the Province under the Dedicated Gas Tax Funds for Public Transportation Program. |
| <u>By-law 2014-92</u> | Letter of Agreement with Ontario Trillium Foundation for a funding Grant. |
| <u>By-law 2014-93</u> | Agreement with Karma Project for an Outdoor Farmers' Market for 2015. |

CARRIED.

It was then,

Moved by G. MacDonald

Seconded by J. Main

That By-laws 2014-86, 2014-87, 2014-88, 2014-89, 2014-90, 2014-91, 2014-92, and 2014-93, be read a first, second and third time and finally passed.

CARRIED.

Having previously declared a pecuniary interest with respect to this matter, Deputy Mayor Ross vacated his Council seat, it was then,

Moved by J. Main

Seconded by C. Oschefski

That leave be granted to introduce By-law 2014-95, being a by-law to amend Sign By-law 2011-79 respecting 930 Jones Road.

CARRIED.

It was then,

Moved by J. Main

Seconded by C. Oschefski

That By-law 2014-95 be read a first, second and third time and finally passed.

CARRIED.

It was then,

Moved by G. MacDonald
Seconded by J. Main

That leave be granted to introduce By-law 2014-97, being a by-law to authorize the entering into of a Lease Agreement between Midland Tours Incorporated and The Corporation of the Town of Midland for the leasing of approximately 3.75 acres of land now known as Midland Bay Landing for the purpose of storing two Commercial Tour Boat Vessels.

CARRIED.

During consideration of the by-law, numerous questions from Council were brought forward. Following discussion, staff was directed to prepare a further report through the Waterfront Project Steering Committee.

Moved by G. MacDonald
Seconded by J. Main

That By-law 2014-97 be read a first, second and third time and finally passed.

DEFERRED.

Deputy Mayor Ross then returned to his Council seat.

13. GENERAL BUSINESS

1) Other Business Introduced by Members of Council or Staff

Deputy Mayor Ross commended Huronia Players on its production of "It's a Wonderful Life".

14. CONFIRMATORY BY-LAW

a) By-law 2014-98

Moved by G. MacDonald
Seconded by J. Main

That leave be granted to introduce By-law 2014-98, being a by-law to adopt the proceedings of the Council Meeting held on December 8, 2014, and to authorize its execution.

CARRIED.

Moved by G. MacDonald
Seconded by J. Main

That By-law 2014-98 be read a first, second and third time and finally passed.

CARRIED.

15. **ADJOURNMENT**

Moved by G. MacDonald

Seconded by J. Main

**That this Regular Meeting of Council adjourn at 8:29 p.m.
CARRIED.**

A. Fay, Director of Corporate Services/Clerk/Deputy CAO
