

Minutes of the Regular Meeting of Council held on Monday, September 22, 2014, at 6:15 p.m. in the Municipal Office Council Chambers.

Present: Mayor G. McKay, Councillors J. Attwood, P. File, J. Charlebois, B. Jeffery, M. Ross, Z. Pendlebury and G. Canning

Regrets: Deputy Mayor S. Kramp

Also Present: CAO, C. Tripp
Acting Clerk, L. Lee
Deputy Clerk/Senior Executive Assistant, K. Desroches

1. CALL TO ORDER

Mayor G. McKay called the meeting to order at 6:15 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

None declared at this time.

3. CLOSED SESSION

a) Motion to move into closed session

Moved by Z. Pendlebury

Seconded by M. Ross

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;

- **Section 2 (b)
Personal matters about an identifiable individual**

CARRIED.

i) Closed Session Items

a) CL-2014- 24 Appointments to Waterfront Project Steering Committee

Council received a report dated September 19, 2014, from K. Desroches, Deputy Clerk/Senior Executive Assistant, together with letters of application for the Waterfront Project Steering Committee.

b) Confidential Management Opportunities Chart (personnel)

Council reviewed a confidential report from the CAO.

b) Motion to rise to open session

Moved by Z. Pendlebury

Seconded by M. Ross

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

CARRIED.

Meeting recessed - 6:50 p.m.

Meeting reassembled - 7:00 p.m.

3. OPEN SESSION – 7:00 P.M.

Now Present: Mayor G. McKay, Deputy Mayor S. Kramp, Councillors J. Attwood, P. File, Z. Pendlebury*, J. Charlebois, B. Jeffery, M. Ross and G. Canning

Also Present: CAO, C. Tripp
Director of Planning and Development, W. Crown
Director of Parks and Recreation, B. Peter
Director of Finance/Treasurer, M. Villeneuve
Town Engineer, J. Galloway
Acting Clerk, L. Lee
Deputy Clerk/Senior Executive Assistant, K. Desroches

* Joined the meeting at 7:43 p.m.

5. MOMENT OF SILENT REFLECTION

i) Motions arising from closed session discussions

- a) Appointments to Waterfront Project Steering Committee (personnel)

Moved by P. File
Seconded by J. Attwood

That the following two individuals be appointed to the Waterfront Project Steering Committee as community representatives:

- **Burke Penny**
- **Bill Kernohan**

CARRIED.

- b) Confidential Management Opportunities Chart (personnel)

Moved by B. Jeffery
Seconded by M. Ross

That the Confidential Opportunities Chart discussed in closed session on September 22, 2014, be received.

CARRIED.

Councillor Pendlebury joined the meeting.

Mayor McKay extended congratulations to Mr. Colin Church for placing fourth in the five-pin finals at the Special Olympics Canada Summer Games held in Vancouver this past summer.

6. CONSENT AGENDA

Adoption of recommendations as set out on the Consent Agenda for the Regular Meeting of Council on September 22, 2014.

Moved by B. Jeffery
Seconded by J. Attwood

That Council adopt the recommendations as set out on the Consent Agenda for the Regular Meeting of Council held September 22, 2014.

CARRIED.

7. DEPUTATIONS

- a) Engaging the Community to Create a Sustainable Local Economy

Mr. R. Ellis, co-founder, MidlandCommunity.ca, spoke to efforts being undertaken by the community group to engage the public in the election process, and provided a top ten list of items the group believes Council needs to address.

8. **ACCOUNTS**

a) **General Accounts**

Moved by P. File
Seconded by J. Attwood

That the Accounts for the month of August 2014, totalling \$1,134,942.01 be approved and confirmed as paid.

CARRIED.

9. **CORRESPONDENCE**

a) **Heritage Committee Resignation**

Council reviewed an email dated August 25, 2014, from Mr. A. Ahrens, following which it was then,

Moved by P. File
Seconded by B. Jeffery

That the resignation from Andrea Ahrens, as a member of the Midland Heritage Committee, be accepted with thanks and appreciation for his contributions.

CARRIED.

b) **Midland Accessibility Advisory Committee Resignation**

Council reviewed an email dated August 13, 2014, from Ms. C. Boucher, following which it was then,

Moved by P. File
Seconded by B. Jeffery

That the resignation from Carole Boucher, as a member of the Midland Accessibility Advisory Committee, be accepted with thanks and appreciation for her contributions.

CARRIED.

c) **Appointment to Midland Cultural Advisory Committee**

Council reviewed an email dated September 5, 2014, from Ms. D. Hayes, General Manager, Southern Georgian Bay Chamber of Commerce, following which it was then,

Moved by P. File
Seconded by B. Jeffery

That Schedule "C" of By-law 2012-75 be amended by inserting member, Kirk McNabb, to the Midland Cultural Advisory Committee for a term to expire November 30, 2014.

CARRIED.

d) 37th Annual Santa Claus Parade

Council reviewed a letter dated August 29, 2014, from Mr. J. Veals, 2014 Santa Claus Parade Chairperson, Civitan Club Inc., following which it was then,

Moved by P. File
Seconded by B. Jeffery

That permission be granted to the Midland Civitan Club to hold their 37th Annual Santa Claus Parade on Saturday, November 29, 2014, at 11:00 a.m.;

And further that King Street be closed from Yonge Street to Bay Street to traffic and parking, before and during the parade, provided that all municipal requirements are met, and that a certificate of insurance in the amount of \$2 Million, naming the Town of Midland as an Additional insured is provided.

CARRIED.

e) Ontario Provincial Police (OPP) Costing

Council reviewed a letter dated September 12, 2014, from Mr. R.A. Philbin, Superintendent Commander, Municipal Policing Bureau, following which it was then,

Moved by P. File
Seconded by B. Jeffery

That the correspondence dated September 12, 2014, from Mr. R. A. Philbin, Superintendent Commander, Municipal Policing Bureau, respecting the Town's police costing request, be received as information.

CARRIED.

10. REPORTS

a) General Committee Report 2014-7 of its meeting held September 8, 2014

b) ML-2014-9 – Free Parking in December
(Reference Section C, Item #2, of the above Report)

Moved by P. File
Seconded by J. Attwood

That, further to Report ML-2014-9 dated September 3, 2014, Council authorize free parking at the meters within downtown Midland for the period of December 1, 2014 through to January 1, 2015; and,

That this program be advertised during the Christmas season; and,

That any money collected be donated to a charity of Council's choosing.

CARRIED.

- c) **CL-2014-20 - Tag Days/Proclamations/Flag Raisings – August Report**
(Reference Section C, Item #4, of the above Report)

Councillor M. Ross declared a pecuniary interest by reason that a family member owns the Images Dance Studio and vacated his seat.

Moved by P. File
Seconded by J. Attwood

That, as recommended in Report CL-2014-20 dated September 1, 2014, the Tag Days/Proclamations/Flag Raisings Information Report for the month of August, 2014 be received.

CARRIED.

Councillor Ross returned to his seat.

- d) **CL-2014-21 – Dedicate One Foot Reserve on Lakewood Drive as a Public Highway**
(Reference Section C, Item #5, of the above Report)

Moved by P. File
Seconded by J. Attwood

That, further to Report CL-2014-21 dated September 3, 2014, Council pass a by-law to declare the one-foot reserve on Registered Plan 1266 (Lakewood Drive) as a public highway.

CARRIED.

- e) **CL-2014-22 - Access across Municipal Lands – Ingram Crescent/MSS**
(Reference Section C, Item #6, of the above Report)

Moved by P. File
Seconded by J. Attwood

That further to Report CL-2014-22 dated September 3, 2014, access to Town lands acquired for trail purposes in 2013 from the Simcoe Muskoka District School Board, adjacent to Midland Secondary School, be restricted along the Hugel Avenue frontage of Town lands by installing boulders or similar barricades.

CARRIED.

Councillor Pendlebury joined the meeting at 7:43 p.m.

f) **Request to Hang Banner**
(Reference Section C, Item #7, of the above Report)

Moved by P. File
Seconded by J. Attwood

That, further to a letter of request dated August 27, 2014, permission be granted to Active Essentials to hang a banner at the corner of Highway 12 and King Street, to advertise the Active Essentials Apple Fest and Run event taking place at the Wye Marsh Wildlife Centre on October 4, 2014.

CARRIED.

Moved by P. File
Seconded by J. Attwood

That General Committee Report 2014-7 of its meeting held September 8, 2014, be adopted as printed and circulated.

CARRIED.

b) **Downtown Safety Discussion - Background and Request for Direction**

Deputy Mayor Kramp assumed the Chair to permit Mayor McKay to speak to the item.

Council reviewed a correspondence highlighting safety issues related to the downtown and proposing steps that could be considered to remedy these issues.

At the request of Deputy Mayor Kramp, Councillor File assumed the Chair. Deputy Mayor Kramp spoke to the matter, following which it was then,

Moved by B. Jeffery
Seconded by M. Ross

That an ad hoc committee be established to consider the recommended long term actions set out in the report of Mayor McKay on downtown safety and to coordinate efforts with the various social agencies concerned for their implementation;

And that the Committee membership shall be as follows:

- **a majority of social agencies to be determined from stakeholder agencies through a public process;**

And further that staff shall propose terms of reference for the committee.

CARRIED.

Mayor McKay reassumed the Chair.

c) Proposed Bike Lane Trail Connections

Council reviewed a report from B. Peter, Director of Parks and Recreation; and S. Berriault, Director of Public Works, following which it was then,

Moved by G. Canning

Seconded by M. Ross

That the status report from B. Peter, Director of Parks and Recreation, and S. Berriault, Director of Public Works respecting the proposed bike lane trail connections, Midland portion cost, be received as information;

And that Council approve the 2014 additional bike lane/trail connections project as outlined in the Report.

A recorded vote was requested.

AYE NAY

Bob Jeffery	X
Jack Charlebois	X
Patricia File	X
Glen Canning	X
Deputy Mayor Stephan Kramp	X
Jim Attwood	X
Zena Pendlebury	X
Mike Ross	X
Mayor Gordon McKay	X

CARRIED.

a) PW-2014-034 – Tay Servicing Agreement
(Reference Section B, Item #2, of the above Report)

Moved by S. Kramp

Seconded by P. File

That, as recommended in Report PW-2014-034 dated September 3, 2014, Council consider a By-law to authorize the entering into of an Agreement with the Township of Tay for the provision of water and sewer services to customers in the Township of Tay along the Wye River corridor.

CARRIED.

d) Planning and Development Committee Report 2014-8

Moved by J. Attwood

Seconded by J. Charlebois

That Report 2014-8 of the Planning and Development Committee of Council Meeting dated September 3, 2014, be adopted as printed and circulated.

CARRIED.

e) PL-2014-71 - Legal Survey – Midland Bay Landing

Council reviewed a report dated September 8, 2014, from W. Crown, Director of Planning and Building Services, following which it was then,

Moved by J. Attwood

Seconded by J. Charlebois

That, further to Report PL-2014-71 dated September 8, 2014, staff be directed to undertake a Tender/RFP process for a legal survey of the Midland Bay Landings property.

A recorded vote was requested.

AYE NAY

Glen Canning	X
Bob Jeffery	X
Patricia File	X
Mike Ross	X
Jim Attwood	X
Zena Pendlebury	X
Jack Charlebois	X
Deputy Mayor Stephan Kramp	X
Mayor Gordon McKay	X

CARRIED.

11. CONSENT BY-LAW

Moved by J. Charlebois

Seconded by J. Attwood

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

By-law 2014-69 Agreement with the Township of Tay for the provision of water and sanitary sewer services to customers in the Township of Tay along the Wye River corridor.

By-law 2014-70 Sale of land Lot 7, plan 1421, Town of Midland to David Corbett and Roberta Boughton (340 Lakewood Drive).

- By-law 2014-71 Purchase of Part of Lot 99, Concession 1 in the Town of Midland from John Harold Todd and Janice Anne Todd (1176 King Street).
- By-law 2014-72 Early voting on voting day and reduced hours of voting in institutions and retirement homes.
- By-law 2014-73 Accept and dedicate a one-foot reserve on Registered Plan 1266 as a Public Highway (Lakewood Drive).

CARRIED.

Moved by J. Attwood
Seconded by J. Charlebois

That By-laws 2014-69, 2014-70, 2014-71, 2014-72 and 2014-73 be read a first, second and third time and finally passed.

CARRIED.

12. GENERAL BUSINESS

- 1) Other Business Introduced by Members of Council or Staff
- a) In response to a question raised by Councillor File regarding the Septic System Maintenance Inspection Program, the Director of Planning and Building Services advised that a detailed review of the by-law determined that no action was required with respect to an amendment. Staff are fulfilling only the mandatory requirements of the by-law as directed by Council. Notice has been provided to residents via the Town's website, notice boards and Town page.
- b) Councillor File commended Mr. John French of Brookside Music for his efforts in bringing music to Midland.

13. CONFIRMATORY BY-LAW

- a) By-law 2014-74

Moved by J. Charlebois
Seconded by J. Attwood

That leave be granted to introduce By-law 2014-74, being a by-law to adopt the proceedings of the Council Meeting held on September 22, 2014, and to authorize its execution.

CARRIED.

Moved by J. Attwood
Seconded by J. Charlebois

That By-law 2014-74 be read a first, second and third time and finally passed.

CARRIED.

14. **ADJOURNMENT**

Moved by J. Charlebois

Seconded by J. Attwood

That this Regular Meeting of Council adjourn at 9:08 p.m.
CARRIED.

L. S. Lee, Acting Clerk
