



# The Corporation of The Town Of Midland

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## Minutes of the Regular Meeting of Council with Closed Session held on Monday, November 27, 2017 at 6:30 p.m. in the Municipal Office Council Chambers.

**Present:** Mayor G. McKay, Deputy Mayor M. Ross, Councillors  
G. MacDonald, J. Contin, G. Canning, J. Main, P. File  
and S. Strathearn

**Regrets:** Councillor C. Oschefski

**Also Present:** Chief Administrative Officer, J. Skorobohacz  
Clerk, K. Desroches

### 1. CALL TO ORDER

Mayor McKay called the meeting to order at 6:30 p.m.

The Clerk informed Council that public notice of the meeting was provided consistent with the Town's notice provisions.

Mayor McKay asked members of Council if they had any concerns to move into a closed session based on the stated purpose of the meeting.

There were no concerns brought forward.

### 2. DECLARATIONS OF PECUNIARY INTEREST

There were none declared.

### 3. CLOSED SESSION

#### a) Motion to move into closed session

**Moved by** G. MacDonald

**Seconded by** J. Main

**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 2b)**

**Personal matters about an identifiable individual**

**Subject Matters**

**Council Committee Appointments**

- **Midland Public Library**
- **Midland Seniors Council**
- **Property Standards Ad Hoc By-law Review**

**CARRIED.**

i) Closed Session Items

a) CL-2017-36 Council Committee Appointment – Midland Public Library

Council reviewed report dated November 24, 2017, from K. Desroches, Clerk, together with applications for Council's consideration for appointment to the Midland Public Library Board.

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

b) CL-2017-41 Council Committee Appointment – Midland Seniors Council

Report dated November 24, 2017, from K. Desroches, Clerk.

Due to time constraints, the item was deferred to the next Regular Meeting of Council for consideration.

c) CL-2017-41 Council Committee Appointment – Property Standards Ad Hoc By-law Review Committee

Report dated November 24, 2017, from K. Desroches, Clerk.

Due to time constraints, the item was deferred to the next Regular Meeting of Council for consideration.

ii) Motion to rise to open session

**Moved by G. MacDonald**

**Seconded by J. Main**

**That this Closed Meeting of Council be adjourned at 6:56 p.m. and that Council now rise and report to open session.**

**CARRIED.**

**4. OPEN SESSION – 7:00 P.M.**

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

**Regrets:** Councillor C. Oschefski

**Also Present:** Chief Administrative Officer, J. Skorobohacz  
Director of Finance/Treasurer, S. Turnbull  
Director of Operations, S. Berriault  
Director of Engineering/Water and Wastewater, A. Campbell  
Director of Planning and Building Services, W. Crown  
Clerk, K. Desroches

i) Motions arising from closed session discussions

a) CL-2017-36 Council Committee Appointment – Midland Public Library

**Moved by G. MacDonald**  
**Seconded J. Main**

**That, further to confidential Report CL-2017-36, Council appoint Roberta Bald to the Midland Public Library Board for a term to expire November 30, 2018.**

**CARRIED.**

**5. CONSENT AGENDA**

**Moved by J. Contin**  
**Seconded by G. Canning**

**That Council adopt the recommendations as set out on the Consent Agenda for the Regular Meeting of Council held November 27, 2017, with the adoption of the October 23, 2017 meeting minutes as amended.**

**CARRIED.**

**6. DEPUTATIONS**

a) Midland Public Library Update

Ms. C. Witzke, CEO, Midland Public Library, provided a PowerPoint presentation highlighting the Library's 2017 achievements and the efforts being made towards fulfilling the goals identified in the Library's 2016-2020 Strategic Plan.

b) Midland Council Structure

Council received a deputation from Mr. G. Worters, on behalf of Midland Taxpayers, proposing that the size of Town Council be reduced to 5 Councillors.

Individual Council members provided comment. Mayor McKay thanked Mr. Worters for his address.

c) Hospice Huronia

Ms. J. Warren, Fund Development Manager, provided a PowerPoint presentation highlighting the work undertaken by Hospice Huronia, and requesting support of the organization's capital campaign. It was then,

**Moved by P. File**  
**Seconded by J. Main**

**That the Council consider, at its 2018 budget deliberations, matching the Township of Tiny's \$10,000 donation to Hospice Huronia.**

**CARRIED.**

**7. PETITIONS**

a) Dominion Avenue - Sidewalk from Margaret Street to Woodland Drive

Council reviewed a petition for a sidewalk on Dominion Avenue from Margaret Street to Woodland Drive.

Further to the petition, Council confirmed that a sidewalk for the requested location has been included in the Town's five year capital budget.

b) Proposal to Increase Service Level to Allow for Winter Access re. Trans-Canada Trail

Council received as information a petition proposing an increase in service level to allow for Winter Access to the portion of the Trans-Canada Trail from behind the Tiffin Pier Condo building at 699 Aberdeen Boulevard to the Parks Canada entrance at the east side of the Riverwalk Place Community.

**8. CORRESPONDENCE**

a) Support re. Plaque

Council reviewed a letter dated November 8, 2017, from the Frank Graham family, following which it was then,

**Moved by J. Contin**  
**Seconded by G. Canning**

**That, further to letter dated November 8, 2017, from the Frank Graham Family, staff be directed to investigate the mounting of the plaque presented to the Town of Midland commemorating Frank Graham and the cycle liberation tours,**

**on a stone at Veterans Park as a continued remembrance of all wars and the special connection all Canadian have with citizens of the Netherlands.**

**CARRIED.**

- b) Tree Seedling Distribution Project – Request to Consider Municipal Participation in 2018

Council reviewed a letter dated October 26, 2017, from Ms. M. Hudolin, Wetlands and Habitat Biologist, Severn Sound Environmental Association, following which it was then,

**Moved by S. Strathearn**

**Seconded by G. Canning**

**That, further to letter dated October 26, 2017, from Ms. M. Hudolin, Wetlands and Habitat Biologist, Severn Sound Environmental Association, Council herein supports the Town of Midland's participation in the 2018 Tree Seedling Distribution Program through the provision of in-kind support.**

**CARRIED.**

- c) Request re. Enforcing Property Maintenance

Council reviewed a letter received October 18, 2017, from Mr. and Mrs. Nichols, Mr. Argue, Mr. and Mrs. Clapperton, and Mr. and Mrs. Lundy, following which it was then,

**Moved by S. Strathearn**

**Seconded by G. Canning**

**That letter received October 18, 2017 from Mr. and Mrs. Nichols, Mr. Argue, Mr. and Mrs. Clapperton, and Mr. and Mrs. Lundy, requesting that a by-law be created or current by-law be enforced with respect to homeowners maintaining their properties in a visually pleasing condition be referred to the Property Standards Ad Hoc By-law Review Committee once established.**

**CARRIED.**

- d) Midland Seniors Council – Resignations

- i) Council reviewed an email dated October 24, 2017, from Mr. J. Kurvink, following which it was then,

**Moved by S. Strathearn**

**Seconded by G. Canning**

**That Mr. J. Kurvink's resignation from the Midland Seniors Council be accepted with thanks and appreciation for his contributions.**

**CARRIED.**

- ii) Council reviewed an email dated October 20, 2017, from Mr. D. Campbell, following which it was then,

**Moved by S. Strathearn**

**Seconded by G. Canning**

**That Mr. D. Campbell's resignation from the Midland Seniors Council be accepted with thanks and appreciation for his contributions.**

**CARRIED.**

## **9. REPORTS**

- a) General Committee Report 2017-8 of its meeting held November 13, 2017

- 1) TR-2017-22 Investment Strategy and Approach for Distribution of MPUC Sale Proceeds

(Reference Section A, Item b) of the above Report)

**Moved by G. Canning**

**Seconded by M. Ross**

**That, as recommended in Report TR-2017-22, dated November 16, 2017, the Investment Strategy respecting the proposed Distribution of the MPUC Sale Proceeds, dated November 16, 2017 be received; and**

**That the amount of \$1,500,000 of the MPUC Sales Proceeds be directed to a Dividend Replacement Reserve; and that the amount of \$10,500,000 of the MPUC Sales Proceeds be directed to the MPUC Legacy Reserve Fund; and**

**That the balance of the MPUC Sales Proceeds (approximately \$10,000,000+/- be directed to a Community-Wide Initiatives Reserve Fund; and**

**That Council consider the adoption of the appropriate by-laws to establish both the Investment Policies and the Investment Advisory Committee to provide oversight to the investments included in both the MPUC Legacy Reserve Fund and Community-Wide Initiatives Reserve Fund.**

**CARRIED.**

**Moved by M. Ross**

**Seconded by P. File**

**That General Committee Report 2017-8 of its meeting held November 13, 2017, be adopted as printed and circulated.**

**CARRIED.**

b) OP-2017-C12 By-law to Licence, Regulate and Govern Taxicab Drivers

Council reviewed a report dated November 22, 2017, from S. Berriault, Director of Operations, Parks and Facilities, following which it was then, (By-law 2017-87)

**Moved by G. MacDonald**

**Seconded by J. Main**

**That Report OP2017-C12 dated November 22, 2017, being a review of the Town of Midland's Taxicab Drivers Licencing regulations, be received for information; and**

**That By-law 2005-54, being a By-law to licence, regulate and govern taxicab drivers in the Town of Midland be repealed; and**

**That Council consider enacting By-law 2017-87 as a replacement by-law for the purpose of regulating and governing taxicab drivers in the Town of Midland; and**

**That Council support the amendment to By-law 2011-7, being a by-law to establish a composite fee schedule for services and activities provided or done by the Municipality, by adding a new Section 7 to set out the licencing fees for the licencing of taxicab drivers in the Town of Midland.**

**CARRIED.**

c) Planning and Development Committee Report 2017-9  
Meeting held November 1, 2017.

- i) Official Plan Amendment OPA-02-17  
Zoning By-law Amendment ZBA-06-17  
Jarlette Ltd. – 658 King Street  
(Reference Item 3A of the above Report)

**Moved by J. Contin**

**Seconded by G. Canning**

**That Application Nos. OPA-02-17 and ZBA-06-17 submitted by Jarlette Ltd. be approved for the purpose to redesignate and rezone the subject property at 658 King Street and described as East Part Lot 103, Concession 1 (formerly Tay) now Town of Midland from the RESIDENTIAL DISTRICT designation to the ENVIRONMENTAL PROTECTION designation and a RESIDENTIAL DISTRICT designation with a special policy overlay in the Town's Official Plan and to rezone the property from the OPEN SPACE ZONE – OS and RESIDENTIAL - R1-H ZONE to the ENVIRONMENTAL**

**PROTECTION ZONE – EP and from OPEN SPACE ZONE – OS and RESIDENTIAL- R1-H ZONE to the INSTITUTIONAL ZONE EXCEPTION – I-5 in order to permit the development of a multi-phased Seniors’ continuum of care campus on the subject property where Phase 1 of the development will include a two storey Long Term Care home with 128 beds, corporate offices for Jarlette Health Services, a “Seniors’ Health Hub” offering health and social services, a “Centre of Excellence” for academic studies in regards to seniors health issues, Phase 2 would include a five storey retirement lodge with up to 140 units, and Phase 3 would include up to three Seniors’ rental apartments containing a total of 90 units.**

**That Staff are directed to finalize the required implementing By-laws to amend the Town of Midland Official Plan and the Zoning By-Law 2004-90 consistent with Staff Report PL-2017-73 dated October 18, 2017 and present the By-laws for Council’s consideration.**

**Pursuant to Section 34(17) of the *Planning Act*, Council determines that no further Notice of the proposed By-law is required as the changes to the proposed By-law following the Public Meeting are minor and technical in nature.**

**Moved by J. Contin  
Seconded by G. Canning**

**That Report 2017-9 of the Planning and Development Committee of Council Meeting held November 1, 2017, be adopted as printed and circulated.**

**CARRIED.**

**d) PL-2017-74 Midland Bay Landing FCM Green Municipal Fund Grant**

Council reviewed a report dated October 30, 2017, from W. Crown, Director of Planning and Building Services, following which it was then, (By-law 2017-85)

**Moved by J. Contin  
Seconded by G. Canning**

**1. That Council receive Staff Report PL-2017-74 dated October 30, 2017 from the Director of Planning and Building Services respecting an update on the Town’s FCM Green Municipal Fund Grant Application.**



2. That Council consider enacting a By-law authorizing the Clerk to execute the Agreement with the Federation of Canadian Municipalities for the Green Municipal Fund Grant Application 15363 “Midland Bay Landing”.
3. That Council approves a single source contract to Cambium Consulting & Engineering Inc. to undertake the Risk Assessment study at a cost of \$239,860 excluding taxes as detailed in Staff Report PL-2017-74 dated October 30, 2017.

**CARRIED.**

- e) CL-2017-38 Council Appointments By-law 2016-82

Council reviewed a report dated November 27, 2017, from K. Desroches, Clerk, following which it was then,

**Moved by G. Canning**  
**Seconded by J. Contin**

That, as recommended in Report CL-2017-38 dated November 27, 2017, the current Council appointments to the various Boards and Committees established under By-law 2016-82, as amended, which are set to expire on November 30, 2017, be extended until the Ad Hoc Governance Review Committee has concluded its review of the Town’s Council Committees/Boards and any recommendations arising from the review have been approved by Council.

**CARRIED.**

- f) CL-2017-39 Southern Georgian Bay Farmers’ Markets – Indoor/Outdoor Farmers Markets

Council reviewed a report dated November 27, 2017, from K. Desroches, Clerk, following which it was then,  
(By-law 2017-88)

**Moved by G. Canning**  
**Seconded by J. Contin**

That, further to Report CL-2017-39 dated November 27, 2017, Council approve the agreement regarding the continuation of the Indoor and Outdoor Farmers Markets and enact the supporting by-law;

And further that administration be requested to review the current contractual relations in the context of the Town’s leasing policy.

**CARRIED.**

g) CAO-2017-30 Municipal Services/Development Corporation - in Support of the Future Development of Midland Bay Landing

Council reviewed a report dated November 27, 2017, from J. Skorobohacz, CAO, following which it was then,

**Moved by G. Canning**  
**Seconded by J. Contin**

**That, as recommended in Report CAO-2017-30, dated November 27, 2017, Council Receives Report CAO-2017-30, being an update on the status of the public engagement related to the proposed Midland Bay Landing – Municipal Services/Development Corporation; and**  
**Remove duplication**

**That Council supports the creation of a Municipal Services/Development Corporation for the purpose of advancing the Midland Bay Landing development; and**

**That Administration be AUTHORIZED to proceed with the INCORPORATION of the new entity; and**

**That upon registration of the new company, the Administration be requested to provide Council with a proposed SHAREHOLDER DIRECTION as well as the BOARD of DIRECTORS skills and competency matrix/profile along with a recruitment strategy.**

Deputy Mayor assumed the Chair.

Mayor McKay spoke to the matter.

A recorded vote was requested.

	<u>AYE</u>	<u>NAY</u>
Stewart Strathearn	X	
Jack Contin	X	
Glen Canning	X	
Patricia File		X
Deputy Mayor Mike Ross		X
George J. MacDonald	X	
Jonathan Main	X	
Mayor Gordon McKay	X	

**CARRIED.**

Mayor McKay reassumed the Chair.

h) CAO-2017-31 Midland Police Service Disbandment & OPP Transition Update

Council received as information a report dated November 27, 2017, from J. Skorobohacz, CAO, providing an update on the Midland Police Service Disbandment and the status of the Transition to the OPP and advising that the Administration will continue to keep Council apprised of the progress respecting the provision of Municipal Policing by the Ontario Provincial Police.

i) TR-2017-23 Budget Amendment #3 – Library Capital

a) Council reviewed a report dated November 27, 2017, from S. Turnbull, Director of Finance/Treasurer.

b) Council reviewed a report dated November 27, 2017, from T. Turnbull, Director of Finance/Treasurer, following which it was then,

**Moved by G. Canning**

**Seconded by J. Contin**

**That Report TR-2017-23 dated November 27, 2017, re. the capital project “Snow Canopy and Roof Repair” be removed from the Library Capital Budget; and**

**That \$25,000 be transferred from the Library Operating Budget to the Library Capital Reserve.**

**That an additional \$40,000 be added to Account 1-48-762-9985-0991 (From DC Res – Library) in Budget 2017 for a total transfer of \$75,000.**

**CARRIED.**

j) TR-2017-24 Town Connectivity

Council reviewed a report dated November 27, 2017, from from S. Turnbull, Director of Finance/Treasurer, following which it was then,

**Moved by G. Canning**

**Seconded by J. Contin**

**That Report TR-2017-24, dated November 27, 2017, Town Connectivity be received; and**

**That the Director of Finance be authorized to incorporate the additional costs associated with the IT Security Services into the 2018 Budget projections.**

**CARRIED.**

k) TR-2017-25 Budget 2018 Guideline

Council reviewed a report dated November 27, 2017, from S. Turnbull, Director of Finance/Treasurer, following which it was then,

**Moved by J. Contin**  
**Seconded by G. Canning**

**That Report TR-2017-25 dated November 27, 2017, the Budget 2018 Guideline be received, and**

**That Council endorses the Budget 2018 meeting schedule as noted in Report TR-2017-25; and**

**That Council directs the Director of Finance to present the 2018 Operating and Capital Budgets that reflect a net increase of 2.5 %.**

A friendly amendment recommending a net increase of 1.5% was Moved by Deputy Mayor Ross and Seconded by Councillor P. File and DEFEATED.

A recorded vote was requested.

	<u><b>AYE</b></u>	<u><b>NAY</b></u>
George J. MacDonald	X	
Jonathan Main	X	
Glen Canning	X	
Jack Contin	X	
Deputy Mayor Mike Ross		X
Patricia File		X
Stewart Strathearn	X	
Mayor Gordon McKay	X	

**CARRIED.**

10. **CONSENT BY-LAW**

**Moved by G. MacDonald**  
**Seconded by J. Main**

**That leave be granted to introduce the following by-law:**

By-law 2017-83 Adopt Amendment No. 12 to the Official Plan for the Town of Midland.

By-law 2017-84 Rezone the property at 658 King Street.

By-law 2017-85 Funding Agreement with the Federation of Canadian Municipalities for funding under the Green Municipal Fund Program.

By-law 2017-87 Licence, regulate and govern taxicab drivers and to repeal By-law 2005-54.

By-law 2017-88 Agreement with the Southern Georgian Bay Farmers' Markets to provide for an Indoor and Outdoor Farmers Market for 2017-18.

**CARRIED.**

It was then,

**Moved by G. MacDonald**

**Seconded by J. Main**

**That By-laws 2017-83, 2017-84, 2017-85, 2017-87 and 2017-88 be read a first, second and third time and finally passed.**

**CARRIED.**

## **11. GENERAL BUSINESS**

1) Motions for which notice was given

a) Community Justice and Safety in Activities

**Moved by P. File**

**Seconded by J. Contin**

**That Council allocate an amount of \$50,000 in the pre-budget for 2018 for "Community Justice and Safety in Activities" to be debated when Council deals with the budget.**

**CARRIED.**

b) Georgian Bay '94 Marine Festival

**Moved by J. Main**

**Seconded by G. MacDonald**

**WHEREAS Summer 2019 is the 25<sup>th</sup> Anniversary of the "Georgian Bay '94 Marine Festival";**

**AND WHEREAS the Town of Midland and surrounding area have enjoyed a number of successful summer tourism events in the past, including the Champlain Festival, the Butter Tart Festival, and most recently the Canada 150 "World's Largest Rubber Duck" and Feast Fest 2017 Tours;**

**AND WHEREAS the Tall Ships Tour sails on the Great Lakes in Summer 2019;**

**AND WHEREAS the success of the Tall Ships 1812 Tour in 2013 provides an opportunity for the Town, in concert with the Heart of Georgian Bay, to plan a large-scale summer event festival to include a tour of the Tall Ships for Summer 2019.**

**Therefore be it resolved:**

- 1) That Staff be requested to prepare a report on the feasibility of planning a marine heritage festival for Summer 2019 to coincide with the Tall Ships Great Lakes 2019 Tour;**
- 2) That Staff explore the opportunity to develop partnerships with surrounding municipalities as part of the Heart of Georgian Bay to collaborate on the initiative; and**
- 3) That Staff determine if there may be any grants and/or other funding sources to assist with the financial impact of planning/delivering such an event.**

**CARRIED.**

- 3) Other Business Introduced by Members of Council or Staff**

Individual members advised of events and activities in the municipality for information purposes.

## **12. CONFIRMATORY BY-LAW**

- 1) By-law 2017-89**

**Moved by G. MacDonald**

**Seconded by J. Main**

**That leave be granted to introduce By-law 2017-89, being a by-law to adopt the proceedings of the Council Meeting held on November 27, 2017, and to authorize its execution.**

**CARRIED.**

It was then,

**Moved by G. MacDonald**

**Seconded by J. Main**

**That By-law 2017-89 be read a first, second and third time and finally passed.**

**CARRIED.**

13. **ADJOURNMENT**

Moved by           G. MacDonald  
Seconded by       J. Main

That this Regular Meeting of Council adjourn at 10:52 p.m.  
**CARRIED.**

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Karen Desroches, Clerk

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