



The Corporation of The Town of Midland

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Minutes of the Regular Meeting of Council with Closed Session held on Wednesday, October 16, 2019 at 6:00 p.m. in the Municipal Office Council Chambers.

Present: Mayor S. Strathearn, Deputy Mayor M. Ross, Councillors J. Main, B. Prost, C. Oschefski, B. Gordon, J. Downer, and C. Cunningham

Regrets: Councillor C. McGinn

Also Present: Chief Administrative Officer, J. Skorobohacz
Director of Corporate Services/Town Solicitor, A. Sidhu
Director of Human Resources/Health & Safety, L. Yourkin
Clerk, K. Desroches

1. Call to Order

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

2. Declarations of Conflict of Interest

3. Motion to move into Closed Session

Moved by C. Oschefski

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 2e)

Purpose of educating or training the members; and no member discusses or otherwise deals with any matter in a way that materially advances the business or decision making of the Council.

- **Council Orientation – By-law and Parking**

Subsection 2b)

Personal matters about an identifiable individual

Subsection 2(d)

Labour relations or employee negotiations

- **Payroll and HRIS Management**
- **2019 Management / Non-Union Salary Survey and COLA**

CARRIED.

CLOSED SESSION - 6:00 PM

4. Closed Session Items

1) Orientation Session - By-law and Parking Enforcement - Presentation

Council received a PowerPoint presentation from J. Reichheld, Municipal Law Enforcement Officer (MLEO), highlighting the role of MLEOs with respect to enforcement of the Town's By-laws.

2) 2019 Management / Non-Union Salary Survey and COLA

Council reviewed Confidential Report HR-HS 2019-04 – Management Non-Union Policy Manual.

The Director of Human Resources/Health and Safety provided clarification and responded to questions raised by members of Council.

Following discussion, Council directed Staff to prepare the appropriate Motion for consideration upon conclusion of the Closed Meeting Session.

3) Payroll and Human Resources Information System (HRIS) Management

Council reviewed Confidential Report HR-HS 2019-06 Payroll Administration.

The Director of Human Resources/Health and Safety provided clarification and responded to questions raised by members of Council.

Following discussion, Council directed Staff to prepare the appropriate Motion for consideration upon conclusion of the Closed Meeting Session.

5. Motion to rise to Open Session

Moved by J. Main

Seconded by C. Oschefski

That this Closed Meeting of Council be adjourned at 6:57 p.m. and that Council now rise and report to open session.

CARRIED.

OPEN SESSION – 7:00 PM

Staff Present: Chief Administrative Officer, J. Skorobohacz
Director of Corporate Services/Town Solicitor, A. Sidhu
Director of Planning and Building Services, W. Crown
Director of Infrastructure, A. Campbell
Director of Fire Service/Fire Chief, P. Ryan
Director of Human Resources/Health & Safety, L. Yourkin
Clerk, K. Desroches

6. Mayor's Introductory Remarks and Moment of Silent Reflection

7. Declarations of Conflict of Interest

There were no declarations

8. Motions arising from Closed Session discussions

i) Orientation Session - By-law and Parking Enforcement - Presentation

Moved by B. Gordon

Seconded by J. Main

That the By-law and Parking Enforcement Orientation presentation provided during the Closed Meeting session held October 16, 2019, be received as information.

CARRIED.

ii) 2019 Management / Non-Union Salary Survey and COLA

Moved by B. Prost

Seconded by J. Main

That Council approves the recommendation of the Human Resources Committee as it relates to the Management/Non-Union Terms and Conditions of Employment and Policy Manual wage as per Confidential Report HR-HS 2019-04.

CARRIED.

3) Payroll and HRIS Management

Moved by B. Prost

Seconded by J. Main

That Confidential HR Committee Report HR-HS 2019-06 dated October 16, 2019 regarding Payroll Administration be received; and

That Administration be requested to present a proposed recommendation to Council regarding Payroll Administration, arising from the recommendation of the Human Resources Committee (HR Committee Resolution 2019-53).

CARRIED.

9. Approval of Agenda

Moved by C. Oschefski

Seconded by B. Prost

That the contents of the Council Agenda for October 16, 2019, be approved, as amended. (Addition of addendum).

CARRIED.

10. Consent Agenda

Moved by C. Oschefski

Seconded by B. Prost

That the items and related recommendations contained within the October 16, 2019, Consent Agenda as consent items, as amended as referenced within the agenda addendum, having been considered by Council be adopted.

CARRIED.

i. Correspondence for consideration

None.

ii. Council Minutes for adoption

- 1) Regular Meeting of Council with Closed Session held on October 2, 2019

That the Minutes of the Regular Meeting of Council with Closed Session held on October 2, 2019, be adopted as printed and circulated.

iii. Council Information Packages for receipt

- 1) CIP September 23 to September 27, 2019

- 2) CIP September 30 to October 4, 2019

Received as information.

iii. All Reports

- 1) CS-2019-10 Endorsement of AMO Submission on Joint and Several Liability

That Council receive report CS-2019-10 dated October 16, 2019; and

That Council endorse the AMO submission, along with its recommendations, and direct staff to forward the endorsement to the Attorney General of Ontario.

- 2) CL-2019-15 Southern Georgian Bay Farmers' Market – Indoor/Outdoor Farmers Markets

That Report CL-2019-15, Southern Georgian Bay Farmers' Market – Indoor/Outdoor Farmers, dated October 16, 2019, be received; and

That Council approve the agreement regarding the continuation of the Indoor and Outdoor Farmers Markets and enact the supporting by-law.

3) FS-2019-04 Fire Department Fees Harmonization with the Town of Penetanguishene Fire Department Fees

That Council authorize the Fire Chief to explore the harmonization of fees between the Penetanguishene and Midland Fire Departments as contained in Staff Report FS-2019-04; and

That staff be directed to prepare the required draft Amendments to the Town's fee schedule bylaw 2011-7 in accordance with the recommended fee structure as set out in Staff Report FS 2019-04.

4) FIN-2019-20 Banking Services

That Report FIN-2019-20, Banking Services, dated October 16, 2019, be received; and

That the Town of Midland change to Scotiabank for banking services effective February 1, 2020; and

That the Town enter into an agreement for full banking services with Scotiabank for a five-year term beginning February 1, 2020.

5) PL-2019-72 Zoning By-law Amendment Application No. ZBA-04-19 219 Queen Street

That Report PL-2019-72, Zoning By-law Amendment Application No. ZBA-04-19 for 219 Queen Street, dated October 16, 2019, be received; and

That Zoning By-law Amendment Application No. ZBA-04-19 respecting the lands at 219 Queen Street be approved and the implementing Zoning By-law be passed to rezone the property from the Residential Zone - R2 to a site-specific Residential Zone – R4-7(H); and

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 are minor in nature.

6) PL-2019-76 Provincial Policy Statement Review

That Staff Report PL-2019-76, Provincial Policy Statement Review, dated October 16, 2019 be received for information; and

That Staff be directed to submit comments to the Province regarding the proposed changes to the PPS in accordance with Staff Report PL-2019-76 dated October 16, 2019.

7) PL-2019-84 New Official Plan Transition Policy Changes

That Report PL-2019-84, New Official Plan Transition Policy Changes, dated October 16, 2019 be received; and

That the draft new Official Plan be revised and updated in accordance with the recommendations as set out in Report PL-2019-84, New Official Plan Transition Policy Changes, dated October 16, 2019; and

That the new Official Plan, as revised, be presented to Council for adoption at the next available Council meeting.

b) Midland's Proposed New Official Plan Natural Heritage Designation for Part 2 of Reference Plan 51R-33948 Gervais Street

That letter dated September 3, 2019, from Mr. and Mrs. Norman, Midland residents, with respect to their concerns that the Town was intending on designating this property Natural Heritage System/Greenlands in the proposed new Official Plan, be received as information.

c) Email dated October 16, 2019, from Ms. N. Mitchinson, Mitchinson Planning & Development Consultants Inc.

That email dated October 16, 2019 from Ms. N. Mitchinson, Mitchinson Planning & Development Consultants Inc. reiterating concerns raised regarding several policy matters within the proposed new Official Plan, be received as information.

8) ENG-2019-16 Traffic Monitoring Data and Reports

That Report ENG-2019-16, relating to Traffic Monitoring Data and Reports, dated October 16, 2019 be received for information.

9) 2020 Meeting Schedule - Council

That Council approve the 2020 Meeting Schedule – Council.

11. Motion to suspend Council into Committee of the Whole

Moved by C. Cunningham

Seconded by J. Downer

That Council resolve into the Committee of the Whole.

CARRIED.

COMMITTEE OF THE WHOLE

12. Presentations

There were no Presentations

13. Deputations

1) Culture Alliance in the Heart of Georgian Bay Report of Activities to date

Mr. Fred Hacker, Chair of Culture Alliance, provided a PowerPoint presentation highlighting the Culture Alliance in the Heart of Georgian Bay Joint Cultural Committee, the Committee's membership, purpose and strategic priorities.

2) Christmas Lights in Little Lake Park Proposal

Mr. Drummond Peet addressed Council highlighting his vision of "Christmas lights in the Park!" in Little Lake Park as part of an annual Christmas Festival.

Council thanked Mr. Peet for his deputation.

3) Crosswalk on King Street

Mr. H. Major spoke to the need for a crosswalk on King Street in front of the Pie Wood Fired Pizza Restaurant for the safety of students crossing at that location.

Council thanked Mr. Major for his deputation.

4) First Light – Sainte Marie Among the Hurons and Martyrs' Shrine

Ms. Cathy Tait, General Manager, Southern Georgian Bay Chamber of Commerce, provided a PowerPoint presentation highlighting the success of the First Light event now in its 20th year and plans for this year's event. Ms. Tait advised that the SGBCC is requesting that the Town of Midland consider deploying resources from the Operations Department to provide an evening shuttle service. It was then,

Moved by C. Cunningham
Seconded by B. Gordon

That the deputation from Ms. C. Tait, Southern Georgian Bay Chamber of Commerce, on October 16, 2019, regarding First Light be received, and

That the matter be referred to staff to provide further information at the next Council meeting regarding the request from the Southern Georgian Bay Chamber of Commerce for the Town of Midland to deploy resources from the Department of Operations to provide transportation service for the First Light event.

CARRIED.

14. Public Meeting

There was no Public Meeting.

15. Reports and other items withdrawn from Consent Agenda for Council's consideration

1) CS-2019-8 Floatie Fest

Council reviewed Report CS-2019-8 dated October 16, 2019 from N. Major, Tourism and Special Events Manager, following which it was then,

Resolution (COW-2019-50)

Moved by S. Strathearn
Seconded by J. Downer

That Council receive report CS-2019-8 dated October 16, 2019; and

That Council consider the potential impact of the Floatie Fest/Jaws on the Lake on municipal liability; and

That, having considered the impact on municipal liability, Council directs staff to proceed with recommendation "C" contained within this report.

CARRIED.

Option C

The concept of the annual be re-considered re-imagined in consultation with the stakeholders and detailed report be presented to Council in 2020.

2) CS-2019-9 Park Station Music and Arts Festival

Council reviewed Report CS-2019-9 dated October 16, 2019 from N. Major, Tourism and Special Events Manager, following which it was then,

Moved by C. Oschefski
Seconded by J. Main

That Council receive Report CS-2019-9 dated October 16, 2019; and

That Council choose option “C” as outlined in this report and that staff bring a formal agreement forward to Council for this event in due course.

CARRIED.

Option C

Direct staff as to what services you want billed directly to the promoter and what services you would like to make in-kind at the Town of Midland’s expense.

It was then,

Moved by B. Prost
Seconded by J. Main

That further to the previous motion, Council directs administration to cap the Town’s commitment to the event to a maximum of \$10,000.

CARRIED.

- b) Parkside Music Festival
Email dated October 16, 2019 from Mr. D. Dickinson

That email dated October 16, 2019 from Mr. D. Dickinson regarding the proposed “Parkside Music Festival” be received as information.

- 3) CAO-2019-08 Economic Development Grant – County of Simcoe

Council reviewed Report CAO-2019-08 dated October 16, 2019 from J. Skorobohacz, Chief Administrative Officer, following which it was then,

Moved by S. Strathearn
Seconded by C. Oschefski

That Council receives Report CAO-2019-08, dated October 16, 2019, from the Chief Administrative Officer, being a report on the prospect of a \$50,000 Economic Development Grant from the County of Simcoe, and

That Council endorses an application for economic development funding consistent with option #3 as generally outlined in the Staff Report CAO-2019-08.

CARRIED.

Option #3 – Investing in Canada Infrastructure Grant – supporting studies.

- 4) 2020 Calendar - Report HR-HS 2019-05 – 2020 Holiday Observances and Christmas Closure

Resolution (COW-2019-53)

Moved by B. Gordon

Seconded by J. Main

That Report HR-HS 2019-05 dated October 11, 2019 regarding 2020 Holiday Observances and Christmas Closure Schedule be received; and

That, as recommended by the Human Resources Committee, the Town of Midland Municipal offices be closed end of business day on December 23, 2020 through January 1st, 2021, and re-open for regular business hours on Monday, January 4, 2021.

CARRIED.

16. Notice of Motion

There were none presented.

17. General Announcements

Individual Members advised of various items, events and activities in the Municipality for information purposes.

18. Motion to close Committee of the Whole and resume to formal Council session

Moved by J. Downer

Seconded by C. Cunningham

That the Committee of the Whole rise and report.

CARRIED.

FORMAL SESSION

19. Motion to adopt actions of Committee of the Whole

Moved by C. Oschefski

Seconded by B. Prost

That the recommendations of the Committee of the Whole for the meeting of October 16, 2019, be adopted as Resolutions of Council.

CARRIED.

20. Motions for which Notice was given

1) **Moved by B. Gordon**

Seconded by C. Cunningham

That the Midland Police Services Board be invited to attend our next Council meeting to address the community safety

concerns and their plans to address them in both the short term and long term.

CARRIED.

- 2) **Moved by B. Gordon**
Seconded by C. Cunningham
That the Midland Police Services Board provide reports showing that we are receiving the four FTE police officers in Midland 24/7 as per the published staffing intention presented by the OPP in their Proposal for Municipal Police in Midland.

DEFEATED.

- 3) **Moved by B. Prost**
Seconded by C. Oschefski
That, further to the letter from Mr. Drummond Peet, dated September 6, 2019, Staff be directed to explore expanding partnerships regarding seasonal lighting activities with HHP, BIA, SG Chamber of Commerce and/or Heart of Georgian Bay and community service groups; and

That Staff explore the operational and financial feasibility of a seasonal passive lighting installation for Little Lake Park or other Municipal properties.

CARRIED.

21. By-laws

1. By-laws 2019-72, 2019-75 and 2019-76

Moved by B. Prost
Seconded by C. Oschefski
That the following By-laws:

By-law 2019-72 Amend Zoning By-law 2004-90, as amended respecting 219 Queen Street.

By-law 2019-75 Appoint a Deputy Chief Building Official and a Building Inspector and Repeal By-laws 2008-33 and 99-51.

By-law 2019-76 Agreement with South Georgian Bay Farmers' Markets for 2019/2020.

be passed and enacted.

CARRIED.

22. Confirmatory By-law

Moved by J. Main
Seconded by B. Prost

That By-law 2019-77 being a by-law to adopt the proceedings of the Council meeting held October 16, 2019, be passed and enacted.

CARRIED.

23. Adjournment

Moved by B. Prost
Seconded by C. Oschefski

That this Regular Meeting of Council with Closed Session adjourn at 10:10 p.m.

CARRIED.

Stewart Strathearn, Mayor

Karen Desroches, Clerk

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