



# The Corporation of The Town Of Midland

575 Dominion Avenue  
Midland, ON L4R 1R2  
Phone: 705-526-4275  
Fax: 705-526-9971  
info@midland.ca

## **Minutes of the Regular Meeting of Council with Closed Session held on Monday, July 23, 2018 at 6:30 p.m. in the Municipal Office Council Chambers.**

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

**Also Present:** Chief Administrative Officer, J. Skorobohacz  
Director of Corporate Services/Town Solicitor, A. Sidhu  
Director of Planning and Building Services/W. Crown  
Clerk, K. Desroches

\*arrived upon commencement of consideration of Item 3. a) i) a).

### **1. CALL TO ORDER**

Mayor G. 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 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 2d)**

**Litigation or Potential Litigation**

**Subject Matter**

- **Tribunal Decision re. Potential for Appeal**

**Subsection 2b)**

**Personal matters about an identifiable individual**

**Subject Matter**

- **Committee Appointment – Midland Active Transportation Advisory Committee**

**CARRIED.**

i) Closed Session Item

a) PL-2018-61 Tribunal Decision re. Potential for Appeal

Council reviewed a Confidential Staff Report dated July 23, 2018, from the Director of Planning and Building Services.

The Director provided clarification and responded to questions raised by members of Council.

Discussion ensued, following which it was then,

**Moved by J. Main**

**Seconded by M. Ross**

**That this Closed Meeting of Council recess at 6:56 pm and reconvene at the end of the regularly scheduled open Council Meeting to conclude discussion.**

**CARRIED.**

**4. OPEN SESSION – 7:00 P.M.**

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

**Also Present:** Chief Administrative Officer, J. Skorobohacz  
Director of Corporate Services/Solicitor, A. Sidhu  
Director of Engineering, A. Campbell  
P. Ryan, Fire Chief  
Laura Yourkin, Director of Human Resources/Health and Safety  
Director of Planning and Building Services, W. Crown  
Clerk, K. Desroches  
Communications and Marketing Coordinator, R. Fee

**5. MOMENT OF SILENT REFLECTION**

**6. DECLARATIONS OF PECUNIARY INTEREST**

No declarations were made.

**7. CONSENT AGENDA**

**Moved by J. Main  
Seconded by C. Oschefski**

**That Council adopt the recommendations as set out on the Consent Agenda for the Regular Meeting of Council with Closed Session held July 23, 2018.**

**CARRIED.**

**8. DEPUTATIONS**

a) North Simcoe Broadband Gap Analysis Project Report

Mr. C. McLaughlin, General Manager, North Simcoe Community Futures Development Corporation and Mr. R. McPhee of McPhee and Associates, provided a PowerPoint presentation highlighting the status of the current internet service available to residents, businesses and public organizations in the North Simcoe region; and provided an overview of project findings.

Mr. McPhee and Mr. McLaughlin responded to questions. It was then,

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

**That staff be directed to make arrangements for an educational session to be held with the North Simcoe Futures Development Corporation in the fall of 2018 for the purposes of sharing the Broadband Gap Analysis Project.**

**CARRIED.**

b) 2018 Ontario's Best Butter Tart Festival Update

Ms. K. Mealing, Cultural Development Coordinator, provided a PowerPoint presentation highlighting the results of this year's Buttertart Festival and preparations underway for the 2019 event.

**9. CORRESPONDENCE**

a) Annual Cross-Country Running Meet

Council reviewed a letter received June 29, 2018, from Mr. R. Dalziel, Meet Coordinator, North Simcoe Cross-Country Running Meeting,

following which it was then,

**Moved by C. Oschefski**

**Seconded by J. Main**

**That, further to letter dated June 29, 2018, from Mr. R. Dalziel, Meet Coordinator, permission be granted, in principle, to the North Simcoe Cross-Country Running Meet to conduct their annual cross country run on October 18, 2018, in Little Lake Park; and that Little Lake Park Road be closed to local traffic from 7:30 am to 4:30 pm; and that the washrooms beside the Little Lake Galley Restaurant remain open; subject to approval of the related Special Events Application.**

**CARRIED.**

b) Cultural Movie Night

Council reviewed a letter dated May 25, 2018, from K. Dymont, CSC Chigamik Community Health Centre, following which it was then,

**Moved by C. Oschefski**

**Seconded by J. Main**

**That, further to letter dated May 25, 2018, from K. Dymont, CSC Chigamik Community Health Centre, permission to use the paved space at King and Bay Street, as well as access to the use of equipment needed to offer a Cultural Movie Night series free of charge to the community on July 24, August 21 and September 25, 2018, be granted, subject to approval of the related Special Events Application.**

**CARRIED.**

## 10. REPORTS

a) Planning and Development Committee Report 2018-7

Meeting held July 4, 2018.

- i) Site Plan Application SPA-03-18 Bourgeois Leasing Ltd.  
760 Prospect Boulevard (1001 B Road)  
(Reference Item 3A of the above Report)

**Moved by J. Contin**

**Seconded by G. Canning**

**That Site Plan Application SPA-03-18 be hereby approved as set out in Staff Report PL-2018-53 dated June 18, 2018.**

**That the required drawings and/or reports be submitted**

and approved by the appropriate Municipal Staff in accordance with approved Site Plan Application SPA-03-18 and in accordance with the revisions as set out in Staff Report PL-2018-53 dated June 18, 2018.

That the Site Plan Agreement for Site Plan Application SPA-03-18, be brought forward to Council for approval and that a By-law to authorize the Mayor and Clerk to execute the said Site Plan Agreement be presented at a future meeting, subject to securing Ministry of Transportation approval.

**CARRIED.**

- ii) Site Plan Application SPA-04-18  
BANAC – 562 King Street  
(Reference Item 3B of the above Report)

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

That Site Plan Application SPA-04-18 in respect of the Barrie Area Native Advisory Circle building addition at 562 King Street be hereby approved as set out in Staff Report PL-2018-52 dated June 19, 2018.

That all required drawings and/or reports shall be submitted and approved by the appropriate Staff in accordance with approved Site Plan Application SPA-04-18 in accordance with the revisions requested by Staff as set out in Staff Report PL-2018-52 dated June 19, 2018.

That the Site Plan Agreement for Site Plan Application SPA-04-18, be brought forward to Council for approval and that a By-law to authorize the Mayor and Clerk to execute the said Agreement be presented at a future meeting.

**CARRIED.**

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

That Report 2018-7 of the Planning and Development Committee of Council Meeting held July 4, 2018, be adopted as printed and circulated.

**CARRIED.**

b) PL-2018-59 OPR Pause Phase 2 – Growth Plan 2017 Conformity Review

Council reviewed a report dated July 10, 2018, from W. Crown, Director of Planning and Building Services, following which it was then,

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

**That Staff Report PL-2018-59 dated July 10, 2018, regarding the Official Plan Review Pause Phase 2 - Growth Plan 2017 Conformity Review Public Consultation be received for information.**

**CARRIED.**

c) PL-2018-60 Delegation to Staff of Certain Planning and Development Approvals

Council reviewed a report dated July 23, 2018, from W. Crown, Director of Planning and Building Services, following which it was then,  
(By-law 2018-56)

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

**That Staff Report PL-2018-60 dated July 23, 2018 regarding the delegation to Staff of certain Planning and Development approvals be received; and**

**That Council pass a delegation By-law in accordance with Staff Report PL-2018-60 dated July 11, 2018.**

**CARRIED.**

d) ENG-2018-16 Downtown Subsurface Investigation

Council reviewed a report dated July 23, 2018, from A. Campbell, Director Engineering, Water & Wastewater, following which it was then,

**Moved by G. MacDonald  
Seconded by P. File**

**THAT Council receive Report ENG-2018-16 dated July 23, 2018, Downtown Subsurface Investigation; and**

**THAT Council direct staff to add the project to the 2018 Capital Budget and proceed with further environmental monitoring; and**

**THAT Council approve single sourcing of Stantec Consulting**

**Ltd. for \$79,400 excluding taxes as per Stantec's proposal dated July 17, 2018.**

**CARRIED.**

- e) FS-2018-005 Memorandum of Understanding with the Simcoe County Hazardous Materials Response Team

Council reviewed a report dated July 3, 2018, from P. Ryan, Director of Fire Service / Fire Chief, following which it was then,

**Moved by S. Strathearn**

**Seconded by C. Oschefski**

**THAT Council receive report FS-2018-005 dated July 3, 2018, being an update to the Memorandum of Understanding with the Simcoe County Hazardous Materials Response Team; and**

**THAT the Town Clerk be directed to present the necessary by-law for Councils approval at the next appropriate Council meeting.**

**CARRIED.**

- f) FS-2018-006 New Regulations to the Fire Protection and Prevention Act

Council reviewed a report dated July 3, 2019, from P. Ryan, Director of Fire Service/Fire Chief, following which it was then,

**Moved by S. Strathearn**

**Seconded by C. Oschefski**

**That Council receive for information Report FS-2018-006 dated July 3, 2018, being the New Regulations to the Fire Protection and Prevention Act.**

**CARRIED.**

- g) HR-HS 2018-07 2019 Holiday Observance / Christmas Closure

Council reviewed a report dated July 23, 2018, from L. Yourkin, Director of Human Resources/Health & Safety, following which it was then,

**Moved by G. Canning**

**Seconded by J. Contin**

**That Report HR-HS 2018-07 dated July 23, 2018 regarding 2019 Holiday Observances and Christmas Closure Schedule be received; and**

**That Council confirm the recommendation of its Human Resources Committee, being the closure of the Town of**

**Midland Municipal offices on December 23, 2019 through January 1, 2020, and re-open for regular business hours on Thursday, January 2, 2020.**

**CARRIED.**

h) HR-HS 2018-08 Employee Recognition Policy

Council reviewed a report dated July 23, 2018, from L. Yourkin, Director of Human Resources / Health & Safety, following which it was then,

**Moved by G. Canning**

**Seconded by J. Contin**

**That Report HR-HS 2018-08 dated July 23, 2018 regarding the Town's Employee Recognition Policy be received; and**

**That Council confirms the recommendations of the Human Resources Committee that the Draft Employee Recognition Policy be adopted; and**

**That a Service Level Increase of \$10,000 for Employee Recognition be included as part of the annual Human Resources/Health and Safety Operating Budget for consideration by Council in 2019; and**

**That subject to the exigencies of the Town's service requirements, a two hour closure of Town services be authorized on September 12, 2018 for an Employee Appreciation Event from 11:30 am through 1:30 pm; and**

**That the 2018 Employee Appreciation Event budget of \$9,000 be funded from the 2018 CAO Organizational Transformation Budget.**

**CARRIED.**

i) TR-2018-19 Revised Tax Due Dates for the Commercial, Industrial & Multi-Residential Classes of Assessment

Council reviewed a report dated July 23, 2018, from S. Turnbull, Director of Finance/Treasurer, following which it was then, (By-law 2018-57)

**Moved by G. Canning**

**Seconded by J. Contin**

**That Council receives Report TR-2018-19 dated July 23, 2018, revising the Tax Due Dates for the Commercial, Industrial & Multi-Residential Classes of Assessment; and**



**THAT Section 5 of By-law 2018-39 be revised to read as follows:**

**The balance of taxes, being the final tax bill, shall become due and payable in two installments:**

**5.1 For the Residential class of assessment on July 31, 2018 and September 28, 2018; and**

**5.2 For the Commercial, Industrial & Multi-Residential classes of assessment on September 28, 2018 and November 15, 2018.**

**CARRIED.**

j) CL-2018-27 Governance Review – Phase 2 - Procedural By-law

Council reviewed a report dated July 16, 2018, from K. Desroches, Clerk, following which it was then,

**Moved by G. Canning**

**Seconded by J. Contin**

**That Report CL-2018-27 dated July 16, 2018, Governance Review – Phase 2 – Procedural By-law be received, and**

**And that staff be directed to present the draft by-law for consideration and adoption at the August Council meeting.**

**CARRIED.**

k) CL-2018-28 Lease Term Extension Agreement – Midland and District Lawn Bowling Club

Council reviewed a report dated July 20, 2018, from K. Desroches, Clerk, following which it was then,

**Moved by G. Canning**

**Seconded by J. Contin**

**That Council receive Report CL-2018-28 dated July 20, 2018, Lease Term Extension Agreement – Midland and District Lawn Bowling Club; and**

**That Council approves the Lease Term Extension Agreement between The Corporation of the Town of Midland ("Lessor") and the Midland and District Lawn Bowling Club ("Lessee") to December 31, 2024, with a By-law confirming the specific terms of the Lease to be brought forward to Council for adoption at a later date.**

**CARRIED.**

**11. CONSENT BY-LAW**

**Moved by C. Oschefski**

**Seconded by J. Main**

**That leave be granted to introduce the following By-laws:**

By-law 2018-56 Delegation of certain Powers and Duties.

By-law 2018-57 Amend By-law 2018-39 being a by-law to adopt the estimate of all sums required for the year and to set the rates of taxation for the year 2018.

**CARRIED.**

It was then,

**Moved by C. Oschefski**

**Seconded by J. Main**

**That By-laws 2018-56 and 2018-57 be read a first, second and third time and finally passed.**

**CARRIED.**

**12. GENERAL BUSINESS**

1) Notice of Motion

None were presented.

2) Other Business Introduced by Members of Council or Staff

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

**13. CONFIRMATORY BY-LAW**

1) By-law 2018-59

**Moved by C. Oschefski**

**Seconded by J. Main**

**That leave be granted to introduce By-law 2018-59, being a by-law to adopt the proceedings of the Council Meeting held on July 23, 2018, and to authorize its execution.**

**CARRIED.**

It was then,

Moved by C. Oschefski  
Seconded by J. Main  
That By-law 2018-59 be read a first, second and third  
time and finally passed.  
CARRIED.

14. **ADJOURNMENT**

Moved by C. Oschefski  
Seconded by J. Main  
That this Regular Meeting of Council adjourn at 9:42 p.m.  
CARRIED.

Council took a short recess prior to reconvening into closed session at 9:50 p.m.

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

**Also Present:** Chief Administrative Officer, J. Skorobohacz  
Director of Corporate Services/Town Solicitor, A. Sidhu  
Director of Planning and Building Services/W. Crown  
Clerk, K. Desroches

Joined the meeting during discussion on Item i)a).

i) Closed Session Item

a) PL-2018-61 Tribunal Decision re. Potential for Appeal

Council concluded its discussions respecting the matter.

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

b) CL-2018-29 Council Committee Appointment – Midland Active Transportation Advisory Committee

Confidential Staff Report dated July 19, 2018, from K. Desroches, Clerk, together with an application for Council's consideration.

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

ii) Motion to rise to open session

**Moved by M. Ross**  
**Seconded by G. Canning**

**That this Closed Meeting of Council be adjourned at 10:06 p.m. and that Council now rise and report to open session.**

**CARRIED.**

ii) Motions arising from closed session discussions

ii) Closed Session Item

a) PL-2018-61 Tribunal Decision re. Potential for Appeal

**Moved by M. Ross**  
**Seconded by G. Canning**

**That, further to Confidential Staff Report PL-2018-16, dated July 23, 2018, Council direct Administration to appeal the July 12, 2018, Committee of Adjustment Decision to approve the Minor Variance Application for 415 Midland Point Road (A.14/2018) to the Local Planning Appeals Tribunal, and that the Town Solicitor, Director of Planning and Building Services, and any other appropriate Staff attend the hearing in support of the appeal. The Town Solicitor, following the hearing of the appeal of A.2/2018, will report to Council on the hearing results and seek further instructions respecting the appeal of A.14/2018.**

**CARRIED.**

b) CL-2018-29 Council Committee Appointment – Midland Active Transportation Advisory Committee

**Moved by M. Ross**  
**Seconded by J. Contin**

**That, further to Confidential Report CL-2018-29 dated July 19, 2018, Council appoint Alan Light to the Midland Active Transportation Advisory Committee for a term to expire November 30, 2018.**

**CARRIED.**

**Moved by G. Canning**

**Seconded by M. Ross**

**That this Meeting of Council adjourn at 10:09 p.m.  
CARRIED.**

---

Karen Desroches, Clerk

.....