



**THE CORPORATION OF THE
TOWN OF MIDLAND**

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**Minutes of the Regular Meeting of Council with Closed Session held on Monday,
January 23, 2017 at 6:30 p.m. in the Municipal Office Council Chambers.**

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

Also Present: Chief Administrative Officer, J. Skorobohacz
Acting Clerk, K. Desroches
Director of Finance/Treasurer, S. Turnbull
Acting Deputy Clerk, L. Lee

1. CALL TO ORDER

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

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

Mayor McKay asked Council if they had any concerns with moving into a closed session based on the purpose of the meeting.

There were no concerns brought forward.

2. DECLARATIONS OF PECUNIARY INTEREST

Councillor G. Canning declared a pecuniary interest with respect to Closed Session Item i) a) CL-2017-2 Committee/Board Appointments – Buttertart Festival Committee appointments as his business participates in the Buttertart Festival.

3. CLOSED SESSION

a) Motion to move into closed session

Moved by G. MacDonald

Seconded by J. Contin

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 (b)**
Personal matters about an identifiable individual

Subject matter
- Committee/Board Appointments

- **Subsection 2c)**
Proposed or Pending Disposition of Land

Subject matter
- Potential Sale of Land

CARRIED.

i) Closed Session Items

a) CL-2017-2 Committee/Board Appointments

Having previously declared a pecuniary interest, Councillor Canning excused himself from the meeting and left the Council Chambers during discussion on an appointment to the Buttersart Festival Steering Committee.

Council received Confidential Report CL-2017-2 dated January 19, 2017, from K. Desroches, Acting Clerk respecting:

- Membership on the Buttersart Festival steering Committee
- Filling the vacancy on the Midland Active Transportation Advisory Committee
- Correspondence from the Midland Power Utility Commission (MPUC) respecting the expiration of John Dion's term.

Council provided direction to staff with respect to membership on the Buttersart Festival.

Councillor Canning returned to his seat.

Following discussion, Council provided direction to staff to prepare the appropriate motion with respect to appointment to the Midland Active Transportation Committee for consideration upon conclusion of the closed meeting session.

Following discussion, Council provided direction to staff to prepare the appropriate motion with respect to appointment to Midland Public Utility Commission (MPUC) for consideration upon conclusion of the closed meeting session.

b) Potential Sale of Land – 344 Gloucester

Council received a verbal report from K. Desroches, Acting Clerk K. Desroches, Acting Clerk regarding the above.

A verbal motion, moved by S. Strathearn and seconded by C. Oschefski to recess the Closed Session, was carried.

Meeting recessed – 6:55 p.m.

4. OPEN SESSION – 7:00 P.M.

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

Also Present: Chief Administrative Officer, J. Skorobohacz
Acting Clerk, K. Desroches
Director of Finance/Treasurer, S. Turnbull
Scott Cooper, Marketing & Communications Coordinator
Acting Deputy Clerk, L. Lee

5. MOMENT OF SILENT REFLECTION

6. DECLARATIONS OF PECUNIARY INTEREST

Deputy Mayor Ross declared a pecuniary interest with respect to Administration Item d) CAO-2017-2 - Real Estate Property Sale - 526 Bay Street, due to his profession and left the meeting.

i) Motions arising from closed session discussions

a) CL-2017-2 Committee/Board Appointments

Moved by G. MacDonald

Seconded by J. Main

That, further to Report CL-2017-2 dated January 19, 2017, and related discussions that occurred at the Closed Meeting session held January 23, 2017, Council herein confirms the appointment of Saima Khan to the Midland Active Transportation Advisory Committee for a term to expire on November 30, 2018.

CARRIED.

It was then,

Moved by J. Main
Seconded by C. Oschefski

That, further to Report CL-2017-2 dated January 19, 2017, and related discussions that occurred at the Closed Meeting session held January 23, 2017, Council herein confirms the reappointment of John Dion as a Director of the Midland Power Utility Corporation Board for a term to expire on April 30, 2020 or until such time as Council deems appropriate.

CARRIED.

7. CONSENT AGENDA

Moved by C. Oschefski
Seconded by J. Main

That Council adopt the recommendations as set out on the Consent Agenda for the Regular Meeting of Council held January 23, 2017.

CARRIED.

8. DEPUTATIONS

- a) Update on 10-Year Affordable Housing and Homelessness Prevention Strategy

Mr. Gerry Marshall, Warden, County of Simcoe, Arfona Zwiers, Director, Social Housing and John Connell, Acting Implementation Manager presented a PowerPoint and spoke to Council regarding the 10-year Affordable Housing and Homelessness Prevention Strategy. An information package was distributed.

- b) Silver Goose Cyclocross Provincial Championship and international Event 2017

Mr. J. Hauser, Event Chief, presented a PowerPoint and spoke to Council requesting permission to hold the fourth annual Cyclocross event at Little Lake Park on October 21 and 22, 2017.

Council also reviewed a letter from the Silver Goose Committee received on desk.

It was then,

Moved by S. Strathearn

Seconded by Oschefski

That the PowerPoint presentation and correspondence received January 23, 2017, from the Silver Goose Cyclocross Race Committee requesting permission to hold the fourth annual Cyclocross event at Little Lake Park on October 21 to 22, 2017, be referred to staff for consideration and report back to Committee.

CARRIED.

c) Active Transportation Committee – update

Councillor Main, Chair, Active Transportation Advisory Committee presented a PowerPoint and provided an update on the Committee's current work plan and budget requests.

Moved by S. Strathearn

Seconded by C. Oschefski

That the budget requests set out in the Active Transportation PowerPoint presentation of January 23, 2017, be referred to the 2017 budget considerations.

CARRIED.

d) OPA#9 – Second Units

Mr. Allan Arlett, President of the Tiffin Homeowners' Association, and member, George Dixon, spoke to Council respecting Official Plan Amendment No.9 – Second Units requesting Council to defer further action on this file as it is before County Council.

10e) **REPORTS**

OPA No. 9 – Update Re Discussions with the County

Council reviewed a memorandum dated January 19, 2017, from K. Desroches, Acting Clerk, providing an update with respect to the above.

Moved by S. Strathearn

Seconded by G. Canning

That the Transmittal Memorandum from the Acting Clerk dated January 19, 2017 providing the Confidential Memorandum dated January 17, 2017 from L. Longo Solicitor, Aird and Berlis, regarding OPA No. 9 be received for information;

And further that Council directs staff to request the County of Simcoe modify OPA No. 9 by replacing the reference to “building age” with the criterion of “size limitations on second units.”

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	
Cody Oschefski		X
Jonathan Main		X
Mayor Gordon McKay		X

CARRIED.

9. PETITION

- a) Request that a by-law be created re deterring wildlife and maintain property stewardship - Petition signed by 131 Midland residents.

Moved by S. Strathearn
Seconded by G. MacDonald

That, the petition received January 3, 2017, requesting Council to adopt a by-law to deter wildlife and maintain property stewardship, be referred to staff for consideration and recommendation to General Committee.

CARRIED.

10. ACCOUNTS

- a) General Accounts

Moved by G. Canning
Seconded by J. Contin

That the accounts for the month of December 2016, totalling \$5,721,267.86 be approved and confirmed as paid.

CARRIED.

11. CORRESPONDENCE

a) Request for Financial Contribution – Vimy Ridge School Trip

Council received as information a letter dated December 20, 2016, from Ms. T. St. Amant, Georgian Bay District Secondary School, requesting a financial contribution towards their school trip to Vimy Ridge.

b) Canada 150 Community Leaders Network

Council reviewed an email dated January 10, 2017, from FCM Communique, extending an invitation to all municipalities to designate one or more individuals to represent them on the Canada 150 Community Leaders Network.

The correspondence was referred to Youth Committee for possible nominees.

c) Request for Additional Barrier Free Spaces

Council reviewed a letter dated December 14, 2016, from Dr. D. Thomson, Better Life Chiropractic, following which it was then,

Moved by S. Strathearn

Seconded by C. Oschefski

That, the correspondence, dated December 14, 2016 from Dr. D. Thomson of Better Life Chiropractic requesting more barrier frees spaces in adjacent Parking Lot 2, be referred to the Operations Department for consideration and report back to General Committee.

CARRIED

d) Little Lake Park Walking Trail

Council received as information an email dated January 7, 2017, from Dr. S. Karson, requesting that the walking trail in Little Lake Park be cleared of snow in order to allow year round use of the park.

12. REPORTS

a) General Committee Report 2017-1 of its meeting held January 9, 2017

- 1) Ranked Ballots Process
(Reference Section A, Item #2)

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

That, further to report CL-2016-55 dated December 23, 2016, Council confirm its support of the existing first-past-the-post election model for the 2018 municipal election.

CARRIED

- 2) CL-2017-1 Entrance Sign Lease
(Reference Section A, Item #3)

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

That, further to Report CL-2017-1 dated January 9, 2017, staff be directed to bring forward to the January Council Meeting the appropriate by-law providing for the entering into of an Entrance Sign Lease with the North American (Midland) Corporation.

CARRIED

- 3) Whispering Pines Area – Soapbox Races
(Reference Section A, Item #4)

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

That, further to the letter dated December 19, 2016, from Mr. A. Seaborn, 4th Midland Scouting, Group Committee, permission be granted, in principle, to 4th Midland Scouting, to close Hugel Avenue, between Sixth Street and Third Street, on Saturday, May 6, 2017, from 8:00 a.m. to 2:00 p.m., to conduct their annual Soap Box Derby, subject to approval of the related Special Events application.

CARRIED.

- 4) Car Show Event
(Reference Section A, Item #5)

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

That, further to letter dated December 14, 2016, from Mr. D. Moore, Do More Shows, permission be granted, in principle, to Do More Shows to conduct a Car show event at Little Lake Park on July 15, 2017, subject to approval of the related Special Events application.

CARRIED.

- 5) Annual Big Bike Event
(Reference Section A, Item #6)

Moved by
Seconded by

That, further to letter dated December 15, 2016, from Mr. C. Watkins, Area Coordinator, Barrie Office, permission be granted, in principle, to the Heart and Stroke Foundation to conduct their annual BIG BIKE event, in Midland on Tuesday, June 6, 2017, from 10:00 am until approximately 8:00 pm, subject to approval of the related Special Events Application.

CARRIED.

Moved by M. Ross
Seconded by P. File

That General Committee Report 2017-1 of its meeting held January 9, 2017, be adopted as printed and circulated.

CARRIED.

- b) The Ontario Trillium Foundation Grant Contract

Karen Desroches, Acting Clerk, advised that confirmation had been received from the Trillium Foundation of the award of a \$50,000.00 grant for the installation of automatic doors and four automatic door openers at the North Simcoe Sports and Recreation Centre. A by-law will be presented later in the meeting.

- c) Planning and Development Committee Report 2017-1
Meeting held January 11, 2017.

- i) **Draft Plan of Subdivision MD-T-01-16**
Zoning By-law Amendment ZBA-02-16
283 Barnett Avenue

Moved by J. Contin
Seconded by P. File

That Draft Plan of Subdivision Application No. MD-T-01-16 and Zoning By-law Amendment Application No. ZBA-02-16 respecting lands at 283 Barnett Avenue be approved.

That the Draft Plan Conditions for Subdivision Application No. MD-T-01-16 (Barroso) be approved, as outlined in Attachment 9 to Staff Report PL-2017-01 dated December 16, 2016 and as amended by Committee with the inclusion of the following Condition:

That prior to final approval, the Owner agrees to submit a Solicitor's Undertaking committing to the merger of Block 15 with the property municipally known as 260 Lindsay Street within 180 days following the registration of the Plan of Subdivision. The Undertaking will also commit the owner to undertake the necessary planning approvals and complete the legal documents, within one (1) year following the registration of the Plan of Subdivision, to divide and merge Block 15 with Lots 10 and 11 if a merger with Block 15 with the property municipally known as 260 Lindsay Street is not completed.

That the implementing Zoning By-law be passed to rezone the property from Residential – R3 to Residential Exception – R3-9, R3-10, R3-11, R3-12 AND R3-13.

CARRIED.

Moved by J. Contin

Seconded by P. File

That Report 2017-1 of the Planning and Development Committee of Council Meeting held January 11, 2017, be adopted as printed and circulated.

CARRIED.

d) CAO-2017-2 Real Estate Property Sale

Deputy Mayor Ross, having previously declared a pecuniary interest, vacated his seat and sat in the gallery.

Moved by Canning

Seconded by Contin

That, as recommended in Report CAO-2017-2 dated January 3, 2017, Council declares 526 Bay Street (Municipal Parking Lot 7 – being PT Lots 1 to 4 of Registered Plan 306) surplus, pursuant to by-law 2008-78, and

THAT the requirement to offer the property through a public sale process be hereby waived for the purpose of facilitating a future economic development opportunity, and

THAT the Chief Administrative Officer be directed to present the details of the proposed offer to purchase and agreement of sale through a formal report to Council.

A recorded vote was requested.

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

CARRIED.

Deputy Mayor Ross returned to his seat.

f) Resignation from the Huronia Airport

K. Desroches, Acting Clerk, advised she had received an email advising that Mr. Terry Gibbons was resigning from the Huronia Airport Commission, following which it was then,

Moved by J. Contin

Seconded by G. Canning

That Mr. Terry Gibbon's resignation from the Huronia Airport Commission be accepted with thanks and appreciation for his contributions.

CARRIED.

g) TR-2017-1 Court Security Agreement 2017 & 2018

S. Turnbull, Director of Finance/Treasurer Report spoke to her report, dated January 3, 2017, recommending that Council consider By-law 2017-1, being a by-law to authorize the entering into of an Agreement with Her Majesty the Queen in Right of Ontario as represented by the Minister of Community Safety and Correctional Services for Court Security the period January 1, 2017 to December 31, 2018. (See By-law 2017-1)

h) TR-2017-2 Library MOU Agreement

S. Turnbull, Director of Finance/Treasurer, spoke to her report dated January 18, 2017, recommending that Council adopt Bylaw 2017-6, being a by-law to direct the Mayor and the Clerk to execute a Memorandum of Understanding including amended schedules B and E with the Midland Library Board regarding the services provided by the Town of Midland to the Midland Library. (See By-law 2017-6)

13. **CONSENT BY-LAW**

Moved by C. Oschefski

Seconded by J. Main

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

By-law 2017-1 Funding Agreement under the Court Security and Prisoner Transportation (CSPT) Program.

By-law 2017-2 Amend the Zoning By-law 2004-90, as amended respecting 283 Barnett Avenue.

By-law 2017-3 Collective Agreement with the Ontario Public Service Employees Union Local 328 - January 1, 2016 to December 31, 2018.

By-law 2017-4 Entrance Sign Lease with North American (Midland) Corporation.

By-law 2017-5 Appointment of Kellea Dallaire as Deputy Treasurer and to repeal By-law 2011-70.

By-law 2017-6 Memorandum of Understanding with the Midland Public Library.

By-law 2017-7 Appointment of Karen Desroches as Acting Clerk.

By-law 2017-8 Appointment of Laura S. Lee as Acting Deputy Clerk.

By-law 2017-9 Grant Contract with Ontario Trillium Foundation to provide for the acceptance of a \$50,000 grant for the installation of automatic doors and four automatic door openers at the North Simcoe Sports and Recreation Centre.

CARRIED.

It was then,

Moved by Oschefski

Seconded by J. Main

That By-laws 2017-1, 2017-2, 2017-3, 2017-4, 2017-5, 2017-6, 2017-7, 2017-8 and 2017-9, be read a first, second and third time and finally passed.

CARRIED.

14. CONFIRMATORY BY-LAW

1) By-law 2017-10

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

That leave be granted to introduce By-law 2017-10, being a by-law to adopt the proceedings of the Council Meeting held on January 23, 2017, and to authorize its execution.

CARRIED

It was then,

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

That By-law 2017-10 be read a first, second and third time and finally passed.

CARRIED

Meeting recessed: 10:30 p.m.

Convened into closed session at 10:34 p.m.

b) Potential Sale of Land – 344 Gloucester

Council continued its discussions regarding the potential sale of land described as 344 Gloucester Street.

Council provided direction to staff to prepare the appropriate motion for consideration during the open session.

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

That this Closed Meeting of Council be adjourned at 10:42 p.m. and that Council now rise and report to open session.

CARRIED

15. OPEN SESSION – 10:43 P.M.

ii) Motions arising from closed session discussions

**Moved by P. File
Seconded by M. Ross**

That, further to the verbal report provided by the Acting Clerk at the Special Meeting of Council-Closed Session held January 23, 2017, Council herein confirms its direction to the CAO to execute the Agreement of Purchase and Sale respecting the sale of 344 Gloucester Street and to bring forward the appropriate by-law to the February Council Meeting formally approving the disposition.

CARRIED.

16. **ADJOURNMENT**

Moved by C. Ochefski

Seconded by J. Main

That this Regular Meeting of Council adjourn at 10:45 p.m.

CARRIED.

Karen Desroches, Acting Clerk