



**THE CORPORATION OF THE
TOWN OF MIDLAND**

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

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

Regrets: Deputy Mayor M. Ross
Councillor J. Contin

Also Present: Chief Administrative Officer, J. Skorobohacz
Acting Clerk, K. Desroches
Director of Finance/Treasurer, S. Turnbull
Director of Operations, S. Berriault
Director of Human/ Resources Health and Safety, G. Green
Acting Deputy Clerk, L. S. Lee

Mayor McKay introduced Chuck Fiddy, the new Manager, Water and Wastewater Services.

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. Councillor File requested information on the verbal report regarding Finance Department staffing. The CAO responded.

2. DECLARATIONS OF PECUNIARY INTEREST

No declarations were made.

3. CLOSED SESSION

a) Motion to move into closed session

**Moved by J. Main
Seconded by G. MacDonald
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**
- **Finance Department Staffing**

CARRIED.

i) Closed Session Items

a) Appointment to the Huronia Airport Commission

Council reviewed Confidential Report CL-2017-7 dated February 23, 2017, from K. Desroches, Acting Clerk, together with an application submitted for consideration for appointment to the Huronia Airport Commission.

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

b) Finance Department Staffing

The CAO and Director of Finance/Treasurer provided an update respecting the employment status of a named member of Town staff.

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 G. MacDonald

Seconded by J. Main

That this Closed Meeting of Council is adjourned at 6:55p.m. and that Council now rise and report to open session.

CARRIED.

4. OPEN SESSION – 7:00 P.M.

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

Regrets: Deputy Mayor Ross, Councillor J. Contin.

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

5. MOMENT OF SILENT REFLECTION

6. DECLARATIONS OF PECUNIARY INTEREST

No declarations were made.

i) Motions arising from closed session discussions

a) Appointment to the Huronia Airport Commission

Moved by C. Oschefski

Seconded by J. Main

That, further to Report CL-2017-7 dated February 23, 2017, and related discussions that occurred at the Closed Meeting session held February 23, 2017, Council herein confirms the appointment of Robert Gow to the Huronia Airport Commission for a term to expire on November 30, 2018.

CARRIED.

b) Finance Department Staffing

Moved by C. Oschefski

Seconded by S. Strathearn

That, further to the verbal report provided by staff at the Closed Session of Council held on February 27, 2017, regarding employment staff status, Council herein confirms that staff proceed with the direction presented to Council.

CARRIED.

7. CONSENT AGENDA

Moved by C. Oschefski

Seconded by S. Strathearn

That Council adopt the recommendations as set out on the Consent Agenda for the Regular Meeting of Council held February 27, 2017.

CARRIED.

8. PRESENTATIONS

a) Heritage Awards

i) Merit Award

Mayor McKay awarded the Heritage Merit Award to Mr. R. Hunt of 310 Fifth Street in recognition of his efforts in preserving the heritage character of 310 Fifth Street. Mr. Hunt's daughter, Lindsay, accepted the award on behalf of her father.

ii) Appreciation Award

Mayor McKay awarded the Heritage Appreciation Award to Mary and Frank Graham in recognition of their constant and steady promotion of Midland's heritage through their extensive involvement in the Remembrance Day Ceremony and Services. Mr. Rene Hackstetter, nominator and member of the Heritage Committee, provided remarks on Frank and Mary Graham's contribution to the community. Mayor McKay presented the Appreciation Award to Mary Graham.

9. DEPUTATIONS

a) Georgian Bay Hospital Foundation Update

Ms. Lois Lipton, President and Chair of the Board of Directors of the Georgian Bay Hospital Foundation, spoke to Council to say thank you for the financial contributions of the Town of Midland over the past years. Ms. Lipton provided a PowerPoint presentation providing background on how the funds are utilized.

10. PUBLIC MEETINGS

d) Notice of Proposed Sale of 526 Bay Street

i) CAO-2017-3 Sale of Municipal Parking Lot 7

Council received Report CAO-2017-3, dated February 23, 2017, from J. Skorobohacz, CAO, recommending that Council consider

for approval the adoption of a by-law respecting the sale of Municipal Parking Lot 7.

- ii) Council received as information an email dated February 22, 2017, from Mr. L. De Santis
- iii) Council received as information a letter received February 23, 2017, from L. De Santis and D. Brabant

Mayor McKay called the meeting to order and advised that the public meeting is being held to receive input from the public on the proposed sale of lands legally described as Part of Lots 1 to 4, Lot A Part Lane, Plan 306, Plan 51R-5940, known municipally as 526 Bay Street. Mayor McKay advised that the Public Meeting is being held in accordance with Section 17 of the Town's Notice By-law, being By-law 2009-20.

Mayor McKay then asked the Acting Clerk to confirm notification of the meeting and to note any correspondence received regarding the proposed By-law.

The Acting Clerk advised that notice of the meeting was posted on the Town's website and notice boards and in the February 2, 2017 edition of the Town Page in accordance with the Town's Notice By-law, and two items of correspondence were received.

Mayor McKay called for anyone in the audience to make comments in opposition or in support of the proposed by-law.

Mr. L. De Santis, owner of 523 Bay Street, located across the street from the subject land, advised he is opposed to the sale for two reasons: how it affects his property negatively, and his belief that Council did not follow the land sale policy.

Mr. Dennis Brabant, 205 King Street, owner of Bayshore Lanes Bowling Centre for 33 years stated he has been at that location since 1951. He objected to the proposal on the basis of loss of parking.

Mr. Bill Meredis, owner of commercial properties at 837, 221, 223, 225, and 219 King Street stated he is opposed to the sale as the property should have been offered to the people that paid their dues in the community.

Mr. Gary Worters, Willowbrook Court, advised that he had just moved to Midland from Stouffville and asked some questions regarding the sale.

The CAO responded.

Mr. Scott Campbell, 292 King St., Midland, Chair of the BIA, stated that the downtown needs more free parking, better wayfinding signs and parking strategies.

Mr. DiSantis spoke again stating Council does not need another survey about parking.

Mr. Dustin Norlund, principal of Barnstormer Brewing and Distilling Company, Brewery, spoke to the concerns expressed by the public and outlined his proposal.

Mr. Meredis spoke again, advising he is opposed to the location, not the new business coming to Midland and asked how the opportunity to buy came about.

Mayor McKay responded.

Mr. DiSantis, spoke again in opposition to the sale.

There being no further comment, the public meeting regarding the proposed sale of lands legally described as Part of Lots 1 to 4, Lot A Part Lane, Plan 306, Plan 51R-5940, known municipally as 526 Bay Street was closed.

Meeting recessed – 9:10 p.m.

Meeting reassembled – 9:15 p.m.

a) Notice of Proposed Sale of 344 Gloucester Street

Mayor McKay called the meeting to order and advised that the public meeting is being held to receive input from the public on the proposed sale of lands legally described as Part of Lots 16, 17, 18 east side of Russell Street, designated as Part 5, Registered Plan 349, 51R-40073 known municipally as 344 Gloucester Street. Mayor McKay advised that the Public Meeting is being held in accordance with Section 17 of the Town's Notice By-law being By-law 2009-20.

Mayor McKay then asked the Acting Clerk to confirm notification of the meeting and to note any correspondence received regarding the proposed By-law.

The Acting Clerk advised that notice of the meeting was posted on the Town's website and notice boards and in the February 2, 2017 edition of the Town Page in accordance with the Town's Notice By-law. No written submissions were received.

Mayor McKay called for anyone in the audience to make comments in opposition or in support of the proposed by-law.

There being no comments, the public meeting regarding the proposed sale of a portion of lands legally described as Part of Lots 16, 17, 18 east

side of Russell Street, designated as Part 5, Registered Plan 349, 51R-40073 known municipally as 344 Gloucester Street was closed.

c) Notice of Proposed Sale of 787 Vindin Street

Mayor McKay called the meeting to order and advised that the public meeting is being held to receive input from the public on the proposed sale of lands legally described as Part 1 of Part of Lot 20, north side of Ontario Street, Registered Plan 582A, being Part 1, Plan 51R-40780, known municipally as 787 Vindin Street. Mayor McKay advised that the Public Meeting is being held in accordance with Section 17 of the Town's Notice By-law being By-law 2009-20.

Mayor McKay then asked the Acting Clerk to confirm notification of the meeting and to note any correspondence received regarding the proposed By-law.

The Acting Clerk advised that notice of the meeting was posted on the Town's website and notice boards and in the February 2, 2017 edition of the Town Page in accordance with the Town's Notice By-law. No written submissions were received.

Council received Report CL-2017-5, dated February 13, 2017, from K. Desroches, Acting Clerk, recommending that Council authorize the sale of 787 Vindin Street to Adam Baran and enact the supporting by-law.

Mayor McKay called for anyone in the audience to make comments in opposition or in support of the proposed by-law.

There being no comments, the public meeting regarding the proposed sale of lands legally described Part 1 of Part of Lot 20, north side of Ontario Street, Registered Plan 582A, being Part 1, Plan 51R-40780, known municipally as 787 Vindin Street, was closed.

b) Notice of Proposed By-law to Establish a Fee Schedule - NSSRC

Mayor McKay called the meeting to order and advised that the public meeting is being held to receive input from the public on the proposal to pass a new by-law to establish a composite fee schedule for services and activities provided by the North Simcoe Sports and Recreation Centre, Parks and Harbour facilities within the Town of Midland for 2017 and 2018 and to repeal By-law 2015-78. These fees will come into force and effect as of May 1, 2017. Mayor McKay advised that the Public Meeting is being held in accordance with Section 25 of the Town's Notice By-law being By-law 2009-20.

Mayor McKay then asked the Acting Clerk to confirm notification of the meeting and to note any correspondence received regarding the proposed By-law.

The Acting Clerk advised that notice of the meeting was posted on the Town's website and notice boards and in the February 2, 2017 edition of the Town Page in accordance with the Town's Notice By-law. No written submissions were received.

Mayor McKay called for anyone in the audience to make comments in opposition or in support of the proposed by-law.

There being no comments, the public meeting on the proposal to pass a new by-law to establish a composite fee schedule for services and activities provided by the North Simcoe Sports and Recreation Centre, Parks and Harbour facilities within the Town of Midland for 2017 and 2018 and to repeal By-law 2015-78, was closed.

Upon conclusion of the public meetings, Mayor McKay requested that Council consider By-law 2017-14. It was then,

Moved by J. Main
Seconded by C. Oschefski
That leave be granted to introduce By-law 2017-14 being a by-law to authorize the sale of municipally owned lands - 526 Bay Street.

CARRIED.

It was then,

Moved by C. Oschefski
Seconded by J. Main
That By-law 2017-14 be read a first, second and third time and finally passed.

A recorded vote was requested.

	AYE	NAY
Cody Oschefski	X	
George J. MacDonald	X	
Patricia File	X	
Glen Canning	X	
Stewart Strathearn	X	
Jonathan Main	X	
Mayor Gordon McKay	X	

CARRIED.

11. CORRESPONDENCE

a) King Street Rejuvenation Steering Committee – Resignation

Council reviewed an email dated January 31, 2017, from Mr. S. Maurice, advising of his resignation from the above-noted committee, following which it was then,

**Moved by C. Oschefski
Seconded by Strathearn**

That Mr. Steve Maurice's resignation from the King Street Rejuvenation Steering Committee be accepted with thanks and appreciation for his contributions.

CARRIED.

b) Culture Midland Committee – Resignation

Council reviewed a letter dated February 1, 2017, from Ms. L. Lipton, advising of her resignation from the above-noted committee, following which it was then,

**Moved by C. Oschefski
Seconded by S. Strathearn**

That Ms. Lois Lipton's resignation from the Culture Midland Committee be accepted with thanks and appreciation for her contributions.

CARRIED.

c) Midland Active Transportation Advisory Committee – Resignation

Council reviewed an email dated February 16, 2017, from Ms. M. Ward, advising of her resignation from the above-noted committee, following which it was then,

**Moved by C. Oschefski
Seconded by S. Strathearn**

That Ms. Morgan Ward's resignation from the Midland Active Transportation Advisory Committee be accepted with thanks and appreciation for her contributions.

CARRIED.

12. REPORTS

a) General Committee Report 2017-2 of its meeting held February 13, 2017

a) OP-2017-002 2016 Midland Drinking Water Annual - Summary Report
(Reference Section A, Item a), of the above Report)

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

That further to Report OP-2017-002, dated February 8, 2017, the 2016 Midland Drinking Water System Summary Report be hereby received, and further that Council acknowledges the report as part of the compliance requirements under the Safe Drinking Water Act (SDWA) including the Drinking Water Quality Management

Standard (DWQMS), and regulatory reporting required under O.Reg. 170/03.

CARRIED.

- b) OP-2017-005 Proposed User Fees - NSSRC, Parks and Harbour
(Reference Section A, Item b), of the above Report)

Moved by G. MacDonald

Seconded by P. File

That further to Report OP-2017-005, dated February 8, 2017 Council approve the proposed user fees for 2017, 2018 for the North Simcoe Sports and Recreation Centre, Parks and Harbour facilities, with a by-law to come forward for approval at a future Council meeting.

CARRIED.

- c) CL-2017-4 Treasure Day and Free Garage Sale Permit Weekend 2017
(Reference Section B, Item b), of the above Report)

Moved by G. Canning

Seconded by G. MacDonald

That staff be directed to advertise for two Treasure Day Weekends being May 13 and 14, and September 30 and October 1, 2017;

And further that staff be directed to advertise the Free Garage Sale Permit Weekend on July 7, 8, and 9, 2017.

CARRIED.

- d) Buttertart Trot Event
(Reference Section B, Item d), of the above Report)

Moved by G. Canning

Seconded by G. MacDonald

That, further to a letter dated February 2, 2017 from Courtney Parker and Irene Parker, permission be granted, in principle, to conducting a Buttertart Trot Event on June, 10, 2017 from 7:00 a.m. to 12:00 p.m. along the Waterfront Trail, subject to approval of the related Special Events application.

CARRIED.

- d) Party on the Dock Event
(Reference Section B, Item d), of the above Report)

Moved by G. Canning
Seconded by G. MacDonald

That, further to a letter dated January 23, 2017 from the Rotary Club of Midland, permission be granted, in principle, to conducting the annual “Party on the Dock” including an outdoor musical concert on June 16, 2017 at the Midland Town Dock, subject to approval of the related Special Events application.

CARRIED.

- e) Global Water Dances
(Reference Section B, Item e), of the above Report)

Moved by G. Canning
Seconded by G. MacDonald

That, further to a letter dated February 6, 2017 from R. Barnstaple of Global Water Dances, permission be granted, in principle, to conducting an outdoor performance at Little Lake Park on June 24, 2017 from approximately 10:00 am to 11:00 am, subject to approval of the related Special Events application.

CARRIED.

- f) Water Walk Event
(Reference Section B, Item f), of the above Report)

Moved by G. Canning
Seconded by G. MacDonald

That, further to a letter dated February 7, 2017 from K. St. Amant, Program Manager, Georgian Bay Native Women’s Association, permission be granted, in principle, to conducting an Indigenous “Water Walk” on March 25, 2017, from 9:00 am to 3:00 pm, starting and ending at Little Lake Park, as per the route indicated in their letter, subject to approval of the related Special Events application.

CARRIED.

Moved by G. MacDonald
Seconded by G. Canning

That General Committee Report 2017-2 of its meeting held February 13, 2017, be adopted as printed and circulated.

CARRIED.

b) OP-2017-C02 Parking By-Law Officers Appointment

Council reviewed a report dated February 22, 2017, from S. Berriault, Director of Operations, recommending that Council consider a By-law to appoint Peter DeCourcy and Thomas Murphy as Parking By-law Enforcement Officers for the Town of Midland. (By-law 2017-15)

c) Planning and Development Committee Report 2017-2
Meeting held February 1, 2017.

i) Zoning By-law Housekeeping Review
(Reference Item 3B of the above Report)

Moved by J. Main
Seconded by C. Oschefski

That the Planning and Building Services Department be directed to commence the Zoning By-law Housekeeping Review in accordance with Staff Report PL-2017-5 dated January 18, 2017.

That a Notice of Project Commencement be provided.

CARRIED.

Moved by J. Main
Seconded by C. Oschefski

That Report 2017-2 of the Planning and Development Committee of Council Meeting held February 1, 2017, be adopted as printed and circulated.

CARRIED

d) CL-2017-6 Canada 150 Community Leadership Network

Council reviewed Report CL-2017-6, dated February 22, 2017, from K. Desroches, Acting Clerk, following which it was then,

Moved by G. MacDonald
Seconded by G. Canning

That Council nominate Councillor Cody Oschefski, Meredith Thomson, Tori St. Amant, Brooklyn Prior and Paula Castillo as Community Leaders to represent the Town of Midland on the Canada 150 Community Leaders Network.

CARRIED.

e) TR-2017-3 - 2016 Year End Report on Tax Arrears

Council reviewed Report TR-2017-3, dated February 22, 2017, from P. Wayne, Manager of Revenue and Taxation, Year End Tax Arrears, following which it was then,

Moved by P. File
Seconded by G. Canning

That as recommended in Report CAO 2017-3, dated February 23, 2017, respecting the sale of Municipal Parking Lot 7, that the proceeds from the sale of the property be directed to the Downtown Parking Reserve Account;

And further, that the Administration be authorized to undertake a parking strategy to address concerns raised by downtown stakeholders, with said study to be funded from the Downtown Parking Reserve;

And further, that consistent with Council's strategic priorities, the Administration be directed to prepare a future report that identifies more effective use of municipal assets for the purpose of promoting and supporting economic development opportunities for the Town of Midland.

CARRIED.

13. CONSENT BY-LAW

Moved by S. Strathearn
Seconded by C. Oschefski

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

By-law 2017-11 Composite fee schedule - NSSRC, Parks and Harbour facilities for 2017 and 2018 and to repeal By-law 2015-78.

By-law 2017-12 Authorize the sale of a portion of lands - 787 Vindin Street.

By-law 2017-13 Authorize the sale of municipally owned lands - 344 Gloucester Street.

By-law 2017-15 Appoint Municipal Law Enforcement Officers for the purpose of enforcing Parking By-law 2010-76, as amended.

CARRIED.

It was then,

Moved by S. Strathearn
Seconded by C. Oschefski

That By-laws 2017-11, 2017-12, 2017-13 and 2017-15, be read a first, second and third time and finally passed.

CARRIED.

14. CONFIRMATORY BY-LAW

1) By-law 2017-16

**Moved by C. Oschefski
Seconded by G. MacDonald**

That leave be granted to introduce By-law 2017-16, being a by-law to adopt the proceedings of the Council Meeting held on February 27, 2017, and to authorize its execution.

CARRIED.

It was then,

**Moved by C. Oschefski
Seconded by G. MacDonald**

That By-law 2017-16 be read a first, second and third time and finally passed.

CARRIED.

15. ADJOURNMENT

**Moved by C. Oschefski
Seconded by G. MacDonald**

That this Regular Meeting of Council adjourn at 10:50 p.m.

CARRIED.

Karen Desroches, Acting Clerk