

▪ **Previous Minutes**

Mayor McKean vacated the Council Chamber having earlier declared a pecuniary interest regarding the draft February 12, 2018 minutes. Deputy Mayor Gail Ardiel chaired this portion of the meeting.

Moved by: Michael Seguin Seconded by: Michael Martin

THAT the Council minutes of February 12, 2018 and Special Meeting of Council minutes of September 25, 2017 be adopted as circulated, including any revisions to be made, Carried.

B. Deputations / Presentations / Public Meeting

Mayor John McKean noted under the authority of the *Municipal Act, 2001* and in accordance with Ontario's *Municipal Freedom of Information and Protection of Privacy Act (MFIPPA)*, The Corporation of the Town of The Blue Mountains wishes to inform the public that all information including opinions, presentations, reports and documentation provided for or at a Public Meeting, Public Consultation, or other Public Process are considered part of the public record. This information may be posted on the Town's website and or/ made available to the public upon request.

**B.1 Deputation: Group of Grade 8 Students from Beaver Valley Community School
Re: Community Youth Initiatives**

Melri Wright thanked Council for the opportunity afforded to the Grade 8 Students to come to Council and speak.

The Grade 8 Students spoke thanking Council for providing a "kid safe" community. The Students asked what the purpose of the edging is on the pier, Ryan Gibbons, Acting Director of Community Services spoke in response noting that this edging is a safety feature for those in wheelchairs.

The Grade 8 Students requested that basketball nets be installed at the Beaver Valley Community Centre, that the volleyball courts at Bayview Park be cleaned up and that lights be installed at the tennis courts at Bayview Park.

Councillor Seguin spoke referencing the upcoming Blue Mountain Curling Centre event and encouraged the Grade 8 students to participate.

Deputy Mayor Ardiel spoke thanking the students for coming to Council.

Interim CAO, Shawn Everitt spoke noting that the basketball nets will be replaced at the Community Centre this year, and confirmed that staff look forward to working with the students to clean up the volleyball courts, further noting that this was done in the past as well.

Interim CAO, Shawn Everitt noted that with respect to the request for lights at Bayview Park tennis courts, that, in 2019-2020, upgrades to the tennis courts will be considered, and that lights could be considered at that time, in consultation with area neighbours.

Interim CAO, Shawn Everitt thanked Melri for working with the youth of the community, noting that she does a great job.

Councillor Martin thanked the Grade 8 Students for attending and speaking to Council this evening.

Councillor Gamble spoke noting that he appreciates the students bringing these matters to the attention of Council, noting that this presentation shows that the junior residents of the community want to use the facilities available here.

Councillor Halos spoke thanking the students for attending, noting that he is happy to see participation in sports. Councillor Halos congratulated the students on the success of their volleyball team! Councillor Halos noted that the Grace United Church also has a basketball net in their parking lot that is available for use.

Councillor McGee noted that in 2026, those presenting this evening would be eligible to run in the municipal election for a position on Council.

Mayor McKean spoke thanking the students for their presentation.

**B.2 Deputation: Dan & Shelly Harrison, Bay Mount Service
Re: Half Load Restrictions**

Dan Harrison spoke noting he is requesting exemption from the half load restrictions imposed to be able to deliver drinking water to his customers.

Councillor McGee spoke noting that last year a system was put in place that enabled trip permits to be issued when conditions on the half load roads were satisfactory to accommodate a truck to deliver a load of water. Reg Russwurm, Director of Infrastructure and Public Works, spoke noting that yes, this system was in place last year, and that less than ten permits were issued. Reg noted that the system worked well, and that the permit provided the route and time permitted.

Dan spoke noting that he is able to deliver part loads of water to customers during the half load periods, but that multiple trips increases the cost to customers.

Councillor Gamble spoke noting that Council have received a number of correspondences from customers of Mr. Harrison expressing concern about their water delivery. Councillor Gamble questioned how the Town can accommodate those requiring water, further noting that if it takes four trips to each of the 100 customers to fill their cisterns, that this would amount to 400 truck trips across municipal roads. Councillor Gamble questioned if fuel trucks are exempt.

Reg then spoke providing the performance specifications, noting that it is difficult to give a blanket restriction without knowing what the weather will be and the route the truck is taking. Reg noted that Council has an obligation to protect the municipality's infrastructure.

Mayor McKean spoke regarding reference to milk and fuel trucks noting they are exempt.

Dan then spoke noting that water is essential to his customers, and that he is delivering water for use in the homes, further noting that during the half load restriction periods, he is not delivering water for non-essential use, such as filling pools. Dan noted that he delivers the water in the early morning to prevent damage on driveways as well.

Councillor Halos spoke noting that water is essential, and that if permits can be issued within 24 hours of request, that this should help. Dan spoke in response, noting that yes, this would help both he and his customers. Councillor Halos questioned if users can increase their water-capacity.

Deputy Mayor Ardiel spoke questioning if users wait until their water tanks/cisterns are empty to order a load of water, Dan replying that customers will wait until their cisterns are almost empty so they can receive a full load of water. Dan noted that the Municipality of Meaford have provided a permit to allow them to travel the half load restricted roads in Meaford.

Councillor McGee spoke noting that Mr. Harrison's customers need to know the process during the half-load restriction period and need to be aware of how water can be delivered through the issuance of a permit.

Mayor McKean spoke noting that he has seen the damage that can be done to a half-load restricted road from heavy trucks, further noting that it could cost taxpayers hundreds of thousands of dollars to repair the road. Mayor McKean noted that the weight of the truck is the issue.

Interim CAO Shawn Everitt spoke noting that staff can issue trip permits within 24 to 48 hours, similar to the process used last year, weather permitting. Reg then spoke noting that the permits will be issued at no cost, and that it will take approximately one hour of staff time to consider the request, and issue the permit, further noting issuing of the permit will be dependent on the weather.

Councillor Seguin spoke noting the half load restriction is in place from March 1 to May 1, and questioned if the Town completes an assessment of the roads for traffic, Reg spoke in response noting that staff are constantly watching for road damage. Councillor Seguin noted that statistics should be developed so that the Town has evidence to make informed decisions in the future. Reg spoke in response noting that this would be a significant endeavor to develop statistics.

Mayor McKean thanked Dan for his deputation.

B.3 Public Meeting: With Regard to Proposed Changes to the Town Procedural By-law 2009-59

Mayor John McKean read Notice of Public Meeting with regard to Proposed Changes to the Town Procedural By-law 2009-59.

John noted the Blue Mountains Council will be holding a Public Meeting to receive comments on the proposed changes to the Procedural By-law. The Procedural By-law sets out the rules and regulations for the proceedings of Council, Committees and Local Boards.

John noted the notice is hereby given that the Council of The Corporation of the Town of The Blue Mountains, at its regularly scheduled Council Meeting on Monday, March 26, 2018, intends to adopt a new Procedural By-law and repeal the previous Procedural By-law 2009-59.

John noted it is important to note that a decision on the draft Procedural By-law has NOT been made at this point, and will not be made at this Public Meeting.

John further noted following receipt of comments from the public, Staff will bring its recommendations to Council at the March 12, 2018 Committee of the Whole Meeting.

Town Clerk Corrina Giles presented to Council the public meeting process to receive comments on the proposed changes to the Procedural By-law 2009-59 and the next steps for Council to consider adopting the new Procedural By-law.

Mayor McKean turned the public meeting over for others to provide comments.

John White, resident of The Blue Mountains spoke as Representative of the Citizens Forum.

Mr. White noted that a copy of his presentation will be forwarded electronically to the Town Clerk following the meeting.

Mr. White noted that the Citizens Forum supports the inclusion of a definition of "Alternate Council Member", and asked that provision be included for the appropriate remuneration and expense coverage for this council member for these added responsibilities, with the costs being covered by each municipality for their own representative.

Mr. White noted that, with respect to the definition of “Meeting”, that the Citizens Forum is pleased to see that the definition does not include social or other volunteer organization meetings.

Mr. White noted that the Citizens Forum supports the inclusion of a definition of “Registry”.

Mr. White noted that the Procedural By-law should include provision to adjust time lines for holidays, weather, power failure shutting down town hall or an emergency proclamation which may insert itself into the rotational meeting deadline timing without impacting an actual meeting time.

Mr. White noted that with respect to Closed Session Meetings, that the Citizens Forum is pleased to see that “may” has been preserved in the introduction. Mr. White questioned if Training events for Council need to be in a closed meeting, and questioned the justification of doing so.

Mr. White noted that paragraph 13 should be revised to include reference to Public Comment Periods.

Mr. White noted that the word “may” should be changed to “shall”, as it relates to the webcasting of meetings under paragraph 4.8, further noting that there is no reason to inject a subjective and unaccountable reason to avoid recording a meeting.

Mr. White noted that Section 6 “Role of Mayor” and Section 7 “Role of Council” should be expanded.

Mr. White noted that Conflict of Interest under Section 9 presents a very broad scope which could, as written, in practical terms be unrealistically difficult to administer.

Mr. White spoke regarding the Public Comment Period in the Committee of the Whole, noting that it should appear at the end of each section, and that the scope of permitted comments should include everything which is said, reported or presented in the session and not limited only to staff reports.

Mr. White spoke regarding Statutory Public Meetings, and asked that the start time be adjusted from 5 pm to 7 pm which is outside the regular work day to facilitate more citizens being able to attend.

Mr. White spoke regarding the Public Comment Period at Council Meetings and asked that it be included after deputations, and before other business commences at the meeting. Mr. White noted that Council should not be prohibited from adding a further Public Comment Period at its discretion.

Mr. White asked that the Procedural By-law define when the Council Packages are released.

Mr. White noted that the Citizens Forum strongly opposes the recommendation of staff to stop the inclusion of the Town’s Accounts and Invoices as a part of the public documents for Council meetings. Mr. White noted that they welcome the enhancement of staff reports and look forward to seeing what this actually demonstrates. Mr. White noted that items being redacted should be defined in the procedural by-law.

Mr. White asked that all votes be recorded votes.

Mr. White noted that the Citizens Forum supports the extension of time to file deputation requests to the Friday at noon, before the subject meeting.

Councillor Halos thanked Mr. White for his presentation.

Councillor Halos spoke suggesting the Public Comment Period remain at the end of the Council meeting, to benefit sitting through the whole meeting to hear the entire business of Council. Councillor Seguin agreed that by having the Public Comment Period at the end of the Council meeting, you would not just hear the deputation section but the correspondence received and the Staff Reports presented.

Mr. White provided additional comment suggesting Section 14.0 Committee of the Whole to allow comments in each section, Finance, Administration Enforcement & Fire Services along with Community Services and Infrastructure & Public Works and Planning & Development Services.

Mr. White then spoke regarding Point of Order, noting that the Chair or Clerk should be obligated to define any new term or acronym which comes into use at the meeting for better understanding of those listening to the meeting.

Interim CAO Shawn Everitt announced to Council that the Town are currently having technical difficulties with the live streaming of the meeting, there is no audio of the meeting and just wanted Council to be aware of it. Mayor McKean suggested to take a break in order for Staff to fix the issue. Shawn advised that there is no staff on duty that can fix the problem at this time.

Rosemary Mesley spoke noting that she is a full-time resident of The Blue Mountains and is speaking on behalf of the Citizens Forum.

Ms. Mesley thanked Council for receiving their deputation on February 5, 2018 about public participation at Council and Committee of the Whole meetings. Ms. Mesley noted they are encouraged by the staff report recommendations (Item C10, FAF.18.32) that supports allocating 10 minutes per section at Committee of the Whole meetings and 15 minutes at Council meetings. Ms. Mesley expressed concern regarding the recommendation that public comments be restricted to only staff reports included on the agenda at Committee of the Whole meetings.

Ms. Mesley asked that Council consider the inclusion of a 15 minute public comment period at or near the beginning of council meetings, and the inclusion of a 10 minute public comment period in each section of the Committee of the Whole meeting, designated for comments/questions to include any items discussed or received in that section with each person allotted 2 to 5 minutes to speak, dependent on the number of participants requesting to speak. Ms. Mesley asked that, for items not on the agenda, that members will hear the question and answer if appropriate. Ms. Mesley asked for an opportunity to speak again after the matter has been considered by Council, in addition to the 15 minute time slot allotted at the beginning of the meeting.

Ms. Mesley noted that the Citizens Forum encourages public participation at both meetings to accommodate urgency or a person's limited availability, further noting it would be beneficial if the website could promote that the public can attend the more informal meetings of the Committee of the Whole. Ms. Mesley provided information on the use of Public Comment Periods at nearby municipalities.

Councillor Halos thanked Rosemary for her presentation.

Councillor Halos suggested that if there is an item that is not included on an Agenda, that it can be done at the Public Comment Period of Council. Rosemary then spoke advising that it would be preferred at the Committee of the Whole as these meetings are more informal.

As no one further wished to speak, Mayor McKean declared the public meeting to be closed.

C. Correspondence as previously circulated

	Author	Recommendation / Actions
C.1	Township of Norwich Re: Request for Support Regarding Ontario Building Code Amendments	
	Moved by: John McGee	Seconded by: Michael Seguin
	THAT Council of the Town of The Blue Mountains receives for information, the correspondence from the Township of Norwich regarding Ontario Building Code Amendments, Carried.	
C.2	Town of Essex Re: Request for Support Regarding the sale of School Property to Municipalities	
	Moved by: Joe Halos	Seconded by: Gail Ardiel
	THAT Council of the Town of The Blue Mountains supports the January 15, 2018 Town of Essex resolution requesting that, when school boards make decisions to close schools, that the school be required to offer the building to the local municipality for a dollar, , Carried.	
C.3	Bruce & Emily Burgetz Re: Request Council lift half-load Restrictions to allow for water delivery	
C.4	James Collie Re: Request Council lift half-load Restrictions to allow for water delivery	
C.5	Cheryl Philipps Re: Request Council lift half-load Restrictions to allow for water delivery	
	Moved by: John McGee	Seconded by: Michael Seguin
	THAT Council of the Town of The Blue Mountains receives for information, the correspondences from C.3 Bruce & Emily Burgetz, C.4 James Collie, C.5 Cheryl Philipps C.11 Daniel & Wendy Chretien, C.12 Cheryl & Steve Ryan, C.13 Andrew Brown, C.14 George & Charlene Ryan, C.15 Shelley & Rolf Wiebe, C.16 Sherrie Lee & Brent Hutchinson, C.17 Liane & Michael Sorichetti, and C.18 Sarka French regarding half load restrictions to allow water delivery,	
	AND THAT Council refers the correspondences to Infrastructure & Public Works for response to the residents, Carried.	
C.6	Ministry of Agricultural Food and Rural Affairs Re: Ontario Community Infrastructure Fund- (OCIF) Status of 2017 Application submitted	
	Moved by: John McGee	Seconded by: Michael Martin
	THAT Council of the Town of The Blue Mountains receives for information, the correspondence from Ministry of Agricultural Food and Rural Affairs regarding Ontario Community Infrastructure Fund – (OCIF) Status of 2017 Application submitted, Carried.	

D. Motions and Staff Reports

D.1 Comments for Ministry of Community Safety and Correctional Services (MCSCS), FAF.18.40

Moved by: Michael Martin Seconded by: Gail Ardiel

THAT Council receive Staff Report FAF.18.40 “Comments for Ministry of Community Safety and Correctional Services (MCSCS)”;

AND THAT The Town of The Blue Mountains does not support mandatory certification for firefighter training, including suppression firefighters, fire officers, pump operators, technical rescuers, public educators and fire prevention inspectors, as mandatory certification would be unnecessarily expensive and the proposed time constraints would be extremely difficult to meet, it being noted that mandatory certification does nothing to enhance the training program already in place in TOBM, nor does it provide for any increased level of safety for fire department personnel;

AND THAT the National Fire Protection Association (NFPA) training standards should continue to be used as guidelines for fire service training programs, as the associated certification process is too time consuming and costly, and provides very little benefit;

AND THAT the provincial government should provide liability indemnification for all municipal governments who comply with these new regulations at least 12 months before the training and certification regulation comes into force;

AND THAT MCSCS should make the required training funding available to municipal fire services for all the identified NFPA professional qualifications at least 12 months before the training and certification regulation comes into force, it being noted that if sufficient provincial funding is not provided to municipal governments, the province will be knowingly creating a new unfunded mandate on municipalities;

AND THAT the Town of The Blue Mountains supports the recommendations for the completion of Community Risk Assessments and risk profiles, as recommended, Carried.

D.2 Integrity Commissioner Report, Complaint dated January 4, 2018, FAF.18.33

Moved by: Michael Martin Seconded by: John McGee

THAT Council receive Staff Report FAF.18.33 “Integrity Commissioner Report, Complaint dated January 4, 2018”;

AND THAT Council adopts the Integrity Commissioner’s Report dated February 12, 2018 on the Dismissal of a Complaint Alleging a Violation of the Code of Conduct for Members of Council, as attached to this Staff Report, Carried.

E. Consent Agenda

Accounts

- E.1** Accounts
- E.2** Invoices separated for pecuniary interest

Reports List (Adopt)

- E.3** Committee of the Whole Report, dated February 21, 2018

Minutes List (Receive)

- E.4** The Blue Mountains Public Library Board minutes dated December 21, 2017
- E.5** Public Art Committing minutes dated January 4, 2018

