

MINUTES The Blue Mountains Council Meeting



MEETING DATE: April 18, 2016
MEETING TIME: 6:15 p.m. Closed Session
7:00 p.m. Council Meeting
LOCATION: Town Hall, Council Chambers
PREPARED BY: Corrina Giles, Town Clerk

A. Call to Order

Mayor McKean called the meeting to order with all members in attendance.

Also in attendance were CAO Troy Speck, Director of Infrastructure & Public Works Reg Russwurm, Director of Community Services Shawn Everitt, Director of Planning and Development Services Michael Benner, Director of Finance & IT Services Ruth Prince, Communications & Economic Development Coordinator Elizabeth Cornish, Manager of Human Resources Jennifer Moreau, Manager of Accounting and Budgets Sam Dinsmore, Manager of Harbour/Cemetery Ryan Gibbons

▪ **Approval of Agenda**

Moved by: Michael Martin Seconded by: John McGee

THAT the Agenda of April 18, 2016 be approved as circulated, including any items added to the Agenda, Carried.

▪ **Declaration of Pecuniary Interest and general nature thereof**

No member declared a pecuniary interest regarding any matter on the Agenda

B. Closed Session 6:15 pm

Moved by: R. J. Gamble Seconded by: John McGee

THAT, with regard to subsection 239 of the *Municipal Act, 2001*, this Council does now move into closed session in order to address matters pertaining to:

- i) Personal matters about an identifiable individual, including municipal or local board employees and with regard to correspondence received; and
- ii) A proposed or pending acquisition or disposition of land by the municipality or local board and the municipality's inventory of land, Carried.

Council moved into closed session at 6:16 pm.

Council moved into public session at 6:33 pm.

Sam Dinsmore, Manager of Accounting and Budgets spoke noting that letters were sent to affected individual property owners and the notice was posted to the Town's website. Sam confirmed that the levy is charged against benefitting property owners.

Councillor Seguin spoke questioning if any of the owners have complained about the repayment costs, further noting it seems excessive. Councillor Seguin then questioned if the owners have decided which repayment option they have selected. Sam Dinsmore spoke in response noting that once the by-laws are passed each owner can decide which payment option they select, further noting that there are three repayment options for each owner to choose from.

As no one further wished to speak, Mayor McKean declared the Public Meeting to be closed.

D.2 Public Meeting: Regarding Levying of Capital Wastewater Charges – Wensley Drive and Peaks Road Local Improvements

Mayor McKean read the Notice of Public Meeting regarding the levying of capital wastewater charges and noted that on Monday, April 18, 2016 the Council of The Corporation of The Town of The Blue Mountains will hold a Public Meeting to consider the proposed By-law that will impose capital wastewater charges to benefitting property owners of Wensley Drive and Peaks Road for the use of the Town's wastewater system and the costs of the new private wastewater system.

Mayor McKean noted that in accordance with the Corporate Provision of Notice Policy, Council is required to hold a Public Meeting to allow the public the opportunity to provide comments on the By-law.

Mayor McKean noted that 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, May 9, 2016 intends to enact the by-law.

The Clerk noted that Notice of the Public Meeting was given in accordance with the Town's Notice Policy and that in response no comments were received.

Sam Dinsmore, Manager of Accounting and Budgets spoke noting that letters were sent to affected individual property owners and the notice was posted to the Town's website. Sam confirmed that the levy is charged against benefitting property owners.

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

D.3 Deputation: Greg Priamo and Dave Hannan, Zelinka Priamo Ltd. Re: LCBO Signage – 105 Arthur Street, Thornbury

Greg Priamo spoke noting this project has been moving forward for some time, noting that his client is the tenant in the building. Greg noted that the application for site plan approval included the elevations LCBO wanted.

Greg identified the location of the LCBO building, and noted the LCBO needs a resolution of the signage, further noting there are three street frontages that are driving the sign requirements.

Greg noted that staff identified non-compliant issues and the plan was modified to address the objectives of the sign by-law, while still having regard for the marketing and branding of the LCBO. Greg noted the signage has been reduced and reviewed the new proposed plans. Greg noted that what is being proposed by the LCBO now is close to what is being recommended in the new draft sign by-law, though recognized that the new sign by-law has not been adopted yet.

Greg spoke regarding the prominence of the access points on the building and the streetscaping.

Greg noted that variances are allowed to be requested, further noting that by-laws are designed to provide relief, further noting that he believes the requested signage on the building is appropriate. Greg urged Council to consider the revised requested signage as presented.

Councillor Halos spoke asking if the signage will be turned off after the close of business, Greg replying yes, further noting just the security lighting will be on.

Councillor Seguin spoke noting that the LCBO sign will be 7" higher than what is permitted in the by-law, Greg replying yes, further noting that channel lighting is not permitted in the current by-law. Greg noted that the lettering is a contemporary design on a tall building, and that if the signage is any smaller, that it will look too small for the size of the building. Greg noted that backlighting is less intrusive than if "eyebrow" lighting was installed as that type of lighting would flood the area. Greg noted that channel letters will diffuse the lighting, and that the lighting will not interfere, further noting that backlit lighting is common in Ontario.

Councillor Seguin spoke questioning if the proposed lighting will be less than that on LCBO stores in other municipalities, Greg replying yes, and less signage as well, further noting that the signage is half or less than what LCBO normally requests.

Councillor Seguin spoke regarding the extra sign to the south and questioned if it could be lightened as it faces a residential area, Greg replying that wherever a building face presents itself that retailers want to have a sign. Greg noted that they could consider a smaller or unlit sign in this location.

Councillor McGee spoke questioning why the extra 7" of LCBO signage is required on the front of the building and why it could not be reduced to comply with the sign by-law. Greg spoke in response noting that they are trying to comply with the sign by-law whilst achieving the LCBO goals as well. Greg noted that the size and scale of the building needs to be considered as well, further noting that this is the minimum size they feel is appropriate.

Councillor McGee then questioned what the green signs are on each side of the front doors, Director of Planning and Development Services Michael Benner spoke noting these signs are banner signs, further noting that they are permitted in the current by-law and are intended to be used as a temporary sign.

Councillor McGee questioned how temporary these signs can be, further noting there are fixtures attached to the building to fasten the banner signs. Greg spoke in response noting that the banner signs can be changed seasonally and assist in marketing the site in the absence of other signage on the building. Greg noted that these signs are changed on a regular basis. Councillor McGee questioned if banner signs are permitted, Michael Benner replying yes, they are permitted in the current by-law, though the by-law is silent as to whether banner signs are permitted on each frontage.

Councillor Halos questioned the number of non-complaint signs, Michael Benner replying four.

Mayor McKean thanked Greg for his deputation.

D.4 Deputation: Vivienne Alper Re: LCBO Signage – 105 Arthur Street, Thornbury

Rosemary Gosselin spoke on behalf of Vivienne Alper, who sends her regrets for not being able to be present in person.

Rosemary noted that regrettably the latest application from the LCBO was only received by the Town last Wednesday afternoon. In the time since it was forwarded the next day, while we are able to acknowledge that there is a considerable reduction in the number of signs from the original request, the LCBO are now asking for a variance to install four signs (one fascia and three channel lit) one for each side of their building. Rosemary

noted that under our current Bylaws, we believe only two are permitted, one per frontage. It should also be noted that all four signs are backlit, while the Bylaws only allow front lit signs. We also have no knowledge of the size of the signs as this was not included in the drawings that were sent.

Rosemary noted that the request asks for variances, and that she hopes, especially at this time, when the new Draft Bylaw is yet to be discussed with the resident community, that only signage that complies with the current Bylaws be allowed, since as we all know “variances set precedents”.

Rosemary asked that decision regarding this request be deferred until after the Staff Report is presented to the Committee of the Whole next Monday, April 25, at which time we will have had the opportunity peruse the full impact of this application, and if necessary make a further deputation.

E. Correspondence as previously circulated

Author	Recommendation / Actions
E.1 Georgian Bay Youth Roots Re: Requesting support for Youth Summit, May 27 th to 29 th	For Council Consideration
Moved by: R. J. Gamble	Seconded by: Michael Seguin
<p>THAT Council support the Georgian Bay Youth Roots request for funding for ten youth and one adult to attend the “IMPACT! Youth Summit” being held in Hanover from May 27 to May 29, 2016, at the cost of \$593.23, Carried.</p>	
E.2 Dr. Margaret McGillis Re: Requesting change to Accessible Parking	Referred to By-law Services
Moved by: R. J. Gamble	Seconded by: John McGee
<p>THAT Council receive the correspondence from Dr. Margaret McGillis dated January 5, 2016 and received in the Clerks Office on April 12, 2016 regarding the parking space at her property, 21 Bruce Street, Thornbury;</p> <p>AND THAT Council refer this correspondence to the By-law Department for response, Carried.</p>	
E.3 Ministry of Citizenship, Immigration and International Trade Re: Lincoln M. Alexander Award 2016	Referred to CEDC
Moved by: John McGee	Seconded by: Michael Seguin
<p>THAT Council refer the correspondence from the Ministry of Citizenship, Immigration and International Trade to Communications and Economic Development Coordinator to post on the Town website, Carried.</p>	

- E.4 Township of Georgian Bay For Council Consideration
Re: Resolution in Support of
“No Wake” Zones

Moved by: Michael Martin Seconded by: Gail Ardiel

THAT Council of the Town of The Blue Mountains supports the March 14, 2016 resolution of the Township of Georgian Bay requesting the implementation of legislation that would provide authorities with the ability to enforce a “No Wake” restriction in Ontario’s navigable waters, Carried.

- E.5 Ministry of Transportation Received for Information and Referred
Re: Response letter regarding to Infrastructure and Public Works
Highway 26 Transportation
Study – Needs Assessment Report

- E.6 Stewardship Ontario - Received for Information and Referred
Re: Industry Funding for Municipal to Solid Waste Division Services
Blue Box Recycling 4th quarter 2015

- E.7 Beaver Valley Curling Club Received for Information and Referred
Re: To establish an active Beaver to Community Services
Valley Curling Club with the Town of
The Blue Mountains

Moved by: Michael Martin Seconded by: Joe Halos

THAT this Council does hereby receive the Correspondence of April 18, 2016 at agenda items E.5 through E.7 and further does support the Staff Recommendation made with regard to the Correspondence items, including any additional direction given to Staff through discussion, with an appropriate Staff action or response awaited for report back to Committee or Council where indicated, Carried.

F. Motions and Staff Reports

- F.1 Canada 150 Community Infrastructure Program – Thornbury Trestle Bridge,
FAF.16.37

Moved by: Joe Halos Seconded by: John McGee

THAT Council receive Staff Report FAF.16.37, entitled “Canada 150 Community Infrastructure Program – Thornbury Trestle Bridge”;

AND THAT the Mayor and the Clerk be authorized to enter into a contribution agreement for funding under the Canada 150 Community Infrastructure Program for the Rehabilitation of the Thornbury Trestle Bridge in the amount of \$133,333, Carried.

- F.2 Establishing Reserve Blocks as Public Highways – Plans 772 and 16M-4,
PDS.16.49

Moved by: R. J. Gamble Seconded by: Joe Halos

THAT Council receive Staff Report PDS.16.49 respecting establishing Reserve Blocks as Public Highways – Plans 772 and 16M-14;

THAT Council enact by-laws, in the form of the by-laws attached to this report, to establish Parts of Block B, Plan 772 and Blocks 34 and 35, Plan 16M-14 as parts of the public highways known as Barclay Boulevard and High Bluff Lane, respectively, Carried.

H. By-laws

H.1 By-law to establish lands as a public highway in Registered Plan 772 (Barclay Boulevard)

Moved by: John McGee

Seconded by: R. J. Gamble

THAT By-law 2016-19 being a by-law to establish lands as a public highway in Registered Plan 772 (Barclay Boulevard) be passed this 18th day of April 2016, Carried.

H.2 By-law to establish lands as a public highway in Registered Plan 16M-14 (High Bluff Lane)

Moved by: Joe Halos

Seconded by: Michael Seguin

THAT By-law 2016-20 being a by-law to establish lands as a public highway in Registered Plan 16M-14 (High Bluff Lane) be passed this 18th of April 2016, Carried.

I. New and Unfinished Business

I.1 Grey County Council Update

JMcK, GA

Deputy Mayor Ardiel spoke noting the Social Services Committee are reviewing options for providing long term care in Grey County. Gail noted that the County is required to have at least one long term care facility.

I.2 Notice of Motion

Council

Councillor Martin provided the following notice of motion that will be included on the next Council Agenda for Council consideration:

THAT Council of the Town of The Blue Mountains rescinds the access permit over the Georgian Trail to access Lots 45 and 46, Northwest of Arthur Street;

AND THAT staff negotiate a settlement with the owner, Mr. Henry Gilas

I.3 Additions to Agenda

Staff

None

I.4 Staff Discussion

None

J. Notice of Meeting Dates

Committee of the Whole, April 25, 2016
Town Hall, Council Chamber

Council Meeting, May 9, 2016, 7:00 p.m.
Town Hall, Council Chamber

K. Closed Session

Moved by: R. J. Gamble

Seconded by: Gail Ardiel

THAT, with regard to subsection 239 of the *Municipal Act, 2001*, this Council does now move into closed session in order to address matters pertaining to

- i) A proposed or pending acquisition or disposition of land by the municipality or local board and the municipality's inventory of land, Carried.

Council moved into closed session at 8:47 pm.

Council moved into public session at 9:49 pm.

L. Confirmation By-law and Adjournment

Moved by: Michael Martin

Seconded by: R. J. Gamble

THAT By-law No. 2016 - 21, being a By-law to confirm proceedings of the Council of The Corporation of the Town of The Blue Mountains on April 18, 2016, be hereby enacted as passed this 18th day of April, 2016, Carried.

Moved by: John McGee

Seconded by: Michael Martin

THAT this Council does now adjourn at 9:51p.m. to meet again May 9, 2016, 7:00 p.m. Town Hall, Council Chamber, or at the call of the Chair, Carried.

John McKean, Mayor

Corrina Giles, Town Clerk