

E.2 Township of Wainfleet
Re: Industrial Wind Turbine
Projects For Council consideration

Moved by: Joe Halos Seconded by: John McKean

THAT Council receives the April 9, 2013 resolution from the Township of Wainfleet declaring that the Township of Wainfleet is not a "Willing Host" for Wind Turbine Development;

AND THAT Council of the Town of The Blue Mountains supports the resolution of the Township of Wainfleet declaring that Wainfleet is not a "Willing Host" for Wind Turbine Development.

In speaking to the Motion Councillor McKean noted that the Town has received similar resolutions from other municipalities and noted that the Town should be proactive to determine if the Town of The Blue Mountains is a "willing host" for Wind Turbine Development or not.

Council then voted on the Motion, Carried.

Deputy Mayor McKinlay noted that the municipality of Grey Highlands has researched this matter in depth, and asked that the Clerk contact the municipality of Grey Highlands for further background information regarding "willing host" for wind turbine development.

E.3 FCM
Re: Green Municipal Fund
Project Grant Received for Council information

E.4 Blue Mountains Agricultural
Advisory Committee Received for Council information
Re: Copy of correspondence to
Nottawasaga Valley Conservation
Authority

E.5 Breaking Down Barriers
Re: Recognition Awards & Milestone
Newsletter Received for Council information

E.6 Denis Martinek
Re: Summary of Whistler's Short
Term Accommodation Received for Council information

E.7 Stu Frith
Re: Short Term Accommodation
Policies of Mont Tremblant Received for Council information

E.8 BMRA
Re: Response to the STA Operator's
Committee Proposal Received for Council information

Moved by: John McKean

Seconded by: R.J. Gamble

THAT this Council does hereby receive the Correspondence of May 6, 2013 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 Creation of a Policy to Transfer Assets from the Town to Corporations Owned or Controlled by the Town, CAO.13.03

Councillor Martin questioned if the Town currently has assets to be transferred, CAO, Troy Speck replying no, and confirmed that the asset transfer policy is being created with the TBM Housing Corporation in mind.

Michael then questioned if this policy is premature at this time, Troy replying that the Town is legislated to have an asset transfer policy in place prior to assets being transferred.

Moved by: R.J. Gamble

Seconded by: Gail Ardiel

THAT Council receive Report CAO.13.03 entitled "Creation of a Policy to Transfer Assets from the Town to Corporations Owned or Controlled by the Town" for their information purposes;

AND THAT Council approve the policy for the Asset Transfers to Corporations owned or controlled by the municipality, Carried.

F.2 Short Term Accommodation Proposal, Martinek/Tyrolean Village Resorts, PL.13.52

David Finbow, Director of Planning and Building, reviewed the staff report, noting this staff report is before Council further to the April 15th Council meeting. David noted the proposal being considered is that of the Short Term Accommodation owners and operators. David confirmed the staff report covers the proposal and the suggested Committee composition.

David advised that since the report was circulated, that correspondence was received from the public noting how STAs are regulated in Whistler and Mont Tremblant jurisdictions.

David advised Council that should Council wish to proceed with a STA Committee, that the staff resources to proceed with the STA Licensing Program would be delayed as the report indicates the STA Committee would report back in 3 months, the pilot project would be 6 months to a year, and the benefits from the proposal would be evaluated 9-12 months out.

David spoke referencing discussions with Blue Mountain Ratepayers Association's (BMRA) President, Michael Seguin, noting that BMRA supports the Town's efforts to a STA regime and have formally commented in a recent public meeting towards an STA licensing program.

David reiterated that the resources allocated for the development of the licensing program would be allocated to the proposed STA Committee if that is Council's direction.

Councillor Gamble spoke noting that any time a movement for cooperation is brought forward, that the Town should take notice and consider the options. Bob noted that the Town should consider the STA Committee and if it is unsuccessful, that Council could then proceed with the licensing. Bob further noted cooperation is important to meet the needs of all parties.

Councillor Halos spoke concurring with Councillor Gamble, noting that Council should consider the STA Committee. Joe then noted the STA Committee may be able to resolve the issues surrounding STA units. Joe noted that the STA Committee should work as a Committee, and be accountable to the Town.

Councillor Ardiel concurred with Councillors Gamble and Halos, noting she appreciates that the communication lines are open and that the STA operators are willing to work together and recognize the problems. Gail noted she too would like to see a pilot project of 3 months, followed by a meeting with Council.

David then spoke to clarify if the Committee is struck, that Council should adopt a terms of reference, with a subsequent report back to Council in three months' time.

Gail questioned if would it take three months to form a Committee. David advised that staff would do what they could in whatever time Council directed but noted that BMRA are not necessarily interested in participating and a decision needs to be made by Council to either allocate resources for the proposal before Council or utilize the resources for enforcement and development of the licensing program.

Councillor McKean spoke noting the proposal should not be at the cost of the taxpayers, further noting the OPP will not support a STA Committee if Council decides to move forward with section 5.1 policing. John noted he has concern with a longer timeframe, noting residents should not be subject to the issues surrounding STA units next winter, and further noted that STA Licencing should not become an election issue for the 2014 election. John stated that he would consider no more than 1 month to recommend members of the Committee and then start the pilot program.

Deputy Mayor McKinlay questioned if staff know the location of all STA units, David replying there are currently 200 plus active STA files and are like more operating contrary to the Zoning By-law. David further advised that STA's are defined under Zoning By-law, and that commercial resort units (CRU) and village commercial resorts units are not STA's. There are approximately 800 CRU's in the Village and many more in the legacy condos, being in the medium residential density land use designation and that these units are not STA's under current Zoning By-law and would not be STA's under the draft licensing by-law.

Duncan questioned the legislative powers that required STA operators to participate, can STA operators be a part of the organization following best practices? David then replied the only mechanism to require participation is the licensing powers under the Municipal Act.

Councillor Martin noted that Councils have been dealing with STA issues for the past 12 years. Michael noted the main problems are overcrowding, noise and behaviour of a few people. Michael further noted it is unfortunate to over-regulate STA units in order to regulate the problem areas.

Michael noted Council should proceed with licensing, but credits those for putting forward the idea of a STA Committee.

Michael noted he is concerned about municipal liability. Michael stated that the Town is pursuing the right course in keeping in mind the health and safety of the community.

Mayor Anderson noted the proposal could be a good idea and confirmed she respects the efforts of Mr. Martinek and Mr. Firth, but noted that she cannot support the idea at this time because of the time element.

Moved by: Ellen Anderson Seconded by: John McKean

THAT Council receive Staff Report PL.13.52 entitled "Short Term Accommodation Proposal – Martinek/Tyrolean Village Resorts" and provide Staff direction to continue on the licensing program as previously approved by Council.

Mayor Anderson then requested a recorded vote:

Councillor Ardiel	Nay
Councillor Gamble	Nay
Councillor Halos	Nay
Councillor Martin	Yay
Councillor McKean	Yay
Deputy Mayor McKinlay	Nay
Mayor Anderson	Yay

The Motion is Lost.

Duncan questioned when the decision by Council will be required to move forward with the licencing program. David answered mid to late June still on course, no sooner than June 17th. David advised implementation and transitional for fire department inspections would be 6-9 months before by-law in effect by the first quarter, early 2014.

Duncan noted that he has read the documentation from Mr. Martinek and the staff report, but questioned if the Committee is offering an alternative to the report. David replying, there will be a 3 month period following appointment of the Committee, with a report back to Council.

Bob questioned how the STA Committee would proceed if the Town selects a section 5.1 policing arrangement.

Duncan noted that it is his intention that a Committee should be created with specific appointments, and that such Committee be created at the May 15th Special Meeting of Council, and that the Committee will report to the Planning and Building Committee on July 2, 2013.

Ellen asked David if there is capacity to organize this group to run in tandem with the licensing process. David spoke in response noting that no work will be done on the licensing program during this time due to the lack of resources and further that a secretary is required to take notes for the Committee. David confirmed that Building and By-law do not have resources for this, but would look for a corporate resource to take minutes of the proposed Committee.

Ellen noted that she believes the proposal is a waste of staff time and money, as the Town has been making good progress through licensing and now forming a Committee is taking 20 steps backwards.

Moved by: D.R. McKinlay Seconded by: Gail Ardiel

THAT Council receive Staff Report PL.13.52 entitled “Short Term Accommodation Proposal – Martinek/Tyrolean Village Resorts”;

AND THAT Council direct staff to invite a stakeholder committee to consider alternatives to the proposed licencing by-law and to report to the July 2, 2013 Planning & Building Committee;

AND THAT the invitees to the committee be:

1. One OPP representative
2. One Building/By-law representative
3. One STA Owner/Operator
4. One Member of the Rental Managers Association
5. One representative of The Blue Mountain Ratepayers Association
6. Two members of the Public
7. One Fire Department representative

AND THAT Council confirm appointment to the Committee at the May 15, 2013 Special Council Meeting.

Councillor McKean then requested a recorded vote:

Councillor Ardiel	Yay
Councillor Gamble	Yay
Councillor Halos	Yay
Councillor Martin	Nay
Councillor McKean	Nay
Deputy Mayor McKinlay	Yay
Mayor Anderson	Nay

The Motion is Carried.

F.3 Removed from Agenda

F.4 Cancellation of Award for the Thornbury Municipal Harbour Basin Dredging, DOR.13.25

Director of Recreation Shawn Everitt reviewed his staff report to cancel the dredging at the Thornbury Municipal Harbour at this time but to complete the dredging at a later date in the summer of 2013.

Councillor Martin questioned if the Town has the ability to cancel the dredging outright. Shawn advised that the agreement was not executed between the Contractor and the Town.

Michael then questioned the possibility to go through the tendering process again. Shawn answered that it is very difficult to tender with the same scope of work. Director of Finance & IT Services, Robert Cummings added the problem with issuing a tender with same scope would not be a fair tender; it would be a faulted system.

Michael advised that it would be a tender with the same scope but different time. Shawn noted the Contractor would hold the price previously submitted, but have the work completed between July 15th and September 15th, 2013.

Moved by: D.R. McKinlay Seconded by: John McKean

THAT Council receive Staff Report DOR.13.25 “Cancellation of Award for the Thornbury Municipal Harbour Dredging” for information purposes;

AND THAT Council approve Staff to enter into negotiations as per the Town’s purchasing procedures with Huron District Contracting in order to complete the dredging project as previously tendered at a later date in 2013, Carried.

F.5 “The Dam Pub”, 53 Bruce Street South – Noise By-Law Relief Request, B.13.12

Moved by: R.J. Gamble Seconded by: D.R. McKinlay

THAT Council receive Staff Report B.13.12. with respect to “The Dam Pub”, 53 Bruce Street South – Noise By-law Relief Request and;

THAT Council supports the request for relief from the Noise By-law of The Dam Pub for the hours of 8:00 p.m. to 10:00 p.m. on the following dates:

- Friday, May 17, 2013
- Saturday, June 15, 2013
- Saturday, June 30, 2013
- Saturday, July 6, 2013
- Saturday, July 20, 2013
- Saturday, August 3, 2013
- Saturday, August 17, 2013
- Saturday, August 31, 2013
- Saturday, September 1, 2013, Carried.

Councillor Martin asked that staff contact the owner of The Dam Pub advising to stay within the 10 p.m. extension time, as last year the noise went as late as 12:30 a.m.

Mayor Anderson thanked Michael for reminding Council of that and directed David Finbow to reinforce the matter to stay within the 10 p.m. timeline. David agreed he will advise the owner to keep within the allotted timeframe.

F.6 Day of the Honey Bee (see Agricultural Advisory Committee Minutes dated April 16, 2013 at Agenda item H.7)

Moved by: D.R. McKinlay Seconded by: Joe Halos

WHEREAS Council of the Town of The Blue Mountains recognizes the value and importance of honey bees to the pollination of crops; and

WHEREAS Council acknowledges receipt of the recommendation from The Blue Mountains Agricultural Advisory Committee requesting recognition of the “Day of the Honey Bee”;

NOW THEREFORE Council of the Town of The Blue Mountains recognizes May 29, 2013 as the fourth annual “Day of the Honey Bee”, unanimously Carried.

Mayor Anderson commented that she appreciates Mr. Wilson offering to attend the Agricultural Advisory Committee meeting in person.

I. New and Unfinished Business

I.1 Grey County Council Update

EA, DMcK

Deputy Mayor McKinlay provided a Grey County update and noted that the recent Warden's Forum was educational, well attended, and the Grey County Transportation Master Plan was one of the items on the agenda. Duncan thanked Council for their support and Staff for preparing for the event.

Duncan reminded Council the July 2nd Grey County Council meeting will be held in the Village at Blue Mountains.

Duncan advised that he had met earlier in the day with Rural Affairs Minister, Hon. Jeff Leal working together as Chair of West Warden Caucus to bring high ultra-high speed internet to the rural areas.

Duncan further advised that Grey County is working with local farmers on food processing to provide training to individuals to ensure regulations are met, with a series of courses being offered to introduce the rules, what inspections are needed and for them to understand the process without becoming frustrated.

Councillor Martin commented on the endeavor to save local food initiatives to prevent food poisoning at events i.e. church bazaars, as they may not know the rules. Duncan noted the Health Unit is partnering and hopeful to communicate with existing organizations to provide more training of servers to promote public safety.

I.2 Notice of Motion

Council

None

I.3 Additions to Agenda

Staff

I.3.1 Councillor Ardiel updated Council on her recent attendance at the OSUM conference and noted the 2014 Conference will be held in Parry Sound. Gail advised that it was overall a great conference, very informative and noted the City of Guelph was recognized for their success in overall water conservation in reducing water consumption.

I.3.2 Mayor Anderson updated Council with her recent trip to Ottawa noting Mayors from Simcoe - Grey met with the Minister of Foreign Affairs, Hon. John Baird to discuss concerns of the declining water levels that are economically impacting businesses and tourism along the shores of Georgian Bay. Ellen noted the Mayors group is working with the Province in hopes to received financial assistance.

Ellen announced that she will not be running in the next election. Ellen commented that she enjoys her job as Mayor, but wanted to share with Council her decision to not run in the next election.

I.3.3 Councillor Martin advised the Ambassador Program partnered with GTTA and Collingwood proposal of \$20,000 was turned down by the RT07 group.

