

Minutes The Blue Mountains Council Meeting



MEETING DATE: June 17, 2013

LOCATION: Town Hall, Council Chamber

PREPARED BY: Corrina Giles, Town Clerk

A. Call to Order

- Deputy Mayor McKinlay called the meeting to order with all members in attendance save Mayor Anderson absent due to her attendance at a conference.

Also in attendance were Director of Planning & Building Services David Finbow, Director of Recreation Shawn Everitt, Director of Finance & IT Services Robert Cummings, Manager of Water & Wastewater Services John Caswell, Chief Librarian Terri Pope, Manager of Human Resources Tracey McKenna, Manager of Revenue Ruth Prince, Financial Accountant Renee Ouellette, Solicitor John Metras

- Council then paused for a moment of Personal Prayer or Reflection.

- Approval of Agenda:

Moved by: R. J. Gamble Seconded by: Michael Martin

THAT the Agenda of June 17, 2013 be approved as circulated, including any items added to the Agenda being the addition of Agenda H.3.1 Staff Report B.13.23 Lewis Request for Relief from Noise By-Law, and H.3.2 Infrastructure and Recreation Committee Appointment.

- No member declared a pecuniary interest with any matter as listed on the Agenda save Councillor McKean regarding Agenda item E.3 and his place of employment and Agenda item G.2 Accounts and Invoices and his place of employment and a family member's place of employment, Carried.

- Adoption of Consent Agenda

Moved by: Gail Ardiel Seconded by: Michael Martin

THAT the Consent Agenda of June 17, 2013 be adopted as circulated, less any items requested for separate review and discussion, being Agenda item G.4 Finance and Administration Committee Report dated June 11, 2013, Agenda item G.5 Infrastructure and Recreation Committee Report dated June 11, 2013 and Agenda item G.7 The Blue Mountains Public Library Minutes dated April 17, 2013, Carried.

- Previous Minutes

Moved by: Joe Halos Seconded by: Michael Martin

THAT the Special Meeting of Council minutes of May 15, 2013 and the Council minutes of May 27, 2013, be adopted as circulated, including any revisions to be made, Carried.

B. Presentation

B.1 The Blue Mountains Community Volunteer Award Ceremony

Council formally recognized the following individuals who received the “Order of The Blue Mountains” in the following categories:

- Arts and Culture: Linda Wykes
- Environment: James and Alice Visser and family
- Community Services: Mike Keaveney
- Friend of The Blue Mountains: Norine Baron
- Community Achievement: Pamela Leeb (posthumous)

Deputy Mayor McKinlay confirmed that the family of Pamela Leeb will receive the Order of The Blue Mountains at a subsequent meeting.

C. Deputations

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.

C.1 Deputation: Cathy Innes – Chairperson The Blue Mountains Public Library Board Update - 2013

Cathy Innes, Chairperson of The Blue Mountains Public Library Board, spoke congratulating the winners of the Order of The Blue Mountains.

Cathy then recognized the current members of the Library Board, and spoke regarding the history of The Blue Mountains Public Library.

Cathy noted that the L.E. Shore Memorial Library continues to honour the generosity of L.E. Shore.

Cathy spoke regarding the number of current library cards in 2012, being 4857, noting this figure has increased from 4365 in 2011. Cathy noted in 2012, the library had 44800 visits, and 55000 visits to the website.

Cathy spoke regarding the circulation of books from the library and the number of books downloaded in 2012, further noting that some books are available in audio, e-book form, and in large and regular print. Cathy spoke noting 18704 DVDs were loaned out in 2012 and that in 2012 there were 11950 users of the library’s internet services.

Cathy noted that the library now has Facebook and Twitter pages and can provide services for seniors. Cathy noted that the library building is 18 years old and that the library needs more space and needs to expand to meet accessibility standards and to save book bindings from overcrowded shelves. Cathy noted that space is needed for programming, including informal groups, educational services and workshops and that the Youth Advisory Council needs flexible space.

Cathy then spoke regarding the Seniors Programs offered through Beaver Valley Outreach, and noted that the library is an important community hub.

Cathy then spoke regarding the June 21 Parking Lot Party, from 4:30 to 9:00 pm with music, games and refreshments.

Deputy Mayor McKinlay then thanked Cathy for her presentation and thanked the library volunteers and Councillors Halos and Martin for sitting on the Library Board.

**C.2 Deputation: Carla Nicholson, Commodore
Re: Thornbury Yacht Club – Sail for Hope, Charity Event – Funds raised and future plans**

Deputy Mayor McKinlay welcomed Carla Nicholson, Commodore for the Thornbury Yacht Club.

Carla spoke regarding the upcoming Sail for Hope event noting this event is held in conjunction with the Canadian Cancer Society, and noted that over \$100,000 has been raised in the last eight years. Carla noted that it is time for change and that the purpose of her deputation to Council is to provide an update to Council.

Carla provided a background of the Sail for Hope event and noted there were 100 guests last year, and spoke regarding the donations from boat owners and giveaways.

Carla noted that the \$100,000 raised from the Sail for Hope event has stayed in the local unit of the Canadian Cancer Society and has been used for transportation programs.

Carla noted that the Sail for Hope event is meeting some challenges, further noting there is a gap in the leadership of events and that the event needs more Thornbury Yacht Club members to become involved. Carla noted that it is proposed that the event move to a bi-annual event.

Carla then thanked Council for hearing her deputation.

Councillor Martin then spoke reiterating that the money raised at the Sail for Hope event stays in the community.

Deputy Mayor McKinlay spoke noting this event may tie in with the Georgian Bay Health Unit's goal to treat more patients in Owen Sound.

D. Correspondence as previously circulated

Author	Recommendation / Action
D.1 "Tennis Caps Off" to The Blue Mountains. Re: Thank you!	Received for information
D.2 My Friend's House Re: Thank you	Received for information
D.3 Township of Huron Kinloss Re: Not a Willing Host Community For IWT Projects	Received for information

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| D.4 | Town of Petrolia
Re: Not a Willing Host Community
For IWT Projects | Received for information |
| D.5 | Human Resources and Skills
Development Canada
Re: Request for Funding | Received for information |
| D.6 | Ontario Fishing Events
Re: Fish Licence-Free July 6 – 14 | Received for information |
| D.7 | Ontario Heritage Trust
Re: Nominations for 2013 Recognition
Programs | Received for information |
| D.8 | Nottawasaga Valley Conservation
Authority Re: NVCA 2013 Watershed
Health Checks | Received for information |
| D.9 | Relay for Life Re: request for relief
From noise by-law | For Council consideration
See Agenda item E.8 |
| D.10 | Clarksburg Business Association
Re: request to be recognized as
a Business Improvement Area | For Council consideration
See Agenda item E.11 |
| | Moved by: Michael Martin | Seconded by: John McKean |

THAT this Council does hereby receive the Correspondence of June 17, 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.

E. Motions and Staff Reports

E.1 National Aboriginal Day in Canada, June 21

Moved by: Gail Ardiel Seconded by: R.J. Gamble

THAT Council of the Town of The Blue Mountains recognizes Canada's National Aboriginal Day held annually on June 21 to celebrate the unique heritage, diverse cultures, and outstanding achievements of the nation's three Aboriginal groups, being First Nations, Inuit, and Metis peoples, unanimously Carried.

E.2 TBM Workplace Violence & Harassment Program, HR.13.03

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

THAT Council receive Staff Report HR.13.03, entitled "Town of The Blue Mountains Workplace Violence & Harassment Program" for information purposes, Carried.

E.3 Heritage Corners Subdivision Road Resurfacing, EPW.13.061

Councillor McKean declared a pecuniary interest with regard to Agenda Item E.3 and vacated the meeting.

Moved by: Gail Ardiel Seconded by: Joe Halos

THAT Council receives Report EPW.13.061 entitled; “Heritage Corners Subdivision Road Re-surfacing”;

AND THAT Council redirect \$50,000 in 2013 taxation **from** a “Transfer to a Roads Reserve” **to** directly fund the Heritage Corners Road Re-surfacing project, Capital G/L account 6-308-0450, budgeted at \$50,000;

AND THAT Council approve the transfer of up to \$2500 from the Roads Reserve for costs of the project that exceed \$50,000;

AND THAT Council approve the change in scope of the project from a resurface project to a micro surface project, inclusive of the entire Heritage Corners Subdivision, Carried.

E.4 2014 Budget Pre-consultation Process and Pre-Consultation, FIT.13.28

Director of Finance and IT Robert Cummings reviewed the Report and noted staff are looking for direction from Council on the proposed taxation increase for the 2014 year.

Moved by: Gail Ardiel Seconded by: John McKean

THAT Council receive Staff Report FIT.13.28, “2014 Budget Process and Pre-Consultation” for information purposes; and,

THAT Council direct staff to prepare a base budget for 2014 that will support the Town’s current service levels at a cost of no more than 5.6% over the 2013 Budgeted Levy; and,

THAT Council direct staff on any new services to be included for consideration in the 2014 Budget Review through the use of the Budget Enhancement Report; and,

THAT any addition or reduction in service shall be recommended to Council at the proposed Budget Review meetings, separate of the Base Budget with valid descriptions, estimates and financial impact for Council’s deliberation, Carried.

E.5 Grey Condominium Corporation No. 28 – Private Sewer Works Financing Agreement, FIT.13.39

Moved by: Michael Martin Seconded by: John McKean

THAT Council receive Staff Report FIT.13.39 “Grey Condominium Corporation No. 28 – Private Sewer Works – Financing Agreement”; and,

THAT Council authorize the execution of the financing agreement with Grey Condominium Corporation No. 28 in the form satisfactory to the Town’s Solicitor and Treasurer; and,

THAT Council authorize staff to proceed with providing public notice of the Town's intention to undertake the Local Improvement project in accordance with section 36.6 of Ontario Regulation 586/06; and,

THAT Council authorize staff to prepare the by-law to undertake the Local Improvement project for enactment at the July 15, 2013 Council meeting, unanimously Carried.

E.6 Blue Mountain Village Association – Noise By-law Exemption Request, B.13.20

Moved by: R.J. Gamble Seconded by: Gail Ardiel

THAT Council receive Staff Report B.13.20 "Blue Mountain Village Association – Noise By-law Exemption Request" and grant the request for relief from the Noise By-law for the following dates and times:

1. July 5, 2013, Jazz on the Mountain, 8:00 pm to 11:00 pm
2. July 6, 2013, Jazz on the Mountain, 7:00 pm to 11:00 pm
3. July 7, 2013, Jazz on the Mountain, 2:00 pm to 5:00 pm
4. September 13, 2013, Centurion Cycling, 5:00 pm to 7:30 pm
5. September 14, 2013, Centurion Cycling, 6:30 a.m. to 5:00 pm
6. September 15, 2013, Centurion Cycling, 6:30 a.m. to 4:00 pm, Carried.

E.7 The Blue Mountains – Noise By-law Relief Requests, B.13.21

Moved by: Joe Halos Seconded by: John McKean

THAT Council receive Staff Report B.13.21 "The Blue Mountains – Noise By-law Relief Requests" and grant the request for relief from the Noise By-law for the following dates and times:

1. July 1st – Canada Day parade and Beaver Crawl – Bruce Street and Marsh Street from King Street to Clark Street from 8:00 a.m. to 3:00 p.m. – parade and festivities.
2. August 24th – BIA Country Hoe Down – Bruce Street from Highway 26 to Louisa Street from 5:00 p.m. until 11:00 p.m. – live music.
3. July 15th – September 15th – Thornbury Harbour Dredging – Saturdays 8:00 a.m. to 5:00 p.m. and Sundays 10:00 a.m. to 5:00 p.m. – Excavator & Dump Truck operations.
4. October 18th & 20th – Thornbury Harbour Haul Out – 7:00 a.m. to 8:00 p.m. – Crane Operations.
5. September 6th & 7th – Beaver Valley Fall Fair – Beaver Valley Community Centre & Moreau Park – September 6th – 3:00 p.m. to 10:00 p.m. and September 7th – 7:00 a.m. to 6:00 p.m. – General Music by DJ & PA Announcements.
6. October 20th – Rotary Blue Mountain Marathon – Beaver Valley Community Centre – 7:00 a.m. to 2:00 p.m. – PA Announcements
7. December 14th – BIA Olde Fashioned Christmas – Bruce Street from Highway 26 to Louisa Street – 1:00 p.m. until 10:00 p.m. – Disc Jockey, Carried.

E.8 Relay for Life – Noise By-law Relief Request – 189 Bruce Street South, B.13.22

Moved by: Michael Martin Seconded by: Joe Halos

THAT Council receive Staff Report B.13.22 “Relay for Life – Noise By-law Relief Request – 189 Bruce Street South” and grant the request for relief from the Noise By-Law for the following dates and times:

1. Relay for Life, 189 Bruce Street South, July 12, 2013, 7:00 pm until July 13, 2013 at 7:00 a.m., Carried.

E.9 Cedar Run Mysteryland Proposal Followup, DOR.13.36

Director of Recreation Shawn Everitt reviewed the Report noting this is a follow-up to the May 27 Deputation before Council, noting that this is the largest proposed event ever considered in The Blue Mountains. Shawn confirmed that the event identifies the challenges to host this event and noted that this event would include discussions with the OPP, Fire, Building Department and Planning Department. Shawn noted that a Ministry of Transportation permit would be required as the event is within 800 metres of a Kings Highway.

Shawn noted that he does not believe that the challenges cannot be overcome, and confirmed that land use challenges need to be considered. Shawn spoke regarding AGCO licencing and confirmed that the AGCO can put restrictions on liquor licences issued.

Shawn confirmed that the cost of policing and security will be paid for by the organizers of the event. Shawn spoke regarding the event notification process and noted there will be fees associated with the time to review the details of the event. Shawn noted that staff are recommending a tiered fee for event notifications, further noting that over 5000 in attendance would be an elevated fee.

Moved by: Michael Martin Seconded by: John McKean

THAT Council receive Report DOR 13 36 entitled “Cedar Run Mysteryland Proposal Follow up”, for their information purposes; and,

THAT Council supports the event in principle, subject to the issues outlined in Report DOR. 13.36 being addressed by the proponent(s), to the Town’s satisfaction, no less than 60 days prior to the proposed date of the event, Carried.

E.10 Non-willing Host for Wind Turbines

Moved by: John McKean Seconded by: Michael Martin

WHEREAS the Provincial Government has recently conveyed the Governments desire to limit Industrial Wind Turbines to communities that are willing hosts;

AND WHEREAS the Town of The Blue Mountains completed a Constraints Analysis dated April 2007 related to Renewable Energy;

AND WHEREAS the Constraint Analysis identified limited “unconstrained” areas within the Town of The Blue Mountains;

AND WHEREAS the Town of The Blue Mountains completed a Cultural Heritage Landscape Assessment Report dated September 2009 (CHLAR);

AND WHEREAS the CHLAR identified ten proposed Cultural Heritage Landscape Areas within the Town that merit consideration;

AND WHEREAS a number of the Cultural Heritage Landscape Areas identified are within the previously referenced and identified “unconstrained” areas;

AND WHEREAS the CHLAR identified that industrial wind turbines could have an impact on cultural heritage landscapes;

AND WHEREAS a significant portion of the Town of The Blue Mountains is subject to the Niagara Escarpment Plan;

AND WHEREAS the *Niagara Escarpment Planning and Development Act* identifies that the purpose of the Act is to provide for the maintenance of the Niagara Escarpment and land in its vicinity substantially as a continuous natural environment, and to ensure only such development occurs as is compatible with that natural environment;

AND WHEREAS the Niagara Escarpment Commission has adopted a position that the Niagara Escarpment Plan should not be the focus of large-scale industrial-type wind power development;

AND WHEREAS the Medical Officer of Health for Grey-Bruce has found that many people in Grey Bruce and Southwestern Ontario have been impacted by the noise and proximity of wind farms;

NOW THEREFORE Council of the Corporation of the Town of The Blue Mountains hereby notifies the Province of Ontario that the Town of The Blue Mountains is not a willing host for Industrial Wind Turbine Projects for the aforementioned reasons;

AND THAT Council of the Corporation of the Town of The Blue Mountains hereby directs that this resolution be circulated to Premier Kathleen Wynne, The Minister of Environment, The County of Grey and all municipalities in Grey County, Carried.

E.11 Clarksburg Business Association (Agenda item D.10)

Moved by: Gail Ardiel Seconded by: John McKean

THAT Council acknowledges receipt of correspondence from the Clarksburg Business Association requesting that Council consider the business areas on Marsh and Clark Streets in Clarksburg, as a business improvement area, with such boundaries to be consistent with the Community Improvement Plan; and

THAT Council supports the request of the Clarksburg Business Association and directs staff to provide a staff report outlining the steps required to designate the Clarksburg business area as a business improvement area and to establish a board of management, Carried.

F. By-laws

F.1 Being a By-law to delegate powers and duties of Council

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

THAT By-law No. 2013 -26 being a By-law to delegate powers and duties of Council be passed this 17th day of June, 2013, unanimously Carried.

F.2 By-Law to Impose a Charge for Summer and Winter Maintenance Services - Castle Glen Thunder Hill Development

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

THAT By-law No. 2013 - 27 being a By-law to impose a Charge for Summer and Winter Maintenance Services – Castle Glen Thunder Hill Development be passed this 17th day of June, 2013, unanimously Carried.

G. Consent Agenda

Accounts

- G.1 Accounts
- G.2 Invoices separated for pecuniary interest
(EC King, Sadler's, Miller and South Paw)

Reports List (Adopt)

- G.3 Planning and Building Committee Report, June 4, 2013
- G.4 Finance and Administration Committee Report, June 11, 2013

Moved by: Gail Ardiel Seconded by: R.J. Gamble

THAT the Finance and Administration Committee Report dated June 11, 2013 be adopted, together with the recommendations contained therein, unanimously Carried.

G.5 Infrastructure and Recreation Committee Report, June 11, 2013

Moved by: Michael Martin Seconded by: Joe Halos

THAT Agenda item C.1 EPW.13.058 "Georgian Woodlands Phase IV, Stage 2 – Speed Reduction Request" as contained in the Infrastructure and Recreation Committee Report dated June 11, 2013 be separated from the Committee Report for separate discussion, Carried.

C.1 Revised EPW.13.058 Georgian Woodlands Phase IV, Stage 2 – Speed Reduction Request

Manager of Water and Wastewater Services John Caswell spoke noting as requested by the Infrastructure and Recreation Committee, staff have communicated with Howard Noble Insurers regarding liability concerns of reducing the speed in the Georgian Woodlands subdivision. John noted that the insurers have indicated that they do not believe that by reducing the speed it will increase the liability exposure of the Town, but that by reducing the speed limit, it may make the area safer and reduce the liability exposure of the Town.

Councillor McKean requested a recorded vote.

Moved by: Joe Halos Seconded by: Michael Martin

THAT Council receive Report EPW.13.058 entitled "Georgian Woodlands Phase IV, Stage 2 – Speed Reduction"

Moved by: Michael Martin

Seconded by: R.J. Gamble

THAT the Infrastructure and Recreation Committee Report dated June 11, 2013 be adopted, together with the recommendations contained therein, save items C.1 and E.4 as discussed above, Carried.

Minutes List (Receive)

G.6 Thornbury Business Improvement Area, May 1, 2013

G.7 The Blue Mountains Public Library, April 17, 2013

Councillor Gamble spoke expressing concern with the Library Board minutes regarding contract snow removal, noting snow removal and grass cutting services are offered through the Recreation Department.

Director of Recreation Shawn Everitt spoke noting that Parks is not available to do snow maintenance at the Library because of the addition of the new Town Hall and the Town Hall being three times more snow removal required than that of the former Town Hall. Shawn noted that it was his understanding that lawn maintenance would continue.

Councillor Halos then spoke noting the library's lawn sprinkler system is being reduced for efficiencies, and noted the library is seeking efficiencies in the cost of lawn maintenance.

Moved by: Michael Martin

Seconded by: Joe Halos

THAT Council receive The Blue Mountains Public Library Minutes of April 17, 2013, Carried.

H. New and Unfinished Business

H.1 Grey County Council Update

EA, DMcK

Deputy Mayor McKinlay provided an update on the Southwest Economic Alliance conference attended in Goderich, and provided an update on the Western Ontario Wardens Caucus and the ultra-high-speed broadband project.

Duncan noted that the Transportation Steering Committee met last week and that comments submitted by the Town were well received by the consultant and embraced in the revisions to criteria. Duncan noted another meeting with senior staff will be held at the County. Duncan noted that 50 bridges should be removed from the County bridge system.

H.2 Notice of Motion

Council

None

H.3 Additions to Agenda

Staff

