

Minutes The Blue Mountains Council Meeting



MEETING DATE: July 15, 2013

LOCATION: Town Hall, Council Chamber

PREPARED BY: Corrina Giles, Town Clerk

A. Call to Order

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

Also in attendance were CAO Troy Speck, 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, Construction Coordinator Mike Campbell, Financial Accountant Renee Ouellette

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

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

THAT the Agenda of July 15, 2013 be approved as circulated, including any items added to the Agenda, being Agenda Item G.3.1 Georgian Triangle Humane Society request for support and G.3.2 Request for Relief from Noise By-law from The Dam Pub, Carried.

- No member declared a pecuniary interest with any matter as listed on the Agenda, save Councillor McKean regarding Agenda item F.1 and F.2 Accounts and Invoices and his place of employment.
- Adoption of Consent Agenda

Moved by: Joe Halos Seconded by: Michael Martin

THAT the Consent Agenda of July 15, 2013 be adopted as circulated, less any items requested for separate review and discussion being Agenda item F.4 Infrastructure and Recreation Committee Report dated July 9, 2013, Carried.

- Previous Minutes

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

THAT the Council minutes of June 17, 2013, be adopted as circulated, including any revisions to be made, Carried.

B. Deputations Public Meeting

The Mayor noted that 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 Public Meeting: Re: Proposals for Renewal of Service with the Ontario Provincial Police

Mayor Anderson read the Notice of Public Information and Public Meeting regarding the proposals for renewal of service with the Ontario Provincial Police. Ellen noted that Council will hold a Public Meeting to allow the public an opportunity to review and provide comments to the Proposals for Renewal of Service with the Ontario Provincial Police. The Public Meeting will follow the Public Information Session.

Ellen noted that the Public Meeting will be held at 7:00 pm on Monday, July 15, 2013, Town Hall, Council Chamber, 32 Mill Street, Thornbury, Ontario.

Ellen noted that any person may attend the Public Meeting and / or make written or verbal representation regarding this matter.

Ellen noted that written comments must be received by the Clerk no later than Friday, July 26, 2013 at 12:00 pm (noon).

Ellen noted that inquiries should be directed to Troy Speck, Chief Administrative Officer (519)599-3131 ext 234 or tspeck@thebluemountains.ca

Ellen 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 of August 26, 2013 will receive a Report from Staff summarizing the public consultation with recommendations with respect to the Proposals for Renewal of Service with the Ontario Provincial Police.

The Clerk then noted notice of the public meeting was given in accordance with the Town's Notice Policy and in response, comments were received from George Czerny, the Town of The Blue Mountains Police Services Board, Blue Mountain Ratepayers Association, and John Leckie on behalf of the BMRA Budget Review Committee.

Chief Administrative Officer Troy Speck spoke regarding the current OPP contract and the options for the new OPP contract.

Deputy Mayor McKinlay then joined the meeting, but excused himself from discussions regarding the OPP Contract declaring a pecuniary interest regarding a family member's place of employment.

Mayor Anderson then asked if any member of the public would like to speak regarding the proposals for renewal of service with the Ontario Provincial Police.

Rosemary Gosselin, resident of Thornbury, spoke noting that "cheap is expensive", further noting that she is concerned for the security of residents, and noted that during the next five year contract, the population in The Blue Mountains could increase, and noted that she is in favour of moving forward with a contract that is status quo with the current contract.

John Leckie of Blue Mountain Ratepayers Association (BMRA) spoke noting the BMRA have submitted comments to the Clerk. Mr. Leckie confirmed that BMRA is of the opinion that section 5.1 policing will not work, and referenced the number of permanent residents plus the annual visitors to the area. Mr. Leckie noted that the Town should enter into a five year contract with the OPP, but that the proposed 8% pay increase should be addressed with respect to affordability.

Mr. Leckie noted that noise complaints associated with short term accommodations can be addressed through the short term accommodation licensing and by-law regime.

Mr. Leckie thanked Inspector Trude and Sergeant Watts for their time to discuss the options for service.

Michael Seguin, President of Blue Mountain Ratepayers Association, spoke further to Mr. Leckie noting that BMRA are “pro-policing” and that the BMRA consider the OPP to be a community partner. Mr. Seguin thanked Inspector Trude and Sergeant Watts for crime prevention in the community and for taking the time to discuss the options for service. Mr. Seguin noted that BMRA want nothing less than is required to keep the community safe, and thanked Chief Administrative Officer Troy Speck for his work in communicating the OPP contract options available.

Mr. Seguin spoke regarding the proposed short term accommodation licencing regime as it relates to the OPP contract, and questioned how the Town intends to pay for the known and unknown costs of the OPP contract. Mr. Seguin noted that Council needs to consider the needs and essential services of the community, further noting that the BMRA Financial Committee will be reviewing the 2014 budget closely.

Bruce Taylor, Thornbury resident, spoke regarding options 3 and 4 and questioned what the cost would be overall if an additional by-law enforcement officer was hired, and questioned how often a by-law enforcement officer attends a situation that escalates and the OPP is then called. CAO Troy Speck spoke noting the cost to hire an additional by-law enforcement officer is in the range of \$90,000 to \$100,000 per year.

Councillor McKean then spoke referencing the addition of one OPP officer with the expectations of growth, but noted the Town did not experience the growth anticipated, Troy spoke in response confirming that one officer was hired in 2009.

Councillor Martin then spoke noting Council have a difficult decision to make, further noting that the OPP are obligated to provide adequate and effective policing. Michael noted that the difficulty for Council is the cost, further noting that a five year contract will result in a substantive increase in taxes, but noted all municipalities are in the same situation.

Michael then spoke regarding option 3 and noted if Council decide to move forward with option 3 that the Town would not have an OPP station and that this would result in an empty OPP station in The Blue Mountains. Michael noted that he appreciates all comments from the public regarding renewal of the contract. Michael questioned if a contract for less than five years could be considered. Troy spoke in response noting that the OPP will not enter into a contract for less than five year term, but noted that the Town can cancel the contract with one year notice.

Councillor Ardiel then spoke noting she sits on the Ontario Small Urban Municipalities board and that she will be attending a meeting at the upcoming Association of Municipalities of Ontario conference in Ottawa in August. Gail noted that there has been much discussion regarding the OPP contracts and that a task force has been considering the options available. Gail noted she will bring information back for Council consideration, following the AMO Conference. Gail noted that she has concerns with section 5.1 policing.

Councillor Gamble then spoke noting the new OPP contract will be an additional cost to taxpayers and that Council should cut costs in other areas in order to accommodate the OPP contract to maintain security in the area.

Councillor McKean spoke noting if Blue Mountain Village requires additional security, that Blue Mountain Village should pay for it.

Councillor Halos then spoke further to Councillor McKean and questioned if the Town could require that private operators pay for extra paid duty officers so that the Town could proceed with a section 5.1 policing arrangement.

Mayor Anderson then spoke thanking members of the public for their comments and for Council's comments in this matter. Ellen noted that some feel that a section 5.1 arrangement is how Council should proceed. Ellen noted that The Blue Mountains does not have problems with policing, and that the Town has had crime in the past with crimes such as theft and drugs, and noted the decline of these crimes has been because of the police and the police presence. Ellen confirmed that the Town does have a larger population than 7000, and that we need more money from the provincial and federal governments to assist with the cost of policing.

Ellen noted that she is looking forward to receiving the staff report on August 26.

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

C. Correspondence as previously circulated

Author	Recommendation / Action
C.1 Collingwood G & M Hospital Foundation Re: New Age of Care Update, June 12, 2013	Received for information
C.2 Township of Warwick Re: Not a Willing Host Community	Received for information
C.3 Bill Vomvolakis Re: Report EPW.13.063 "Historic Snowbridge Entrance" as contained in Infrastructure and Recreation Committee Report, Agenda item F.4	Received for information
C.4 Rod McPhail Re: Proposed Closure & Sale of Beaver Street between Louisa Street and Victoria Street, Agenda Item D.1	Received for information
C.5 Garry Milley Re: Beaver Street South Road Allowance between Victoria Street South and Louisa Street West, Agenda item D.1	Received for information
C.6 Maleine Fredricks Re: Beaver Street South Road Allowance between Victoria Street South and Louisa Street West, Agenda item D.1	Received for information
C.7 Bruce Taylor Re: Closure of Beaver Street, Agenda item D.1	Received for information

Councillor Gamble spoke regarding Agenda items C.4 through to and including C.7 and noted he supports the comments made in the correspondence noted, and that Beaver Street should not be declared surplus and sold.

- a. stopping-up and closing a portion of the Beaver Street South Road Allowance;
 - b. declaring the lands as surplus to the Town's needs; and,
 - c. offering the subject lands for sale by way of alternate method to Sobeys.
5. **AND THAT** Council determine the appropriateness/desirability of the stopping up and closing and related sale of a portion of the Beaver Street South Road Allowance following the public consultation process noted above

In speaking to the motion, David noted that signalization is not proposed for the intersection.

Councillor Martin noted that it is important for Council to hear from the public and the applicant, and to move through the process formally.

Councillor Ardiel then spoke regarding signalization and questioned if signalization would be considered by the Ministry of Transportation in the future, David replying that left hand turn lanes are proposed on Arthur Street, further noting that the Traffic Impact Study, Ministry of Transportation and the Grey and Blue Mountains traffic studies did not foresee signalization at this intersection.

Duncan then questioned if Council will be involved in the discussions of the development, David replying yes, this is correct.

Council then voted on the motion, Carried.

D.2 Grey Condominium Corporation No. 28 – By-law to Undertake Private Sewage Works, FIT.13.42

Moved by: Michael Martin Seconded by: Gail Ardiel

THAT Council receive Staff Report FIT.13.42 "Grey Condominium Corporation No. 28 – By-law to undertake private sewage works"; and,

THAT Council enact a "By-law to authorize the undertaking of private sewage works as a local improvement on private property – Grey Condominium Corporation No. 28"; and,

THAT Council authorize Grey Condominium Corporation No. 28 to commence the private sewer works as a Local Improvement project in accordance with section 36.6 of Ontario Regulation 586/06 and provisions of the Financing Agreement, Carried.

D.3 Update to Staff Report FIT.12.30 Windfall Development – Request for Development Charge Relief, FIT.13.41

Director of Finance and IT Robert Cummings reviewed the report, noting this is an update for Council. Robert noted that the Town could fund the sewer charge development charges for 17 to 20 years, but noted that funding this development could tie up the Town's funds in the future.

Deputy Mayor McKinlay then spoke questioning if the tender costs are higher than the original plan, if Council will have the ability to refuse to fund the development charges, Robert replying yes, but noted that the resolution of May 14, 2012 stated that Council will fund the agreement. Robert then noted that the development charges background study is based on estimates that are out of date, and that the Town is a year or two away from updating the development charges study.

Councillor Martin spoke questioning if the additional costs could be \$600,000, Robert replying yes, further noting that Council could be provided with options for consideration. Michael then noted that development is to pay for development.

Councillor Ardiel questioned if the development charges background study could be reviewed at the same time the tender comes in, Robert replying that the development charges background study work will take place, and that the study can be opened at any time for review.

Councillor Gamble spoke questioning if the final considerations are similar to the Camperdown and Lora Bay developments, Robert replying that the concepts are the same, and referenced inflationary, and noted the sunset clause is longer.

Moved by: John McKean Seconded by: Joe Halos

THAT Council receive Staff Report FIT.13.41, "Update to Staff Report FIT.12.30 Windfall Development – Request for Development Charge Relief" for information purposes; and

WHEREAS Council at its meeting of May 14, 2012 adopted the following resolution within Staff Report FIT.12.30:

THAT Council authorize funding any sewer development charge costs attributable to the Craighleith Service Area greater than the developers prepaid development charge contribution from existing and future Craighleith Area Sewer Development Charge Reserve Funds.;

AND WHEREAS recent cost estimates from C. C. Tatham & Associates for Grey Road 21 Sanitary Pipe Construction exceeds the recoverable estimates within the Town's Development Charge Background Study; and

THAT Council revisit the financing of any sewer development charge costs based on actual tender results with a view to potentially cap the level of financing, updating the Town's Development Charge Background Study, or consider other options that would mitigate the Town's level of risk, Carried.

D.4 Proposed Clarksburg Business Improvement Area, A.13.02

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

THAT Council receive Staff Report A.13.02 "Proposed Clarksburg Business Improvement Area";

THAT Council direct staff to provide notice to the owners of commercial or industrial assessed property within the Village of Clarksburg of Council's intention to designate an area as an improvement area and to establish a board of management;

THAT, if following the provision of Notice, the Town Clerk makes a determination that the conditions have been met to establish the Clarksburg business area as the "Clarksburg Business Improvement Area", that Council shall proceed with a Board of Management of 5 Directors, unanimously Carried.

D.5 Approval or Tenders / RFPs, Award of Contracts and Execution of Contract Agreements (verbal)

Moved by: Michael Martin Seconded by: Joe Halos

THAT Council authorize the Chief Administrative Officer, or anyone designated by him as Acting Chief Administrative Officer in his absence, to Approve Tenders and Requests for Proposals, Award Contracts and Execute Contracts during the period of July 16, 2013 to August 23, 2013 provided that the total costs are within the approved budget contained in the relevant departmental budget and that a report regarding these matters be brought forward to Council at its next regular meeting, Carried.

D.6 Thornbury Business Improvement Area Board of Management Recommendation Re: Bridge Height Top Banner (see Thornbury BIA Minutes at Agenda item F.8)

Moved by: Michael Martin Seconded by: Gail Ardiel

THAT Council acknowledges receipt of the request of the Thornbury BIA regarding the bridge height top banner;

AND THAT Council direct Town Staff to complete a feasibility study and to report back on the Bridge Height Top Banner, Lost.

D.7 Thornbury Business Improvement Area Board of Management Recommendation Re: Decorative Lighting Project (see Thornbury BIA Minutes at Agenda item F.8)

Councillor Halos declared a pecuniary interest with respect to Agenda item D.7 and did not participate in related discussion or voting

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

THAT Council acknowledges receipt of the request of the Thornbury BIA regarding the decorative lighting project;

AND THAT Council direct Town Staff to prepare a capital project sheet for a decorative lighting project in the Thornbury BIA area for Council consideration in the 2014, Carried.

E. By-laws

E.1 Zoning By-law Amendment, Part Lot 3, Concession 9, Part 2, 16R-9107

Moved by: Gail Ardiel Seconded by: John McKean

THAT By-law No. 2013 - 29 being a By-law to amend the Township of Collingwood Zoning By-Law, being By-law 83-40, is hereby amended by removing the holding '-h' symbol from the lands lying and being in The Blue Mountains comprised of Part Lot 3, Concession 9, Part 2 16R-9107, be hereby passed this 15th day of July, 2013, Carried.

E.2 By-law to Authorize the Undertaking of Private Sewage Works as a Local Improvement on Private Property – Grey Condominium Corporation No. 28

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

THAT By-law No. 2013 - 30 being a By-law to authorize the undertaking of private sewage works as a local improvement on private property, Grey Condominium Corporation No. 28 be hereby passed this 15th day of July, 2013, unanimously Carried.

E.3 By-law to Regulate Cross Connection and Backflow Prevention on Plumbing Systems

Moved by: John McKean Seconded by: Gail Ardiel

THAT By-law No. 2013 - 31 being a By-law to regulate cross connection and backflow prevention on plumbing systems as required to protect the Town of The Blue Mountains Drinking Water Supply and Distribution System from contamination, be hereby passed this 15th day of July, 2013, unanimously Carried.

F. Consent Agenda

Accounts

- F.1 Accounts
- F.2 Invoices separated for pecuniary interest (Miller)

Reports List (Adopt)

- F.3 Planning and Building Committee Report, July 2, 2013
- F.4 Infrastructure and Recreation Committee Report, July 9, 2013

Councillor Halos spoke regarding item C.2 EPW.13.063 Historic Snowbridge Entrance Works as contained in the Infrastructure and Recreation Committee Report.

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

THAT Council receive Staff Report EPW.13.063, “Historic Snowbridge Entrance Works”;

AND THAT Council refer this matter back to the Infrastructure and Recreation Committee to consider further options, Carried.

Deputy Mayor McKinlay then spoke regarding correspondence from Mr. Behan and staff’s suggestion to remove street islands where possible.

Manager of Water and Wastewater Services John Caswell spoke noting staff’s position is that there should not be anything placed in an island. Councillor McKean spoke noting once something is installed, it will be in the way for snow clearing, further noting that this is not a good idea.

Councillor Halos then spoke noting he recognizes the operational facts, but noted he is not in favour of more asphalt and less green.

CAO Troy Speck spoke encouraging Council to not ignore the advice of operational staff.

Moved by: D.R. McKinlay

Seconded by:

R.J. Gamble

THAT the Infrastructure and Recreation Committee Report dated July 9, 2013 be adopted together with the recommendations contained therein, save item C.2 as discussed above, Carried.

Minutes List (Receive)

- F.5 Source Protection Committee Minutes, April 26, 2013
- F.6 Grey Sauble Conservation Authority Minutes, May 8, 2013
- F.7 The Blue Mountains Public Library Board Minutes, May 22, 2013
- F.8 Thornbury Business Improvement Area Minutes, June 5, 2013
- F.9 Nottawasaga Valley Conservation Authority Highlights, June 28, 2013

G. New and Unfinished Business

G.1 Grey County Council Update

EA, DMcK

Councillor Ardiel spoke noting MP Dr. Kellie Leitch was recently appointed as the Minister of Labour and Minister of the Status of Women.

Moved by: Michael Martin

Seconded by:

Gail Ardiel

THAT Council of the Town of The Blue Mountains send a congratulatory correspondence to Dr. Kellie Leitch on her recent appointment as the Minister of Labour and Minister of Status of Women, Carried.

G.2 Notice of Motion

Council

None

G.3 Additions to Agenda

Staff

G.3.1 Georgian Triangle Humane Society Dog Fest & Walk-a-thon

Director of Finance and IT Robert Cummings spoke noting that Council has \$3800 in its Donations and Sponsorship account.

Councillor Ardiel noted that the Georgian Triangle Humane Society should apply for funding through the grants and donations program as other organizations do.

Moved by: Michael Martin

Seconded by: Joe Halos

THAT Council of the Town of The Blue Mountains supports the 2013 GTHS Dog Fest & Walk-a-thon on August 18, 2013 in the amount of \$125, Lost.

G.3.2 The Dam Pub, Request for Relief from Noise By-law

Moved by: Michael Martin

Seconded by: John McKean

THAT Council of the Town of The Blue Mountains grants the request for relief from the noise by-law of The Dam Pub on Thursday, August 15, 2013 from 7:00 pm to 9:00 pm, Carried.

