

Minutes: The Blue Mountains Council Meeting



MEETING DATE: September 3, 2014
MEETING TIME: 5:30 p.m.
LOCATION: Town Hall, Council Chambers
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

Also in attendance were CAO Troy Speck, Interim Director of Planning Jim Dymont, Director of Engineering & Public Works Reg Russwurm, Communications & Economic Development Coordinator Elizabeth Cornish, Acting Director of Finance & IT Services Ruth Prince, Manager of Water & Wastewater Services John Caswell, Chief Librarian Terri Pope and Manager of Human Resources Tracey McKenna, Planner Bryan Pearce, Financial Analyst Sam Dinsmore, Acting Fire Chief AJ Lake, Planner Shawn Postma, Budget Analyst Debbie Brown,

- 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 September 3, 2014 be approved as circulated, including any items added to the Agenda, being an addition at Agenda item F.4 PL.14.92 Final Approval of Official Plan, Carried.

- Declaration of Pecuniary Interest and general nature thereof**

No member declared a pecuniary interest with any matter on the Agenda save Councillor McKean regarding Agenda item G.1 Accounts and G.2 Invoices, and his place of employment and the places of employment of family members.

B. Closed Session

Moved by: Gail Ardiel Seconded by: John McKean

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:

- A proposed or pending acquisition or disposition of land by the municipality or local board, and with regard to the municipality's inventory of land; and
- Labour relations or employee negotiations and with regard to personnel matters, Carried.

Council moved into closed session at 5:32 pm.
Council moved into public session at 6:57 pm.

C. Call to Order (7:00 pm)

- Moment of Personal Prayer or Reflection**

▪ **Adoption of Consent Agenda**

With the adoption of the Consent Agenda, all Recommendations found within previous Committee Reports or Minutes are then approved or received by Council, as noted. These Committee meetings are open to the public. The Consent Agenda content is available to the public when the Agenda is finalized but is not subject to discussion from the floor at this time, however, representations may be made at subsequent meetings on matters of interest.

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

THAT the Consent Agenda of August 18, 2014 be adopted as circulated, less any items requested for separate review and discussion, Carried.

▪ **Previous Minutes**

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

THAT the Council minutes of July 14, 2014, and the Special Meeting of Council minutes of July 28, 2014 and August 18, 2014 be adopted as circulated, including any revisions to be made, Carried

D. Deputations / Presentations / Public Meeting

Mayor Anderson 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.

D.1 Public Meeting: Amending By-Law 2014-51 Being a By-law to Establish Development Charges for the Town of The Blue Mountains to clarify residential charges applicable in the Camperdown Service Area for water and wastewater services. No other development charges under By-Law 2014-51 are impacted by this proposed amendment

Deputy Mayor McKinlay read the Notice of Public Meeting with regard to amending By-law 2014-51, being a By-law to establish development charges for the Town of The Blue Mountains

Duncan noted that on Wednesday, September 3, 2014 the Council of The Corporation of the Town of The Blue Mountains will hold a Public Meeting regarding the amendment of By-law 2014-51, being a By-law to establish development charges for the Town of The Blue Mountains. The purpose of the proposed amendment is to clarify the residential charges applicable in the Camperdown Service Area for water and wastewater services. No other development charges under By-law 2014-51 are impacted by this proposed amendment.

Duncan noted that Council is required in accordance with the Corporate Provision of Notice Policy, to hold at least one Public Meeting to provide the public the opportunity to review and comment on the amendment of By-law 2014-51. Information regarding the amendment of By-law 2014-51 will be available, with Town representatives in attendance to respond to inquiries and to receive comments from the public.

Duncan noted that any person may attend the Public Meeting and make written or verbal representation either in support of or in opposition regarding the amendment of By-law 2014-51, being a By-law to establish development charges for the Town of The Blue Mountains.

Duncan 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 Wednesday, September 3, 2014, intends to amend By-law 2014-51, being a By-law to establish development charges for the Town of The Blue Mountains.

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

Financial Analyst Sam Dinsmore spoke noting the purpose of the proposed amendment is to clarify the residential charges applicable in the Camperdown Service Area for Water and Wastewater Services. Sam confirmed that no other development charges under By-law 2014-51 are impacted in this proposed amendment.

Deputy Mayor McKinlay then questioned if the Development Charges By-Law will continue agreements previously made, Sam replying, correct.

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

E. Correspondence as previously circulated

Author

Recommendation

E.1 Beaver River Watershed Initiative
Re: Request Council designate a Town Representative to meet with Beaver River Watershed Initiative

Moved by: Gail Ardiel

Seconded by: John McKean

THAT Council of the Town of The Blue Mountains receive correspondence from the Beaver River Watershed Initiative regarding a potential project;

AND THAT Council direct staff to report back to Council on the resources required to assist with the remediation and upgrade of a section (tributary) of the Beaver River located in the Village of Clarksburg, Carried.

E.2 Hospice Georgian Triangle
21st Annual Charity Event
Re: Request for support

Moved by: Gail Ardiel

Seconded by: John McKean

THAT Council receive the Georgian Triangle Hospice correspondence requesting support for the Annual Charity Dinner;

AND THAT Council direct staff to provide Georgian Triangle Hospice with information regarding The Blue Mountains Grants and Donations program and encourage the organization to apply for funding through Grants and Donations, Carried.

- E.15 Niagara Escarpment Commission
Re: Proposed NEC Plan Amendment
PC 183 10, Wooded Areas and
Significant Woodlands Received for information &
Referred to Planning
- E.16 Linda Lee Received for information and
Re: Request for municipal resources referred to staff (as identified by Council
to assess and/or rehabilitate stream in Agenda item E.1 above)

Moved by: Joe Halos Seconded by: Michael Martin

THAT this Council does hereby receive the Correspondence of September 3, 2014 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 Development Charges By-law Amendment, FIT.14.50

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

THAT Council receive Staff Report FIT.14.50, entitled "Development Charges By-law Amendment" for information purposes;

AND THAT Council direct staff to provide Council with a By-law to amend By-Law 2014-51, being a By-law to establish development charges for the Town of the Blue Mountains; in order to revise Schedule C;

AND THAT Council approve the 2014 amended Development Charge Background Study prepared by Hemson Consulting;

AND THAT having considered the submissions received at the Public Meeting held on September 3, 2014 in connection with the amended Development Charges Background Study and the proposed amended Development Charge By-law, and taking into consideration any changes made to the proposed Development Charge By-law following the said Public Meeting, Council hereby determines that no further Public Meeting under Section 12 of the Development Charges Act, 1997, S.O. 1997, c. 27 is necessary with respect to the Development Charges Background Study or the Development Charge By-law, Carried.

F.2 Blue Mountain Resort Request for Development Charge Refund, FIT.14.53

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

THAT Council receive Staff Report FIT.14.53, entitled "Blue Mountain Resort Request for Development Charge Refund" for information purposes;

AND THAT Council direct Staff to refund Blue Mountain Resorts \$334,144.30 from the correct development charge reserve funds;

AND THAT Council direct Staff to not consider development charge refunds for redevelopment building permit applications made prior to January 1, 2013, Carried.

F.3 Financing Agreement for the Thornbury West Road Improvements, FIT.14.52

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

THAT Council receive Staff Report FIT.14.52, entitled “Financing Agreement for the Thornbury West Road Improvements” for information purposes;

AND THAT Council authorize prepaid Development Charge Credits to be maximized through the front-ending agreement with Sobeys Development;

AND THAT Council authorize a timeline of five years for the repayment and recovery of financing through the front-ending agreement and a pay out of any remaining balances after the five year period expires;

AND THAT Council authorize funding 20% of all Roads and Related development charge collections back to Sobeys Development until fully repaid;

AND THAT Council authorize the use of an annual inflationary clause in the front-ending agreement with Sobeys Development to be tied directly to the Statistics Canada Construction Price Index as used in the Town’s Development Charges By-law.

AND THAT the Mayor and the Clerk be authorized to execute a Servicing and Front-ending Agreement with Sobeys for the Thornbury Square Project, upon recommendation of the Director of Engineering and Public Works, the Town’s solicitor, and the Chief Administrative Officer.

Councillor McKean requested a recorded vote:

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

The Motion is Carried.

F.4 Final Approval of Official Plan, PL.14.92

Moved by: Joe Halos Seconded by: Michael Martin

THAT Council receive Staff Report PL.14.92 “Final Approval of Official Plan” for information purposes, Carried.

G. Consent Agenda

G.1 Accounts

- G.1 Accounts
- G.2 Invoices separated for pecuniary interest (EC King, CC Tatham, Miller, South Paw)

Reports List (Adopt)

- G.3 Committee of the Whole Report, dated August 18, 2014

Minutes List (Receive)

- G.4 Drinking Water Source Protection Committee, May 30, 2014
- G.5 Committee of Adjustment, June 25, 2014
- G.6 Georgian Trail Board of Management, June 26, 2014
- G.7 Thornbury Business Improvement Area, July 2, 2014
- G.8 Committee of Adjustment, July 15, 2014

H. By-laws

H.1 By-Law to Adopt the Official Plan

Moved by: Michael Martin Seconded by: Gail Ardiel

THAT By-law No. 2014 – 56 being a By-law to adopt the Official Plan of the Town of The Blue Mountains be enacted on this 3rd day of September 2014, Carried.

H.2 By-law to Adopt Amendment No. 29 to the Official Plan of the Town of The Blue Mountains (Private Residences at the Georgian Bay Club)

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

THAT By-law No. 2014 – 57 being a By-law to adopt Amendment No. 29 to the Official Plan of the Town of The Blue Mountains be enacted on this 3rd day of September 2014, Carried.

H.3 By-law to Amend Zoning By-Law No. 83-40 as it relates to Block 42, Plan 16M-6, Block 2, Plan 1157, West Part Lot 27, Concession 7, Part of Part 2 RP 16R-2670, Part 1 RP 16R-8944 and Part Block 1, Plan 1157 (Private Residences at the Georgian Bay Club)

Moved by: Joe Halos Seconded by: John McKean

THAT By-law No. 2014 – 58 being a By-law to amend Zoning By-law 83-40 as it relates to Block 42, Plan 16M-6, Block 2, Plan 1157, West Part Lot 27, Concession 7, Part of Part 2 RP 16R-2670, Part 1 RP 16R-8944 and Part Block 1, Plan 1157 be enacted on this 3rd day of September 2014, Carried.

H.4 By-law to Amend Zoning By-law 10-77, as it relates to Plan 104, Lot 24, Pt. Lot 23, RP 16R-2661, Part 2 (Susan and Robert McDonald)

Moved by: Michael Martin Seconded by: Gail Ardiel

THAT By-law No. 2014-59 being a By-law to amend Zoning By-law 10-77 as it relates to Plan 104, Lot 24, Pt. Lot 23, RP 16R-2661, Part 2 be enacted on this 3rd day of September, 2014, Carried.

H.5 By-law to Amend By-law 2014-51 to Establish Development Charges for Town of The Blue Mountains

Moved by: Michael Martin Seconded by: Gail Ardiel

THAT By-law No. 2014-60 being a By-law to By-law 2014-51 to establish development charges for the Town of The Blue Mountains be enacted on this 3rd day of September, 2014, Carried.

I. New and Unfinished Business

I.1 Grey County Council Update

EA, DMcK

Deputy Mayor McKinlay provided a brief update from Grey County. Duncan noted that he made efforts to have the County include County Road 119 included in a funding application.

Duncan noted that the County was well represented at AMO and noted he is hopeful that fibre optic cable will be brought to all homes in Western Ontario.

Councillor Ardiel then spoke regarding her attendance at AMO and noted the Minister of Tourism is coming to The Blue Mountains in November, and it is hoped that he will assist with tourism in the area. Gail then referenced discussions with the Minister of Transportation regarding pedestrian and cycling safety. Duncan noted that their delegation to the Minister of Transportation was well received with respect to public transit.

Councillor Halos congratulated Deputy Mayor McKinlay and Councillor Ardiel for their nomination to the AMO Board of Directors.

Councillor Gamble then spoke expressing concern for the cost to Blue Mountain taxpayers for the expansion of Georgian College and the County's financial commitment to the college. Bob noted that The Blue Mountains will not see much benefit from the expansion. Duncan spoke in response and noted there was much debate at the Grey County Committee level.

Councillor Gamble then spoke regarding news from the Bluewater District School Board that Georgian Bay Secondary School in Meaford will be eliminated and the children bussed to Owen Sound. Bob noted this will have a detrimental effect to the area.

Gail then spoke noting the closure of small schools across Ontario has been discussed at AMO, further noting that Ontario Small Urban Municipalities ("OSUM") is pushing to have rural schools stay open. Duncan then spoke noting the Ministry of Municipal Affairs and Housing is also committed to keeping rural schools open as schools are the hub for communities.

I.2 Notice of Motion

None

I.3 Additions to Agenda

None

I.4 Staff Discussion

J. Notice of Meeting Dates

Committee of the Whole, September 8, 2014 1:00 pm
Town Hall, Council Chamber

Council Meeting, September 22, 2014 7:00 pm
Town Hall, Council Chamber

K. Confirmation By-law and Adjournment

Moved by: Michael Martin Seconded by: Gail Ardiel

THAT By-law No. 2014 - 61, being a By-law to confirm proceedings of the Council of The Corporation of the Town of The Blue Mountains on September 3, 2014, be hereby enacted as passed this 3rd day of September, 2014, Carried.

Councillor McKean did not vote having earlier declared a pecuniary interest.

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

THAT this Council does now adjourn at 8:30 p.m. to meet again September 22, 2014, 7:00 pm, Town Hall, Council Chamber, or at the call of the Chair, Carried.

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Duncan R. McKinlay, Deputy Mayor

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Corrina Giles, Town Clerk