

D. Deputations / Presentations / Public Meeting

Mayor McKean 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 Deputations

Deputation: Stu Frith

Re: Short Term Accommodation - Responsible Person

Stu spoke thanking Council for hearing his deputation. Stu noted that there is a shortcoming in the "Responsible Person" aspect of the Short Term Accommodation Licensing By-law. Stu noted that the By-law is in place because of a few short term accommodation ("STA") properties with problems. Stu noted that many individuals weighed into the creation of the by-law.

Stu noted that the Short Term Accommodation Committee was created to develop a by-law, further noting that each section of the by-law was discussed in great detail. Stu noted that those at the table took the legislation seriously.

Stu noted that the management of the by-law created the Responsible Person, further noting that it was written into the by-law. Stu noted that the Responsible Person must respond within one hour of the call, further noting that the Owner must ensure there is a Responsible Person in place to respond within one hour. Stu noted there are other sections in the by-law where the Responsible Person appears. Stu noted the Responsible Person is key.

Stu noted that right now, the by-law is working well. Stu noted that from Monday to Friday, 8:30 to 4:30 that the Responsible Person is used by the Town on a consistent basis, with very low volume of calls.

Stu noted that the use of the Responsible Person can finite a number of the noise issues. Stu noted that the Responsible Person is not functioning after 4:30 pm on weekdays or on weekends, further noting there is a gap at these times, and this creates shortcomings in the current system.

Stu noted that due process must be afforded to the STA Owners and Rental Managers. Stu noted that the By-law is the mechanism, with the use of the Responsible Person, to address issues when the issue occurs.

Stu noted that currently, when an issue arises, the Responsible Person is not called, and noted that the Owners need to be able to be responsible to mitigate problems. Stu noted that Owners expect that the terms of the by-law would be followed, further noting that OPP and By-Law Enforcement response is expensive.

Stu asked that the matter be seriously reviewed by Council and that all stakeholders be allowed to resolve issues.

Stu then referenced the staff report of Greg Miller, Manager of Building and By-law Services, of last year regarding the use of third party security and asked that Council review this report again.

E.2 GLSLCI Update

Re: Request for resolution in support
of Waukesha Water Diversion Application

Moved by: R.J. Gamble

Seconded by: Michael Martin

WHEREAS the Great Lakes and St. Lawrence River Basin represents approximately 20% of the world's surface freshwater resource and supports the third largest economy in the world; and

WHEREAS, on December 13, 2005, the Great Lakes Governors of Illinois, Indiana, Michigan, Minnesota, New York, Ohio, Pennsylvania and Wisconsin and the Premiers of Ontario and Quebec signed the Great Lakes – St. Lawrence River Basin Sustainable Water Resources Agreement (the "Agreement"), and the Governors endorsed the companion Great Lakes – St. Lawrence River Basin Water Resources Compact (the "Compact"), which was later approved by the United States Congress and signed by the President, banning new water diversions from the Basin except in communities located in counties straddling the water division line between the Great lakes-St. Lawrence Basin and other basins; and

WHEREAS the City of Waukesha, WI, is located in Waukesha County, a County straddling the basin division line; and

WHEREAS the City of Waukesha applied to the Wisconsin Department of Natural Resources under the exception for a "Community within a Straddling County" to use Lake Michigan as its source of drinking water (the "Waukesha Application"); and

WHEREAS, the Compact requires proposals for diversions to satisfy seven specific conditions; and

WHEREAS the Regional Body, after having reached an agreement on a Declaration of Finding and a set of conditions for the application, forwarded its recommendation to the Compact Council, and that all eight Great Lakes states voted in favour of the Waukesha Application; and

WHEREAS on June 21, 2016 the Compact Council issued its Final Decision approving the Waukesha Application with Conditions; and

WHEREAS the Waukesha Application does not meet the terms of the Agreement not the Compact, and the precedent-setting nature of the Final Decision to approve the Application is of great concern to the Mayors of the Great Lakes and St. Lawrence Cities Initiative; and

WHEREAS the approved service area still contains parts of communities which are not part of the City of Waukesha and which have not demonstrated a need for the water, amounting to a clear violation of the Compact; and

WHEREAS this broader service area is not a "Community within a Straddling County" as defined and required by the exception conditions in the Agreement and Compact; and

WHEREAS there are reasonable water supply alternatives to meet the drinking water quantity needs of the City of Waukesha; and

WHEREAS the impacts of the proposed return flow of water through the Root River to Lake Michigan are likely to have adverse impacts on the ecosystem and to the urban shores of the mouth of the River; and

WHEREAS the Conditions for Approval were not subject to public comment while debated by the Regional Body and Compact Council despite the Compact's requirement that all relevant information be available to the public for comment; and

Councillor Seguin requested a recorded vote:

Moved by: John McGee Seconded by: Joe Halos

THAT Council receive Staff Report FAF.16.80, entitled “Purchasing Policy Update 2016”; and

THAT Council approve the policy direction for the new Purchasing Policy and directs staff to bring forward a modified Purchasing Policy for discussion and approval at a future Council Meeting.

Councillor Gamble Yay
Councillor Halos Yay
Councillor Martin Yay
Councillor McGee Yay
Mayor McKean Yay
Councillor Seguin Nay
Deputy Mayor Ardiel Yay
The Motion is Carried.

B.2.3 Local Improvement – Slalom Gate Shop Limited, FAF.16.76

Moved by: John McKean Seconded by: John McGee

THAT Council receive Staff Report FAF.16.76, entitled “Local Improvement – Slalom Gate Shop Limited”; and

THAT Council uphold By-Law 2016-30 and charge three equivalent units to Slalom Gate Shop Limited for the wastewater servicing done on Wensley Drive and Peaks Road, Carried.

Councillor Gamble Yay
Councillor Halos Nay
Councillor Martin Yay
Councillor McGee Yay
Mayor McKean Yay
Councillor Seguin Nay
Deputy Mayor Ardiel Nay
The Motion is Carried.

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

THAT the balance of the Committee of the Whole dated August 22, 2016 be adopted as circulated, Carried.

Minutes List (Receive)

- G.4** Police Services Board Minutes dated May 11, 2016
- G.5** Grey Sauble Conservation Board Minutes dated June 8, 2016
- G.6** Committee of Adjustment Minutes dated June 15, 2016
- G.7** Committee of Adjustment Minutes dated July 20, 2016
- G.8** Nottawasaga Valley Conservation Authority Highlights dated August 26, 2016
- G.9** Drinking Water Source Protection Newsletter dated August 2016

I.3 Additions to Agenda (Staff)

I.3.1 Offer to Purchase Land – Plan 16R-10677, CSPW.16.126

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

THAT Council receive Staff Report CSPW.16.126, Offer to Purchase Land – Plan 16R-10677;

AND THAT the Mayor and Clerk be authorized to execute necessary documents including an agreement of purchase and sale with the land owner to transfer the property at Part 1 of South Part Lot 26, Concession 9 (Plan 16R-10677) into the Town's ownership, upon recommendation of the Director of Infrastructure and Public Works and the Town Solicitor, Carried.

I.3.2 Collingwood General and Marine Hospital Correspondence

Moved by: John McGee Seconded by: Gail Ardiel

THAT Council of the Town of The Blue Mountains fully supports the Collingwood General and Marine Hospital Board of Trustees' decision to submit its Stage 1A Master Program and Stage 1B Master Plan on September 30, 2016 to the Ministry of Health and Long-Term Care, which includes the preferred site and other viable options, Carried.

I.4 Staff Discussion

J. Notice of Meeting Dates

Committee of the Whole Meeting, September, 12, 2016

Town Hall, Council Chambers

Council Meeting, September 26, 2016, 7:00 pm

Town Hall, Council Chambers

K. Closed Session

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

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) Litigation or potential litigation, including matters before administrative tribunals affecting the municipality or local board, labour relations or employee negotiations, personal matters about an identifiable individual, including Town or local board employees and with regard to a personnel matter; and
- ii) Personal matters about an identifiable individual, including Town or local board employees and with regard to review of integrity commissioner applications, Carried. .

Council moved into closed session at 9:15 pm.

Council moved into public session at 9:42 pm.

L. Confirmation By-law and Adjournment

Mayor John McKean vacated the Council chambers having earlier declared a pecuniary interest. Deputy Mayor Ardiel chaired this portion of the meeting.

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

THAT By-law No. 2016 - 56, being a By-law to confirm proceedings of the Council of The Corporation of the Town of The Blue Mountains on September 7, 2016, be hereby enacted as passed this 7th day of September, 2016, Carried.

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

THAT this Council does now adjourn at 9:45 p.m. to meet again September 26, 2016, Town Hall, Council Chambers, or at the call of the Chair, Carried.

John McKean, Mayor

Corrina Giles, Town Clerk