

**Minutes: The Blue Mountains Council Meeting**



**MEETING DATE:** October 7, 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 Engineering & Public Works Reg Russwurm, Director of Recreation Shawn Everitt, Communications & Economic Development Coordinator Elizabeth Cornish, Director of Finance & IT Services Robert Cummings, Manager of Water & Wastewater Services John Caswell.

- Approval of Agenda

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

THAT the Agenda of October 7, 2013 be approved as circulated, including any items added to the Agenda, being an Addition at Agenda item I.3.1 Recycling Council of Ontario correspondence requesting recognition of Waste Reduction Week in Canada October 21 to 27, Carried.

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

**B. Closed Session**

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

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) Labour relations or employee negotiations and with regard to personnel matters;
- b) Litigation or potential litigation, including matters before administrative tribunals affecting the municipality or local board and regarding Town owned land;
- c) Personal matters about an identifiable individual, including Town or local board employees and with regard to a committee appointment, Carried.

Council moved into closed session at 5:31 pm.

Council moved into public session at 6:43 pm.

**C. Call to Order**

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

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

THAT the Consent Agenda of October 7, 2013 be adopted as circulated, less any items requested for separate review and discussion, Carried.

Councillor McKean did not vote having earlier declared a pecuniary interest with respect to Agenda item H.1 Accounts and H.2 Invoices.

- Previous Minutes

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

THAT the Council minutes of September 16, 2013 and the Special Meeting of Council minutes of September 24, 2013, be adopted as circulated, including any revisions to be made, Carried.

Mayor Anderson then introduced Elizabeth Cornish to Council, noting that Elizabeth is the new Communications and Economic Development Coordinator for the Town.

## **D. Deputations / Presentations / Public Meeting**

The Mayor 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 Grey County Warden Duncan McKinlay and CAO Lance Thurston Re: Grey County Update**

Mayor Anderson welcomed Warden Duncan McKinlay and CAO Lance Thurston.

Duncan spoke on behalf of the County and noted it is his hope that The Blue Mountains feels engaged by the County. Duncan noted that the Warden's Forum has been held in The Blue Mountains twice, as well as other County events. Duncan noted there has been a higher level of communication and collaboration through staff.

Duncan noted that the County has completed a transportation review, and that the Town brought recommendations forward to the County.

Duncan noted that the County has restructured staff and that the County are undertaking a further review of its core functions, including snowplowing, construction and maintenance.

Duncan spoke noting the County has more private contractors, and noted the County is undertaking maintenance type work to remove brush along roadsides and intersections.

Duncan then referenced the Town's input to the Transportation Master Plan regarding roads and bridges in Grey County, including what should and should not be a County road, and noted the County will work with the lower tiers in the future and will have further discussions on transitioning the roads to and from the County.

Duncan then spoke regarding the Grey County long term care facilities and noted there are two Class A and one Class B home in Grey County. Duncan noted that the County is committed to redevelop the Class B home, subject to the availability of funding from the Province. Duncan noted that in speaking with the Ministry, there is room for efficiencies and that the County works with the LHINs to provide faster, more efficient paperwork, thus allowing more time to be spent with the patient.

Councillor Ardiel then spoke referencing a development called Georgian Villa in Penetang that was constructed with the assistance of the Federal, Provincial and Municipal governments. Gail noted this development is built on 22 acres. Gail then questioned if a development like this could be built in Grey County, Duncan replying that the County has not considered a project like this, but that does not mean it would not be considered in the future. Duncan noted that the goal of the Province is to have people age and stay in their homes as long as they can.

Duncan then spoke regarding Emergency Management Services (“EMS”) and noted Grey County operates ambulance services for the County. Duncan noted that EMS no longer provide non-emergency transfers and are now phasing out of shorter trips as well. Duncan noted that phasing out non-emergency transfers will improve the presence of EMS ambulances in the southern portion of the County.

Duncan noted that a new ambulance base was built in The Blue Mountains in the last couple of years.

Duncan then noted that he and Lance are the Chair and Secretary of the Western Ontario Wardens Group. Duncan noted that this group has no power, but that three projects were initiated this year, one of which being ultra-speed internet. Duncan noted that the Province provided funding to conduct a study, which is now complete, that notes how ultra-speed internet can be brought to the rural areas of western Ontario. Duncan noted they are seeking ways in which to reduce the costs and that the Western Ontario Wardens will consider this again.

Lance then spoke regarding Southwestern Economic Alliance (SWEA) group noting this group includes municipalities, private sector, universities, colleges and is a cross-section body that tries to promote prosperity across the area. Lance noted that SWEA is hosting a meeting to begin the discussion on regional transportation in Southwestern Ontario.

Duncan then spoke noting creating a collaborative efforts model was his goal for his first term as Warden, and that to date there has been one submission, being from the municipality of West Grey to consider a County-wide library card or a County-wide library system. Duncan noted that County Council has asked Lance to consider this to determine whether this should move forward. Lance noted that he has met with municipal CAO’s and librarians and that he will report back to County Council as to whether this should move forward.

Duncan then spoke regarding road surface treatments, noting the County has taken a more technical approach to the road surface and treatment program. Duncan noted that a review of the County roads has taken place and that some surface work will be completed now to extend the life of some of the roads and that some roads will be rebuilt.

Councillor McKean spoke regarding the Grey County Construction and Resurfacing Map that was attached to the Grey County Committee Report TR-TAPS-64-13. John noted that 65 to 75% of Grey County roads have been identified as not regionally significant to the County and questioned why in The Blue Mountains there are just 10 kms of road to receive upgrades. Duncan spoke in response noting that Grey Road 2 requires two lifts of asphalt because of truck traffic, further noting that any changes to the County road system has not been made yet. Duncan noted that the County will not transfer ownership of a road back to a municipality in poor condition, further noting that a preventative coating will extend the life of the road. Duncan noted that the County owns 59 bridges that are not on County roads, further noting this will be discussed in the future.

John noted that he sees merit in the review of the County roads project started by the County and is hopeful that it will continue.

Councillor Halos spoke noting he is pleased to hear that the County will complete the transportation study.

Councillor Gamble then spoke questioning if, through the Transportation Master Plan, many of the County roads will be downloaded to the local municipalities, Duncan spoke in response noting that he believes that the County should do its best for the entire County to ensure that all municipalities are represented, Duncan noted that the first draft of the Transportation Master Plan criteria has been set out. Duncan noted that The Blue Mountains responded to the call for comments and provided recommendations to the County. Duncan noted that the County needs to ensure it has the right roads for regional and County use.

Bob then expressed concern with the core services of the County, referencing the proposal for a County-wide library system, and noted if there are additional costs for a County-wide library system that The Blue Mountains will be responsible for 25% of the additional costs. Bob noted that The Blue Mountains will not derive much benefit from a County-wide library system and questioned if The Blue Mountains could opt out. Duncan spoke in response noting that the objective of collaborative efforts is to bring willing partners together.

Bob then noted that the County invested money in tourism for the County, but it does not appear that much of the dollars were shared with this part of the County. Bob questioned if the County could ensure that 25% of the funding comes back to The Blue Mountains. Duncan spoke in response noting that the County handles the money from provincial and regional tourism, with a portion being funded by the ratepayer that is invested regionally. Duncan noted that he will get the numbers and report back.

Bob then spoke questioned funding of Grey Roots, Duncan spoke in response noting that Grey Roots is funded from the heritage budget and serves the people across the County.

Councillor Martin then spoke noting there is an inequity between Grey County municipalities, and questioned if the County has investigated legislative requirements regarding the inequity argument, further noting this is not going away. Michael noted that many Counties have special statutes and questioned if the County has undertaken research of these statutes. Duncan noted that he will seek clarification on this matter from Councillor Martin.

Mayor Anderson thanked Duncan and Lance for attending as a deputation this evening and thanked Duncan for his work as Grey County Warden.

## **D.2 Donald Kerr, Blue Mountain Watershed Trust Foundation Re: Vision for Silver Creek Wetland, Long-term Conservation**

Don Kerr spoke on behalf of the Blue Mountain Watershed Trust Foundation ("BMWTF") noting he presented to the Planning Committee last year, and since that time have presented to Nottawasaga Valley Conservation Authority and the Town of Collingwood.

Don then spoke noting the vision of the BMWTF is to ensure the long term protection of lands. Don provided the status of the Silver Creek Wetland in Collingwood. Don noted that the Spotted Turtle was located on the property and provided an overview of the former Terrasan and Havens property, and the ownership of the Silver Creek Wetland property. Don noted that progress is slow. Don noted that the Blandings Turtle was found within 10 metres of the Meridian property.

Don noted that the BMWTF is requesting that when a development application is considered that there will be an opportunity for the BMWTF to gain lands in the Silver Creek Wetland. Don noted that NVCA should manage the lands as the NVCA has the expertise and experience.

Don then noted the reasons why the wetlands should be preserved, including improving water quality, water storage, flood control, habitat and to enhance the experience of nature. Don noted that 70% of wetlands have been lost.

Don noted that the proposal is for the future, further noting that the Town needs to be ready for the land to protect the Silver Creek Wetlands.

Don noted that a management plan is recommended to balance the public access and conservation, further noting that the NVCA should supervise the creation of the plan, and that the plan should be updated when new lands are added.

Don then spoke regarding funding and costs when fully implemented. Don noted that the Town should work with the BMWTF as lands become available.

Mayor Anderson then thanked Don for his presentation and thanked the Blue Mountain Watershed Trust Foundation for their work. Ellen noted that staff will review this proposal and will report back to Council.

### **D.3 Don Braden, Blue Mountain Village Association Re: Public Transit**

Don Braden spoke regarding public transit and noted the Town of Collingwood would like to extend its transit to the west, and that private partners wish to invest. Don spoke regarding the history of municipal discussions regarding a proposed transit system in 2007, 2010, and 2012-2013.

Don noted that Blue Mountain Resort has a pressing need for transit between Collingwood, Wasaga Beach and The Blue Mountains. Don noted that the costs are well known, and that a six month trial period with measurements for success will be a prudent way to proceed. Don then reviewed the business plan for funding.

Mayor Anderson questioned reference to \$90,000 in gas tax funding, questioning if that would come from Simcoe County or Grey County, Don replying that Blue Mountain would recover the gas tax funding to provide to the Town of Collingwood for the transit, further noting that the net burden would be shared evenly between municipalities.

Don noted that based on the estimates, that the transit would cost Collingwood and The Blue Mountains \$18,000 each for the trial period.

Don then spoke regarding the benefits of proceeding with transit, including economic development, and noted transit will connect those without a vehicle to Blue Mountain for jobs. Don noted that transit could be a strong public-private partnership.

Don noted that the proposal supports the Town's Sustainable Path, providing green transportation for employees.

Don noted that Blue Mountain Village Association is seeking a motion from Council to instruct staff to negotiate a contract with the Town of Collingwood for the extension of the Town of Collingwood transit service.

Don then reviewed the proposed transit route. Don reviewed the proposed budget, noting that gas tax funding is available and is needed.

Dave Sinclair, Vice President of Human Resources at Blue Mountain Resort then spoke regarding the need for transit to assist in hiring staff for Blue Mountain Resort.

Councillor Gamble then spoke noting the first six months could be a good trial period, further noting that the ridership should be confirmed and that gas tax funding should be firmed up as this could make or break the project. Bob noted that he would like to see more input and contribution from local businesses.

Councillor Ardiel then spoke questioning where the funding will come from, and noted that ridership often dwindles in time. Gail noted she is in favour of a six month trial period and noted that a transit bus system is not a money-maker for the municipality, but that it keeps people employed. Don noted he hopes to see if the demand is there, and if it is not used, the service will cease. Don noted this is a good private-public partnership.

Dave Sinclair noted that the bus is operated exclusively for Blue Mountain now for busy days and is full.

Councillor McKean then spoke noting public transits can get out of hand, and the costs are concerning. John noted he does not want to provide the service and then have to take it away because of the costs to operate it, further noting he does not want to increase taxes to fund the transit.

Councillor Halos spoke questioning why Blue Mountain employees are the only riders identified and questioned if skiers have been considered, Don replied that the forecasts are conservative, further noting that all will be encouraged to use the transit system, but noted they have no way to measure ridership other than the Blue Mountain staff.

Don noted that he would like the transit to commence in November as it will make hiring staff easier for the winter months.

Duncan then spoke questioning if there are unspent economic development funds to assist with the funding in 2013, Director of Finance and IT Robert Cumming spoke noting he is unaware of any right now, but that he will report to the Finance and Administration Committee at the October 8 meeting.

Moved by: R.J. Gamble

Seconded by: Gail Ardiel

THAT Council of the Town of The Blue Mountains supports the request for a transit bus service from Collingwood to the Town of The Blue Mountains for a six month trial period

Councillor McKean then requested a recorded vote.

Councillor Halos spoke noting this is economic development for the Town.

Deputy Mayor McKinlay then spoke regarding the motion and noted that Council have to be willing to stop the service if it is not working for the Town or if the service becomes too costly for the Town.

Councillor Martin then spoke noting it will be difficult for Council to stop the service once it is started, further noting that he has concerns with the heavy reliance on grants and private money to support the service.

Mayor Anderson spoke noting she is pleased to see this before Council.

Mayor Anderson then called for the recorded vote as requested by Councillor McKean

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

The motion is Carried.

Councillor Gamble spoke noting it is easy to cover the first six months, but questioned if there will be an administration fee and questioned who will sell the tickets.

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

THAT further to the Council of the Town of The Blue Mountains support for a six month trial period transit bus service from Collingwood to the Town of The Blue Mountains, that staff be instructed to negotiate an agreement with the Town of Collingwood and other parties with the upset limit of \$18,000, Carried.

#### **E. Correspondence as previously circulated**

<b>Author</b>	<b>Recommendation / Action</b>
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E.1 Grey County Clerk's Department Re: Draft By-Law regulating smoking in public places (Smoke Free Outdoor Spaces By-law)	
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For Council consideration

Moved by: Joe Halos                      Seconded by: John McKean

THAT Council of the Town of The Blue Mountains receive the correspondence from Grey County enclosing the draft by-law regarding the regulating of smoking in public places known as the Smoke Free Outdoor Spaces By-law, Carried.

Deputy Mayor McKinlay spoke regarding Agenda item E.1 and noted if the Town does not comment on the draft by-law that the Health Unit will continue to seek a response.

Moved by: D.R. McKinlay                      Seconded by: Michael Martin

THAT Council of the Town of The Blue Mountains reconsider Agenda item E.1, being correspondence from Grey County enclosing the draft by-law regarding the regulating of smoking in public places known as the Smoke Free Outdoor Spaces By-law, Carried.

Councillor McKean spoke noting the Town has two municipal by-law enforcement officers, and questioned if with the upcoming short term accommodation licencing by-law, if enforcing a non-smoking by-law would be too much. Duncan spoke in response noting that the Health Unit could be responsible for enforcement, further noting that the matter may not pass at the County level.

Director of Recreation Shawn Everitt spoke noting he has noted great success with the Health Unit enforcement, further noting that warnings are given, then fines are laid. Shawn noted that no-smoking signage was sufficient for some municipalities. Shawn noted that the 9 metre restriction is welcomed outside of recreational facilities, and that the County and the Health Unit could be responsible for enforcement.

Moved by: D.R. McKinlay

Seconded by: Michael Martin

THAT Council of the Town of The Blue Mountains receive the correspondence from Grey County enclosing the draft by-law regarding the regulating of smoking in public places known as the Smoke Free Outdoor Spaces By-law;

AND THAT staff request further information from Grey County and the Health Unit regarding enforcement of the Smoke Free Outdoor Spaces By-law, including who is responsible for the cost of enforcement, if there are any areas that the Town of The Blue Mountains should exempt, and any other questions as submitted by Council to the Director of Recreation.

In speaking to the Motion, Councillor Gamble questioned if the by-law would be enforced on a trail or in a park, Shawn replying that this would depend on the exemptions included in the by-law, further noting that many municipalities include trails and parks.

Council then voted on the Motion, Carried.

E.2 City of Kenora

Re: Request support for Provincial  
Ban of Flying Lanterns

For Council consideration

Moved by: John McKean

Seconded by: Joe Halos

THAT Council of the Town of The Blue Mountains receive the correspondence from the City of Kenora requesting support for a Provincial Ban of Flying Lanterns, Carried.

E.3 Green Belt

Re: 2012-2013 Annual Report

Received for information

E.4 Canada Post

Re: Closure on Saturdays only  
At Clarksburg Post Office

Received for information

E.5 Ministry of Aboriginal Affairs

Re: Recent meeting regarding  
Accommodation and Consultation

Received for information

E.6 Sylvia Jones, MPP

Private Members' Bill, Aggregate  
Recycling Promotion Act

Received for information

E.7 Alzheimer Society of Ontario

Re: Thank you for support of  
National Dementia Strategy

Received for information

E.8 County of Simcoe

Re: Received Industrial Wind  
Turbines Resolution

Received for information

E.9 Ministry of the Environment

Re: Acknowledge receipt of  
Council's Motion regarding  
Wind energy projects

Received for information

Moved by: Joe Halos

Seconded by: John McKean

THAT this Council does hereby receive the Correspondence of October 7, 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 2014 Municipal Election – Joint Compliance Audit Committee, A.13.04**

Moved by: Gail Ardiel

Seconded by: R.J. Gamble

THAT Council receive Staff Report A.13.04 2014 Municipal Election – Joint Compliance Audit Committee; and

THAT Council direct staff to participate in the Joint Compliance Audit Committee with the municipalities of Owen Sound, Grey Highlands, Meaford, West Grey and Georgian Bluffs;

AND THAT Council direct staff to bring a By-law forward to establish the Joint Compliance Audit Committee, Carried.

### **F.2 Proposed Clarksburg Business Improvement Area – Follow-up, A.13.08**

Moved by: John McKean

Seconded by: R.J. Gamble

THAT Council receive Staff Report A.13.08 “Proposed Clarksburg Business Improvement Area – Follow-up”; and

THAT Council receive notice from the Town Clerk confirming that the conditions have NOT been met to establish the Clarksburg business area as the “Clarksburg Business Improvement Area”;

AND THAT Council advise staff to provide notice to the owners of commercial or industrial assessed property within the Village of Clarksburg that the establishment of a Clarksburg Business Improvement Area will not proceed, Carried.

### **F.3 Procedural By-law Revisions to Enact Council and Committee of the Whole Structure – 3 Week Rotation, Follow up from Public Meeting, A.13.07**

Moved by: John McKean

Seconded by: Joe Halos

THAT Council receive Staff Report A.13.07 “Procedural By-law Revisions to enact Council and Committee of the Whole Structure – 3 Week Rotation, Follow-up from Public Meeting”;

AND THAT Council enact a By-law to revise the Town’s Procedural By-law 2009-59, as revised, to establish a Council and Committee of the Whole Structure – 3 Week Rotation, to commence, November, 2013, Carried.

#### **F.4 Ontario Public Library Week (verbal)**

Moved by: Gail Ardiel                      Seconded by: Michael Martin

THAT Council of the Town of The Blue Mountains recognizes the important contribution Ontario's public libraries make to education, literacy and life-long learning in Ontario communities;

AND THAT Council recognizes October 20 – 26, 2013 as Ontario Public Library Week, Carried.

#### **F.5 Thornbury / Clarksburg Rotary (verbal)**

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

THAT Council of the Town of The Blue Mountains commends the Thornbury-Clarksburg Rotary Club for its dedication to serving the needs of our local community as well as the worldwide community, and congratulates the Rotary Club on its 75<sup>th</sup> Anniversary, Carried.

### **G. By-laws**

#### **G.1 By-Law to Amend the Procedural By-law**

Moved by: Michael Martin                      Seconded by: John McKean

THAT By-law No. 2013- 44 being a By-law to amend the provisions of the Procedural By-law, being By-law 2009-59, as amended, be passed this seventh day of October, 2013, Carried.

#### **G.2 By-Law to Designate a Plan of Subdivision, or part thereof not to be a Registered Plan of Subdivision for the purposes of Subsection 50(3) of the Planning Act**

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

THAT By-law No. 2013- 45 being a By-law to designate a Plan of Subdivision, or part thereof, not to be a Registered Plan of Subdivision for the purposes of Subsection 50(3) of the Planning Act, as it relates to Lot 19, Lot 20 and Lot 21 of Registered Plan 104, be passed this seventh day of October, 2013, Carried.

### **H. Consent Agenda**

#### **Accounts**

H.1 Accounts

H.2 Invoices separated for pecuniary interest (Miller)

#### **Reports List (Adopt)**

H.3 Planning and Building Committee Report, October 1, 2013

#### **Minutes List (Receive)**

H.4 Nottawasaga Valley Conservation Authority Highlights, August 30, 2013

