

AGENDA: The Blue Mountains Council Meeting Revised August 7/09



MEETING DATE: August 10, 2009
MEETING TIME: 7:00 pm
LOCATION: L E Shore Memorial Library
PREPARED BY: Stephen Keast, Clerk

A. Call to Order

- **Moment of Personal Prayer or Reflection**
- **Approval of Agenda**

Recommended (Move, second)

THAT the Agenda of August 10, 2009 be approved as circulated, including any items added to the Agenda.

- **Declaration of Pecuniary Interest and general nature thereof**
- **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.

Recommended (Move, second)

THAT the Consent Agenda of August 10, 2009 be adopted as circulated, less any items requested for separate review and discussion.

- **Previous Minutes**

Recommended (Move, second)

THAT the Council meeting minutes of July 13 and special Council meeting minutes of July 6, 2009 be adopted as circulated, including any revisions to be made.

B. Public Meetings/Deputations

None

C. Correspondence as previously circulated

Recommended (Move, second)

THAT this Council does hereby receive the Correspondence of August 10, 2009 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.

Author	Recommendation/Action
C.1 Dan Harrison, request for exemption	Motion D.
C.2 North Dufferin Agriculture Taskforce	Direction as to Notice of Motion
C.3 Community Schools Alliance	“ “ “
C.4 Docs on Ice, Ice time donation request	Refer to Finance & Administration
C.5 Haldimand County, donation request	“ “ “
C.6 MTO, Connecting Link Allocation	Refer to Engineering & Public Works
C.7 Relay for Life, Thank you	Receive for information
C.8 Beaver Valley Outreach, Thank you	“ “
C.9 Beaver Valley Probus Club, Thank you	“ “
C.10 Cure Breast Cancer, Thank you	“ “
C.11 Grey County Historical Society, Depot	“ “
C.12 Environment Canada, Great Lakes Report“	“ “
C.13 Jim Wilson, MPP, Cedar Run Horse Park	“ “
C.14 AMO, Drinking Water Stewardship funds	“ “
C.15 NEC, Plan Harmonization	“ “
C.16 Simcoe County, Way-finding support	“ “

D. Motions and Staff Reports

D.1 Award of RFP for the Housing Needs Study by the Tender Proposal Award Committee

PG

Recommended (Move, second)

THAT Council receive the Staff Report SPS.09.05 entitled “Award of RFP for the Housing Needs Study by the Tender Proposal Award Committee” reporting on the award to N. Barry Lyon Consultants for a total cost of \$44,000. (exclusive of GST).

D.2 Re-allocation of Capital Budget – Specialized Equipment Growth – Air Fill Station, FD.09.-01 SC

THAT Council receive Staff Report FD.09.01 “Re-allocation of Capital Budget – Specialized Equipment Growth – Air Fill Station”; and,

WHEREAS Staff have received a responsible and responsive bid for the Supply and Installation of an SCBA Air Compressor and Fill Station in the amount of \$42,608.16, excluding GST, from Compair Canada;

AND WHEREAS the 2009 Capital Budget allocated \$35,000 for the purchase of this Specialized Equipment from Development Charges;

AND WHEREAS there is a shortfall in funding in the amount of \$7,608.16 for the purchase of this Specialized Equipment;

AND WHEREAS there is \$40,000 allocated within the Development Charges Background Study for use between 2009 and 2018 for the use of “additional equipment”;

THEREFORE Council authorizes the transfer of \$7,608.16 from the Development Charges Fund for the Supply and Installation of a Self Contained Breathing Apparatus Air Compressor and Fill Station at Station #1, Thornbury.

D.3 Recreation Department Maintenance Building – Tomahawk Recreation Complex, PL.09.74 DF

Recommended (Move, second)

THAT Council receive Staff Report PL.09.74 with respect to the Recreation Department Maintenance Building at the Tomahawk Recreation Complex.

D.4 N.E. Development Permit Application File No. G/R/2009-2010/9025 – Part Lot 15, Concession 3, PL.09.92 DF

THAT Council advise the Niagara Escarpment Commission that the Town has no objection to the Development Permit Application File No. G/R/2009-2010/9025; legally described as Part Lot 15, Concession 3; Town of The Blue Mountains.

D.5 Georgian View Estates Subdivision Sanitary Sewer Construction and Road Reconstruction - Contract TBM-2009-57 Award of Tender, EPW.09.66

JC

Recommended (Move, second)

THAT Council receive Report EPW.09.066 entitled Georgian View Estates Sanitary Sewer Construction and Road Reconstruction; and,

THAT Council approve an increase to the 2009 Budget for the Georgian View Estates Sanitary Sewer Construction and Road Reconstruction Project to reflect \$929,506 for Roads and \$766,796 for Wastewater, funded from Municipal Act in the amount of \$766,796, \$566,800 from the Ontario Roads & Bridges Infrastructure Investment grant, Developer Contribution of \$181,353, and Town Contribution \$181,353; and,

THAT Council authorize the recovery of costs related to a portion of the Georgian View Estates Sanitary Sewer Construction and Road Reconstruction works from benefiting property owners on an equivalent unit basis, and further hold a Public Information Centre (PIC) on August 29th, 2009 to provide the residents an opportunity to comment on the proposed construction; and,

THAT payment options to be offered to the property owners include:

- (a) full payment, estimated at \$18,309.38; or
- (b) \$1,630.10 payment per year, based on a 15 year term, at approximately 6.0% interest per annum; payments over time are to be added to the tax bill; the balance owing on the loan may be repaid at any time, including interest to that date, with no penalty applied; at the time a property is sold, the balance of the loan becomes due and payable.

THAT Council approve the award of Georgian View Estates Subdivision Sanitary Sewer Construction and Road Reconstruction Tender (TBM-2009-57) to Brantford Engineering and Construction Limited in the amount of \$1,253,224.00, excluding GST; and,

THAT the Mayor and the Clerk be authorized to execute the Construction Contract Documents for TBM-2009-57; and,

THAT Council approve retaining Skelton Brumwell & Associates Inc. by negotiated agreement as per the Town's Purchasing Policy to provide engineering services for contract administration and construction supervision for the Georgian View Estates Sanitary Sewer Construction and Road Reconstruction (TBM-2009-57) in the amount of \$100,000.00 consisting of \$88,000.00 core fee estimate plus \$12,000.00 contingency fee; and,

THAT the Mayor and the Clerk be authorized to execute the Engineering Agreement with Skelton Brumwell & Associates Inc.

D.6 Federation of Canadian Municipalities Committee Membership,
CAO.09.10

PG

Recommended (Move, second)

THAT Council receive Staff Report CAO.09.10, entitled "Federation of Canadian Municipalities Committee Membership";

AND THAT Mayor Anderson be authorized to serve on the following FCM Standing Committees:

- Opening Committee of the Whole
- Ontario Regional Caucus
- Standing Committee on Community Safety and Crime Prevention
- Standing Committee on Social-Economic Development

AND FURTHER THAT Council approve an unbudgeted expenditure of \$1,100.00 for this purpose.

**D.7 Construction of Highway 26 Watermain Extension Phase 4 –
Contract TBM-2009-49 Award of Tender**

JC

Recommended (Move, second)

That Council approve increasing the project budget from \$55,000.00 by \$22,950.00 to \$77,950.00 for construction of Highway 26 Watermain Extension Phase 4 and

THAT Council approve the award of Construction of Highway 26 Watermain Extension Phase 4 (TBM-2009-49) to Arnott Construction Ltd. in the amount of \$60,000.00, excluding GST, and;

THAT the Mayor and the Clerk be authorized to execute the Contract Documents for TBM-2009-49.

D.8 Regulation of Discharge of Firearm By-law Exemption, Corr. Item C.1

Recommended (Move, second)

THAT this Council does hereby grant an exemption from By-law No. 2005-55, being a By-law to regulate the discharge of firearms within the Town, to Wally Brinson, so as to allow him to hunt during the 2009 season on lands in Lots 38 and 39, Concession 12, it being noted Mr. Brinson has historically hunted the subject lands from established tree stands and has the landowner's written permission, it being further noted proposed development of the adjacent lands may result in no further exemptions being considered.

E. New and Unfinished Business

E.1 Grey County Council Update	EA, DMcK
E.2 Notice of Motion	Council
E.3 Additions to Agenda	Staff

F. By-laws

F.1 Lora Bay Service Area Development Charges

Recommended (Move, second)

THAT By-law No. 2009 -56, being a By-law to establish area-specific development charges for the Town of The Blue Mountains, Service Area 6 Lora Bay, be hereby passed this tenth day of August, 2009.

F.2 Lora Bay Benefiting Landowners (water)

Recommended (Move, second)

THAT By-law No. 2009 - 57, being a By-law to impose capital water charges for the use of the Town's water works (Lora Bay Service Area), be hereby passed this tenth day of August, 2009.

F.3 Lora Bay Benefiting Landowners (wastewater)

Recommended (Move, second)

THAT By-law No. 2009 - 58, being a By-law to impose capital sewer charges for the use of the Town's sewage system, be hereby passed this tenth day of August, 2009.

F.4 Adoption of a Procedural By-law (revised)

Recommended (Move, second)

THAT By-law No. 2009 - 59, being a By-law for governing the calling, place and proceedings of meetings of the Municipal Council for the Town of The Blue Mountains, be hereby passed this tenth day of August, 2009.

F.5 Adoption of a Corporate Policy Regarding Closed Session Meetings

Recommended (Move, second)

THAT By-law No. 2009 - 60, being a By-law to adopt a Policy describing and clarifying the circumstances in which a Council, Local Board or Committee meeting may be closed to the public, be hereby passed this tenth day of August, 2009.

F.6 Temporary Stop Up and Close Victoria Street – Fall Fair

Recommended (Move, second)

THAT By-law No. 2009 - 61, being a By-law to temporarily stop up and close Victoria Street on Saturday, September 12, 2009 in connection with the Beaver Valley Fall Fair, be hereby passed this tenth day of August, 2009.

G. Consent Agenda

Accounts

1. Accounts BG
2. Invoices separated for pecuniary interest (A. Gibson, E.C. King, Sadler's, Miller's, M. Kennedy)

Reports List (Adopt)

3. Sign By-law Review Committee, June 17, 2009 CK
4. Planning and Building Committee, July 6, 2009 MM
5. Infrastructure and Recreation Committee, July 14, 2009 DMcK

Minutes List (Receive)

6. GSCA Source Protection Committee, June 26, 2009 MM
7. Police Services Board, June 29, 2009 EA

H. Notice of Meeting Dates

Council September 14, 28, October 14 (Wed), 26, November 9, 23, December 14, 2009, January 11, 25, February 8, 22, March 8, 22, 2010

All Council meetings to be at the Library unless otherwise noted

Finance and Administration Committee, August 18, 2009
Infrastructure and Recreation Committee, August 25, 2009
Planning and Building Committee, September 9, 2009

I. Closed Session

Recommended (Move, second)

THAT with regard to subsection 239 of the *Municipal Act, 2001*, this Council do 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 consideration of the current Town land inventory;

AND personal matters about an identifiable individual, including Town or local board employees;

AND consideration of employee benefits.

Council moved into closed session at p.m.

Council rose from closed to public session at p.m.

J. Confirmation By-law and Adjournment

Recommended (Move, second)

THAT By-law No. 2009 - 62, being a By-law to confirm proceedings of the Council of the Corporation of the Town of The Blue Mountains on August 10, 2009, be hereby enacted as passed this tenth day of August, 2009.

Recommended (Move, second)

THAT this Council does now adjourn at p.m. to meet again September 14, 2009, 7:00 pm, L.E. Shore Library, or at the call of the Chair.

Meeting Notes