



Agenda

The Blue Mountains, Council Meeting

Meeting Date: July 15, 2019 REVISED
Meeting Time: 5:30 p.m. Closed Session
7:00 p.m. Council Meeting
Location: Town Hall, Council Chambers
32 Mill Street, Thornbury, ON
Prepared by Corrina Giles, Town Clerk

A. Call to Order (5:30 p.m.)

- **Approval of Agenda**

Recommended (Move, second)

THAT the Agenda of July 15, 2019 be approved as circulated, including any items added to the Agenda.

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

NOTE: In accordance with the *Municipal Conflict of Interest Act* and the Town Procedural By-law 2018-20, Council Members must file a written statement of the interest and its general nature with the Clerk for inclusion on the Registry.

B. Closed Session

Recommended (Move, second)

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) labour relations or employee negotiations, and with regard to personal matters about an identifiable individual, including municipal or local board employees; and
- ii) personal matters about an identifiable individual, including municipal or local board employees and with regard to review of the applications for appointment to the Grants and Donations Committee.

Council moved into closed session at (time) p.m.

Council moved into public session at (time) p.m.

C. Meeting (7:00 p.m.)

- **Moment of 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.

Recommended (Move, second)

THAT the Consent Agenda of July 15, 2019 be adopted as circulated, less any items requested for separate review and discussion.

- **Previous Minutes**

Recommended (Move, second)

THAT the Council minutes of June 24, 2019 and Special Meeting of Council minutes June 3, 2019 be adopted as circulated, including any revisions to be made.

D. Deputations / Presentations / Public Meeting

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 Deputation: Shawn McKinlay, President Royal Canadian Legion Branch 281 Beaver Valley
Re: Cenotaph Construction Update – 229 Bruce Street Park Development
NOTE: Deputation material will be released on Friday July 12, 2019**

E. Public Comment Period

- E.1 Public Comment Period (each speaker is allotted three minutes)**

NOTE: In accordance with the Town Procedural By-law 2018-20 fifteen minutes is allotted at the Council Meeting to receive public comments regarding Town matters. The speaker shall provide their name and address, and shall address their comments to the Chair. Comments shall not refer to personnel, litigation or potential litigation matters, or regarding matters that are a follow-up to a Public Meeting.

F. Correspondence as previously circulated

Recommended (Move, second)

THAT this Council does hereby receive the Correspondence of July 15, 2019 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.

- F.1** Township of Warwick
Re: Request for Support regarding Enforcement for Safety on Family Farms
(For Council Consideration)
- F.2** City of Owen Sound
Re: Request for Support regarding Community Safety and Well-Being Plan
(For Council Consideration)
- F.3** City of St. Catharines
Re: Request for Support regarding Free Menstrual Products at City Facilities
(For Council Consideration)
- F.4** Alex Maxwell, Resident
Re: Request for Consideration to Implement an Action Plan regarding Shoreline Erosion
(For Council Consideration)
- F.5** Rob Chambers, Department of National Defence
Re: Notification of TC Energy Cooperation Temporary Access to DND's 4th Canadian Division Training Centre Meaford
(For Council Consideration)
- F.6** City of Hamilton
Re: Request for Support regarding changes being proposed for Public Health in Ontario
(Received for Information)
- F.7** Jon Pegg, Chief of Emergency Management, Ministry of Solicitor General
Re: Emergency Management and Civil Protection Act (EMCPA)
(Received for Information)
- F.8** Grey Bruce Health Unit
Re: Ontario Budget Proposed Alcohol Changes – Public Health Considerations
(Received for Information)
- F.9** Township of Clearview
Re: Improvements to Township of Clearview Nottawasaga Sideroad 26/27)
(Received for Information)

F.10 Drinking Water Source Protection Newsletter
Re: Committee Progress Report
(Received for Information)

F.11 Beaver River Watershed Initiative Newsletter (BRWI)
Re: First BRWI Newsletter
(Received for Information)

F.12 Hospice Georgian Triangle
Re: Thank you for Support
(Received for Information)

G. Motions and Staff Reports

G.1 Winnifred’s English Pub – 27 Bridge Street East – Noise By-law Relief Request, FAF.19.093

Recommended (Move, Second)

THAT Council receive Staff Report FAF.19.093 “Winnifred’s English Pub – 27 Bridge Street East – Noise By-law Relief Request”; and

THAT Council grant relief from the provisions of the Noise By-law for live music by a solo musician on the patio at Winnifred’s English Pub, 27 Bridge Street East from 3:00 p.m. to 9:00 p.m. on the following dates throughout the 2019 summer season:

- Friday & Saturday July 19th & 20th
- Friday & Saturday July 26th & 27th
- Friday, Saturday & Sunday August 2nd, 3rd & 4th
- Saturday August 10th
- Saturday August 17th
- Saturday August 24th
- Saturday August 31st
- Monday September 1st

G.2 Hanaganu & Timoshenko Wedding – 140 Scenic Caves Road – Noise By-law Relief Request, FAF.19.147

Recommended (Move, Second)

THAT Council receive Staff Report FAF.19.147 “Hanganu & Timoshenko Wedding – 140 Scenic Caves Road – Noise By-law Relief Request”; and

THAT Council grant relief from the provisions of the Noise By-law for a wedding on Saturday August 17th, 2019 at 140 Scenic Caves Road with a DJ playing music from 4:00 p.m. to 2:00 a.m., with music volume to be reduced at 12:00 a.m.

G.3 Proposed Regulations to Bill 108, PDS.19.89

Recommended (Move, Second)

THAT Council receive Staff Report PDS.19.89, entitled “Proposed Regulations to Bill 108”;

AND THAT Council direct Staff to provide comments on the Proposed Regulations to Bill 108 substantially in the form as outlined in Staff Report PDS.19.89;

AND THAT Council direct Staff to request the draft regulations from the Province for review;

AND THAT Council direct Staff to request an extension to the August 6 and August 21 deadlines in order to provide a more fulsome review of the final version of the regulations associated with Bill 108.

H. Consent Agenda

Reports List (Adopt)

H.1 Committee of the Whole Report, dated July 3, 2019

H.2 Special Committee of the Whole Report, dated July 8, 2019

Minutes List (Receive)

H.3 Committee of Adjustment minutes dated May 15, 2019

H.4 The Blue Mountains Public Library Board Meeting minutes dated May 16, 2019

H.5 The Blue Mountains Public Library Board Meeting minutes dated May 23, 2019

H.6 The Blue Mountains Public Library Board Meeting Committee of the Whole minutes dated May 23, 2019

H.7 The Blue Mountains Sustainability Committee minutes dated May 24, 2019

H.8 The Blue Mountains Council Compensation Review Committee minutes dated June 3, 2019

H.9 The Blue Mountains Sustainability Committee minutes dated June 7, 2019

H.10 The Blue Mountains Economic Development Advisory Committee minutes dated June 10, 2019

H.11 Georgian Bay Youth Roots Meeting minutes dated June 18, 2019

H.12 Nottawasaga Valley Conservation Authority Board Meeting Highlights dated June 28, 2019

I. By-laws

I.1 By-law Appoint an Inspector of Drainage Pursuant to the *Tile Drainage Act, RSO 1990*

Recommended (Move, second)

THAT By-law No. 2019- 30 being a By-law to Appoint an Inspector of Drainage Pursuant to the Tile Drainage Act, RSO 1990 be passed this 15th day of July, 2019.

I.2 By-law to Raise Money to Aid in the Construction of Drainage Works under the *Tile Drainage Act, RSO 1990*

Recommended (Move, second)

THAT By-law No. 2019- 31 being a By-law to Raise Money to Aid in the Construction of Drainage Works under the *Tile Drainage Act, RSO 1990* be passed this 15th day of July, 2019.

I.3 By-law to amend The Blue Mountains Zoning By-law 2018-65 (Spy Cider House and Distillery)

Recommended (Move, second)

THAT By-law No. 2019- 32 being a By-law to amend The Blue Mountains Zoning By-law 2018-65 by rezoning a portion of the lands known as Part of Lots 23 and 24, Concession 10 by adding a suffix (t2) to the Special Agriculture (SA) zone be passed this 15th day of July, 2019.

I.4 By-law to amend The Blue Mountains Zoning By-law 2018-65 (Lawson-Bed & Breakfast)

Recommended (Move, second)

THAT By-law No. 2019- 33 being a By-law to amend The Blue Mountains Zoning By-law 2018-65 by rezoning those lands known as Concession 4, South East Part Lot 13, Registered Plan 16R-2555, Parts 4 and 5, and Registered Plan 16R-3058, Part 2, from Rural (RU) to the RU Exception 9 Holding 34 (RU-9-h34) Zone and Hazard 'H' Zone be passed this 15th day of July, 2019.

I.5 By-law to amend Township of Collingwood Zoning By-law 83-40 (Morgan-Bed & Breakfast)

Recommended (Move, second)

THAT By-law No. 2019- 34 being a By-law to amend the formerly Township of Collingwood zoning By-law 83-40 in the Town of The Blue Mountains by rezoning those lands known as Plan 562 Part of Lot 60, Part 2 of Reference Plan 16R2974 from the VR Zone to the VR-137 zone be passed this 15th day of July, 2019.

I.6 By-law to amend By-law 2018-67 to appoint Municipal Law Enforcement Officers

Recommended (Move, second)

THAT By-law No. 2019- 35 being a By-law to amend By-law 2018-67 to appoint Municipal Law Enforcement Officers be passed this 15th day of July, 2019.

J. New and Unfinished Business

J.1 Grey County Council Update (AS, OB)

J.2 Notice of Motion (Council)

J.2.1 Councillor Matrosovs Notice of Motion of June 24, 2019

Note: At the June 24, 2019 Council meeting, Councillor Matrosovs provided the following Notice of Motion. In accordance with the Town Procedural By-law 2018-20, the Notice of Motion requires a mover and seconder for the motion to be put before Council.

Recommended (Move, Second)

WHEREAS Southwestern Integrated Fibre Technology (“SWIFT”) is a non-profit regional broadband project initiated by the Western Ontario Wardens Caucus of which Grey County is a member; and

WHEREAS SWIFT acknowledges “Families, individuals and businesses are increasingly becoming dependent on digital connectivity so that they can access goods and services that are becoming more readily available and accessible online. Access to fast, unlimited and reliable broadband is becoming a vital necessity for communities and businesses so that they can compete in the global economy”¹; and

WHEREAS access to ultra-high speed Broadband for Town of The Blue Mountains residents of all ages is an essential service, for example, to access to critical information about health, connect with family members and other support networks, find up-to-date information about municipal, provincial and federal government services, and pursue education or complete schoolwork; and

WHEREAS the lack of reliable high-speed Internet in our rural areas of the The Blue Mountains creates a disadvantage to our rural residents who work at home or at rural work sites including agricultural and/or tourism businesses or who need access the above noted essential information for working, living or studying in our rural areas; and

WHEREAS even where fibre technology is currently available in limited areas of rural TOBM, residents are faced with prohibitive hook-up and monthly costs for Internet services that are inferior to the upload/download speeds available by network providers in the urban areas of the Town of The Blue Mountains.

BE IT RESOLVED that Council direct staff to ask the County or SWIFT representatives to provide a full briefing including:

- current SWIFT corporate and ownership structure;
- current SWIFT financial statements and historical and projected financial contributions of various community partners/equity investors;
- existing broadband infrastructure, and identified gaps;
- current status of broadband coverage in the Town of The Blue Mountains;
- the roll-out strategy and timeline of SWIFT in ALL areas of the Town of The Blue Mountains immediately not after the procurement phase of the pilot Counties;
- and that the tender process and project costs to subscribers be included in that briefing.

J.2.2 Deputy Mayor Bartnicki Notice of Motion of June 24, 2019

Note: At the June 24, 2019 Council meeting, Deputy Mayor Bartnicki provided the following Notice of Motion. In accordance with the Town Procedural By-law 2018-20, the Notice of Motion requires a mover and seconder for the motion to be put before Council.

Recommended (Move, Second)

Whereas on January 30th, 2019 Councillor Sampson provided Notice of Motion, and

Whereas on February 20th, that motion was carried 5 to 2 via recorded vote, as follows:

Deputy Mayor Bartnicki Nay

Councillor Bordignon Yay

Councillor Matrosovs Yay

Councillor Potter Yay

Councillor Sampson Yay

Councillor Uram Nay

Mayor Soever Yay, and

Whereas the motion stated:

“THAT Council directs staff to engage Strategy Corp (to a maximum limit of \$15,000 funded from the Working Capital Reserve) to:

- a. update its report to Council dated June 29, 2017 entitled, “Improving Fairness in Allocating the Cost of Municipal Services”, and
- b. incorporate any additional information since the date of their report and in the context of the Province’s review of the governance models, and
- c. provide some recommendations on how Council may proactively respond to any municipal restructuring;

AND THAT Council direct staff to report back to the Committee of the Whole of Council with the completed Strategy Corp report by May 1, 2019;

AND THAT Council appoint Councillor Rob Sampson as the Council representative to work with staff on this matter.”

THAT Council now direct staff to bring forward a report that captures all costs related to the above motion, including the \$15,000.00 funded to Strategy Corp as a single-source provider, the costs of all applicable staff time and resources, costs for advertising and promotion, printing, facility costs, food and refreshments and all other costs related to this project.

J.2.3 Deputy Mayor Bartnicki Notice of Motion of June 24, 2019

Note: At the June 24, 2019 Council meeting, Deputy Mayor Bartnicki provided the following Notice of Motion. In accordance with the Town Procedural By-law 2018-20, the Notice of Motion requires a mover and seconder for the motion to be put before Council.

Recommended (Move, Second)

WHEREAS the percentage of total revenues from taxation for each area of the Town of The Blue Mountains is known and has been published in map form, and

WHEREAS it is known that more than 50% of taxation revenues come from the eastern portion of the Town of The Blue Mountains, and

WHEREAS the majority of new development over the next five to ten years is expected to occur and will likely result in the majority of development charges being generated in the eastern area of the Town of The Blue Mountains, and

WHEREAS the total costs of all municipal services for all areas of the Town of The Blue Mountains combined is known, and

WHEREAS taxpayers have the right to expect equity and fairness in access to services and facilities operated by the Town of The Blue Mountains, and

WHEREAS Council has already directed staff to conduct a facilities assessment,

THAT Council now direct staff to bring a report that provides details regarding costs of services by area to match the taxation by area map that has already been published as a foundation for future decision making to increase equity to all taxpayers regarding facilities and services.

J.2.4 Councillor Bordignon Notice of Motion of June 24, 2019

Note: At the June 24, 2019 Council meeting, Councillor Bordignon provided the following Notice of Motion. In accordance with the Town Procedural By-law 2018-20, the Notice of Motion requires a mover and seconder for the motion to be put before Council.

Recommended (Move, Second)

WHEREAS, pursuant to Section 224(c) and 224(d) of the Municipal Act, 2001, 5.0. 2001, c.25, as amended, Council shall determine the services which it provides to ensure that administrative practices and procedures are in place to implement the decisions of Council;

AND WHEREAS there is a need to further have a clear direction for existing recreation space and a need to look at future recreational opportunities that may impacted our community and neighbouring municipalities in the area;

THAT Council direct CAO Shawn Everitt and Acting Director of Community Services Ryan Gibbons to develop a report that would help establish the formation of a Community Recreational Facilities Committee for the Town of The Blue Mountains to be included in the 2020 Fiscal Budget for the term of 2018-2022 Term of Council.

J.3 Additions to Agenda

K. Closed Session

Recommended (Move, second)

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, and with regard to a Local Planning Appeal Tribunal matter; and
- ii) 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.

Council moved into closed session at (time) p.m.

Council moved into public session at (time) p.m.

L. Notice of Meeting Dates

Committee of the Whole Meeting, August 26, 2019
Town Hall, Council Chambers

Council Meeting, September 9, 2019
Town Hall, Council Chambers

M. Confirmation By-law and Adjournment

Recommended (Move, second)

THAT By-law No. 2019 - 36, being a By-law to confirm proceedings of the Council of The Corporation of the Town of The Blue Mountains on July 15, 2019 be hereby enacted as passed this fifteenth day of July, 2019.

Recommended (Move, second)

THAT this Council does now adjourn at (time) p.m. to meet again July 15, 2019 Town Hall, Council Chambers, or at the call of the Chair.