



Minutes

The Blue Mountains, Council Meeting

Meeting Date: May 13, 2019
Meeting Time: 6:00 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 (6:00 p.m.)

Mayor Alar Soever called the meeting to order with all members in attendance.

Also in attendance Director of Human Resources Jennifer Moreau, Director of Finance and IT Services/Treasurer Ruth Prince, Director of Infrastructure and Public Works Reg Russwurm, Director of Planning and Development Services Nathan Westendorp, Director of Enforcement Services Rob Collins, Communications and Economic Development Coordinator Tim Hendry, and Library Chief Executive Officer Sabrina Saunders.

▪ Approval of Agenda

Moved by: Peter Bordignon

Seconded by: Odette Bartnicki

THAT the Agenda of May 13, 2019 be approved as circulated, including any items added to the Agenda, being Item J.1 County Road 91 Update, and Item J.3.1 Truvist Update, Carried.

▪ 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.

Mayor Alar Soever declared a pecuniary interest in Agenda item "F.8 Bill Dennis, Ice Rental Group Re: Request for Return of Ice Rental Time Slot at Beaver Valley Community Centre" and Agenda item "F.9 Georgian Shores Minor Hockey Association Re: Ice Time Request" as "While I don't have a direct pecuniary interest, I am declaring an interest as I am a founder and still a member of the Blue Mountains Curling Centre."

B. Closed Session

Moved by: Rob Potter

Seconded by: Jim Uram

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 labour relations or employee negotiations and personal matters about an identifiable individual, including municipal or local board employees and with regard to the CAO recruitment, Carried.

Council moved into closed session at 6:14 p.m.
Council moved into public session at 6:40 p.m.

Mayor Soever reported out of Closed Session noting that Council met in closed session to discuss CAO recruitment and instructed staff to continue with the process.

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

- **Council paused for a 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.

Moved by: Odette Bartnicki

Seconded by: Rob Potter

THAT the Consent Agenda of May 13, 2019 be adopted as circulated, less any items requested for separate review and discussion, being Agenda Item "B.3.4, Town of The Blue Mountains Official Plan Appeals Update, PDS.19.51", and B.8.2 "Proposed Short Term Rental Property By-law Overview, FAF.19.35" as contained in Agenda Item H.2 Special Committee of the Whole Report, dated May 6, 2019, Carried.

- **Previous Minutes**

Moved by: Rob Sampson

Seconded by: Jim Uram

THAT the Council minutes of April 24, 2019 be adopted as circulated, including any revisions to be made, Carried.

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 Presentation: Town of The Blue Mountains, The Blue Mountains Public Library, Beaver Valley Outreach and Local Youth Groups Re: Youth Friendly Designation

Councillor Matrosovs spoke noting that she is excited to welcome the Georgian Bay Youth Roots and Youth Organization to Council, further noting that these organizations ensure youth in The Blue Mountains and South Georgian Bay have places to go and things to do. Councillor Matrosovs recognized the great energy in the Council Chamber and the adult support for the groups as well. Acting Director of Community Services, Ryan Gibbons, spoke noting it is a pleasure to work with this group, and noted there is great collaboration between all involved. Ryan noted that the Town has received the Silver Youth Friendly Designation.

D.2 Deputation: Thornbury Business Improvement Area (BIA), Tony Poole, Director Re: Thornbury BIA 2019 Budget

Not present. Deputation will be rescheduled.

D.3 Deputation: Karen Kelly and Michael Storey
Re: Oppose Permit for Noise By-law Exemption for Cowboy Mounted Black Powder Gun Shooting in Gibraltar

Michael Storey spoke noting that he lives on the 6th Sideroad and that he represents the Gibraltar families against excessive noise. Mr. Storey noted that he is speaking to Council with the request that should a noise relief exemption come before Council for cowboy mounted shooting, that he would like the Mayor and Council to be aware of the steps taken to date. Mr. Storey noted that the sounds coming from cowboy mounted shooting events are loud, jarring and disturbing for children.

Mr. Storey noted that their area is a family-oriented community that, for the most part, choose to live in and around Gibraltar in The Blue Mountains for the peace and quiet of the countryside.

Councillor Bordignon spoke thanking Mr. Storey for his deputation and questioned when the noise complaint was laid, Mr. Storey noting that By-law Enforcement Officer Wayne DeWitt laid charges on July 16, 2018.

Mayor Soever questioned if an application for an official plan amendment has been received by the Town at this time, Nathan Westendorp, Director of Planning and Development Services, spoke noting that applications have been received at this time.

Mr. Storey noted that his deputation is a preemptive deputation.

D.4 Deputation: Adam Kulakowsky, Resident
Re: Building Department Issues and Protocols for dispute resolution, transparency and process with OBC violations

Mr. Kulakowsky spoke noting that the purpose of his deputation is to address issues with The Blue Mountains, and the Building Department specifically. Mr. Kulakowsky noted that he is calling into question the manner in which building inspections are/were performed, the manner in which the Ontario Building Code, "OBC", is enforced and monitored, and in the event of disputes, the process for resolving disputes with transparency and ethical practices.

Mr. Kulakowsky noted that he and his family have resided on George McRae Road in Clarksburg for nearly two years since endeavoring to build a custom home on a lot they purchased approximately three years ago. Mr. Kulakowsky noted that their builder is no longer permitted to build in Ontario as Tarion Home Warranty Cooperation has revoked his license, declaring him "unwilling and unable" to meet warranty obligations. Mr. Kulakowsky noted that during the course of construction that problems were arising with their home, but that they took solace in the fact that inspections were being performed, and that The Blue Mountains building officials passed all aspects of their home and granted occupancy almost two years ago.

Mr. Kulakowsky noted that immediately upon moving into their home, he was alarmed at the number of easily noticeable health and safety issues present in addition to obvious construction deficiencies. Mr. Kulakowsky noted that they immediately called Tarion and began the lengthy process of uncovering exactly what else had gone wrong with their home.

Mr. Kulakowsky asked that Council review and consider his request for the following:

- i) Financial compensation for issues The Blue Mountains had the expressed opportunity to inspect, identify and order rectification of under Ontario Building Code authority;
- ii) Clarification as to what, if any action is being taken against the builder who violated Ontario Building Code so grossly;
- iii) What measures will The Blue Mountains employ to avoid these situations moving forward?
- iv) What is The Blue Mountains Building Department responsible for and what should a citizen expect when paying Development Charges, permit fees and inspection fees?

Nathan Westendorp, Director of Planning and Development Services, spoke noting that he has met with Mr. Kulakowsky, and noted that this is an unfortunate situation and that compliance with the Ontario Building Code is the responsibility of the builder and that Mr. Kulakowsky's approved as-built drawings are not in accordance with the plans. Nathan noted that this matter has been reviewed with the Town's Chief Building Official, Inspector and Legal Counsel.

Councillor Matrosovs spoke questioning when the meetings occurred, Mayor Soever spoke in response noting that he reviewed the file and spoke with staff, Tarion Home Warranty and Crozier. Mayor Soever noted that a conclusion has been arrived at as stated in the Town's letter to Mr. Kulakowsky.

Mr. Kulakowsky noted that his first meetings were with former Chief Building Official, Greg Miller, and then with Acting Chief Building Official David Black, Director of Planning and Development Services Nathan Westendorp, and current Chief Building Official Tim Murawsky.

Moved by: Rob Sampson

Seconded by: Rob Potter

THAT Council acknowledge receipt of the deputation of Adam Kulakowsky of May 13, 2019, regarding building department issues and protocols for dispute resolution, transparency and process with Ontario Building Code (OBC) violations;

AND THAT Council direct staff to respond to the questions raised in i) of Adam Kulakowsky's May 13, 2019 deputation material specifically, "Financial compensation for issues the Town of The Blue Mountains had the expressed opportunity to inspect, identify and order rectification of under Ontario Building Code authority";

AND THAT Council direct staff to provide Council with a report outlining the roles and responsibilities of the Building Department, as it relates to building inspections and expectations of the public regarding those roles and responsibilities, Carried.

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.

None

F. Correspondence as previously circulated

Author	Recommendation / Actions
F.1 The Regional Municipality of Peel Re: Request for support regarding Overview of Health System Transformation – A Region of Peel Perspective	For Council consideration
Moved by: Peter Bordignon	Seconded by: Rob Potter
THAT the Council of the Town of The Blue Mountains receives Correspondence Item F.1 The Regional Municipality of Peel Re: Request for support regarding Overview of Health System Transformation – A Region of Peel Perspective dated May 3, 2019 for information purposes, Carried.	
F.2 City of Brantford Re: Request for support regarding Single-Use Plastic Straws	For Council consideration
Moved by: Rob Sampson	Seconded by: Odette Bartnicki
THAT the Council of the Town of The Blue Mountains receives Correspondence Item F.2 City of Brantford Re: Request for support regarding Single-Use Plastic Straws dated April 16, 2019 and refers the same to the Sustainability Committee for a report back to Council, Carried.	
F.3 Ilene and Robert Crossan, Residents Re: Upgrading of Services and Opening Access to Drakes Path	Received for information and Referred to Infrastructure & Public Works
Moved by: Peter Bordignon	Seconded by: Rob Potter
THAT the Council of the Town of The Blue Mountains receives Correspondence Item F.3 Ilene and Robert Crossan, Residents Re: Upgrading of Services and Opening Access to Drakes Path dated April 22, 2019 and refers the same to Infrastructure and Public Works Department, Carried.	
F.4 Nicholas Clayton, Resident Re: Gibraltar Families Against Noise	Received for information and Referred to Enforcement Services
F.5 Ian Sinclair, Resident Re: Letter of Support to Michael Storey and Karen Kelly	Received for information and Referred to Enforcement Services
Moved by: Jim Uram	Seconded by: Rob Potter
THAT the Council of the Town of The Blue Mountains receives Correspondence Item F.4 Nicholas Clayton, Resident Re: Gibraltar Families Against Noise dated May 4, 2019 and Item F.5 Ian Sinclair, Resident Re: Letter of Support to Michael Storey and Karen Kelly dated May 2, 2019 and refers the same to Enforcement Services, Carried.	
F.6 Grey Sauble Conservation Authority Re: Effects on Municipalities regarding funding Reductions from the Province for Conservation Authorities	Received for information and Referred to Financial Services

Moved by: Andrea Matrosovs

Seconded by: Odette Bartnicki

THAT the Council of the Town of The Blue Mountains receives Correspondence Item F.6 Grey Sauble Conservation Authority Re: Effects on Municipalities regarding funding Reductions from the Province for Conservation Authorities dated April 25, 2019 and directs staff to forward a Motion of support for the Grey Sauble Conservation Authority being:

WHEREAS Climate Change and flooding are mounting threats in Grey and Bruce Counties, and Conservation Authorities provide services including real-time flood forecasting, emergency planning support and water-related studies, and;

WHEREAS, in 1996 the total provincial Section 39 Transfer Payment to all of Ontario's conservation authorities for Flood and Erosion Control and Natural Hazard Prevention was reduced from \$50-million to \$7.4-million, and Grey Sauble Conservation Authority's share of this payment has remained static at \$71, 779 since 1996, and;

WHEREAS the recent Provincial Budget has further reduced Grey Sauble Conservation Authority's Section 39 Transfer Payments from \$71,779 to \$37,055 or about 50%, and;

WHEREAS this may affect emergency management supports and municipal planning, zoning and development input activities provided by Grey Sauble Conservation Authority, and;

WHEREAS there is a provincial role in province-wide flood risks reduction and emergency management, and investments in prevention can potentially avoid or reduce losses to life and property and major expenditures during and after an emergency, and;

WHEREAS the Ontario Government's Proposal on the Environmental Registry of Ontario 013-5018 on Modernizing Conservation Authority (CA) Operations proposes to define a limited list of the core mandatory programs and services for CAs, and;

THAT this municipality recognizes the value provided by the work of the CA, and supports the current multi-municipality governance model for the selection of programs, and the current municipal levying approach that includes annual input from Municipal Councils, and;

THAT this municipality recommends that the province acknowledge a strong and positive provincial role in flood risk reduction programs and reinstate funding to CAs, and;

THAT Municipal Staff be directed to provide a copy of this resolution to the Environmental Registry of Ontario (Proposal 013-5018) prior to the May 21st deadline, to AMO, and to Minister Bill Walker, Carried.

Moved by: Odette Bartnicki

Seconded by: Andrea Matrosovs

THAT Council of the Town of The Blue Mountains invites Sonya Skinner of Grey Sauble Conservation Authority and Doug Hevenor of Nottawasaga Valley Conservation Authority to present to Council regarding the effects on municipalities due to legislative changes and reductions in provincial funding to Conservation Authorities and mitigation measures to maintain core services, Carried.

F.7 Robin and Bill Pittaway, Residents
Re: Response to STA Staff Report – May 6, 2019
Committee of the Whole

Received for information and
Referred to Enforcement Services

Moved by: Peter Bordignon

Seconded by: Rob Potter

THAT the Council of the Town of The Blue Mountains receives Correspondence Item F.7 Robin and Bill Pittaway, Residents Re: Response to STA Staff Report – May 6, 2019 Committee of the Whole dated May 3, 2019 and refers the same to Enforcement Services, Carried.

Mayor Soever vacated the Council Chamber before consideration of Item “F.8 Bill Dennis, Ice Rental Group Re: Request for Return of Ice Rental Time Slot at Beaver Valley Community Centre” and Item “F.9 Georgian Shores Minor Hockey Association Re: Ice Time Request” having earlier declared an interest regarding these two items.

F.8 Bill Dennis, Ice Rental Group
Re: Request for Return of Ice Rental
Time Slot at Beaver Valley Community
Centre

Received for information and
Referred to Community Services

F.9 Georgian Shores Minor Hockey Association
Re: Ice Time Request

Received for information and
Referred to Community Services

Moved by: Rob Sampson

Seconded by: Jim Uram

THAT the Council of the Town of The Blue Mountains receives Correspondence Item “F.8 Bill Dennis, Ice Rental Group Re: Request for Return of Ice Rental Time Slot at Beaver Valley Community Centre” and Item “F.9 Georgian Shores Minor Hockey Association Re: Ice Time Request” for information purposes, Carried.

Moved by: Andrea Matrosovs

Seconded by: Peter Bordignon

THAT the Council of the Town of The Blue Mountains directs staff to provide a report with a plan on allocation of rentals at the Beaver Valley Community Centre, including ways to seek input from community groups, Carried.

F.10 Ministry of Municipal Affairs and
Housing
Re: More Homes, More Choice, Ontario’s
Housing Supply Action Plan

Received for information and
Referred to Blue Mountains
Attainable Housing

Moved by: Odette Bartnicki

Seconded by: Peter Bordignon

THAT the Council of the Town of The Blue Mountains receives Correspondence Item F.10 Ministry of Municipal Affairs and Housing Re: More Homes, More Choice: Ontario’s Housing Supply Action Plan dated May 2, 2019 and refers the same to The Blue Mountains Attainable Housing Corporation and the Town’s Senior Management Team, Carried.

F.11 Municipal Policing Bureau - OPP
Re: Communications to Local
Municipalities

Received for information

Moved by: Odette Bartnicki

Seconded by: Rob Potter

THAT the Council of the Town of The Blue Mountains receives Correspondence Item F.11 Municipal Policing Bureau – OPP Re: Communications to Local Municipalities dated May 1, 2019 for information purposes, Carried.

G. Motions and Staff Reports

None

H. Consent Agenda

Reports List (Adopt)

H.1 Committee of the Whole Report, dated April 29, 2019

H.2 Special Committee of the Whole Report, dated May 6, 2019

B.3.4 Town of The Blue Mountains Official Plan Appeals Update, PDS.19.51

Moved by: Rob Sampson

Seconded by: Jim Uram

THAT Council receive Staff Report PDS.19.51, entitled “Town of The Blue Mountains Official Plan Appeals Update”;

AND THAT Council authorize the Mayor and Clerk to enter into Minutes of Settlement with the County of Grey and MacPherson / Home Farm substantially in the form identified as Attachment #1 to Staff Report PDS.19.51 with the suggested revisions to include “including adjacent lands” in paragraph B5.8 as noted below:

Schedule “A”

B5.8 Home Farm Special Site Policy – Home Farm

Development of the subject lands known as the Home Farm, located within Part of Lot 20, Concession 2, is permitted within portions of the delineated significant woodlands as shown on Appendix 1 – Constraint Mapping of the Town of The Blue Mountains Official Plan and the adjacent lands, in accordance with an approved Environmental Impact Study (“EIS”) demonstrating that there will be no negative impacts on the significant woodland and adjacent lands features or their ecological function. The EIS shall determine the extent of any significant woodlands and recommend the incorporation of appropriate mitigation strategies.

AND THAT Council request that the Local Planning Appeal Tribunal (LPAT) modify the policies of the Town of The Blue Mountains Official Plan to add a site specific policy applicable to the MacPherson / Home Farm lands and conclude the final appeal to the Town of The Blue Mountains Official Plan, Carried.

B.8.2 Proposed Short Term Rental Property By-law Overview, FAF.19.35

Moved by: Rob Sampson

Seconded by: Peter Bordignon

a) THAT Council receive Staff Report FAF.19.35, entitled “Proposed Short Term Rental Property By-law Overview” for information;

AND THAT Council direct staff to bring forward a Draft Short Term Rental Property By-law reflecting any changes suggested through this report to the May 22, 2019 Committee of the Whole meeting, in accordance with the attached schedule:

May 6 th , 2019	Special Committee of the Whole	Staff Report FAF.19.35
May 13 th , 2019	Council	“adoption of FAF.19.35”
July 3 rd , 2019	Committee of the Whole	Staff Report with updates and follow up to Staff Report FAF.19.35. In addition, notification of a Public Meeting to receive comments on the proposed Short Term Rental Property By-law and the Property Standards By law
July 15 th , 2019	Council	Adoption of July 3 rd staff report
Summer Break	57 days notice	
September 9 th , 2019	Council “Public meeting”	to receive comments
October 7 th , 2019	Committee of the Whole	Staff Report to follow up on comments received at Public Meeting “adoption” and consideration of the Short Term Rental Property By-Law and Property Standards By-law
October 28 th , 2019	Council	Enactment of Short Term Rental Property By-Law and Property Standards By-law

AND THAT Council direct staff to bring forward a Draft Property Standards By-law together with the Draft Short Term Rental Property By-law as part of the future Public Consultation process;

AND THAT Council direct staff to identify and enforce the illegal rental of short term accommodation properties in The Blue Mountains,

b) THAT with respect to Staff Report FAF.19.35, entitled “Proposed Short Term Rental Property By-law Overview”, Council provides direction to staff to implement Option #1 as the selected enforcement process for complaints including noise complaints and application of Administrative Penalties and Demerit Points to Licensee, Carried.

c) THAT with respect to Staff Report FAF.19.35, entitled “Proposed Short Term Rental Property By-law Overview”, Council endorses the per bedroom occupancy for a Type “A” Short Term Rental Property License to be based on a 2 person per bedroom + 4 people formula;

AND THAT Council endorses the per bedroom occupancy for a Type “B” Short Term Rental Property License to be based on a 2 person per bedroom + 2 people formula;

AND THAT Council endorse the Definition of Maximum Occupancy as presented in the Draft Short Term Rental Property By-law, Carried.

d) THAT with respect to Staff Report FAF.19.35, entitled “Proposed Short Term Rental Property By-law Overview”, Council endorses a short term rental licence and classification program, including a new Type – A, Type B, Type - C, Type- D and Type - E Short Term Rental Property Licence program as outlined in this report, Carried.

e) THAT with respect to Staff Report FAF.19.35, entitled “Proposed Short Term Rental Property By-law Overview”, Council endorses the requirements of the Licensee to provide prominent identification of a valid Short Term Rental Property Licence on all advertisements, website, contracts, and agreements as outlined in this report, Carried.

f) THAT with respect to Staff Report FAF.19.35, entitled “Proposed Short Term Rental Property By-law Overview”, Council endorses the requirement of all Type - A, Type - B, Type - C, and Type - D licences to have an exterior placard placed in a prominent location at the entrance of the Short Term Rental Property as outlined in this report, Carried.

g) THAT with respect to Staff Report FAF.19.35, entitled “Proposed Short Term Rental Property By-law Overview”, Council directs staff to include the amendment of the one hour (1 hour) response time by the Responsible Person to a one half hour (1/2-hour) response time for the Responsible Person to attend the Licensed property and remedy the concern to the Draft Short Term Rental Property By-law, Carried.

h) THAT with respect to Staff Report FAF.19.35, entitled “Proposed Short Term Rental Property By-law Overview”, Council directs staff to work with all stakeholders to develop a Best Guest Practices and Regulations education and marketing Toolkit, Carried.

i) THAT Council with respect to Staff Report FAF.19.35, entitled “Proposed Short Term Rental Property By-law Overview”, Council direct Staff to bring quarterly Short Term Accommodation Activity Reports to the Committee of the Whole commencing the 3rd quarter of 2019, Carried.

Moved by: Rob Sampson

Seconded by: Peter Bordignon

THAT Council direct staff to provide a report on the development of a master licensing by-law for Council consideration, Carried.

Minutes List (Receive)

- H.3** Committee of Adjustment minutes dated March 20, 2019
- H.4** The Blue Mountains Public Library Board Meeting minutes dated March 21, 2019
- H.5** Council Compensation Review Committee minutes dated March 27, 2019
- H.6** Grey Sauble Conservation Authority Board Meeting Highlights dated March 27, 2019
- H.7** Grey County 2019 Warden’s Forum minutes dated April 4, 2019
- H.8** Georgian Bay Youth Roots Meeting minutes dated April, 16, 2019
- H.9** Nottawasaga Valley Conservation Authority Meeting Highlights minutes dated April 26, 2019
- H.10** Community Communications Advisory Committee Meeting minutes dated March 18, 2019

I. By-laws

I.1 By-law to Amend The Blue Mountains Zoning By-law and Township of Collingwood Zoning By-law (Windfall Mountain House Phase 2)

Moved by: Jim Uram

Seconded by: Rob Potter

THAT By-law No. 2019- 20 being a By-law to The Zoning By-law of the Blue Mountains being By-law 2018-65, is hereby amended by removing the Holding ‘-h29’ symbol from a portion of the lands lying and being in the Town of The Blue Mountains comprised of Block 58 Registered Plan 16M-42 be passed this 13th day of May, 2019, Carried.

J. New and Unfinished Business

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

Deputy Mayor Bartnicki spoke providing the Grey County update and noted that with respect to Health Care, that the update from Grey Bruce Health Unit Board is regarding the provincial government’s proposed \$200 million cost savings to be phased in over three years. Odette noted that Dr. Arra, Medical Officer of Health, confirmed that there will be changes to the cost sharing formula with municipalities and the magnitude of change is significant. Odette noted that there will be a one-time funding for municipalities to address mitigation of the funding impact. Odette noted that with the exception of dental care for low income seniors, all other funding, including 100% funded programs will be subject to the new funding model. Odette noted that 10 new Regional Health Entities to be created but geographic boundaries are still to be determine and will come into force April 2020. Odette confirmed that the consultation phase is summer into fall.

Deputy Mayor Bartnicki spoke noting that the Multi-Municipal Long Term Working Group met on May 7, 2019 in Markdale and it was decided that the Working Group would “rest” until such time as further need is identified since the mandate of overturning the previous Council’s decision to close Grey Gables has been accomplished. Odette noted that less than \$1000.00 remains from each participating municipality and the committee requests that it be maintain in case needed over the next few years.

Deputy Mayor Bartnicki noted that at the Grey County Committee of the Whole meeting, Georgian College confirmed that over 400 applications were received for the 20 seat trades apprenticeship program and the increased model that seeks international students for much-needed jobs such as those in hospitality and tourism, personal support workers, etc.

Deputy Mayor Bartnicki noted that County Planning Staff provided reports on proposed changes to the Conservation Authorities Act and the Endangered Species Act and were directed to respond to the government’s consultation as the time lines are very tight. It was noted that Conservation Authorities are critical to planning due to their expertise in predicting and mitigating the impacts of climate change and flooding.

Deputy Mayor Bartnicki noted that a report will come forward regarding the closure of Simcoe Road 91 and proposed upgrades to 26/27 in Clearview Township, an agreement made more than a decade ago. This closure will impact the east west traffic for Blue Mountains Residents; however the legal authority to involve The Blue Mountains is precluded, further noting that an amendment is currently before the Niagara Escarpment Commission.

Deputy Mayor Bartnicki noted that May 26-June 2 is Tourism Week. 2.7 million visitors to Grey County support 1337 tourism-related businesses (13% of total) and 8,868 jobs or 19% of the total jobs in Grey County.

Mayor Soever spoke noting that a report was presented at the County regarding the request for the Niagara Escarpment Commission to update its review of the 26/27 Sideroad in Clearview Township as it relates to the possible closure of Simcoe County Road 91 at the pit. Mayor Soever noted that this is a commonly used access route for The Blue Mountains via Grey County Road 31 to Grey County Road 2. Mayor Soever referenced the 2010 OMB Hearing between Walker, Simcoe County and Clearview Township and noted that Simcoe County gave the road to Clearview Township and then Clearview could close the road. Mayor Soever noted that the Grey County Transportation Committee did not have issue with the closure if the same type of road could be developed in its place. Mayor Soever noted that the Simcoe County and Clearview Agreement states that the road will be a surfaced road with a very steep 14% grade. Mayor Soever noted that the 26/27 Sideroad runs along the escarpment, with many springs alongside and in the middle of the road, and that there are coldwater streams in the area. Mayor Soever noted that the Blue Mountain Watershed Trust Foundation have indicated that this should include public consultation with a Class C EA.

Director of Infrastructure and Public Works, Reg Russwurm spoke noting that he has reviewed this issue again today including the Municipal Class EA and schedules and noted that the retirement of a road is a Class A+ Environmental Assessment, and that reconstruction of the 26/27 Sideroad should trigger a Class B+ Environmental Assessment.

Moved by: Peter Bordignon

Seconded by: Andrea Matrosovs

THAT Council recognize George Powell to address Council regarding County Road 91 closure, Carried.

George Powell, Vice-Chair of Blue Mountain Watershed Trust Foundation spoke noting that the 26/27 Sideroad is a very steep road and is identified as an alternative route. Mr. Powell noted that we have the right to comment and that no public input has been received on the closure of Simcoe County Road 91. Mr. Powell noted that there are three residences on 26/27 Sideroad and that all are well served at the top of the escarpment. Mr. Powell noted that the estimated cost to construct the road is \$4 million. Mr. Powell noted that Clearview Township has indicated that there are no alternatives to 26/27 Sideroad, but Mr. Powell suggested an alternative route through the existing quarry, noting this grade would be less. Mr. Powell noted that Simcoe County Road 91 is an alternative bypass route around Collingwood and Thornbury, and reduces traffic on Highway 26. Mr. Powell noted that the springs coming through the 26/27 Sideroad increases the cost and noted that the gravel runs off the road and falls into the brooks. Mr. Powell noted that a Municipal Class Assessment should have been completed that considered the brooks and springs and the effect on the trout, further noting that the process was flawed.

Mr. Powell noted that Council has the right to put their views forward to the Niagara Escarpment Commission by May 24.

Director of Infrastructure and Public Works, Reg Russwurm spoke noting that the Town can provide comment to the Niagara Escarpment Commission and can request the Ministry of Environment and Parks to review the schedule. Reg noted that Clearview Township is following a Class A+, but noted that the Town should look at this and request the Minister to review the schedule as, in his opinion, it should be a Class C.

Moved by: Odette Bartnicki

Seconded by: Andrea Matrosovs

THAT Council of the Town of The Blue Mountains directs the Mayor and staff to engage with the Township of Clearview for the potential resolution of the matter of the closure of County Road 91 and the proposed reconstruction of Nottawasaga Sideroad 26/27;

AND THAT Council direct staff to work with Mayor Soever to develop correspondence to the Minister of Environment, Conservation and Parks and the Niagara Escarpment Commission to express The Blue Mountains concerns regarding the proposed Niagara Escarpment Plan Amendment;

AND THAT Council direct staff to prepare correspondence for the Mayor to request that the Municipal Class Environmental Assessment Schedule be reviewed on the proposed reconstruction of Nottawasaga Sideroad 26/27 and that the appropriate Schedule is utilized, Carried.

J.2 Notice of Motion (Council)

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

Moved by: Rob Sampson

Seconded by: Andrea Matrosovs

WHEREAS, pursuant to Section 224(c) and 224(d) of the Municipal Act, 2001, S.O. 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 severe shortage of family physicians in the south Georgian Bay area that is impacting several municipalities in the area;

AND WHEREAS the North East Grey Health Clinic has begun to address the severe shortage of family physicians in the south Georgian Bay area, but given the regional nature of the need, it needs to pass that responsibility to an entity that can act in a regional capacity;

AND WHEREAS June Porter and Sandy Macaulay from the North East Grey Health Clinic Board have significant experience in the health care field, have begun to address the severe shortage of family physicians in the south Georgian Bay area, and are qualified to continue such work for the Joint Municipal Physician Recruitment and Retention Committee;

AND WHEREAS it is advisable for The Town of The Blue Mountains participate with other municipalities in the region in the pursuit of additional family physicians in the south Georgian Bay area;

NOW THEREFORE the Council of the Town of The Blue Mountains hereby enacts as follows:

1. THAT the Town of The Blue Mountains takes the lead in the formation of a Joint Municipal Physician Recruitment and Retention Committee;
2. THAT the Town of The Blue Mountains appoints Councillor Rob Potter and Councillor Andrea Matrosovs, as the Town's initial Council representatives, subject to reappointment on or prior to January 01, 2020 (representing just one (1) vote);
3. THAT given the urgency of the matter and the qualifications of the individuals, Council hereby agrees to proceed with the initial public appointments to the Joint Municipal Physician Recruitment and Retention Committee without following the traditional process by appointing June Porter and Sandy Macaulay, subject to reference checks, as the Town's initial public members to the end of the current term of Council of the Town of the Blue Mountains, with any reappointment to be in accordance with the Town's public appointments process;
4. THAT the Town of The Blue Mountains invites other area municipalities to join the Joint Municipal Physician Recruitment and Retention Committee;
5. THAT the Joint Municipal Physician Recruitment and Retention Committee be authorized to engage a full-time physician recruiter who shall report to the Committee;
6. THAT the Town of The Blue Mountains provide initial funding for the activities of the Joint Municipal Physician Recruitment and Retention Committee of \$25,000 for the fiscal year ended December 31, 2019 funded by working capital pending resolution of the plea of the Town to Grey County for relief of the Municipal Property Assessment Corporation fee allocation, and thereafter as determined by Council, Carried.

J.3 Additions to Agenda

J.3.1 Spraying of Truvist in Rural Areas

Councillor Sampson spoke noting that he would like to understand the application of Truvist to control Wild Chervil as some residents do not support the application of Truvist. Councillor Sampson questioned what the Town is doing to minimize the spray, what notice is provided to the public and if Truvist is safe.

Reg Russwurm, Director of Infrastructure and Public Works, spoke noting that he will advise Council of when notice was given. Reg noted that Jim McCannell, Manager of Roads and Drainage have asked those residents that do not want the roadside Truvist spray to cut their roadside to prevent the Wild Chervil from regenerating. Reg noted that with respect to safety, that Grey County has worked with the Province and have identified Truvist as safe to use for roadside spraying. Reg noted that the Town relies on a contractor for their expertise in the application of Truvist. Reg noted that the contractor uses Truvist prudently and that the contractor is paid by the kilometer of road travelled. Reg noted that this is a multi-year program as it takes a few applications before it can be brought under control. Reg noted that the Town has a pre-consultation meeting with the contractor to identify what is required of the Town.

Councillor Bordignon spoke noting that the south side of Slabtown Road is on the Beaver River and that Truvist is sprayed in this location, further noting that we need to be responsible when applying spray in proximity to waterways. Reg spoke in response noting that we should not spray on the river side of the road, and that we can only spray where permitted, taking into consideration children and animals, noting that the product has anti-drift.

Councillor Matrosovs spoke noting that the 3rd Sideroad at the 10th Line is always a wet area, Reg spoke in response noting that the spray can be applied within one metre of the water, further noting that there is anti-draft in the product.

Councillor Potter spoke questioning who is responsible to determine where the Wild Chervil is present before the spray is applied. Reg spoke in response noting that the Manager and Foreman of Roads identify the locations, further noting that it takes a few years of applying the application to kill the Wild Chervil.

Councillor Sampson spoke noting that there should be penalties against the contractor if they do not apply the Truivist where they are directed to. Reg spoke in response noting that the contract will be reviewed and that a report will be provided to Council. Reg noted that there is a financial penalty for overspraying, as the spray is very expensive. Reg noted that he will advise Council if signs are required to be placed when spraying has occurred and how long the spray residual lasts.

Moved by: Peter Bordignon

Seconded by: Andrea Matrosovs

THAT Council directs Infrastructure and Public Works to provide a response to Council's questions on Truivist use in The Blue Mountains and post information on the Town's website in addition to referring the matter to the Agricultural Advisory Committee for response to Council regarding the benefits of Truivist, Carried.

J.3.2 Ontario Waterworks Association

Mayor Soever congratulated Director of Infrastructure and Public Works Reg Russwurm on his election as President of the Ontario Waterworks Association. Mayor Soever noted the Town is very pleased to have Reg represent the Town at the highest levels of the drinking water profession in Ontario, further noting the Ontario Waterworks Association has approximately 1500 members and is the province's leading resource for Ontario's water community. Mayor Soever advised the 2020 Conference will be held at Blue Mountain Resorts April 27-29, 2020 with approximately 1000 delegates attending. Reg noted his thanks, stating he is humbled by the appointment.

K. Notice of Meeting Dates

Committee of the Whole Meeting, May 22, 2019
Town Hall, Council Chambers

Special Committee of the Whole Meeting, May 27, 2019
Town Hall, Council Chambers

Council Meeting, June 3, 2019
Town Hall, Council Chambers

L. Closed Session

Moved by: Rob Sampson

Seconded by: Odette Bartnicki

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 personal matters about an identifiable individual, including Town or local board employees and with regard to the review and consideration of committee and board applications received for the Sustainability and Transportation Committees, Carried.

Council moved into closed session at 10:14 p.m.

Council moved into public session at 10:28 p.m.

Mayor Soever reported out of Closed Session noting that Council met in closed session to review applications received for the Transportation Committee and the Sustainability Committee and directed staff to proceed to reference checks on selected applicants.

M. Confirmation By-law and Adjournment

Moved by: Odette Bartnicki

Seconded by: Peter Bordignon

THAT By-law No. 2019 – 21, being a By-law to confirm proceedings of the Council of The Corporation of the Town of The Blue Mountains on May 13, 2019 be hereby enacted as passed this thirteenth day of May, 2019, Carried.

Moved by: Rob Potter

Seconded by: Andrea Matrosovs

THAT this Council does now adjourn at 10:31 p.m. to meet again June 3, 2019 Town Hall, Council Chambers, or at the call of the Chair, Carried.

Alar Soever, Mayor

Corrina Giles, Town Clerk