

**The Corporation of the Township of Tay
Regular Council Meeting**

**Wednesday, January 23, 2019
7:00 p.m.**

Present: Mayor Ted Walker
Councillor Paul Raymond
Councillor Sandy Talbot
Councillor Jeff Bumstead
Councillor Mary Warnock
Councillor Barry Norris

Staff Present: Robert Lamb, CAO/Deputy Clerk
Alison Gray, Clerk
Peter Dance, Director of Public Works
Joanne Sanders, Director of Finance
Steve Farquharson, Director of Planning & Development
Lindsay Barron, Financial Analyst

1. **Call to Order:**
Mayor Walker called the meeting to order at 7:05 p.m.

2. **Moment of Silent Reflection:**
Mayor Walker called for a moment of silent reflection.

3. **Approval of the Agenda:**
Moved By: Councillor Jeff Bumstead
Seconded By: Councillor Mary Warnock
That the Council Meeting Agenda for January 23, 2019 be adopted as circulated.

Carried.

4. **Disclosure of Interest:**
Councillor Bumstead declared a pecuniary interest on Municipal Report 2019-01-01 Recommendations #13 & 14 as he is a member of the Canada Day Committee involved in fundraising and sponsorship.

5. **Presentations / Delegations:**
No presentations/delegations were made.

6. Consent List:

a) Adoption of Minutes

- i. Regular Council – December 19, 2018

Resolution

That the regular Council meeting minutes dated December 19, 2018 be approved.

- ii. Special Council – December 19, 2018

Resolution

That the special Council meeting minutes dated December 19, 2018 be approved.

- iii. Special Closed Session – December 19, 2018

Resolution

That the special Closed Session meeting minutes dated December 19, 2018 be approved.

- iv. Regular Committee of all Council – January 9, 2019

Resolution

That the regular Committee of all Council meeting minutes dated January 9, 2019 be approved.

b) Reports of Various Committees

- i. Tay Township Public Library Board – September 18, 2018

Resolution

That the Tay Township Public Library Board meeting minutes dated September 18, 2018 be approved.

- ii. Tay Township Public Library Board – October 16, 2018

Resolution

That the Tay Township Public Library Board meeting minutes dated October 18, 2018 be approved.

- iii. Tay Township Public Library Board – November 20, 2018

Resolution

That the Tay Township Public Library Board meeting minutes dated November 20, 2018 be approved.

iv. Sustainability Committee Meeting – November 8, 2018

Resolution

That the Sustainability Committee meeting minutes dated November 8, 2018 be approved.

c) Municipal Report

i. Municipal Report 2019-01-01

Resolution

That Municipal Report 2019-01-01 be received and the recommendations contained therein be approved.

Correspondence, related to Recommendation #14, from the Canada Day Committee.

Moved By: Councillor Jeff Bumstead

Seconded By: Councillor Mary Warnock

That the Consent List for January 23, 2019 and the Recommendations contained therein be adopted as Resolutions of Council, except Municipal Report 2019-01-01, Recommendation No. 10 & 14, which will be dealt with as a separate matter; and

Further, that any items in the Consent List for which conflict has been declared are deemed not to have been voted on or discussed by the individual making the declaration.

Carried.

Recommendation #10

Moved By: Councillor Paul Raymond

Seconded By: Councillor Barry Norris

That the Council Vacancy Option Policy be amended so that the two appointment options be clearly delineated in the Council Vacancy Policy.

Recorded Vote requested by Councillor Warnock

Councillor Bumstead AYE

Councillor Norris AYE

Councillor Raymond AYE

Councillor Talbot AYE

Councillor Warnock NAY

Mayor Walker AYE

Carried 5:1.

Councillor Bumstead declared an interest on Recommendation #14 and removed himself from the dais.

Recommendation #14

Moved By: Councillor Sandy Talbot

Seconded By: Councillor Paul Raymond

That the Township deny the funding request by the Canada Day Committee to cover the cost of portable flooring for under the venue tent.

Recorded Vote requested by Councillor Warnock

Councillor Norris AYE

Councillor Raymond AYE

Councillor Talbot AYE

Councillor Warnock NAY

Mayor Walker NAY

Carried 3:2.

Councillor Bumstead resumed his seat.

7. Staff Reports / Other Business:

7.1 Verbal report from the Clerk regarding Declaration of Vacancy – Office of Deputy Mayor.

The Clerk advised that per the Municipal Act, Council is required to declare the position of Deputy Mayor to be vacant.

Moved By: Councillor Jeff Bumstead

Seconded By: Councillor Mary Warnock

Whereas Deputy Mayor Crawford passed away on December 14, 2018;

Whereas per Section 262(1) of the *Municipal Act, 2001* states that Council shall declare the seat vacant;

Now therefore be it resolved that per Section 262(1) of the *Municipal Act, 2001*, that the Council of the Township of Tay declares the office of Deputy Mayor for the Township of Tay to be vacant.

Carried.

7.2 Report from the Clerk regarding Council Vacancy Voting Process

Council received Staff Report No. GGF-2019-08 from the Clerk regarding the Council Vacancy Voting Process.

Moved By: Councillor Jeff Bumstead

Seconded By: Councillor Mary Warnock

That Staff Report GGF-2019-08 with respect to Council Vacancy Voting Process be received; and

That Council adopts the process detailed in Staff Report GGF-2019-08 with respect to the voting process for selecting the method to fill the current council vacancy.

Carried.

7.3 Memorandum from the Clerk regarding Vacancy Method Selection.

The Clerk provided a brief overview of the methods available to fill the vacant Deputy Mayor position as detailed in the Memorandum.

Moved By: Councillor Paul Raymond

Seconded By: Councillor Barry Norris

That per Section 263 of the *Municipal Act, 2001*, that Direct Appointment method be used to fill the vacant office of Deputy Mayor.

Carried.

Moved By: Councillor Barry Norris

Seconded By: Councillor Paul Raymond

That the Council of the Township of Tay offer the position of Deputy Mayor to Gerard LaChapelle.

Carried.

7.4 Verbal Report from Mayor Walker regarding an Appointment of County Council Alternate for 2018-2022 Term and Temporary Deputy Mayor.

Mayor Walker advised that Councillor Talbot will be the County Council Alternate Member for the 2018-2022 Term.

As Council voted to fill the vacant Deputy Mayor position by appointment, Council elected not to appoint a temporary member to the upper tier Council and removed By-law 2019-04 from the agenda.

Moved By: Councillor Paul Raymond

Seconded By: Councillor Barry Norris

That per Section 268.(1) of the Municipal Act that Councillor Sandy Talbot be appointed as the alternate member to the Council of the County of Simcoe for the 2018-2022 Term;

And that the required appointment by-law be brought forward for consideration.

Carried.

7.5 Report from the Director of Finance regarding Development Charges Background Study.

Council received Staff Report No. GGF-2019-05 from the Director of Finance regarding Development Charges Background Study.

Council gave direction that the apartment rates be set at 88% of the proposed rate for two years, and then increase to the full rate.

Moved By: Councillor Paul Raymond

Seconded By: Councillor Barry Norris

That Staff Report No. GGF-2019-05 regarding the Development Charges Background Study, dated January 23, 2019, be received for information.

Carried.

7.6 Verbal Report from the Director of Finance regarding Tax Sale Extension Agreements.

The Director provided a brief overview of the tax sale process and tax sale extension agreements.

8. By-laws:

2019-01 Agreement, Tax Sale Extension
2019-02 Agreement, Tax Sale Extension
2019-03 Appointment, County Council Alternate 2018-2022 Term
2019-05 Repeal, Township Smoking By-law

Moved By: Councillor Paul Raymond

Seconded By: Councillor Sandy Talbot

That By-laws 2019-01, 2019-02, 2019-03, and 2019-05 be read a first, second and third time and finally passed.

Carried.

9. Notices of Motion:

None were presented.

10. Closed Session:

No Closed Session was held.

11. Confirming By-law:

Moved By: Councillor Paul Raymond

Seconded By: Councillor Sandy Talbot

That By-law 2019-06 being a by-law to adopt the proceedings of the meeting be read a first, second and third time and finally passed.

Carried.

12. Adjournment:

Moved By: Councillor Paul Raymond

Seconded By: Councillor Barry Norris

That this Regular Meeting of Council adjourn at 8:15 p.m. and to reconvene on February 27, 2019 at 7:00 p.m.

Carried.

MAYOR

CLERK

**PROTECTION TO PERSONS AND PROPERTY
CHAIRPERSON: COUNCILLOR TALBOT**

RECOMMENDATIONS

That the following recommendations be and are hereby adopted by Council:

1. That Staff Report No. PPP-2019-06 regarding Fire Chief's Monthly Activity Report – December 2018 be received for information.

COUNCIL ACTION: Carried.

2. That Staff Report No. PPP-2019-05 regarding Deputy Fire Chief/FPO Monthly Activity Report – December 2018 be received for information.

COUNCIL ACTION: Carried.

3. That Staff Report No. PPP-2019-01 regarding By-law Monthly Activity Report – December 2018 be received for information.

COUNCIL ACTION: Carried.

4. That Staff Report No. PPP-2019-07 regarding New Smoke Free Ontario Act Regulations be received;

And that the Township of Tay Smoking By-law 2003-45 be repealed.

COUNCIL ACTION: Carried.

5. That Staff Report No. PPP-2019-02 regarding MLEO Canine By-law Monthly Activity Report – December 2018 be received for information.

COUNCIL ACTION: Carried.

6. That Staff Report No. PPP-2019-04 regarding Year End Canine Control Report for 2018 be received for information.

COUNCIL ACTION: Carried.

**GENERAL GOVERNMENT AND FINANCE
CHAIRPERSON: VICE CHAIR COUNCILLOR RAYMOND**

RECOMMENDATIONS

That the following recommendations be and are hereby adopted by Council:

7. That Staff Report No. GGF-2019-02 regarding Christmas Season Office Hours 2019 be received;
And further that the cost savings practice of closing the municipal office during the Christmas week be continued in 2019, with the municipal office being closed from Tuesday, December 24th at 12:00 noon and re-opening on Thursday, January 2nd, 2020 at 8:30 am.

COUNCIL ACTION: Carried.

8. That Staff Report No. GGF-2019-01 regarding an Inquiry to Purchase Vacant Land – Laneway, 433 Hayes (Robitaille) be received;
Whereas pursuant to the Township's Sale of Land Policy the Township is interested in selling the laneways within Port McNicoll;
And whereas the owner abutting the laneway is interested in acquiring the portion of the laneway abutting their property;
Now therefore be it resolved that the Council of the Township of Tay stop up, close, declare surplus and sell the laneway and lands described as Part 1 on Plan 51R-41866;
And that the lands be sold and merged with 433 Hayes Street (Roll Number 435305000133700) and that the required by-laws be brought forward.

COUNCIL ACTION: Carried.

9. That Staff Report No. GGF-2019-04 regarding Council Vacancy Options be received for information.

COUNCIL ACTION: Carried.

10. That the Council Vacancy Option Policy be amended so that the two appointment options be clearly delineated in the Council Vacancy Policy.

COUNCIL ACTION: Carried.

11. That the Corporate Health and Safety Policy attached hereto, being reviewed by Council, is hereby confirmed by Council;
And that the Mayor and the C.A.O. are hereby authorized to sign the said policy on behalf of the Township.

COUNCIL ACTION: Carried.

**PUBLIC WORKS
CHAIRPERSON: COUNCILLOR NORRIS**

RECOMMENDATIONS

That the following recommendations be and are hereby adopted by Council:

- 12.** That Staff Report No. PW-2019-02 regarding the annual review of waived rental fees be received;
And that the recommendations regarding the individual user groups are approved as outlined in this report.

COUNCIL ACTION: Carried.

- 13.** That Staff Report No. PW-2019-03 regarding the Canada Day Committee requests be received;
And that the Township deny the closure of Park Street for the artisan/vendor fair.

COUNCIL ACTION: Carried.

- 14.** That the Township deny the funding request by the Canada Day Committee to cover the cost of portable flooring for under the venue tent.

COUNCIL ACTION: Carried.

**PLANNING AND DEVELOPMENT
CHAIRPERSON: COUNCILLOR WARNOCK**

RECOMMENDATIONS

That the following recommendations be and are hereby adopted by Council:

- 15.** That Staff Report No. PD-2019-05 regarding an extension to the Draft Plan Approval for the Victoria Harbour Golf Course Subdivision, File Number TA-T-2003001 be received;

That the Director be provided to notify the Local Planning Appeals Tribunal that the Township of Tay supports the request for a 5 year extension to the Draft Plan Approved Subdivision File Number TA-T-2003001, which would have a lapsing date of March 4th, 2024;

And further that the Township of Tay request that the Local Planning Appeals Tribunal delegate authority to the Township the ability to approve any further extensions, and any modifications to the draft plan such as red-line revisions.

COUNCIL ACTION: _____ **Carried.**

- 16.** That Report No. PD-2019-01 regarding Building Services Division Monthly Report – December 2018 be received.

COUNCIL ACTION: _____ **Carried.**

- 17.** That Report No. PD-2018-44 regarding Building Services Division– Year End Report for 2018 be received.

COUNCIL ACTION: _____ **Carried.**

- 18.** That the Township of Tay not obtain a 2019 Membership to the Georgian Bay Biosphere Reserve.

COUNCIL ACTION: _____ **Carried.**