

**THE CORPORATION OF THE TOWNSHIP OF TAY  
COMMITTEE OF ALL COUNCIL MEETING  
WEDNESDAY, MAY 20<sup>TH</sup>, 2009  
1:00 P.M.**

**PRESENT:** Mayor Scott Warnock  
Deputy Mayor Michael Ladouceur  
Councillor Nelson Baumgardner  
Councillor James Pearsall  
Councillor Rick Black  
Councillor Axel Frandsen  
Councillor Bill Rawson

**STAFF PRESENT:** Simone Latham, C.A.O./Deputy Clerk \*  
Alison Thomas, Clerk  
Nick Colucci, Director of Public Works  
Brian Thomas, Fire Chief \*  
Joanne Sanders, Director of Finance (Section C)  
Mara Burton, Dir. of Planning & Development (Section C & D)  
Holly Bryce, Recreation Coordinator (Section B & C)

\* arrived at 1:25 p.m.

**1. CALL TO ORDER:**

Mayor Warnock called the meeting to order at 1:00 p.m.  
*(The order of items dealt with during the meeting may differ from the order presented in these Minutes.)*

**2. DECLARATIONS OF INTEREST:**

Councillor Black declared a pecuniary interest on Item B.2.4 as he has a personal interest in the matter.

**3. DELEGATIONS:**

**1:00 p.m. – Mr. Oliver Tyron – Re: Canine Control Issue – 3 Dogs**

Mr. Oliver Tyron appeared before Committee regarding a request for 3 dogs at his residence on 1574 Gratrix Road. Mr. Tyron noted that they have had 3 dogs on their property for a long period of time and requested that they be given permission to keep the said dogs.

After discussion and consideration the following motion was moved by Councillor Frandsen and seconded by Deputy Mayor Ladouceur recommending the following to Council for consideration:

**THAT DUE TO EXTENUATING CIRCUMSTANCES 1574  
GRATRIX ROAD BE PERMITTED TO RETAIN THREE DOGS  
UNTIL DECEMBER 31, 2009; Cont'd...**

**AND FURTHER, IF THREE DOGS REMAIN AFTER DECEMBER 31, 2009, STAFF BE DIRECTED TO FOLLOW THE COUNCIL EXEMPTION TO 2 DOG LIMIT ADMINISTRATION POLICY TO DETERMINE IF A FURTHER EXTENSION IS GRANTED;**

**AND FURTHER, WHEN CIRCUMSTANCES RESULT IN THE NUMBER OF DOGS BEING REDUCED PERMISSION FOR THE ADDITIONAL DOGS WILL AUTOMATICALLY EXPIRE.**

**CARRIED.**

**1:15 p.m. – Mr. Beerman – Re: Canine Control Issue – 3 Dogs.**

Mr. Beerman appeared before Committee regarding a request to have 3 dogs at his residence at 163 Paradise Avenue. Mr. Beerman noted that the third dog belongs to his son and will only be on the premise until July 1, 2009. He requested that they be given permission to keep the said dogs.

After discussion and consideration the following motion was moved by Councillor Frandsen and seconded by Deputy Mayor Ladouceur recommending the following to Council for consideration:

**THAT DUE TO EXTENUATING CIRCUMSTANCES 163 PARADISE AVENUE BE PERMITTED TO RETAIN THREE DOGS UNTIL DECEMBER 31, 2009;**

**AND FURTHER, IF THREE DOGS REMAIN AFTER DECEMBER 31, 2009, STAFF BE DIRECTED TO FOLLOW THE COUNCIL EXEMPTION TO 2 DOG LIMIT ADMINISTRATION POLICY TO DETERMINE IF A FURTHER EXTENSION IS GRANTED;**

**AND FURTHER, WHEN CIRCUMSTANCES RESULT IN THE NUMBER OF DOGS BEING REDUCED PERMISSION FOR THE ADDITIONAL DOGS WILL AUTOMATICALLY EXPIRE.**

**CARRIED.**

**1:30 p.m. – Ms. Kim Charlebois – Re: Canine Control Issue – 4 Dogs**

Ms. Charlebois did not appear before Committee; however, requested that her matter be considered.

After discussion and consideration the following motion was moved by Deputy Mayor Ladouceur and seconded by Mayor Warnock recommending the following to Council for consideration:

**THAT DUE TO EXTENUATING CIRCUMSTANCES 1456 GRATRIX ROAD BE PERMITTED TO RETAIN FOUR DOGS UNTIL AUGUST 31, 2009;**

**AND FURTHER, WHEN CIRCUMSTANCES RESULT IN THE NUMBER OF DOGS BEING REDUCED PERMISSION FOR THE ADDITIONAL DOGS WILL AUTOMATICALLY EXPIRE.**

**CARRIED.**

**3:00 p.m. – Ms. Amy Marchand – Re: Canine Control Issue – Muzzle Order**

Ms. Marchand did not attend.

**5:00 p.m. – North Simcoe Community Futures Development Corp. – Re: Presentation – Business Retention Expansion Study.**

Mrs. Lois Irvine, Community Development Coordinator appeared before Committee on behalf of the North Simcoe Community Futures Development Corporation regarding the final report of the Business Retention and Expansion Study.

Mrs. Irvine reported that the study is a volunteer-driven economic development opportunity used to encourage growth and stability in our area. She provided an overview of the development of the study highlighting that the involvement of the four North Simcoe municipalities was important in the development of the plan to ensure the results and future directions have municipal involvement. Mrs. Irvine provided an overview of the development of the study and reported that the work resulted in the following action items becoming the focus of the final business retention and expansion study:

- business development and support,
- economic development,
- improved/increased transportation & transit system,
- and workforce development.

In addition, she reported that they are now in the process of presenting the results of the study to area municipalities, MPP and the County of Simcoe. It was requested that area municipalities review the information provided and provide feedback in time for the upcoming debriefing sessions.

In conclusion, Mrs. Irvine reported that it is hoped that the actions outlined in this study represent a future guideline for achieving real and lasting improvements to economic development in the area.

**4. COMMITTEE BUSINESS:**

**A: PROTECTION TO PERSONS & PROPERTY COMMITTEE – CHAIRED BY CHAIR COUNCILLOR JIM PEARSALL:**

- A.1 The Protection to Persons & Property Committee was called to order by the Chair at 1:03 p.m.
- A.2.1 We received for information the Southern Georgian Bay O.P.P. monthly statistics report for the month of April 2009.
- A.2.2 We received for information the monthly Fire Chief's report under date of May 1, 2009 for the month of April, 2009.
- A.3 No Other Business Items were presented.

- A.4.1 We received for information the Deputy Fire Chief/Fire Prevention Officer's monthly activity report for April 2009.
- A.4.2 We received for information the Care Animal & Pest Control monthly activity report for April 2009.
- A.4.3 We received for information a Staff Report from the Administrative Support Person regarding Dog Tag Issuers.

**B: PUBLIC WORKS COMMITTEE - CHAIRED BY VICE-CHAIR COUNCILLOR RICK BLACK:**

- B.1 The Public Works Committee was called to order by the Chair at 1:38 p.m.
- B.2.1 We received a report from the Director of Public Works under date of May 20, 2009 regarding the D.W.Q.M.S. Appointments.

After discussion and consideration the following motion was moved by Deputy Mayor Ladouceur and seconded by Councillor Black recommending the following to Council for consideration:

**THAT THE FOLLOWING INDIVIDUALS BE APPOINTED TO THE POSITIONS AS FOLLOWS:**

**OVERALL RESPONSIBLE OPERATOR (O.R.O.)**

**RAYMOND KNUFF, ENVIRONMENTAL SUPERINTENDENT**

**THE O.R.O. IS RESPONSIBLE FOR THE PLAN OPERATIONS, SUPERVISION AND DEVELOPMENT OF STAFF AND ENSURING THE Q.M.S. IS IMPLEMENTED.**

**D.W.Q.M.S. REPRESENTATIVE**

**TAMMY CAMPBELL, ENVIRONMENTAL SUPPORT PERSON**

**THE Q.M.S. REPRESENTATIVE IS RESPONSIBLE FOR ORGANIZING THE OPERATIONAL MANUAL AND PROMOTING AWARENESS OF THE PLAN THROUGHOUT THE ORGANIZATION.**

**INTERNAL AUDITOR**

**NICK COLUCCI, DIRECTOR OF PUBLIC WORKS**

**THE INTERNAL AUDITOR IS TO ENSURE KEY POINTS HAVE BEEN ADDRESSED, AND THE INTERNAL SYSTEM IS RUNNING EFFECTIVELY.**

**CARRIED.**

- B.2.2 We received for information the monthly Environmental Superintendent's report under date of May 20, 2009 for the month of April, 2009.
- B.2.3 We reviewed a report from the Works Superintendent under date of May 20, 2009, regarding the Twinning of the Tay Shore Trail.

After discussion and consideration the following motion was moved by Mayor Warnock and seconded by Deputy Mayor Ladouceur recommending the following to Council for consideration:

**Cont'd...**

**THAT THE TOWNSHIP OF TAY PROCEED WITH THE TWINNING OF THE TRAIL AND PROCEED WITH NEGOTIATING AN AGREEMENT TO AUTHORIZE THE GEORGIAN BAY SNOWRIDERS TO UTILIZE THE TAY TRAIL FROM OLD FORT ROAD TO THE HIGHWAY 12 BRIDGE. OUR REPSONSIBILITY IS TO PROVIDE LABOUR AND EQUIPMENT TO WORK IN CONJUNCTION WITH GEORGIAN BAY SNOWRIDERS ASSOCIATION TO WORK TOWARDS THE COMPLETION OF THE SECOND TRAIL FOR SNOWMOBILE ACCESS.**

**DEFEATED.**

After discussion and consideration the following motion was moved by Councillor Frandsen and seconded by Councillor Black recommending the following to Council for consideration:

**THAT THE TOWNSHIP OF TAY PROCEED WITH THE TWINNING OF THE TRAIL AND PROCEED WITH NEGOTIATING AN AGREEMENT TO AUTHORIZE THE GEORIGAN BAY SNOWRIDERS TO UTLIZE THE TAY TRAIL FROM WYE RIVER BRIDGE TO TRIPLE BAY ROAD.**

**CARRIED.**

**Prior to consideration of Item B.2.4, Councillor Black declared a pecuniary interest and removed himself from the room while the matter was under consideration.**

B.2.4 We reviewed correspondence, dated April 28, 2009 regarding a Claim resulting from Sanitary Sewer Back-Up.

After discussion and consideration the following motion was moved by Councillor Frandsen and seconded by Deputy Mayor Ladouceur recommending the following to Council for consideration:

**THAT THE REQUEST FOR CLAIM RESULTING FROM SANITARY SEWER BACK-UP BE DENIED, AS A RESULT OF TOWNSHIP POLICY.**

**CARRIED.**

**Councillor Black returned and resumed his chair.**

B.3.1 We received a Memorandum from the Director of Public Works, dated May 19, 2009 regarding the Selection of Projects for Grant Applications for the Recreation Infrastructure Canada Program in Ontario and Community Adjustment Fund.

Staff was directed to apply to the Recreation Infrastructure Canada program for the following project, in order of priority:

1. Hard Surfacing of Four Rinks with a Roofed Cover on all Rinks.
2. Construction of the Waubaushene / Bridgeview Park Community Centre.
3. Waterfront Revitalization.

Staff was further directed to apply to the Community Adjustment Fund for Way-Finding Tourism Signage.

B.3.2 We received an update from the Director of Public Works regarding the progress of the Sidewalk Replacement Program. Committee was informed that the contractor from 2009 will be commencing work shortly.

B.4 No Items for Information were presented.

**C: GENERAL GOVERNMENT/FINANCE – CHAIRED BY CHAIR COUNCILLOR FRANSEN:**

C.1 The General Government & Finance Committee was called to order by the Chair at 3:13 p.m.

C.2.1 We reviewed for information a report from the Recreation Coordinator under date of May 20, 2009 regarding a recreation update for the month of April 2009.

C.2.2 We reviewed a report from the Clerk under date of May 20, 2009 regarding the Provision of Notice Policy.

After discussion and consideration the following motion was moved by Deputy Mayor Ladouceur and seconded by Councillor Pearsall recommending the following to Council for consideration:

**THAT THE DRAFT PROVISION OF NOTICE POLICY BE ADOPTED;**

**AND FURTHER THAT BY-LAW NO. 2002-75 BE REPEALED.**

**CARRIED.**

C.2.3 We reviewed a report from the Clerk under date of May 20, 2009 regarding the Encroachment Agreement with VH Beach & Marine Resort.

After discussion and consideration the following motion was moved by Mayor Warnock and seconded by Councillor Rawson recommending the following to Council for consideration:

**THAT COUNCIL APPROVES THE LANDSCAPE PLAN, DATED APRIL 30, 2009, AS SUBMITTED BY THE OWNERS OF THE VICTORIA HARBOUR BEACH & MARINE RESORT;**

**AND THAT COUNCIL AGREES TO ENTER INTO AN ENCROACHMENT AGREEMENT WITH PARKBRIDGE LIFESTYLE COMMUNITIES INC., THE OWNER OF THE VICTORIA HARBOUR BEACH & MARINE RESORT, FOR A PERIOD OF 10 YEARS COMMENCING JULY 1, 2009;**

**AND FURTHER THAT THE REQUIRED BY-LAW TO AUTHORIZE THE EXECUTION OF THE AGREEMENT BE BROUGHT FORWARD TO THE NEXT COUNCIL MEETING.**

**CARRIED.**

C.2.4 We reviewed a report from the Clerk under date of May 20, 2009 regarding the Trillium Grant Application – Waubaushene Library Branch Roof Replacement.

After discussion and consideration the following motion was moved by Mayor Warnock and seconded by Deputy Mayor Ladouceur recommending the following to Council for consideration:

**THAT WHEREAS THE TAY TOWNSHIP PUBLIC LIBRARY BOARD DEEMS IT NECESSARY TO REPLACE THE WAUBAUSHENE LIBRARY BRANCH ROOF IN 2010;**

**WHEREAS THE TRILLIUM FOUNDATION CAPITAL GRANT APPLICATION PROCESS REQUIRES THAT THE COUNCIL OF THE MUNICIPALITY ENDORSES ANY APPLICATION BY THE LIBRARY FOR FUNDING;**

**NOW THEREFORE BE IT RESOLVED THAT THAT THE COUNCIL FOR THE TOWNSHIP OF TAY ENDORSES THE APPLICATION TO THE TRILLIUM FOUNDATION FOR A CAPITAL GRANT FOR THE REPLACEMENT OF THE WAUBAUSHENE LIBRARY BRANCH ROOF.**

**CARRIED.**

C.2.5 We reviewed a report from the Clerk under date of May 20, 2009 regarding the Encroachment Agreement – 767 Second Avenue.

After discussion and consideration the following motion was moved by Mayor Warnock and seconded by Councillor Black recommending the following to Council for consideration:

**THAT COUNCIL AGREES TO ENTER INTO AN ENCROACHMENT AGREEMENT WITH THE OWNER OF 767 SECOND AVENUE; AND**

**FURTHER THAT THE REQUIRED BY-LAW TO AUTHORIZE THE EXECUTION OF THE AGREEMENT BE BROUGHT FORWARD TO THE NEXT COUNCIL MEETING.**

**CARRIED.**

C.2.6 We reviewed a report from the Director of Finance under date of May 20, 2009 regarding a Tax Recovery Audit.

After discussion and consideration the following motion was moved by Councillor Baumgardner and seconded by Deputy Mayor Ladouceur recommending the following to Council for consideration:

**THAT WHEREAS RYAN ULC PROVIDES THE SERVICES OF TAX RECOVERY AUDITING WITH THE ADDED BENEFIT OF A HELP LINE AND TRAINING SEMINARS;**

**THEREFORE BE IT RESOLVED THAT THE TOWNSHIP ENTERS INTO A CONTRACT FOR SERVICES WITH THE FIRM OF RYAN ULC, FOR THE PURPOSES OF IDENTIFYING AND PREPARING A CLAIM FOR TAXES PAID; AND THAT THE AGREEMENT AND BY-LAW BE PRESENTED AT THE JUNE 10, 2009 COUNCIL MEETING FOR APPROVAL.**

**CARRIED.**

- C.2.7 We received a verbal report from the Chief Administrative Officer regarding a request for Funding Assistance from Simcoe Outreach Services.

After discussion and consideration the following motion was moved by Councillor Black and seconded by Councillor Rawson recommending the following to Council for consideration:

**THAT THE TOWNSHIP OF TAY CONTRIBUTE A \$5,000 ONE-TIME GRANT TO SIMCOE OUTREACH SERVICES.**

**DEFEATED.**

- C.3.1 We received for information correspondence from the Town of Penetanguishene, dated May 6, 2009 regarding Huronia Hospitals Foundation/Area Municipalities, Collaborative Working Group Addressing Hospital Capital Needs.

- C.3.2 We received correspondence from Midland Secondary School, dated May 1, 2009 regarding 2009 Graduation Awards.

Following discussion, Committee agreed that Deputy Mayor Ladouceur would check to see if he could attend and advise staff accordingly.

- C.3.3 We received correspondence from Tax Recovery Group, dated April 29, 2009 and the City of Cornwall, dated May 5, 2009 regarding HST Exemption for Municipalities.

Following discussion, Committee directed staff to pursue a 100% HST exemption for all municipalities.

- C.3.4 Deputy Mayor Ladouceur requested that staff explore the development of a Chain of Office for the Office of the Mayor and report back in due course.

- C.4.1 We received for information correspondence from the Township of Essa, Re: Public Salary Disclosures.

- C.4.2 We received for information correspondence from the Simcoe County District School Board, Re: ARC "B" Report, Staff Report, Delegation Notice.

- C.4.3 We received for information correspondence from the Association of Municipalities of Ontario, Re: AMO Position on Bill 150, Green Energy and Green Economy Act.

- C.4.4 We received for information correspondence from the Association of Municipalities of Ontario, Re: Approval of the Used Tires Program Plan.

- C.4.5 We received for information a media release from Huronia Historical Parks, Re: Sainte-Marie and Discovery Harbour Open for 2009.
- C.4.6 We received for information correspondence from Junior Civitan International, Re: Thank You for Support of Dance-A-Thon.
- C.4.7 We received for information a memo from the County of Simcoe, Re: Affordable Housing.
- C.4.8 We received for information correspondence from the Association of Municipalities of Ontario, Re: CRTC Changes National Do Not Call List – Municipal Candidates Now Exempt.

**D: PLANNING & DEVELOPMENT COMMITTEE – CHAIRED BY CHAIR DEPUTY MAYOR LADOUCEUR:**

- D.1 The Planning & Development Committee was called to order by the Chair at 4:02 p.m.
- D.2.1 We received for information a report from the Director of Planning and Development regarding Community Signage and Tourist Information.  
After discussion and consideration the following motion was moved by Mayor Warnock and seconded by Councillor Frandsen recommending the following to Council for consideration:  
**THAT STAFF PROCEED WITH THE PURCHASE OF THE COMMUNITY SIGNAGE, WAYFINDING SIGNAGE AND TOURIST KIOSK OUTLINED IN THE DIRECTOR’S REPORT;  
AND FURTHER THAT THE PROJECT BE FUNDED FROM FUNDS SET ASIDE FOR THE GROWTH SETTLEMENT STUDY.  
CARRIED.**
- D.2.2 We reviewed for information the monthly Municipal By-law Enforcement Services report under date of May 4, 2009 for the month of April 2009.
- D.2.3 We reviewed for information the monthly Building Services report under date of May 4, 2009 for the month of April 2009.
- D.3 No Other Business Items were presented.
- D.4 No Items for Information were presented.

**5. IN CAMERA SESSION:**

Following the regular Committee of All Council business we adjourned to an “In Camera” Session and the following motion was passed.

**MOVED BY: COUNCILLOR BILL RAWSON**

**SECONDED BY: COUNCILLOR JIM PEARSALL**

**COUNCIL ADJOURN TO AN IN CAMERA SESSION;**

**AND FURTHER THAT THIS PORTION OF THE MEETING BE CLOSED TO THE PUBLIC PURSUANT TO THE FOLLOWING SECTION(S) – AS MARKED, OF SECTION 239, SUBSECTION (2) OF THE MUNICIPAL ACT, 2001:**

Cont’d...

**❑ PERSONAL MATTERS ABOUT AN IDENTIFIABLE INDIVIDUAL, INCLUDING MUNICIPAL OR LOCAL BOARD EMPLOYEES.**

**CARRIED.**

- 5.1 We received a verbal report from the Fire Chief and Chief Administrative Officer with respect to personnel matters about an identifiable individual, including municipal or local board employees (Fire Department Policy Implementation Complaint).

Council received an update on the matter and requested that staff report back as necessary.

**MOVED BY: COUNCILLOR JIM PEARSALL**

**SECONDED BY: COUNCILLOR BILL RAWSON**

**THAT COUNCIL TEMPORARILY ADJOURN FROM THE IN CAMERA SESSION AT 5:10 P.M. AND RETURN TO THE REGULAR MEETING.**

**CARRIED.**

**MOVED BY: COUNCILLOR RICK BLACK**

**SECONDED BY: COUNCILLOR AXEL FRANDBSEN**

**THAT COUNCIL RESUME THE IN CAMERA SESSION AT 5:26 P.M.**

**CARRIED.**

- 5.2 We received a verbal report from the Director of Planning & Development with respect to personnel matters about an identifiable individual, including municipal or local board employees (Update regarding Property Standards Activity on a specific location).

After discussion, Council reviewed the matter and staff was directed accordingly.

- 5.3 We received a verbal report from the Chief Administrative Officer about an identifiable individual, including municipal or local board employees with respect to personnel matters. (Development concerns regarding a specific location).

After discussion, Council reviewed the matter and staff was directed accordingly.

**MOVED BY: COUNCILLOR RICK BLACK**

**SECONDED BY: COUNCILLOR AXEL FRANDBSEN**

**THAT COUNCIL ADJOURN FROM THE IN CAMERA SESSION AT 5:53 P.M. AND RETURN TO THE REGULAR MEETING.**

**CARRIED.**

6. **ADJOURNMENT:**

Moved by Councillor Baumgardner and seconded by Councillor Black.

**THAT THIS COMMITTEE OF ALL COUNCIL MEETING  
ADJOURN AT 5:55 P.M. AND RECONVENE JUNE 17, 2009.**

**CARRIED.**

Minutes Recorder: Alison Thomas, Clerk