



TOWN OF COLLINGWOOD

COUNCIL MINUTES

June 14, 2010

"Inspire confidence, wonder and a sense of possibility – deliver today's services and realize tomorrow's promise."

A meeting of Council was held Monday June 14, 2010 in the Council Chambers, Town Hall, Collingwood commencing at 5:00pm.

DEPUTY MAYOR COOPER CALLED COUNCIL TO ORDER

Members of Council Present:

Mayor Carrier
Deputy Mayor Cooper
Councillor Edwards
Councillor Sandberg (*regrets*)
Councillor Jeffery
Councillor Foley
Councillor McNabb
Councillor Chadwick
Councillor Labelle

Staff Present:

Kimberly Wingrove, Chief Administrative Officer
Sara Almas, Clerk (*regrets*)
Ed Houghton, Executive Director of Public Works
Larry Irwin, Director of Information Technology
Peter Dunbar, Director of Leisure Services
Kay Blakely, Deputy Director of Finance
Nancy Farrer, Acting Director of Planning Services (*regrets*)
Trevor Houghton, Senior Planner
Becky Dahl, Deputy Clerk

ADOPTION OF AGENDA

No. 312 *Moved by Deputy Mayor Cooper*
 Seconded by Councillor Edwards

THAT the content of the Council Agenda for June 14th, 2010 be adopted as presented.

CARRIED

DECLARATIONS OF PECUNIARY INTEREST AND/OR RECEIPT OF GIFT (over \$200)

- Councillor Edwards declared a receipt of gift in the form of two tickets for a political function totalling over \$200.00.
- Mayor Carrier declared a pecuniary interest with Accounts Payable Vouchers for Mark's Work Wearhouse (Imagewear) approved by Council on May 31, 2010.

ADOPTION OF MINUTES

No. 313 *Moved by Councillor Edwards*
 Seconded by Councillor Jeffery

THAT the minutes of the regular meeting of Council held June 7th, 2010, be approved.

CARRIED

BUSINESS ARISING FROM THE PREVIOUS MINUTES - Nil

COMMUNITY ANNOUNCEMENTS

Construction Update

- Ed Houghton, Executive Director, Engineering and Public Works provided an update to Council with respect to a number of construction projects including the downtown revitalization project, First Street upgrades, the sewer rehabilitation project and the area transportation project which is anticipated to go to tender shortly with construction to begin at the end of July.
- Council requested visuals be provided of the Poplar Sideroad road improvements. Confirmation was provided by Mr. Houghton that a bicycle lane would be included.
- Mr. Houghton noted an upcoming meeting with the Ministry of Transportation with respect to the Highway 26 realignment. A revised study had been provided to Clerk

Almas for public review. Staff to review large land transfers required for the realignment.

- Mr. Houghton advised Council of an upcoming presentation and staff report to Council on the Hume Street Environmental Assessment anticipated to occur in three (3) years.
- Discussion occurred with respect to the road improvements within the Industrial Park area noting the costs would be the responsibility of the property owner.
- Council further reported on various community events they had attended and announced upcoming events.

DEPUTATION - Nil

CONSENT AGENDA

**No. 314 *Moved by Councillor Jeffery*
 *Seconded by Councillor Edwards***

THAT the General Consent Agenda, having been given due consideration by Council, be received.

General Consent		
A. 1	Simcoe Muskoka District Health Unit re: West Nile Virus Program Planning 2010	<i>Received for Information</i>
A. 2	Simcoe Muskoka District Health Unit re: West Nile Virus – Application of Larvicide on Municipal Lands	<i>Received for Information</i>
A. 3	M. Adolphe re: Congratulations on a “Job Well Done” on the new library	<i>Received for Information</i>
A. 4	Corporation of the Town of New Tecumseth re: Bill 13 Sustainable Water and Waste Water Systems Improvement and Maintenance Act, 2010	<i>Received for Information</i>
A. 5	Ministry of Citizenship and Immigration re: Ontario Medal for Good Citizenship	<i>Received for Information</i>
A. 6	Nottawasaga Valley Conservation Authority – Nottawasaga News May 2010/Volume 36	<i>Received for Information</i>

CARRIED

A.4 Councillor Chadwick requested comment from Staff with respect to correspondence. CAO Wingrove and Ed Houghton confirmed that Staff are preparing comments to be circulated to Council. CAO Wingrove further confirmed the inclusion of Town’s comments in the correspondence provided.

Moved by Councillor Chadwick
Seconded by Deputy Mayor Cooper

THAT General Consent Item A.4 regarding correspondence from the Town of New Tecumseth on Bill 13, be received.

CARRIED

MOVE INTO COMMITTEE OF THE WHOLE (Staff Reports/By-laws if deemed expedient)

REPORTS/MINUTES OF COMMITTEES/BOARDS

Respect+ Program Presentation

Michelle Federer, Acting Manager, Arts & Culture, Information Centre and Special Events provided a presentation to Council outlining the purpose of the policy, its goals and objectives, education of policy if approved and the role of the community to successfully implement the Respect+ Program. Enforcement of the policy was also discussed.

Council expressed concern with the witness reporting system and identification of the witness due to the size of the community. Council requested Staff to investigate possible partnerships with the schools with respect to educating and implementing the program if approved. Council requested the program be presented to the Police Services Board for its input.

No. 315 **Moved by Councillor Foley**
Seconded by Councillor Chadwick

THAT Council support Staff pursuing further consultation in support of implementing the Respect+ program in Collingwood as recommended by the Leisure Services Advisory Committee (*Minutes of January 20, 2010*).

CARRIED (recorded vote)

<u>COUNCIL</u>	<u>Yea</u>	<u>Nay</u>
Carrier	✓	
Cooper	✓	
Edwards	✓	
Sandberg (absent)		
Jeffery	✓	
Foley	✓	
McNabb	✓	
Chadwick	✓	
Labelle	✓	
TOTAL	8	0

PW2010-07 *Award of Tender PW2010-02 Concrete Sidewalk Construction and Reconstruction*
No. 316 **Moved by Councillor Chadwick**
Seconded by Deputy Mayor Cooper

THAT Staff Report PW2010-07, recommending that Council award Tender PW2010-02 to C & G Concrete for the sidewalk repairs portion of the tender submitted, be approved;

AND THAT Council authorize the Mayor and staff to sign all necessary documents to execute the contract.

CARRIED

STAFF REPORTS

C2010-13 *Comprehensive Business Licencing By-law 2010-064*
No. 317 **Moved by Councillor McNabb**
Seconded by Councillor Jeffery

THAT Council receive Staff Report C2010-13 and proposed Business Licensing By-law and make any amendments thereto;

AND FURTHER THAT Council enact and pass By-law No. 2010-064, being a by-law to licence various businesses within the Town of Collingwood (*as may be amended*).

CAO Wingrove provided clarification on the purpose of the consolidated by-law and the process to be followed with respect to amendments to the by-law.

Consolidated Licensing By-law

- Insurance requirements of the by-law were reviewed by Staff, confirming the insurance requirements provide consistency throughout the various licences with the exclusion of Buskers.
- Council requested the Police Services Board be incorporated into the definition of Licensing Committee.

Schedule A - Auctioneers

Moved by Councillor McNabb
Seconded by Councillor Labelle

THAT the licence fee be reduced to an annual fee of \$150.00 with the inclusion of the \$50.00 fee reduction for auctioneers that hold a valid membership in the Auctioneers Association of Ontario.

CARRIED

- Council requested clarification with respect to bankruptcy auctions.

Moved by Deputy Mayor Cooper
Seconded by Councillor Foley

THAT extra costs incurred by the Town as a result of an investigation be recovered at a billing rate per hour if the cost goes beyond the licence fee collected upon application of the licence.

Councillor McNabb left the table at 6:53 p.m.

**Moved by Deputy Mayor Cooper
Seconded by Councillor Foley**

THAT extra costs incurred by the Town as a result of an investigation be recovered at a billing rate per hour if the cost goes beyond the licence fee collected upon application of the licence.

DEFEATED

Councillor McNabb returned to the table at 6:55 p.m.

Schedule B - Sale of Fireworks

**Moved by Councillor Labelle
Seconded by Councillor Chadwick**

THAT the licence fee for the Sale of Fireworks be amended to \$150.00 per year.

DEFEATED

Clarification was provided by Deputy Clerk Dahl and Chief Elyea with respect to the proposed fee structure and the requirements of an inspection.

**Moved by Councillor Jeffery
Seconded by Councillor McNabb**

THAT a Transient Sale Licence be required in addition to a Fireworks Licence for all fireworks sales operators that conduct his or her place of business from a temporary site (i.e. trailer or vehicle).

CARRIED

**Moved by Deputy Mayor Cooper
Seconded by Councillor McNabb**

THAT New Years Eve be added to the permitted days in which fireworks can be used and displayed in addition to Canada Day and Victoria Day.

CARRIED

Deputy Clerk Dahl explained the amendment to the use and display of fireworks would need to be incorporated into the current Fireworks By-law as the Sale of Fireworks Licensing Schedule only regulates the selling of fireworks.

Schedule C - Taxi and Limousine Operations

- Council requested the schedule be amended to prohibit smoking in taxi cabs. Deputy Clerk Dahl confirmed the schedule would be amended to be consistent with the Smoking Free Ontario Act and Smoking By-law.

Schedule D - Second-Hand Goods

**Moved by Councillor Chadwick
Seconded by Councillor Edwards**

THAT Council request Staff further review the exemptions provided in the second-hand goods schedule with the addition of second-hand books and antique sales.

CARRIED

Schedule E - Food Vendor

- Deputy Clerk Dahl provided clarification to the dimensions of the vehicle provided in the schedule noting they are consistent with the dimensions of a commercial vehicle as described in the Town of Collingwood Zoning By-law.
- Clarification was provided with respect to the provisions related to the use of tables and chairs under a Class C licence as earlier provided to Council by the Deputy Clerk. No objection to the amendment was provided.

**Moved by Councillor McNabb
Seconded by Councillor Chadwick**

THAT Council direct Staff to review the following:

- Restricting Class B Food Vendors from being permitted on St. Lawrence Street adjacent to Sunset Point;
- Rationale for reducing the number of days a Class C Food Vendor is permitted to operate, requesting the schedule be changed back to 5 days;
- Whether charcoal BBQ's require an inspection by a licensed gas fitter;
- The minimum distance between food vendors;
- Consideration of a fleet licence fee; and
- Whether there are fees associated with the inspections conducted by the Health Unit.

CARRIED

Schedule F - Snowplough Operators

- No comments, amendments or recommendations made.

Schedule G - Transient Sales

**Moved by Councillor Chadwick
Seconded by Councillor McNabb**

THAT Council direct Staff to review comments of Council with respect to the Transient Sales schedule including the inclusion of food not for immediate consumption, section 4 of special conditions applicable to all transient sales be extended to ten (10) days, provide a rationale for the increase in the licence fee with respect to the various classes, and determine whether the extension of a Class A licence of ten (10) days is required.

CARRIED

Schedule H - Buskers

**Moved by Councillor Chadwick
Seconded by Deputy Mayor Cooper**

THAT Buskers be permitted, in addition to the locations designated in the schedule, anywhere along Hurontario Street unless objected to by the business owner in which the Busker is situated in front of.

DEFEATED

**Moved by Councillor Chadwick
Seconded by Councillor McNabb**

THAT a committee composed of three (3) public members as chosen by Council with the Arts and Culture Coordinator as a staff resource to the committee, be established.

CARRIED

**Moved by Councillor Chadwick
Seconded by Councillor McNabb**

THAT Buskers be permitted to sell merchandise related to their own performance.

CARRIED

Councillor Edwards left the table at 7:40 p.m. returning at 7:43 p.m.

- Council requested clarification from Staff to the limit of the number of performers in a single group permitted in the schedule.

**Moved by Councillor Chadwick
Seconded by Councillor McNabb**

THAT the time restrictions provide in the schedule with respect to dates be consistent with the Sidewalk Patio and Café schedule.

CARRIED

**Moved by Councillor Chadwick
Seconded by Councillor McNabb**

THAT battery powered amplification devices no greater than 2 watts be permitted.

DEFEATED

Schedule I - Sidewalk Patios and Cafés

**Moved by Councillor Chadwick
Seconded by Councillor McNabb**

THAT sections 8(a) and 9(a) be amended to require the Town to supply a site plan including the patio building envelope, location of street lights, utility poles, hydrants, parking metres, shelters, manholes, etc. to the applicant with the applicant providing the details of his or her patio on the provided site plan to the Licensing Officer.

CARRIED

**Moved by Councillor Chadwick
Seconded by Councillor McNabb**

THAT section 8(d) be amended to provide that the applicant receive written consultation as opposed to permission from the abutting property owner and the Licensing Officer to determine approval of the extension.

DEFEATED

**Moved by Councillor Chadwick
Seconded by Councillor Edwards**

THAT advertising be permitted on umbrella's as long as the heritage requirements with respect to colour are maintained.

DEFEATED

- Council requested section 8(l) be amended to permit no smoking signs within the patio area and for Staff to determine the appropriate size for a menu being displayed on the patio.
- Clarification was provided with respect to the provisions related to defining the sidewalk cafe area by the Deputy Clerk. No objection to the amendment was provided.
- Council requested section 9(k) be amended to not allow a sidewalk patio and café to operate at the same time.
- Chief Elyea expressed his concerns with emergency access to sidewalks and buildings and the legislative requirements as under the *Fire Protection and Prevention Act* to providing clear access to buildings.

Schedule J - Merchandise Areas

**Moved by Councillor Foley
Seconded by Councillor Edwards**

THAT Curbside Merchandise Areas only be permitted during special events held between April 1 and October 30.

DEFEATED

- Council requested clarification to the colour requirements of the tents permitted under a Curbside Merchandise Area and Staff to review separate fees for Curbside Merchandise Areas with and without tents.
- CAO Wingrove provided clarification to Council with respect to the correspondence received from Blue Ridge Meats noting the issue is within the jurisdiction of the health unit and is to be dealt with separate of this discussion.
- Council requested Staff review permitting electricity for store front merchandise areas and food samplings as long as they are meeting all health standards and food was not being cooked outside.
- Deputy Clerk Dahl provided clarification to the definition of Special Event.

**Moved by Councillor McNabb
Seconded by Councillor Labelle**

THAT Staff Report C2010-13 and By-law No. 2010-064 be deferred to June 28 or sooner.

CARRIED

**MOTIONS - Nil
BY-LAWS - Nil
NOTICE OF MOTION - Nil
OLD or DEFERRED BUSINESS - Nil
OTHER BUSINESS - Nil**

**CONFIRMATORY BY-LAW
No. 318 Moved by Councillor Labelle
 Seconded by Councillor Edwards**

THAT By-law No. 2010-065, being a by-law to confirm the proceedings of the regular meeting of Council held June 14th, 2010 be enacted and passed this 14th day of June, 2010.

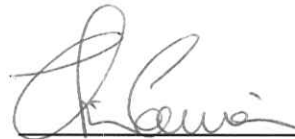
CARRIED

ADJOURNMENT

Moved by Councillor McNabb

THAT the meeting of Council be hereby adjourned at 8:47pm.

CARRIED



MAYOR



CLERK