



# City of Barrie

70 Collier Street  
P.O. Box 400  
Barrie, ON L4M 4T5

## Minutes - Final General Committee

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Monday, May 6, 2019

5:00 PM

Council Chamber

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### GENERAL COMMITTEE REPORT For consideration by Barrie City Council on May 13, 2019.

The meeting was called to order by Mayor Lehman at 5:02 p.m. The following were in attendance for the meeting:

**Present:** 11 - Mayor, J. Lehman  
Deputy Mayor, B. Ward  
Councillor, C. Riepma  
Councillor, K. Aylwin  
Councillor, D. Shipley  
Councillor, R. Thomson  
Councillor, N. Harris  
Councillor, G. Harvey  
Councillor, J. Harris  
Councillor, S. Morales  
Councillor, M. McCann

#### **STAFF:**

Acting Deputy City Clerk, T. McArthur  
Acting General Manager of Infrastructure and Growth Development, A. Miller  
Chief Administrative Officer, M. Prowse  
City Clerk/Director of Legislative and Court Services, W. Cooke  
Director of Engineering, B. Araniyasundaran  
Director of Finance/Treasurer, C. Millar  
Director of Information Technology, R. Nolan  
Director of Legal Services, I. Peters  
Executive Director of Access Barrie, R. James-Reid  
Executive Director of Invest Barrie, Z. Lifshiz  
General Manager of Community and Corporate Services, D. McAlpine  
Insurance Risk Examiner, S. Haughton  
Legal Counsel, P. Krysiak  
Manager of Enforcement Services, T. Banting  
Manager of Legal Services, A. Mills  
Supervisor of Enforcement Services, J. Forgrave.

The General Committee reports that the following matter(s) were dealt with on the consent portion of the agenda:

### **SECTION "A"**

#### **19-G-108**      **REPORT OF THE ORDER OF THE SPIRIT CATCHER DATED APRIL 8, 2019**

The Report of the Order of the Spirit Catcher dated April 8, 2019 was received. (File: C05)

This matter was recommended (Section "A") to City Council for consideration of receipt at its meeting to be held on 5/13/19.

The General Committee recommends adoption of the following recommendation(s) which were dealt with on the consent portion of the agenda:

### **SECTION "B"**

#### **19-G-109**      **2019 TAX RATES**

1. That the Tax Rates for the 2019 taxation year be established as set out in Appendix "A" to Staff Report FIN005-19.
2. That the City Clerk be authorized to prepare all necessary by-laws to establish the 2019 Tax Rates as described in Staff Report FIN005-19. (FIN005-19) (File: F00)

This matter was recommended (Section "B") to City Council for consideration of adoption at its meeting to be held on 5/13/19.

#### **19-G-110**      **2018 YEAR END DEVELOPMENT CHARGE REPORTS AND TREASURER'S STATEMENT**

That the following 2018 Annual Development Charge Statements be received:

- a) The Annual Treasurer's Development Charge Reserve Fund Statement attached as Appendix "A" to Staff Report FIN009-19;
- b) The Municipal Development Charge Reserve Fund Statement with Project Activity attached as Appendix "B" to Staff Report FIN009-19;

- c) The Listing of Section 13 Credits attached as Appendix "C" to Staff Report FIN009-19 owing where a front ending agreement existed prior to the first City by-law under the *Development Charges Act, 1997*,
- d) The Listing of Section 38 Credits attached as Appendix "D" to Staff Report FIN009-19 owing where a front ending agreement exists subsequent to the first City by-law under the *Development Charges Act, 1997*, and
- e) The Whiskey Creek Area Specific Development Charge Reserve Fund Statement attached as Appendix "E" to Staff Report FIN009-19. (FIN009-19)

This matter was recommended (Section "B") to City Council for consideration of adoption at its meeting to be held on 5/13/19.

**19-G-111      2018 YEAR END CASH IN LIEU OF PARKLAND REPORT AND TREASURER'S STATEMENT**

That the following 2018 Annual Cash in Lieu of Parkland Statements be received:

- a) The Cash in Lieu of Parkland Reserve Fund Statement attached as Appendix "A" to Staff Report FIN010-19; and
- b) The Cash in Lieu of Parkland Project Activity attached as Appendix "B" to Staff Report FIN010-19. (FIN010-19) (File: F00)

This matter was recommended (Section "B") to City Council for consideration of adoption at its meeting to be held on 5/13/19.

**19-G-112      SIGN EXEMPTION REQUEST - 571 HURONIA RD, WHITE CEDAR DENTAL (WARD 8)**

1. That the exemption request from Curbex Media on behalf of White Cedar Dental to By-law 2018-029 section 12.1.4.1.5 to permit a poster panel sign to be erected at a setback of 52.0 metres from another poster panel sign located on the same side of the street, when the prescribed setback in By-law 2018-029 is 500.0 metres, at the property municipally known as 571 Huronia Road, Barrie be denied.
2. That staff in the Legislative and Court Services (Enforcement Services Branch) together with Planning and Building Services Departments advise the applicant of the denial for the requested exemption and that Building Permit Application PMT18-1600 no longer be processed. (LCS010-19) (File: P22)

This matter was recommended (Section "B") to City Council for consideration of adoption at its meeting to be held on 5/13/19.

**19-G-113****SALE OF CITY OWNED PROPERTY ON ARDAGH ROAD (WARD 6)**

1. That The Corporation of the City of Barrie (the "City") remove its condition on Council approval contained in the Agreement of Purchase and Sale (the "APS") between the City and 2596843 Ontario Inc. (the "Buyer") attached as Appendix "B" to Staff Report LGL004-19.
2. That should the Buyer remove its rezoning and due diligence condition contained in the APS, the City owned property legally described as Part of Block 264, Plan 51M-371, being Part 4 on 51R-24641 save and except Part 5 on 51R-24641 and Part 3 on 51R-28750, S/T Easement over Part 1 on Plan 51R-29350 as in LT427282; City of Barrie and being part of PIN# 58763-0093 (LT) as shown on Appendix "A" to Staff Report LGL004-19 (the "Subject Property") be sold to the Buyer.
3. That the City Clerk be authorized to execute all associated and required documents necessary to remove the condition of sale or amend any term contained in the APS on the recommendation of and in a form approved by the Director of Legal Services.
4. That the sale proceeds be transferred to the Tax Capital Reserve. (LGL004-19) (File: L17-97)

This matter was recommended (Section "B") to City Council for consideration of adoption at its meeting to be held on 5/13/19.

**19-G-114****SURPLUSING OF CITY OWNED PROPERTIES FOR SALE TO PROSPECTIVE PURCHASERS - MULTIPLE ADDRESSES (WARDS 7 AND 8)**

1. That the properties legally described and shown in Appendices "A" through "D" in Staff Report LGL005-19 (the "Subject Properties") be declared surplus to the needs of The Corporation of the City of Barrie (the "City").
2. That the Subject Properties be offered for sale directly to the parties who made application to buy them (the "Purchasers") as identified in each of the Appendices in Staff Report LGL005-19.
3. That the Purchasers be permitted to submit applications for an Official Plan Amendment and a Zoning By-law Amendment for the Subject Properties and include them in development applications upon the execution of Agreements of Purchase and Sale ("APS").
4. That the City Clerk be authorized to execute APS that are conditional upon Council approval for each of the Subject Properties and any document requisite to their disposition in a form approved by the Director of Legal Services. (LGL005-19) (File: L00)

This matter was recommended (Section "B") to City Council for consideration of adoption at its meeting to be held on 5/13/19.

**SECTION "C"****19-G-115****SURPLUSSING OF CITY OWNED PROPERTIES FOR THE CREATION OF AFFORDABLE HOUSING - 65 VESPRA STREET AND 70 AND 72 VICTORIA STREET (WARD 2)**

1. That the properties legally described and shown in Appendix "A" to Staff Report LGL003-19 (the "Subject Properties") be declared surplus to the needs of The Corporation of the City of Barrie (the "City").
2. That the environmental studies and related work necessary to determine the development potential of the Subject Properties be undertaken at an estimated cost not to exceed \$100,000.00 and be funded from the Council Strategic Priorities Account.
3. That staff be directed to develop terms for a public tender process subsequent to the completion of the environmental studies seeking bid submissions from social or non-profit housing providers and obtain approval from Council prior to undertaking such process. (LGL003-19) (File: L17-66 and L17-71)

**Councillor N. Harris declared a potential pecuniary interest on the foregoing matter as her residence is located two lots down from the subject properties. She did not participate in the discussion or vote on the matter. She remained at the Council table.**

This matter was recommended (Section "C") to City Council for consideration of adoption at its meeting to be held on 5/13/19.

The General Committee reports that upon adoption of the required procedural motion it met in closed session in the Sir Robert Barrie Room at 5:26 p.m. to discuss the content of a confidential Item for Discussion concerning a confidential acquisition of property matter - Shanty Bay Road and a confidential Presentation concerning a confidential litigation matter - Litigation Update as of March 31, 2019.

Members of General Committee, the Acting General Manager of Infrastructure and Growth Management, Chief Administrative Officer, City Clerk/Director of Legislative and Court Services, Director of Legal Services, Executive Director of Access Barrie, General Manager of Community and Corporate Services, Insurance Risk Examiner, Manager of Legal Services and Legal Counsel were in attendance for the portion of the meeting closed to the public. Members of the press and public were not present for this portion of the meeting.

The General Committee met and reports as follows:

#### **SECTION "D"**

##### **19-G-116      CONFIDENTIAL ACQUISITION OF PROPERTY MATTER - SHANTY BAY ROAD**

That motion 19-G-116 of the General Committee Report dated May 6, 2019, being the confidential notes concerning the discussion of a confidential acquisition of property matter - Shanty Bay Road, be received. (Item for Discussion 8.1, May 6, 2019) (File: L00)

This matter was recommended (Section "D") to City Council for consideration of receipt at its meeting to be held on 5/13/2019.

##### **19-G-117      CONFIDENTIAL LITIGATION MATTER - LITIGATION UPDATE AS OF MARCH 31, 2019**

That motion 19-G-117 being the confidential notes of the General Committee Report dated May 6, 2019 concerning a confidential litigation matter - Litigation Update as of March 31, 2019, be received.

This matter was recommended (Section "D") to City Council for consideration of receipt at its meeting to be held on 5/13/2019.

The General Committee reports that upon adoption of the required procedural motion it met in closed session in the Sir Robert Barrie Room at 6:03 p.m. to discuss the content of a confidential Presentation concerning a confidential litigation matter - Litigation Update as of March 31, 2019.

Members of General Committee (with the exception of Councillor, C. Riepma), the Acting General Manager of Infrastructure and Growth Management, Chief Administrative Officer, City Clerk/Director of Legislative and Court Services, Director of Legal Services, Executive Director of Access Barrie, General Manager of Community and Corporate Services, Insurance Risk Examiner, Manager of Legal Services and Legal Counsel were in attendance for the portion of the meeting closed to the public. Members of the press and public were not present for this portion of the meeting.

The General Committee met and reports as follows:

#### **SECTION 'E'**

##### **19-G-118**

##### **CONFIDENTIAL LITIGATION MATTER - LITIGATION UPDATE AS OF MARCH 31, 2019**

That motion 19-G-118 being the confidential notes of the General Committee Report dated May 6, 2019 concerning a confidential litigation matter - Litigation Update as of March 31, 2019, be received.

**Councillor, C. Riepma declared a potential pecuniary interest in the foregoing matter as one of the litigants was previously one of his clients. He did not participate in the discussion on the matter and he left the Sir Robert Barrie Room.**

This matter was recommended (Section "E") to City Council for consideration of receipt at its meeting to be held on 5/13/2019.

The General Committee reports upon adoption of a procedural motion, it met in public/open session at 6:28 p.m.

Mayor Lehman provided a brief overview of the nature of the in-camera/closed session portion of the meeting. Mayor Lehman advised that the Committee received and discussed confidential Item for Discussion concerning a confidential acquisition of property matter - Shanty Bay Road litigation. He stated that with the exception of the procedural matter to move into public/open session, votes were not taken during the portion of the meeting closed to the public.

The General Committee met and recommends adoption of the following recommendation(s):

**SECTION "F"**

**19-G-119**

**ACQUISITION OF PROPERTY MATTER - SHANTY BAY ROAD**

That staff be directed to undertake the actions as outlined in the confidential memorandum from Councillor, C. Riepma attached to the confidential General Committee Agenda dated May 6, 2019. (Item for Discussion 8.1, May 6, 2019) (File: L00)

This matter was recommended (Section "F") to City Council for consideration of adoption at its meeting to be held on 5/13/2019.

The meeting adjourned at 6:30 p.m.

CHAIRMAN