

## Minutes - Final City Council

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Monday, April 30, 2012

7:00 PM

Council Chamber

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### **CALLING TO ORDER BY THE CITY CLERK, DAWN A. MCALPINE**

**The meeting was called to order by the City Clerk at 7:04 p.m. The following were in attendance for the meeting:**

#### **PRESENT:**

Mayor J. Lehman  
Councillor B. Ainsworth  
Councillor L. Strachan  
Councillor D. Shipley  
Councillor B. Ward  
Councillor P. Silveira  
Councillor M. Prowse  
Councillor J. Brassard  
Councillor J. Robinson  
Councillor B. Jackson  
Councillor A. Nuttall.

#### **STUDENT MAYORS:**

L. McArdle, Steele Street Public School  
T. Harasewich, Warnica Public School.

#### **STAFF:**

Chief Administrative Officer, C. Ladd  
City Clerk, D. McAlpine  
Deputy City Clerk, C. deGorter  
Director of Culture, R. Q. Williams  
Director of Engineering, W. McArthur  
Director of Environmental Services, J. Thompson  
Director of Finance (Acting), C. Millar  
Director of Roads, Parks and Fleet, D. Friary  
General Manager of Community Operations, J. Sales  
General Manager of Corporate Services, E. Archer  
General Manager of Infrastructure, Development and Culture, R. Forward  
Manager of Development Control, R. Windle  
Manager of Municipal Law and Prosecution Services, B. Russell  
Performance Analyst, B. Forsyth  
Solicitor, Z. Walpole.

**PRAYER FOR GUIDANCE BY MAYOR J. LEHMAN**

**Mayor J. Lehman opened the meeting with a prayer for guidance and welcomed the visitors in attendance.**

**STUDENT MAYOR(S)**

**12-A-052** Tosha Harasewich of Warnica Public School thanked members of City Council for the opportunity to serve as Student Mayor. She noted that prior to becoming Student Mayor she believed that making laws was a simple process. Tosha commented that after learning about the process City Council undertakes to enact By-laws she has a greater appreciation for City Council's long hours and hard work.

Lynda McArdle of Steele Street Public School thanked members of City Council for the opportunity to serve as Student Mayor. She commented that she learned that was previously unaware of issues that City Council addresses. Lynda stated that she appreciates how hard City Council works and looks forward to sharing her experiences as Student Mayor with her class.

Mayor Lehman presented Tosha and Lynda with certificates commemorating their term of office as Student Mayor and thanked them for their participation in the Student Mayor Program.

**12-A-053** Carey deGorter, Deputy City Clerk called upon Garrett FitzGerald of Kempenfelt Bay School and Tiana Hann of Monsignor Clair School to be sworn into office as Student Mayors.

After being sworn into office, Garrett and Tiana assumed their seats on the dias beside Mayor Lehman. Dawn McAlpine, City Clerk, introduced the members of City Council and City staff to Garrett and Tiana. She noted that representatives of the community's media were also in attendance.

**CONFIRMATION OF THE MINUTES**

**12-A-054** The minutes of the City Council meeting held on April 16, 2012 were adopted as printed and circulated.

**AWARDS AND RECOGNITION****12-A-055 2012 STREET PERFORMER PROGRAM**

Rudi Quammie Williams, Director of Culture for the City of Barrie provided a presentation concerning the 2012 Street Performer Program. He noted that this summer will mark the fourth year of the City of Barrie Street Performers Program. He explained that the program is a partnership between the City of Barrie and the Downtown Barrie Improvement Association (BIA). Mr. Williams introduced Craig Stevens, Managing Director for the BIA and stated that he believes the street performers add vibrancy to the downtown core.

Mr. Williams explained that a panel of individuals with significant arts expertise, were selected to act as a jury for the the applications. He introduced the 2012 Street Performers selected by the jurors as follows:

- Gerry Shaput - singer/musician (guitar)
- Mary-Florence Bartley - singer/musician (drums, flute, guitar)
- Jon Palmer - singer/musician (guitar)
- Lyric Dubee - singer/musician (guitar)
- Rebekah Hawker and Connory Ballantyne - singers/musicians
- Shamus Petrie - magician
- Charlie Istok - violinist/musician
- Mitchell Wilson - guitar/ musician
- Jacqueline Lovely and Vince Marcheson - singers/musicians
- Mose Stephenson - guitar/ musician
- Troy Wellington - guitar/musician
- Sarah Morano - violinist/musician
- James Harrison - magician
- Brynn Leger and Kaitlyn Sutton - singers/guitarist

Mr. Williams introduced Mr. Troy Wellington who performed a song he wrote entitled "Simple Man".

Mayor Lehman thanked Mr. Wellington for his great performance and the 2012 street performers for participating in the program noting that he believes the calibre of their talent will add vibrancy to Downtown Barrie.

**12-A-056****NEW SPONSORS - MADY CENTRE FOR THE PERFORMING ARTS**

Glenn Coulson and Lance Chilton provided a presentation concerning the new sponsors associated with the Mady Centre for the Performing Arts. They announced that \$1,256,000 of the \$1.3 million dollar fundraising goal has been met. Mr. Coulson reviewed the donations received to date and thanked the fundraising team for their efforts.

Mr. Chilton announced that three major donations were recently received. He stated that Park Place had donated \$250,000 for the naming rights of the performance space inside the theatre. Mr. Chilton noted that Cravings Fine Food Market and Catering donated \$100,000, TD Bank donated \$50,000 and the Kempenfelt Rotary Club donated \$20,000. Mr. Chilton explained the campaign entitled "Take your Seat at the Mady", a fundraising campaign with the general public for sponsoring seats in the theatre

Mr. Chilton introduced Terry Coughlin of North American Development Group (Park Place). Mr. Coughlin stated that he was pleased to make the donation on behalf of Park Place and have the performance space named the "Park Place Theatre. He commented that Park Place has confidence in the City of Barrie as the City continues to grow.

Mayor Lehman thanked the North American Development Group and all of the sponsors for their generous donations and congratulated the fundraising team for their efforts.

**DEPUTATION(S) ON COMMITTEE REPORTS****12-A-057**

Andrew Bacque, part owner of Deluxe Taxi provided a deputation in opposition of motion 12-G-108 concerning the Taxi Industry - Transportation By-law 2006-265. He stated that he is opposed to Section 1 a, subsection ii of the recommended motion and requested that the last line in the paragraph be changed to "and shall be entitled to transfer the cab or licence to someone already licenced and operating within Barrie." Mr. Bacque commented that he feels making this change will enable him to maintain the fleet size of his company which he believes is a crucial aspect of business as revenues are directly related to the number of taxicabs in the fleet. He noted that his request is against the goal of the staff report to reduce the number of taxicabs in the City through attrition. Mr. Bacque stated that Council should proceed with caution in respect to this matter as he feels the proposed recommendation is unnecessary and unfair. He commented that he believes the goal of attrition will not solve the problems with the taxi industry and is contrary to the City's goal of economic development. Mr. Bacque noted that he believes the request to limit the number of taxicabs is coming from the companies who have already increased the size of their fleet. In conclusion he explained that he appreciates all the work staff has done related to this matter and requested that City Council proceed with a cautious and measured approach to the matter.

Members of City Council asked a number of questions of Mr. Bacque and City staff related to the information provided in the deputation.

**12-A-058**

Randy Collins of Apple Taxi provided a deputation in opposition of motion 12-G-108 concerning the Taxi Industry - Transportation By-law 2006-265. He commented that he believes a licence granted for a Taxicab Company should become the property of the company. Mr. Collins stated that he believes this is a common practice in other cities. He suggested that a licence be available to other qualified licenced drivers and be transferrable throughout the year at no additional cost. Mr. Collins noted that he feels the City should require a minimum amount of investment, effort and aptitude in order to qualify for a Taxi Company licence. He suggested additional requirements for the taxi industry related to:

- Dispatch centres and record keeping.
- Minimum number of taxis for each company.
- Identifiable taxicabs through the use of colours and/or decals.
- A working knowledge of English and the geography of Barrie.
- Offices within City limits for all taxi companies.
- Taxicabs must not be older than five years.
- Discounts should be permitted for seniors.
- Implementation of a minimum rate in consideration.

Mr. Collins concluded by requesting that routine inspections be conducted at all hours of the day by the Municipal Law Enforcement Officers to ensure compliance with the licensing requirements.

Members of City Council asked a number of questions to City staff concerning the information provided in the deputation.

**12-A-059**

Bob Harrington, taxicab driver provided a deputation in opposition to motion 12-G-108 concerning the Taxi Industry - Transportation By-law 2006-265. He expressed concern regarding safety for cab drivers and commented that he felt that a flashing 911 light was not sufficient to ensure safety. He noted that a list of safety measures was the preferred option. Mr. Harrington commented that a price should not be placed on safety and that taxicab companies should invest in safety systems and training for their drivers to provide them with the skills to deal with a difficult situation.

Mr. Harrington stated that he is opposed to the lowering of the meter rates unless other methods are put in to place. He commented that he believes fares depend on three factors, the company, driver and route selected. He suggested that City Council should continue to set the rates however, he believes that a reduction in the rates could harm the industry. He stated that reducing the number of taxicabs and increasing enforcement of the existing By-law will create a level playing field in the industry and will result in cleaner and safer taxicabs. He noted that he believes the number random inspections being performed should be increased. Mr. Harrington concluded by stating that there is need to control the industry and requested that City Council enact appropriate regulations.

Members of City Council asked a number of questions of Mr. Harrington and City staff concerning the information provided in the deputation.

**Pursuant to Section 2 (4) of Procedural By-law 90-01, City Council considered an emergency deputation request from Melvin Woods, to provide a deputation to City Council in opposition to motion 12-G-108 concerning the Taxi Industry - Transportation By-law 2006-265. Upon a vote of Council being taken, Mr. Woods was permitted to address City Council.**

**12-A-060**

Melvin Woods, part owner of Deluxe Taxi provided a deputation in opposition to motion 12-G-108 concerning the Taxi Industry - Transportation By-law 2006-265. He commented that he echoes the concerns of the previous speakers. He noted in addition to the other comments he would like a limit placed on the number of taxi companies permitted in the City of Barrie instead of restricting the number of licensed taxicabs. Mr. Woods stated that he believes the current taxi industry operating in the City of Barrie is fractured and he feels if there was a limit on the number of companies only a few companies would continue to exist. Mr. Woods stated that he believes additional enforcement of the Transportation By-law is necessary in order to have better control over the industry. He concluded by commenting that he is in agreement with the idea of creating a Taxi Commission or Advisory Committee to enhance communication between the taxi industry and the City.

Members of City Council asked a number of questions of Mr. Woods and City staff concerning the information provided in the deputation.

**COMMITTEE REPORTS**

**12-A-061**            General Committee Report dated April 16, 2012 (APPENDIX "A").

**Receipt of this Section**

**Moved by:        Councillor, J. Brassard**  
**Seconded by:    Councillor, J. Robinson**

**That the General Committee Report dated April 16, 2012, now circulated be received.**

**CARRIED**

12-G-091            CONFIDENTIAL LITIGATION UPDATE AND ADVICE SUBJECT TO SOLICITOR-CLIENT PRIVILEGE CONCERNING CITY OF BARRIE ATS CORRECT GROUP INC.

**12-A-062**            The First General Committee Report dated April 23, 2012, Sections A and B (APPENDIX "B").

**SECTION "A" - Receipt of this Section**

**Moved by:        Councillor, J. Brassard**  
**Seconded by:    Councillor, J. Robinson**

**That Section "A" of the first General Committee Report dated April 23, 2012, now circulated, be received.**

**CARRIED**

12-G-092            NON-TAX REVENUE PRESENTATION

**SECTION "B" - Adoption of this Section****Moved by: Councillor, J. Brassard****Seconded by: Councillor, J. Robinson****That Section "B" of the first General Committee Report dated April 23, 2012, now circulated, be adopted.****CARRIED**

12-G-093 2011 BUSINESS PLAN - YEAR END REPORT

12-G-094 WATER AND WASTEWATER FINANCIAL PLAN UPDATE

**12-A-063** The Second General Committee Report dated April 23, 2012, Sections A, B, C, D, E, F, G, H and I (APPENDIX "C").**SECTION "A" - Receipt of this Section****Moved by: Councillor, J. Brassard****Seconded by: Councillor, J. Robinson****That Section "A" of the second General Committee Report dated April 23, 2012, now circulated, be received.****CARRIED**

12-G-095 APPLICATIONS FOR A PROPOSED OFFICIAL PLAN AMENDMENT AND ZONING BY-LAW AMENDMENT - MITCHINSON PLANNING AND DEVELOPMENT CONSULTANTS ON BEHALF OF THE OWNER 1255560 ONTARIO INC. - 20 MILLS ROAD AND 42 NORRIS DRIVE (D09-OPA18/D14-1532)

12-G-096 APPLICATIONS FOR A PROPOSED OFFICIAL PLAN AMENDMENT AND ZONING BY-LAW AMENDMENT - CITY OF BARRIE - 340 AND 344 FERNDAL DRIVE (April 23, 2012) (File: D09-OPA020/D14-1535)

**SECTION "B" - Receipt of this Section**

**Moved by: Councillor, J. Brassard**  
**Seconded by: Councillor, J. Robinson**

**That Section "B" of the second General Committee Report dated April 23, 2012, now circulated, be received.**

**CARRIED**

- 12-G-097      REPORT OF THE DEVELOPMENT SERVICES COMMITTEE DATED APRIL 10, 2012.
- 12-G-098      REPORT OF THE COMMUNITY SERVICES COMMITTEE DATED APRIL 18, 2012.

**SECTION "C" - Adoption of this Section**

**Moved by: Councillor, J. Brassard**  
**Seconded by: Councillor, J. Robinson**

**That Section "C" of the second General Committee Report dated April 23, 2012, now circulated, be adopted.**

**CARRIED**

- 12-G-099      APPLICATION FOR A ZONING BY-LAW AMENDMENT - MOFAN HOLDINGS INC. - 141-149 WELHAM ROAD
- 12-G-100      SKATEBOARD PARK AT QUEEN'S PARK
- 12-G-101      PROPERTY CONVEYANCE ASSOCIATED WITH WATERCOURSE RELOCATION ON DYMENT'S CREEK SOUTH OF DUNLOP STREET WEST AND WEST OF FERNDALE DRIVE
- 12-G-102      2012 TAX RATIOS AND CAPPING POLICIES
- 12-G-103      SOLE AND SINGLE SOURCE CONTRACT NEGOTIATIONS AND AWARDS
- 12-G-104      OFFICIAL PLAN AMENDMENT AND REZONING TO OPEN SPACE, RESIDENTIAL AND ENVIRONMENTAL PROTECTION - 396, 400 AND 408 COX MILL ROAD (WARD 10)
- 12-G-105      REZONING 180 - 182 ARDAGH ROAD (WARD 6)
- 12-G-106      PART LOT CONTROL EXEMPTION 207 ALVA STREET (WARD 6)

12-G-107 INVESTIGATION OF HERITAGE TRAIL CONCEPT

**SECTION "D" - Adoption of this Section**

**Moved by: Councillor, J. Brassard**  
**Seconded by: Councillor, J. Robinson**

**That Section "D" of the second General Committee Report dated April 23, 2012, now circulated be adopted.**

12-G-108 TAXI INDUSTRY - TRANSPORTATION BY-LAW 2006-265

**AMENDMENT #1**

**Moved by: Councillor B. Ainsworth**  
**Seconded by: Councillor, P. Silveira**

That motion 12-G-108 of Section "D" of the second General Committee Report dated April 23, 2012, concerning the Taxi Industry – Transportation By-law 2006-265 be amended by replacing paragraph 1 Section a) subsection ii and replacing it with the following:

- "ii) That a cap be established on taxicab licences based on a per capita ration of 1:1500. Any person holding a valid taxicab licence as of the date of the moratorium will be entitled to renew such licence annually or transfer the licence to a new taxicab and shall be entitled to transfer the cab or licence to a new owner already licensed and operating in Barrie."

**Council recessed at 8:54 p.m. and resumed at 9:08 p.m.**

**AMENDMENT TO AMENDMENT #1**

**Moved by: Councillor B. Ainsworth**  
**Seconded by: Councillor, P. Silveira**

That the words "in consultation with staff from Municipal Law and Prosecution Services" be added at the end of the paragraph of Amendment # 1.

**LOST**

Upon the Question of the adoption of **AMENDMENT #1** moved by Councillor, B. Ainsworth and seconded by Councillor, P. Silveira it was **LOST**.

**Mayor Lehman left the chair at 9:12 p.m. and Acting Mayor J. Brassard assumed the Chair.**

**AMENDMENT #2**

**Moved by: Mayor J. Lehman**  
**Seconded by: Councillor, M. Prowse**

That motion 12-G-108 of Section "D" of the second General Committee Report dated April 23, 2012, concerning the Taxi Industry – Transportation By-law 2006-265 be amended by adding paragraph 7 as follows:

- "7. That staff in the Legal Services Department propose measures for ongoing consultation with the Taxi Industry as part of the report referenced in Paragraph 6."

**CARRIED**

**Mayor Lehman assumed the Chair at 9:15 p.m.**

Upon the question of the original motion, moved by Councillor, J. Brassard and seconded by Councillor, J. Robinson, it was **CARRIED AS AMENDED by Amendment #2.**

**SECTION "E" - Adoption of this Section**

**Moved by: Councillor, J. Brassard**  
**Seconded by: Councillor, J. Robinson**

**That Section "E" of the second General Committee Report dated April 23, 2012, now circulated be adopted.**

**CARRIED**

12-G-109      **PARKING PRINCIPLES (STRATEGIES) - PARKING STRATEGY AND RATE REVIEW**

**SECTION "F" - Adoption of this Section**

**Moved by:** Councillor, J. Brassard  
**Seconded by:** Councillor, J. Robinson

**That Section "F" of the second General Committee Report dated April 23, 2012, now circulated be adopted.**

12-G-110      PARKING STRATEGY AND RATE REVIEW

**AMENDMENT #1**

**Moved by:** Councillor B. Ward  
**Seconded by:** Councillor, L. Strachan

That motion 12-G-110 of Section "F" of the second General Committee Report dated April 23, 2012, concerning the Parking Strategy and Rate Review be amended by adding the following paragraph:

- "7. That staff be requested to consider the implementation of a 25 cent increase in the hourly parking rate as part of the 2013 Business Plan."

**Yes:** 9 - Mayor J. Lehman; Councillor B. Ainsworth; Councillor L. Strachan;  
Councillor D. Shipley; Councillor B. Ward; Councillor M. Prowse;  
Councillor J. Brassard; Councillor J. Robinson and Councillor B. Jackson

**No:** 2 - Councillor P. Silveira and Councillor A. Nuttall

**Upon the question of the original motion, moved by Councillor, J. Brassard and seconded by Councillor, J. Robinson, it was CARRIED AS AMENDED by Amendment #1.**

**SECTION "G" - Adoption of this Section**

**Moved by:** Councillor, J. Brassard  
**Seconded by:** Councillor, J. Robinson

**That Section "G" of the second General Committee Report dated April 23, 2012, now circulated be adopted.**

**CARRIED**

12-G-111      MADY NEW MUSIC FEST

**SECTION "H" - Adoption of this Section**

**Moved by: Councillor, J. Brassard**  
**Seconded by: Councillor, J. Robinson**

**That Section "H" of the second General Committee Report dated April 23, 2012, now circulated be adopted.**

12-G-112 SURFACE WATER TREATMENT PLANT DEBENTURE ISSUE

**AMENDMENT #1**

**Moved by: Councillor B. Ainsworth**  
**Seconded by: Councillor, P. Silveira**

That motion 12-G-112 of Section "H" of the second General Committee Report dated April 23, 2012 concerning the Surface Water Treatment Plant Debenture Issue be amended by deleting paragraph 6 and replacing it with the following:

- "6. That the \$3,255,000 of deferred capital project spending related to Motion 12-G-010 from the tax capital reserve be used to provide \$3,000,000 to partially fund Phase One of the Landfill Reengineering and Gas Collection project and \$255,000 be allocated to the road revitalization program outlined in Staff Report CAM001-12."

**LOST**

**Upon the question of the original motion, moved by Councillor, J. Brassard and seconded by Councillor, J. Robinson, it was CARRIED.**

**SECTION "I" - Adoption of this Section**

**Moved by: Councillor, J. Brassard**  
**Seconded by: Councillor, J. Robinson**

**That Section "I" of the second General Committee Report dated April 23, 2012, now circulated be adopted.**

**CARRIED**

12-G-113 REQUEST TO GEORGIAN COLLEGE- INVESTIGATION OF EXPANDING THEIR CODE OF CONDUCT

**DIRECT MOTIONS**

**12-A-064** Moved by: Councillor, L. Strachan  
Seconded by: Councillor, M. Prowse

That representatives of the Royal Event Centre, 66 Bayfield Street be requested to provide a presentation to City Council at the earliest opportunity concerning their proposed liquor licence application for changes to indoor occupant load/seating capacity for their establishment.

That a letter be sent to the Alcohol and Gaming Commission specifying that the City of Barrie has unresolved concerns with respect to issuance of a liquor licence to the Royal Event Centre, 66 Bayfield Street, pending the receipt of additional information that would allow the City to determine if the proposed establishment is in conformity with the City's Zoning By-law and any other regulations.

**CARRIED**

**Mayor Lehman left the chair at 9:49 p.m. and Acting Mayor J. Brassard assumed the Chair.**

**12-A-065** Moved by: Mayor, J. Lehman  
Seconded by: Councillor, B. Ainsworth

WHEREAS Cricket is a growing sport in Barrie, and the Barrie Cricket Club is doing excellent work to grow the sport in our community;

AND WHEREAS unfortunate acts of vandalism have damaged the temporary cricket pitch that the Club had fundraised for last year;

NOW THEREFORE BE IT RESOLVED AS FOLLOWS:

1. That a maximum of \$9,500 be committed to the construction of a concrete pad for a temporary cricket pitch at Maitland Park for the Barrie Cricket Club's use in 2012 and future years, pending a future decision on construction of a permanent pitch at an appropriate location in the City.
2. That the funding for the cricket pitch be provided from the Council Priorities Account.

**CARRIED**

Mayor Lehman assumed the Chair at 9:54 p.m.

## PRESENTATIONS

### 12-A-066 PUBLIC HEALTH IN SIMCOE MUSKOKA

Dr. Charles Gardner, Medical Officer of Health of the Simcoe Muskoka District Health Unit provided a presentation to City Council regarding Public Health in Simcoe Muskoka. He described what the meaning of public health is by outlining the things people should take action on to become healthy. Dr. Gardner examined the impact public health has had on life expectancy trends and what the public health movement has accomplished for society in the 19th century. He explained that he believes there is still room to improve health and provided statistics concerning the social determinants of health.

Dr. Gardner provided information concerning the Simcoe Muskoka Health Unit and named the members of the Board of Health. He reviewed the Ontario Public Health Standards and Protocols and described Health Unit programs and initiatives related to:

- Drinking Water standards
- Recreational Waters protocols
- Food Safety Program
- Emergency Management involvement
- Immunization Provision and Promotion
- Dental Services provided in Simcoe Muskoka
- Reproductive Health Program
- Canada Prenatal Nutrition Projects
- Healthy Babies Healthy Children Program
- Health Connection
- Healthy Schools Program
- Injury and Substance Misuse Prevention Program
- Chronic Disease Prevention Program

Dr. Gardner reviewed the strategic accomplishments of the Board of Health for 2007 - 2011 and highlighted the public health issues during that time period. He noted the partnerships that had been formed and explained that the Board is using a Balanced Scorecard to measure key performance indicators. He reviewed the Board of Health's 2012-2016 Strategic Plan and the directions and goals associated with the Plan. Dr. Gardner concluded by stating that the Simcoe Muskoka District Health Unit continues to be committed to excellence in Public Health.

Members of City Council asked several questions regarding the information provided.

**ENQUIRIES**

Members of City Council addressed enquiries to City staff and received responses

**ANNOUNCEMENTS**

Members of City Council provided announcements concerning several matters.

**BY-LAWS**

Moved by: Councillor, J. Brassard  
Seconded by: Councillor, J. Robinson

That leave be granted to introduce the following Bills and these Bills be read a first, second and third time this day and finally passed:

**BY-LAW  
2012-074**

**Bill #082**

A By-law of The Corporation of the City of Barrie to authorize the borrowing upon amortizing debentures in the principal amount of \$69,554,000.00 towards the cost of the surface water treatment plant (SWTP). **(12-G-112) (Surface Water Treatment Plant Debenture By-law) (FIN006-12) (File: F00)**

**BY-LAW  
2012-075**

**Bill #075**

A By-law of The Corporation of the City of Barrie to adopt an amendment to the Official Plan (O.P.A. #11). **(12-G-053) (1737040 Ontario Inc., Richard Van Gastel, Brimanor Construction Ltd. In Trust - 13, 35, 57 Little Lake Drive and 503 Duckworth Street) (File: D09-011, D14-1522 and D12-396)**

**BY-LAW  
2012-076**

**Bill #076**

A By-law of The Corporation of the City of Barrie to amend By-law 2009-141, a land use control by-law to regulate the use of land, and the erection, use, bulk, height, location and spacing of buildings and structures in the City of Barrie. **(12-G-053) (1737040 Ontario Inc., Richard Van Gastel and Brimanor Construction Ltd. In Trust - 13, 35, 57 Little Lake Drive and 503 Duckworth Street) (PLN004-12) (File: D09-011, D14-1522 and D12-396)**

**BY-LAW  
2012-077****Bill #077**

A By-law of The Corporation of the City of Barrie to amend By-law 2003-160, as amended being a by-law to designate Community Safety Zones in the City of Barrie. **(12-G-071) (Extension of Community Safety Zone and Variable Time Flashing 40 KM/HR Zone - Prince William Way) (File: T00)**

**BY-LAW  
2012-078****Bill #079**

A By-law of The Corporation of the City of Barrie to acquire Part Lot 4, w/s RDAL, Plan 220, Vespra, designated as Part 20, Plan 51R33865, City of Barrie, County of Simcoe from Young Holdings Ont. Ltd. and to establish same as part of the municipal highway system. **(05-G-338) (Young Holdings Ontario Ltd - 38-42 Ferndale Drive North) (CLK005-05) (File:L07-792)**

**BY-LAW  
2012-079****Bill #080**

A By-law of The Corporation of the City of Barrie to acquire an easement over Part of Lots 16 & 17, S/S Wellington St, Plan 191, designated as Part 3, Plan 51R-38298, City of Barrie, County of Simcoe from Myrtle Estelle Beth Robertson for storm water drainage purposes. **(05-G-338) (Myrtle Estelle Beth Robertson) (File: L07-977)**

**BY-LAW  
2012-080****Bill #081**

A By-law of The Corporation of the City of Barrie to acquire Part South half Lot 12, Concession 12, Innisfil, designated as Part 19, Plan 51R36463, City of Barrie from Suzanne Manning-Ward and to establish same as part of the municipal highway system. **(11-G-220) (Suzanne Manning-Ward) (LGL017-11) (File: L07-855)**

**CARRIED UNANIMOUSLY**

**CONFIRMATION BY-LAW**

**Moved by: Councillor, J. Brassard**  
**Seconded by: Councillor, J. Robinson**

**That leave be granted to introduce the following Bill and this Bill be read a first, second and third time this day and finally passed:**

**BY-LAW  
2012-081**

**Bill #083**

A By-law of The Corporation of the City of Barrie to confirm the proceedings of Council at its meeting held on the 30th day of April, 2012.

**CARRIED UNANIMOUSLY**

**ADJOURNMENT**

**Moved by: Councillor, A. Nuttall**  
**Seconded by: Councillor, B. Jackson**

**That the meeting be adjourned at 10:37 p.m.**

**CARRIED**

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**Mayor**

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**City Clerk**

# **APPENDIX “A”**

**General Committee Report dated  
April 16, 2012**



# City of Barrie

70 Collier Street (Box 400)  
Barrie, ON L4M 4T5

## Minutes - Final General Committee

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Monday, April 16, 2012

5:00 PM

Sir Robert Barrie Room

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### GENERAL COMMITTEE REPORT For consideration by the Council of the City of Barrie on April 30 , 2012

The meeting was called to order by Mayor Lehman at 5:00 p.m. The following were in attendance for the meeting:

**Present:** 11 - Mayor J. Lehman; Councillor B. Ainsworth; Councillor L. Strachan; Councillor D. Shipley; Councillor B. Ward; Councillor P. Silveira; Councillor M. Prowse; Councillor J. Brassard; Councillor J. Robinson; Councillor B. Jackson; and Councillor A. Nuttall

**STAFF:**

Chief Administrative Officer, C. Ladd

City Clerk, D. McAlpine

Deputy City Clerk, C. deGorter

Director of Legal Services, I. Peters

General Manager of Corporate Services, E. Archer

General Manager of Infrastructure, Development and Culture, R. Forward

Solicitor, Z. Walpole.

**The Committee reports that upon the adoption of the required procedural motion it met in-camera in the Sir Robert Barrie Room at 5:01 p.m. to receive a confidential litigation update concerning City of Barrie ats Correct Group Inc. Members of the press and public were not present for this portion of the meeting.**

**The General Committee met and reports as follows:**

**12-G-091            CONFIDENTIAL LITIGATION UPDATE AND ADVICE SUBJECT TO SOLICITOR-CLIENT PRIVILEGE CONCERNING CITY OF BARRIE ATS CORRECT GROUP INC.**

That motion 12-G-091 contained within the confidential notes to the General Committee Report dated April 16, 2012 concerning the confidential litigation update and advice subject to solicitor-client privilege concerning City of Barrie ats Correct Group Inc. be received. (File: L00)

**The Committee reports that upon adoption of a procedural motion it met in public at 5:56 p.m. Mayor Lehman provided an overview of the topics addressed in the in camera portion of the meeting related to the City of Barrie ats Correct Group Inc. litigation.**

**The meeting adjourned at 5:57 p.m.**

**CHAIRMAN**

# **APPENDIX “B”**

**First General Committee Report  
dated April 23, 2012**

**Minutes - Final  
General Committee**

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Monday, April 23, 2012

5:00 PM

Council Chamber

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**GENERAL COMMITTEE REPORT  
For consideration by the Council  
of the City of Barrie on April 30 , 2012**

**The meeting was called to order by Mayor Lehman at 5:01 p.m. The following were in attendance for the meeting:**

- Present:** 10 - Mayor J. Lehman; Councillor B. Ainsworth; Councillor L. Strachan; Councillor D. Shipley; Councillor B. Ward; Councillor P. Silveira; Councillor M. Prowse; Councillor J. Brassard; Councillor B. Jackson; and Councillor A. Nuttall
- Absent:** 1 - Councillor J. Robinson

**STAFF:**

**Chief Administrative Officer, C. Ladd**

**City Clerk, D. McAlpine**

**Deputy City Clerk, C. deGorter**

**Director of Corporate Asset Management, B. Parkin**

**Director of Engineering, W. McArthur**

**Director of Environmental Services, J. Thompson**

**Director of Finance (Acting), C. Millar**

**Director of Leisure, Transit and Facilities, B. Roth**

**Director of Roads, Parks and Fleet, D. Friary**

**General Manager of Community Operations, J. Sales**

**General Manager of Corporate Services, E. Archer**

**General Manager of Infrastructure, Development and Culture, R. Forward**

**Manager of Policy and Planning (LTF), R. Watson.**

**Upon a vote of General Committee, the order of business for the meeting was altered to permit the Information Item to proceed as the first item of business.**

**The General Committee met and reports as follows:**

**SECTION "A"**

**12-G-092**

Carla Ladd, Chief Administrative Officer for the City of Barrie introduced the Information Item concerning non-tax revenue explaining the strategic session will provide the opportunity for members of Council to offer feedback regarding non-tax revenues. She noted that she felt the presentation is timely as a number of significant decisions are forthcoming. Ms. Ladd indicated that the presentation would review past policy decisions and provide the context for discussions.

Ed Archer, General Manager of Corporate Services outlined the presentation objectives and provided a summary of the policy decisions that Council has made to date regarding non-tax revenues. He reviewed the policy direction that has been provided by Council related to non-tax revenues and reviewed the financial policies framework. Mr. Archer discussed in detail the purpose of non-tax revenues and explained the differences between different service types and different approaches to fees. He examined the various types of factors that influence decisions concerning fees including substitutes, market competitiveness, participation rates and affordability. He commented that he believes the challenge is to find a balance with the public in mind. In conclusion, Mr. Archer explained that in order to achieve the expected results, Council needs to be able to say yes to several questions concerning social behaviours.

Members of General Committee asked a number of questions concerning the information provided and received responses from City staff.

**This matter was recommended (Section "A") to City Council for consideration of receipt at its meeting to be held on 30/04/2012.**

**Councillor, J. Brassard joined the meeting at 6:02 p.m.**

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

**SECTION "B"**

**12-G-093      2011 BUSINESS PLAN - YEAR END REPORT**

1. That the 2011 year end tax rate supported deficit of \$320,996 be funded by the Tax Rate Stabilization Reserve (13-04-0461).
2. That 2011 carry forward purchase orders or contract commitments with a total value of \$96,539 that remained incomplete or undelivered at December 31, 2011 be funded by the Tax Rate Stabilization Reserve (13-04-0461).
3. That the 2011 wastewater rate surplus of \$4,595,287 be distributed as follows:
  - a) \$636,820 carried forward to 2012 to fund items that were committed in 2011 by purchase order or contract but remained incomplete or undelivered at December 31, 2011;
  - b) \$2,770,927 to the Wastewater Rate Capital Reserve 12-05-0575; and
  - c) \$1,187,540 to the Wastewater Rate Stabilization Reserve.
4. That the 2011 water rate surplus of \$6,179,186 be distributed as follows:
  - a) \$106,979 carried forward to 2012 to fund items that were committed in 2011 by purchase order or contract but remained incomplete or undelivered at December 31, 2011;
  - b) \$4,250,545 to the Water Rate Reserve 12-05-0580; and
  - c) \$1,821,662 to the Water Rate Stabilization Reserve.

5. That the transfer of the net assets and operations of the Allandale Community Development Corporation (ACDC) as at December 31, 2011 to the City of Barrie be approved and that:
  - a) The Director of Legal Services or delegate be authorized to execute any documents necessary to effect the transfer of real property to the City of Barrie in the Ontario Land Registry System; and
  - b) The Mayor and City Clerk be authorized to sign all other documents required for the transfer of net assets and operations. (FIN001-12) (File: F00)

**This matter was recommended (Section "B") to City Council for consideration of adoption at its meeting to be held on 30/04/2012.**

**12-G-094 WATER AND WASTEWATER FINANCIAL PLAN UPDATE**

1. That Staff Report FIN005-12, "Water and Wastewater Financial Plan Update" be received for information.
2. That staff include the proceeds of the 2011 water and wastewater surplus to potentially reduce previously planned rate increases as part of the new 10 year affordable rate strategy. (FIN005-12) (File: F00)

**This matter was recommended (Section "B") to City Council for consideration of adoption at its meeting to be held on 30/04/2012.**

**The meeting adjourned at 6:15 p.m.**

**CHAIRMAN**

# **APPENDIX “C”**

**Second General Committee  
Report dated April 23, 2012**

**Minutes - Final  
General Committee**

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Monday, April 23, 2012

7:00 PM

Council Chamber

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**GENERAL COMMITTEE REPORT  
For consideration by the Council  
of the City of Barrie on April 30, 2012**

**The meeting was called to order by Mayor Lehman at 7:00 p.m. The following were in attendance for the meeting:**

- Present:** 10 - Mayor J. Lehman; Councillor B. Ainsworth; Councillor L. Strachan; Councillor D. Shipley; Councillor B. Ward; Councillor P. Silveira; Councillor M. Prowse; Councillor J. Brassard; Councillor B. Jackson; and Councillor A. Nuttall
- Absent:** 1 - Councillor J. Robinson

**STUDENT MAYORS:**

T. Harasewich, Warnica Public School  
L. McArdle, Steele Street Public School.

**STAFF:**

Chief Administrative Officer, C. Ladd  
City Clerk, D. McAlpine  
Deputy City Clerk, C. deGorter  
Deputy Fire Chief, R. Monkman  
Director of Culture, R. Q. Williams  
Director of Engineering, W. McArthur  
Director of Environmental Services, J. Thompson  
Director of Finance (Acting), C. Millar  
Director of Legal Services, I. Peters  
Director of Planning Services, S. Naylor  
Director of Roads, Parks and Fleet, D. Friary  
General Manager of Community Operations, J. Sales

General Manager of Corporate Services, E. Archer  
General Manager of Infrastructure, Development and Culture, R. Forward  
Manager of Municipal Law and Prosecution Services, B. Russell  
Performance Analyst, B. Forsyth  
Supervisor of Transportation Planning, S. Rose  
Technical Operations Supervisor, G. Mitchinson.

**The General Committee met for the purpose of two public meetings and reports as follows:**

**Mayor Lehman advised the public that any concerns or appeals with the applications that were the subject of the Public Meetings should be directed to the City Clerk's Office. Any interested persons wishing further notification of the staff reports regarding the applications were advised to sign the notification forms required by the City Clerk's Office. Mayor Lehman confirmed with the Deputy City Clerk that notification was conducted in accordance with the Planning Act.**

#### **SECTION "A"**

**12-G-095      APPLICATIONS FOR A PROPOSED OFFICIAL PLAN AMENDMENT AND ZONING BY-LAW AMENDMENT - MITCHINSON PLANNING AND DEVELOPMENT CONSULTANTS ON BEHALF OF THE OWNER 125560 ONTARIO INC. - 20 MILLS ROAD AND 42 NORRIS DRIVE (April 23, 2012) (D09-OPA18/D14-1532)**

Nicola Mitchinson of Mitchinson Planning and Development Consultants explained that the purpose of the public meeting is to review an application to consider an Official Plan Amendment and Zoning By-law Amendment submitted by Mitchinson Planning and Development Consultants, on behalf of the owner, 125560 Ontario Inc., for known municipally as 20 Mills Road and 42 Norris Drive. She commented the proposed Official Plan amendment would add a new section to the general industrial land use policies to permit places of worship within the Service Industrial (EM3) Zone subject to a site specific zoning amendment and specific development criteria. Ms. Mitchinson explained that the purpose of the zoning by-law amendment is to re-zone either 20 Mills Road or 42 Norris Drive from Service Industrial (EM3) to Service Industrial Special Provision (EM3-SP) to permit a place of worship in addition to the permitted uses.

Ms. Mitchinson provided background information regarding Connexus Community Church noting that the church administration is located within the area and services are held in a temporary facility. She reviewed the proposed Official Plan amendment and zoning amendment rationale and described the existing site conditions associated with the subject properties and the surrounding land uses. She indicated that she believes the application is consistent with provincial policy planning. Ms. Mitchinson examined the current Official Plan designations and existing zoning for the sites. She explained that sufficient parking will be provided and the built form will be consistent with the surrounding area. Ms. Mitchinson stated that

economic consideration should be made for the proposal as a significant amount of money will be spent on lease hold improvements and that an additional \$171,000 development charges would be paid. She concluded by providing her opinion with relation to policy rationale.

**PUBLIC COMMENTS:**

1. **Carey Nieuwhof, 1044 Lakeshore Dr., Hawkstone**, thanked General Committee for the opportunity speak and explained that four and a half years ago Connexus Community Church was created and the Barrie campus has been in existence for the past two and a half years. He noted that the Church has experienced significant growth and is looking forward to a permanent facility for services and its administration. Mr. Nieuwhof commented that the church is dedicated to serving the community and has donated funds to local charities.
2. **Gregory McCron, 34 Elizabeth St.**, commented that he believes a tour of Barrie will find many places of worship facilities in industrial complexes and that Council should approve the applications.

Members of General Committee asked a number of questions related to the information provided and received responses from the representative of Connexus Church and City staff.

**WRITTEN CORRESPONDENCE:**

1. Correspondence from the Lake Simcoe Region Conservation Authority dated April 18, 2012.

**This matter was recommended (Section "A") to City Council for consideration of receipt at its meeting to be held on 30/04/2012.**

**General Committee recessed at 7:44 p.m. and resumed at 7:50 p.m.**

**12-G-096      APPLICATIONS FOR A PROPOSED OFFICIAL PLAN AMENDMENT AND ZONING BY-LAW AMENDMENT - CITY OF BARRIE - 340 AND 344 FERNDALE DRIVE (April 23, 2012) (File: D09-OPA020/D14-1535)**

Walter Fischer, Supervisor of Parks Planning and Development for the City of Barrie explained that the purpose of the public meeting is to review an application to consider an Official Plan Amendment and Zoning By-law Amendment submitted by The Corporation of the City of Barrie for lands located on the west side of Ferndale Drive North, south of Benson Drive. He noted that the land is located within the Sandy Hollow Planning Area, is known municipally as 340 and 344 Ferndale Drive North and has a total area of approximately 15.24 hectares.

Mr. Fischer provided an aerial photograph of the subject site. He explained that a disc golf course would be an additional permitted use if an Official Plan Amendment from Environmental Protection Area to Environmental Protection Area - Defined Policy Area and Open Space and a Zoning By-law Amendment from Environmental Protection (EP) Zone to Environmental Protection (EP) Special Zone and Open Space (OP) Zone were approved. Mr. Fischer noted that the Environmental Impact Study will be updated in May 2012 in consideration of the proposed disc golf course and planning applications. He provided photographs of the existing site conditions and described the sport of disc golf. Mr. Fischer provided examples of disc golf courses located in other municipalities and described the draft layout of the proposed disc golf course. He concluded by outlining the project schedule and the next steps in the process should the application be approved.

**PUBLIC COMMENTS:**

1. **Alicia Beemer-Staines, 201 Ferndale Dr. N.**, stated that she has lived at the bottom of the hill for 25 years and had initial concerns regarding the proposal but is pleased with the environmental aspects and trees. She noted that she believes there will be an increase in the amount of garbage on the property due to the increase in people utilizing the site. Ms. Beemer-Staines expressed concern that the golf structures may be vandalized and cautioned that unauthorized dirt bikes drive through the area. She concluded by observing that the disc golf course seemed like a welcome addition.

Mayor Lehman provided comments relating to her concerns.

2. **Sharon Jones, 87 Benson Drive**, commented that she believes the parking lot will be more accessible for people using unauthorized snowmobiles and dirtbikes. She suggested that additional policing be provided to prevent the use of unauthorized vehicles on the property.

Staff provided information concerning the parking lot area.

3. **Jim Wilcox, 31 Hodgson Drive** asked if a meeting had been held with the residents in the area. He asked if there was information available concerning the projected number of users that will be using the disc golf course and the noise levels that can be expected. Mr. Wilcox asked how many people per day will be using the golf course and expressed concern regarding the noise levels, stating the dirt bikes and snowmobiles are considered a nuisance in the area. He inquired regarding the proposed times of operation of the disc golf course.

Mark Jacquemain, Executive member of the Barrie Disc Golf Association offered responses to the questions.

Members of General Committee asked a number of questions concerning the information provided and received responses from staff and representatives of the Barrie Disc Golf Association.

**WRITTEN CORRESPONDENCE:**

1. Correspondence from Marjorie Beardsall dated April 11, 2012.
2. Correspondence from the Lake Simcoe Region Conservation Authority dated April 18, 2012.
3. Correspondence from Sylvia Stutz dated April 18, 2012.

**This matter was recommended (Section "A") to City Council for consideration of receipt at its meeting to be held on 30/04/2012.**

**SECTION "B"**

**12-G-097      REPORT OF THE DEVELOPMENT SERVICES COMMITTEE DATED APRIL 10, 2012.**

The report of the Development Services Committee dated April 10, 2012 was received (File: C05).

**This matter was recommended (Section "B") to City Council for consideration of receipt at its meeting to be held on 30/04/2012.**

**12-G-098      REPORT OF THE COMMUNITY SERVICES COMMITTEE DATED APRIL 18, 2012.**

The report of the Community Services Committee dated April 18, 2012 was received. (File: C05)

**This matter was recommended (Section "B") to City Council for consideration of receipt at its meeting to be held on 30/04/2012.**

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

**SECTION "C"**

**12-G-099**

**APPLICATION FOR A ZONING BY-LAW AMENDMENT - MOFAN HOLDINGS INC. - 141-149 WELHAM ROAD**

That consideration of the application for a zoning by-law amendment submitted by Mofan Holdings for property at 141-149 Welham Road be deferred pending a report from staff in the Planning Services Department to Development Services Committee concerning the setbacks for industrial uses that would be required if the proposed zoning by-law amendment was approved. (PLN003-12) (12-G-030) (12-G-063) (File: D14-1506)

**This matter was recommended (Section "C") to City Council for consideration of adoption at its meeting to be held on 30/04/2012.**

**12-G-100**

**SKATEBOARD PARK AT QUEEN'S PARK**

That staff in the Roads, Parks and Fleet Department in consultation with the Barrie Skateboard Association investigate safety concerns for the skateboard park users and area residents, considering the following items:

- The removal of fencing
- The installation of video surveillance cameras and/or mosquito device(s)
- The feasibility of increased Barrie Police Services presence for education and enforcement purposes
- The ability to enhance lighting
- Enforcement of City By-laws specifically the no-smoking by-law
- The trimming/removal of trees

and report back to General Committee with a recommendation for the 2012 summer season. (File: P00)

**This matter was recommended (Section "C") to City Council for consideration of adoption at its meeting to be held on 30/04/2012.**

**12-G-101            PROPERTY    CONVEYANCE    ASSOCIATED    WITH    WATERCOURSE  
RELOCATION    ON    DYMENT'S    CREEK    SOUTH    OF    DUNLOP    STREET  
WEST    AND    WEST    OF    FERNDALE    DRIVE    (WARD    6)**

1.     That the conveyances of property for nominal consideration to the City from the property owner of 487 Dunlop Street West and associated properties, including a transfer of land and potentially a registration of an easement or restrictive covenant in accordance with Appendix "A" of Staff Report ENG011-12 associated with the watercourse relocation on Dymment's Creek south of Dunlop Street West and west of Ferndale Drive, be approved.
  
2.     That the costs associated with the conveyances in the amount of \$15,300, be funded from the Tax Rate Stabilization Reserve (Account #13-04-0461). (ENG011-12) (File: T05-DU)

**This matter was recommended (Section "C") to City Council for consideration of adoption at its meeting to be held on 30/04/2012.**

**12-G-102            2012 TAX RATIOS AND CAPPING POLICIES**

1.     That the tax ratios for the 2012 taxation year be established as follows:
 

a)	Residential/farm property class	1.000000
b)	New Multi-residential	1.000000
c)	Multi-residential	1.019675
d)	Commercial	1.433126
e)	Industrial	1.516328
f)	Pipelines	1.103939
g)	Farmlands	0.250000
h)	Managed forest	0.250000
  
2.     That the capping program be funded by clawing back decreases from within the affected property tax classes.
  
3.     That the recommended capping parameters for commercial, industrial and multi-residential properties be established as follows:
  - a)     The property tax cap be set at an amount representing 10% of the previous year's annualized taxes;

- b) Any property within +/- \$250 of the Current Value Assessment (CVA) taxes be moved directly to CVA taxation;
  - c) Any property that reaches the CVA level of taxation be removed from the capping program; and
  - d) Exclude any property whose classification changes from capped to clawed back, or vice versa.
4. New construction thresholds be established as follows:
- a) Up to 70% of CVA-level taxes in 2005;
  - b) Up to 80% of CVA-level taxes in 2006;
  - c) Up to 90% of CVA-level taxes in 2007; and
  - d) Up to 100% of CVA-level taxes in 2008 and beyond.
5. That the discounts for the commercial and industrial sub-classes for vacant land and excess land be established at 30% and 35% respectively.
6. That the City of Barrie continue its existing Rebates for Charitable Organizations Program providing a tax rebate for Registered Charitable Organizations, as defined in Section 248(1) of the Income Tax Act, R.S.C. 1985, Chapter 1, at a rate of 40% of the current year's taxes applicable to the space occupied.
7. That the Registered Charities eligible for the tax rebate program be required to submit an annual application and provide evidence of taxes paid satisfactory to the Treasurer or his/her designate.
8. That the City Clerk be authorized to prepare all necessary by-laws to establish the 2012 taxation and capping policies as described herein. (FIN002-12) (File: F00)

**This matter was recommended (Section "C") to City Council for consideration of adoption at its meeting to be held on 30/04/2012.**

**12-G-103      SOLE AND SINGLE SOURCE CONTRACT NEGOTIATIONS AND AWARDS**

1. That the following sole and single source agreements be negotiated and executed in accordance with the Purchasing By-law 2008-121:
  - a) Sole source purchases for:
    - i) the provision of software, support, services and licensing for the City's Water Billing system for a term not to exceed five years to an upset limit of \$100,000 with Halcyon Software Inc's exclusive representative SunGard Public Sector; and
    - ii) the provision of maintenance, upgrades and customizations for the City's GIS (Geographic Information System) OnPoint Web Software with Orion Technology, Rolta Canada Limited for a term of five years in the amount allocated in the annual business plan.
  - b) Single source purchase for:
    - i) the provision of consulting services for a detailed design of Watermain to an upset limit of \$24,000 with R.J. Burnside.
    - ii) the provision of an updated Fire Master Plan/Station Location Study to an upset limit of \$35,000 with Genivar.
    - iii) the provision of an updated Development Charges Background Study to an upset limit of \$161,000 with Watson & Associates Economists Ltd; and
    - iv) the provision of one valve exercising trailer to an upset limit of \$35,000 from E.H. WACHS.
2. That the Mayor and City Clerk be authorized to execute any agreements necessary to support the recommendations presented in Staff Report FIN004-12. (FIN004-12) (File: F00)

**This matter was recommended (Section "C") to City Council for consideration of adoption at its meeting to be held on 30/04/2012.**

**12-G-104****OFFICIAL PLAN AMENDMENT AND REZONING TO OPEN SPACE, RESIDENTIAL AND ENVIRONMENTAL PROTECTION - 396, 400 AND 408 COX MILL ROAD (WARD 10)**

1. That the revised Official Plan Amendment application submitted by Innovative Planning Solutions on behalf of Lovers Harbour Inc. for lands municipally known as 396, 400 and 408 Cox Mill Road, be approved.
2. That a portion of the subject lands be re-designated from Commercial and Residential to Open Space and Environmental Protection as shown in Appendix "A" attached to Staff Report PLN012-12.
3. That the revised Zoning By-law Amendment application submitted by Innovative Planning Solutions on behalf of Lovers Harbour Inc. for lands municipally known as 396, 400 and 408 Cox Mill Road, be approved.
4. That the lands be re-zoned from Commercial (C4) and Residential First Density (R1) to Open Space with Special Provisions (OS-SP), Residential Second Density with Special Provisions (R2-SP) and Environmental Protection (EP) in accordance with Appendix "B" attached to Staff Report PLN012-12.
5. That the following Special Provisions be referenced in the implementing Zoning By-law for the subject lands:
  - a) (OS)(SP-469)
    - i) A minimum south side yard setback of 0.16m for the existing boathouse and change room shall be permitted.
    - ii) A landscape buffer area and tight board fence is not required.
  - b) (R2)(SP-470)
    - i) No buildings, structures, or site alteration shall be permitted beyond the Total Hazard Limit Allowance (defined as 6m to 11m from top of bank) as identified in the *Geotechnical Investigations and Slope Stability Assessment*, prepared by GeoSpec Engineering Ltd., dated Dec. 18, 2009 unless required for slope stability and regeneration initiatives as approved by the Lake Simcoe Region Conservation Authority and the City of Barrie.
6. That pursuant to Section 34 (17) of the Planning Act, no further public notification is required with respect to the amendments as proposed. (PLN012-12) (File: D14-1514) (File: D14-1514 and D09-OPA008)

**This matter was recommended (Section "C") to City Council for consideration of adoption at its meeting to be held on 30/04/2012.**

**12-G-105 REZONING 180 - 182 ARDAGH ROAD (WARD 6)**

1. That the application submitted by Lucas & Associates on behalf of Nel-Sons Contracting Ltd. and Jason and Melissa Godin for a rezoning of lands legally described as South Part of Lot 5, Concession 14 (182 Ardagh Road), and Instrument Number 9032631 (180 Ardagh Road) of Plan 51M-371, from Residential Single Density R1 (H-95) to Residential Second Density R2 (H-95), Residential Third Density R3 (H-95) and Residential Fourth Density R4 (H-95), be approved (D14-1525).
2. That a by-law for the purpose of lifting the Holding provision (H-95) initiated by By-law 2007-033 for the purpose of securement of the extension of Bishop Drive for the lands identified as part of this application be provided to Council for consideration upon final registration of the plan of subdivision (D12-397). (PLN015-12) (File: D14-1525/D12-397)

**This matter was recommended (Section "C") to City Council for consideration of adoption at its meeting to be held on 30/04/2012.**

**12-G-106 PART LOT CONTROL EXEMPTION 207 ALVA STREET (WARD 6)**

That a by-law be prepared to remove Part Lot Control on the subject property described as Part of Lot 47, Plan 959, City of Barrie, in order to allow for the creation of three residential lots in accordance with Section 50(7) of the Planning Act, subject to:

- a) The owner entering into a development agreement that will address the urbanization of Alva Street and the connection of the existing house and proposed lots to full municipal services to the satisfaction of the Engineering Department;
- b) The owner addressing any and all matters related to the Lake Simcoe Region Conservation Authority; and
- c) Final approval of the rear yard variance. (PLN017-12) (D23-ALV).

**This matter was recommended (Section "C") to City Council for consideration of adoption at its meeting to be held on 30/04/2012.**

**12-G-107 INVESTIGATION OF HERITAGE TRAIL CONCEPT**

That Councillor Brian Jackson and Councillor Barry Ward work with staff and community members to further investigate the concept of a heritage trail on Barrie's waterfront and report back via a memorandum to General Committee concerning the results of the investigation. (Item for Discussion 6.2, April 23, 2012) (File: R00)

**This matter was recommended (Section "C") to City Council for consideration of adoption at its meeting to be held on 30/04/2012.**

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

**SECTION "D"****12-G-108 TAXI INDUSTRY - TRANSPORTATION BY-LAW 2006-265**

1. That, in response to issues raised by taxi industry representatives during the Open House held in November 2011, By-law 2006-265 be amended as follows:
  - a) Taxicabs:
    - i) That a moratorium be placed on the issuance of new taxicab licences effective immediately.
    - ii) That a cap be established on taxicab licences based on a per capita ratio of 1:1500. Any person holding a valid taxicab licence as of the date of the moratorium will be entitled to renew such licence annually or transfer the licence to a new taxicab but shall not be entitled to transfer the cab or licence to a new owner.
    - iii) That all taxicabs be required to have installed and operational at all times a minimum safety feature. No person shall be precluded from installing any additional safety features as may be deemed necessary for the safety of the driver and/or patrons.
    - iv) That in order to maintain a clear and unimpeded view of passengers and activities inside a taxicab to better ensure the safety and welfare of the driver or passenger, after market tinting of any window of the taxicab or the installation of any decals or other treatment which would impede or interfere with the transparency of any window of the vehicle be prohibited.

- 
- v) That all references to Taxicab-Class A within Table 1 be deleted and replaced with "Taxicab".
  - vi) That all references in Section 7.2.0.0.0 relating to "Taxicab - Class A" be deleted and replaced with "Taxicab".
  - vii) That all references within Table 1 relating to Taxicab-Class B be deleted.
  - viii) That Section 7.3.0.0.0, "Taxicab - Class B" be deleted.
  - ix) That where a taxicab is owned by a person other than a Taxicab Company, such person be required to submit, at the time of application and maintain with the Issuer of Licences:
    - a) proof of liability insurance for such vehicle being operated as a taxicab in the minimum amount of \$2,000,000;
    - b) proof of H.S.T. registration;
    - c) a current list of individuals authorized to provide services as a taxicab driver for such owner of a taxicab; and
    - d) the name of the Taxicab Company(ies) for which the taxicab will provide service or otherwise be engaged.
  - x) That the owner of a taxicab, not being an owner of a company shall also be required to:
    - a) submit the vehicle being operated as a taxicab for inspection annually or at any time as required;
    - b) maintain the taxicab in the same manner as set out under the provisions for Taxicab Company;
    - c) operate only for a licensed Taxicab Company; and
    - d) Engage the services only of a licensed Taxicab Driver.
- b) Taxi Drivers:
- i) That where a taxi driver ceases to provide services for the taxi company identified on his/her business licence, such driver be entitled, within 30 calendar days of ceasing such services, to amend his/her licence to identify a new company to which the driver

will provide service, at an amendment fee as set out in the fees by-law, and the driver shall not be required to apply for a new licence, subject to confirmation of such dates by the taxi companies.

- ii) That with respect to the road test to which every applicant for a taxi driver's licence must submit, the applicant shall be limited to three attempts to pass the road test in any twelve month period.
- c) Taxicab Company:
  - i) That every Taxicab Company be required to provide to the Issuer of Licences at the time of application and upon change to such information:
    - a) a list of all taxicabs owned by the company identifying the Licence Plate Number, make of vehicle and Vehicle Identification Number;
    - b) a list of all vehicles not owned by the Taxicab Company but which are intended to be used as a taxicab for the Taxicab Company and operated on behalf of the Taxicab Company identifying the Licence Plate Number, make of vehicle and Vehicle Identification Number;
    - c) a list of all persons providing a taxicab for use by the Taxicab Company and to be operated on behalf of the Taxicab Company; and
    - d) the name(s) of any person operating as a Taxicab Driver for the Taxicab Company regardless of whether such driver operates a taxicab owned by the Taxicab Company or another person.
  - ii) That Table 1 be amended to delete the requirement for inspection and/or approval from the Building Department and Finance Department.
- d) That Section 1.1.37.0.0. to 1.1.37.4.0 relating to "Definitions" be deleted and replaced with the following:
  - 1.1.37.0.0. SAFETY FEATURES means:
  - 1.1.37.1.0. 911 emergency lights on the rear of the cab with a small reflective sign affixed near the light reading "IF FLASHING CALL 911"; or
  - 1.1.37.2.0. Protective safety glass barriers between the driver and passenger areas; or
  - 1.1.37.3.0. Security video cameras to protect the drivers;

or

1.1.37.4.0. An emergency button that ties into the taxicab's central dispatch system and immediately notifies the dispatch centre of the vehicle's location through the use of a Global Positioning System (GPS).

e) That the following Sections be added to the "Taxi Tarrif Rates and Fares":

9.3.5.0.0. Every owner or driver of a taxicab shall ensure that a sign or decal visible to all passengers is displayed at all times stating "If the meter is not activated to record your fare, the taxi ride is free".

9.3.6.0.0. Where the meter has not been activated to record the fare in accordance with the provisions of this by-law and where no contract has been established as provided for in Section 9.3.3.0.0. every Taxicab Driver shall ensure that the ride is provided to the customer at no charge.

2. That staff be authorized to make application to the Ministry of the Attorney General for set fines consistent with existing set fines for similar offences, ranging from \$100 to \$400 dependant on the nature of the offence, for contravention of any provision of the Transportation By-law where set fines do not currently exist.
3. That Municipal Law Enforcement Officer I's be engaged from time to time on an overtime basis to carry out enforcement after regular business hours.
4. That By-law 2006-265 regarding the licensing and regulation of the transportation industry be reviewed, at a minimum, once every five years commencing in 2014 and that public consultation with industry representatives be carried out as part of the review process.
5. That Fees By-law 2012-035, Schedule "H", be amended to reflect the changes to the taxicab classifications recommended in this report and establish full cost recovery associated with the licensing of taxicabs as follows:

"Taxi Cab - Class A (each) - \$398.09" be deleted and replaced with "Taxi Cab (each) - \$340.42"

"Taxi Cab - Class B (each) - \$209.52" be deleted.

"Taxi Cab - Class A - Replacement Vehicle" be deleted and replaced with "Taxi Cab - Replacement Vehicle"

"Taxi Cab - Class B - Replacement Vehicle" be deleted."

6. That staff in the Legal Services Department review the potential to alter the taxi tariff rate structure to achieve rates that are equal or less than comparator municipalities and the feasibility of providing a discount rate for seniors, and/or a floating rate structure and report back to General Committee before the end of May 2012. (LGL006-12) (File: P18-Taxi) (P51/11)

**This matter was recommended (Section "D") to City Council for consideration of adoption at its meeting to be held on 30/04/2012.**

**General Committee recessed at 8:47 p.m. and resumed at 9:00 p.m.**

### **SECTION "E"**

#### **12-G-109      PARKING PRINCIPLES (STRATEGIES) - PARKING STRATEGY AND RATE REVIEW**

That the following parking principles (strategies) be adopted:

- a) Ensure the City of Barrie collaborates and communicates openly and regularly with its key stakeholders such as the Downtown Barrie Business Improvement Area (BIA), Historic Neighbourhood Strategy Group (HNC), Barrie Downtown Neighbourhood Association (BDNA), the community and other groups affected by parking to ensure that common goals are attained. A committee, including representatives from the community interest groups and City Departments, will be continued;
- b) Ensure that the parking policies are resilient enough to withstand projected growth and demographic changes;
- c) Paid parking services will be provided in consideration of supporting and complementing transit and other transportation modes; it will endeavour to create a people/transit environment with diminished use of, and dependency, on cars. To this end, monthly parking passes should cost at least 20% more than monthly adult transit passes;
- d) The parking supply must be rationalized against demand and be designed and constructed in a manner considering the needs and demands of customers including walk times to destinations and functional and aesthetic designs with a target of 85% occupancy of available supply;

- e) A positive business case should be made to support any development or investment in parking lots, structures and equipment, and the business case must financially support the goal of sustainability;
- f) Performance measures will be developed, monitored and reported on a quarterly and annual basis. For example, but not to be limited to: OMBI Measures including public and private supply, occupancy rates, revenue and expenses by lot, customer satisfaction and enforcement costs and effectiveness;
- g) Ensure that the parking supply is operated and structured in a way that is able to support new traffic demand management initiatives;
- h) Continue to have a parking reserve that is user rate funded and is sustainable. Sustainable means the degree to which financial obligations and service commitments are maintained; and
- i) Rates should be competitive and supportive of policy decisions - neither the highest nor the lowest when compared to similar parking services and other municipalities. Parking must be perceived as having a value. Free or discounted parking must be carefully considered and aligned to strategy, desired goals and behaviours. (ENG008-12) (File: T02-PA) (P24/10)

**This matter was recommended (Section "E") to City Council for consideration of adoption at its meeting to be held on 30/04/2012.**

**SECTION "F"****12-G-110****PARKING STRATEGY AND RATE REVIEW**

1. That the following parking rate strategies be adopted to address the current financial situation of the Parking Reserve Fund:

**Tiffin Boat Launch Parking Lot (commencing July 2012)**

- a) That By-law 2012-035, Schedule "J" "Section 5 - Parking Fees", be amended to permit \$4.00 per hour, \$20.00 maximum per day, Monday to Sunday or a \$250 non transferable annual parking pass;
- b) That By-law 80-138, Schedule "G", "Parking Meter Zone," be amended to include the following:

Tiffin Boat Launch - Part of Lot 26, Concession 5, Vespra and Part of the water lot in front of Lot 26, Concession 5, Vespra, being bounded as follows: Lakeshore Drive to the West, Hotchkiss Creek to the North, Kempenfelt Bay to the East and a line drawn on an easterly projection from the southerly limit of Tiffin Street to the edge of Kempenfelt Bay; and

- c) That two (2) Pay and Display machines and applicable parking lot signage be purchased at a cost of \$35,000 and funded from the Parking Reserve Fund.

Waterfront to be Paid Parking (Includes Lakeshore Drive, North Centennial and South Centennial, Gables Park, Minet's Point Park, Tyndale Park, Southshore Centre, Marina, Johnsons Beach, Kempenfelt Drive) (commencing in April 2015) subject to staff reporting back to Council with a detailed plan regarding paid waterfront parking:

- a) That By-law 2012-035 Schedule "J", "Section 5 - Parking Fees," be amended to permit Waterfront paid parking, Monday to Sunday, commencing April 2015 as follows:
  - i) \$3/hour w/\$15 maximum per day;
  - ii) Residents can pick up a free waterfront parking pass at multiple locations; and
  - iii) \$250 annual parking pass for boat slip renters to park in a dedicated marina lot.

**Monthly Parking Passes (commencing July 2012)**

- a) That By-law 2012-035 Schedule "J", "Section 5 - Parking Fees," be deleted and replaced with Appendix "B" of Staff Report ENG008-12 to increase the monthly parking pass commencing July 2012 as follows:

- i) Current rates of \$70/\$55 to become \$75/\$60, with a \$5 increase in 2017 and 2022;
- ii) Parkade rate to be raised from \$70 to \$80, with a \$5 increase in 2014 and 2016. 200 monthly passes will be made available for the Parkade to be adjusted as required annually to meet demand and business requirements;
- iii) Reassign four municipal parking lots from Yellow monthly permit pass to Green monthly permit pass. The municipal lots are Market Square, Clapperton Street Lot, Salvation Army Lot and the Bayfield Street Lot; and
- iv) Passes for the Parkade will be honoured in lots requiring green or yellow passes, and green passes will be honoured in lots requiring yellow passes. The issuance of a pass does not ensure space is available in the intended lot. This will be reviewed annually to meet demand and business requirements.

#### Cash-in-Lieu of Providing Parking Space

- a) That the Cash-in-lieu of Parking Policy be amended to increase the cash-in-lieu of parking rate to \$15,000.00 per stall.

#### Parking Fines (commencing July 2012)

- a) That the set fine and early payment for parking at an expired meter be increased to a set fine of \$30 and early payment of \$20, commencing July 2012, and that staff make application to the Ministry of the Attorney General for approval.

#### Website Enhancements/Mobile Application Solutions (commencing April 2013)

- a) That staff investigate opportunities through existing City Websites and mobile application solutions to enable online access to parking information by the public and that an upset limit of \$25,000 be funded from the Parking Reserve Fund in 2012 to develop this new technology.

#### Parking Meter Fees

- a) That the reference in the Fees By-law "No charge for off street parking during the month of December, except for parking at the Collier Street Parkade" be deleted and replaced with "During the month of December, on street parking is free for a maximum of two hours."

2. That the Financial Policy Framework be updated to identify parking fees being maintained at a full-cost recovery level, and that the Parking Reserve Fund (12-05-0570) only be utilized for operating and capital needs for fees based parking facilities.
3. That staff investigate having the costs of paid parking enforcement as well as fine revenues from associated tickets included as part of the Parking Reserve Fund and report back as part of the 2013 Business Plan.
4. That staff investigate the feasibility and financial implications associated with making the Parkade a 24-hour paid parking facility and report back to General Committee.
5. That staff in the Infrastructure, Development and Culture Division create a plan for the temporary closure of excess parking lots to reduce operating and maintenance costs.
6. That staff in the Infrastructure, Development and Culture Division create a plan to place the excess parking lots with development potential on the open market (not including any lots located on the waterfront) and report back to General Committee by December 2012. (ENG008-12) (File: T02-PA) (P24/10)

**This matter was recommended (Section "F") to City Council for consideration of adoption at its meeting to be held on 30/04/2012.**

### **SECTION "G"**

#### **12-G-111 MADY NEW MUSIC FEST**

1. That the Mayor and City Clerk be authorized to execute an agreement with Admiral Entertainment to permit the operation of the Mady New Music Fest - Barrie in Heritage Park on Saturday, July 21st, 2012.
2. That a fee of \$500 be payable by Admiral Entertainment for this event. (DOC002-12) (File: M02-MAD)

**This matter was recommended (Section "G") to City Council for consideration of adoption at its meeting to be held on 30/04/2012.**

Councillor, M. Prowse left the meeting at 10:29 p.m.

**SECTION "H"**

**12-G-112**

**SURFACE WATER TREATMENT PLANT DEBENTURE ISSUE**

1. That the Director of Finance/Deputy City Treasurer be authorized to proceed with a 30 year debenture issue amortized over 40 years in the aggregate principal amount of \$69,554,000 for the construction of the Surface Water Treatment Plant and Low Lift Pumping Station (SWTP) secured through Infrastructure Ontario (formerly Ontario Strategic Infrastructure Financing Authority (OSIFA)).
2. That additional costs of \$2,554,000 incurred to date in excess of the approved capital budget of \$142M for the SWTP be funded as part of this debenture issue, with any subsequent additional costs funded from the Water Capital Reserve (account number 12-05-0580) to an upset limit of \$2,000,000.
3. That the Mayor and City Treasurer or designate be authorized to sign the interest rate offer and repayment schedule from Ontario Infrastructure and Lands Corporation (OILC) and all other documents that may be required.
4. That the appropriate by-laws be enacted in the form attached as Appendix "A" of Staff Report FIN006-11.
5. That the Mayor and City Treasurer or designate be authorized to execute a Financing Agreement with Infrastructure Ontario (Ontario Infrastructure and Lands Corporation) that provides a mechanism for the issuance of debentures for the projects identified in Appendix "C", and is in accordance with Section 15.1 of the City of Barrie's Purchasing By-law 2008-121.
6. That the \$3,255,000 of deferred capital project spending related to motion 12-G-010 from the tax capital reserve be used to partially fund Phase one of the Landfill Reengineering and Gas Collection project. (FIN006-12) (File: F00)

**This matter was recommended (Section "H") to City Council for consideration of adoption at its meeting to be held on 30/04/2012.**

**SECTION "I"****12-G-113      REQUEST TO GEORGIAN COLLEGE - INVESTIGATION OF EXPANDING THEIR CODE OF CONDUCT**

1.      That Georgian College be requested to investigate the feasibility of expanding their Code of Conduct to include provisions related to "off campus" conduct, and the potential for academic consequences associated with misconduct as well as the inclusion of information about the Code of Conduct in their Welcome package for students.
  
2.      That Georgian College be requested to provide a letter to Barrie City Council in response to their investigations concerning the expansion of the Code of Conduct. (Item for Discussion 6.1, April 23, 2012) (File: A00)

**This matter was recommended (Section "I") to City Council for consideration of adoption at its meeting to be held on 30/04/2012.**

**Members of General Committee addressed several enquiries to City staff and received responses.**

**Members of General Committee provided announcements concerning several matters.**

**The meeting adjourned at 10:50 p.m.**

**CHAIRMAN**