



# City of Barrie

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

## Final City Council

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Wednesday, April 19, 2023

7:00 PM

Council Chambers/Virtual Meeting

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### CALLING TO ORDER BY THE CITY CLERK, WENDY COOKE

The meeting was called to order by the City Clerk at 7:03 p.m. The following were in attendance for the meeting:

**Present:** 11 - Mayor, A. Nuttall  
Deputy Mayor, R. Thomson  
Councillor, C. Riepma  
Councillor, C. Nixon  
Councillor, A.M. Kungl  
Councillor, A. Courser  
Councillor, N. Nigussie  
Councillor, G. Harvey  
Councillor, J. Harris  
Councillor, S. Morales  
Councillor, B. Hamilton

### STAFF:

Chief Administrative Officer, M. Prowse  
Chief Financial Officer, C. Millar  
City Clerk/Director of Legislative and Court Services, W. Cooke  
Committee Support Clerk, T. Maynard  
Deputy City Clerk, T. McArthur  
Director of Corporate Facilities, R. Pews  
Director of Development Services, M. Banfield  
Director of Economic and Creative Development, S. Schlichter  
Director of Information Technology, R. Nolan  
Director of Infrastructure, S. Diemart  
Director of Internal Audit, S. MacGregor  
Director of Legal Services, I. Peters  
Director of Operations, D. Friary  
Director of Recreation and Culture Services, D. Bell  
Director of Transit and Parking Strategy, B. Forsyth  
Executive Director of Access Barrie, R. James-Reid  
General Manager of Community and Corporate Services, D. McAlpine  
General Manager of Infrastructure and Growth Management, B. Araniyasundaran

Manager of Parks and Forestry, K. Rankin  
Service Desk Generalist, K. Kovacs.

### **PLAYING OF THE NATIONAL ANTHEM**

The National Anthem was played.

### **READING OF LAND ACKNOWLEDGMENT**

Mayor A. Nuttall read the Land Acknowledgement.

### **CONFIRMATION OF THE MINUTES**

**23-A-030** The Minutes of the City Council meeting held on March 29, 2023 were adopted as printed and circulated.

### **AWARDS AND RECOGNITIONS**

**23-A-031** **RECOGNITION OF THE MONTH OF APRIL AS “NATIONAL POETRY MONTH” - NEW POET LAUREATE, TYNEISHA TERNANT**

Mayor Nuttall advised that the new Poet Laureate would be reciting a poem in recognition of National Poetry Month for the month of April, 2023.

Mayor Nuttall introduced Tyneisha Ternant as the new Poet Laureate and invited her to the podium to recite her poem.

Ms. Ternant recited her poem written in recognition of National Poetry Month attached as “Appendix “A” to City Council minutes dated April 19, 2023. Ms. Ternant commented on her past struggles, her excitement of being the 4th Poet Laureate for Barrie and how creative writing has helped her heal and find her place in life.

Ms. Ternant expressed how she is not only an ambassador for poetry art but creating equal opportunities for artists of all kinds. She quoted “pick up a pen and paper and see how poetry can heal”.

Mayor Nuttall thanked Ms. Ternant for attending the Council meeting and for providing a poem highlighting her skills and talents making the City proud.

**DEPUTATION(S) ON COMMITTEE REPORTS****23-A-032 DEPUTATIONS BY THE FOLLOWING CONCERNING MOTION 23-G-082, THE PRIVATE TREE BY-LAW AND ECOLOGICAL OFFSETTING REVIEW**

The following Deputations were provided concerning motion 23-G-082 regarding the Private Tree By-law and Ecological Offsetting Review:

1. Mark Graves on behalf of the Ontario Commercial Arborist Association spoke in support of the City's proposed Private Tree By-law. He commented on how urban forestry can be a challenging subject for most municipalities. He expressed that the City's proposed By-law is proactive, progressive, and well-written by incorporating terminology related to the maintenance of trees and certified arborists.

Mr. Graves provided comments on the urban tree canopy and agreed that the creation of a Tree Protection Manual would provide guidance in protecting the tree canopy.

Mr. Graves discussed the challenges of protecting existing trees in established neighbourhoods and in lands being used for new developments that result in damage to existing trees and others being cut down to make room for new development. He acknowledged and agreed with the proposed By-law using terms such as maintenance, construction, and development, and the exploration of the best options for tree preservation.

Mr. Graves concluded by noting that including a certified arborist as part of the By-law will assist in keeping costs for tree removal and maintenance more affordable for residents.

2. Matthew Logan on behalf of the International Society of Arboriculture Ontario spoke in support of the City's proposed Private Tree By-law. He provided a background of the organization and highlighted its mandate to enhance, promote tree care and benefit trees through education, research, and awareness. Mr. Logan commented that he echo's the comments made earlier by Mark Graves.

Mr. Logan addressed his concerns related to the amendments introduced by members of Council at the General Committee meeting associated with a certified arborist.

Mr. Logan commented that the International Society of Arboriculture Ontario through the support Municipal Arborist Urban Forestry Committee would be interested in participating in the City's Tree By-law Standards Sub-Committee.

Mr. Logan described the importance of certified arborists, tree preservation and maintenance, and enhancements to urban forests.

3. Johnny Corner of North Shore Tree Experts Inc. spoke in support of the City's proposed Private Tree By-law. He commented that he felt the By-law was well-written and inclusive to certified arborists. He noted that from a construction point of view, making sure the urban tree canopy is protected is important.

Mr. Corner suggested providing more clarification related to the tree removal process such as keeping receipts, enforcement, and how this works for residents. He expressed that planting trees should be a priority and that any opportunities and incentives for residents that are financially feasible could potentially get more residents involved in planting and protecting trees.

Mr. Corner advised that he offers a free tree planting program through local schools and the donation of trees. He commented that this provides an opportunity to educate children on the proper way to plant a tree and tree preservation.

Members of Council asked questions of Mr. Corner and received responses.

4. Cathy Colebatch spoke in support of the proposed Private Tree By-law and Ecological Offsetting Review Program. She discussed concerns related to protecting mature trees in historic neighborhoods and that the trees provide shelter for animals in the neighbourhoods and keep residents cooler in the summer and warmer in the winter.

Ms. Colebatch commented on the City's ongoing and continued growth targets directed by the Province of Ontario that will have an impact on the municipality's tree canopy, especially the healthy large mature trees which are generally located in established and historic neighbourhoods.

Ms. Colebatch discussed concerns related to detached accessory dwellings and trees that have been removed in established and historic neighbourhoods. She commented that education programs, creating policies, grants, and partnerships surrounding tree planting should be considered.

In closing, Ms. Colebatch agreed that the proposed By-law would have a positive impact on the City's tree canopy.

5. Karen Hansen of Crisdawn Construction Inc. discussed concerns related to the proposed Private Tree By-law and the impacts on plantation sites. She provided an overview of the Nottawasaga Valley Conservation Authority and Lake Simcoe Regional Conservation Authority policies related to development and trees on private property in Barrie.

Ms. Hansen commented that the proposed By-law will not allow for an exemption to tree removal fees for plantation sites which was previously exempt and that they now would be subject to fees if the By-law was approved.

Ms. Hansen advised that Pratt Homes has a property located at 1001 Essa Road with plantation trees located outside of a regulated area which would have not previously been impacted with tree cutting fees. She explained that the site location also includes trees inside a naturally regulated heritage area. She noted that Pratt Homes are not intending to remove trees inside the natural heritage area or affect the canopy coverage.

Ms. Hansen requested an exemption to the proposed Private Tree By-law that would apply only to previously exempt plantation trees. She indicated that if the By-law is not amended that it would result in unanticipated costs which would be added to new home prices.

Members of Council asked questions of City staff and Ms. Hansen and received responses.

## COMMITTEE REPORTS

[23-A-033](#) First General Committee Report dated April 5, 2023 (APPENDIX "A").

Moved by: Deputy Mayor, Thomson  
Seconded by: Councillor, A.M. Kungl

That the First General Committee Report dated April 5, 2023, now circulated, be adopted.

[23-G-071](#) BARRIE HYDRO HOLDINGS INC. ANNUAL GENERAL MEETING MATTERS

## CARRIED

[23-A-034](#) Second General Committee Report dated April 5, 2023, Sections A, B, C and D (APPENDIX "B").

## SECTION "A" - TO BE RECEIVED

Moved by: Deputy Mayor, Thomson  
Seconded by: Councillor, A.M. Kungl

That Section "A" of the Second General Committee Report dated April 5, 2023, now circulated, be received.

[23-G-072](#) REPORT OF THE COMMUNITY SAFETY COMMITTEE DATED MARCH 22, 2023

[23-G-073](#) REPORT OF THE AFFORDABILITY COMMITTEE DATED MARCH 22, 2023

**CARRIED**

**SECTION "B" - TO BE ADOPTED**

Moved by: Deputy Mayor, Thomson  
Seconded by: Councillor, A.M. Kungl

That Section "B" of the Second General Committee Report dated April 5, 2023, now circulated, be adopted.

[23-G-074](#) MUNICIPAL STREET NAMING FOR STREETS IN THE HARVIE ROAD DRAFT PLAN OF SUBDIVISION (WARD 6)

[23-G-075](#) ZONING BY-LAW AMENDMENT APPLICATION - 181 BURTON AVENUE (WARD 8)

[23-G-076](#) GOLFDAL ROAD NO PARKING ANYTIME RESTRICTIONS (WARD 4)

[23-G-077](#) 2023 TAX RATIOS

[23-G-078](#) 2022 YEAR END DEVELOPMENT CHARGE REPORTS AND TREASURER'S STATEMENT

[23-G-079](#) 2022 YEAR END CASH IN LIEU OF PARKLAND REPORT AND TREASURER'S STATEMENT

[23-G-080](#) INVITATION TO PRESENT - DOWNTOWN BARRIE BUSINESS IMPROVEMENT AREA (BIA)

**CARRIED**

**SECTION "C" - TO BE ADOPTED**

Moved by: Deputy Mayor, Thomson  
Seconded by: Councillor, A.M. Kungl

That Section "C" of the Second General Committee Report dated April 5, 2023, now circulated, be adopted.

[23-G-081](#) ZONING BY-LAW AMENDMENT - 303 CUNDLES ROAD EAST (PENADY (NORTH BARRIE) LIMITED) (WARD 3)

**CARRIED**

**SECTION "D" - TO BE ADOPTED**

Moved by: Deputy Mayor, Thomson  
Seconded by: Councillor, A.M. Kungl

That Section "D" of the Second General Committee Report dated April 5, 2023, now circulated, be adopted

**23-G-082****PRIVATE TREE BY-LAW AND ECOLOGICAL OFFSETTING REVIEW****AMENDMENT #1**

Moved by: Councillor, B. Hamilton  
Seconded by: Councillor, R. Thomson

That motion 23-G-082 of Section "D" of the Second General Committee Report dated April 5, 2023 concerning the Private Tree By-law and Ecological Offsetting Review be amended as follows:

1. That paragraphs 1 and 2 be deleted and the remaining paragraphs be renumbered accordingly.
2. That Private Tree By-law 2014-115, be amended under definitions to add the following definition:

"Certified Arborist" means a person who is a specialist or expert in the area of the care and maintenance of Trees and includes a graduate of a post-secondary education in Arboriculture qualified by Skilled Trades Ontario or a certified Arborist qualified by the International Society of Arboriculture, a consulting Arborist registered with the American Society of Consulting Arborists, a registered professional forester or a person with other similar qualifications as approved by the Director;

3. That the following be added to the end of the new paragraph 1:

"with woodlots with an area greater than .5 hectares in the Nottawasaga Conservation Authority areas purchased prior to April 5, 2023, being exempt from these fees."

4. That the following be added to the end of the new paragraph 3:

"explore additional community partnerships and incentive programs (e.g. grants) and educational programs to plant more trees on private lands."

**CARRIED**

Upon the question of the original motion moved by Deputy Mayor, R. Thomson and seconded by Councillor, A.M. Kungl the motion was **CARRIED AS AMENDED BY AMENDMENT #1**. The recorded vote was taken as follows:

**Yes: 11 -** Mayor, A. Nuttall  
Deputy, R. Thomson  
Councillor, C. Nixon  
Councillor, C. Riepma  
Councillor, A.M. Kungl  
Councillor, A. Courser  
Councillor, N. Nigussie  
Councillor, G. Harvey  
Councillor, J. Harris  
Councillor, S. Morales  
Councillor, B. Hamilton.

## PRESENTATIONS

### 23-A-035 PRESENTATION CONCERNING AN UPDATE ON THE LAKEHEAD UNIVERSITY ORILLIA CAMPUS

Dr. Linda Rodenburg, Interim Principal and Michael den Haan, Vice-President of External Relations provided a presentation concerning an update on the Lakehead University Orillia Campus.

Dr. Rodenburg described that Lakehead University has solid roots in the County of Simcoe and are looking at potential opportunities to branch out to other municipalities.

Dr. Rodenburg and Mr. den Hann discussed slides concerning the following topics:

- The background of Lakehead University and current student population;
- A chart illustrating barriers to student education;
- The Lakehead University's economic impact on Ontario's GDP;
- The university's relationship and impacts on the City of Barrie;
- The students ranking on Lakehead University preparing them for employment;
- The strengths of the university include lifelong learning, research, innovation and focusing on partnerships;
- The next steps for Lakehead University and potential future growth;
- The current program complement at Lakehead Orillia and Lakehead Georgian campuses; and
- The plans for future programming.

Members of Council asked a numbers of questions of the presenters and received responses.



**ENQUIRIES**

Members of Council addressed enquires to City staff and received responses.

**ANNOUNCEMENTS**

Members of Council provided announcements concerning a number of matters.

**BY-LAWS**

Moved by: Deputy Mayor, R. Thomson

Seconded by: Councillor, A.M. Kungl

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**  
**2023-034****Bill #034**

A By-law of the Corporation of the City of Barrie to amend By-law 2011-107 and to prescribe standards for the maintenance of lands and properties in the City of Barrie and to provide enhanced enforcement and compliance opportunities and clarification on certain items. (23-G-068) (Yard Maintenance By-law 2011-107 Review) (LCS006-23) (File: P00)

**BY-LAW**  
**2023-035****Bill #035**

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. (23-G-075) (Zoning By-law Amendment - 181 Burton Avenue) (DEV017-23) (Ward 8) (File: D30-010-2021)

**CARRIED UNANIMOUSLY**

Moved by: Deputy Mayor, R. Thomson

Seconded by: Councillor, A.M. Kungl

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:

**Bill #036****Bill #036**

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. (23-G-081) (Zoning By-law Amendment - 303 Cundles Road East - Penady North Barrie Limited) (Ward 3) (DEV014-23) (File: D30-018-2022)

**AMENDMENT #1**

Moved by: Deputy Mayor R. Thomson  
Seconded by: Councillor, A.M. Kungl

That Bill #036 concerning a Zoning By-law Amendment for lands known municipally as 303 Cundles Road East, submitted by Penady North Barrie Limited, be deferred to the next City Council meeting scheduled for May 3, 2023.

**CARRIED**

**Upon the question of Bill #036 moved by Deputy Mayor, R. Thomson and seconded by Councillor, A.M. Kungl, the Bill was CARRIED AS AMENDED BY AMENDMENT # 1.**

Moved by: Deputy Mayor, R. Thomson  
Seconded by: Councillor, A.M. Kungl

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**  
**2023-036****Bill #037**

A By-law of The Corporation of the City of Barrie to set tax ratios and to define certain property classes for municipal purposes for the year 2023. (23-G-077) (2023 Tax Ratios) (FIN002-23) (File: F22) (Note: Motion 23-G-077 listed on the Second General Committee Report dated April 5, 2023)

**CARRIED UNANIMOUSLY**

Moved by: Deputy Mayor, R. Thomson  
Seconded by: Councillor, A.M. Kungl

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:

**Bill #038****Bill #038**

A By-law of The Corporation of the City of Barrie to prohibit or regulate the injuring or destruction of trees on private property in the City of Barrie and to repeal By-law 2014-115, as amended. (23-G-082) (Private Tree By-law and Ecological Offsetting Review) (OPR001-23)

**AMENDMENT #1**

That Bill #038 concerning a by-law to prohibit or regulate the injuring or destruction of trees on private property in the City of Barrie and to repeal By-law 2014-115, as amended, be withdrawn as the by-law is no longer required.

**CARRIED**

Upon the question of Bill #038 moved by Deputy Mayor, R. Thomson and seconded by Councillor, A.M. Kungl, the Bill was **CARRIED AS AMENDED BY AMENDMENT # 1.**

**CONFIRMATION BY-LAW**

**BY-LAW**  
**2023-037**

Bill #039

A By-law of The Corporation of the City of Barrie to confirm the proceedings of Council at its meeting held on the 19th day of April, 2023.

**ADJOURNMENT**

Moved by: Councillor, A. Courser  
Seconded by: Councillor, A.M. Kungl

That the meeting be adjourned at 9:27 p.m.

**CARRIED**

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**Mayor, A. Nuttall**

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**Wendy Cooke, City Clerk**