

THE CORPORATION OF THE TOWN OF WASAGA BEACH

**MINUTES OF THE REGULAR MEETING OF
TOWN COUNCIL**

**Held Tuesday, February 17, 2015 at 7:00 p.m.
In the Council Chambers**

PRESENT:

B. Smith	Mayor
N. Bifulchi	Deputy Mayor
R. Anderson	Councillor
S. Bray	Councillor
R. Ego	Councillor
B. Smith	Councillor
S. Stockwell	Councillor
G. Vadeboncoeur	CAO
T. Nicholson	Clerk
P. Archdekin	Deputy Clerk

Mayor Smith announced that longtime resident William “Bill” Drury passed away on Sunday and expressed his condolences to the family. Mr. Drury is resting at Carruthers & Davidson Funeral Home with visitation on February 19th from 2-4 p.m. and 7-9 p.m.

1. CALL TO ORDER

Mayor Smith called the meeting to order at 7:00 p.m.

2. DISCLOSURE OF PECUNIARY INTEREST

Deputy Mayor Bifulchi declared a Pecuniary Interest with respect to Public Works cheque No. 017350 as it pertains to a family members as well as Community Services Committee Report Item 6c due to a family business, and will be voting on all other matters.

Councillor Bray declared a Pecuniary Interest with respect to the Committee of the Whole Report of February 10, 2015 with respect to Parks, Facilities & Recreation Schedule F of the Fees & Charges, as she is on the Rotary Club Executive.

Councillor Bray declared a Pecuniary Interest with respect to the General Government Report of February 11, 2015 with respect to the Farmers Market as a potential vendor through her business.

3. ADOPTION OF MINUTES**a) Minutes of the Regular Meeting of Council Tuesday, January 27, 2015**

MOVED BY B. SMITH

SECONDED BY R. ANDERSON

RESOLUTION NO. 2015-02-01

RESOLVED THAT the Minutes of the Regular Meeting of Council held January 27, 2015 are hereby adopted as circulated.

CARRIED

4. DEPUTATIONS, PRESENTATIONS, PETITIONS & PUBLIC MEETINGS - None**5. UNFINISHED BUSINESS – None****6. CORRESPONDENCE – Received for Information - None****CORRESPONDENCE – Requiring Action****a) World Autism Awareness Day – April 2, 2015**

MOVED BY N. BIFOLCHI

SECONDED BY B. STOCKWELL

RESOLUTION NO. 2015-02-02

WHEREAS World Autism Awareness Day will be recognized on April 2, 2015, in Canada thanks to Liberal Senator Jim Munson's Bill S-206, *An Act Respecting World Autism Awareness Day*; and,

WHEREAS Autism Spectrum Disorder (ASD) affects more than 100,000 Ontarians. Autism Spectrum Disorder is now recognized as the most common neurological disorder affecting 1 in every 94 children, as well as their friends, family and community; and,

WHEREAS ASD is a spectrum disorder, which means it not only manifests itself differently in every individual in whom it appears, but its characteristics will change over the life of each individual as well. A child with ASD will become an adult with ASD; and,

WHEREAS Autism Ontario (former Autism Society Ontario) is the leading source of information and referral on autism and one of the largest collective voices representing the autism community. Since 1973, Autism Ontario has been providing support, information and opportunities for thousands of families across the province; and,

WHEREAS Autism Ontario is dedicated to increasing public awareness about autism and the day-to-day issues faced by individuals with autism, their families, and the professionals with whom they interact. The association and its chapters share common goals of providing information and education, supporting research, and advocating for programs and services for the autism community; and,

THEREFORE BE IT RESOLVED THAT the Town of Wasaga Beach does hereby declare April 2nd as World Autism Awareness Day in the Town of Wasaga Beach.

CARRIED

CORRESPONDENCE – To be Referred - None**7. COMMITTEE, BOARDS & STAFF REPORTS****a) Committee of the Whole – January 27, 2015**

Mayor Smith spoke to the highlights of the meeting and it was then;

MOVED BY B. SMITH

SECONDED BY R. ANDERSON

RESOLUTION NO. 2015-02-03

RESOLVED THAT Council does hereby adopt the Committee of the Whole Report dated January 27, 2015 as circulated, and approves all actions contained therein.

CARRIED

b) Committee of the Whole – February 3, 2015

Mayor Smith spoke to the highlights of the meeting and it was then;

MOVED BY B. SMITH

SECONDED BY R. ANDERSON

RESOLUTION NO. 2015-02-04

RESOLVED THAT Council does hereby adopt the Committee of the Whole Report dated February 3, 2015 as circulated, and approves all actions contained therein.

CARRIED

c) Committee of the Whole – February 10, 2015

Mayor Smith spoke to the highlights of the meeting and it was then;

Councillor Stockwell requested that Resolution #2015-07-14 of the Fire Department Budget be separated out. The Clerk confirmed the process explaining that the amending motion can be verbally moved and seconded to be voted on separately and first, and then Council would vote on the main motion.

Councillor Stockwell noted that he has tried to table the motion before to simply ask that the Fire Department budget be removed and voted on separately. Councillor Stockwell asked for a recorded vote.

It was then verbally moved by Councillor Stockwell and seconded by Councillor Anderson that recommendation from the Committee of the Whole dated February 10, 2015 to approve the Fire Department Budget, Resolution No. 2015-07-14, be removed and voted on separately from the Committee of the Whole Report.

Councillor Bray noted and declared a Pecuniary Interest with the Parks, Facilities & Recreation Fee Schedule.

Councillor Anderson advised that he concurs with the request to vote on the Fire Department Budget separately.

The Clerk advised that a recorded vote had been requested by Councillor Stockwell.

Councillor Anderson		Nay
Deputy Mayor Bifulchi	Yea	
Councillor Bray	Yea	
Councillor Ego	Yea	
Councillor Smith	Yea	
Mayor Smith	Yea	
Councillor Stockwell		Nay

The Town Clerk advised that the motion was carried. The 2015 Budget for the Fire Department is approved.

Council then voted on the main motion. It was then;

MOVED BY B. SMITH

SECONDED BY R. ANDERSON

RESOLUTION NO. 2015-02-05

RESOLVED THAT Council does hereby adopt the Committee of the Whole Report dated February 10, 2015 as circulated, and approves all actions contained therein.

CARRIED

Public Works Committee – February 11, 2015

Councillor Stockwell spoke to the highlights of the meeting and it was then;

MOVED BY R. ANDERSON

SECONDED BY B. SMITH

RESOLUTION NO. 2015-02-06

RESOLVED THAT Council does hereby adopt the Public Works Committee Report dated February 11, 2015 as circulated, and approves all actions contained therein.

CARRIED

d) General Government Committee – February 11, 2015

Councillor Anderson spoke to the highlights of the meeting.

Councillor Bray declared a Pecuniary Interest with respect to the Farmers Market as a potential vendor and noted she will vote on all other items. It was then;

MOVED BY R. ANDERSON

SECONDED BY N. BIFOLCHI

RESOLUTION NO. 2015-02-07

RESOLVED THAT Council does hereby adopt the General Government Committee Report dated February 11, 2015 as circulated, and approves all actions contained therein.

CARRIED

e) Community Services Committee – February 12, 2015

Councillor Ego spoke to the highlights of the meeting and it was then;

MOVED BY B. SMITH

SECONDED BY R. ANDERSON

RESOLUTION NO 2015-02-08

RESOLVED THAT Council does hereby adopt the Community Services Committee Report dated February 12, 2015 as circulated, and approves all actions contained therein.

CARRIED

f) Development Services Committee – February 12, 2015

Deputy Mayor Bifulchi spoke to the highlights of the meeting and it was then;

MOVED BY N. BIFOLCHI

SECONDED BY B. SMITH

RESOLUTION NO. 2015-02-09

RESOLVED THAT Council does hereby adopt the Development Services Committee Report dated February 12, 2015 as circulated, and approves all actions contained therein.

CARRIED

g) Planning Staff Report – Strategic Planning – Age Friendly Community Planning Community Needs Assessment Project

MOVED BY B. SMITH

SECONDED BY R. ANDERSON

RESOLUTION NO. 2015-02-10

WHEREAS the Town of Wasaga Beach's population and age distribution show that older persons are a well-represented demographic in the community; and,

WHEREAS the Town acknowledges that older persons are valuable members of the community and it is in the Town's interest that these citizens continue to be engaged and fully participate in the activities of the community;

THEREFORE BE IT RESOLVED THAT the Town of Wasaga Beach accepts the invitation from the Province of Ontario to participate in the Age-Friendly Community Planning Process; and,

FURTHER THAT the Town of Wasaga Beach begin the Age-Friendly Community Planning process to support participation and active healthy lifestyles for older adults and all citizens.

CARRIED

h) Appointment of Advisory Committee Members

MOVED BY N. BIFOLCHI
 SECONDED BY R. ANDERSON

RESOLUTION NO. 2015-02-11

RESOLVED THAT Council does hereby appoint Jennette MacKenzie to the Wasaga Beach Public Library Board.

CARRIED

i) Accounts – January 1-31, 2015

MOVED BY R. ANDERSON
 SECONDED BY B. SMITH

RESOLUTION NO. 2015-02-12

RESOLVED THAT Council does hereby approve the January 2015 Accounts in the amount of \$3,269,531.42.

CARRIED

Mayor Smith advised that he has three motions he wished to speak to and passed the Chair to Deputy Mayor Bifolchi.

8. NOTICES OF MOTION – None

9. MOTIONS – WHERE NOTICE HAS BEEN PREVIOUSLY GIVEN

a) High School Task Force

Mayor Smith explained that the motions are self-explanatory. During the campaign most spoke to the continuing fight for a High School in Wasaga Beach and feels it is appropriate at this time to begin the Task Force. It was then;

MOVED BY B.F. SMITH
 SECONDED BY B. SMITH

RESOLUTION NO. 2015-02-13

WHEREAS Council is interested in establishing a High School Task Force to work with Council, residents and the School Board to bring a High School to Wasaga Beach; and

WHEREAS Council would like to consider Terms of Reference for such a Task Force to ensure that its mandate and goals are clear;

THEREFORE BE IT RESOLVED THAT Council requests that staff prepare draft Terms of Reference for a High School Task Force that would include members of the public and Council for consideration and recommendation by Committee of the Whole in March.

CARRIED

b) Development Corporation

Mayor Smith advised that the purpose of this motion is to look into forming a Development Corporation as an arms-length corporation to Council, with representatives of Council and being set up similar to Hydro. He advised that other cities and towns have done this and felt that Wasaga Beach should do that for the development of a Main Street and Beach Area 1 & 2. The Town has struggled to carry out the development of those areas and it is time to look at doing something, while minimizing the risk to the taxpayers.

Councillor Bray stated that she would support the motion to determine if Council should get into the development business. However, for the record, as a business owner and taxpayer Councillor Bray did not support the municipal development of a “Main Street” because:

- 1) Wasaga Beach is a very long narrow community with no clearly identified centre.
- 2) There are many empty commercial properties already.
- 3) The cost to relocate existing businesses would be an insurmountable barrier to most and that the existing retail hubs (Stonebridge, Riverbend, 45th Street) and will continue to expand at a pace the community can support.

Councillor Bray noted that on her travels she had seen many empty commercial properties on what were once thriving “Main Streets”. Councillor Bray further stated that Council should focus its immediate attention on the redevelopment of Beach Area 1 & 2.

Deputy Mayor Bifulchi noted that with all due respect, part of the Mayor’s vision to deal with a Development Corporation has not been discussed with this Council as a whole or as part of its priorities. Prior to significant staff time being put into this, she requested and suggested that Council take a step back, have the discussion about the Town, beachfront, and Main Street and its vision for it. Deputy Mayor Bifulchi felt that this motion is putting the “cart before the horse” and in her opinion satisfying a step in the Mayor’s vision that Council, staff and the community are not clear on. The Deputy Mayor continued that it would be irresponsible for Council to approve a motion prior to understanding the full push behind it and the consequences involved. Deputy Mayor Bifulchi added she would not support this motion and requested a recorded vote. It was then;

MOVED BY B. F. SMITH

SECONDED BY R. ANDERSON

RESOLUTION NO. 2015-02-14

WHEREAS Council is interested in establishing a Development Corporation created under the laws of Ontario to oversee the development of a “Main Street” and the development of “Beach Area 1 & 2”; and,

WHEREAS Council would like to consider options for the creation of such a Corporation and understand how it would work from a legal standpoint, reporting relationships, Council oversight, Budget Authority, etc.;

THEREFORE BE IT RESOLVED THAT Council requests that staff with the assistance of the Town Solicitor to conduct a review of the process to establish a Development Corporation under Provincial Legislation; and,

FURTHER BE IT RESOLVED THAT staff provides Committee of the Whole with options on the mandate of the Corporation; reporting relationships, extent of Council oversight, budget authority and other operational matters and report back to Committee in March.

Councillor Anderson	Yea	
Deputy Mayor Bifulchi		Nay
Councillor Bray	Yea	
Councillor Ego	Yea	
Councillor Smith	Yea	
Mayor Smith	Yea	
Councillor Stockwell	Yea	

CARRIED

c) Tourism/Special Events Advisory Committee

Mayor Smith advised that Council's priorities were part of campaigns to create more tourism and events. He would like to start the search for people to come forward to form a Tourism/Special Events Advisory Committee made up of Council, staff, general public and the business community. It was then;

MOVED BY B.F. SMITH

SECONDED BY B. STOCKSELL

RESOLUTION NO. 2015-02-15

WHEREAS Council is interested in establishing a Tourism/Special Events Advisory Committee to work with Council and staff in the sourcing and delivery of Special Events; and,

WHEREAS Council would like to consider Terms of Reference for such a Committee that would include members of the public and Council;

THEREFORE BE IT RESOLVED THAT Council requests that staff prepare draft Terms of Reference for a Tourism/Special Events Advisory Committee for consideration and recommendation by Committee of the Whole in March.

CARRIED

Councillor Bifulchi passed the Chair back to Mayor Smith.

10. BY-LAWS AND CONFIRMATORY BY-LAW

- a) **A By-Law to Amend By-Law No. 2013-25, as Amended, Being a By-Law to Establish a Wage Grid for Non-Union Employees**

MOVED BY B. STOCKWELL
SECONDED BY S. BRAY

RESOLUTION NO. 2015-02-16

RESOLVED THAT a By-Law to Amend By-Law No. 2013-25, as Amended, Being a By-Law to Establish a Wage Grid for Non-Union Employees be received and be deemed to have been read a first, second and third time, passed and numbered No. 2015-07.

CARRIED

- b) **A By-Law to Authorize Execution of a Memorandum of Settlement between the Wasaga Beach Professional Firefighters Association and the Town of Wasaga Beach**

Councillor Stockwell requested a recorded vote and it was then;

MOVED BY B. SMITH
SECONDED BY S. BRAY

RESOLUTION NO. 2015-02-17

RESOLVED THAT a By-Law to Authorize Execution of a Memorandum of Settlement between the Wasaga Beach Professional Firefighters Association and the Town of Wasaga Beach, be received and be deemed to have been read a first, second and third time, passed and numbered No. 2015-08.

Councillor Anderson		Nay
Deputy Mayor Bifulchi	Yea	
Councillor Bray	Yea	
Councillor Ego	Yea	
Councillor Smith	Yea	
Mayor Smith	Yea	
Councillor Stockwell		Nay

CARRIED

- c) **A By-Law to Establish Fees and Charges to be Collected by the Corporation of the Town of Wasaga Beach**

MOVED BY B. SMITH
SECONDED BY B. STOCKWELL

RESOLUTION NO. 2015-02-18

RESOLVED THAT a By-Law to Establish Fees and Charges to be Collected by the Corporation of the Town of Wasaga Beach, be received and be deemed to have been read a first, second and third time, passed and numbered No. 2015-09.

CARRIED

d) A By-Law to Adopt the Estimates of all Sums Required for All Municipal Purposes During the Year 2015

MOVED BY B. SMITH
SECONDED BY N. BIFOLCHI

RESOLUTION NO. 2015-02-19

RESOLVED THAT a By-Law to Adopt the Estimates of all Sums Required for All Municipal Purposed During the Year 2015, be received and be deemed to have been read a first, second and third time, passed and numbered No. 2015-10.

CARRIED

e) A By-Law to Amend By-Law No. 2007-38, Being a By-Law to License, Regulate and Govern Businesses Carried On within the Municipality (Taxi Moratorium)

MOVED BY B. STOCKWELL
SECONDED BY S. BRAY

RESOLUTION NO. 2015-02-20

RESOLVED THAT a By-Law to Amend By-Law No. 2007-38, Being a By-Law to License, Regulate and Govern Businesses Carried On within the Municipality, be received and be deemed to have been read a first, second and third time, passed and numbered No. 2015-11.

CARRIED

f) Confirmatory By-Law

MOVED BY S. BRAY
SECONDED BY N. BIFOLCHI

RESOLUTION NO. 2015-02-21

RESOLVED THAT a By-Law to Confirm the Proceedings of the Council of the Town of Wasaga Beach at its Regular Meeting held Tuesday, February 17, 2015 be received and be deemed to have been read a first , second and third time, passed and numbered No. 2015-12.

CARRIED

11. CALLING OF COMMITTEE MEETINGS

Public Works	March 18 th at 8:30 a.m.
General Government	March 18 th at 10:00 a.m.
Development Services	March 19 th at 10:00 a.m.
Community Services	March 19 th at 8:30 a.m.

12. QUESTION PERIOD

“A fifteen (15) minute session wherein persons in attendance at the Regular Meeting of Council have an opportunity to raise questions pertaining to items that were dealt with by Council on the evening’s Agenda.”

Richard White spoke to the Firefighter discussions during budget, the staffing increase and wage increase. He inquired what other proposals were made counteractive back to the Firefighters.

The Mayor advised that the process took place over the last 16 or so months. Between the Professional Firefighters Association and Town they went through the process and came to this agreement and in his opinion it was done fairly. Both sides worked hard for this agreement. The only other option is arbitration and it was the right decision not to go to arbitration. He spoke to what it cost other municipalities and the increases awarded noting this Council didn't feel it necessary to put taxpayer's good money through that process. The Mayor was confident that Council made the best decision.

Mr. White asked since the need for an extra Firefighter was due to working alone, was there anything countered back to find the money such as close a hall overnight and not staff it. Mayor Smith advised that he will ask the CAO to respond to that.

The CAO noted that the comments are well taken and those will form part of the next negotiation; however, they were not part of this discussion just approved. The CAO confirmed they will be part of the next set of negotiations in the coming months. Mr. White noted that with the decline in tourism and zero budget attempts, all attempts at austerity would be appreciated.

Danielle Falardeau, 5 Trailwood, also spoke to the Firefighters and understood that Council did the best with the increase. Now with staff negotiating the next contract she is concerned as a resident, that there will be no debating because of the cost of arbitration. She questioned if the residents are going to be held hostage again in this new negotiation. She was of the understanding that all the standards were met of the Fire Department and questioned because of negotiations the standards are now not being met. She expressed her concern with the Fire Department always asking for more people. Six hundred of the calls were medical calls. She questioned that as a Town if more paramedics and ambulances are needed. Thanks was expressed to both Councillor Anderson and Councillor Stockwell for saying no to the Fire Department budget.

Mayor Smith replied that over the last 16 months this contract was negotiated back and forth between Wasaga Beach Professional Firefighters and its bargaining committee. At no time should the public think that Council simply threw up its hands because arbitration will cost the Town money and give them what they want. This was bargained in good faith and the best resolution for 2013-2014. The decision to not take it to arbitration is not giving up; the arbitration system is broken and as long as the current government sits in place it won't be fixed. The question is how do we collectively as communities, not just for firefighting but policing also, lobby together to have the Provincial Government change the process on arbitration. It is not fairly considered and they do not take into consideration the ability of municipalities to pay for these arbitration decisions.

Communities have spent thousands of taxpayers' dollars and have lost. The Mayor was not aware of any community that has won at arbitration and until the arbitration system is fixed Council won't be throwing tax payers good money after bad. The Mayor said he is not happy with a 7.1% increase, but happier than with the 10.7% that was arbitrated to another municipality. He is happy not to spend more taxpayer's money just to lose.

Ms. Falardeau indicated she understands what the Mayor has said, but if we don't go into arbitration and make the challenge are we not leaving the door wide open. She indicated that the Mayor talked about other Towns but needs to compare apples with apples. With a population of 18,000 the "referee" of that jury would look at that as well. She hoped that Council just won't give them what they want because we don't want to challenge them.

Mayor Smith advised that the Town did challenge them and will challenge it in the future. The Mayor gave Council's word going forward that it will negotiate the absolute best deal it can with the Firefighters and any other organization to do the best it can for Wasaga Beach. Council is committed and will do its best. Council has the funds and it is in the budget for two firefighters but the hiring has not been approved; it will become a negotiation between the Town and the firefighters. It has to be a win-win and Council will do its best. Council has to come to a resolution before arbitration that works for both parties.

The CAO advised that the municipality has gone to arbitration in the past (2012) and where there are circumstances it is recommended. When it comes to wages, the pattern has been established by arbitration panels and that is the outcome. The CAO stated that when it warrants, the Town goes to arbitration when there is a chance of success.

Ms. Falardeau felt it was hard to justify the increase when it is acknowledged we have a lot of retirees and she doubts they got a 3% increase on CPP. When 600 calls are medics it is hard to justify this reasoning of not using our money to fight. How much are they going to get for wages; \$5,000 to put posters on the walls. She noted she didn't get a 3% raise this year and indicated it does become no longer affordable at some point. Other residents should come out to these meetings. Ms. Falardeau could not justify someone getting 3% in a year when others are not. She did not feel they should consistently refer to Firefighter codes. In closing Ms. Falardeau stated if she is not well she doesn't need the Firefighter; send an ambulance and medic.

There were no further comments from the public.

The CAO noted that earlier Council as a whole passed the 2015 Operating and Capital Budget and congratulated Council on behalf of staff. It has been a steep learning curve and the group came together and worked together. On behalf of staff congratulations on approval of the 2015 Operating and Capital Budget.

Mayor Smith then gave his 2015 Budget Address for the 2015 Capital and Operating Budget. He thanked the Treasurer, Monica Quinlan and her team, Financial Analyst Cindy Moore for their hard work, given the difficult task to come in at zero, as well as Department Heads. He applauded the CAO and his staff. The taxpayers should be happy with the budget, Council and Town staff.

13. CLOSED SESSION**a) Proposed acquisition or disposition of land by the municipality**

MOVED BY R. EGO
 SECONDED BY S. BRAY

RESOLUTION NO. 2015-02-22

RESOLVED THAT pursuant to Section 239 of *The Municipal Act, 2001*, as amended, the next portion of the Council held February 17, 2015 be closed to the public to consider proposed acquisition or disposition of land by the municipality.

CARRIED

Committee reconvened in the Councillor's Board room at 8:28 p.m.

Discussion ensued regarding the purchase and development of property.

Deputy Mayor Bifulchi asked that her comments be in the minutes.

Mayor Smith asked that his follow up comments be recorded in the minutes.

Councillor Anderson declared a conflict of interest as he has clients involved and will not vote on the Main Street matter.

A recorded vote was requested to provide direction to staff on the proposed acquisition of property.

Councillor Anderson	Yea	
Deputy Mayor Bifulchi		Nay
Councillor Bray		Nay
Councillor Ego	Yea	
Councillor Smith	Yea	
Mayor Smith	Yea	
Councillor Stockwell	Yea	

The Clerk noted the recommendation was carried to provide staff direction to bring back a staff report.

MOVED BY N. BIFOLCHI
 SECONDED BY S. BRAY

RESOLUTION NO. 2015-02-23

RESOLVED THAT the closed session of the February 17, 2015 Council meeting adjourns and the open session resumes.

CARRIED

The open session resumed at 9:05 p.m.

MOVED BY S. BRAY
SECONDED BY R. EGO

RESOLUTION NO. 2015-02-24

RESOLVED THAT Council of February 17, 2015 does hereby confirm the direction given to the Chief Administrative Officer, in the Closed Session.

CARRIED

14. ADJOURNMENT

Mayor Smith adjourned the meeting at 9:10 p.m.

The Minutes of this meeting were adopted the 24th day of March 2015.

Brian Smith, Mayor

Twyla Nicholson, Clerk