



CLEARVIEW

MINUTES
CLEARVIEW TOWNSHIP COUNCIL

The Council of the Corporation of the Township of Clearview met in a virtual meeting on September 14th, 2020 at 4:30 p.m.

Those in attendance were:

Mayor: Doug Measures
Deputy Mayor: Barry Burton

Councillors: Ward 1 – Councillor Phyllis Dineen
Ward 2 – Councillor Doug McKechnie
Ward 3 – Councillor John Broderick
Ward 4 – Councillor Robert Walker
Ward 5 – Councillor Thom Paterson
Ward 6 – Councillor Connie Leishman
Ward 7 – Councillor John Lamers

Staff: Director of Legislative Services/Clerk, Pamela Fettes
Deputy Clerk, Brenda Falls
CAO, Stephen Sage
Director of Finance, Kelly McDonald
Director of Community Services, Mara Burton
General Manager, Parks, Culture & Recreation, Terry Vachon
Director, Public Works, Mike Rawn
Deputy Director, Public Works, Dan Perreault
Fire Chief, Roree Payment
Committee Coordinator, Cayla Reimer
Records Management, Sarah Corbett
Youth Centre Coordinator, Courtney Rogers

1. Closed Session

Resolution:

Moved by Councillor Broderick, Seconded by Councillor Walker, Be It Resolved that the next portion of the meeting be closed to the public in accordance with S. 239 (2) of the Municipal Act:

c) a proposed or pending acquisition or disposition of land by the municipality or local board (potential sale of land) (update – Stayner Library)

- b) personal matters about an identifiable individual, including municipal or local board employees; and
- k) a position, plan procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board. (Collective Agreement) & (Proposed Commercial Rental Reduction).
Motion Carried.

Items for Direction (including Procedural Matters) Section 239(6) (b)

- a) Approval of Closed Minutes
- b) Item for Closed Session:
 - Potential sale of land
 - Update – Stayner Library
 - Collective Agreement
 - Proposed Commercial Rent Reduction
- c) Identification of items to arise in open session
- d) Resolution to reconvene into open session

2. Approval of Agenda

Resolution:

Moved by Councillor Leishman, Seconded by Councillor Broderick, Be It Resolved, that Council of the Township of Clearview hereby approve the Agenda dated September 14th, 2020 as presented. Motion Carried.

3. Disclosure of Pecuniary Interest and General Nature Thereof

Mayor Measures declared a conflict of interest on item 9.1 (Non-Union Pay Administration) (non-direct interest in CUPE negotiations).

Councillor Dineen declared a conflict of interest Item 9.1 (sale of library) (potential association with Real Estate agency)

4. Public Participation

- 4.1 Peter Dawe (ATV concerns re: August 10, 2020 Council Meeting)
- 4.2 Jill Kantelberg (ATV access – requires planning/investigate options)
- 4.3 Tanya MacNeil (continue to allow ATV access to roadways)
- 4.4 Troy Nicholson (support ATV's on all roadways)
- 4.5 Wayne Eaves (requesting paved shoulders on roads and oppose use of gravel trail network by motorized vehicles)
- 4.6 Stephenie Connor (safety measures – Clearview Meadows)
- 4.7 Jane Lack (Crossing Guard – Hwy #26 east)
- 4.8 Nikki Greco (Parking -Clearview Meadows)

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- 4.9 Mark Morden (Parking – school)
 - 4.10 Glenn Brown, Lord of Akeley (ATV – tires not designed to be on roads)
 - 4.11 Bruce Godwin (support Councillor Paterson’s motion)
 - 4.12 Gordon Cunningham (ATV’s trespassing on property)
 - 4.13 Vince Pelss (Councillor Broderick’s participation on ATV proposal)
 - 4.14 Christopher Barnard (support Councillor Paterson’s motion)
 - 4.15 Russell Poste (support Councillor Paterson’s motion)
 - 4.16 Dan Watkin (support Councillor Paterson’s motion)
 - 4.17 Stephan Jost (support Councillor Paterson’s motion)
 - 4.18 Barbara Halsall (support Councillor Paterson’s motion)
 - 4.19 Samantha Margis (petition opposed to greater ATV allowances)
 - 4.20 C.J. Taylor (support Councillor Paterson’s motion)
 - 4.21 Kathryn From (support Councillor Paterson’s motion)
 - 4.22 Andrew Shapack (support Councillor Paterson’s motion)
 - 4.23 Bill Blackburn (support Councillor Paterson’s motion)
 - 4.24 Creemore Area Ratepayers Association (support Councillor Paterson’s motion)
 - 4.25 Heather & Dennis O’Connor (oppose proposed ATV by-law)
 - 4.26 Susan Tremblay & Douglas Goodall (support Councillor Paterson’s motion)
 - 4.27 Ann Godwin (support Councillor Paterson’s motion)
 - 4.28 Deirdre Pringle (support Councillor Paterson’s motion)
 - 4.29 John Shore (support Councillor Paterson’s motion)
 - 4.30 Christine Jenkins (support Councillor Paterson’s motion)
 - 4.31 Dennis Campbell (support Councillor Paterson’s motion)
 - 4.32 William McDougall (ATV – limited access)
 - 4.33 Shanna Lucas (support Councillor Paterson’s motion)
 - 4.34 Tessa Kitai (ATV process – conflict of interest, environmental and safety implications)
 - 4.35 William Scott (support Councillor Paterson’s motion)
 - 4.36 Doug Trott (support Councillor Paterson’s motion)
 - 4.37 Barbara Halsall (ATV survey)
 - 4.38 Leslie Trott (support Councillor Paterson’s motion)
 - 4.39 Christopher & Joan Eakin (support Councillor Paterson’s motion)
 - 4.40 Laurie Severn (support Councillor Paterson’s motion)
 - 4.41 Austin Boake (support Councillor Paterson’s motion)
 - 4.42 Susan Shapack (support Councillor Paterson’s motion)
 - 4.43 Michael Dickinson (support Councillor Paterson’s motion)

- 4.44 Deena DelZotto (support Councillor Paterson's motion)
- 4.45 Terra Boake (support Councillor Paterson's motion)
- 4.46 Jake Leishman (support Councillor Paterson's motion)
- 4.47 Jake Leishman (ATV - tax payers should not have to pay for further studies)
- 4.48 Barbara Lemaire (support Councillor Paterson's motion)
- 4.49 Laura Walton (support Councillor Paterson's motion)
- 4.50 Philip Richmond & Hayley AvRuskin (defer ATV vote)
- 4.51 Walter Lucas (support Councillor Paterson's motion; question Integrity Commissioners decision)
- 4.52 Karlin Roat (support Councillor Paterson's motion)
- 4.53 Elise Beauregard (support Councillor Paterson's motion)
- 4.54 Keegan Stueck (support Councillor Paterson's motion)
- 4.55 Stephen Roat (be democratic)
- 4.56 Diana Wiszniewska (support Councillor Paterson's motion; lack of intervention from Integrity Commission)
- 4.57 Shawn Thompson (support Councillor Paterson's motion & vote on ATV issue)
- 4.58 Christine Boake (support Councilor Paterson's motion)
- 4.59 Markie Walker (support Councillor Paterson's motion)
- 4.60 Jim Campbell (support Councillor Paterson's motion)
- 4.61 Keith Mantesso (support Councillor Paterson's motion)
- 4.62 Anna-Lisa Mantesso (support Councillor Paterson's motion)

Mayor Measures addressed all submissions received under Public Participation.

5. Deputations & Presentations

5.1 Principles Integrity (Councillor Broderick Conflict of Interest and Code of Conduct Recommendation Report – September 1, 2020)

Janice Atwood-Petkovski & Jeffrey Abrams of Principles Integrity presented a detailed report on the role of the Integrity Commissioner. The report also provided guidance and clarification regarding complaints filed by numerous individuals and on behalf of various community groups alleging Councillor Broderick to be in conflict of interest because of his conduct on Council in regard to advocating for allowing ATVs on roads in the municipality.

Their findings determined that there was no conflict of interest for Councillor Broderick under the MCIA (Municipal Conflict of Interest Act) nor any apparent conflict of interest under the Code of Conduct.

Resolution:

Moved by Councillor Walker, Seconded by Councillor Lamers, Be It Resolved, that Council of the Township of Clearview hereby receive this report for information. Motion Carried.

6. Public Meetings

No Items

7. Approval of Minutes of Council Meetings (August 10th & 27th, 2020)Resolution:

Moved by Councillor Dineen, Seconded by Councillor Walker, Be It Resolved, that Council of the Township of Clearview hereby approve minutes of the August 10th & 27th, 2020 Council Meetings as presented. Motion Carried.

8. Business arising from Minutes (if any)

No Items.

9. Communications from the Mayor

- 9.1 Closed Session Report (no report)
- 9.2 My Friends House (thank you for support)
- 9.3 Town of Collingwood (support for "Out of the Cold" Winter Shelter program)

Resolution:

Moved by Councillor Paterson, Seconded by Deputy Mayor Burton, Be It Resolved, that Council of the Township of Clearview hereby support the Town of Collingwood "Out of the Cold Winter Shelter Program", in the amount of \$1,000.00. Motion Carried.

- 9.4 NVCA Board Meeting Highlights – August 28, 2020

Resolution:

Moved by Councillor Broderick, Seconded by Deputy Mayor Burton, Be It Resolved, that Council of the Township of Clearview hereby receives Communication from the Mayor for information. Motion Carried.

10. County Reports & Information

- 10.1 Update on Clothing and Electronics Collections
- 10.2 County Council Highlights – August 11, 2020

Deputy Mayor Burton provided verbal update from the County:

- Affordable Housing update
- Attended Oro Station Automotive Innovation Park groundbreaking ceremony
- Governance recommendation to reduce County Council – motion defeated, remains status quo

Resolution:

Moved by Deputy Mayor Burton, Seconded by Councillor Dineen, Be It Resolved, that Council of the Township of Clearview hereby receive County Reports for information. Motion Carried.

11. Council Reports & Community Announcements

11.1 Ward Reports

Councillor Broderick

- AMO zoom meeting
- Clearview Chamber of Commerce meeting
- Clearview Library Board budget meeting
- Accessibility meeting – September 15th
- Chamber meeting – September 16th
- Clearview Budget meeting – September 23rd

Councillor Walker

- Youth Committee meeting – August 26th
- Youth kits – will continue with kits into the fall
- kitchen at Youth Centre received final approval
- August 27th – Stayner Servicing Council meeting
- numerous discussions re: ATV
- Stayner Library – new look

Councillor Dineen

- Thank you to the parents and teachers at Nottawa School in moving students to Byng Public School
- Nottawa Hall Board meeting – hall will remain closed

Councillor Lamers

- Brentwood Hall Board meeting – hall will remain closed

Councillor Leishman

- Nottawa Hall – looks great
- New Stayner Library – amazing building
- advised Council that she will be taking a leave of absence

Councillor Leishman left the meeting at this time.

Deputy Mayor Burton

- Union negotiations

Councillor Paterson

- NVCA update and 2021 budget – will extend an invitation to NVCA to present their 2021 budget to Council
- Village Green proposal update
- MDM Developments – update on the Edward St. property

Councillor McKechnie

- no report

Mayor Measures

- AMO zoom meeting sessions
- Minister Thompson to attend Simcoe County Clerks meeting re: MFIPPA
- street light concerns
- requested update on Elm St. – Jonathan St. sidewalks

11.2 Councillor Paterson (COU-008-2020 (ATV & SxS Access on Township Roads))

Resolution: (as amended)

Moved by Councillor Paterson, Seconded by Deputy Mayor Burton, Be It Resolved, that Council of the Township of Clearview hereby:

- 1) Receive COU-008-2020 (ATV & SxS Access on Township Roads) report for information, and;
- 2) Direct staff to include the following elements in their staff report:
 - a) defined public engagement process, including a public meeting (including dates);
 - b) a staff assessment of each of the justifications provided in the ATV and SxS motion approved on July 27, 2020;
 - c) a staff report making reference to ongoing Traffic Management Study;
 - d) that staff be directed to consider a phased-in, Ward by Ward implementation plan.

Resolution: (to defer)

Moved by Deputy Mayor Burton, Seconded by Councillor Walker, Be It Resolved that Council of the Township of Clearview hereby defer these items until the staff report is presented at the September 28th, 2020 Council Meeting. Motion Carried.

12. Department Reports

COMMUNITY SERVICES

CS-035-2020 (Zoning By-law Amendment – Reduce the Waste Disposal Assessment Area (WDAA) in Stayner (2020-017-ZB))

Resolution:

Moved by Deputy Mayor Burton, Seconded by Councillor Lamers, Be It Resolved, that Council of the Township of Clearview hereby:

- 1) Receive report CS-035-2020 report for information; and
- 2) Pass a Zoning By-law amendment 20-41 for lands located within Stayner as it relates to the Waste Disposal Assessment Area (WDAA). Motion Carried.

CS-036-2020 (COA Report August 2020)

Resolution:

Moved by Deputy Mayor Burton, Seconded by Councillor Broderick, Be It Resolved, that Council of the Township of Clearview hereby:

Receive CS-036-2020 (COA – August 2020) report for information. Motion Carried.

PARKS, CULTURE & RECREATION

PCR-015-2020 (Clearview Youth Centre Re-opening Plan)

Resolution:

Moved by Councillor Walker, Seconded by Councillor Broderick, Be It Resolved, that Council of the Township of Clearview hereby:

- 1) Receive PCR-015-2020 (Clearview Youth Centre Re-Opening Plan) report for information;
- 2) Approve the Youth Centre re-opening plan 2020 as presented. Motion Carried.

Resolution:

Moved by Councillor McKechnie, Seconded by Deputy Mayor Burton, Be It Resolved that the Council Meeting continue past 9:30 p.m. Motion Carried.

PCR-016-2020 (Reopening of the Stayner Arena)

Resolution:

Moved by Councillor Broderick, Seconded by Councillor Dineen, Be It Resolved, that Council of the Township of Clearview hereby:

- 1) Receive PCR-016-2020 (Re-opening of the Stayner Arena) report for information. Motion Carried.

PUBLIC WORKS**PW-020-2020 (Clearview Structures Demolition Tender Award)**Resolution:

Moved by Deputy Mayor Burton, Seconded by Councillor Dineen, Be It Resolved, that Council of the Township of Clearview hereby:

- 1) Receive report PW-020-2020 regarding the demolition of structures at two locations in the Township of Clearview; and,
- 2) Approve the tender submitted by Nic and Andy's Pipe Service in the amount of \$29,992.20 (HST included). Motion Carried.

LEGISLATIVE SERVICES/CLERK**LS-011-2020 (Routine Disclosure Policy)**Resolution:

Moved by Councillor Broderick, Seconded by Deputy Mayor Burton, Be It Resolved, that Council of the Township of Clearview hereby:

- 1) Receive LS-011-2020 (Routine Disclosure Policy) report for information. Motion Carried.

BY-LAWS**20-41 (Zoning By-law Amendment – Waste Disposal assessment Area)**Resolution:

Moved by Councillor Broderick, Seconded by Councillor Lamers, Be It Resolved, that By-law 20-41, being a zoning by-law amendment for the Waste Disposal Assessment Area on lands within the settlement area of Stayner, be presented and read a first, second and third time and finally passed this 14th day of September, 2020. Motion Carried.

13. Notice of Motion/New Business**13.1 Councillor Paterson (Procedure By-law Review)**Resolution: (as amended)

Moved by Councillor Paterson, Seconded by Councillor McKechnie;

WHEREAS, it is fundamental to achieving good governance that Councillors conduct themselves in a fair and respectful way, guided by rules of procedure:

AND WHEREAS, the Clearview Clerks have from time-to-time developed new and modified existing provisions in our Procedure By-Law to reflect better the composition and conduct of the sitting Council;

AND WHEREAS, a pending review of the current Procedure By-Law 12-19 has been long overdue as a result of COVID-19 provisions;

AND WHEREAS, recent deliberations by Council has made necessary a review of how Reports to Council and Notice of Motions are treated, with respect to deferrals;

BE IT RESOLVED THAT Clearview Council convene a workshop at the call of the Chair, in-person or by video as safe practices allow, to deliberate on the many serious changes to procedure before us not the least being Council composition and size as well as other procedural matters. Motion Carried (as amended).

14. By-Law to Confirm Proceedings of Council Meeting

Resolution:

Moved by Deputy Mayor Burton, Seconded by Councillor Dineen, Be It Resolved, that By-Law 20-60, being a by-law to confirm the proceedings of the September 14th, 2020 Council Meeting, be presented and read a first, second and third time and finally passed this 14th day of September, 2020. Motion Carried.

15. Motion to Adjourn

Resolution:

Moved by Deputy Mayor Burton, Seconded by Councillor Dineen, Be It Resolved, that the Council Meeting be adjourned at 10:08 pm. Motion Carried.

Original signed by:
Mayor
Clerk

Minutes of the Council Meeting are not a Final Document of the Corporation until adopted by Council.

Minutes approved by Council on September 28, 2020.