Corporation of the Town of Huntsville

REGULAR COUNCIL

Meeting held on **Tuesday, December 17, 2019 at 6:00 p.m.**
in the Huntsville Civic Centre, Municipal Council Chambers

Attendance:

Mayor: Karin Terziano

Councillors: Councillor Nancy Alcock
Councillor Dan Armour
Councillor Jason FitzGerald
Councillor Dione Schumacher
Councillor Brian Thompson
Councillor Jonathan Wiebe
Councillor Tim Withey

Vacant Seat: Huntsville Ward Councillor

Staff: Crystal Best-Sararas Deputy Clerk (*Recording Secretary*)
Tanya Calleja Municipal Clerk
Denise Corry Chief Administrative Officer
Stephen Hernen Director of Operations & Protective Services
Kirstin Maxwell Director of Development Services
Lauren McDermid Acting Manager of Marketing
Christopher Nagy Chief Building Official
Lorrie O’Brien Director of Community Services

1. **ADOPTION OF AGENDA**

Moved by Tim Withey and seconded by Jonathan Wiebe

**BE IT RESOLVED THAT:** The Regular Council Meeting Agenda dated Tuesday, December 17, 2019 at 6:00 p.m. be adopted as printed and circulated.

Carried.

2. **DISCLOSURE OF PECUNIARY INTEREST**

Nil

3. **INVITED AND CEREMONIAL PRESENTATIONS**

Nil

4. **DEPUTATIONS**

Nil
5. COUNCIL MINUTES

5.1. Moved by Dione Schumacher and seconded by Dan Armour

BE IT RESOLVED THAT: The following Council meeting minutes be adopted as printed and circulated.

November 25, 2019 – Regular Council
December 10, 2019 – Special Council
Carried.

6. REPORTS FROM COMMITTEES – MEETING MINUTES

6.1. Reports for Information

6.1.1. Committee of Adjustment

The Committee of Adjustment meeting minutes dated December 11, 2019 were received for information only.

6.1.2. Huntsville/Lake of Bays Chamber of Commerce Update

Councillor Wiebe provided Council with a Huntsville/Lake of Bays Chamber of Commerce update.

6.2. Reports for Adoption

6.2.1. Accessibility Advisory Committee

Moved by Jason FitzGerald and seconded by Dan Armour

BE IT RESOLVED THAT: The Accessibility Advisory Committee meeting minutes dated November 27, 2019 be hereby adopted as printed and circulated.
Carried.

7. REPORTS FROM MUNICIPAL OFFICERS


Moved by Jason FitzGerald and seconded by Dan Armour

BE IT RESOLVED THAT: Staff be directed to update the Town of Huntsville Emergency Plan as outlined in Report OPS 2019-29;

AND FURTHER THAT: Staff continue to work with all stakeholders to find ways and means to help prevent or minimize the impact of flooding and continue to educate the public on ways to be prepared and limit the damage caused by flood waters.
Carried.

Moved by Jason FitzGerald and seconded by Dan Armour 339-19

WHEREAS: On September 17, 2018 Dan Duke, Duke Engineering provided a structural analysis of the Town Hall;

AND WHEREAS: The Town Hall Working Group have determined a full structural review is needed in order to determine potential useable floor space and requirements in regards to accessibility, structure, sustainability and staffing;

THEREFORE, BE IT RESOLVED THAT: Staff be directed to retain a structural engineer to conduct a full structural review of the Huntsville Civic Centre – Town Hall side;

AND FURTHER THAT: The funds to be taken from the Council Chambers Expansion Reserve and shall not exceed $20,000 including HST;

AND FURTHER THAT: The Town Hall Working Group be directed to create a Municipal Office Space Standard for the Town of Huntsville;


7.3. Report of the Integrity Commissioner Dated December 2, 2019

Moved by Jason FitzGerald and seconded by Dione Schumacher 340-19

BE IT RESOLVED THAT: The Report from Robert Swayze, Integrity Commissioner concerning a Complaint Investigation regarding Councillor Brian Thompson under the Town of Huntsville Council Code of Conduct dated December 2, 2019 be received;

AND FURTHER THAT: In accordance with the recommendation of the Integrity Commissioner, Councillor Brian Thompson be hereby reprimanded for contravening the Council Code of Conduct in that he wrote and sent a text containing profane and guttural language about Mr. Jeff Carter.

Recorded: Councillor Thompson abstained from the vote. Carried.

8. BY-LAWS AND AGREEMENTS FOR PASSAGE

8.1. Clarifications

Nil
8.2. **1ˢᵗ, 2ⁿᵈ, 3ʳᵈ and Final Readings**

Moved by Jason FitzGerald and seconded by Dan Armour 341-19

**BE IT RESOLVED THAT:** By-law Numbers 2019-122, 2019-123 and 2019-133 to 2019-139 (inclusive), be reported and read, a first, second and third time and finally passed this 17ᵗʰ day of December, 2019.

- By-law 2019-122 - Short Term Accommodation Rentals
- By-law 2019-123 - Repeal and Replace Municipal Accommodation Tax – By-law 2018-131
- By-law 2019-133 - Development Charges By-law
- By-law 2019-134 - Fees and Charges By-law
- By-law 2019-135 - Repeal and Replace Exotic Pets By-law 2019-93
- By-law 2019-136 - Cost Recovery By-law
- By-law 2019-137 - Waechter – 125 Cedar Patch Lane (Shore Road Allowance Closure)
- By-law 2019-138 - R&D Thompson Holdings Inc. – 104 Lindgren Road West (Rezoning)
- By-law 2019-139 - Carney – 32 Church Street (Rezoning)

Carried.

9. **PREVIOUS BUSINESS**

Nil

10. **NEW BUSINESS**

10.1 **Declaration of Vacant Seat**

Moved by Jonathan Wiebe and seconded by Tim Withey 342-19

**WHEREAS:** Pursuant to section 259 (1) (e) of the *Municipal Act, 2001*, the office of a member of Council of a municipality becomes vacant if the member is appointed or elected to fill any vacancy in any other office on the same Council;

**AND WHEREAS:** At the Special Council meeting held on December 17, 2019 at 9:00 a.m., Council appointed Karin Terziano as Mayor for the remainder of the 2018-2022 Term of Council;

**AND WHEREAS:** It is required that the office of Councillor for Huntsville Ward for the Town of Huntsville be formally declared vacant by Town Council pursuant to section 262 (1) of the *Municipal Act, 2001*;

**NOW THEREFORE, BE IT RESOLVED THAT:** The Council of the Town of Huntsville declares the office of Huntsville Ward Councillor vacant, effective immediately;
AND FURTHER THAT: The Clerk be directed to prepare a report outlining the options for filling the vacancy for the next Regular Council meeting.

Carried.

11. GENERAL INFORMATION

11.1. Council Correspondence – November 22 – December 6, 2019

Council Correspondence was received for information.

11.2. District of Muskoka Update

Huntsville Members of District Council provided a brief update on matters at the District level.

11.3. Muskoka Watershed Advisory Committee Meeting

Mayor Terziano provided an update on the District of Muskoka Watershed Advisory Committee meeting held on November 19, 2019.

11.4. District of Muskoka Indigenous Training

Councillor Alcock provided an update on the District of Muskoka Indigenous Training Session held on November 29, 2019.

11.5. Muskoka and Area Ontario Health Team

Mayor Terziano provided an update on the New Muskoka and Area Ontario Health Team.

Council recessed at 7:09 p.m. and reconvened at 7:18 p.m.

12. CLOSED SESSION – Municipal Act, 2001:

Moved by Jason FitzGerald and seconded by Dan Armour 343-19

BE IT RESOLVED THAT: The next portion of the meeting be closed to the public commencing now at 7:18 p.m. for the purpose of considering matters pertaining to the following sections under the “Municipal Act, 2001”:

- Section 239 (2) (b) Personal Matters about an Identifiable Individual
- Section 239 (2) (e) Litigation or Potential Litigation
- Section 239 (2) (f) Advice that is Subject to Solicitor-Client Privilege
- Confidential Report HR-2019-18
Section 239 (2) (c) Proposed or Pending Acquisition or Disposition of Land
- Confidential Report CAO-2019-27
- Confidential Report CAO-2019-28
- Property Within the Urban Core

Section 239 (2) (e) Litigation or Potential Litigation
- Local Planning Appeal Tribunal – Official Plan

Carried.

13. BUSINESS ARISING FROM CLOSED SESSION


Staff direction was provided in closed session.

11.2.1 Confidential Report CAO-2019-27

Motion to Postpone

Moved by Nancy Alcock and seconded by Dan Armour 348-19


Carried.

11.2.2. Confidential Report CAO-2019-28

Staff direction was provided in closed session.

11.2.3. Property Within the Urban Core

No direction was provided in closed session.

11.3.1. Local Planning Appeal Tribunal – Official Plan

No direction was provided in closed session.

14. CONFIRMATION BY-LAW

Moved by Jason FitzGerald and seconded by Dione Schumacher 349-19

BE IT RESOLVED THAT: Confirmation By-law 2019-140 be received, numbered, and Read a First, Second and Third time and finally passed this 17th day of December, 2019.

Carried.
15. **ADJOURNMENT**

Moved by Dione Schumacher and seconded by Jason FitzGerald

**BE IT RESOLVED THAT:** We do now adjourn at 8:20 p.m.

Carried.

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Mayor (Karin Terziano)          Clerk (Tanya Calleja)