



City of Barrie

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

Meeting Agenda City Council

Wednesday, June 12, 2019

6:00 PM

Council Chamber

SPECIAL CITY COUNCIL MEETING Carryover from June 3, 2019 City Council Meeting

1. CALLING TO ORDER BY THE CITY CLERK, WENDY COOKE

2. PLAYING OF THE NATIONAL ANTHEM

3. READING OF LAND ACKNOWLEDGMENT

4. STUDENT MAYOR(S)

Nil.

5. CONFIRMATION OF THE MINUTES

Nil.

6. AWARDS AND RECOGNITIONS

Nil.

7. DEPUTATION(S) ON COMMITTEE REPORTS

Nil.

8. TAX APPLICATIONS

Nil.

9. COMMUNICATIONS

Nil.

10. COMMITTEE REPORTS

Nil

11. DEFERRED BUSINESS**11.1 DEVELOPMENT CHARGE BACKGROUND STUDY AND DEVELOPMENT CHARGES BY-LAW (19-G-169)**

1. That the City of Barrie Development Charge Background Study dated April 17, 2019 for the City-wide and Area Specific Development Charges by-law, be approved under Section 10 of the *Development Charges Act, 1997*.
2. That the draft Development Charges By-law attached as Appendix "G" to Staff Report FIN013-19 be enacted, and including the following transitional provisions:
 - a) The current Development Charge rates shall remain in effect until November 30, 2019 and the Development Charges set out in Schedule B to the draft Development Charges By-law, shall take effect December 1, 2019; and
 - b) Temporary Discretionary discounts of 40% of the Development Charges in effect and payable be provided for the following uses as described in Zoning By-law 2009-141, as amended: Bakery, Concrete Product Manufacturing; Concrete Ready Mix Plant; Foundry; Manufacturing and Processing in Wholly Enclosed Buildings; Manufacturing, Refining, or Rendering of Noxious Products; Medical Marihuana Production Facility/ Cannabis Production Facility; Printing and Publishing, Research / Development Facility, Excavation and Processing of Mineral Aggregate Resources, Office, Conference Centre, as well as Data Processing Centre, and these temporary discounts shall be applicable for lands for which a building permit is issued on or before October 31, 2019 after which grants will be provided through a Community Improvement Plan (CIP).
3. That the Temporary Discretionary discounts as described in 2 b) of Staff Report FIN013-19 be funded by the Community Improvement Reserve.
4. That the assumptions contained in the Development Charge Background Study be approved as an 'anticipation' with respect to capital grants, subsidies and other contributions.
5. That City staff, whenever appropriate, request that grants, subsidies and other contributions be clearly designated by the donor as being to the benefit of existing development, or new development as applicable.
6. That no further public meetings are required pursuant to Section 12 of the *Development Charges Act, 1997*.

7. That By-laws 2009-109, 2016-066 and 2014-108 be repealed. (FIN013-19) (File: F21)

Attachments: [FIN013-190527.pdf](#)

[ADDITIONS - Correspondence - FIN013-19.pdf](#)

[ADDITIONS Memo - DC Background & Bylaw 19-G-169 & 19-G-170](#)

11.2

Note: The addition of motion 19-G-170 to the Deferred Items as it was missed from the City Council Agenda dated June 12, 2019.

OPTIONS FOR PROVIDING INCENTIVE PROGRAMS WITHIN A COMMUNITY IMPROVEMENT PLAN PROCESS TO INCENTIVIZE DEVELOPMENT PRIORITIES

1. That \$2.5 million be committed through the City's Annual Business Plan and Budget to the Community Improvement Plan (CIP) Reserve to incentivize land development priorities instead of offering Development Charge exemptions through the Development Charge By-law.
2. That staff in the Planning and Building Services Department be authorized to hold a Public Meeting under the *Planning Act* in the Fall of 2019 to amend the CIP Program in accordance with the provisions identified within Staff Report PLN022-19.
3. That in the period between adoption of the Development Charges By-law and the approval of a new Community Improvement Plan under the *Planning Act*, the eligibility requirements and evaluation criteria identified in paragraphs 16 to 21 of Staff Report PLN022-19, be used to assess development projects for affordable housing, development in the Urban Growth Centre and employment uses on employment area lands as described in paragraph 16 of Staff Report PLN022-19. (PLN022-19)

Attachments: [PLN022-190527.pdf](#)

11.3

Deputations regarding motion 19-G-172, Report of the Integrity Commissioner dated May 22, 2019 by the following:

1. Mohammed Hashim on behalf of Urban Alliance on Race Relations
2. Victoria Butler
3. Adam Ballah
4. Dr. Anita Arvast
5. Donna Douglas
6. Nathan Higgins / Sheetal Rawal
7. Michael Speers
8. Louise Gravelle

Emergency Deputation requests regarding motion 19-G-172, Report of the Integrity Commissioner dated May 22, 2019 by the following:

Note: Majority Vote Required

9. Bonnie North
10. Darren Roskam
11. Hillary Chase
12. Edward Moll
13. Tanya Lynn Hobson
14. Morgan Cope

Attachments: [DEP 190603 19-G-172 Integrity Commissioner Report.pdf](#)
[Emergency Deputation Requests.pdf](#)

11.4 REPORT OF THE INTEGRITY COMMISSIONER DATED MAY 22, 2019 (19-G-171)

The following recommendation was put forward:

“That consideration of the report of the Integrity Commissioner dated May 22, 2019 be deferred to a future General Committee Meeting to allow for time to obtain independent legal advice concerning correspondence received from Councillor Alywin’s legal counsel dated May 27, 2019.

Councillor, K. Aylwin declared a potential pecuniary interest on the foregoing matter as the report of the Integrity Commissioner concerns him. He did not participate or vote on the matter. He left his Chair at the Council table, but remained in the Council Chamber.

General Committee voted on the recommendation to defer and it was LOST.

Suzanne Craig, Integrity Commissioner provided an overview on the content of her Complaint Investigation Report under the City of Barrie Council and Committee Member Code of Conduct concerning Councillor K. Aylwin dated May 22, 2019. Ms. Craig discussed her findings and recommendations contained within the report.

Councillor K. Aylwin provided a response to the content and recommendations contained within the report.

Councillor, K. Aylwin declared a potential pecuniary interest on the foregoing matter as the report of the Integrity Commissioner concerns him. He did not participate or vote on the matter. He left his Chair at the Council table, but remained in the Council Chamber.

Members of General Committee asked numerous questions of Ms. Craig and City staff and received responses.

Attachments: [190522 Integrity Commissioner Report.pdf](#)
[ADDITIONS - 190527 Response March 29 - Integrity Commissioner Report.pdf](#)
[ADDITIONS - 190527 Response May 3 - Integrity Commissioner Report.pdf](#)
[ADDITIONS - 190527 Correspondence - Report of the Integrity Commissioner.](#)

11.5 REPORT OF THE INTEGRITY COMMISSIONER DATED MAY 22, 2019

(19-G-172)

1. That the Report from S. Craig, Integrity Commissioner concerning a Complaint Investigation regarding Councillor, K. Alywin under the City of Barrie Council and Committee Member Code of Conduct dated May 22, 2019, be received.
2. That the recommendation concerning imposing a reprimand on Councillor, K. Alywin as detailed in the Report from S. Craig, Integrity Commissioner concerning a Complaint Investigation Report under the City of Barrie Council and Committee Member Code of Conduct dated May 22, 2019, be accepted.
3. That Councillor K. Alywin be requested to remove the comments contained in the March 21, 2019 Facebook Post as identified in the Report from S. Craig, Integrity Commissioner concerning a Complaint Investigation under the City of Barrie Council and Committee Member Code of Conduct dated May 22, 2019.

Councillor, K. Aylwin declared a potential pecuniary interest on the foregoing matter as he is the Respondent named in the Report of the Integrity Commissioner. He did not participate or vote on the matter. He left his Chair at the Council table, but remained in the Council Chamber.

11.6 RECONSIDERATION OF MOTION 19-G-153 - REQUEST FOR EXEMPTION FROM SIGN BY-LAW 2018-029 FOR PMT18-01600 (BUILDING PERMIT APPLICATION) - 335 BAYFIELD STREET (WARD 3)

Moved by: Deputy Mayor, B. Ward

Seconded by: Mayor Lehman

That pursuant to Section 8.15 of the Procedural By-law 2013-072, permission be granted to reconsider motion 19-G-153 of Section "B" of the First General Committee Report dated May 27, 2019, concerning a Request for Exemption from Sign By-law 2018-029 for PMT18-01600 (Building Permit Application) - 335 Bayfield Street (Ward 3).

Note: Majority Vote Required

11.7 Emergency Deputation by Patrick Harrington on behalf of Patterson Outdoor regarding motion 19-G-153, Request for an Exemption from Sign By-law 2018-029 for PMT18-01600 (Building Permit Application) 335 Bayfield Street. (subject to request for reconsideration being approved)

Note: Majority Vote Required

Attachments: [EMERGENCY DEP Pattison - Sign By-law Variance - 335 Bayfield Street City o](#)

11.8 REQUEST FOR EXEMPTION FROM SIGN BY-LAW 2018-029 FOR PMT18-01600 (BUILDING PERMIT APPLICATION) - 335 BAYFIELD STREET (WARD 3) (19-G-153) (subject to request for reconsideration being approved)

That the exemption request from Aird & Berlis LLP acting on behalf of Pattison Outdoor to Sign By-law 2018-029, section 12.1.4.1.5 to permit a poster panel sign with two digital displays to be erected with a maximum setback of 200.0 metres from another poster panel sign to the north and a maximum setback of 60.0 metres from another poster panel sign to the south located on the same side of the street, whereas the prescribed setback in By-law 2018-028 is 500.0 metres, at the property municipally known as 335 Bayfield Street, Barrie, be denied. (LCS011-19) (File: P22)

Attachments: [LCS011-190527.pdf](#)

12. DIRECT MOTIONS

Nil.

13. PRESENTATIONS

Nil.

14. ENQUIRIES**15. ANNOUNCEMENTS****16. BY-LAWS****Bill #048**

A By-law of The Corporation of the City of Barrie to confirm the proceedings of Council at its meeting held on 12th day of June, 2019.

Attachments: [Bill 048 Confirmation By-law](#)

17. ADJOURNMENT**HEARING DEVICES AND AMERICAN LANGUAGE (ASL) INTERPRETERS:**

Assistive listening devices for the Council Chamber and American Sign Language (ASL) Interpreters are available upon request to the staff in the Legislative Services Branch. Please contact the Legislative Services Branch at 705-739-4220 Ext. 5500 or cityclerks@barrie.ca to ensure availability.