



City of Barrie

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

Minutes - Final City Council

Monday, March 22, 2021

7:00 PM

Virtual Meeting

CALLING TO ORDER BY THE CITY CLERK, WENDY COOKE

The meeting was called to order by the City Clerk at 7:01 p.m. The following were in attendance for the meeting:

Present: 11 - Mayor, J. Lehman
Deputy Mayor, B. Ward
Councillor, C. Riepma
Councillor, K. Aylwin
Councillor, A. Kungl
Councillor, R. Thomson
Councillor, N. Harris
Councillor, G. Harvey
Councillor, J. Harris
Councillor, S. Morales
Councillor, M. McCann

STAFF:

Chief Administrative Officer, M. Prowse
City Clerk/Director of Legislative and Court Services, W. Cooke
Committee Support Clerk, T. McArthur
Deputy City Clerk, C. Swan
Director of Economic and Creative Development, S. Schlichter
Director of Infrastructure, B. Araniyasundaran
Director of Finance/Treasurer, C. Millar
Director of Human Resources, A.M. Langlois
Director of Information Technology, R. Nolan
Director of Internal Audit, S. MacGregor
Director of Legal Services, I. Peters
Director of Development Services, M. Banfield
Director of Recreation and Culture Services, R. Bell
Director of Operations, D. Friary
Director of Transit and Parking Strategy, B. Forsyth
Executive Director of Access Barrie, R. James-Reid
Financial Systems and Process Analyst, E. Chen

Fire Chief, C. Mainprize
General Manager of Community and Corporate Services, D. McAlpine
General Manager of Infrastructure and Growth Management, A. Miller.

ALSO PRESENT:

Integrity Commissioner, S. Craig
M. Gregory, AECOM
P. Warburton, AECOM.

PLAYING OF THE NATIONAL ANTHEM

The National Anthem was played.

READING OF LAND ACKNOWLEDGMENT

Mayor, J. Lehman read the Land Acknowledgement.

CONFIRMATION OF THE MINUTES

21-A-027 The Minutes of the City Council meeting held on March 1, 2021 were adopted as printed and circulated.

REPORTS FROM OFFICERS

21-A-028 REPORT OF THE INTEGRITY COMMISSIONER DATED MARCH 15, 2021

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 S. Morales dated March 15, 2021. Ms. Craig discussed her findings and recommendations contained within the Report.

Pursuant to Section 4.14 of Procedural By-law 2019-100 as amended, Councillor, S. Morales was granted a successive extension of five minutes to address Council regarding the Report of the Integrity Commissioner dated March 15, 2021.

Councillor S. Morales provided a response to the content and recommendations contained within the Report.

21-A-029**REPORT OF THE INTEGRITY COMMISSIONER DATED MARCH 15, 2021**

Councillor, S. Morales declared a potential pecuniary interest on the foregoing matter as he is the Respondent named in the Report of the Integrity Commissioner dated March 15, 2021. He did not participate in any discussion or vote on the matter. He left the virtual City Council meeting.

Moved by: Councillor, C. Riepma

Seconded by: Deputy Mayor, B. Ward

1. That the Report of the Integrity Commissioner dated March 15, 2021 be received.
2. That the imposition of the penalty of a reprimand to the Respondent.
3. That the imposition of the remedial action of a requiring a written apology from the Respondent to the Complainant.
4. That the written apology to the Complainant should:
 - a) Acknowledge and recognize that calling out the Complainant and publicly saying that the Complainant is not a leader and the other disparaging comments were not in compliance with the Code; and
 - b) Include a recognition that taking personal attacks against other Members of Council is not permitted under the Code.
5. That the written apology be tendered to the Integrity Commissioner within five days of Council's decision on the matter.
6. That Council allow the Integrity Commissioner to be seized of the matter and maintain jurisdiction to receive the written apology from the Respondent.

The vote was taken as follows:

Yes: 10	Mayor, J. Lehman Deputy Mayor, B. Ward Councillor, C. Riepma Councillor, A.M. Kungl Councillor, R. Thomson Councillor, N. Harris Councillor, G. Harvey Councillor, J. Harris Councillor, M. McCann
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Excused: 1	Councillor, S. Morales
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21-A-030**READING OF THE REPRIMAND**

The City Clerk pursuant to resolution 21-A-029, read the following reprimand on behalf of the Members of Council:

1. That the Council of The Corporation of the City of Barrie is committed to respect for and adherence to the policies and by-laws of the City, including the Council and Committee Member Code of Conduct which requires that individual Members of Council and Committees treat the public, staff, and other Members of Council with dignity, understanding and respect.
2. That in respect of the Code of Conduct complaint investigation report of the Integrity Commissioner dated March 15, 2021, this Council strongly condemns the statements of Councillor, Sergio Morales at the meeting of August 10, 2020 and makes the following official statement:
 - a) That following an investigation of the Integrity Commissioner of the City of Barrie, the Member was found to have spoken against another Member of Council that is inappropriate, offensive, insulting, or derogatory; and
 - b) That the investigation of the integrity Commissioner found that the Member contravened the Council and Committee Member Code of Conduct.
3. That this formal reprimand is being imposed on the Member for having made the communications pursuant to s. 223.4(5) of the Municipal Act and s. 5.3(a) of the City of Barrie, Council and Committee Member Code of Conduct.

City Council recessed from 8:32 p.m. to 8:39 p.m.

DEPUTATION(S) ON COMMITTEE REPORTS**21-A-031****DEPUTATION BY MICHAEL SPEERS ON BEHALF OF \$15 AND FAIRNESS BARRIE REGARDING MOTION 21-G-057, PAID SICK DAYS**

Michael Speers provided a Deputation in support of motion 21-G-057 concerning Paid Sick Days. He advised that in his opinion, paid sick days is an idea that is long overdue. Mr. Speers discussed the Provincial Government's responsibility to make changes through the *Employment Standards Act*, but that he believes it is important for all levels of government to support paid sick days.

Mr. Speers provided an overview on the current situation in Canada with more than half of workers not having permanent paid emergency leave and that it is an even worse situation for workers in low wage jobs. He advised that paid sick days have always been a major issue but noted that he felt

that it has become even more critical with COVID-19 with the restrictions being lifted by the Province and putting the health of more workers at risk.

Mr. Speers discussed the Canadian Recovery Sickness Benefit (CRSB) that he feels is being pushed by the Province as the reason not to implement paid sick days. He provided his rationale associated with his opinion that the CRSB is inadequate with workers needing to lose more than 50% of their work in a week to qualify, that it takes time to process, it does not cover full wages, and has quality and accessibility concerns. Mr. Speers advised that he believes giving workers improved benefits like paid sick days is good for business, workers are likely more committed to the business, will stay longer, and that the workplace itself is healthier as people have the financial freedom to stay home when they are sick.

Mr. Speers suggested that Council add a further request to the Province to provide seven (7) permanent universal and employer provided days, plus 14 additional days during public health emergencies. He discussed his views that during pandemic highlighting what crucial workers mean to the economy, the inequalities in the system and the gaping holes, supports and entitlements that so many workers face daily, a decline in wages, and that employer provided benefits have been slashed. Mr. Speers provided his opinion that the City needs to walk the walk when it comes to how workers are treated, and that the City is a real leader and should lead by example of how employers should treat their workers.

In conclusion, Mr. Speers noted that workers deserve better, they deserve paid sick days and that he hopes Council will agree and support this motion.

21-A-032

DEPUTATION BY ROGER GRAY ON BEHALF OF GUN LINX REGARDING MOTION 21-G-060, REQUEST FOR AN EXEMPTION FROM REGULATORY BY-LAW 2010-036 AS AMENDED TO PERMIT AN INDOOR GUN RANGE AT 342 KING STREET (WARD 7)

Roger Gray on behalf of Gun Linx provided a Deputation regarding motion 21-A-060 concerning a Request for an Exemption from Regulatory By-law 2010-036 as amended to Permit an Indoor Gun Range at 342 King Street.

Mr. Gray advised that he hoped to clarify any misunderstandings that Council may have regarding a proposed indoor gun range at 342 King Street. He explained that during his presentation to the Finance and Corporate Services Committee on February 23, 2021, and in his excitement of wanting to get out as much information to the Committee as possible, that he was not clear and in stating that two members of the local police force were not monetary partners or investors within the business. Mr. Gray advised that at one time they were thinking about it, and that the two members of the local police force might be open to teaching at the club. He noted that his intention was to imply that they may be partners in the teaching aspect of the club, and that this was a misunderstanding, hoping that nobody got in any trouble, and that he wanted to rectify that. Mr. Gray further advised that he was trying to get as much information as possible to Council members as he believes that the business is a very viable and exciting opportunity.

Mr. Gray advised that he ran out of time during the last meeting when he spoke and was unable to answer Councillor Harvey's question about his background. He advised that he currently owns a driving range in Wasaga Beach, that he had owned and operated the Sands Golf Course in Wasaga Beach for 10 years and was recently a Facilities Director at CFB Borden.

In conclusion, Mr. Gray hoped that he has cleared up any misunderstanding regarding the Barrie Police Service and that they did have some conversations regarding the use the facility in the future.

Members of Council asked a number of questions to Mr. Gray and City staff and received responses.

TAX APPLICATIONS

21-A-033 TAX APPLICATIONS - MARCH 22, 2021

Moved by: Deputy Mayor, B. Ward
Seconded by: Councillor, R. Thomson

That the list of applications for cancellation, reduction or additions to taxes to Council dated March 22, 2021 submitted by the Treasurer in the amount of \$24,354.04, be approved.

CARRIED

COMMITTEE REPORTS

21-A-034 First General Committee Report dated March 8, 2021, Sections A and B. (APPENDIX "A")

SECTION "A" - TO BE RECEIVED

Moved by: Deputy Mayor, B. Ward
Seconded by: Councillor, R. Thomson

That Section "A" of the First General Committee Report dated March 8, 2021, now circulated, be received.

21-G-044 CONFIDENTIAL ADVICE SUBJECT TO SOLICITOR-CLIENT PRIVILEGE: AIRD BERLIS LLP RESPONSE TO MOTION 20-G-174 REVIEW OF STAFF HANDLING OF COMPLAINT IDENTIFIED IN STAFF REPORT HRS002-20

CARRIED

SECTION "B" - TO BE ADOPTED

Moved by: Deputy Mayor, B. Ward
Seconded by: Councillor, R. Thomson

That Section "B" of the First General Committee Report dated March 8, 2021 now circulated, be adopted.

21-G-045 REVIEW OF HUMAN RESOURCES HUMAN RIGHTS POLICIES AND PROCEDURES

CARRIED

21-A-035 Second General Committee Report dated March 8, 2021, Sections A, B, C, D, E, F and G. (APPENDIX "B")

SECTION "A" - TO BE RECEIVED

Moved by: Deputy Mayor, B. Ward
Seconded by: Councillor, R. Thomson

That Section "A" of the Second General Committee Report dated March 8, 2021, now circulated, be received.

21-G-046 REPORT OF THE FINANCE AND CORPORATE SERVICES COMMITTEE DATED FEBRUARY 23, 2021

21-G-047 REPORT OF THE CITY BUILDING COMMITTEE DATED MARCH 2, 2021

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

Moved by: Deputy Mayor, B. Ward
Seconded by: Councillor, R. Thomson

That Section "B" of the Second General Committee Report dated March 8, 2021 now circulated, be adopted.

21-G-048 OUR SHARED PLAN FOR A SAFER BARRIE: THE CITY OF BARRIE'S FIRST COMMUNITY SAFETY AND WELL BEING PLAN, 2021-2024

21-G-049 PLATFORM WHEELCHAIR SWING PROPOSAL

- [21-G-050](#) REPORT TO PRESENT OUR SHARED PLAN FOR A SAFER BARRIE: THE CITY OF BARRIE'S FIRST COMMUNITY AND SAFETY WELL-BEING PLAN 2021-2024
- [21-G-051](#) WATER BILL PAYMENT DEFERRAL SCENARIOS
- [21-G-052](#) CLEAN AIR ALLIANCE - PHASE-OUT OF GAS FIRED POWER PLANTS IN ONTARIO
- [21-G-053](#) DRINKING WATER PROTECTION POLICY
- [21-G-054](#) CIRCULAR ECONOMY APPROACH - POLICIES AND 2021-2022 INITIATIVES
- [21-G-055](#) SURPLUSING OF CITY OWNED PROPERTY - 223 BAYFIELD STREET (WARD 2)
- [21-G-056](#) REQUEST TO CHANGE RESTRICTIONS ALLOWING SMALL BUSINESSES TO OPERATE DURING GREY-LOCKDOWN ZONE
- Item was **WITHDRAWN**.
- [21-G-057](#) PAID SICK DAYS
- [21-G-058](#) TRANSFER PAYMENT AGREEMENT FOR SAFE RESTART AGREEMENT (SRA)

CARRIED

SECTION "C" - TO BE ADOPTED

Moved by: Deputy Mayor, B. Ward

Seconded by: Councillor, R. Thomson

That Section "C" of the Second General Committee Report dated March 8, 2021 now circulated, be adopted.

- [21-G-059](#) DEFERRED BY MOTION 21-G-038 - WATER OPERATIONS BRANCH 2020 DRINKING WATER SYSTEM REPORTS

CARRIED

SECTION "D" - TO BE RECEIVED

Moved by: Deputy Mayor, B. Ward
Seconded by: Councillor, R. Thomson

That Section "D" of the Second General Committee Report dated March 8, 2021 now circulated, be received.

21-G-060 A REQUEST FOR EXEMPTION FROM REGULATORY BY-LAW 2010-036 AS AMENDED, TO PERMIT AN INDOOR GUN RANGE AT 342 KING STREET, BARRIE (WARD 7).

CARRIED

SECTION "E" - TO BE ADOPTED

Moved by: Deputy Mayor, B. Ward
Seconded by: Councillor, R. Thomson

That Section "E" of the Second General Committee Report dated March 8, 2021 now circulated, be adopted.

21-G-061 ECONOMIC RECOVERY ACTION PLAN UPDATE - PROGRAM APPROVALS FOR BUSINESS IN THE PARKS AND PATIOS EVERYWHERE

CARRIED

SECTION "F" - TO BE ADOPTED

Moved by: Deputy Mayor, B. Ward
Seconded by: Councillor, R. Thomson

That Section "F" of the Second General Committee Report dated March 8, 2021 now circulated, be adopted.

21-G-062 MARKET PRECINCT TASK FORCE, PERFORMING ARTS CENTRE TASK FORCE, AFFORDABLE HOUSING TASK FORCE

CARRIED

SECTION "G" - TO BE ADOPTED

Moved by: Deputy Mayor, B. Ward
Seconded by: Councillor, R. Thomson

That Section "G" of the Second General Committee Report dated March 8, 2021 now circulated, be adopted.

21-G-063 CORRESPONDENCE FROM ENGAGE BARRIE DATED FEBRUARY 28, 2021 REGARDING THE CORRECTIVE ACTIONS UNDERTAKEN ON WORKPLACE HARASSMENT INVESTIGATION

CARRIED

21-A-036 General Committee Report dated March 22, 2021. (APPENDIX "C")

Moved by: Deputy Mayor, B. Ward
Seconded by: Councillor, R. Thomson

That the General Committee Report dated March 22, 2021 now circulated, be adopted.

21-G-064 CUPE LABOUR NEGOTIATIONS

CARRIED**DIRECT MOTIONS**

21-A-037 ACCEPTANCE OF 2020/2021 FIRE SAFETY GRANT

Moved by: Deputy Mayor, B. Ward
Seconded by: Councillor, J. Harris

1. That the Fire Chief be authorized to accept a 2020/2021 Fire Safety Grant in the amount of \$39,400 from the Office of the Fire Marshal announced on March 11, 2021, to assist in addressing challenges associated with training and virtual inspections due to the COVID-19 pandemic.
2. That the Mayor and City Clerk be authorized to execute any documents that may be requisite.

CARRIED

PRESENTATIONS

21-A-038 **PRESENTATION CONCERNING THE STORMWATER CLIMATE ACTION FUND - PHASE 2**

Evan Chen, Financial Systems and Process Analysis and Pippy Warburton, Consultant from AECOM provided a presentation reviewing the completed work of Phase 1 and to present the Work Plan for Phase 2 of the Stormwater Climate Action Fund.

Mr. Chen and Ms. Warburton discussed slides concerning the following topics:

- The work done to date including the Stormwater Funding Study (2019) and the Asset Management Plan (2020);
- The scope of work for Phase 2 of the Stormwater Climate Action Fund;
- Definitions of Stormwater and impervious areas;
- Stormwater issues in Barrie;
- The Stormwater asset inventory and funding needs;
- Conclusions of the City's Stormwater Asset Management Plan;
- The common billing unit methodologies;
- A chart illustrating a comparison of Stormwater user fees across 16 Ontario municipalities;
- The recommended funding model associated to the Stormwater rate structure and detached residential unit (DRU);
- The charge based on impervious area measurements being fair and equitable;
- Examples of DRU;
- Options for credit and/or incentive programs for residents
- Benefits of a credit program; and
- The next steps and timelines for the Stormwater Climate Action Fund.

Members of Council asked a number questions to Mr. Chen and Ms. Warburton and City staff 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, B. Ward

Seconded by: Councillor, R. Thomson

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
2021-024**Bill #024**

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. (21-P-005) (Temporary Use Extension for 164 Innisfil Street (1911940 Ontario Inc.) - Liquidation Nation) (DEV005-21) (File: D14-1657)

BY-LAW
2021-025**Bill #025**

A By-law of The Corporation of the City of Barrie to amend By-law 88-131 as it relates to the lands described as Part Lot 8-9 Concession 12 Barrie Parts 1 and 2, 51R22852; S/T RO1184463; Barrie; being all of PIN 58736-0004(LT). (375 Bayview Drive) (File: L15-087)

BY-LAW
2021-026**Bill #026**

A By-law of The Corporation of the City of Barrie to amend By-law 2019-100 as amended, being a by-law to govern the proceedings of Council. (21-G-043) (Committee Appointments) (LCS002-21) (File: C06)

BY-LAW
2021-027**Bill #027**

A By-law of The Corporation of the City of Barrie to further amend By-law 2018-146, being a by-law to appoint members to various committees, boards and commissions. (21-G-043) (Committee Appointments) (LCS002-21) (File: C06)

BY-LAW
2021-028**Bill #028**

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. (21-P-004) (Zoning By-law Amendment Application - Coral Sophia Housing Inc. - 113 and 117 Bayfield Street and 6, 8, 10 and 12 Sophia Street East) (Ward 2) (DEV004-21) (File: D14-1701)

BY-LAW
2021-029**Bill #029**

A By-law of the Corporation of the City of Barrie to authorize the execution of a Transfer Payment Agreement between The Corporation of the City of Barrie and the Province of Ontario for the purpose of the Safe Restart Agreement (SRA) Phase 2 Municipal Transit Funding, a fund that is expected to support Ontario Municipal Transit Systems with COVID-19 pandemic related financial pressures. (21-G-056) (Transfer Payment Agreement for Safe Restart Agreement (SRA) - Phase 2 Municipal Transit Funding) (Item for Discussion 8.4, March 8, 2021)

BY-LAW
2021-030**Bill #030**

A By-law of The Corporation of the City of Barrie to exempt the developer under Subsection 9(7) of the Condominium Act, 1998 as it relates to the development of the lands described as: Part Lot 8 and 9 Plan 1201 designated as Part 2 Plan 51R40367; Save and Except Part 1 on Plan 51R-41951; being Part of PIN: 58731-0380 (LT); all in the City of Barrie, County of Simcoe and municipally referred to as 426 Veteran's Drive, from those provisions of Sections 51 and 51.1 of the Planning Act that would normally apply to the development and registration of a plan of condominium. (By-law 99-312) (Condominium Exemption By-law - Sky Investments Incorporated - 426 Veteran's Drive) (File: D11-1714)

CARRIED UNANIMOUSLY

CONFIRMATION BY-LAW

Moved by: Deputy Mayor, B. Ward
Seconded by: Councillor, R. Thomson

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
2021-031**Bill #031**

A By-law of The Corporation of the City of Barrie to confirm the proceedings of Council at its meeting held on the 22nd day of March, 2021.

CARRIED UNANIMOUSLY

ADJOURNMENT

Moved by: Councillor, N. Harris
Seconded by: Councillor, C. Riepma

That the meeting be adjourned at 10:23 p.m.

CARRIED

Mayor, J. Lehman

Wendy Cooke, City Clerk