



Council Meeting Minutes  
Tuesday, February 9, 2010  
9:30 a.m.  
Council Chambers, Town Hall

Mayor M. Morrison (Absent – Personal Business)  
D. Beffort  
N. deBoer  
A. Groves  
G. McClure (Arrived at 9:37 a.m.)  
R. Paterak  
J. Payne  
A. Thompson (Arrived at 10:52 a.m. – Municipal Business)  
R. Whitehead

Chief Administrative Officer: D. Barnes  
Director of Public Works & Engineering: C. Campbell  
Business Manager, Town Properties: B. Davis  
Municipal Solicitor/Prosecutor: C. Grant  
Director of Planning & Development: M. Hall  
Legislative Administrator: B. Karrandjas  
Deputy CAO/Chief Financial Officer/Director of Corporate Services: R. Kaufman  
Director of Administration/Town Clerk: K. Landry  
Manager Economic & Development/Communications: N. Lingard  
Deputy Fire Chief: T. Lippers  
Chief Building Official: G. Middlebrook  
Acting Director of Public Works & Engineering: I. Neville  
Treasurer: F. Wong

Other Staff Present Specific Items Only

Administrative Assistant: M. Baker  
Manager of By-law Enforcement & Property Standards: G. Blakely  
Research & Project Coordinator: S. Dolson  
Communications Specialist: L. Johnston  
Community Planner: B. Lauder  
Development Service Advisor: K. Mifsud  
POA Court Manager: D. Noakes  
Customer Service Supervisor/Deputy Clerk: D. Publow  
Supervisor of Court Services: N. Shearman  
Manager of Special Projects: M. Seguin  
Manager of Development: K. Yew

1. **CALL TO ORDER**

Acting Mayor Councillor Groves called the meeting to order at 9:35 a.m.

2. **APPROVAL OF AGENDA**

Moved by N. deBoer - Seconded by R. Whitehead

2010-066

That the agenda for the February 9, 2010 Regular Council Meeting be approved, as amended.

Carried.

3. **DISCLOSURE OF PECUNIARY INTEREST** – None stated.

4. **COUNCIL WORKSHOP** – None scheduled.

5. **CLOSED MEETING**

Council was in Closed Meeting from 9:35 a.m. to 9:42 a.m.

Moved by N. deBoer – Seconded by R. Whitehead

2010-067

That Council shall go into closed session under Section 239 of the *Municipal Act* for the purpose of:

- A proposed or pending acquisition or disposition of land by the municipality or local board.

Carried.

Moved by R. Whitehead – Seconded by N. deBoer 2010-068

That Council move into open session. Carried.

Moved by R. Whitehead – Seconded by N. deBoer 2010-069

That Council recess for the purpose of conducting a hearing under the Statutory Powers and Procedures Act regarding a Taxi Driver's Licence for Harwinder Kumar Sharma. Carried.

Hearing took place from 10:20 a.m. to 11:15 a.m.

Moved by R. Whitehead – Seconded by N. deBoer 2010-070

That Council reconvene. Carried.

**6. MATTERS ARISING FROM CLOSED MEETING**

1. Confidential Verbal Report from Chief Administrative Officer re: A proposed or pending acquisition or disposition of land by the municipality or local board – Proposed Sale of Part of Block 307, Plan 43M-1324 and part of Coleraine Drive, Town of Caledon.

Moved by R. Whitehead – Seconded by N. deBoer 2010-071

That Confidential Verbal Report from Chief Administrative Officer regarding a proposed or pending acquisition or disposition of land by the municipality or local board – Proposed Sale of Part of Block 307, Plan 43M-1324 and part of Coleraine Drive, Town of Caledon, be received; and

That staff proceed as directed. Carried.

**7. PRAYER AND O CANADA**

Councillor McClure opened the meeting with a prayer.

**8. SUMMARY OF ADDENDUM ITEMS**

Delegation 3 Additional information provided by Barb Campbell, Caledon Environmental Advisory Committee and Karen Hutchinson, Caledon Countryside Alliance re: Caledon Community Map.

Added Business ADM-2010-021 re: Fill By-law Exemption – Town of Caledon Property located at Part Lots 11 and 12, Concession 2 (Albion) designated as Part 3 on Plan 43R-32949 (former Johnston Lands), North-west corner of Centreville Creek Road and King Street.

Added Correspondence Halton Hills re: January 2010 Draft Comprehensive Community Improvement Plan, Town of Halton Hills.

By-law Amendment Change of address in by-law to authorize the execution of an agreement with Aldo Buccioni.

Added By-law To provide for an exemption to By-law 2007-59 (the "Fill By-law").

**9. DISCLOSURE OF PECUNIARY INTEREST – None Stated.**

**10. INTRODUCTIONS OF NEW STAFF**

1. Darlene Publow introduced Valorie Mathers, Customer Service Representative.

**11. DELEGATIONS**

1. Dave Robertson, Heritage Caledon re: Heritage week and presentations to long standing members of Heritage Caledon.

Moved by D. Beffort - Seconded by G. McClure 2010-072

That the delegation of Dave Robertson, Heritage Caledon regarding Heritage week and presentations to long standing members of Heritage Caledon, be received.

Carried.

2. Leslie Wiscombe and Deborah Robertson, Peace Ranch re: Thank you to Mayor, Council and Town staff for contribution through 2009 Councillor Golf Tournament.

Moved by N. deBoer – Seconded by R. Whitehead 2010-073

That the delegation of Leslie Wiscombe and Deborah Robertson, Peace Ranch regarding Thank you to Mayor, Council and Town staff for contribution through 2009 Councillor Golf Tournament, be received.

Carried.

3. Barb Campbell, Caledon Environmental Advisory Committee and Karen Hutchinson, Caledon Countryside Alliance re: Caledon Community Map.

Moved by R. Whitehead – Seconded by N. deBoer 2010-074

That the delegation of Barb Campbell, Caledon Environmental Advisory Committee and Karen Hutchinson, Caledon Countryside Alliance regarding Caledon Community Map, be received; and

That the request made regarding the Town's role as it relates to the Caledon Community Map be referred to staff for a report.

Carried.

4. Doug Herrington, President, Bolton Valley Residents Association re: PD-2010-003 - Adoption of Town-Initiated Official Plan Amendment 224, Low Density Residential/Office Commercial, Bolton Core Area, File Number: POPA 94-04.

Moved by J. Payne – Seconded by A. Thompson 2010-075

That the delegation of Doug Herrington, President, Bolton Valley Residents Association regarding PD-2010-003 - Adoption of Town-Initiated Official Plan Amendment 224, Low Density Residential/Office Commercial, Bolton Core Area, File Number: POPA 94-04, be received.

Carried.

NOTE: Staff was requested to hold a meeting with representatives of the Bolton Valley Residents Association regarding the Bolton Traffic Study which is scheduled to be completed in 2010. Following this meeting, the matter is to be reviewed at a Council Workshop and the Bolton Valley Residents Association is to be advised of the date.

**12. COUNCIL COMMUNICATIONS/INQUIRIES AND ANNOUNCEMENTS**

12.1 Announcements.

12.2 Urgent Business.

12.3 Notices of Motion – printed with the agenda:

- i) Councillor Groves re: BAR and Downtown Core.

Moved by J. Payne - Seconded by R. Paterak 2010-076

That Council waive the procedural by-law to allow Councillor Groves to speak more than twice to an item.

Carried.

Moved by N. deBoer - Seconded by R. Paterak

2010-077

That Council waive the procedural by-law to allow Councillor Beffort to speak more than twice to an item.

Carried.

The Notice of Motion moved by Councillor Groves and seconded by Councillor Payne regarding the BAR and Downtown Core was withdrawn.

12.4 Notices of Motion – presented at meeting.

Councillor deBoer introduced a Notice of Motion concerning Caledon Sports Hall of Fame which will be printed with the next agenda for consideration.

12.5 Council Inquiries:

- (i) Councillor Beffort advised that during the last Council Meeting, a few citizens had difficulty hearing. Councillor Beffort inquired whether the volume on the sound system could be turned up. Karen Landry advised that during some recent training regarding the use of some of the equipment in the Council Chambers, staff was advised that each microphone has a volume control button which may be of assistance.
- (ii) Councillor McClure indicated that as Brampton continues to develop, additional fill will be brought into Caledon. Councillor McClure stated the Town should charge additional money for this.
- (iii) Councillor Paterak referred to an OMB decision regarding the development of SGI Institute on #136. Councillor Paterak inquired who owns the road that leads into this property.
- (iv) Councillor Paterak requested that the Town invite the public to sign a Town flag that would be sent to Caledon resident, Brittany Webster to wish her all the best while she competes in Cross Country skiing at the 2010 Olympics in Vancouver.
- (v) Councillor Thompson advised that he attended the Mayor's Job Summit in Mississauga on behalf of the Region earlier in the morning. Councillor Thompson collected information regarding the job summit which he will pass along to staff for potential use during the Caledon Showcase event.
- (vi) Councillor Whitehead advised that the speed limit on Old Church Road from Humber Station Road to Airport Road has been reduced from 80km to 60km due to the construction of the water pipe which will take up to one year to complete.
- (vii) Councillor Whitehead advised that a Public Information meeting regarding Coleraine Drive Phase 3 (BAR) will take place on Tuesday, February 23, 2010 from 5:00-7:30 p.m. at the ABUCC in the Auditorium.
- (viii) Councillor Payne requested that Council Inquiries that have been made be distributed to Council on a regular basis.
- (ix) Councillor Groves advised that Canada Bread is closing down a couple of their facilities. Councillor Groves inquired if the Town has approached this company about locating in Caledon. Norm Lingard advised that the Town has contacted Canada Bread and the Town has been advised to correspond with their consultants.

13. **REGULAR BUSINESS**

1. ADM-2010-016 re: Harwinder Kumar Sharma – Application for Taxi Driver Licence.

Moved by N. deBoer – Seconded by D. Beffort

2010-078

That Report ADM-2010-016 regarding Harwinder Kumar Sharma, Application for Taxi Driver Licence, be received; and

That Council, deny the taxi driver licence in accordance with the provisions of By-law 2006-24 and the *Statutory Powers Procedure Act* for the following reasons:

1. Numerous convictions under the Criminal Code of Canada, including weapons offences, uttering threats and assault;
2. Driving offences that have occurred in the past 2 years including speeding and failing to stop at a sign or roadway marking;
3. The recent history for offences raises the issue of the applicant's compliance with the law and the safety of the public;

By-law 2006-24 provides that the grounds for the refusal of a licence may be the belief that the carrying on of the business in respect of which the licence is sought would infringe the rights, or endanger the health or safety of one or more members of the public.

Carried.

2. ADM-2010-012 re: Bolton Community Improvement Plan – Financial Incentive Program Application Recommendation.

Moved by R. Whitehead - Seconded by J. Payne

2010-079

That Report ADM-2010-012 regarding Bolton Community Improvement Plan – Financial Incentive Program Application Recommendation, be received; and

That the Application for Bolton Community Improvement Plan Financial Incentive Program submitted by Aldo Buccioni (File No. CIP10-01), be approved; and

That a grant with an upset limit of \$7,946.72, funded from the Bolton CIP grant account, 180.80.800.001.2319, be approved subject to execution of the agreement and compliance with all terms set out in the agreement; and

That Council enact a by-law to permit Mayor and Clerk to execute financial incentive program agreements with approved Community Improvement Plan financial incentive program applicants.

Carried.

Moved by R. Whitehead - Seconded by J. Payne

2010-080

Whereas the Town of Caledon Council has an interest in promoting redevelopment, reinvestment and beautification in the established communities within the municipality; and

Whereas Town of Caledon Council adopted the Bolton Community Improvement Plan (CIP) on April 21, 2009; and

Whereas the Bolton CIP has established a Financial Incentive Program to provide an opportunity for property and business owners to apply for grants to assist with the expense of redevelopment, reinvestment and beautification of their property; and

Whereas an application process for the Financial Incentive Program has been established and the execution of an agreement between the applicant and the Town is required; and

Whereas the Municipal Act Fees By-law 2010-002 requires that a fee for the preparation of the Financial Incentive Program Agreement be charged; and

Whereas the fee for the preparation of the Agreement may be a disincentive to using the Financial Incentive Program; and

Now therefore be it resolved that the fee under the Municipal Act Fees By-law 2010-002 as it pertains to the preparation of the Financial Incentive Program Agreement be charged to CIP grant account 180.80.800.001.2319 as an allowable expense under the grant program.

Carried.

3. ADM-2010-013 re: 2010 Provincial Offences Court Work Plan Report.

Moved by D. Beffort – Seconded by R. Whitehead 2010-081

That Report ADM-2010-013 regarding the 2010 Provincial Offences Court Work Plan Report, be received; and

That commencing in 2010, staff will submit statistical quarterly reports to Council for information.

Carried.

4. ADM-2010-014 re: Amendment to 2010 Council Meeting Schedule.

Moved by R. Whitehead – Seconded by D. Beffort 2010-082

That Report ADM-2010-014 regarding an amendment to the 2010 Council Meeting Schedule, be received; and

That Council adopt the amended 2010 Council Meeting Schedule, attached as Appendix "A" to Report ADM-2010-014; and

That the amended 2010 Council Meeting Schedule be circulated to the Region of Peel for information purposes and posted on the Town's website.

Carried.

5. ADM-2010-015 re: Designation for Community Festivals for Special Occasion Permits issued by the Alcohol and Gaming Commission of Ontario.

Moved by J. Payne – Seconded by G. McClure 2010-083

That as part of the approval process, a charitable organization be required to submit a certificate substantiating they are a charitable organization.

Lost.

Moved by N. deBoer – Seconded by R. Whitehead 2010-084

That Report ADM-2010-015 regarding the Designation of Community Festivals for Special Occasion Permits, be received; and

That Council amend the Delegation of Authority By-law to delegate the authority of declaring an event as a Community Festival to the Town Clerk and Deputy Clerk; and

That the following criteria be used to designate an event as a Community Festival as it relates to an application for a Special Occasion Permit:

1. Conducted by a charitable organization registered under the *Income Tax Act* (Canada) or by a non-profit association or organization for the advancement of charitable, educational, religious or community objects
2. Open to all members of, and take place in, a particular community within Caledon (e.g. Cheltenham, Inglewood, etc.)
3. Committed to putting all, or part of, the event proceeds raised back into the community.

Carried.

6. ADM-2010-021 re: Fill By-law Exemption – Town of Caledon Property located at Part Lots 11 and 12, Concession 2 (Albion) designated as Part 3 on Plan 43R-32949 (former Johnston Lands), North-west corner of Centreville Creek Road and King Street.

Moved by R. Whitehead – Seconded by N. deBoer 2010-085

That Report ADM-2010-021 regarding Fill By-law Exemption – Town of Caledon property located at part lots 11 and 12, Concession 2 (Albion) designated as Part 3 on Plan 43R-32949 (former Johnston lands), north-west corner of Centreville Creek Road and King Street be received; and

That Council enact a By-law exempting the Town of Caledon from the provisions of Section 11 of Town of Caledon Fill By-law 2007-59 since the proposal is minor in nature and meets the intent of the Fill By-law.

Carried.

NOTE: Staff was requested to notify the property owners that adjoin the lands where fill is going to be placed.

7. BDG-2010-001 re: Bill 72 Residential Sprinkler Act.

Moved by J. Payne - Seconded by R. Whitehead 2010-086

That Report BDG-2010-001, regarding Bill 72 Residential Sprinkler Act, be received.

Carried.

8. BDG-2010-002 re: Building – Fourth Quarter Report 2009.

Moved by R. Whitehead – Seconded by J. Payne 2010-087

That Report BDG-2010-002 regarding the Building Department Fourth Quarter Report of 2009, be received.

Carried.

9. BDG-2010-004 re: Request for Sign Variance for Inman Holdings Ltd., 10 Parr Boulevard, Bolton.

Moved by J. Payne - Seconded by R. Whitehead 2010-088

That Report BDG-2010-004 regarding a sign variance request for Inman Holdings Ltd. at 10 Parr Boulevard, be received; and

That Council grant a variance to Sign By-law 94-14, as amended to permit the erection of a ground sign with:

- a) an increase in sign area to a maximum sign area of 26 sq. m.,
- b) an increase in height to a maximum height of 8.9 m

Carried.

10. CS-2010-007 re: Delegation of Tax Ratio Setting Authority under Section 310 of the *Municipal Act*.

Moved by R. Whitehead – Seconded by G. McClure 2010-089

That Report CS-2010-007 dated February 9, 2010, regarding the Delegation of Tax Ratio – Setting Authority under Section 310 of the *Municipal Act, 2001* be received;

That Council consent to the enactment of a Regional by-law delegating tax ratio setting from the Region of Peel to the Cities of Mississauga and Brampton and the Town of Caledon, in accordance with section 310 of the *Municipal Act, 2001*, for the 2010 property tax year;

That Council consent to the Regional Levy apportionment methodology as revised in 2010 for waste management costs to the lower-tier municipalities on the basis of the relative share of household counts according to the assessment roll data;

That the Council for the Regional Municipality of Peel be so advised.

Carried.

11. FES-2010-001 re: 3<sup>rd</sup> Quarter Report 2009.

Moved by R. Whitehead – Seconded by D. Beffort 2010-090

That Report FES-2010-001 regarding Fire & Emergency Services – 3<sup>rd</sup> Quarter Report 2009, be received.

Carried.

12. PD-2010-003 re: Adoption of Town-Initiated Official Plan Amendment 224, Low Density Residential/Office Commercial, Bolton Core Area, File Number: POPA 94-04.

Moved by J. Payne – Seconded by R. Whitehead

2010-091

That Report PD-2010-003 regarding Adoption of Town-Initiated Official Plan Amendment 224, Low Density Residential/Office Commercial, Bolton Core Area, File Number: POPA 09-04, be received; and

That Council enact a By-law to adopt Official Plan Amendment 224; and

That staff be directed to review the current cash-in-lieu of parking by-law (By-law 2002-151) and report back to Council for consideration in 2010.

Carried.

13. PWE-2010-003 re: Truck Safety Update.

Moved by N. deBoer - Seconded by R. Whitehead

2010-092

That Report PWE-2010-003 regarding the Truck Safety Update be received; and

That the Mayor be requested to write the Minister of Transportation and the Premier of Ontario and MPP Sylvia Jones as a follow up to the Mayor's March 2, 2009 letter.

Carried.

NOTE: Staff was requested to circulate the letters sent by the Mayor to Joe Grogan, Bolton Valley Residents Association, Council and those who attended the Summit.

14. PWE-2010-005 re: Public Works & Engineering 2010 Programmed Activities.

Moved by R. Whitehead - Seconded by G. McClure

2010-093

That Report PWE-2010-005 regarding Public Works & Engineering 2010 programmed activities be received.

Carried.

**14. RECEIPT OF MINUTES**

Moved by D. Beffort – Seconded by R. Whitehead

2010-094

That the minutes of the following meetings be adopted as written and distributed:

- Council Meeting held January 26, 2010.
- Closed Council Meeting held January 26, 2010.
- Closed Council Meeting held November 30, 2009 as amended.
- Audit Committee Meeting held January 26, 2010.

And that the minutes of the following meetings be received as written and distributed:

- Policing Advisory Council of Caledon Meeting held January 6, 2010.
- Heritage Caledon Meeting held January 11, 2010.

Carried.

NOTE: Councillor Payne noted that under the Public Inquiry section of the Council Minutes dated January 26, 2010, reference was not included in the Minutes regarding a procedural inquiry related to the voting on of a Motion presented at the Council Meeting. Karen Landry advised she will review the records and bring information back to Council.

NOTE: Councillor Groves noted that she left the January 26, 2010 meeting due to a family matter.

**15. PROCLAMATIONS – None.**

**16. CORRESPONDENCE PACKAGE**

1. Moved by R. Paterak – Seconded by R. Whitehead 2010-095

That the correspondence item as listed on page 41 from the Caledon Heritage Foundation regarding communication concerning funding, be received; and

That the matter be referred to staff for a report to be considered by Council at its meeting to be held March 23, 2010.

Carried.

NOTE: Staff was requested to include information in the report regarding potential conflicts of interest.

2. Moved by R. Whitehead – Seconded by G. McClure 2010-096

That the correspondence items as listed in the correspondence package for the February 9, 2010, Council meeting, be received including:

Correspondence from Town of Halton Hills regarding January 2010 Draft Comprehensive Community Improvement Plan.

Carried.

**17. PUBLIC QUESTION PERIOD**

Tom Dolson requested that consideration be given to amending the procedural by-law to not permit the waiving of procedures as it relates to passing of a Notice of Motion presented at a meeting. Tom Dolson indicated he is making this request as he believes the public should have an opportunity to review and comment on what is being voted on by Council. Tom Dolson also referenced section 224 of the Municipal Act as it relates to accountability and transparency and financial implications.

Sherry Brioschi expressed concern about not having all material available for the public to review, specifically the Notice of Motion brought forward at the January 26, 2010 Council meeting. Sherry Brioschi invited members of Council to view the traffic problems at the corner of King Street and Highway 50. Sherry Brioschi also noted that the minutes of January 26, 2010 did not reference a procedural inquiry regarding the voting on of a Motion presented at the Council Meeting.

**18. BY-LAWS**

- Moved by R. Paterak – Seconded by G. McClure 2010-097


That the following by-laws be taken as read three times and finally passed in open council:

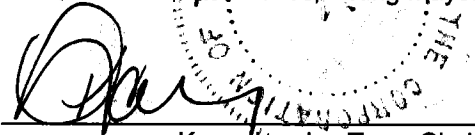
- 2010-016 To close, declare as surplus and authorize a sale transaction of unopened road allowances.
- 2010-017 To authorize the execution of an agreement with Aldo Buccioni.
- 2010-018 To provide for an exemption to By-law 2007-59 (the "Fill By-law").
- 2010-019 To adopt Amendment No. 224 to the Official Plan for the Town of Caledon.
- 2010-020 To confirm the proceedings of the February 9, 2010 Council Meeting.

Carried.

**19. ADJOURNMENT**

On verbal motion moved by Councillor Thompson and seconded by Councillor Beffort, Council adjourned at 3:12 p.m.

  
Annette Groves, Acting Mayor

  
Karen Landry, Town Clerk

*(Faint circular seal of the Town of Caledon is visible in the background.)*