



Council Meeting Minutes
Tuesday, September 21, 2010
9:30 a.m.
Council Chambers, Town Hall

Mayor M. Morrison
D. Beffort
N. deBoer
A. Groves (Arrived at 9:43 a.m.)
G. McClure (Arrived at 9:40 a.m.)
R. Paterak
J. Payne (Absent)
A. Thompson
R. Whitehead (Arrived at 9:45 a.m.)

Chief Administrative Officer: D. Barnes
Director of Planning & Development: M. Hall
Corporate Communication Manager: L. Johnston
Legislative Administrator: B. Karrandjas
Director/Chief Financial Officer/Deputy CAO: R. Kaufman
Town Counsel/Director: N. Koltun
Director of Administration/Town Clerk: K. Landry
Deputy Fire Chief: T. Lippers
Acting Director of Public Works & Engineering: I. Neville
Acting Director of Recreation & Property Services: W. Rowland
Treasurer: F. Wong

Other Staff Present Specific Items Only

Senior Transportation Planner: K. Chawla
Articling Student: P. Gross
Senior Policy Planner: O. Izirein
Executive Assistant to Mayor: B. Johnston
Manager of Finance: K. Kocialek
Senior Policy Planner: K. Kurtz
Community Development Planner: B. Lauder
Senior Policy Planner: T. Manley
Customer Service Supervisor/Deputy Clerk: D. Publow
Energy and Environmental Coordinator: J. Schembri
Manager, Special Projects: M. Seguin
Manager of Capital Facilities: R. Trudeau
Articling Student: P. White
Senior Policy Planner: M. Williams

1. **CALL TO ORDER**

Mayor Morrison called the meeting to order at 9:37 a.m.

2. **APPROVAL OF AGENDA**

Moved by D. Beffort - Seconded by A. Thompson

2010-544

That the agenda for the September 21, 2010 Regular Council Meeting be approved, as amended.

Carried.

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

4. **CLOSED MEETING**

Council was in Closed Meeting from 9:39 a.m. to 9:52 a.m.

Moved by R. Paterak – Seconded by D. Beffort

2010-545

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

- Advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

Carried.

Moved by R. Paterak – Seconded by A. Thompson 2010-546

That Council move into open session.

Carried.

5. MATTERS ARISING FROM CLOSED MEETING

1. Confidential Report LS-2010-040 re: Advice that is subject to solicitor-client privilege, including communications necessary for that purpose – OPP Contract.

Moved by A. Thompson – Seconded by R. Paterak 2010-547

That Confidential Report LS-2010-040 regarding Advice that is subject to solicitor-client privilege, including communications necessary for that purpose – OPP Contract, be received; and

That staff proceed as directed.

Carried.

6. PRAYER AND O CANADA

Councillor deBoer opened the meeting with a prayer.

7. DISCLOSURE OF PECUNIARY INTEREST – None stated.

8. DELEGATIONS/PRESENTATIONS

Moved by A. Thompson – Seconded by A. Groves 2010-548

That Council waive the procedural by-law to allow Tessie Iafano to delegate to Council regarding a Committee of Adjustment decision.

Carried.

1. Tessie Iafano re: Committee of Adjustment decision.

Moved by R. Whitehead – Seconded by N. deBoer 2010-549

That the delegation of Tessie Iafano regarding Committee of Adjustment decision, be received.

Carried.

NOTE: Doug Barnes, CAO will follow up with the delegate.

2. Terry Bateman, Customer Operations Manager and Barry Coyle, Customer Operations Manager - Bolton, Hydro One re: update.

Moved by A. Thompson – Seconded by N. deBoer 2010-550

That the delegation of Terry Bateman, Customer Operations Manager and Barry Coyle, Customer Operations Manager - Bolton, Hydro One regarding update, be received.

Carried.

NOTE: Staff was requested to provide the contact information for Hydro to members of Council.

9. COUNCIL COMMUNICATIONS/INQUIRIES AND ANNOUNCEMENTS

- 9.1 Announcements - None.
9.2 Urgent Business - None.
9.3 Notices of Motion – printed with the Agenda.

- (i) Councillor Groves re: Region of Peel preferred sites for wells - Withdrawn.
(ii) Councillor Thompson re: Region of Peel preferred sites for wells – Withdrawn.

Mayor was requested to send a letter to the Region of Peel advising that the eight preferred sites for wells selected for further investigation have the potential to jeopardize farm operations in Caledon and recommend that the selected site be away from and not impact agricultural operations.

9.4 Notices of Motion – presented at meeting.

Moved by D. Beffort – Seconded by A. Thompson 2010-551

That Council waive the procedural by-law to introduce a Notice of Motion regarding an appeal of a NEC decision.

Carried.

(i) Councillor Beffort re: Kaneff Properties Limited.

Moved by D. Beffort – Seconded by A. Thompson 2010-552

Whereas Kaneff Properties Limited has submitted a development permit application to the Niagara Escarpment Commission for Part Lots 1, 2 and 3, Concession 1 EHS, Caledon (“the affected lands”) for the purpose of constructing 5 golf holes and to modify and upgrade existing irrigation system in conjunction with the development of a 27-hole golf course; and

Whereas the development permit application of Kaneff Properties Limited was refused by the Niagara Escarpment Commission on 16 September 2010; and

Whereas The Corporation of the Town of Caledon has designated the affected lands as an Environmental Policy Area and Rural within the Town’s Official Plan; and

Whereas The Corporation of the Town of Caledon’s Official Plan speaks to permitted uses within the Town’s Rural designation, including intensive recreation, subject to an Official Plan Amendment; and

Whereas the Niagara Escarpment Planning and Development Act provides that it is necessary to appeal the decision of the Niagara Escarpment Commission within fourteen (14) days of the notification of the decision, which is anticipated to occur in the next few days; and

Therefore be it resolved that Council for The Corporation of the Town of Caledon authorize staff to file an appeal if Kaneff Properties Limited files an appeal with the Niagara Escarpment Commission from the decision of the Commissioner made 16 September 2010; and

Be it further resolved that a staff report be prepared to address:

- 1) the implications and costs of the appeal; and
- 2) the potential Official Plan Amendment;

Be it further resolved that Kaneff Properties Limited and the Niagara Escarpment Commission be provided with copies of this resolution.

Carried.

9.5 Council Inquiries:

- (i) Councillor Beffort advised that Headwaters recently hosted a gala event in support of the Equine Industry. Marc Seguin, Senior Project Manager presented some information on the plans for the 2015 Pan Para Pam American Games.

Councillor Beffort expressed concern with the fact that Caledon is vastly underserved in the accommodations industry and suggested the Economic Development Committee should be made aware of this issue.

Doug Barnes advised that a study was commenced a few years ago regarding accommodations. Doug Barnes indicated that staff is currently in the process of determining whether an RFP is required to update the study. The intent would then be to commence promotion of this industry to have what is required in place for 2015.

Mayor Morrison referred to the Economic Development Strategy for the Greater Toronto Countryside Mayor’s Alliance.

- (ii) Councillor deBoer announced that Reach for the Rainbow partnered with the local Tim Horton's as a beneficiary for the Smile cookie fundraiser this week. Money raised by the Bolton stores will go to the local charity.
- (iii) Councillor McClure advised that residents of Cheltenham have requested sidewalks.

10. REGULAR BUSINESS

1. ADM-2010-060 re: 2nd Quarter Statistical Report – Customer Service Centre.
Moved by A. Thompson – Seconded by N. deBoer 2010-553
That Report ADM-2010-060 regarding 2nd Quarter Statistical Report – Customer Service Centre, be received.
Carried.
 2. CS-2010-041 re: Municipal Performance Measurement Program Report for 2009.
Moved by A Thompson – Seconded by N. deBoer 2010-554
That Report CS-2010-041 regarding the Municipal Performance Measurement Program for 2009, be received.
Carried.
 3. CS-2010-047 re: Caledon Community Complex – Acoustic Analysis and Noise Control Evaluation (Follow Up).
Moved by N. deBoer - Seconded by A. Thompson 2010-555
That Report CS-2010-047 regarding Caledon Community Complex – Acoustic Analysis and Noise Control Evaluation (Follow Up), be received.
Carried.
- NOTE: Staff was requested to ensure that the equipment is maintained and routine inspections are conducted outside the facility to ensure noise levels do not increase.
4. CS-2010-048 re: Response to September 7, 2010 Delegation from Mr. Tom Dolson.
Moved by A. Thompson - Seconded by G. McClure 2010-556
That Report CS-2010-048 regarding Response to September 7, 2010 Delegation from Mr. Tom Dolson, be received.
Carried.
- NOTE: Staff was requested to provide a list of departments that have borrowed from the reserve as part of the 2011 budget process.
- NOTE: Staff was requested to circulate the contributions to the Hydro Reserve Fund that was included in the 2010 Budget.
5. CS-2010-049 re: 2009 Financials – Executive Summary and Supplemental Information.
Moved by R. Paterak – Seconded by N. deBoer 2010-557
That Report CS-2010-049 regarding the 2009 Financials - Executive Summary and Supplemental Information, be received.
Carried.
 6. LS-2010-038 re: Public Information Meeting re Amendment to Noise By-law to Establish a Standard To Measure Motorcycle Noise.
Moved by A. Groves – Seconded by A. Thompson 2010-558
That Report LS-2010-038 regarding Public Information Meeting re: Amendment to Noise By-law to Establish a Standard to Measure Motorcycle Noise, be deferred to the October 5, 2010 Council Meeting during the evening session.
Carried.

7. PD-2010-049 re: Provincial Policy Statement 2005 – Five Year Review.

Moved by A. Thompson – Seconded by N. deBoer

2010-559

That Report PD-2010-049 regarding the Provincial Policy Statement 2005 – Five Year Review, be received; and

That Report PD-2010-049 as amended to include comments raised at the meeting be forwarded to the Ministry of Municipal Affairs and Housing as the Town's comments on the Provincial Policy Statement 2005 and response to the PPS Review EBR posting; and

That a copy of this report as amended to include comments raised at the meeting be forwarded to the Region of Peel, the City of Brampton, the City of Mississauga, Credit Valley Conservation (CVC) and the Toronto and Region Conservation Authority (TRCA) for their information.

Carried.

NOTE: Staff was requested to include the following as part of the Town's comments:

- Recognition of the importance of employment in the rural area and the need to protect existing rural employment
- Lake based services should be permitted in the Greenbelt
- Development charges legislation needs to be reviewed
- Aggregate extraction should not be allowed to interfere with complex natural systems
- Uniform glossary of terms to be applied to all provincial policies and plans
- The need to eliminate the procedure where a number of different Ministries administering the Provincial Plans
- 2.5.2.1 RB7.23 aggregate policies should provide incentive
- Underground mining of bedrock should be encouraged
- Decision making rest on the ministry portfolio to change an entire land use
- Provincial consultations
- Recognition of the equine industry
- Province should provide financial compensation to the municipality for the costs of dealing with provincial plans
- Need for a Provincial Food Policy
- Need to recognize that the rural area includes a significant number of residents, it is not just a vacuum for recreational uses
- Recognize Active Transportation, both recreational and functional

8. PD-2010-061 re: Proposed Exemption from Part Lot Control, Owners: Paul Gerald Egan, Egan Brothers Limited, Agent/Applicant: David Webb LLP, Part Lot "F", Block 1, Plan BOL-7, 179 Queen Street South, Bolton and 191 Queen Street South, Bolton, Town of Caledon, Ward 5, File: PLC 10-09.

Moved by A. Groves – Seconded by R. Paterak

2010-560

That Report PD-2010-061 regarding Proposed Exemption from Part Lot Control, Owners: Paul Gerald Egan, Egan Brothers Limited, Agent/Applicant: Davis Webb LLP, Part Lot "F", Block 1, Plan BOL-7, 179 and 191 Queen Street South, Bolton, Town of Caledon, Ward 5, File: PLC 10-09, be received; and

That Council enact a by-law to exempt Part Lot "F", Block 1, Plan BOL-7, municipally known as 179 Queen Street South and 191 Queen Street South, Bolton from the part lot control provisions of the *Planning Act*, as amended in order to allow 173 Queen Street South, 179 Queen Street South and 185 Queen Street South to be conveyed separately and apart from each other and to allow 191 Queen Street South to be conveyed separately and apart from the property located at 185 Queen Street South and further to permit 191 Queen Street South to merge with 203 Queen Street South, Bolton; and

That council enact a by-law to deem Block G, Plan 987 not to be on a registered plan of subdivision.

Carried.

9. PWE-2010-032 re: Community Event Development Fund.

Moved by A. Thompson – Seconded by N. deBoer

2010-561

That Report PWE-2010-032 regarding the Community Event Development Fund, be received; and

That additional Community Development Event Fund qualifying applications for the balance of 2010, in excess of the \$20,000 operating budget, be funded from a draw from the Caledon Community Development Reserve Fund to an upset limit of \$5,000; and

That a \$5,000 increase, from \$20,000 to \$25,000, to the Community Development Event Fund operating budget in 2011 be considered as an unmet need.

Carried.

11. **RECEIPT OF MINUTES**

Moved by R. Paterak – Seconded by G. McClure

2010-562

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

- Council Meeting held September 7, 2010.
- Closed Council Meeting held September 7, 2010.

Carried.

12. **PROCLAMATIONS**

1. Restorative Justice Week – November 14-21, 2010.

Moved by A. Thompson - Seconded by R. Paterak

2010-563

Whereas in the face of crime or conflict, restorative justice offers a philosophy and approach that views these matters principally as harm done to people and relationships; and

Whereas restorative justice approaches strive to provide support and opportunities for the voluntary participation and communication between those affected by crime and conflict (victims, offenders, community) to encourage accountability, reparation and a movement towards understanding, feelings of satisfaction, healing and closure; and

Whereas this year's theme for Restorative Justice Week is "Reflexions Past, Present and Future", it is an opportunity to learn, educate and celebrate along with other communities across the country about restorative justice during the week; and

Now therefore be it resolved that Council for the Corporation of the Town of Caledon proclaims November 14-21, 2010 as Restorative Justice Week.

Carried.

13. **CORRESPONDENCE PACKAGE**

1. Moved by A. Thompson – Seconded by R. Paterak

2010-564

That the correspondence items as listed in the correspondence package for the September 21, 2010, Council meeting, be received.

Carried.

14. **PUBLIC QUESTION PERIOD** – No one in attendance came forward.

15. **BY-LAWS**

Moved by A. Groves – Seconded by G. McClure

2010-565

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

2010-126 To deem Block G on Plan 987 not to be a part of a plan of subdivision.

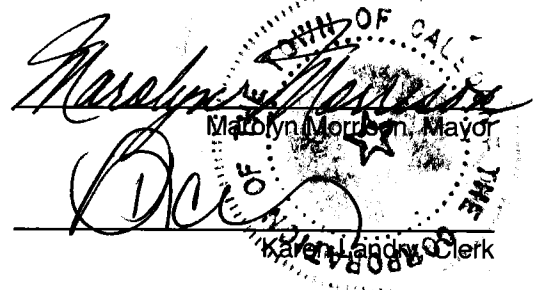
2010-127 To exempt certain parts of Lot F on Block 1, BOL-7 from the part lot control provisions of the *Planning Act*.

2010-128 To confirm the proceedings of the September 21, 2010 Council Meeting.

Carried.

16. **ADJOURNMENT**

On verbal motion moved by Councillor Paterak and seconded by Councillor deBoer, Council adjourned at 1:05 p.m.



The image shows two handwritten signatures and two official seals. The top signature is in cursive and reads "Marilyn Morrison". Below it is a circular seal with a star in the center and the text "CITY OF CALIFORNIA" around the perimeter. Below the seal is the printed name "Marilyn Morrison, Mayor". The bottom signature is also in cursive and reads "Karen Landry". Below it is another circular seal with a star in the center and the text "CITY OF CALIFORNIA" around the perimeter. Below the seal is the printed name "Karen Landry, Clerk".