



Council Meeting Minutes
Tuesday, August 16, 2011
1:00 p.m.
Council Chambers, Town Hall

Mayor M. Morrison
D. Beffort
N. deBoer
P. Foley
G. McClure
R. Mezzapelli
R. Paterak (Absent – Personal Business)
A. Thompson
R. Whitehead

Chief Administrative Officer: D. Barnes
Fire Chief: B. Bigrigg
Director of Public Works: C. Campbell
Director of Development Approval & Planning Policy: M. Hall
Corporate Communications Manager: L. Johnston
Council/Committee Co-ordinator: B. Karrandjas
Director/Chief Financial Officer/Deputy CAO: R. Kaufman
Director of Administration/Town Clerk: K. Landry
Manager of Economic Development: N. Lingard
Director of Recreation: K. Scott
Treasurer: F. Wong

Other Staff Present Specific Items Only

Fire: D. Bailey
Tangible Capital Asset Co-ordinator: S. Brake
Community Development Planner: R. Conard
Fire: D. Cook
Manager of Recreation: B. Cooper
Public Works, Fleet: N. Culp
Solicitor: P. DeSario
Caledon OPP: Inspector R. DiMarco
Heritage Resource Officer: S. Drummond
Supervisor, Animal Control Services: S. Forrest
Senior Dev. Engineering Co-ordinator: G. Hoar
Senior Policy Planner: O. Izirein
Senior Financial Analyst: K. Jackson
Project Manager, IT Strategic Plan: E. Jajal
Web Editor and Graphic Design Specialist: B. Kelly
Manager of Development: S. Kirkwood
Property Standards Officer: N. Knight
Manager of Finance: K. Kocialek
Community Development Planner: B. Lauder
Captain/Training & Driver Licencing Officer: P. Lewko
POA Court Manager: D. Noakes
Director of Human Resources: R. Moore-Whitsitt
Fire: E. Oliveri-Munro
Accessibility Program Co-ordinator: L. Ricciuti
POA Administrator: J. Roberts
Manager of Building: M. Schofield
Senior Project Manager: M. Seguin
Project Manager: D. Slopek
Fire: D. Thompson
Legislative Services Supervisor/Deputy Clerk: D. Thompson
Manager of Policy & Sustainability: H. Xu

1. CALL TO ORDER

Mayor Morrison called the meeting to order at 1:09 p.m.

2. APPROVAL OF AGENDA

Moved by A. Thompson - Seconded by N. deBoer

2011-470

That the agenda for the August 16, 2011 Regular Council Meeting, as amended be approved.

Carried.

3. DISCLOSURE OF PECUNIARY INTEREST

- (i) Councillor McClure disclosed a conflict of interest with respect to regular business item 13, Report ADM-2011-060 as his sister is an owner of the business. He vacated his seat at the table and did not partake in any discussion or voting on this matter.

4. CLOSED MEETING

Council was in Closed Meeting from 1:10 p.m. to 1:50 p.m.

Moved by D. Beffort – Seconded by R. Whitehead 2011-471

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

- Personal matters about an identifiable individual, including municipal or local board employees:
 - Confidential Report ADM-2011-048 - Appointment to Caledon Seniors' Advisory Committee.
 - Confidential Verbal Report from CAO- Organization Structure Update.
- Carried.

Moved by A. Thompson – Seconded by N. deBoer 2011-472

That Council move into open session.

Carried.

5. MATTERS ARISING FROM CLOSED MEETING

1. Confidential Report ADM-2011-048 re: Personal matters about an identifiable individual, including municipal or local board employees – Appointment to Caledon Seniors' Advisory Committee.

Moved by D. Beffort – Seconded by R. Whitehead 2011-473

That Confidential Report ADM-2011-048 regarding personal matters about an identifiable individual, including municipal or local board employees - Appointment to Caledon Seniors' Advisory Committee be received; and

That Council hereby appoints Caroline Petrie, Representative from Caledon Community Services to the Caledon Seniors' Advisory Committee effective August 16, 2011 to November 30, 2014 or until such time as a successor has been appointed.

Carried.

2. Confidential Verbal Report from CAO re: Personal matters about an identifiable individual, including municipal or local board employees - Organization Structure Update.

Moved by A. Thompson – Seconded by R. Whitehead 2011-474

That Confidential Verbal Report from CAO regarding personal matters about an identifiable individual, including municipal or local board employees - Organization Structure Update, be received.

Carried.

6. PRAYER AND O CANADA

Councillor McClure opened the meeting with a prayer.

7. SUMMARY OF ADDENDUM ITEMS

Amended Delegation Material

1. 1:45 p.m. Inspector Rose DiMarco, Caledon OPP re: Quarterly Report

Added Delegation

- 3a. 2:45 p.m. Lily Law, Gagnon Law Urban Planners re: RZ 11-06 John Robert Cation. (See RB21)

Added Notice of Motion

- (iii) Councillor Foley re: Sidewalks in Bolton.

Added Report

- 14a. CS-2011-045 re: Caledon East OPP Detachment Capital Project - Update. (15 minutes) (to be distributed at meeting)

Report Withdrawn

16. DP-2011-042 re: Request for Sign Variance for Bolton Hyundai. (5 minutes) – Withdrawn as not required.

Added Correspondence

1. Borden Ladner Gervais re: Coleraine Drive Storm Sewer Development Charges By-law and Front Ending Agreement, August 16, 2011 Council Meeting, Comments and Concerns.
2. 541904 Ontario Limited re: By-law and Report TC-2011-029.
3. Borden Ladner Gervais re: Coleraine Drive Storm Sewer Development Charges By-law and Front Ending Agreement, August 16, 2011 Council Meeting, Comments and Concerns.

Added By-laws

- 2011-xxx To authorize the execution of an Agreement with Allto Construction Services Limited. (See RB25)
- 2011-xxx To authorize the execution of an Agreement with Caledon Tiles & Construction Specialties Limited. (See RB25)

8. DISCLOSURE OF PECUNIARY INTEREST

See 3(i).

9. COUNCIL WORKSHOP – None scheduled.

10. INTRODUCTIONS OF NEW STAFF

1. Kristene Scott introduced Beth Cooper, Manager of Recreation.
2. Ron Kaufman introduced Epsit Jajal, Project Manager, IT Strategic Plan.
3. Karen Kocialek introduced Kevin Jackson, Senior Financial Analyst.
4. Laura Johnston introduced Brittany Kelly, Web Editor and Graphic Design Specialist.

11. DELEGATIONS

1. Inspector Rose DiMarco, Caledon OPP re: Quarterly Report.

Moved by R. Whitehead – Seconded by R. Mezzapelli

2011-475

That the delegation of Inspector Rose DiMarco, Caledon OPP regarding Quarterly Report, be received.

Carried.

NOTE: Staff were requested to report back to Council with information on licensing driving schools and operators.

2. Karen Hutchinson, Caledon Countryside Alliance re: Eat Local Month and Caledon Crunch Day.

Moved by N. deBoer – Seconded by D. Beffort 2011-476

That the delegation of Karen Hutchinson, Caledon Countryside Alliance regarding Eat Local Month and Caledon Crunch Day, be received.

Carried.

3. Sam DiGregorio and Lee Guarino, Agueci & Calabretta re: Coleraine Drive.

Moved by R. Whitehead – Seconded by N. deBoer 2011-477

That the delegation of Sam DiGregorio and Lee Guarino, Agueci & Calabretta regarding Coleraine Drive, be received.

Carried.

- 3aa. James Tout re: Coleraine Drive.

Moved by R. Mezzapelli – Seconded by P. Foley 2011-478

That Council waive the procedural by-law to allow a delegate to speak regarding a matter on the agenda.

Carried.

Moved by R. Mezzapelli – Seconded by P. Foley 2011-479

That the delegation of James Tout regarding Coleraine Drive Storm Sewer Development Charges By-law and Front Ending Agreement, be received.

Carried.

- 3a. Lily Law, Gagnon Law Urban Planners re: RZ 11-06 John Robert Cation.

Moved by A. Thompson – Seconded by R. Whitehead 2011-480

That the delegation of Lily Law, Gagnon Law Urban Planners regarding RZ 11-06 John Robert Cation, be received.

Carried.

4. Howard and Dawn Kadish, Residents re: Proposed Rogers Telecommunication Facility – **Cancelled due to the deferral of Report DP-2011-071.**

5. Glen Broll, Glen Schnarr & Associates on behalf of Jerry Humeniuk, Resident re: Proposed Rogers Telecommunication Facility - **Cancelled due to the deferral of Report DP-2011-071.**

6. Michelle Vivar, Rogers Telecommunications re: Proposed Roger Telecommunication Facility - **Cancelled due to the deferral of Report DP-2011-071.**

12. COUNCIL COMMUNICATIONS/INQUIRIES AND ANNOUNCEMENTS

- 12.1 Announcements - None.
12.2 Urgent Business - None.
12.3 Notices of Motion – printed with the agenda.

- (i) Councillor Mezzapelli re: Council Meeting September 15, 2011.

Moved by R. Mezzapelli – Seconded by R. Whitehead 2011-481

That a Council Meeting be held on Thursday, September 15, 2011 from 9:00 a.m. to 12:00 noon or an alternative date and time arranged by the Clerk for the purpose of an orientation tour of the Bolton Camp lands; and

That the Clerk upon confirming a date for the meeting, post notice of the meeting on the Town's website in accordance with the procedural by-law.

Carried.

- (ii) Councillor Thompson re: Valleywood Fencing.

Moved by A. Thompson – Seconded by G. McClure

2011-482

Whereas the Town of Caledon Policy on cedar wood fences, installed by developers, requires the fence to be completely contained on private property; and

Whereas these cedar fences are originally stained with a gray stain that is meant to fade, allowing the natural graying of the cedar to replace the stain; and

Whereas the natural graying of the cedar fence adjacent to Valleywood Boulevard is seen as part of a gateway feature for this community; and

Whereas the original gateway feature into Valleywood was removed to accommodate Highway 410; and

Whereas the original gateway feature was not replaced; and

Whereas these fences are privately owned and at risk of each owner of the cedar fence staining or painting each section of their fence differently which would not be in keeping with a proper gateway entry feature for this community;

Therefore be it resolved that upon the confirmation of the Valleywood volunteer group obtaining all relevant permissions to enter private property, the Town of Caledon shall supply the proper gray stain, brushes, rollers and other relevant materials to the Valleywood volunteers to re-stain the cedar fence adjacent to Valleywood Blvd through a community partnership at an estimated cost of \$1500.00 to be funded from the PW 2011 operating budget; and

Further be it resolved that the Town shall reimburse the community volunteers for equipment that is rented to re-stain the cedar fence adjacent to Valleywood Blvd upon submission of a paid invoice detailing the cost and type of equipment rented at an estimated cost of \$500.00 to be funded from the PW 2011 operating budget; and

Further be it resolved that the Town enter into this community partnership to supply materials and reimburse the cost of equipment on a one time basis only and that staff review implementing landscaping adjacent to this fencing for future capital budget considerations.

Carried.

NOTE: Staff are to consider implementing requirements through the development approval process that addresses future maintenance and landscaping alternatives.

- (iii) Councillor Foley re: Sidewalks in Bolton.

Moved by P. Foley – Seconded by R. Mezzapelli

2011-483

That Council waive the procedural by-law to introduce a Notice of Motion regarding the construction of the sidewalks along Regional Road 50 and Pillsworth Drive as it is time sensitive due to the pending issuance of final site plan approval and a building permit.

Carried.

Moved by P. Foley – Seconded by R. Mezzapelli

2011-484

Whereas Council Resolution W-240-96 directed staff to incorporate sidewalks in all development and works south of Allan Drive/Wilton Drive on both east and west sides of Highway 50; and

Whereas staff has followed the resolution of Council by implementing a condition of site plan approval for Cedar Hills Pontiac Buick, SPA 04-72 to include a sidewalk and boulevard improvements along their Regional Road 50 frontage in accordance with the Bolton Streetscape Plan; and

Whereas by Resolution W-157-2005, Council relieved Cedar Hills Pontiac Buick from the requirements to construct a sidewalk on Highway 50 and Pillsworth Drive as well as the Highway 50 boulevard improvements for its application SPA 04-72 with the understanding that it will be required to fulfill these requirements

when there are future planning applications made for the remainder of the land;
and

Whereas Bolton Motor Products Holdings Inc. purchased the property from Cedar Hills Pontiac Buick and was not aware of Council resolution W-157-2005 when purchasing the property requiring the land owner to complete the construction of the sidewalks and Highway 50 boulevard improvements; and

Whereas Bolton Motor Products Holdings Inc. has submitted a Site Plan Application (SPA 11-40) to the Town for two additions which are 344 square metres being an increase in area of 22% and which is considered to be a minor addition to the overall site plan; and

Whereas the new owner is willing to complete all construction and landscaping required for the Site Plan Approval and has requested a deferral of the construction of the sidewalks on Regional Road 50 and Pillsworth Drive for a period of 5 years from the date of this resolution or until the property to the north develops, whichever is sooner;

Now therefore be it resolved that the construction of the sidewalks along Regional Road 50 and Pillsworth Drive that is adjacent to the property owned by Bolton Motor Products Holdings Inc. be deferred for a period of 5 years from the date of this resolution or until the property immediately to the north develops, whichever is sooner, and a clause be added to the Site Plan Agreement to this effect and subject to a guarantee for the completion of the works.

Carried.

12.4 Notices of Motion – presented at meeting - None.

12.5 Council Inquiries:

- (i) Councillor McClure requested the amount spent on advertising in the newspapers and their circulation area and numbers.

Doug Barnes advised that staff prepare a report for Council.

- (ii) Councillor Thompson requested staff to look at alternative fencing and gateway requirements for future developments that consider landscaping.

13. REGULAR BUSINESS

1. FES-2011-007 re: Aerial Truck Purchase – Single Source.

Moved by A. Thompson – Seconded by N. deBoer

2011-485

That Report FES-2011-007 regarding an aerial truck single source purchase, be received; and

That a new 2011 capital project for the Aerial Apparatus purchase be established, in the amount of \$750,000 funded \$75,000 (or 10%) from the Tax Levy Funded Capital reserve fund and \$675,000 (or 90%), representing the Development Charge/growth-related share, by means of a debenture to be issued by the Region of Peel on behalf of the Town of Caledon; and

That Council directs staff to award a single source purchase to Dependable Truck and Tank Limited of Brampton, Ontario for the purchase of a Crimson Aerial Truck for \$712,320 (Canadian Dollars) inclusive of non-recoverable HST; and

That Council enact a By-law authorizing the Mayor and Clerk to execute an agreement with Dependable Truck and Tank Limited for the purchase of a 2006 Crimson Aerial Truck at the price of \$712,320 (Canadian Dollars) inclusive of non-recoverable HST; and

That Council enact a By-law authorizing the Aerial Apparatus capital project and authorizing the Clerk and Treasurer to execute all required documents to secure the Development Charge portion of the funding for this project from a debenture to be issued by the Region of Peel at an upset limit amount of \$675,000 and for a term not to exceed 20 years; and

That the Treasurer be authorized to transfer funds, in the future, from the Town's Fire & Emergency Services Development Charge reserve fund for the repayment of the debenture and all debenture related costs related to this project.

A recorded vote was requested and taken as follows:

RECORDED VOTE	YES	NO	CONFLICT	ABSENT
Councillor Beffort	X			
Councillor deBoer	X			
Councillor Foley	X			
Councillor McClure	X			
Mayor Morrison	X			
Councillor Paterak				X
Councillor Mezzapelli	X			
Councillor Thompson	X			
Councillor Whitehead	X			
TOTAL	8			1

Carried.

2. ADM-2011-041 re: Integrated Accessibility Regulation (IRA) under the Accessibility for Ontarians with Disabilities Act, 2005 (AODA).

Moved by G. McClure – Seconded by R. Mezzapelli 2011-486

That Report ADM-2011-041 regarding the Integrated Accessibility Regulation (IAR) 191/11 under the *Accessibility for Ontarians with Disabilities Act, 2005 (AODA)* be received; and

That the Mayor correspond with the Minister of Community and Social Services to request that the Province provide funding to assist Ontario municipalities with the implementation of the requirements of the *Accessibility for Ontarians with Disabilities Act, 2005 (AODA)* and its regulations; and

That Staff report back to Council on the status of the Work Plan by December 2012.

Carried.

3. ADM-2011-043 re: Ice Cream Vehicle Licensing By-law.

Moved by A. Thompson – Seconded by N. deBoer 2011-487

That Report ADM-2011-043 regarding Ice Cream Licensing By-law, be received; and

That Council enact a by-law to license Ice Cream Vehicles; and

That Council repeal Confections By-laws 88-51 and 2004-127; and

That Council enact a by-law to amend the Municipal Act fees by-law to include the licensing fees related to Ice Cream Vehicles.

Carried.

4. ADM-2011-044 re: Provincial Offences Statistical Report for Second Quarter of 2011.

Moved by R. Mezzapelli – Seconded by P. Foley 2011-488

That Report ADM-2011-044 regarding the Provincial Offences Statistical Report for the Second Quarter of 2011, be received.

Carried.

5. ADM-2011-047 re: Fence By-law Exemption, 135 James Street, Bolton.

Moved by P. Foley – Seconded by R. Mezzapelli 2011-489

That Report ADM-2011-047 regarding Fence By-law exemption - 135 James Street, Bolton be received; and

That a fence with a maximum height of 1.82 metres (6 feet) be permitted in the front yard of 135 James Street (Plan BOL 7 BLK 1 Lot 60 and Pt. Lot 61), Bolton upon:

1. The conditions of Committee of Adjustment Decision No. A024-11 being satisfied; and

2. A pool enclosure permit being obtained; and
3. The fence being constructed in accordance with Town Approved Plans.

That Council enact a by-law granting an exemption to the Fence By-law for 135 James Street, Bolton.

Carried.

6. ADM-2011-049 re: Appointment to ECO Caledon.

Moved by A. Thompson – Seconded by P. Foley

2011-490

That Report ADM-2011-049 regarding Appointment to ECO Caledon be received; and

That Council hereby appoints Councillor McClure to ECO Caledon effective August 16, 2011 to November 30, 2014.

Carried.

7. ADM-2011-051 re: Proposed Amendment to Taxicab and Limousine Licensing By-law – Increase in Taxi Tariffs.

Moved by G. McClure – Seconded by R. Mezzapelli

2011-491

That Report ADM-2011-051 regarding Proposed Amendment to Taxicab and Licensing By-law – Increase in Taxi Tariffs, be received; and

That Council enact a by-law to amend the Taxicab and Limousine Licensing By-law 2006-24 to increase the Taxi Tariffs as outlined in Report ADM-2011-051.

Carried.

8. ADM-2011-052 re: Ministry of Transportation - Authorized Requester Agreements.

Moved by R. Whitehead – Seconded by N. deBoer

2011-492

That Report ADM-2011-052 regarding Ministry of Transportation – Authorized Requester Agreements be received; and

That Council enact a By-law to authorize the Mayor, the Clerk and Legislative Services Staff to execute any future Agreements or Agreement revisions with the Ministry of Transportation regarding the Municipal Parking Tag Program, Vehicle Abstracts for Enforcement, Driver Abstracts for Driver Safety Programs and Driver Abstracts for Provincial Offences Offices use.

Carried.

9. ADM-2011-053 re: Update to Staff Appointment By-law.

Moved by A. Thompson – Seconded by N. deBoer

2011-493

That Report ADM-2011-053 regarding an update to the staff appointment by-law, be received; and

That Council enact a by-law to amend By-law 2007-128 to:

- a) revoke the appointment of Donna Rivada as Tax Collector; and
- b) revoke the appointment of Andrew Seto as a Municipal By-law Enforcement Officer and Livestock and Poultry Valuer; and
- c) delete reference to the Director of Public Works & Engineering and the Director of Planning and Development; and
- d) add section 4(2) to Part 1 Interpretation to define "Town Legal Counsel"; and
- e) add section 4(3) to Part 1 Interpretation to define "Director"; and
- f) add a paragraph to section 13 to authorize Town Legal Counsel and his or her designates to execute and register any documents required to be registered electronically.

Carried.

10. ADM-2011-055 re: By-law Enforcement Statistical Report for Second Quarter of 2011.
Moved by P. Foley – Seconded by R. Mezzapelli 2011-494
That Report ADM-2011-055 regarding the By-law Enforcement Second Quarter Statistical Report be received.
Carried.
11. ADM-2011-056 re: Customer Service Centre Statistical Report of Second Quarter of 2011.
Moved by N. deBoer – Seconded by R. Mezzapelli 2011-495
That Report ADM-2011-056 regarding Customer Service Centre Statistical Report - Second Quarter of 2011, be received.
Carried.
- NOTE: Staff were requested to enhance the report in future by specifically identifying the number of “new” dog tags issued.
12. ADM-2011-057 re: Civil Marriage Services.
Moved by A. Thompson – Seconded by R. Mezzapelli 2011-496
That Report ADM-2011-057 regarding Civil Marriage Services, be received; and
That Council enact a by-law to authorize the Mayor and Clerk to execute an agreement between CherCo Services and the Town of Caledon for the provision of civil marriage officiating services; and
That the Municipal Act Fees By-law be amended to delete the fee for civil ceremonies performed off-site and to increase the fee for Town Hall ceremonies to \$300.
Carried.
13. ADM-2011-060 re: Request for Manufacturer’s Limited Liquor Sales Licence - Downey’s Estate Winery, 13682 Heart Lake Road.
See Item 3(i) regarding Disclosure of Pecuniary Interest – Councillor McClure.
Moved by A. Thompson – Seconded by N. deBoer 2011-497
That Report ADM-2011-060 regarding a Request for Manufacturer’s Limited Liquor Sales Licence, Downey’s Estate Winery, 13682 Heart Lake Road, be received; and
That Council hereby supports Downey’s Estate Winery located at 13682 Heart Lake Road application to the Alcohol and Gaming Commission of Ontario for a Manufacturer’s Limited Liquor Sales Licence; and
That Council directs Development Approval & Planning Policy staff to recognize the existing winery on the Downey property located at 13682 Heart Lake Road, through implementation of the zoning amendment for OPA 179.
Carried.
14. CS-2011-043 re: Award of RFP 2011-45 for design-build roof replacement and renovation of walls supporting new roof – Caledon East Fire Station, 6085 Old Church Road.
Moved by R. Whitehead – Seconded by N. deBoer 2011-498
That Report CS-2011-043 regarding Award of Contract for Roof Replacement and Renovation of Walls Supporting New Roof, Caledon East Fire Station, be received; and
That Council approve the use of a non-competitive procurement process for this project in accordance with by-law 2009-151; and
That the contract for the project be awarded to Martinway Contracting Ltd. in the amount of \$447,744 (inclusive of non-recoverable HST), funded from the 2011 Capital Project 11-53 – Caledon East Fire Station Roof Replacement; and

That the budget shortfall, in the amount of \$121,018 in project 11-53 be funded from the 2011 Pumper 301 Replacement capital project #11-47 \$100,000, and the Fire and Emergency Services Vehicle Maintenance/Repair Refurbishment Account 120.60.600.001.2117, \$21,018; and

That Council enact a By-law authorizing the Mayor and Clerk to execute an agreement with Martinway Contracting Ltd. for the roof replacement and renovation of walls supporting the new roof, Caledon East Fire Station at the price of \$447,744 (inclusive of non-recoverable HST).

Carried.

- 14a. CS-2011-045 re: Caledon East OPP Detachment Capital Project - Update.

Moved by R. Whitehead – Seconded by P. Foley

2011-499

That Report CS-2011-045 regarding Caledon East OPP Detachment Capital Project Update, be received; and

That Council approve the request for additional funding in the amount of \$1.0M for the Caledon East OPP Detachment Capital Project, funded from the capital reserve funds at the Region of Peel; and

That the Region of Peel be requested to increase the funding of the Caledon East OPP Detachment project by \$1.0M from the OPP facilities reserve fund and the OPP development charges reserve fund for Caledon policing; and

That the additional funding be utilized to accommodate a LEED's Silver designation and enhanced architectural design features for this building project; and

That the CAO and Deputy CAO/Director of Corporate Services/CFO be authorized to negotiate amendments to the contracts with the Ventin Group Ltd. and Maple Reinders Constructors Ltd. for this project.

A recorded vote was requested and taken as follows:

<u>RECORDED VOTE</u>	<u>YES</u>	<u>NO</u>	<u>CONFLICT</u>	<u>ABSENT</u>
Councillor Beffort	X			
Councillor deBoer	X			
Councillor Foley	X			
Councillor McClure	X			
Mayor Morrison	X			
Councillor Paterak				X
Councillor Mezzapelli	X			
Councillor Thompson	X			
Councillor Whitehead	X			
TOTAL	8			1

Carried.

15. DP-2011-015 re: Partnership Agreement for Plan Review and Technical Clearance between the Town of Caledon and Nottawasaga Valley Conservation Authority.

Moved by R. Whitehead – Seconded by N. deBoer

2011-500

That Report DP-2011-015 regarding a Partnership Agreement for Plan Review & Technical Clearance between the Town of Caledon and Nottawasaga Valley Conservation Authority be received; and

That Council enact a by-law authorizing the Mayor and Clerk to execute the partnership agreement that will allow Nottawasaga Valley Conservation Authority to assist the Town of Caledon by providing technical review services on matters related to environmental planning.

Carried.

16. DP-2011-042 re: Request for Sign Variance for Bolton Hyundai – ***This report was withdrawn by staff as it was determined that a variance is not required.***

17. DP-2011-059 re: Graham Bros. Aggregates Limited: Aggregate Resource Act Site Plan Amendment; Niagara Escarpment Commission Development Permit P/E/2007-2008/203; and Niagara Escarpment Plan Amendment PP/190/10.

Moved by D. Beffort – Seconded by N. deBoer

2011-501

That Report DP-2011-059, Graham Bros. Aggregates Limited: Aggregate Resource Act Site Plan Amendment; Niagara Escarpment Commission Development Permit P/E/2007-2008/203; and Niagara Escarpment Plan Amendment PP/190/10 be received; and

That Council support a request by Graham Bros. Aggregates Limited to increase the total maximum disturbed area allowed within their Caledon Pit and West Caledon Pit; in consideration of the potential for an increase in dust, caused by an increase in total maximum disturbed area:

1. MNR should require Graham Bros. Aggregates Limited to focus rehabilitation of the Caledon Pit and West Caledon Pit in areas where there will be the greatest benefit (i.e. a reduction in dust) to the neighbouring residents.
2. MNR should require Graham Bros. Aggregates Limited to implement a permanent dust monitoring protocol for the Caledon Pit and West Caledon Pit to ensure the continued effectiveness of the on-site dust control measures employed by Graham Bros. Aggregates Limited and to demonstrate that 95% control of dust emitted from the Caledon Pit and West Caledon Pit is achieved by 95% of the tests during operational days.

That Council support Graham Bros. Aggregates Limited's request to leave the central processing plant and wash plant in the West Caledon Pit for the duration of the operation of both the Caledon Pit and West Caledon Pit; in consideration for the need to mitigate noise at the Caledon Pit and West Caledon pit:

1. MNR should ensure Graham Bros. Aggregates Limited adheres to the noise mitigation measures which are contained in Graham Bros. Aggregates Limited's approved *Aggregate Resource Act* site plans for the Caledon Pit and West Caledon Pit.
2. MNR should require Graham Bros. Aggregates Limited to implement the recommendations contained in Aercoustics' 2009 noise impact assessment and Valcoustics' subsequent peer review report.
3. A new berm proposed along the internal haul route (Irene Drive) must be designed, constructed and planted (i.e. trees and shrubs) to provide an acoustic significance.
4. MNR should amend the hours of operation in the West Caledon Pit (Stages 1-5) associated with extraction and processing, service and maintenance, and construction in line with the hours of operation for the Caledon Pit (i.e. 7 am start).
5. MNR should require Graham Bros. Aggregates Limited to pay the costs associated with installing upgraded (i.e. triple-pane) windows and air conditioning units at the resident receptors identified in Aercoustics' 2009 noise impact study.

That, in the Site Plan, MNR require Graham Bros. Aggregates Limited:

1. To control any damage to Willoughby Road within reasonable limits of the road crossing, at its expense, to the satisfaction of the Town of Caledon;
2. To correct any damage to Willoughby Road within reasonable limits of the road crossing within 24 hours of a verbal notice from the Town of Caledon; and,
3. To reimburse the Town of Caledon for all costs associated with the road repairs if it fails to take action and to satisfy the Town within 24 hours of receiving a verbal notice.

That Council support Graham Bros. Aggregates Limited's request to revise the definition of "rehabilitated areas" to include active roads and pond areas that have been rehabilitated on both sides in the calculation of rehabilitated areas; and

That Council leaves to the discretion of the Niagara Escarpment Commission Graham Bros. Aggregates Limited's request to apply conditions to a Niagara Escarpment Commission development permit application that would allow future minor revisions to Graham Bros. Aggregates Limited's *Aggregate Resource Act* site plans without an automatic requisite for a new Niagara Escarpment Commission development permit; and

That Report DP-2011-059 be sent to the Ministry of Natural Resources, Niagara Escarpment Commission, Graham Bros. Aggregates Limited and members of the Graham Bros. Aggregates Limited Public Liaison Committee.

Carried.

18. DP-2011-061 re: Transfer of Part of Block 6, Plan 43M-808 being Parts 3 and 4 on Plan 43R-27813 and Part of the East Half of Lot 4, Concession 6 (Albion) being Parts 9 and 10 on Plan 43R-27813 to PenRetail Management Ltd.

Moved by R. Mezzapelli – Seconded by P. Foley

2011-502

That Report DP-2011-061 regarding Transfer of part of Block 6, Plan 43M-808 being Parts 3 and 4 on Plan 43R-27813 and part of the East Half of Lot 4, Concession 6 (Albion) being Parts 9 and 10 on Plan 43R-27813 to PenRetail Management Ltd., be received; and

That Council enact a by-law declaring the Subject Lands to be surplus to the needs of the Town, authorizing the sale of the Subject Lands to PenRetail Management Ltd., and authorizing the Mayor and Clerk to execute all necessary documents to effect the transaction, including an Agreement of Purchase and Sale, if necessary, and the closing documents; and

That Council authorize the Town Treasurer to deposit the total proceeds of sale in the amount of \$30,000.00 into the Sale of Surplus Lands Reserve Fund.

Carried.

19. DP-2011-063 re: Heritage Demolition and Alteration Requests - Balsam Villa, 19179 Centreville Creek and Shields-Gillander House, 65 Sneath Road.

Moved by R. Mezzapelli – Seconded by N. deBoer

2011-503

That Report DP-2011-063 regarding Heritage Demolition and Alteration Requests – Balsam Villa, 19179 Centreville Creek, and Shields-Gillander House, 65 Sneath Road, be received; and

That Council consent to the proposed demolition of outbuildings on the designated property at 19179 Centreville Creek Road as shown on Schedule B to DP-2011-063; and

That Council consent to the proposed alteration to the designated property at 65 Sneath Road as shown on Schedule D to DP-2011-063; and

That the Clerk's Office advise the Building & Support Services Section of the Development Approval & Planning Policy Department of Council's decision as it relates to building permit applications associated with the subject properties; and

That Council direct staff to advise the property owners and their agents and the Ontario Heritage Trust of Council's decision in regards to the proposed demolition and alteration to the designated properties at 19179 Centreville Creek and 65 Sneath Road, and publish notice of the demolition.

Carried.

20. DP-2011-066 re: Proposed Official Plan Amendment and Rezoning Application, Part Lot 16, Concession 1 EHS (Caledon), 18423 Hurontario Street, Caledon, Applicant : Jaydad Property Inc., Agent: Ainley Group, File No's: POPA 10-003 and RZ 10-014 (Associated File: SPA 11-016).

Moved by D. Beffort – Seconded by A. Thompson

2011-504

That Report DP-2011-066 regarding Proposed Official Plan Amendment and Rezoning Application, Part Lot 16, Concession 1 EHS (Caledon), 18423 Hurontario Street, Caledon, Applicant: Jaydad Property Inc., Agent: Ainley Group, File No.'s: POPA 10-003 and RZ 10-014 (Associated File: SPA 11-016), be received; and

That Council enact a by-law to adopt Official Plan Amendment 231; and

That Council enact a by-law to rezone the subject property from Village Commercial (CV) and Rural Residential (RR) to Village Commercial – Exception 512 (CV-512).

Carried.

21. DP-2011-067 re: Proposed Temporary Use Zoning By-law Amendment, Part of the West Half of Lot 19, Concession 4 EHS (Ching), East side of Dixie Road, North of Mayfield Road, Town of Caledon, Ward 2, Applicant: Gagnon & Law Urban Planners Ltd. on behalf of John Robert Cation, File: RZ 11-06.

Moved by A. Thompson – Seconded by G. McClure

2011-505

That Report DP-2011-067 regarding Proposed Temporary Use Zoning By-law Amendment, Part of the West Half of Lot 19, Concession 4 EHS (Ching), East Side of Dixie Road, North of Mayfield Road, Town of Caledon, Ward 2, Applicant: Gagnon & Law Urban Planners Ltd. on behalf of John Robert Cation, File: RZ 11-06, be received; and

That Council enact a By-law which will extend the temporary open storage of topsoil and related materials on a portion of the subject Cation property to the benefit of the abutting topsoil manufacturing business operating at 12321 Dixie Road, known as Salisbury Garden Supplies, for a further one (1) year period; and

That Council enact a By-law authorizing the Mayor and Clerk to sign the Temporary Use Extension Agreement; and

That no further extension of the subject Temporary Use beyond the current recommendation be considered by the Town unless the Site Plan application (SPA 08-076) for the abutting Salisbury Garden Supplies property has been approved and implemented to the satisfaction of the Town; and

That Council hereby waives the subsequent temporary zoning by-law application fee which is required to be submitted in 2012.

Carried.

22. DP-2011-068 re: 2011 Second Quarter (Q2) (April 1, 2011 to June 30, 2011) Department Application and Revenue Update.

Moved by N. deBoer – Seconded by R. Mezzapelli

2011-506

That Report DP-2011-068 regarding the Development Approval & Planning Policy Department 2011 second quarter (Q2) April 1, 2011 to June 30, 2011 Application and Revenue Update, be received.

Carried.

23. DP-2011-071 re: Proposed Rogers Telecommunication Facility, Part of East Half of Lot 22, Concession 5 WHS (CAL), 19728 Mississauga Road, Owner: Drago and Bosiljka Egredzija, Applicant: Michelle Vivar – Rogers Communications Inc., Ward 1, File Number: SPA 11-002T.

Moved by D. Beffort – Seconded by A. Thompson

2011-507

That Report DP-2011-031 (original Report) regarding a proposed Rogers Telecommunication Facility, Part of East Half of Lot 22, Concession 5 WHS (Cal), 19728 Mississauga Road, Owner: Drago and Bosiljka Egredzija, Ward 1, Applicant: Michelle Vivar - Rogers Communications Inc., File Number: SPA 11-002T, be deferred to the October 18, 2011 Council Meeting; and

The Report DP-2011-071 (amending Report DP-2011-031) regarding a proposed Rogers Telecommunication Facility, Part of East Half of Lot 22, Concession 5 WHS (Cal), 19728 Mississauga Road, Owner: Drago and Bosiljka Egredzija, Ward 1, Applicant: Michelle Vivar - Rogers Communications Inc., File Number: SPA 11-002T, be deferred to the October 18, 2011 Council Meeting.

Carried.

24. HR-2011-002 re: Military Leave Policy.

Moved by A. Thompson – Seconded by R. Mezzapelli

2011-508

That Report HR-2011-002 regarding a Military Leave Policy be received; and

That Council adopt the Military Leave Policy attached as Appendix "A" to Report HR-2011-002.

Carried.

25. PREC-2011-013 re: Mayfield Recreation Complex - Emergency Repairs.

Moved by A. Thompson – Seconded by G. McClure

2011-509

That Report PREC-2011-013 regarding Mayfield Recreation Complex – Emergency Repairs, be received; and

That the emergency replacement of the domestic water service lateral (located at the Mayfield Recreation Complex) in the amount of \$71,961 to be funded from the Town's portion of savings in capital project 09-79 – Mayfield Recreation Complex (\$55,825), and from the Capital Tax Levy reserve fund (\$16,136); and

That Council approve the tiling of the pool deck and replacement of drains at the Mayfield Recreation Complex provided it can be completed during the scheduled pool shut down at a cost of up to \$87,087 to be funded from the Capital Tax Levy reserve fund; and

That 2011 approved capital project number 11-36 – Mayfield Pool Grouting be renamed Mayfield Pool Renovations and increased by \$159,048 (\$71,961 watermain + \$87,087 pool tiling and drains) to account for the additional work; and

That the Treasurer be authorized to adjust the proportion of funding of the total \$159,048 by drawing more funds from the Capital Tax Levy Reserve Fund and less from capital project 09-79 – Mayfield Recreation Complex, if required after final Recreation Infrastructure Canada Program grant reconciliations; and

That Council enact a By-law authorizing the Mayor and Clerk to execute an agreement with Allto Construction Services Limited for the purchase of the replacement of the domestic water service lateral located at the Mayfield Recreation Complex at the price of \$71,961 inclusive of non-recoverable HST; and

That Council enact a By-law authorizing the Mayor and Clerk to enter into a contract with Caledon Tiles & Construction Specialties Limited for tiling of the pool deck and installation and replacement of the drains located at the Mayfield Recreation Complex at a price not to exceed \$87,087. Such contract will only be in effect if installation can be completed prior to September 12, 2011.

Carried.

26. TC-2011-029 re: Coleraine Drive Storm Sewer Development Charges By-law and Front Ending Agreement.

Moved by R. Mezzapelli – Seconded by P. Foley

2011-510

That Report TC-2011-029 regarding Coleraine Drive Storm Sewer, Development Charges and Front Ending Agreement, be received; and

That Council enact a site specific development charges by-law in respect of the lands on the easterly side of Coleraine Drive as shown on Schedule A to Report TC-2011-029; and

That Council enact a by-law authorizing the execution of a front-ending agreement with DiGregorio Investments Limited; and

That Council confirm that no further public information meeting is required in respect of the proposed site specific development charges by-law; and

That notice of the passing of site specific development charges by-law and the execution of the front-ending agreement be provided in accordance with the Development Charges Act, 1997; and

That staff be instructed to consider the request by 541904 Ontario Limited for the conveyance to 541904 Ontario Limited of Caledon lands located to the north of the lands owned by 1245107 Ontario Limited (Value Wood Working) and to provide a report to be considered by Council.

A recorded vote was requested and taken as follows:

RECORDED VOTE	YES	NO	CONFLICT	ABSENT
Councillor Beffort	X			
Councillor deBoer	X			
Councillor Foley	X			
Councillor McClure	X			
Mayor Morrison	X			
Councillor Paterak				X
Councillor Mezzapelli	X			
Councillor Thompson	X			
Councillor Whitehead	X			
TOTAL	8			1

Carried.

NOTE: Staff advised of the following corrections to page RB26.41 of the Report and Schedule B of the by-law:
 Property 1 - \$2,967
 Property 2 - \$38,100
 Property 3 - \$27,928

NOTE: It was noted these figures were correctly stated on other sections of the report.

14. RECEIPT OF MINUTES

Moved by A. Thompson - Seconded by R. Mezzapelli 2011-511

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

- Council Meeting held July 12, 2011 and July 13, 2011.
- Closed Council Meeting held July 12, 2011.

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

- Seniors' Advisory Committee Meeting held June 27, 2011
- Committee of Adjustment Meeting held June 29, 2011
- Policing Advisory Council of Caledon Meeting held July 6, 2011.
- Heritage Caledon Meeting held July 11, 2011.
- Caledon Councillors Community Golf Tournament Committee Meeting held July 12, 2011
- Accessibility Advisory Committee Meeting held July 14, 2011.
- Public Information Meetings held June 15, 2011, June 29, 2011 and July 13, 2011.

Carried.

15. PROCLAMATIONS

1. Eat Local Month – September 2011.

Moved by R. Mezzapelli – Seconded by N. deBoer 2011-512

Whereas the Caledon Countryside Alliance and Eat Local Caledon in partnership with local farmers, restaurants and food shops declare September 2011 as *Eat Local Month*; and

Whereas the Caledon Countryside Alliance and Eat Local Caledon will organize a series of events to challenge Caledon residents, businesses and institutions to focus on eating, using and providing food grown, produced and processed in Caledon first and Ontario second during September and year round; and

Whereas the Caledon Countryside Alliance and Eat Local Caledon will work in partnership with other local groups and businesses to promote an "Eat Local First Policy" year round;

Now therefore be it resolved that Council for the Corporation of the Town of Caledon proclaims September 2011 as *Eat Local Month in Caledon*.

Carried.

2. Caledon Crunch Day – September 30, 2011.

Moved by P. Foley – Seconded by N. deBoer

2011-513

Whereas the Caledon Countryside Alliance and Eat Local Caledon in partnership with local schools, Caledon apple orchards and Radio Caledon declare September 30, 2011 as *Caledon Crunch Day*; and

Whereas the Caledon Countryside Alliance and Eat Local Caledon will organize some Caledon schools to participate in crunching on a Caledon grown apple at the same time as counted down on Radio Caledon on September 30th, 2011;

Now therefore be it resolved that Council for the Corporation of the Town of Caledon proclaims September 30, 2011 as *Caledon Crunch Day*.

Carried.

3. Lupus Awareness Month – October 2011.

Moved by N. deBoer – Seconded by P. Foley

2011-514

Whereas Lupus is an autoimmune disease that can cause severe damage to the tissue and organs in the body and, in some cases, death; and

Whereas more than five million people worldwide suffer the devastating effects of this disease and each year over a hundred thousand young women, men and children are newly diagnosed with lupus, the great majority of whom are women of childbearing age; and

Whereas medical research efforts into lupus and the discovery of safer, more effective treatments for lupus patients are under-funded in comparison with diseases of comparable magnitude and severity; and

Whereas many physicians worldwide are unaware of symptoms and the health effects of lupus, causing people with lupus to suffer for many years before they obtain a correct diagnosis and medical treatment; and

Whereas there is a deep, unmet need to educate and support individuals and families affected by lupus; and

Whereas there is an urgent need to increase awareness in communities worldwide of the debilitating impact of lupus;

Now therefore be it resolved that October 2011 is hereby designated as “October is Lupus Awareness Month” when lupus organizations around the world call for increases in public and private sector funding for medical research on lupus, targeted education programmes for health professionals, patients and the public, and worldwide recognition of lupus as a significant public health issue.

Carried.

16. CORRESPONDENCE PACKAGE

1. Moved by N. deBoer – Seconded by P. Foley

2011-515

That the correspondence items as listed in the correspondence package for the August 16, 2011, Council meeting, be received; and

That correspondence received from Borden Ladner Gervais dated August 15, 2011 regarding Coleraine Drive Storm Sewer Development Charges By-law and Front Ending Agreement, August 16, 2011 Council Meeting, Comments and Concerns, be received; and

That correspondence received from 541904 Ontario Limited dated August 15, 2011 regarding By-law and Report TC-2011-029, be received; and

That a second correspondence received from Borden Ladner Gervais dated August 15, 2011 regarding Coleraine Drive Storm Sewer Development Charges By-law and Front Ending Agreement, August 16, 2011 Council Meeting, Comments and Concerns, be received.

Carried.

2. Moved by R. Mezzapelli – Seconded by A. Thompson 2011-516

Whereas the provision of capital and operating funds for hospitals for the communities of Ontario is a Provincial responsibility; and

Whereas the amount of provincial tax dollars available for capital and operating costs related to hospitals be they existing hospitals, new hospitals, hospital renovations, hospital expansions is very limited considering all of the other Provincial priorities; and

Whereas to meet the gap in funding, municipalities are being approached by hospitals to provide municipal tax dollars particularly toward capital construction for new hospitals, hospital renovations, hospital expansions, etc.; and

Whereas municipalities themselves have limited tax dollars available for their priorities; and

Whereas one source of revenue that is not being “tapped” for the building of new hospitals, hospital renovations and hospital expansions, particularly to meet new growth in communities throughout Ontario are “development charges”; and

Whereas a significant component of the need for new hospitals, hospital renovations and hospital expansions is the new growth in communities served by the hospitals; and

Whereas imposing “development charges” would be a reasonable approach to raising additional funding for new hospitals, hospital renovations, and hospital expansions; and

Whereas “development charges” could be imposed by amending the existing Development Charges Act or by creating a new “Hospital Development Charges Act” similar to the “Education Development Charges Act”;

Now therefore be it resolved that Council for the Town of Caledon hereby supports the Town of Halton Hills resolution and requests the Province of Ontario, through the Premier and the Minister of Health, to seriously consider imposing “development charges” on new growth in the Province with the purpose of raising additional funds beyond Provincial taxes and fundraising for the construction of new hospitals, hospital renovations or hospital expansions; and

Further be it resolved that the imposition of “development charges” be either by way of amendment to the existing Development Charges Act or be by way of a separate “Hospital Development Charges Act” with the funds to be collected by the municipality or municipalities that are served by the benefitting hospitals and to be placed into Special Provincial Development Charges Reserves for the benefitting hospitals; and

Further be it resolved that with the adoption of “development charges” legislation that municipalities no longer be called upon to provide capital funding for hospitals due to the need of those municipalities to use their own funds for municipal infrastructure; and

Further be it resolved that a copy of this resolution be sent to the Premier of Ontario, the Minister of Health for Ontario, the Association of Municipalities of Ontario, the Region of Peel and each of the area municipalities within the Region of Peel for their endorsement and support, GTA Countryside Mayors Alliance and Town of Halton Hills.

Carried.

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

18. **BY-LAWS**

Moved by A. Thompson – Seconded by R. Mezzapelli 2011-517

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


- | | |
|----------|----------------------------------------------------------------------------------------------------------------------------------------------------------|
| 2011-100 | To authorize the purchase of a Fire Aerial Apparatus and to apply to the Regional Municipality of Peel for the issuance of debentures for such purchase. |
| 2011-101 | To authorize the execution of an Agreement with Dependable Truck and Tank Limited for the purchase of a 2006 Crimson Aerial Truck. |
| 2011-102 | To license and regulate Ice Cream Vehicle Owners and Operators. |

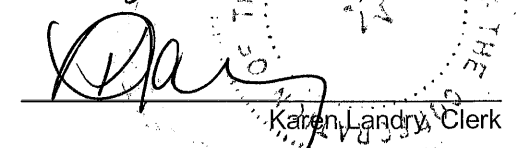
- 2011-103 To amend By-law 2011-018, the Municipal Act Fees By-law to include fees related to ice cream vehicle licensing.
- 2011-104 To provide for exemptions to the Fence By-law 2005-36 – 135 James Street, Bolton.
- 2011-105 To amend the Taxicab and Limousine Licensing By-law 2006-24 to increase the taxi tariffs.
- 2011-106 To authorize the execution of Requester Agreements with the Province of Ontario.
- 2011-107 To amend By-law 2007-128 with respect to revoking the appointment of a Tax Collector, Livestock and Poultry Valuer and Municipal By-law Enforcement Officer and to define certain terms and to delegate authority for the electronic registration of documents.
- 2011-108 To amend By-law 2011-018, as amended the Municipal Act Fees By-law to revise fees related to Civil Marriage Ceremonies.
- 2011-109 To authorize the Mayor and Clerk to execute an agreement for the provision of civil marriage officiating services.
- 2011-110 To authorize the execution of an Agreement with Martinway Contracting Ltd.
- 2011-111 To execute a Protocol for Plan Review and Technical Clearance (Agreement) between The Corporation of the Town of Caledon and Nottawasaga Valley Conservation Authority.
- 2011-112 To declare certain lands surplus and authorize a sale transaction of the lands. (Part of Block 6, Plan 43M-808 being Parts 3 and 4 on Plan 43R-27813 and Part of the East Half of Lot 4, Concession 6 (Albion) being Parts 9 and 10 on Plan 43R-27813).
- 2011-113 To adopt Amendment No. 231 to the Official Plan for the Town of Caledon.
- 2011-114 To amend Comprehensive Zoning By-law 2006-50, as amended, with respect to Part of Lot 16, Concession 1 EHS (Caledon), Town of Caledon, Regional Municipality of Peel, municipally known as 18423 Hurontario Street.
- 2011-115 To amend the Comprehensive Zoning By-law 2006-50, as amended, with respect to Part of the West Half of Lot 19, Concession 4 EHS (Chinguacousy) Town of Caledon, Regional Municipality of Peel.
- 2011-116 To authorize the Mayor and Clerk to enter into an extension agreement to allow a temporary use with respect to Part of Lot 19, Concession 4 EHS, Chinguacousy, Caledon.
- 2011-117 To authorize the execution of an Agreement with Allto Construction Services Limited.
- 2011-118 To authorize the execution of an Agreement with Caledon Tiles & Construction Specialties Limited.
- 2011-119 To Impose and Provide for the Payment of Development Charges for a Storm Sewer on Coleraine Drive.
- 2011-120 To confirm the proceedings of the August 16, 2011 Council Meeting.

Carried.

19. **ADJOURNMENT**

On verbal motion moved by Councillor Thompson and seconded by Councillor Foley, Council adjourned at 5:50 p.m.


Marilyn Morrison, Mayor


Karen Landry, Clerk

