



Council Meeting Minutes
Tuesday, March 6, 2012
9:30 a.m.
Council Chambers, Town Hall

Mayor M. Morrison
D. Beffort
N. deBoer
P. Foley
G. McClure
R. Mezzapelli
R. Paterak
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
Council/Committee Co-ordinator: B. Karrandjan
Director/Chief Financial Officer/Deputy CAO: R. Kaufman
Director of Administration/Town Clerk: K. Landry
Manager of Economic Development: N. Lingard
Director of Human Resources: J. Porter
Director of Parks & Recreation: K. Scott
Treasurer: F. Wong

Other Staff Present Specific Items Only

Senior Development Planner: C. Blakely
Project Manager - Capital Assets: S. Brake
Manager of Civic Properties: S. Doherty
Accessibility, Election and Special Projects Manager: L. Hall
Manager of Engineering: J. Hasselbacher
Senior Development Engineering Coordinator: D. Hurst
Senior Policy Planner: O. Izirein
Senior Project Manager, IT Strategic Plan: E. Jajal
Manager of Development: S. Kirkwood
Manager of Finance: K. Kocialek
Planning Student: K. Li
Capital Asset Coordinator: K. Lichti
Network Support Analyst/Server Administrator: J. Narula
Energy and Environmental Coordinator: J. Schembri
Legislative Services Supervisor/Deputy Clerk: D. Thompson
Senior Manager, Capital Projects & Property Mgmt: R. Trudeau
Manager of Purchasing & Risk Management: A. Valentino

1. **CALL TO ORDER**

Mayor Morrison called the meeting to order at 9:33 a.m.

2. **APPROVAL OF AGENDA**

Moved by N. deBoer - Seconded by A. Thompson

2012-086

That the agenda for the March 6, 2012 Regular Council Meeting, be approved as amended.

Carried.

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

4. **CLOSED MEETING**

Council was in Closed Meeting from 9:36 a.m. to 9:55 a.m.

Moved by A. Thompson – Seconded by R. Mezzapelli

2012-087

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-2012-011 – Appointment to the Economic Development Advisory Committee
- Confidential Report ADM-2012-012 - Appointment to the Library Board
- Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board and advice that is subject to solicitor-client privilege, including communications necessary for that purpose;
 - Confidential Report DP-2012-012 – Appeal of Valleywood West Developments Limited (Smartcentres) Zoning By-law Amendment 2011-095 to Ontario Municipal Board

Carried.

Moved by N. deBoer – Seconded by R. Mezzapelli

2012-088

That Council move into open session.

Carried.

5. MATTERS ARISING FROM CLOSED MEETING

1. Confidential Report ADM-2012-011 re: Personal matters about an identifiable individual, including municipal or local board employees – Appointment to the Economic Development Advisory Committee.

Moved by A. Thompson – Seconded by P. Foley

2012-089

That Confidential Report ADM-2012-011 regarding personal matters about an identifiable individual, including municipal or local board employees - appointment to the Economic Development Advisory Committee, be received; and

That Council accepts the resignation of John Giancola from the Economic Development Advisory Committee; and

That Council hereby appoints Kelly Myles to the Economic Development Advisory Committee effective March 6, 2012 to November 30, 2014 or until such time as a successor has been appointed.

Carried.

2. Confidential Report ADM-2012-012 re: Personal matters about an identifiable individual, including municipal or local board employees - Appointment to the Library Board.

Moved by P. Foley – Seconded by N. deBoer

2012-090

That Confidential Report ADM-2012-012 regarding personal matters about an identifiable individual, including municipal or local board employees - Appointment to the Caledon Library Board be received; and

That Council enact a by-law to appoint Ken Weber to the Caledon Library Board from March 6, 2012 to November 30, 2014 or until such time as a successor has been appointed.

Carried.

3. Confidential Report DP-2012-012 re: Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board and advice that is subject to solicitor-client privilege, including communications necessary for that purpose – Appeal of Valleywood West Developments Limited (Smartcentres) Zoning By-law Amendment 2011-095 to Ontario Municipal Board.

Moved by A. Thompson – Seconded by N. deBoer

2012-091

That Confidential Report DP-2012-012 regarding Valleywood West Developments Limited (SmartCentres) Zoning By-law Amendment 2011-095 to Ontario Municipal Board for the Lands Legally Described as Part of Lots 19 and 20, Concession 1 EHS (Chinguacousy); Part of Blocks 71 and 72 on Plan 43M-1050; and Parts 1, 2, 3, 4, 5, 6 and 7 on Plan 43R-29065 ("Subject Lands"), be received; and

That Staff be directed to appear at the Pre-hearing Conference before the Ontario Municipal Board; and

That staff be directed to report back to Council following the Pre-hearing Conference to make further recommendations regarding the on-going appeal.

Carried.

6. PRAYER AND O CANADA

Councillor McClure opened the meeting with a prayer.

7. SUMMARY OF ADDENDUM ITEMS

Added Delegation

6 11:45 a.m. Barb Shaughnessy re: MDS. (See Notice of Motion 3)

Amended Notice of Motion

1 Councillor Paterak re: Education Tax - Withdrawn.

Proclamation Withdrawn as already completed.

1 International Women's Day - March 8, 2012.

8. DISCLOSURE OF PECUNIARY INTEREST – None stated.

9. COUNCIL WORKSHOP – None scheduled.

10. INTRODUCTIONS OF NEW STAFF

1. Epsit Jajal, Senior Project Manager, IT Strategic Plan introduced Jasjot (Jas) Narula, Network Support Analyst/Server Administrator.

2. Doug Barnes, Chief Administrative Officer introduced Liza Sardi, Manager of Communications.

11. DELEGATIONS/PRESENTATIONS

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

Moved by P. Foley – Seconded by R. Mezzapelli 2012-092

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

Carried.

2. Axel Doerwald re: False Alarm Charges.

Moved by R. Mezzapelli – Seconded by D. Beffort 2012-093

That the delegation of Axel Doerwald regarding false alarm charges, be received.

Carried.

NOTE: Council requested staff to report back on the feasibility of implementing a program to refund a portion of the fee where remedial action has taken place.

3. Don MacIver, Mayor of Amaranth and Heather Auld, Principal Climatologist, Risk Sciences International re: Adapting to a Changing Climate - Actions Are Overdue.

Moved by P. Foley – Seconded by A. Thompson 2012-094

That the delegation of Don MacIver, Mayor of Amaranth and Heather Auld, Principal Climatologist, Risk Sciences International regarding "Adapting to a Changing Climate - Actions Are Overdue", be received.

Carried.

NOTE: Council requested that staff look into the hosting of a public open house for the purpose of providing an additional opportunity for the public to attend the presentation made by Don MacIver.

4. Rocki Maimone re: Bussing Issue.

Moved by R. Mezzapelli – Seconded by P. Foley

2012-095

That the delegation of Rocki Maimone regarding bussing issue, be received; and

That the petition entitled “Bolton Public Safety Petition” be received.

Carried.

5. Elisabeth Zaffino re: Bussing Issue.

Moved by R. Mezzapelli – Seconded by P. Foley

2012-096

That the delegation of Elisabeth Zaffino regarding bussing issue, be received.

Carried.

Moved by R. Mezzapelli – Seconded by P. Foley

2012-097

That Council direct staff to arrange for two crossing guards at Highway 50 and Bolton Heights intersection once the speed limit is reduced and until sidewalks are installed on Highway 50 from Centennial to Bolton Heights.

Carried.

6. Barb Shaughnessy re: MDS Notice of Motion.

Moved by A. Thompson – Seconded by G. McClure

2012-098

That the delegation of Barb Shaughnessy regarding MDS, be received.

Carried.

12. COUNCIL COMMUNICATIONS/INQUIRIES AND ANNOUNCEMENTS

12.1 Announcements

Mayor Morrison advised that the CVC has recognized the Town of Caledon as a “Proud Supporter of the Credit Valley Conservation Foundation”.

12.2 Urgent Business - None.

12.3 Notices of Motion – printed with the agenda.

(i) Councillor Paterak re: Education Tax - **Withdrawn**.

(ii) Councillor Paterak re: Transportation User Fees.

Moved by R. Paterak – Seconded by G. McClure

2012-099

Whereas the Drummond Commission Recommendation 6-16 states “The Province should amend the Education Act to give school boards the power to charge modest transportation user fees set by the Province; and

Whereas the purpose of public education is to provide free public education to all grade school and high school students; and

Whereas the intent of Recommendation 6-16 is to allow school boards to charge a user fee for transportation; and

Whereas this will erode the principal of “free public education” in Ontario; and

Whereas transportation user fees will impact rural Ontario more than any other area of Ontario and therefore will be inequitable; and

Whereas a healthy vibrant rural economy is vital to Ontario and transportation user fees will impose a burden on rural workers and their families who must live in the countryside; and

Whereas the Province of Ontario mandates that children must attend school; and

Whereas it is unclear how such a user fee could be demanded given other Provincial legislation;

Therefore be it resolved that the Town of Caledon, as stewards of its community, forcefully reject any notion of user fees for school children for any purpose and specifically for transportation; and

Further be it resolved that this resolution be distributed to Premier McGuinty; the Peel school boards, AMO, ROMA, FCM and to Sylvia Jones, MPP.

Carried.

(iii) Councillor Thompson re: MDS.

Moved by A. Thompson – Seconded by G. McClure

2012-100

Whereas a new land use shall comply with the Minimum Distance Separation (MDS) formulae in the Provincial Policy Statement; and

Whereas there is significant recreational opportunities in the Rural/Agricultural areas that are possibly impacted by the MDS formulae; and

Whereas the MDS formulae prohibit the land use change and structures being located within the calculated MDS arc; and

Whereas the recreational lands within the MDS arc that do not include any buildings have no impact on agricultural uses in the Rural/Agricultural area;

Therefore be it resolved that the Ministry of Agriculture, Food and Rural Affairs and Ministry of Municipal Affairs and Housing be requested to change the Provincial Policy Statement to allow a change of land use for recreational uses in the MDS arc, provided the building(s) and structure(s) are located outside the MDS arc.

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	9			

Carried.

12.4 Notices of Motion – presented at meeting - None.

12.5 Council Inquiries.

(i) Racetrack Industry

Councillor Thompson requested staff prepare a report regarding the impact of horse racing in Caledon including the impacts on supporting industries and employment.

Norm Lingard, Manager of Economic Development advised that staff will look into this matter.

(ii) Coleraine/King Street intersection

Councillor Mezzapelli indicated that he was travelling eastbound on Harvestmoon Drive to King Street and indicated the pavement markings are not clear.

Craig Campbell, Director of Public Works indicated that work will be completed to address any confusion regarding the pavement markings.

(iii) Bottled Water

Councillor deBoer advised that he was at the Midland arena recently and requested staff to look into retrofitting the water fountains in Town facilities so that water bottles can be filled up at the fountain.

Kristene Scott, Director of Parks & Recreation advised that a report will be presented to Council by the end of April 2012.

13. REGULAR BUSINESS

1. ADM-2012-014 re: 2012-2013 Accessibility Plan.

Moved by R. Whitehead – Seconded by G. McClure 2012-101

That Report ADM-2012-014 regarding the 2012-2013 Accessibility Plan, be received; and

That Council approve the accessibility initiatives in the 2012-2013 Accessibility Plan.

Carried.

2. CS-2012-003 re: Community Based Strategic Plan Update.

Moved by A. Thompson – Seconded by P. Foley 2012-102

That Report CS-2012-003 regarding the Community Based Strategic Plan Update, be received.

Carried.

3. PW-2012-006 re: Award of Request for Proposal No. 2011-66, Consulting Services – Municipal Class Environmental Assessment, Engineering Detailed Design and Contract Administration Services for Five (5) Bridges and Four (4) Culverts and Request for Additional Funding.

Moved by N. deBoer – Seconded by G. McClure 2012-103

That Report PW-2012-006 regarding Award of Request for Proposal No. 2011-66, Consulting Services – Municipal Class Environmental Assessment, Engineering Detailed Design and Contract Administration Services for Five (5) Bridges and Four (4) Culverts and Request for Additional Funding , be received; and

That a contract for the Class Environmental Assessment and Preliminary Design for Various Bridge and Culvert Rehabilitation (Phase 1 of Request For Proposal 2011-66), be awarded to Gamsby and Mannerow Limited in the amount of \$337,390 (includes non-refundable HST) to be funded from Capital Project PW-11-04 Structure Program EA's and Engineering; and

That the revised budget for the Structure Program EA's and Engineering Capital Project (Project 11-04) outlined in Table 2 of Report PW-2012-006, in the amount of \$375,777, be approved; and

That the Capital Budget shortfall in Capital Project PW-11-04, Structure Program EA's and Engineering, in the amount of \$100,777 be funded by a budget transfer from the Innis Lake Bridge Project (Project PW-11-03).

Carried.

NOTE: K. Landry, Director of Administration/Town Clerk advised that the recommendation to enact a by-law to Report PW-2012-006 was not required as this authority had been delegated through By-law 2007-128.

14. **RECEIPT OF MINUTES**

Moved by R. Mezzapelli - Seconded by G. McClure

2012-104

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

- Council Meeting held February 7, 2012, February 14, 2012 and February 22, 2012.
- Closed Council Meeting held February 14, 2012.
- Caledon Councillors Community Golf Tournament Committee Meeting held February 14, 2012.

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

- Accessibility Advisory Committee Meeting held January 19, 2012.

Carried.

15. **PROCLAMATIONS**

1. International Women's Day – March 8, 2012 – Withdrawn as already completed.
2. National Volunteer Week - April 15-21, 2012.

Moved by A. Thompson – Seconded by R. Mezzapelli

2012-105

Whereas, 12.5 million Canadian volunteers give their time to help others, contributing 2.1 billion volunteer hours per year; and

Whereas, volunteers in the Town of Caledon mentor our children, feed our hungry, comfort our lonely, beautify our green spaces, and fundraise for our charitable organizations; and

Whereas, the Town of Caledon volunteers are young, old, families, workers, retirees, men and women of all ages and backgrounds; and

Whereas, the collective result of the work done by our town's volunteers is that the Town of Caledon is a more desirable place to live; and

Therefore be it resolved that the week of April 15-21, 2012, be proclaimed "National Volunteer Week" in the Town of Caledon.

Carried.

3. Lyme Disease Awareness Month - May 2012.

Moved by P. Foley – Seconded by R. Whitehead

2012-106

Whereas, ticks carrying the bacteria *Borrelia burgdorferi* that causes Lyme Borreliosis, commonly known as Lyme disease continue to spread across Ontario and Canada; and

Whereas, the number of reported cases of Lyme disease in North America continues to increase, yet the Centers for Disease Control estimates that on average there are ten missed cases for every case reported; and

Whereas, Lyme disease is difficult to diagnose because it imitates other conditions and no reliable laboratory test can prove who is infected or bacterial-free, which often leads to misdiagnosis; and

Whereas, early indicators of infection include flu-like symptoms, characterized by chills, headache, fatigue, muscle and joint aches and swollen lymph nodes; and

Whereas, weeks or months later, patients with untreated or under-treated Lyme disease can suffer from serious, permanent and sometimes life-threatening damage to the brain, joints, heart, eyes, liver, spleen, blood vessels and kidneys. For this reason it is imperative that all who develop this disease receive immediate early treatment; and

Whereas, the best solution to the threat of Lyme disease is to educate people about the seriousness of the illness and the need to practice personal preventive techniques when engaging in outdoor activities, such as frequent tick checks, use of tick repellent and proper tick removal;

Therefore be it resolved that the month of May, 2012, be proclaimed "Lyme Disease Awareness Month" in the Town of Caledon to draw attention to this growing health problem and the importance of early detection and treatment by all residents.

Carried.

16. CORRESPONDENCE PACKAGE

1. Moved by D. Beffort – Seconded by R. Mezzapelli 2012-107

That the correspondence items as listed in the correspondence package for the March 6, 2012, Council meeting, be received.

Carried.

2. Moved by R. Whitehead – Seconded by R. Paterak 2012-108

That the correspondence received from the City of Kingston dated January 3, 2012 regarding the City of Kingston Council Meeting – Canadian-European Comprehensive Economic and Trade Agreement (CETA) – December 20, 2011, be supported; and

That a copy of this resolution be forwarded to the Prime Minister of Canada, Stephen Harper, the leader of the Opposition, Nycole Turmel, the Acting Liberal Leader Bob Rae, Sylvia Jones, MPP, David Tilson, MP, AMO, FCM, Region of Peel, City of Brampton and City of Mississauga.

Carried.

3. Moved by P. Foley – Seconded by A. Thompson 2012-109

That the correspondence received from Ontario Urban Forest Council dated February 12, 2012 regarding Emerald Ash Borer, be received; and

Whereas over 80% of Canadians now live in urban areas and have come to rely on the environmental, ecological and economic benefits of urban forests; and

Whereas the health of Canadians is sustained by their urban forests which provide services through improving air quality, cooling city streets and buildings, acting as a windbreak, shading from harmful UV rays, and filtering storm water, as well as beautifying our communities; and

Whereas neither the federal nor provincial governments currently include urban forestry in their mandates except in a limited role with respect to exotic, invasive pests; and

Whereas the Canadian Food Inspection Agency has not been able to stop the spread of the Emerald Ash Borer throughout Ontario and Quebec; and

Whereas the Emerald Ash Borer is expected to cost Canadians over \$2 Billion dollars in treatment and replanting; and

Whereas Canadian forestry programs and research are solely focused on industrial forests and do not at present include urban tree planting, appropriate species research, and insect control and management; and

Whereas other jurisdictions such as the United States Forest Service and the European Urban Forestry Research and Information Centre include urban forestry as a program and research area; and

Whereas Canada engages municipalities in a number of substantial infrastructure programs;

Therefore be it resolved that The Town of Caledon calls on the Federal and Provincial governments to take leadership roles in recognizing the need to support urban forestry, by establishing urban forestry mandates and programs which includes funding assistance to municipalities for the control and management of the Emerald Ash Borer and any future significant imported diseases and insects -as well as the creation and funding of programs designed to support the on-going sustainable management of urban forests; and

Further be it resolved that all municipalities across Ontario be encouraged to endorse this proclamation and that this resolution be distributed to The Honourable Gerry Ritz, Minister of Agriculture and Agri-Food; The Honourable Joe Oliver, Minister of Natural Resources, The Honourable Denis Lebel, Minister of Transport, Infrastructure and Communities; The Honorable Jim Flaherty, Minister of Finance; Sylvia Jones, MPP,

Honourable Michael Gravelle, Minister of Natural Resources; Honourable Kathleen Wynne, Minister of Municipal Affairs and Housing; Honourable Dwight Duncan, Minister of Finance; David Tilson, MP, Tim Hudak, MPP, Leader of Progressive Conservative Party of Ontario and the Opposition Party; Andrea Horvath, MPP, Leader of the New Democratic Party of Ontario, Association of Municipalities of Ontario and Federation of Canadian Municipalities.

Carried.

NOTE: Council requested staff to report back to Council regarding the impact of the Emerald Ash Borer in Caledon, a strategy that considers alternative species and the budget implications.

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

18. **BY-LAWS**

Moved by R. Mezzapelli – Seconded by D. Beffort

2012-110

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

2012-013 To appoint members to the Caledon Public Library Board.


2012-019 To exempt Block 197 on Plan 43M-1800 from the part lot control provisions of the Planning Act.

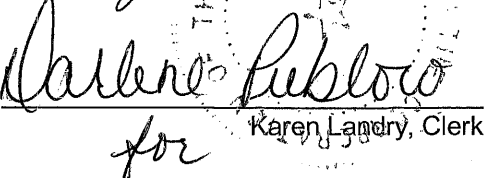
2012-020 To confirm the proceedings of the March 6, 2012 Council Meeting.

Carried.

19. **ADJOURNMENT**

On verbal motion moved by Councillor deBoer and seconded by Councillor Thompson, Council adjourned at 2:55 p.m.


Marilyn Morrison, Mayor


for Karen Landry, Clerk