



Council Meeting Minutes
Tuesday, September 29, 2015
1:00 p.m.
Council Chamber, Town Hall

Mayor A. Thompson
Councillor D. Beffort
Councillor N. deBoer
Councillor J. Downey
Councillor A. Groves (arrived at 1:04 p.m.)
Councillor J. Innis
Councillor G. McClure
Councillor R. Mezzapelli
Councillor B. Shaughnessy

Chief Administrative Officer: D. Barnes
Fire Chief: D. Forfar
Director of Development Approval and Planning Policy/Deputy CAO: M. Hall
Director of Parks and Recreation: L. Johnston
Council/Committee Co-ordinator: B. Karrandjas
Manager of Corporate Communications: B. Lee
Manager, Economic Development: N. Lingard
Director of Public Works: D. Loveridge
Director of Human Resources: J. Porter
Manager of Information Services/Deputy Clerk: D. Thompson
Treasurer: P. Tollett
Director of Corporate Services/Chief Financial Officer: F. Wong

1. **CALL TO ORDER**

Mayor Thompson called the meeting to order in the Council Chamber at 1:02 p.m.

2. **PRAYER AND O CANADA**

Councillor N. deBoer opened the meeting with a prayer, those in attendance joined in singing O Canada.

3. **SUMMARY OF ADDENDUM ITEMS**

Added Closed Meeting

1. Confidential Verbal Report from Chris Barnett, Partner, DLA Piper re: Advice that is subject to solicitor-client privilege and litigation – Legal advice regarding Provincial Facilitation.

Councillor Groves arrived at 1:04 p.m.

4. **APPROVAL OF AGENDA**

Moved by Councillor N. deBoer - Seconded by Councillor R. Mezzapelli

2015-354

That the agenda for the September 29, 2015 Council Meeting, be approved as amended.

Carried.

5. **DISCLOSURE OF PECUNIARY INTEREST**

Councillor McClure disclosed a potential pecuniary interest with respect to Notice of Motion #2 – Greater Toronto Area West Land Use Study Terms of Reference Expansion. Councillor McClure left the Council table and did not partake in any discussion, debate, or vote concerning this matter.

6. **WORKSHOP** – none.

7. **INTRODUCTION OF NEW STAFF** – none.

8. CLOSED MEETING

Council adopted the required procedural motion and resumed in Closed Meeting in the Committee Room at 1:06 p.m.

Moved by Councillor N. deBoer – Seconded by Councillor J. Downey

2015-355

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

- Confidential Verbal Report from Chris Barnett, Partner, DLA Piper re: Advice that is subject to solicitor-client privilege and litigation – Legal advice regarding Provincial Facilitation.

Carried.

Mayor A. Thompson, Councillor D. Beffort, Councillor N. de Boer, Councillor J. Innis, Councillor G. McClure, Councillor J. Downey, Councillor A. Groves, Councillor R. Mezzapelli, Councillor B. Shaughnessy, Chief Administrative Officer: D. Barnes, Director of Development Approval & Planning Policy: M. Hall, Director of Corporate Services/Chief Financial Officer: F. Wong, Solicitor: P. De Sario, Manager of Information Services/Deputy Clerk: D. Thompson and Chris Barnett, Partner, DLA Piper were present for this portion of the meeting.

Council adopted the required procedural motion at 2:05 p.m. and resumed in Open Session at 2:09 p.m.

9. MATTERS ARISING FROM CLOSED MEETING

Confidential Verbal Report from Chris Barnett, Partner, DLA Piper re: Advice that is subject to solicitor-client privilege and litigation – Legal advice regarding Provincial Facilitation.

Moved by Councillor N. deBoer – Seconded by Councillor J. Downey

2015-356

That the Confidential Verbal Report from Chris Barnett, Partner, DLA Piper regarding Advice that is subject to solicitor-client privilege and litigation – Legal advice regarding Provincial Facilitation, be received; and

That Council was informed that any proposed terms of agreement will be brought back to Council in an open session; and

That Council confirmed that staff are at the facilitation to defend Caledon's planning decisions and proceed as directed.

Carried.

10. DELEGATIONS/PRESENTATIONS

D1 – Shelley White, President and CEO, United Way of Peel Region provided a presentation regarding the 2015 Campaign Kickoff (see attached presentation). Members of Council asked a number of questions concerning the information provided and received a response from the presenter.

Mayor Thompson thanked Ms. White for her presentation.

D2 – Laura Hall, Deputy Clerk, Peter Thoma, Partner, UrbanMetrics and Ken Graydon, Seniors Task Force provides a presentation regarding Staff Report ADM-2015-067 - Adults 55+ Strategic Plan (see attached presentation). Members of Council asked a number of questions concerning the information provided and received a response from the presenters.

Mayor Thompson thanked Ms. Hall, Mr. Thoma and Mr. Graydon for their presentation.

11. REGULAR BUSINESS

ADM-2015-067 re: Adults 55+ Strategic Plan.

Moved by Councillor R. Mezzapelli – Seconded by Councillor N. deBoer 2015-357

That Report ADM-2015-067 regarding Adults 55+ Strategic Plan, be received; and

That the Adults 55+ Strategic Plan attached as Appendix “A” to Report ADM-2015-067 be adopted; and

That staff be directed to create a cross-departmental staff team responsible for the implementation of the deliverables captured in the Adults 55+ Strategic Plan; and

That a permanent full time staff position be created and requested in the 2016 budget process.

A recorded vote was requested and taken as follows:

| <u>RECORDED VOTE</u> | YES | NO | CONFLICT | ABSENT |
|------------------------|------------|-----------|-----------------|---------------|
| Councillor Shaughnessy | X | | | |
| Councillor Mezzapelli | X | | | |
| Councillor Innis | X | | | |
| Councillor McClure | X | | | |
| Mayor Thompson | X | | | |
| Councillor Beffort | X | | | |
| Councillor Downey | X | | | |
| Councillor DeBoer | X | | | |
| Councillor Groves | X | | | |
| TOTAL | 9 | | | |

Carried.

PW-2015-065 re: Restrictions on Large Fill Operations and Amendments to Town of Caledon Fill By-law 2007-59.

Moved by Councillor N. deBoer – Seconded by Councillor G. McClure 2015-358

That Report PW-2015-065 regarding Restrictions on Large Fill Operations and Amendments to Town of Caledon Fill By-law 2007-59, be received; and

That By-law 2007-059 regulating fill in the Town of Caledon be amended as follows:

- a) Prohibit the placement of fill over 10,000 cubic metres;
- b) require an applicant to demonstrate that the proposed fill being requested enhances the agricultural viability of the agricultural lands, and
- c) require Securities to ensure that the conditions on the Fill Permit and the by-law will be complied with;
 Include \$50,000.00 in the 2016 budget in order to obtain a consultant to review and recommend changes to the Fill By-law.

Carried.

12. DELEGATIONS/PRESENTATIONS (continued)

D3 – Stephanie Montgomerie provided a delegation regarding False Fire Alarm Invoices. She requested that the fees charged to her for false fire alarms be waived.

Mayor Thompson thanked Ms. Montgomerie for her delegation.

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

Notices of Motion – printed with the Agenda.

1. Councillor A. Groves re: False Fire Alarm Invoice.

Moved by Councillor A. Groves - Seconded by Councillor B. Shaughnessy

Whereas Stephanie Montgomerie provided a delegation to Council on May 29, 2012 requesting that Council waive Invoice No. 14244 regarding two false fire alarm responses in 2011; and

Whereas a decision was made to uphold the invoice amount and to review the process; and

Whereas the invoicing process was reviewed with the 2013 Budget resulting in a new false alarm billing process and no ability to waive fines for false fire alarm responses retroactively; and

Now therefore be it resolved that notwithstanding previous direction Invoice 14244 be waived in the amount of \$1,403.40 plus any accumulated penalty and interest.

With the permission of Council, Councillors Groves and Shaughnessy withdrew the Motion.

Moved by Councillor D. Beffort - Seconded by Councillor G. McClure 2015-359

Whereas Stephanie Montgomerie provided a delegation to Council on May 29, 2012 requesting that Council waive Invoice No. 14244 regarding two false fire alarm responses in 2011; and

Now therefore be it resolved that this matter be referred back to staff for further information.

Carried.

2. Councillor J. Innis re: Greater Toronto Area West Land Use Study Terms of Reference Expansion.

Councillor McClure left the Council table and did not participate in any discussion regarding this matter.

Moved by Councillor J. Innis – Seconded by Councillor N. deBoer 2015-360

Whereas all lands within the “Whitebelt”, an area outside the Greenbelt Plan and existing settlement areas in Caledon, are eligible for future development, subject to a municipal comprehensive review; and

Whereas a 400-series highway known as the GTA West Transportation Corridor is being planned to cross the “Whitebelt” by 2031 that will significantly affect the future of our community; and

Whereas the Town has already initiated a GTA West Land Use Study to identify and protect future strategic employment lands as per the Provincial Policy Statement (2014); and

Whereas a visioning exercise examining employment land only does not address all the needs of our community;

Therefore, be it resolved that Planning staff be directed to expand the Terms of Reference for the GTA West Land Use Study to include a land use visioning exercise for the entire “Whitebelt”; and

Further that Planning staff be directed to report back to Council on October 20, 2015 with a detailed work program for this visioning exercise.

A recorded vote was requested and taken as follows:

| RECORDED VOTE | YES | NO | CONFLICT | ABSENT |
|------------------------|------------|-----------|-----------------|---------------|
| Councillor Shaughnessy | X | | | |
| Councillor Mezzapelli | X | | | |
| Councillor Innis | X | | | |
| Councillor McClure | | | X | |
| Mayor Thompson | X | | | |
| Councillor Beffort | X | | | |
| Councillor Downey | X | | | |
| Councillor DeBoer | X | | | |
| Councillor Groves | X | | | |
| TOTAL | 8 | | 1 | |

Carried.

Councillor McClure returned to his seat.

14. REGULAR BUSINESS (continued)

ADM-2015-064 re: A portion of the Escarpment Sideroad road allowance be declared surplus to the needs of the Town.

Moved by Councillor B. Shaughnessy – Seconded Councillor D. Beffort 2015-361

That Report ADM-2015-064 regarding a portion of the Escarpment Sideroad road allowance be declared surplus to the needs of the Town, be received; and

That the subject lands identified as a portion of the Escarpment Sideroad road allowance as indicated on Schedule A to staff report ADM-2015-064, surplus to the needs of the Town; and

That the Project Manager, Real Estate, be delegated the authority to negotiate the sale of the surplus road allowance to the abutting owner at market value; and

That a by-law be brought forward to stop up and close the subject lands; and

That the Mayor and Clerk be authorized to execute the agreements of purchase and sale, and any other documents necessary for the purpose of selling the subject road allowance to the purchaser, subject to the conditions set out in Report ADM-2015-064.

Carried.

CAO-2015-019 re: Community Improvement Plans Update.

Moved by Councillor R. Mezzapelli – Seconded by Councillor J. Downey 2015-362

That Report CAO-2015-019 regarding Community Improvement Plans Update, be received.

Carried.

With the permission of Council, the order of business for the meeting was altered to permit Staff Report DP-2015-074 re: Recommendation to Remove Listed Non-designated Property at 12529 Chinguacousy Road from Heritage Register to be dealt with.

DP-2015-074 re: Recommendation to Remove Listed Non-designated Property at 12529 Chinguacousy Road from Heritage Register.

Moved by Councillor J. Downey – Seconded by Councillor G. McClure 2015-363

That Report DP-2015-074 regarding Recommendation to Remove Listed Non-designated Property at 12529 Chinguacousy Road from Heritage Register, be received; and

That Council approve the removal of the listed non-designated property at 12529 Chinguacousy Road from the Heritage Register.

Carried.

CS-2015-044 re: Purchasing Reporting - January 2015 to August 2015.

Moved by Councillor N. deBoer – Seconded by Councillor R. Mezzapelli 2015-364

That Report CS-2015-044 regarding Purchasing Reporting - January 2015 to August 2015, be received.

Carried.

CS-2015-045 re: 2015 Closed Capital Report.

Moved by Councillor G. McClure – Seconded by Councillor R. Mezzapelli 2015-365

That Report CS-2015-045 regarding 2015 Closed Capital Report be received; and

That the 31 capital projects listed in Appendix A to Report CS-2015-045 be closed and the unaudited net capital project surplus of \$597,165.02 be transferred back to the original sources of funding; and

That Capital Project 15-132 – 2015 Bridge program be reduced by \$413,896 and transferred back to the Tax Funded Capital Contingency Reserve; and

That the Treasurer be authorized to re-open any closed project for technical adjustments required, including the payment of subsequent invoices, deficient work or other payments related to a capital project, and to draw funds from original funding sources (reserves) up to the budget surplus amount.

Carried.

CS-2015-047 re: Quarterly Update of Approved Unavoidable Budget Increases - September 15, 2015.

Moved by Councillor N. deBoer – Seconded by Councillor A. Groves 2015-366

That Report CS-2015-047 regarding Quarterly Update of Approved Unavoidable Budget Increases - September 15, 2015, be received.

Carried.

CS-2015-049 re: Proposed High Speed Internet Strategy for the Town of Caledon.

Moved by Councillor J. Downey – Seconded Councillor R. Mezzapelli 2015-367

That Report CS-2015-049 regarding the Proposed High Speed Internet Strategy for the Town of Caledon, be received; and

That the Town adopt the South Western Integrated Fibre Technology (SWIFT) model for its high speed internet strategy; and

That Town staff be authorized to work with SWIFT representatives to develop a Memorandum of Understanding (MoU) to be included as a Western Ontario Wardens Caucus (WOWC) partner, and to submit a \$10,000 payment to SWIFT as the Town's initial funding contribution to the project upon execution of the MoU; and

That a single source award of \$40,000 to Campbell Patterson Communications for a feasibility study and other funded through the re-allocation of other 2015 Information Technology capital as outlined in report CS-2015-049 be approved; and

That the Mayor and Clerk be authorized to sign all documents related to the implementation of SWIFT; and

That should SWIFT receive Federal and Provincial funding to proceed, staff will present the Town's SWIFT capital contribution costs as part of the 2016 and future budgets.

Carried.

DP-2015-073 re: Extension of a Temporary Use By-law for a Garden Suite, Gary Oglestone, 15696 Airport Road, Caledon East, Part East Half Lot 2, Concession 6 EHS (Caledon).

Moved by Councillor N. deBoer – Seconded by Councillor J. Innis 2015-368

That Report DP-2015-073 regarding a three (3) year extension of a Temporary Use By-law to continue to permit a garden suite on the property described as Part East Half Lot 2, Concession 6 E.H.S. (Caledon), 15696 Airport Road, Caledon East, File No. RZ 15-06 be received; and

That Council enacts a Temporary Use By-law to permit an existing garden suite for a further period of three (3) years from September 25, 2015 to September 24, 2018.

Carried.

PW-2015-073 re: GPS/AVL System Single Source Contract Award.

Moved by Councillor D. Beffort – Seconded by Councillor G. McClure 2015-369

That Report PW-2015-073 regarding GPS/AVL Single Source Contract Award, be received; and

That Council approve a single source contract award to ESRI Canada for the Town GPS/AVL System in the amount of \$224,131.49 (Inclusive of non-refundable HST); and

That an unavoidable budget increase be included for 2017 in the amount of \$89,380.90 (Inclusive of non-refundable HST) for operating expenses related to this new system.

Carried.

PW-2015-077 re: Graffiti Working Group Project Report.

Moved by Councillor R. Mezzapelli – Seconded by Councillor J. Innis 2015-370

That Report PW-2015-077 regarding Graffiti Working Group Project Report, be received; and

That staff be directed to cancel the agreement with “Alternative Answers” for the Graffiti Hotline; and

That staff take the necessary steps to advertise the transition of the Graffiti Hotline telephone numbers to the Pingstreet Application; and

That the new communications process between Town staff and the OPP are utilized when graffiti complaints are received outside of the Graffiti Hotline; and

That the Town’s Graffiti Working Group be dissolved.

Carried.

15. RECEIPT OF MINUTES

Moved by Councillor J. Downey - Seconded by Councillor A. Groves 2015-371

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

- Council Meeting held September 15, 2015;
- Closed Council Meeting held September 15, 2015; and
- Special Council Meeting held September 16, 2015.

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

- Accessibility Advisory Meeting held September 10, 2015;
- Heritage Caledon Meeting held September 14, 2015;
- Hearing Tribunal Meeting held September 14, 2015;
- Committee of Adjustment Meeting held September 16, 2015; and
- Library Board Meeting held July 20, 2015.

Carried.

16. **PROCLAMATIONS**

1. Wrongful Conviction Day – October 2, 2015.

Moved by Councillor A. Groves - Seconded by Councillor R. Mezzapelli 2015-372

Whereas, the loss of one's freedom due to a wrongful conviction has far reaching effects, including the impact on the innocent's person's quality of life and the quality of life of the of their family members, and a resulting harmful effect on society as a whole; and

Whereas, wrongful convictions question the integrity and fairness of the criminal justice system and unless corrected undermines society's trust in its criminal justice system; and

Whereas, the Association in Defence of the Wrongly Convicted (AIDWYC) provides a valuable service to citizens of this community, thereby demonstrating good citizenship, contributing to and helping to return innocent individuals to their families and their communities;

Therefore be it resolved that Council for the Town of Caledon proclaim Friday, October 2nd, 2015 as Wrongful Conviction Day in the Town of Caledon.

Carried.

2. Fire Prevention Week – October 4-10, 2015.

Moved by Councillor R. Mezzapelli - Seconded by Councillor J. Downey 2015-373

Whereas, the Town of Caledon is committed to ensuring the safety of all those living in and visiting the Town of Caledon; and

Whereas, fire is a serious public safety concern locally, and homes are the locations where people are at greatest risk from fire; and

Whereas, the 2015 Fire Prevention Week theme, "Hear the Beep Where You Sleep. Every Bedroom Needs a Working Smoke Alarm!" effectively serves to remind us that we need working smoke alarms to give us the time to get out safely;

Therefore be it resolved that Council for the Town of Caledon hereby proclaim October 4 - 10, 2015 as Fire Prevention Week throughout the Town of Caledon, and we urge all the people of Caledon to install smoke alarms in every bedroom, outside each sleeping area, and on every level of the home, including the basement and to support the many public safety activities and efforts of Caledon's Fire and Emergency Services during Fire Prevention Week 2015.

Carried.

3. Love Your Library Month – October 2015.

Moved by Councillor G. McClure - Seconded by Councillor A. Groves 2015-374

Whereas Caledon Public Library connects people, materials and culture to build and sustain a diverse and vibrant community; and

Whereas Caledon Public Library engages the people of Caledon with services, spaces and resources to enrich their lives and the life of our community; and

Whereas Caledon Public Library creates a welcoming environment for everyone to celebrate the joy of literacy, learning, creating, communicating and cultural exchange; and

Therefore be it resolved that Council for the Town of Caledon proclaim the month of October 2015 as "Love Your Library Month" in the Town of Caledon.

Carried.

4. National Occupational Therapy Month – October 2015.

Moved by Councillor A. Groves - Seconded by Councillor R. Mezzapelli 2015-375

Whereas the Canadian Association of Occupational Therapists and the Ontario Society of Occupational Therapists have declared the month of October 2015 to be known as National Occupational Therapy Month; and

Whereas the profession of occupational therapy, a regulated health profession over 5000 strong in Ontario, is concerned with promoting health and well-being through occupation; and

Whereas the services of occupational therapy enable people of all ages and abilities to participate in the activities which give meaning and purpose to their lives by working to overcome obstacles that prevent involvement in life's occupations; and

Whereas the health and well-being of all Ontarians is dependent on access to occupational therapy services in Caledon, in community agencies, hospitals, long-term care homes, rehabilitation centres and clinics, Family Health Teams and other primary care agencies, schools, social agencies, industry or private practice,

Therefore be it resolved that Council for the Town of Caledon proclaim October 2015 as "National Occupational Therapy Month" in the Town of Caledon.

Carried.

17. **CORRESPONDENCE**

Moved by Councillor R. Mezzapelli - Seconded by Councillor D. Beffort 2015-376

That the correspondence items as listed in the correspondence package for the September 29, 2015, Council meeting, be received.

Carried.

Moved by Councillor B. Shaughnessy - Seconded by Councillor A. Groves 2015-377

Whereas the *Municipal Act, 2001* does not provide provisions for appointed members of municipal advisory committees to use telephone or video conferencing to participate in meetings; and

Whereas some citizen members of the Town of Caledon Accessibility Advisory Committee may, as a result of their disability, find it difficult to attend meetings from time to time; and

Whereas the Town of Caledon supports accessibility and removing such barriers that limit a members ability to actively participate in meetings; and

Whereas participation of these members is critical to the administration of these committees which work to remove barriers; and

Whereas the Town of Caledon Council Procedural By-law requires members to be present to participate in meetings; and

Whereas the Town of Caledon Council supports and joins the Councils of the Region of Peel, the City of Mississauga and the City of Brampton to request the Ontario Government to consider appropriate legislative amendments to the *Municipal Act, 2001* to make it easier for citizen members of the Accessibility Advisory Committees to participate in meetings;

Now Therefore Be It Resolved that the Ontario Government be requested to implement the appropriate legislative amendments to the *Municipal Act, 2001* and the *Accessibility for Ontarian with Disabilities Act, 2005* to permit telephone and video conference participation by appointed members of municipal accessibility advisory committees; and

Further that this resolution be sent to The Honourable Premier Kathleen Wynne and the Honourable Ted McMeekin, Minister of Municipal Affairs and Housing and MPP Sylvia Jones for their support.

Carried.

18. COUNCIL COMMUNICATIONS/INQUIRIES AND ANNOUNCEMENTS (continued)

Announcements:

Members of Council made a number of announcements regarding upcoming events taking place in Caledon.

Urgent Business – none.

Notices of Motion – presented at the meeting.

1. Councillor J. Downey re: Permanent Senior Tourism Leadership Position.

Council Inquiries:

Members of Council addressed a number of inquiries and received responses from Town Staff.

19. PUBLIC QUESTION PERIOD – no one in attendance came forward.

20. BY-LAWS

Moved by Councillor A. Groves - Seconded by Councillor G. McClure

2015-378

That the following by-law be read a first, second and third time and finally passed:

- | | |
|-------------|---|
| BL-2015-073 | To amend Comprehensive Zoning By-law 2006-50, as amended, with respect to Part Lot 2, Concession 6, EHS (Caledon); Town of Caledon; in the Regional Municipality of Peel; municipally known as 15696(G) Airport Road. |
| BL-2015-074 | To amend By-law 2007-128 being a by-law to appoint employees of the Town of Caledon to statutory positions. |
| BL-2015-075 | To amend By-law BL-2015-058, being a by-law to regulate the use of highways and parking on highways. |
| BL-2015-076 | To confirm the proceedings of the Council for The Corporation of the Town of Caledon at its Council Meetings held on the 16th and 29th days of September, 2015. |

Carried.

21. ADJOURNMENT

On verbal motion moved by Councillor G. McClure and seconded by Councillor B. Shaughnessy, Council adjourned at 4:57 p.m.

Allan Thompson, Mayor

Debbie Thompson, Deputy Clerk