

THE CORPORATION OF THE TOWN OF GEORGINA

COMMITTEE OF THE WHOLE MINUTES

May 5, 2008
(9:05 a.m.)

1. MOMENT OF MEDITATION:

A moment of meditation was observed.

2. ROLL CALL:

The Clerk gave the roll call and the following Committee Members were in attendance:

Mayor Grossi	Regional Councillor Wheeler
Councillor Jamieson	Councillor Szollosy (left at 11:00 a.m.)
Councillor Hackenbrook	Councillor Smockum

3. COMMUNITY SERVICE ANNOUNCEMENTS:

None.

4. INTRODUCTION OF ADDENDUM ITEMS AND DEPUTATIONS:

The following Addendum items were identified as part of the agenda:

- 4.1 Leisure Services one-page memorandum concerning the Pesticide Reduction Strategy recommending a part-time summer position be created, refer to Item 15.2.2 on draft pesticide legislation
- 4.2 Correspondence, petition and photographs concerning dust from a farm field, refer to Item No.11.2
- 4.3 Paper copy of power point presentation on water conservation concerning Item No. 12.1
- 4.4 Special Council Meeting following the Committee of the Whole Meeting:
 - 4.4.1 Report No. DAS-2008-0020 entitled 'Proposed Designation of 163 High Street'
 - 4.4.2 A By-law authorizing the Mayor and Clerk to execute a Memorandum of Understanding with the Region of York respecting the Region of York's Public Access Defibrillator Program, Special Council issue under Item No. 22.

5. APPROVAL OF AGENDA:

Moved by Councillor Szollosy

Seconded by Councillor Hackenbrook

RESOLUTION NO. CW-2008-0127

THAT THE AGENDA WITH THE FOLLOWING ADDENDUM ITEMS, BE APPROVED:

- 5.1 LEISURE SERVICES ONE-PAGE MEMORANDUM CONCERNING THE PESTICIDE REDUCTION STRATEGY RECOMMENDING A PART-TIME SUMMER POSITION BE CREATED, REFER TO ITEM 15.2.2 ON DRAFT PESTICIDE LEGISLATION
- 5.2 CORRESPONDENCE, PETITION AND PHOTOGRAPHS CONCERNING DUST FROM A FARM FIELD, REFER TO ITEM NO.11.2
- 5.3 PAPER COPY OF POWER POINT PRESENTATION ON WATER CONSERVATION CONCERNING ITEM NO. 12.1
- 4.4 SPECIAL COUNCIL MEETING FOLLOWING THE COMMITTEE OF THE WHOLE MEETING:
 - 4.4.1 REPORT NO. DAS-2008-0020 ENTITLED 'PROPOSED DESIGNATION OF 163 HIGH STREET'
 - 4.4.2 A BY-LAW AUTHORIZING THE MAYOR AND CLERK TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH THE REGION OF YORK RESPECTING THE REGION OF YORK'S PUBLIC ACCESS DEFIBRILLATOR PROGRAM, SPECIAL COUNCIL ISSUE UNDER ITEM NO. 22.

Carried.....

6. DECLARATION OF PECUNIARY INTEREST:

None.

7. ADOPTION OF THE MINUTES:

Moved by Councillor Smockum

Seconded by Councillor Hackenbrook

RESOLUTION NO. CW-2008-0128

THAT THE MINUTES OF THE COMMITTEE OF THE WHOLE MEETING HELD ON APRIL 21, 2008, BE ADOPTED AS PRESENTED.

Carried.....

8. BUSINESS ARISING FROM THE MINUTES:

None.

9. DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION:

The following items were identified for separate discussion:

- 9.1 Item No. 11.1, deputation by Barbara Stubbings concerning noise from Madeira Park
- 9.2 Item No. 11.2, deputation by Bruce Collins concerning dust control and health issues
- 9.3 Item No. 12.1, presentation by Brett Bloxam of the Region of York concerning 2008 Water Conservation Initiatives
- 9.4 Item No. 15.2, various matters for disposition
- 9.5 Item No. 17.1.1, Report No. DAS-2008-0019 entitled 'Street Naming Request – Kelli Thibeau
- 9.6 Item No. 17.1.2, Report No. DAS-2008-0020 entitled 'Proposed Designation of 163 High Street, Sutton, under Park IV of the Ontario Heritage Act
- 9.7 Item No. 17.2.1, Report No. EPW-2008-0017 entitled 'Award of Tender, Surface Treatment'

10. ADOPTION OF ITEMS NOT REQUIRING SEPARATE DISCUSSION:

10.1 Matters not subject to individual conflicts

Moved by Regional Councillor Wheeler

Seconded by Councillor Smockum

That the following recommendations respecting the matters listed as 'Items Not Requiring Separate Discussion' be adopted as submitted to Council and staff be authorized to take all necessary action required to give effect to same:

Routine:

RESOLUTION NO. CW-2008-0129

THAT THE ROUTINE CORRESPONDENCE BE RECEIVED.

Reports:

17.2 Report from the Engineering and Public Works Department:

17.2.2 2008 Aquatic Weed Harvesting Program

Report No. EPW-2008-0018

10. ADOPTION OF ITEMS NOT REQUIRING SEPARATE DISCUSSION cont'd:**RESOLUTION NO. CW-2008-0130**

1. THAT REPORT NO. EPW-2008-0018 BE RECEIVED FOR INFORMATION.
2. THAT BASED ON THE REVIEW OF THE PROPOSALS SUBMITTED, THAT THE TOWN OF GEORGINA ENTER INTO A CONTRACT WITH INLAND AQUATICS COMMENCING MID AUGUST, 2008 FOR THE COLLECTION OF FLOATING WEEDS AT A DAILY RATE OF \$3,497.48 PLUS GST FOR THE HARVESTER, SHORELINE CONVEYOR AND \$5,792.75 PLUS GST FOR THE HYDRAULIC RAKING OPERATION AND THE LARC-V UNIT AT AN ADDITIONAL COST OF \$4,327.00 PER DAY IF DEEMED REQUIRED AND APPROVAL OBTAINED; (2009 PRICE INCREASE OF 3%) AND
3. THAT SUCH CONTRACT BE AWARDED FOR ONE PRELIMINARY SWEEP, TO COVER THE EAST SHORE OF COOK BAY FROM RAYNERS ROAD, SOUTH TO AND INCLUDING THE CANALS AND ANY OTHER AREAS THAT COUNCIL MAY SO DIRECT; AND
4. THAT THE TOWN OF GEORGINA ENTER INTO A CONTRACT WITH THIS SAME FIRM FOR THE PLACING OF FORTY (40) CU. YD ROLL OFF BOXES AND THE DISPOSAL OF ACCUMULATED WEEDS AT A COST OF \$326 PER FORTY (40) CU. YD ROLL OFF BOX LIFT; AND
5. THAT THE TOWN OF GEORGINA EXTEND THE CONTRACT FOR 2009 WITH A 3% PRICE INCREASE, PENDING SUCCESSFUL COMPLETION OF 2008 WORKS; AND
6. THAT THE PURCHASING AGENT BE AUTHORIZED TO ISSUE THE REQUIRED PURCHASE ORDERS TO EFFECT SUCH AUTHORIZATIONS.

Carried.....

10.2 Matters subject to individual conflicts

None.

13. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION:11. DEPUTATIONS:

- 11.1 Barbara Stubbings presenting a petition concerning excessive hours of operation and extreme noise level of the Madeira Park property on Highway 48 in Baldwin.

Ms. Stubbings stated that she represents all those who signed the petition concerning the excessive hours of operation and extreme noise levels from the Madeira Park in Baldwin. The residents are affected by the noise which has increased over the last few years. The

11. DEPUTATIONS cont'd:

park events can run from Saturday morning to Sunday evening, frequently going on until 4:00 a.m. and this is not acceptable to the residents. She explained that the neighbouring residents cannot entertain outside their homes due to the noise levels and they have lost sleep due to noise.

Ms. Stubbings requested Council to either refuse the park's applications for their special events, or to control the noise levels during the hours of operation. She explained that the noise includes the announcing of the events taking place, and the music level. The speakers transmit the noise so well that they can hear it clearly inside their homes with the windows shut. She explained that this occurs almost every weekend during the summer months. She stated that she has called the Ontario Provincial Police on one occasion when the noise continued past 1:00 a.m. and she was told that there were off duty police officers patrolling the park and that the noise falls under the Town's noise by-law. She stated that she has called the Town's By-laws Department two or three times, but she felt that this issue should be brought to Council's attention.

Moved by Councillor Hackenbrook

Seconded by Councillor Szollosy

That the Rules of Procedure be waived in order to permit another member of the public to address Council on this issue.

Carried.....

Ms. Stubbings stated that she and the residents would prefer the noise not happen at all, but they would be somewhat appeased if the hours of operation were restricted, and that the volume was turned down.

Mr. Tom Hills, Chief Municipal By-law Enforcement Officer, stated that the department does not have an open file on the park at this time, but there have been files in the past as the department has received complaints. The park has applied for their liquor licenses and it has always been noted on the reply form that there have been noise complaints, but the license has always been issued.

Ms. Stubbings stated that the occasion at which the OPP were present was not a special occasion. She noted that she called the York Regional Police Department and was advised by them to call the OPP.

Mr. Hillis stated that he believes the OPP may have been in attendance for traffic control.

Mr. Michael Klesitz, owner of the Lyndhurst Golf Club, stated that this has been an ongoing problem for more than a decade. He has requested the owners to turn down the music volume on numerous occasions and the owner gave him his cell phone number in

11. DEPUTATIONS cont'd:

order to contact him when he needed to, but no-one ever answered the number. He mentioned that Madeira Park was before Council a few years ago concerning a trailer on their property needing to be relocated away from the highway, noting that it was not moved.

Mr. Klesitz advised that the park usually hires off duty police officers to control the crowds during their events which are held most weekends throughout the warm months of the year, noting that the park is under Town approval during special occasion events. He explained that he had to erect a fence along the south side of his property due to vandalism. He noted that one neighbour took the park owner to court due to the excessive noise and they claimed 'religious freedom'.

Mr. Klesitz stated that the events start early in the morning and run into the next day. The noise is affecting his business as customers are being disturbed by the noise and some have been harassed by park participants in the past. He has tried every avenue to reasonably deal with the Madeira Park owners, but now the issue must be brought to Council's attention.

Moved by Councillor Hackenbrook

Seconded by Regional Councillor Wheeler

RESOLUTION NO. CW-2008-0131

THAT THE DEPUTATIONS MADE BY BARBARA STUBBINGS ON BEHALF OF SOME SURROUNDING PROPERTY OWNERS AND MICHAEL KLESITZ OF LYNDHURST GOLF CLUB CONCERNING EXCESSIVE HOURS OF OPERATION AND EXTREME NOISE LEVELS OF THE MADEIRA PARK PROPERTY ON HIGHWAY 48 IN BALDWIN BE RECEIVED, THAT A LETTER BE FORWARDED TO THE YORK REGIONAL POLICE DEPARTMENT REQUESTING ENFORCEMENT OF THE TOWN'S NOISE BY-LAW AT THE MADEIRA PARK PROPERTY AFTER HOURS, THAT A COPY BE FORWARDED TO THE OWNERS OF MADEIRA PARK INFORMING THEM OF THE NOISE BY-LAW AND THAT IT WILL BE ENFORCED AND THAT THE BY-LAWS DEPARTMENT PREPARE A REPORT ON THIS ISSUE, TO BE CONSIDERED BY COUNCIL PRIOR TO APPROVAL OF THIS YEAR'S APPLICATION BY MADEIRA PARK.

Carried.....

11.2 Bruce Collins presenting a petition requesting Council to pass a by-law under Section 129(1) and 130 of The Municipal Act concerning dust control and health issues.

11. DEPUTATIONS cont'd:

Mr. Collins stated that he and the residents of Lyndhurst Park have been dealing with a lot of dust coming from the farmer's field across the highway. It has not been farmed in the last few years and the earth is very dry. He stated that he has contacted the By-laws Department but he was advised that they cannot assist him with his concerns.

Mr. Collins advised that the residents of the Lyndhurst Park have health problems, as well as some residents being on oxygen, and because of the dust from the fields, most of the residents cannot spend any amount of time outside their homes. He mentioned that he has noticed fields along Leslie Street covered in plastic to keep the dust down and suggested that this might be a potential resolution to this health concern.

Mr. Collins stated that he has not spoken to Mr. Draper, the owner of the field. Section 129 of The Municipal Act indicates that municipalities 'may prohibit and regulate dust' among other things and Section 130 indicates that 'a municipality may regulate matters for purposes related to the health, safety and well-being of the inhabitants of the municipality'. He stated that the residents are not against the practice of farming, but he enjoys fresh air at the same time.

Mr. Stan Armstrong, CAO, indicated that he has not reviewed these sections of the Municipal Act, suggesting that staff research the issue and bring it back before Council with any potential options and how these options may relate to the issue at hand, either on a site specific basis or town-wide.

Mr. Collins mentioned that there were trees along the property line by the road at one time before the owner cut them all down, noting that he would have taken down the bush at the rear of the property as well if he hadn't been stopped by the proper authorities. The farmer owns the abutting property also and currently waters that property and suggested that he could water the subject field as well in order to keep the dust down. He stated that mostly carrots and potatoes were grown in the field in previous years, but there has been nothing planted for the last couple of years.

Moved by Councillor Hackenbrook

Seconded by Councillor Smockum

RESOLUTION NO. CW-2008-0132

THAT THE DEPUTATION MADE BY BRUCE COLLINS, REPRESENTING A NUMBER OF LYNDHURST PARK RESIDENTS, WITH RESPECT TO DUST CONTROL AND HEALTH ISSUES CAUSED BY DUST FROM THE FARMERS FIELD ACROSS THE ROAD FROM THEIR RESIDENCES BE RECEIVED, AND THAT THE ISSUE BE REFERRED TO STAFF FOR A REPORT ON THE OPTIONS THAT MAY BE AVAILABLE, FOR CONSIDERATION BY COUNCIL.

Carried.....

12. PRESENTATIONS:

12.1 Brett Bloxam, Manager of Water & Wastewater Operations, Region of York, concerning 2008 Water Conservation Initiatives.

Mr. Bloxam gave a power point presentation at this time concerning the Region's 2008 Water Conservation initiatives. He indicated that this has been ongoing in York Region through water conservation messages, toilet rebates, rain barrel sales and the 10th anniversary of the York Children's Water Festival. He explained that York Region is partnering with Home Depot to provide instant rebates on efficient toilets and in order to reduce water use at home, they conducted a truckload toilet sale in April, with a second event contemplated for the fall of this year given the fact that the first sale was so successful.

Mr. Bloxam indicated that retailers are to be involved in an instant rebate program provided to residents; \$60 on low flush toilets and \$75 on high efficiency toilets. He stated that 1,310 toilets were purchased at all Home Depot locations in York Region resulting in approximately 48,000 litres of water being saved every day. He stated that the Region and local municipalities are providing a unified message to the public on lowering water use outside the home, with a role to reduce the summer peak demand. Posters and advertisements are placed in local newspapers and on local bus shelters, community centres, and anywhere the public will see them. The messages will focus on providing information on three themes; local lawn watering by-laws, good lawn watering practices and the need for a supply of water for fire fighting purposes.

Mr. Bloxam indicated that they will be conducting a rain barrel sale during 'National Public Works Week' on Saturday, May 24th at a cost to residents of \$30.00. He stated that the barrels are \$90.00 retail and there will be 1,500 barrels available for sale in Georgina at the Keswick High School on that day from 7:00 a.m. to 1:00 p.m.

Mr. Bloxam also indicated that the York Children's Water Festival teaches children all about water. It will be held at Bruce's Mills Conservation Area from May 12-16 and they are expecting 5,000 grade 4 students, with 500 grade 11 student volunteers. He noted that Council and staff are invited to attend the May 13th opening ceremony. He explained that the 2008 goal is to sell 1,500 toilets, 5,000 rain barrels and increase the education around summer water conservation and municipal by-laws. The 10 year goal is an expected savings of 23.4 million litres of water per average day through rebates (both residential and industrial), leak detection, industrial/commercial/institutional capacity buy-back and public education through events.

Mr. Bob Magloughlen, Director of Engineering and Public Works, explained that the Town has had a by-law in effect for a number of years concerning water conservation. The objective is to eventually have a uniform by-law throughout the Region. He indicated that the Town's by-law includes odd/even water use provisions along with stage 1 and 2 water bans if necessary. He noted that Georgina has a good water system and has not needed to implement the water bans to date.

12. PRESENTATIONS cont'd:

Mr. Magloughlen also mentioned that the Town provides water conservation kits to people on wells and is an ongoing program wherein staff distribute the kits as much as possible.

Mr. Bloxam stated that the Region has a program that will audit homes and make recommendations to the homeowners. A program could be implemented to partner with smaller builders and low flow units could be provided at the time of building permit clearance. The rebate program will be open to all retailers according to the make and model of the products.

Ms. Theresa McEntyre of the Region of York stated that the rain barrels are 205 litres in size with screen covers to deter mosquitoes and will fit into the standard back seat of a vehicle.

Moved by Councillor Szollosy

Seconded by Regional Councillor Wheeler

RESOLUTION NO. CW-2008-0133

THAT THE DEPUTATION MADE BY BRETT BLOXAM, MANAGER OF WATER & WASTEWATER OPERATIONS, REGION OF YORK, CONCERNING 2008 WATER CONSERVATION INITIATIVES, BE RECEIVED.

Carried.....

Mayor Grossi moved forward and dealt with Item No. 17.1.2 at this time.

17. COMMITTEE RECOMMENDATIONS AND STAFF REPORTS:

17.1 Reports from the Administrative Services Department:

17.1.2 Proposed Designation of 163 High Street, Sutton, under Part IV of the Ontario Heritage Act

Report No. DAS-2008-0020

Mrs. Lisa Lyons, Committee Secretary, reviewed the report, indicating that the Heritage Committee is just concerned with the original building and the exterior only, not including the addition. The exterior of the building is stucco over brick. She explained that there were incentives in the past to property owners, but most of those were for properties that had to be designated. The Committee is researching available funding at this time. She mentioned that one of the members of the Committee mentioned that some years ago a building was proposed to be moved to the Pioneer Village at a suggested cost of \$70,000.

17. COMMITTEE RECOMMENDATIONS AND STAFF REPORTS cont'd:

Mrs. Faye Richardson, Leisure Services Manager, stated that in the past, the last few buildings have been completed by the Historical Society, noting that the Town has not contributed to the cost of moving any buildings to the Village location. She mentioned that another building was proposed to be moved and the associated costs were exorbitant.

Mrs. Lyons indicated that the Committee has been told the building is structurally sound, that it is mostly the aesthetics of the building that need work. In general, if the Committee was interested in the interior of a building, the members would look at doors, fireplaces, anything that could be identified as being historically significant and if in the future the owner wanted to change any of these designated features, the Committee would either permit or refuse any changes to be made. A Structural Engineer has not looked at the building to date. She noted that under the property's previous ownership, it was very well maintained and was a pleasant entrance feature, but since it was sold four years ago, it needs quite a bit of work.

Ms. Suzanne Bolton, a member of the Heritage Committee, stated that the Committee recognizes the commercial use of the building when considering the interior. She stated that the building's significance is tied to its location at the end of the radial line and if it was moved, it would lose this significance. The Committee is concerned with preserving the building in its present location, along with some exterior work.

Mrs. Lyons indicated that if the building was designated historical and the owner applied to alter it in some way, she is sure that the removal of the addition would be permitted by the Committee, as it has no historical significance. She noted that the Committee has had no contact with the numbered-company property owner, although a registered letter was sent to them.

Mrs. Lyons indicated that the Conservation Review Board is through the Heritage Act, not the Ontario Municipal Board. If the designation was appealed, it would be reviewed by the Conservation Review Board, then a report would be presented to Council as Council has the final say to either designate the building or withdraw the notice of intent.

Ms. Bolton mentioned that she had spoken with Phil Rose-Donahue of the Pioneer Village, who was upset that the building may be demolished. The cost to move the building would create a problem, noting that it would be far less expensive to fix the building in its present location than to consider moving it. She reminded Council that most of its significance is being part of the radial line that used to run through Sutton.

Mrs. Lyons indicated that the property has been flagged since the 1980's. A flagged property is not registered on title, but she is sure this information would have been passed along to the new owner. She stated that she has had many inquiries from the public on whether this property has been flagged or designated and the Zoning Examiner has indicated that the owner was aware that this process may take place. Notice will be placed in the local newspaper and the owner will be notified via registered mail of the 30-day appeal period.

17. COMMITTEE RECOMMENDATIONS AND STAFF REPORTS cont'd:

Mrs. Lyons mentioned that the Heritage Committee is receptive to all proposals, noting that it had no objections to any of the work conducted on the Manor House property. It does not want to stop owners from improving their properties, it is just concerned with maintaining the features that are currently in existence and highlighting any historical attributes.

Ms. Bolton stated that the Committee is trying to avoid the loss and/or the degradation of the atmosphere and history of the area. The Committee does not wish to interfere with the use of the buildings and are well aware of the fine line between the current commercial uses and the need to preserve the past. The Committee is always receptive and open.

Council recommended that staff attempt to contact the property owner by telephone as well as registered letter concerning the impending designation of the property.

Moved by Councillor Szollosy

Seconded by Councillor Jamieson

RESOLUTION NO. CW-2008-0134

1. THAT REPORT DAS-2008-0020 BE RECEIVED FOR INFORMATION.
2. THAT THE CLERK'S DIVISION BE DIRECTED TO PROCEED WITH THE NOTICE OF INTENTION TO DESIGNATE 163 HIGH STREET UNDER PART IV OF THE ONTARIO HERITAGE ACT IN ORDER TO PREVENT THE DEMOLITION OR ALTERATION OF THE BUILDING AT THIS TIME.
3. THAT THE BUILDING DIVISION BE ADVISED OF COUNCIL'S INTENTION TO DESIGNATE 163 HIGH STREET UNDER PART IV OF THE ONTARIO HERITAGE ACT AND BE DIRECTED NOT TO ISSUE THE DEMOLITION PERMIT.

A recorded vote was requested; the Town Clerk recorded the vote as follows:

	<u>YEA</u>	<u>NAY</u>
Mayor Grossi	x	
Regional Councillor Wheeler	x	
Councillor Hackenbrook	x	
Councillor Jamieson	x	
Councillor Smockum		x
Councillor Szollosy	x	

YEA - 5

NAY - 1

Carried.....

Mayor Grossi moved forward and dealt with Item No. 17.1.1 at this time.

17. COMMITTEE RECOMMENDATIONS AND STAFF REPORTS cont'd:

17.1 Reports from the Administrative Services Department:

17.1.1 Street Naming Request – Kelli Thibeau

Report No. DAS-2008-0019

Moved by Regional Councillor Wheeler

Seconded by Councillor Smockum

RESOLUTION NO. CW-2008-0135

1. THAT REPORT NO. DAS-2008-0019 BE RECEIVED FOR INFORMATION; AND
2. THAT COUNCIL APPROVE THE NAME 'SHELSON' TO BE ADDED TO THE STREET NAME RESERVE LIST, AS PER THE STREET NAMING POLICY.

Carried.....

Mayor Grossi moved forward and dealt with Item No. 17.2.1 at this time.

17.2 Reports from the Engineering and Public Works Department:

17.2.1 Award of Tender
Surface Treatment
Various roads with the Town of Georgina

Report No. EPW-2008-0017

Moved by Councillor Smockum

Seconded by Councillor Szollosy

RESOLUTION NO. CW-2008-0136

1. THAT REPORT NO. EPW-2008-0017 BE RECEIVED FOR INFORMATION.
2. THAT THE BID RECEIVED FROM MILLER PAVING LTD. IN THE AMOUNT OF \$263,615.00 NET GST FOR SURFACE TREATMENT ON VARIOUS ROADS WITHIN THE TOWN OF GEORGINA IS ACCEPTED AND THAT A BY-LAW BE PASSED AUTHORIZING THE MAYOR AND CLERK TO ENTER INTO A CONTRACT BETWEEN MILLER PAVING LTD. AND THE TOWN OF GEORGINA.

Carried.....

Mayor Grossi moved forward and dealt with Item No. 15.2.2 and correspondence from the Leisure Services Department concerning a part-time position in the pesticide field at this time.

15. COMMUNICATIONS:

15.2 Matters for Disposition:

- 15.2.2 John Gerretsen, Minister of the Environment, announcing draft legislation to prohibit the use and sale of pesticides for cosmetic purposes in Ontario and requesting comments before the May 22nd deadline.

Mr. Brock McDonald, Manager of Facility and Parks Development, stated that the Province announced it will introduce legislation to become effective in the spring of 2009 which will restrict both the sale and the use of specific pesticides for the cosmetic control of weeds and insects in lawns and gardens. This new legislation will replace the current municipal pesticide by-laws and provide consistency province-wide, noting that the Town's current by-law will remain in effect until that time.

Mr. McDonald stated that Council had previously approved retaining staff on a one-year contract basis to help enforce the by-law and to prepare educational materials for introduction into elementary schools in Georgina. With the proposed new provincial legislation, staff recommends that the educational component be cancelled or at least postponed pending review of the new legislation. Instead, staff recommends that a part-time summer position be created, to continue to assist with enforcement, promote awareness of the by-law and promote alternative methods of lawn and garden care. It is suggested that the individual would work two to three days per week in the Pesticide position and the remainder of the week in a Horticultural position assisting with improvements at the Keswick Cemetery.

Moved by Councillor Szollosy

Seconded by Councillor Hackenbrook

RESOLUTION NO. CW-2008-0137

THAT CORRESPONDENCE FROM JOHN GERRETSEN, MINISTER OF THE ENVIRONMENT, ANNOUNCING DRAFT LEGISLATION TO PROHIBIT THE USE AND SALE OF PESTICIDES FOR COSMETIC PURPOSES IN ONTARIO AND REQUESTING COMMENTS BEFORE THE MAY 22ND DEADLINE, BE RECEIVED AND REFERRED TO THE GEORGINA ENVIRONMENTAL ADVISORY COMMITTEE FOR REVIEW AND A REPORT BACK TO COUNCIL.

Carried.....

Moved by Councillor Szollosy

Seconded by Councillor Hackenbrook

RESOLUTION NO. CW-2008-0138

THAT COUNCIL APPROVE THE CREATION OF A PART-TIME SUMMER POSITION TO WORK TWO OR THREE DAYS PER WEEK TO ASSIST WITH ENFORCEMENT OF THE PESTICIDE BY-LAW, TO PROMOTE AWARENESS OF THE BY-LAW AND ALTERNATIVE METHODS OF LAWN AND GARDEN CARE, AND THE REMAINDER OF THE WEEK IN A 'HORTICULTURE' POSITION ASSISTING WITH IMPROVEMENTS AT THE KESWICK CEMETERY.

Carried.....

14. PUBLIC MEETINGS:

None.

15. COMMUNICATIONS:

15.2 Matters for Disposition:

- 15.2.1 Doug Luker, CAO/Clerk, Township of Tiny, requesting support of its position requesting the Ontario Legislature to commemorate the 400th Anniversary of the arrival of Samuel de Champlain to Huronia on August 1, 2015.

Moved by Councillor Szollosy

That Council endorse the position of the Township of Tiny requesting the Ontario Legislature to commemorate the 400th Anniversary of the arrival of Samuel de Champlain to Huronia on August 1, 2015, with the exception of recognizing August 1st as Samuel de Champlain Day or clarification as to whether this day is to be another statutory holiday.

Lost, no seconder.....

Moved by Councillor Jamieson

Seconded by Councillor Smockum

RESOLUTION NO. CW-2008-0139

THAT COUNCIL ENDORSE THE POSITION OF THE TOWNSHIP OF TINY, IN REQUESTING THE ONTARIO LEGISLATURE TO COMMEMORATE THE 400TH ANNIVERSARY OF THE ARRIVAL OF SAMUEL DE CHAMPLAIN TO HURONIA ON AUGUST 1, 2015;

15. COMMUNICATIONS cont'd:

THAT, IN THE OPINION OF THE HOUSE, THE PROVINCIAL GOVERNMENT MUST:

RECOGNIZE THAT THE YEAR 2015 WILL MARK THE 400TH ANNIVERSARY OF THE COMING OF THE FRENCH EXPLORER, FOUNDER AND FATHER OF CANADA, SAMUEL DE CHAMPLAIN TO ONTARIO;

RECOGNIZE THAT THE SITE OF CHAMPLAIN'S ARRIVAL ON AUGUST 1, 1615 AT THE HURON VILLAGE OF TOANCHE IN WHAT IS TODAY THE TOWNSHIP OF TINY, NEAR THE TOWN OF PENETANGUISHENE, WAS MARKED BY A CROSS AND THAT SITE STILL EXISTS TO THIS DAY;

RECOGNIZE THAT SAMUEL DE CHAMPLAIN MADE NUMEROUS RECORDED VISITS TO OTHER ABORIGINAL COMMUNITIES THROUGHOUT THE REGION, INCLUDING WHAT IS NOW THE CITY OF ORILLIA AND IS MARKED BY AN HISTORIC MONUMENT;

RECOGNIZE THAT THE COMING OF CHAMPLAIN TO WHAT IT NOW ONTARIO, REPRESENTS FORGING OF A RICH HISTORICAL AND CULTURAL HERITAGE THAT BELONGS TO ALL ONTARIANS;

RECOGNIZE THAT THE GOVERNMENT OF QUEBEC, IN CONJUNCTION WITH THE GOVERNMENT OF CANADA, FOLLOWING EARLIER AND SIMILAR CELEBRATIONS IN THE MARITIME PROVINCES, IS COMMEMORATING CHAMPLAIN'S ARRIVAL IN THAT PROVINCE THIS YEAR (2008) AND HAS DESIGNATED SUBSTANTIAL SUMS OF MONEY TOWARD A YEAR-LONG OBSERVANCE OF THE EVENT. THE INVESTMENT IS RESULTING IN A VERY POSITIVE IMPACT ON THE TOURISM INDUSTRY AND CULTURAL INTEREST IN QUEBEC;

RECOGNIZE THAT THE MINISTRY OF TOURISM, MINISTRY OF CULTURE, MINISTRY OF ABORIGINAL AFFAIRS AND MINISTRY OF FRANCOPHONE AFFAIRS IN CONJUNCTION WITH THE GOVERNMENT OF CANADA, SHOULD UNDERTAKE IMMEDIATE PLANS TO CELEBRATE THE FAST APPROACHING 400TH ANNIVERSARY ON AUGUST 1, 2015, OF THE COMING OF CHAMPLAIN TO ONTARIO ON A SCALE BEFITTING THE HISTORICAL AND CULTURAL SIGNIFICANCE OF THIS ANNIVERSARY TO ALL SECTORS OF ONTARIO SOCIETY;

RECOGNIZE THAT THE GOVERNMENT OF ONTARIO SHOULD UNDERTAKE TO CONTACT THE GOVERNMENT OF QUEBEC TO BEGIN A CLOSE COLLABORATION WITH RESPECT TO THE OBSERVANCE OF THIS EVENT IN THAT PROVINCE, WHICH PROPERLY COMMEMORATES CANADA'S HISTORIC MULTICULTURAL, MULTILINGUAL ROOTS; AND BICULTURAL ROOTS;

15. COMMUNICATIONS cont'd:

RECOGNIZE THAT THE GOVERNMENT OF ONTARIO AND ITS MINISTRY OF TOURISM, MINISTRY OF CULTURE, MINISTRY OF ABORIGINAL AFFAIRS AND MINISTRY OF FRANCOPHONE AFFAIRS SHOULD CONSULT WIDELY WITH THE VARIOUS RELEVANT HISTORICAL AND CULTURAL ASSOCIATIONS THAT STRIVE TO KEEP THE HERITAGE OF SAMUEL DE CHAMPLAIN ALIVE IN ONTARIO;

RECOGNIZE THAT THE GOVERNMENT OF ONTARIO SHOULD CONSIDER THE SITE OF CHAMPLAIN'S ARRIVAL NEAR THE TOWN OF PENETANGUISHENE AS A PROMINENT LANDMARK AND PRESERVE IT FOR ALL FUTURE GENERATIONS OF ONTARIANS AND ITS VISITORS;

RECOGNIZE THAT THE GOVERNMENT OF ONTARIO IN CONJUNCTION WITH THE GOVERNMENT OF CANADA SHOULD DECLARE THE MONTH OF AUGUST AS SAMUEL DE CHAMPLAIN MONTH BECAUSE OF THE NUMEROUS EVENTS THAT CHAMPLAIN TOOK PART IN DURING AUGUST OF 1615;

RECOGNIZE THAT THE GOVERNMENT OF ONTARIO SHOULD ESTABLISH A SAMUEL DE CHAMPLAIN DAY ON AUGUST 1 ON EACH YEAR.

AND THAT THIS MOTION BE FORWARDED TO THE FEDERAL GOVERNMENT, AND THE PROVINCE OF ONTARIO AND ITS MINISTRY OF TOURISM, MINISTRY OF CULTURE, MINISTRY OF ABORIGINAL AFFAIRS AND MINISTRY OF FRANCOPHONE AFFAIRS.

Carried.....

- 15.2.3 Denis Kelly, Regional Clerk, Region of York, requesting review and comments on its report entitled 'Enhancing York Region's Urban Structure: A Guide to Developing Area Municipal Intensification Strategies'

Moved by Councillor Smockum

Seconded by Regional Councillor Wheeler

RESOLUTION NO. CW-2008-0140

THAT CORRESPONDENCE FROM DENIS KELLY, REGIONAL CLERK, REGION OF YORK, REQUESTING REVIEW AND COMMENTS ON ITS REPORT ENTITLED 'ENHANCING YORK REGION'S URBAN STRUCTURE: A GUIDE TO DEVELOPING AREA MUNICIPAL INTENSIFICATION STRATEGIES' BE RECEIVED AND REFERRED TO THE DIRECTOR OF PLANNING AND BUILDING TO PREPARE A REPORT FOR COUNCIL'S CONSIDERATION.

Carried.....

15. COMMUNICATIONS cont'd:

- 15.2.4 Isadore Toulouse, Ojibwe Language and Culture Teacher, Sutton District High School, requesting financial assistance of \$1,500 towards the 14th Annual Pow-wow event.

Moved by Councillor Smockum

Seconded by Councillor Hackenbrook

RESOLUTION NO. CW-2008-0141

THAT CORRESPONDENCE FROM ISADORE TOULOUSE, OJIBWE LANGUAGE AND CULTURE TEACHER, SUTTON DISTRICT HIGH SCHOOL, REQUESTING FINANCIAL ASSISTANCE OF \$1,500 TOWARDS THE 14TH ANNUAL POW-WOW EVENT BE RECEIVED.

Carried.....

16. PETITIONS:

None.

18. UNFINISHED BUSINESS:

None.

19. REGIONAL BUSINESS:

None.

20. MOTIONS:

None.

21. NOTICES OF MOTION:

None.

Moved by Councillor Szollosy

Seconded by Councillor Jamieson

That the Committee of the Whole Meeting be recessed and Members resolve into a Closed Meeting at this time (10:53 a.m.) to deal with the following matter:

- i) Property Acquisition, Section 239 (2)(c), MA, Easement, Lake Drive North

Carried.....

Councillor Szollosy left the meeting at the time the Closed Session was adjourned and the Committee of the Whole Meeting resumed.

The Committee Members arose from the Closed Session at this time (11:00 a.m.) and dealt with the following motion:

Moved by Councillor Smockum

Seconded by Councillor Jamieson

RESOLUTION NO. CW-2008-0142

THAT THE DIRECTOR OF ENGINEERING AND PUBLIC WORKS IS AUTHORIZED TO ACQUIRE AN UNREGISTERED DRAINAGE EASEMENT ALONG THE NORTHERLY 2.5 METRES OF THE LAKEFRONT PARCEL AT 309 LAKE DRIVE NORTH OWNED BY NICK AND CAROL PERVAN FOR THE AMOUNT OF \$8,400.00

Carried.....

23. ADJOURNMENT:

Moved by Councillor Smockum

Seconded by Councillor Hackenbrook

That the Committee of the Whole meeting adjourn at this time (11:00 a.m.) and a Special Council Meeting be held immediately following the Committee of the Whole Meeting to deal with the following matters:

- i) Roll Call
- ii) Declaration of Pecuniary Interest
- iii) Acquisition of Property, Closed Session motion
- iv) Item No. 17.1.2, Report No. DAS-2008-0020 entitled 'Proposed Designation of 163 High Street, Sutton'
- v) By-law to authorize the Mayor and Clerk to execute a Memorandum of Understanding between the Region and the Town with respect to the Region of York's Public Access Defibrillator Program
- vi) Confirming By-law
- vii) Adjournment