

THE CORPORATION OF THE TOWN OF GEORGINA

COUNCIL AGENDA

June 13, 2011
(7:00 p.m.)

1. MOMENT OF MEDITATION:
2. ROLL CALL:
3. COMMUNITY SERVICE ANNOUNCEMENTS:
4. INTRODUCTION OF ADDENDUM ITEMS AND DEPUTATIONS:
5. APPROVAL OF AGENDA:
6. DECLARATION OF PECUNIARY INTEREST:
7. ADOPTION OF THE MINUTES:
 - 7.1 Minutes of the Special Council Meeting held on May 16, 2011.
Pages 1-3
 - 7.2 Minutes of the Council Meeting held on May 24, 2011
Pages 5-31
8. BUSINESS ARISING FROM THE MINUTES:
9. DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION:
10. ADOPTION OF ITEMS NOT REQUIRING SEPARATE DISCUSSION:
 - 10.1 Matters not subject to individual conflicts
 - 10.2 Matters subject to individual conflicts
11. DEPUTATIONS:
12. PRESENTATIONS:
13. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION:

14. PUBLIC MEETINGS:**14.1 Continuation of a Planning Application (Interested parties notified):****Pages 52-131****(7:30 p.m.)**

- 14.1.1 Application to Amend the Official Plan, Zoning By-law 500 and for Draft Plan of Subdivision Approval
ANCIENT COASTAL SEASHORE REDEVELOPMENT CORPORATION
Lots 1-7 & Part of Lots 8 & 9, Plan 82, Lots 4-9 and Lot 11, Plan 83, Lots 5-9 and Part of Lot 77 & gravel beach, Plan 73, and Lots 84, 85 and Part of Lot 86, Plan 92
AGENT: Michael Smith Planning Consultants

Report No. PB-2011-0048

Recommendation:

- A. That Report No. PB-2011-0048 be received as information.**
- B. That staff report further to Council following the receipt and assessment of public and agency comments, and that the applicants undertake to address the concerns, matters and issues identified in Report No. PB-2011-0048 and raised at the public meeting.**

15 COMMUNICATIONS:**15.1 Matters for Routine:****Pages 33-34**

- 15.1.1 Routine Correspondence

(Advisement: please advise the Town Clerk prior to the meeting if you would like an item discussed, so that it can be made available at the meeting)

15.2 Matters for Disposition:**Pages 35-37**

- 15.2.1 Karen Stone, Economic Development Officer, providing an update to Council on the Jackson's Point Village Association (BIA) summer events.

(Advisement: Council at its meeting of May 24, 2011, referred correspondence from the Jackson's Point BIA concerning two summer events to the Economic Development Department for additional information)

15. COMMUNICATIONS cont'd:**Page 38**

- 15.2.2 Janice Taylor requesting permission to temporarily close a portion of Ladyburn Drive in Keswick during a street party and to set off fireworks on Saturday, August 6th from 2:00 p.m. to midnight.

(Advisement: Council at its meeting held on July 19, 2010, granted permission for last year's street party. Ms. Taylor is in attendance to answer any questions)

Pages 39-40

- 15.2.3 South Lake Simcoe Naturalists' correspondence to Premier Dalton McGuinty requesting the government, through the Ministry of the Environment, take immediate action to clean up the Thane Smelter site.

Pages 41-43

- 15.2.4 Gary Dillon, Director, Central Region, Statistics Canada, requesting the Town to encourage participation in the new National Household Survey (NHS) which collects data to support local government planning and program delivery.

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- 15.2.5 D. Gayle Wood, CAO, Lake Simcoe Region Conservation Authority, concerning funding for the Natural Heritage System Land Securement Project.

Pages 45-46

- 15.2.6 John Coleman, Chief Federal Negotiator, Department of Indian and Northern Affairs, Government of Canada, concerning the Coldwater-Narrows Specific Claim and potential settlement agreement.

Page 47

- 15.2.7 Tracey Kelly requesting the Town's consideration of a greater focus on healthy eating at snack bars in Town facilities.

Pages 48

- 15.2.8 Darren Gingras requesting permission to temporarily close a portion of Metropolitan Crescent on Saturday, July 23rd 12:00 noon to midnight during a neighbourhood party.

(Advisement: Mr. Gingras is in attendance to answer any questions)

Pages 49-51

- 15.2.9 Michele Vandentillaart, Committee Secretary, Georgina Equity and Diversity Advisory Committee, advising Council that the 'Freedom of Expression in Broad Strokes' exhibit does not fall under the Committee's mandate and will not be participating.

16. PETITIONS:

17. COMMITTEE RECOMMENDATIONS AND STAFF REPORTS:

17.1 Recommendations from the Committee of the Whole Meeting held on June 6, 2011:

- 17.1.1
1. THAT REPORT EPW-2011-0019 BE RECEIVED FOR INFORMATION.
 2. THAT A BY-LAW BE PASSED TO AUTHORIZE THE MAYOR AND CLERK TO EXECUTE A PARTIAL RELEASE OF THE SITE PLAN AGREEMENT MADE BETWEEN GERALD DRAPER, AS OWNER AND THE CORPORATION OF THE TOWN OF GEORGINA REGISTERED AS INSTRUMENT NO. R515430 ON THE 24TH DAY OF JULY, 1989.
- 17.1.2
1. THAT REPORT NO. EPW-2011-0020 BE RECEIVED FOR INFORMATION.
 2. THAT THE BID RECEIVED FROM MILLER PAVING LIMITED IN THE AMOUNT OF \$217,324.71 (HST INCLUDED) FOR ROAD RESURFACING 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 LIMITED AND THE TOWN OF GEORGINA.
- 17.1.3
1. THAT REPORT NO. DAS-2011-0027 BE RECEIVED; AND
 2. THAT SUBJECT TO THE EXECUTION OF THE AGREEMENT ATTACHED TO THIS REPORT, THAT THE TOWN OF GEORGINA GRANT EXEMPTION TO ZEHRS FOOD PLUS FROM SECTION 2 (E)(IV) OF THE NOISE BY-LAW NO. 2003-0075 (PWE-1) TO ALLOW TWO (2) DELIVERIES ON SUNDAYS FOR A PERIOD NOT TO EXCEED ONE YEAR FROM JULY 1, 2011 TO JUNE 30, 2012 BETWEEN THE HOURS OF 10:00 A.M. AND 2:00 P.M.; AND
 3. THAT SUBJECT TO COUNCIL APPROVAL, A BY-LAW TO AUTHORIZE THE MAYOR AND TOWN CLERK TO ENTER INTO THE AFOREMENTIONED AGREEMENT BE BROUGHT BACK TO THE COUNCIL MEETING OF JUNE 27, 2011; AND
 4. THAT THE MATTER OF SUNDAY DELIVERIES AT ZEHRS FOOD PLUS BE BROUGHT BACK TO COUNCIL APPROXIMATELY ONE MONTH PRIOR TO THE EXPIRY DATE OF THIS AGREEMENT FOR REVIEW.
- 17.1.4
- A. THAT REPORT PB-2011-0044 BE RECEIVED AS INFORMATION.

17. COMMITTEE RECOMMENDATIONS AND STAFF REPORTS cont'd:

- B. THAT PURSUANT TO SECTION 51(33) OF THE PLANNING ACT, R.S.O., 1990, C.P.13, AN EXTENSION TO THE APPROVAL OF DRAFT PLAN OF SUBDIVISION 19T-07G01 AND DRAFT PLAN OF COMMON ELEMENTS CONDOMINIUM 19CDM-07G02 BE GRANTED TO JULY 15, 2012.
 - C. THAT PURSUANT TO SECTION 51(44) OF THE PLANNING ACT, R.S.O., 1990, C.P.13, THE LAPSING PROVISION CONTAINED IN THE CONDITIONS OF DRAFT PLAN APPROVAL BE AMENDED TO READ "PURSUANT TO THE PLANNING ACT, R.S.O., 1990, C.P.13, AS AMENDED, APPROVAL OF THIS PLAN OF SUBDIVISION SHALL LAPSE IF FINAL APPROVAL FOR REGISTRATION HAS NOT BEEN GIVEN BY JULY 15, 2012, UNLESS APPROVAL HAS BEEN SOONER WITHDRAWN OR THE TOWN OF GEORGINA HAS EXTENDED THE DURATION OF THE APPROVAL."
 - D. THAT THE STREET NAME "VITA STEPHANIE COURT" BE APPROVED FOR USE IN THE DRAFT PLAN OF SUBDIVISION 19T-07G01 AND DRAFT PLAN OF COMMON ELEMENTS CONDOMINIUM 19CDM-07G02.
- 17.1.5
- A. THAT REPORT PB-2011-0046 BE RECEIVED AS INFORMATION.
 - B. THAT THE APPLICATION SUBMITTED BY ENVIRO REMEDIATE INC. TO REPEAL DEEMING BY-LAW NO. 97-006, WITH RESPECT TO LOTS 24 AND 25, REGISTERED PLAN 534, BE APPROVED.
- 17.1.6
- 1. THAT COUNCIL RECEIVE REPORT NO. DAS-2011-0028 REGARDING A PROPOSED BUDGET PRESENTATION WORKING COMMITTEE.
 - 2. THAT COUNCIL APPOINT COUNCILLOR CRAIG AND COUNCILLOR DAVISON TO A BUDGET PRESENTATION WORKING COMMITTEE, COMPRISED OF BOTH MEMBERS OF COUNCIL AND STAFF, TO WORK TOWARDS A RENEWED BUDGET PROCESS AND PRESENTATION THAT PROVIDES COUNCIL AND THE PUBLIC WITH HIGH-LEVEL STRATEGIC FINANCIAL INFORMATION AND ENHANCES BUDGET ACCOUNTABILITY AND TRANSPARENCY.
- 17.1.7
- THAT COUNCIL RECEIVE REPORT NO. DAS-2011-0029, "SOLAR PANELS AND WIND TURBINES/PROPERTY ASSESSMENT AND TAXATION" FOR INFORMATION.
- 17.1.8
- 1. THAT COUNCIL RECEIVE REPORT NO. DAS-2011-0030 "TAX SALE PROPERTIES (2009) – PAYMENT OUT OF COURT UPDATE" FOR INFORMATION PURPOSES.

17. COMMITTEE RECOMMENDATIONS AND STAFF REPORTS cont'd:

2. THAT COUNCIL AUTHORIZE THE TREASURER TO CONTRIBUTE THE SURPLUS TAX SALE PROCEEDS OF \$124,622.49 TO THE TOWN'S RESERVE FOR LAND SALE PROCEEDS.
- 17.1.9
- A. THAT REPORT NO. PB-2011-0045 BE RECEIVED AS INFORMATION.
 - B. THAT COUNCIL AUTHORIZE STAFF TO UNDERTAKE A REVIEW OF THE ACCESSORY APARTMENT OFFICIAL PLAN POLICIES AND ZONING BY-LAW PROVISIONS AND DEVELOP PROPOSED POLICIES AND ZONING BY-LAW PROVISIONS THAT WOULD PERMIT ACCESSORY APARTMENTS 'AS-OF-RIGHT' AND, TO DRAFT A BY-LAW TO IMPLEMENT A REGISTRY SYSTEM FOR ACCESSORY APARTMENTS.
 - C. THAT AN ACCESSORY APARTMENT STEERING COMMITTEE BE APPOINTED CONSISTING OF REPRESENTATIVES FROM INTERNAL DEPARTMENTS, EXTERNAL AGENCIES, TWO MEMBERS OF COUNCIL AND TWO PUBLIC MEMBERS, AS IDENTIFIED IN SECTION 7.1 OF REPORT NO. PB-2011-0045, AND THAT STAFF RETURN TO COUNCIL WITH A LIST OF STEERING COMMITTEE MEMBERS INCLUDING TWO RECOMMENDED PUBLIC MEMBERS ON JUNE 20, 2011 FOR APPROVAL.
 - D. THAT COUNCILLOR CRAIG AND COUNCILLOR SMOCKUM BE APPOINTED TO SIT ON THE ACCESSORY APARTMENT STEERING COMMITTEE.
 - E. THAT STAFF RETURN TO COUNCIL WITH A WORK PLAN, AS IDENTIFIED IN SECTION 7.2 OF REPORT NO. PB-2011-0045, ON JULY 18, 2011.
- 17.1.10
1. THAT REPORT NO. RPC-2011-0019 BE RECEIVED.
 2. THAT MAYOR AND COUNCIL AMEND BY-LAW NO. 2009-0050 TO PROHIBIT SMOKING AND HOLDING LIGHTED TOBACCO PRODUCTS AT ALL CIVIC CENTRE SOCCER PITCHES LOCATED TO THE NORTH OF THE CIVIC CENTRE BUILDING AND TO PROHIBIT SMOKING WITHIN DEFINED OUTDOOR PUBLIC SPACES, TO BE PHASED IN OVER 2011, 2012, AND 2013 AS FOLLOWS:
 - I) EFFECTIVE JULY 1, 2011 - WITHIN THE ENTIRE RECREATION OUTDOOR CAMPUS, KNOWN AS THE ROC,
 - II) EFFECTIVE JULY 1, 2011 - WITHIN A 10 METRE RADIUS SURROUNDING ANY PUBLIC PLAYGROUND, SPLASH PAD, SKATEBOARD PARK OR SPORTS FIELDS (SOCCER PITCHES AND BASEBALL/SOFTBALL DIAMONDS, BEACH VOLLEYBALL)

17. COMMITTEE RECOMMENDATIONS AND STAFF REPORTS cont'd:

3. THAT PUBLIC CONSULTATION AND CAMPAIGN PROMOTING SMOKE-FREE OUTDOOR SPACES BE UNDERTAKEN IN CO-OPERATION WITH THE GEORGINA ENVIRONMENTAL ADVISORY COMMITTEE AND THE YORK REGION HEALTH DEPARTMENT BETWEEN NOW AND MAY 1, 2012.
 4. THAT STAFF REPORT BACK TO COUNCIL WITH THE INPUT RECEIVED FROM THE PUBLIC CONSULTATION AND SMOKE FREE CAMPAIGN TO COMMENCE WITH THE ADDITIONAL IMPLEMENTATION OF NO SMOKING WITHIN ALL TOWN PARKS AND ALL TOWN OWNED/OPERATED PUBLIC BEACHES.
 5. THAT MAYOR AND COUNCIL AUTHORIZE UP TO \$10,000 FOR SIGNAGE BE TAKEN FROM THE PLAYGROUND EQUIPMENT RESERVE.
- 17.1.11
1. THAT REPORT NO. RPC-2011-0023 BE RECEIVED.
 2. THAT THE TOWN OF GEORGINA RENEW FOR ANOTHER 5 YEARS THE LEASE AGREEMENTS FOR WILLOW BEACH, FRANKLIN BEACH AND HOLMES POINT CONSERVATION AREAS UNDER THE SAME TERMS AND CONDITIONS.
 3. THAT A BY-LAW BE PASSED TO AUTHORIZE THE MAYOR AND CLERK TO EXECUTE A LEASE AGREEMENT BETWEEN THE TOWN OF GEORGINA AND THE LAKE SIMCOE REGION CONSERVATION AUTHORITY FOR A PERIOD OF FIVE YEARS COMMENCING MAY 1, 2011 TO APRIL 30, 2016.
- 17.1.12
- THAT TOWN COUNCIL APPROVE TEMPORARY RELIEF FROM THE PARKING BY-LAW ALONG SALVATION ARMY ROAD FROM MID-AFTERNOON TO 7:00 P.M. ON JULY 6, 2011, AS A PARKING CONTINGENCY PLAN DURING A LARGE INTERNATIONAL EVENT BEING HELD AT THE JACKSON'S POINT CONFERENCE CENTRE ON METRO ROAD.
- 17.1.13
- THAT COUNCIL DECLARE JULY 2 – 10, 2011, AS 'ONTARIO FAMILY FISHING WEEK', THAT THE WEEK BE ADVERTISED ON THE TOWN WEBSITE, ON THE TOWN PAGE IN THE LOCAL NEWSPAPER, ON THE ELECTRONIC SIGN ON CIVIC CENTRE ROAD AND THAT ANY POSTERS PROVIDED BY OFAH BE POSTED IN TOWN FACILITIES.
- 17.1.14
- THAT CORRESPONDENCE FROM MICHELE KENNEDY, TOWN CLERK, TOWN OF WHITCHURCH-STOUFFVILLE, REQUESTING COUNCIL SUPPORT ITS POSITION RESPECTING THE MUNICIPAL ELECTIONS ACT AND PENALTIES APPLICABLE FOR NON-COMPLIANCE TO THE ELECTION FINANCIAL REPORTING REQUIREMENTS, BE RECEIVED AND DIRECTED TO THE ASSOCIATION OF MUNICIPALITIES OF ONTARIO FOR CONSIDERATION.

17. COMMITTEE RECOMMENDATIONS AND STAFF REPORTS cont'd:

17.2 Reports from the Engineering and Public Works Department:

Pages 132-133

17.2.1 Contract Administration Services
Reconstruction of Fairpark Lane, Church Street and the Parking
Lots of the Kin Hall and Stephen Leacock Theatre

Report No. EPW-2011-0022

Recommendation:

1. That Report No. EPW-2011-0022 be received for information.
2. That the provisions of the Purchasing By-law 2004-0120 (CON-1) be waived and that the Director of Engineering and Public Works be authorized to enter into a contract with EXP Global Inc. for Contract Administration Services for this project.

Pages 134-138

17.2.2 Award of Tender
Pollock Road and Glenwoods Avenue
Box Culvert Replacements

Report No. EPW-2011-0023

Recommendation:

1. That Report No. EPW-2011-0023 be received for information.
2. That the bid submitted by Four Brothers Construction Corp. in the amount of \$968,915.00 plus HST for Contract EPW2011-028 is accepted and that a bylaw be passed to authorize the Mayor and Clerk to enter into a Construction Contract with the successful bidder.

18 UNFINISHED BUSINESS:

19 REGIONAL BUSINESS:

20 BY-LAWS:

20.1 A By-law to amend Zoning By-law 500, 1580699 Ontario Limited, Part Lot 16, Concession 2 (NG)

(Advisement: Refer to Report No. PB-2005-0141 considered by Council on November 28, 2005)

20. BY-LAWS cont'd:

- 20.2 A By-law to authorize the Mayor and Clerk to enter into a five year lease agreement between the Lake Simcoe Region Conservation Authority and the Town of Georgina; Willow Beach, Franklin Beach and Holmes Point

(Advisement: Refer to Report No. RPC-2011-0023 considered by Committee of the Whole on June 6, 2011)

- 20.3 A By-law to authorize the Mayor and Clerk to enter into a contract between Miller Paving Limited and the Town of Georgina; surface treatment on various roads

(Advisement: Refer to Report No. EPW-2011-0020 considered by Committee of the Whole on June 6, 2011)

- 20.4 A By-law to authorize the Mayor and Clerk to execute a partial release of a Site Plan Agreement made between Gerald Draper as owner and the Town of Georgina; Part Lots 3 & 4, Conc. 3 (NG), 591 The Queensway South, a portion of which is contained within the Simcoe Landing Subdivision.

(Advisement: Refer to Report No. EPW-2011-0019 considered by Committee of the Whole on June 6, 2011)

- 20.5 A By-law to authorize the Mayor and Clerk to enter into a Construction Contract between Four Brothers Construction Corp. and the Town of Georgina; replacement of culverts under Pollock Road and Glenwoods Avenue.

(Advisement: Refer to Report No. EPW-2011-0023, Item No. 17.2.2 of this agenda)

21 MOTIONS:

22 NOTICES OF MOTION:

23 OTHER BUSINESS:

24. CONFIRMING BY-LAW:

25. ADJOURNMENT: