

THE CORPORATION OF THE TOWN OF GEORGINA

COUNCIL MINUTES

August 22, 2011
(7:08 p.m.)

1. MOMENT OF MEDITATION:

A moment of meditation was observed.

Staff was requested to lower all Town flags being flown at all Town facilities to half-mast in honour of the passing of Jack Layton.

2. ROLL CALL:

The Clerk gave the roll call and the following Council Members were present:

Mayor Grossi	Regional Councillor Wheeler
Councillor Craig	Councillor Davison
Councillor Hackenbrook	Councillor Smockum
Councillor Szollosy	

3. COMMUNITY SERVICE ANNOUNCEMENTS:

The Council Members were made aware of a number of community events taking place;

Staff was to extend Council's congratulations to Karyn Stone, Economic Development Officer, and to the Economic Development office for a successful Splash Water Festival event held on August 12th and 13th.

4. INTRODUCTION OF ADDENDUM ITEMS AND DEPUTATIONS:

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

- 4.1 Potential intersection improvements at Metro Road and Woodbine Avenue as Item No. 18, Regional Business.

5. APPROVAL OF AGENDA:

Moved by Councillor Craig

Seconded by Councillor Szollosy

RESOLUTION NO. C-2011-0367

THAT THE AGENDA BE APPROVED AS PRESENTED.

Carried.....

6. DECLARATION OF PECUNIARY INTEREST:

Regional Councillor Wheeler declared an interest in Item No. (iii) of the Closed Session agenda with regard to lots of record because he owns a lot of record.

Councillor Hackenbrook declared an interest in Item No. (iii) of the Closed Session agenda with regard to lots of record because he owns a lot of record

Councillor Smockum declared an interest in Item No. 15.1.9 because he rents one of the subject sites, performs custom work on another of the sites and will be working for Skypower directly.

7. ADOPTION OF THE MINUTES:

Moved by Councillor Szollosy

Seconded by Councillor Davison

RESOLUTION NO. C-2011-0368

THAT THE MINUTES OF THE COUNCIL MEETING HELD ON JUNE 27, 2011, BE ADOPTED WITH THE FOLLOWING AMENDMENT;

Page 59, Item No. 17.1.1, Resolution No. C-2011-0343, that the words "meditation (widows) walk" be amended to read "meditation (philosophers) walk" and the words "widows walk" be amended to read "philosophers walk" so that the resolution now reads; "THAT REPORT NO. DAS-2011-0034 ENTITLED 'CIVIC CENTRE MEDITATION (PHILOSOPHERS) WALK BE RECEIVED AND REFERRED BACK TO STAFF TO LOOK AT THE COST TO REPAIR THE PHILOSOPHERS WALK AND AT POSSIBLE SAFETY FEATURES TO LIMIT ACCESS TO THE ROOF."

7. ADOPTION OF THE MINUTES cont'd:

RESOLUTION NO. C-2011-0369

THAT THE MINUTES OF THE COUNCIL MEETING HELD ON JULY 18, 2011, BE ADOPTED AS PRESENTED.

Carried.....

8. BUSINESS ARISING FROM THE MINUTES:

None.

9. DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION:

All agenda items were identified for separate discussion:

10. ADOPTION OF ITEMS NOT REQUIRING SEPARATE DISCUSSION:

10.1 Matters not subject to individual conflicts

None.

10.2 Matters subject to individual conflicts

None.

11. DEPUTATIONS:

None.

12. PRESENTATIONS:

None.

13. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION:

14. PUBLIC MEETINGS:

None.

15. COMMUNICATIONS:

15.1 Matters for Disposition:

- 15.1.1 Christine Heffer requesting Council to endorse the Lyme Disease petition put forward by Bob Bailey, MPP for Sarnia Lambton to raise awareness of Lyme Disease in the Province of Ontario.

Moved by Councillor Szollosy

Seconded by Councillor Davison

RESOLUTION NO. C-2011-0370

THAT CORRESPONDENCE FROM CHRISTINE HEFFER REQUESTING COUNCIL TO ENDORSE THE LYME DISEASE PETITION PUT FORWARD BY BOB BAILEY, MPP FOR SARNIA LAMBTON TO RAISE AWARENESS OF LYME DISEASE IN THE PROVINCE OF ONTARIO, BE RECEIVED.

Carried.....

- 15.1.2 M. Young requesting Council's support of the petition put forward by Bob Bailey, MPP for Sarnia Lambton concerning Lyme Disease.

Moved by Councillor Szollosy

Seconded by Councillor Davison

RESOLUTION NO. C-2011-0371

THAT CORRESPONDENCE FROM M. YOUNG REQUESTING COUNCIL'S SUPPORT OF THE PETITION PUT FORWARD BY BOB BAILEY, MPP FOR SARNIA LAMBTON CONCERNING LYME DISEASE, BE RECEIVED.

Carried.....

15. COMMUNICATIONS cont'd:

- 15.1.3 Canadian Urban Institute requesting nominations by August 31st for the annual Brownie Awards Program recognizing leadership, innovation and environmental sustainability in brownfields redevelopment across Canada.

Moved by Councillor Szollosy

Seconded by Councillor Craig

RESOLUTION NO. C-2011-0372

THAT CORRESPONDENCE FROM THE CANADIAN URBAN INSTITUTE REQUESTING NOMINATIONS BY AUGUST 31ST FOR THE ANNUAL BROWNIE AWARDS PROGRAM RECOGNIZING LEADERSHIP, INNOVATION AND ENVIRONMENTAL SUSTAINABILITY IN BROWNFIELDS REDEVELOPMENT ACROSS CANADA, BE RECEIVED.

Carried.....

- 15.1.4 Species at Risk (Ontario) inviting comments on the proposed Recovery Strategy for the Eastern Prairie Fringed-orchid in Canada.

Moved by Councillor Szollosy

Seconded by Councillor Davison

RESOLUTION NO. C-2011-0373

THAT CORRESPONDENCE FROM SPECIES AT RISK (ONTARIO) INVITING COMMENTS ON THE PROPOSED RECOVERY STRATEGY FOR THE EASTERN PRAIRIE FRINGED-ORCHID IN CANADA BE RECEIVED AND REFERRED TO THE GEORGINA ENVIRONMENTAL ADVISORY COMMITTEE AND TO THE SOUTH LAKE SIMCOE NATURALISTS FOR COMMENTS.

Carried.....

15. COMMUNICATIONS cont'd:

- 15.1.5 Kristi Bejczak, Strategic Objectives, Crohn's and Colitis Foundation of Canada, requesting Council proclaim September 15th as 'National Family Dinner Night' and provide a letter of support for this community-based initiative.

Moved by Regional Councillor Wheeler

Seconded by Councillor Smockum

RESOLUTION NO. C-2011-0374

THAT TOWN COUNCIL PROCLAIM THURSDAY, SEPTEMBER 15TH, 2011, AS 'NATIONAL FAMILY DINNER NIGHT' AND PROVIDE A LETTER OF SUPPORT FOR THIS COMMUNITY-BASED INITIATIVE.

Carried.....

- 15.1.6 Pamela Fettes, Clerk, Municipality of Meaford, requesting financial assistance to the Town of Slave Lake to help compensate them in their recent fire.

Moved by Councillor Smockum

Seconded by Councillor Davison

RESOLUTION NO. C-2011-0375

THAT CORRESPONDENCE FROM PAMELA FETTES, CLERK, MUNICIPALITY OF MEAFORD, REQUESTING FINANCIAL ASSISTANCE TO THE TOWN OF SLAVE LAKE TO HELP COMPENSATE THEM IN THEIR RECENT FIRE, BE RECEIVED.

Carried.....

Moved by Councillor Craig

Seconded by Councillor Szollosy

RESOLUTION NO. C-2011-0376

THAT THE CHIEF ADMINISTRATIVE OFFICER BE REQUESTED TO CONTACT THE TOWN OF GODERICH TO OFFER THE SERVICES OF THE TOWN OF GEORGINA IN THE FORM OF A VEHICLE AND TWO PUBLIC WORKS STAFF

15. COMMUNICATIONS cont'd:

MEMBERS TO ASSIST IN THE CLEAN-UP OF GODERICH FOLLOWING THE DESTRUCTION OF PORTIONS OF GODERICH DUE TO A TORNADO ON SUNDAY, AUGUST 21ST.

Carried.....

- 15.1.7 Ashley Mancuso, Town of Halton Hills, requesting endorsement and support of their position concerning the responsibility of the Province to provision capital and operating funds for hospitals in the communities of Ontario.

Moved by Regional Councillor Wheeler

Seconded by Councillor Smockum

RESOLUTION NO. C-2011-0377

THAT TOWN COUNCIL ENDORSE THE POSITION OF THE TOWN OF HALTON HILLS CONCERNING THE RESPONSIBILITY OF THE PROVINCE TO PROVISION CAPITAL AND OPERATING FUNDS FOR HOSPITALS IN THE COMMUNITIES OF ONTARIO.

Carried.....

- 15.1.8 Peter Hume, President, AMO, regarding key topics of concern in AMO's Provincial Election Check List.

Moved by Councillor Szollosy

Seconded by Councillor Smockum

RESOLUTION NO. C-2011-0378

THAT CORRESPONDENCE FROM PETER HUME, PRESIDENT, AMO, REGARDING KEY TOPICS OF CONCERN IN AMO'S PROVINCIAL ELECTION CHECK LIST, BE RECEIVED.

Carried.....

15. COMMUNICATIONS cont'd:

- 15.1.9 Memorandum from Laura Diotte, Senior Planner, regarding SkyPower - Notice of Proposal, Notice of Public Meeting and Project Description Reports.

Councillor Smockum declared an interest in Item No. 15.1.9 because he rents one of the subject sites, performs custom work on another of the sites and will be working for Skypower directly; he did not participate in any discussion or vote.

Laura Diotte, Senior Planner - Policy, stated that Skypower does not need to seek the Town's approval for their application as municipalities cannot use Official Plans, Zoning By-laws, Demolition Control and Development Permit Regulations to regulate Renewable Energy Undertakings. The Province (Ministry of Energy) is now the approval authority for Renewable Energy Undertakings which is done through the Renewable Energy Approvals office. She has spoken with the Energy office and she was advised that it is the proponent's responsibility to consult with the Town and circulate a form that staff will bring to Council. Skypower is required to prepare a consultation report as part of their application package to the Province which will include the Town's comments and concerns. The Town can then review this report to ensure that all of the Town's comments and concerns are reflected accurately.

Ms. Diotte stated that she will advise Council what 'Renewable Energy Undertakings' stands for, other than solar and wind projects and whether any funding has been set aside for removal of solar panels from sites, if necessary. She indicated that the Ontario Power Authority handles fee-in-tariff applications and they are secured. She advised that all of the properties are not completely tree-covered and are subject to the Canadian Environmental Assessment Act and have been evaluated. There may be the removal of an odd tree that may be in the way, but there is to be no major impact to the sites.

Ms. Diotte explained that the Earthlight LP project is Class 1, the Goldlight LP project is Class 1,2,3, 4-7, and the Beamlight LP project is a mixture of classes; Class 1 lands are the highest level of agricultural land identified in the Province. The Province is suggesting that these types of installations could eliminate this class of land for agricultural purposes. Ms. Diotte has conducted some research in the classes of land and these types of projects can be located on prime agricultural land, with some exceptions. When the Ontario Power Authority reviewed Skypower's applications, it looked at the Town's zoning and because its Agricultural zoning (RU) permits other uses such as a veterinary clinic, agricultural land is not considered strictly for agricultural uses.

15. COMMUNICATIONS cont'd:

Ms. Diotte explained that the Ontario Power Authority approves fee-in-tariff applications and during this approval process, they look at the soil. The OPA have already passed that stage and are now performing the environmental work that needs to be done. The Town will still comment because it is a concern of the Town that agricultural land is being used for these projects, noting that it is not common for municipalities to have a zoning that strictly permits agricultural uses. She believes one or two of the subject sites are in active production at this time, and this project would be taking that use away.

Council inquired what the standard height of a fence is and whether or not the public meeting timing could be extended from its current 3:00 p.m. to 6:00 p.m. schedule.

Ms. Diotte stated that she will report back to Council on this issue, at which time Council can then formally submit its comments to the Ontario Energy Board. The report will include the extent of tree cover on the three sites and whether or not there are any species at risk.

Moved by Councillor Szollosy

Seconded by Councillor Craig

RESOLUTION NO. C-2011-0379

THAT THE MEMORANDUM FROM LAURA DIOTTE, SENIOR PLANNER, ENTITLED "SKYPOWER - NOTICE OF PROPOSAL, NOTICE OF PUBLIC MEETING AND PROJECT DESCRIPTION REPORTS" BE RECEIVED AND REFERRED BACK TO STAFF TO PREPARE A REPORT FOR CONSIDERATION AT A FUTURE COUNCIL MEETING WITH RESPECT TO THE RESULTS OF SKYPOWER'S AUGUST 31ST PUBLIC MEETING, ALONG WITH RESPONSES TO THE ISSUES RAISED AT TONIGHT'S MEETING, IN ORDER THAT COUNCIL CAN FORMALLY RESPOND TO THE SUBMISSION TO THE PROVINCE, AND THAT THIS ISSUE BE REFERRED TO THE GEORGINA ENVIRONMENTAL ADVISORY COMMITTEE FOR INFORMATION AND COMMENTS.

Carried.....

15. COMMUNICATIONS cont'd:

- 15.1.10 Joelle Lewis, Director of Government and External Relations/Big Brothers Big Sisters of Canada, regarding the Prime Minister's Volunteer Awards first call for nominations.

Moved by Councillor Szollosy

Seconded by Regional Councillor Wheeler

RESOLUTION NO. C-2011-0380

THAT CORRESPONDENCE FROM JOELLE LEWIS, DIRECTOR OF GOVERNMENT AND EXTERNAL RELATIONS/BIG BROTHERS BIG SISTERS OF CANADA, REGARDING THE PRIME MINISTER'S VOLUNTEER AWARDS FIRST CALL FOR NOMINATIONS BE RECEIVED AND REFERRED TO THE DIRECTOR OF THE RECREATION, PARKS AND CULTURE DEPARTMENT FOR CIRCULATION TO IDENTIFY INDIVIDUALS WITHIN OUR COMMUNITY WHO MAY BE WORTHY OF RECOGNITION THROUGH THE PRIME MINISTER'S VOLUNTEER AWARDS FIRST CALL FOR NOMINATIONS.

Carried.....

- 15.1.11 FCM Communique regarding the Government seeking opinion on waste management services.

Moved by Councillor Szollosy

Seconded by Councillor Davison

RESOLUTION NO. C-2011-0381

THAT THE FCM COMMUNIQUE REGARDING THE GOVERNMENT SEEKING OPINION ON WASTE MANAGEMENT SERVICES BE RECEIVED.

Carried.....

- 15.1.12 Memo from Phil Rose-Donahoe, R.P.C., requesting the closure of Varney Road, between Metro Road and Deer Park Road, from 10:00am to 3:00pm on Saturday, August 27, 2011, for the 'Doors Open Georgina' event.

15. COMMUNICATIONS cont'd:

Moved by Councillor Szollosy

Seconded by Councillor Craig

RESOLUTION NO. C-2011-0382

THAT TOWN COUNCIL GRANT APPROVAL FOR THE TEMPORARY CLOSURE OF VARNEY ROAD BETWEEN METRO ROAD AND DEER PARK ROAD FROM 10:00 A.M. TO 3:00 P.M. ON SATURDAY, AUGUST 27, 2011, FOR THE 'DOORS OPEN GEORGINA' EVENT, THAT ROAD BARRICADES BE PROVIDED TO THE ORGANIZERS, THAT THE ORGANIZERS PROVIDE THE MANPOWER TO DIRECT TRAFFIC, AND THAT THE TOWN NOTIFY THE LOCAL POLICE, FIRE AND EMS SERVICES OF THE TEMPORARY ROAD CLOSURE.

Carried.....

16. PETITIONS:

None.

17 UNFINISHED BUSINESS:

None.

18. REGIONAL BUSINESS:

Councillor Szollosy raised concerns with the apparent increase in the number of accidents at the intersection of Woodbine Avenue and Metro Road. He indicated that the residents are requesting more traffic control potentially in the form of either traffic lights or a four-way stop.

Bob Magloughlen, Chief Administrative Officer, stated that the Town should request the Region of York to determine if warrants are met at this intersection for improved traffic control.

Moved by Councillor Szollosy

Seconded by Councillor Craig

RESOLUTION NO. C-2011-0383

THAT THE REGION OF YORK BE REQUESTED TO DETERMINE IF WARRANTS ARE MET AT THE INTERSECTION OF WOODBINE AVENUE AND METRO ROAD IN WILLOW BEACH FOR IMPROVED TRAFFIC CONTROL, DUE TO INCREASED TRAFFIC ACCIDENTS AT THIS INTERSECTION.

Carried.....

19. BY-LAWS:

Moved by Councillor Smockum

Seconded by Councillor Hackenbrook

That the following by-law be given three readings:

- 19.1 By-law Number 2011-0085 (LA-1) Being a By-law to authorize the Mayor and Clerk to execute the necessary documents to Complete the Purchase Agreement between the Town of Georgina and the York Region District School Board for the purchase of the former Sutton Public School property, 20849 Dalton Road, Sutton.

Carried.....

Moved by Councillor Szollosy

Seconded by Regional Councillor Wheeler

That the following by-law be given three readings:

- 19.2 By-law Number 2011-0086 (LA-1) Being a By-law to authorize the Mayor and Clerk to execute the necessary documents to complete the Purchase Agreement between the Town of Georgina and Margaret and Gary Sedore for the purchase of an approximate twenty eight (28) acre parcel of land, to be severed from the property known as 481 Lake Drive East, Willow Beach.

Carried.....

19. BY-LAWS cont'd:

Moved by Councillor Smockum

Seconded by Councillor Hackenbrook

That the following by-law be given third reading:

19.3 By-law Number 500-2011-0010

Being a By-law to amend Zoning By-law Number 500, being a by-law to regulate the use of lands and the character, location and use of buildings and structures within the Town of Georgina; John & Annette Holtrop, Part Lot 16 & 17, Conc. 4 (NG), 2554 Old Homestead Road

Carried.....

20 MOTIONS:

20.1 Thane Smelter Site Remediation

Moved by Councillor Szollosy

Seconded by Councillor Craig

RESOLUTION NO. C-2011-0384

THAT THE CLERK FORWARD A LETTER TO ALL CANDIDATES FOR YORK-SIMCOE MEMBER FOR PROVINCIAL PARLIAMENT IN THE OCTOBER 6, 2011 ELECTION, SEEKING THEIR RESPONSE TO THE QUESTION "WHAT MEASURES DO THEY PROPOSE TO REMEDIATE THE CONTAMINATION OF THE THANE SMELTER SITE"?

Carried.....

21 NOTICES OF MOTION:

None.

22 OTHER BUSINESS:

None.

23. RECESS COUNCIL AND RESOLVE INTO CLOSED MEETING:

Moved by Councillor Davison

Seconded by Councillor Craig

Be it resolved that the Council meeting recess at this time (8:23 p.m.) and Council members move into a Closed Meeting pursuant to Section 239 of The Municipal Act, 2001, as amended, to consider:

- i) Possible Disposition of Land by declaring property as surplus, Section 239(2)(C)MA
- ii) Possible Disposition of Land by Lease, Section 239(2)(C)MA
- iii) Potential Litigation, Section 239(2)(E)MA; Development Charge By-law
- iv) Potential Litigation, Section 239(2)(E)MA; New Site Alteration By-law
- v) Personal Matter about an Identifiable Individual, Section 239(2)(B)MA; retirement of two staff members

Carried....

24. RISE AND REPORT FROM CLOSED MEETING:

The Council Members arose from the Closed Meeting at 11:13 p.m. and the following direction was given to staff:

- i) The CAO is to reject the offer to purchase and give the required notice, as per regulations, to the owner to vacate the premises.
- ii) The CAO is to request the Georgina Arts Centre and Gallery to make a formal presentation at the next Committee of the Whole meeting to be held on August 29, 2011 regarding the former Sutton Public School.
- iii) The CAO is to respond to the letter from Tim Danbrook regarding Development Charges.
- iv) The CAO is to discuss with the property owners at 5257 Old Homestead Road the removal of the excess fill if soil tests are conducted and contamination is found. If no contamination is found, then leave fill as is.
- v) The CAO to report back to Council after receiving a further report from the individual.

25. CONFIRMING BY-LAW:

Moved by Councillor Szollosy

Seconded by Councillor Smockum

That the following by-laws be given three readings:

By-law Number 2011-0087 (COU-2)

Being a by-law to confirm the proceedings of Council

Carried.....

26. ADJOURNMENT:

Moved by Councillor Craig

Seconded by Councillor Davison

That the meeting adjourn at this time (11:16 p.m.).

Carried.....

Robert Grossi, Mayor

Roland Chenier, Town Clerk