

CORPORATION OF THE
TOWN OF GEORGINA

**SPECIAL COUNCIL
MINUTES**

August 29, 2011
(12:52 p.m.)

A Special Council meeting was held immediately following the Committee of the Whole meeting to deal with the following matters:

- i) Roll Call
- ii) Declarations of Pecuniary Interest
- iii) Ratification of all Committee of the Whole Resolutions of August 29, 2011
- iv) A By-law to authorize the Mayor and Clerk to execute a Consent Agreement between 2088556 Ontario Inc./Greenville Development Group Inc. and the Corporation of the Town of Georgina; development of Part Lot 3, Concession 7 (G), Part 1 on Plan 65R-33192
- v) A By-law to further amend Schedule 'X', page 5 of By-law 2002-0046 (TR-1), being a by-law to govern and control the fire routes in the Town of Georgina, to prohibit parking on both sides of the entrance from Dalton Road and Black River Road and continuing around the entire perimeter surrounding the No Frills grocery store located at 20895 Dalton Road, Sutton, as a fire route.
- vi) A By-law to authorize the Purchasing Manager to issue a Purchase Order to Galloway Motors Truck & Tire Centre for the purchase of a Six-Ton Diesel Truck with Snowplough equipment
- vii) A By-law to authorize the Mayor and Clerk to execute a Preservicing Agreement between Greengate Village Limited and the Town of Georgina; development of Part Lot 6 and 7, Concession 3 (NG)
- viii) A By-law to authorize the Mayor and Clerk to enter into a Construction Contract between Bob Hendricksen Construction Limited and the Town of Georgina; bridge and culvert repairs and rehabilitation
- ix) A By-law to Deem Lots not to be lots on a Registered Plan of Subdivision, SEIDEN, Catherine, Lots 1-5, Plan 208, 110 Lake Drive East
- x) A By-law to exempt lots from Part Lot Control, Lots 15-19, Registered Plan 65M-2885, MAPLE LAKE ESTATES c/o Metrus Development Inc.
- xi) A By-law to amend Zoning By-law No. 500, Canadian Tire Real Estate Ltd., temporary outdoor garden centre compound associated with a retail store, to be permitted from October 1, 2011 to June 30, 2012, subject to certain provisions
- xii) Confirming By-law
- xiii) Adjournment

1. 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	

2. DECLARATION OF PECUNIARY INTEREST:

Councillor Hackenbrook declared an interest in Resolution No. SC-2011-0392 and Item No. 4.8 because the applicant is his employer.

3. RATIFICATION OF COMMITTEE OF THE WHOLE RESOLUTIONS OF AUGUST 29, 2011:

Moved by Councillor Craig

Seconded by Councillor Davison

RESOLUTION NO. SC-2011-0385

THAT THE ROUTINE CORRESPONDENCE BE RECEIVED AND ITEMS (IV), (VI) AND (VII) BE PLACED ON AN UPCOMING AGENDA FOR CONSIDERATION.

RESOLUTION NO. SC-2011-0386

1. THAT REPORT NO. EPW-2011-0027 BE RECEIVED FOR INFORMATION.
2. THAT A BY-LAW BE PASSED AUTHORIZING THE MAYOR AND CLERK TO ENTER INTO A CONSENT AGREEMENT WITH 2088556 ONTARIO INC. (GREENVILLA DEVELOPMENT GROUP INC.) RESPECTING PART 1 ON PLAN 65R-33192.

RESOLUTION NO. SC-2011-0387

1. THAT REPORT NO. EPW-2011-0031 BE RECEIVED FOR INFORMATION.
2. THAT THE BID IN THE AMOUNT OF \$403,192.00 PLUS HST SUBMITTED BY BOB HENDRICKSEN CONSTRUCTION LIMITED FOR CONTRACT EPW2011-063 IS ACCEPTED AND THAT A BYLAW BE PASSED TO AUTHORIZE THE MAYOR AND CLERK TO ENTER INTO A CONTRACT WITH THE SUCCESSFUL BIDDER.

3. RATIFICATION OF COMMITTEE OF THE WHOLE RESOLUTIONS OF AUGUST 29, 2011 cont'd:

RESOLUTION NO. SC-2011-0388

- A. THAT REPORT PB-2011-0075 BE RECEIVED AS INFORMATION.
- B. THAT THE APPLICATION SUBMITTED BY CATHERINE SEIDEN TO DEEM LOTS 1, 2, 3, 4 AND 5, REGISTERED PLAN 208, NOT TO BE LOTS ON A REGISTERED PLAN OF SUBDIVISION FOR THE PURPOSES OF SECTION 50(3) AND IN ACCORDANCE WITH SECTION 50(4) OF THE PLANNING ACT, R.S.O. 1990, BE APPROVED.

RESOLUTION NO. SC-2011-0389

- A. THAT REPORT PB- 2011-0076 AS AMENDED BE RECEIVED FOR INFORMATION
- B. THAT THE REQUEST SUBMITTED BY MAPLE LAKE ESTATES TO EXTEND THE EXEMPTION OF PART LOT CONTROL FOR LOTS 15 THROUGH 19, REGISTERED PLAN 65M-2885, AS PER SECTION 50 (7.4) OF THE PLANNING ACT, R.S.O. 1990, BE APPROVED
- C. THAT THE TOWN CLERK FORWARD A COPY OF COUNCIL'S RESOLUTION AND APPROVED BY-LAW TO THE APPLICANT FOR REGISTRATION.

RESOLUTION NO. SC-2011-0390

THAT THE PRESENTATION MADE BY HEATHER FULLERTON AND BRIAN BUSBY OF THE GEORGINA ARTS CENTRE AND GALLERY CONCERNING THE RELOCATION OF THE ARTS CENTRE TO THE REAR OF THE FORMER SUTTON PUBLIC SCHOOL BUILDING BE RECEIVED, THAT THE DIRECTOR OF THE RECREATION, PARKS AND CULTURE DEPARTMENT ENTER INTO A MEMORANDUM OF UNDERSTANDING AND AGREEMENT IN PRINCIPLE WITH THE GEORGINA ARTS CENTRE AND GALLERY SO THAT GRANT FUNDING CAN BE APPLIED FOR, THAT STAFF BE INVOLVED IN THIS GRANT PROCESS, THAT STAFF MAKE ARRANGEMENTS TO HOLD PUBLIC SESSIONS FOR LOCAL GROUPS AND ORGANIZATIONS ALSO INTERESTED IN THE USE OF THE FACILITY AND PREPARE A REPORT SPECIFYING THE SPECIFICS OF THE MEMORANDUM OF AGREEMENT AND SCHEDULED DATES FOR THESE PUBLIC SESSIONS.

RESOLUTION NO. SC-2011-0391

- A. THAT REPORT PB-2011-0073 BE RECEIVED AS INFORMATION.

3. RATIFICATION OF COMMITTEE OF THE WHOLE RESOLUTIONS OF AUGUST 29, 2011 cont'd:
- B. THAT THE PROPOSED REVISIONS TO THE DRAFT APPROVED PLAN OF SUBDIVISION (19TG-2003-001) SUBMITTED BY METRUS DEVELOPMENT INC., PREPARED BY KLM PLANNING PARTNERS INC., DRAWING NO. 10:04, LAST REVISED ON SEPTEMBER 22, 2010, AND ATTACHED AS SCHEDULE '3', BE ENDORSED, WITH THE EXCEPTION OF BLOCK 9, ALSO KNOWN AS BLOCK 65 ON SCHEDULE 10, SUBJECT TO RECOMMENDATION 'J'.
 - C. THAT PURSUANT TO SECTION 51(84) OF THE PLANNING ACT, R.S.O. 1990, AS AMENDED, THE ONTARIO MUNICIPAL BOARD BE REQUESTED TO AMEND THE CONDITIONS OF DRAFT PLAN APPROVAL, AS WELL AS THE PRE-CONDITIONS TO THE ISSUANCE OF AN ONTARIO MUNICIPAL BOARD ORDER, AS DETAILED IN SCHEDULE '15' TO REPORT PB-2011-0073.
 - D. THAT THE ZONING BY-LAW AMENDMENT APPLICATION SUBMITTED BY METRUS DEVELOPMENT INC. TO REZONE LANDS DESCRIBED AS PART LOTS 2 AND 3, CONCESSION 3 (NG) TO IMPLEMENT REVISIONS TO A DRAFT APPROVED PLAN OF SUBDIVISION, BE APPROVED, WITH THE EXCEPTION OF BLOCK 9, ALSO KNOWN AS BLOCK 65 ON SCHEDULE 10, SUBJECT TO RECOMMENDATION 'J'.
 - E. THAT PURSUANT TO SECTION 34(17) OF THE PLANNING ACT, R.S.O. 1990, AS AMENDED, COUNCIL DEEMS THAT FURTHER NOTICE IS NOT REQUIRED TO BE GIVEN IN RESPECT OF ANY MINOR REVISIONS TO THE PROPOSED AMENDING ZONING BY-LAW.
 - F. THAT STAFF FINALIZE THE AMENDING ZONING BY-LAW AND RETURN TO COUNCIL FOR APPROVAL OF SAME IN THE NEAR FUTURE.
 - G. THAT THE TOWN CLERK FORWARD A COPY OF REPORT PB-2011-0012 AND PB-2011-0073, AND COUNCIL'S RESOLUTION THEREON, TO THE TOWN SOLICITOR, THE ONTARIO MUNICIPAL BOARD, AND TO THE YORK REGION COMMISSIONER OF PLANNING AND DEVELOPMENT SERVICES.
 - H. THAT STAFF AND THE TOWN SOLICITOR (IF NECESSARY) BE DIRECTED TO REPRESENT THE TOWN OF GEORGINA RESPECTING FURTHER DISPOSITION OF THE SUBDIVISION MATTERS PERTAINING TO METRUS DEVELOPMENT INC. AT THE ONTARIO MUNICIPAL BOARD, AS NECESSARY.

3. RATIFICATION OF COMMITTEE OF THE WHOLE RESOLUTIONS OF AUGUST 29, 2011 cont'd:

- I. THAT IN THE EVENT SUBSTANTIAL CHANGES ARE NECESSARY OR PROPOSED TO THE REVISED DRAFT PLAN OF SUBDIVISION, STAFF REPORT FURTHER TO COUNCIL AND OBTAIN ADDITIONAL DIRECTION.
- J. THAT IN CONSIDERATION OF THE DESIRE TO ADDRESS CONCERNS CREATED BY HAVING TOWNHOUSE UNITS FACING TOWNHOUSE UNITS ON THE SAME STREET, STAFF BRING A REPORT BACK TO COUNCIL RESPECTING POSSIBLE CHANGES TO BLOCK 9 ON THE REVISED PLAN ATTACHED AS SCHEDULE '3', BY AMENDING THE PROPOSED LOTTING SUCH THAT BLOCK 9, ALSO KNOWN AS BLOCK 65 ON SCHEDULE 10, MAY BE DEVELOPED AS SINGLE DETACHED LOTS RATHER THAN AS A TOWNHOUSE BLOCK.

Councillor Hackenbrook declared an interest in the following motion as the applicant is his employer; he did not participate in any discussion or vote.

RESOLUTION NO. SC-2011-0392

- A. THAT REPORT PB-2011-0074 BE RECEIVED AS INFORMATION.
- B. THAT THE ZONING AMENDMENT APPLICATION SUBMITTED BY LABRECHE PATTERSON AND ASSOCIATES INC. REQUESTING THE EXTENSION OF A TEMPORARY USE BY-LAW IN ORDER TO CONTINUE TO ALLOW A GARDEN CENTRE AND OPEN STORAGE CONTAINED THEREIN, OCCUPYING A MAXIMUM OF 95 PARKING SPACES IN THE NORTHERLY AREA OF THE PARKING LOT OF THE CANADIAN TIRE SITE, AS ILLUSTRATED ON SCHEDULE '2' TO REPORT PB-2011-0074 FOR THE PROPERTY LOCATED AT 24270 WOODBINE AVENUE, KESWICK, BE APPROVED AS FOLLOWS:
 - (I) THAT SAID APPLICATION BE APPROVED UNDER SECTIONS 34 AND 39 OF THE PLANNING ACT, R.S.O. 1990, TO ALLOW FOR A TEMPORARY, SEASONAL GARDEN CENTRE AND OPEN STORAGE FROM APRIL 1ST TO JUNE 30TH 2012 AND TO PERMIT THE FACILITY TO REMAIN IN PLACE DURING THE GARDENING OFF-SEASON FROM OCTOBER 1, 2011 TO MARCH 31, 2012; AND

3. RATIFICATION OF COMMITTEE OF THE WHOLE RESOLUTIONS OF AUGUST 29, 2011 cont'd:

- (II) THAT IN THE EVENT THAT AN ADDITIONAL EXTENSION OF THE TEMPORARY USE BY-LAW IS REQUESTED, THE APPLICANT SHALL BE REQUIRED TO PROVIDE AN UPDATED PARKING SUPPLY REPORT PRIOR TO EXPIRY OF THE TEMPORARY USE BY-LAW.

RESOLUTION NO. SC-2011-0393

1. THAT REPORT NO. EPW-2011-0028 BE RECEIVED FOR INFORMATION.
2. THAT PAGE 5 OF SCHEDULE 'X' OF BY-LAW 2002-0046 (TR-1) BE AMENDED TO ESTABLISH A DESIGNATED FIRE ROUTE AT THE NO FRILLS GROCERY STORE LOCATED AT 20895 DALTON ROAD IN SUTTON.

RESOLUTION NO. SC-2011-0394

1. THAT REPORT NO. EPW-2011-0029 BE RECEIVED FOR INFORMATION.
2. THAT THE BID RECEIVED FROM GALLOWAY MOTORS IN THE AMOUNT OF \$174,358.90 (NET HST) FOR A SIX TON DIESEL TRUCK WITH SNOW PLOUGH EQUIPMENT IS ACCEPTED AND THAT THE PURCHASING MANAGER IS AUTHORIZED TO ISSUE A PURCHASE ORDER TO GALLOWAY MOTORS.

RESOLUTION NO. SC-2011-0395

1. THAT REPORT EPW-2011-0030 BE RECEIVED FOR INFORMATION.
2. THAT A BY-LAW BE PASSED AUTHORIZING THE MAYOR AND CLERK TO ENTER INTO A PRESERVICING AGREEMENT WITH GREENGATE VILLAGE LIMITED RESPECTING DRAFT PLAN OF SUBDIVISION 19T-04G03.

RESOLUTION NO. SC-2011-0396

- 1 THAT REPORT RPC-2011-0030 BE RECEIVED.
- 2 THAT COUNCIL ALLOCATE ONE MILLION, SIX HUNDRED THOUSAND DOLLARS (\$1,600,000.00) FROM THE RESERVE FOR LEISURE DEBT SERVICING TO THE ROC.

3. RATIFICATION OF COMMITTEE OF THE WHOLE RESOLUTIONS OF AUGUST 29, 2011 cont'd:

RESOLUTION NO. SC-2011-0397

1. THAT REPORT NO. DAS-2011-0044 REGARDING THE 2010 FINANCIAL INFORMATION RETURN (FIR) BE RECEIVED FOR INFORMATION.

RESOLUTION NO. SC-2011-0398

THAT TOWN COUNCIL PROCLAIM SEPTEMBER 24TH AS 'FRANCO-ONTARIAN DAY' THROUGHOUT THE TOWN OF GEORGINA TO RECOGNIZE THE CONTRIBUTION OF ONTARIO'S FRANCOPHONE COMMUNITY TO THE CULTURAL, HISTORICAL, SOCIAL, ECONOMIC AND POLITICAL LIFE OF THE PROVINCE, AND TO FLY THEIR FLAG ON THAT DATE.

RESOLUTION NO. SC-2011-0399

THAT TOWN COUNCIL PROCLAIM SEPTEMBER 16, 2011, AS 'CHILDHOOD CANCER AWARENESS DAY' THROUGHOUT THE TOWN OF GEORGINA TO RAISE PUBLIC AWARENESS ABOUT THIS DISEASE AND ITS EFFECTS.

RESOLUTION NO. SC-2011-0400

THAT TOWN COUNCIL PROVIDE FINANCIAL SUPPORT TO THE 2011 YORK REGION 55+ GAMES IN THE AMOUNT OF \$500.00 AND THAT STAFF BE REQUESTED TO DIRECT FUTURE REQUESTS FROM THIS ORGANIZATION TO THE RECREATION, PARKS AND CULTURE DEPARTMENT FOR DISPOSITION.

RESOLUTION NO. SC-2011-0401

THAT CORRESPONDENCE FROM CHARLOTTE WIDDIFIELD, SECRETARY, YORK REGION 55+ GAMES, PROVIDING STATISTICS ON PAST GAMES AND EXPRESSING APPRECIATION TO THE TOWN'S PAST SUPPORT OF THE GAMES, BE RECEIVED WITH THANKS.

RESOLUTION NO. SC-2011-0402

THAT CORRESPONDENCE FROM LAURA MCDOWELL, DIRECTOR, ENVIRONMENTAL PROMOTION AND PROTECTION, REGION OF YORK, ENCOURAGING COUNCIL TO BE A PART OF THE DEVELOPMENT OF THE SM4RT LIVING PLAN, AN INTEGRATED WASTE MANAGEMENT MASTER PLAN TO GUIDE WASTE MANAGEMENT IN YORK REGION FOR THE NEXT 25 YEARS, BE RECEIVED AND REFERRED TO THE ENGINEERING AND PUBLIC WORKS DEPARTMENT.

3. RATIFICATION OF COMMITTEE OF THE WHOLE RESOLUTIONS OF AUGUST 29, 2011 cont'd:

RESOLUTION NO. SC-2011-0403

THAT CORRESPONDENCE FROM NANCY VAN KESSEL, EXECUTIVE DIRECTOR, HABITAT FOR HUMANITY YORK REGION, REQUESTING THE DEFERRAL OF DEVELOPMENT FEES FOR TWO SEMI-DETACHED UNITS THAT HABITAT IS PLANNING TO BUILD IN KESWICK BE RECEIVED AND REFERRED TO THE DIRECTOR OF ADMINISTRATIVE SERVICES AND TREASURER TO ENSURE THAT THE DEFERRAL IS ALREADY IN PLACE WITH RESPECT TO THE HABITAT HOMES ALREADY CONSTRUCTED WITHIN THE TOWN OF GEORGINA AND REPORT BACK TO COUNCIL.

Carried.....

4. BY-LAWS:

Moved by Councillor Smockum

Seconded by Councillor Szollosy

That the following by-laws be given three readings (by-laws (iii) to (x))

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| 4.1 | By-law Number 2011-0088 (PL-8) | Being a By-law to authorize the Mayor and Clerk to execute a Consent Agreement between 2088556 Ontario Inc./Greenville Development Group Inc. and the Corporation of the Town of Georgina; development of Part Lot 3, Concession 7 (G), Part 1 on Plan 65R-33192 |
| 4.2 | By-law Number 2011-0089 (TR-1) | Being a By-law to further amend Schedule 'X', page 5 of By-law 2002-0046 (TR-1), being a by-law to govern and control the fire routes in the Town of Georgina, to prohibit parking on both sides of the entrance from Dalton Road and Black River Road and continuing around the entire perimeter surrounding the No Frills grocery store located at 20895 Dalton Road, Sutton, as a fire route. |

4. BY-LAWS cont'd:

- 4.3 By-law Number 2011-0090 (PUR-1) Being a By-law to authorize the Purchasing Manager to issue a Purchase Order to Galloway Motors Truck & Tire Centre for the purchase of a Six-Ton Diesel Truck with Snowplough equipment
- 4.4 By-law Number 2011-0091 (PWO-3) Being a By-law to authorize the Mayor and Clerk to execute a Preservicing Agreement between Greengate Village Limited and the Town of Georgina; development of Part Lot 6 and 7, Concession 3 (NG)
- 4.5 By-law Number 2011-0092 (CON-2) Being a By-law to authorize the Mayor and Clerk to enter into a Construction Contract between Bob Hendricksen Construction Limited and the Town of Georgina; bridge and culvert repairs and rehabilitation
- 4.6 By-law Number 2011-0093 (PL-1) Being a By-law to Deem Lots not to be lots on a Registered Plan of Subdivision, SEIDEN, Catherine, Lots 1-5, Plan 208, 110 Lake Drive East
- 4.7 By-law Number 2011-0094 (PL-4) Being a By-law to exempt lots from Part Lot Control, Lots 15-19, Registered Plan 65M-2885, MAPLE LAKE ESTATES c/o Metrus Development Inc.

Carried.....

4. BY-LAWS cont'd:

Moved by Councillor Szollosy

Seconded by Councillor Smockum

That the following by-law be given three readings:

Councillor Hackenbrook declared an interest in Item No. 4.8 as the applicant is his employer; he did not participate in any discussion or vote.

4.8 By-law Number 500-2011-0011 Being a by-law to amend Zoning By-law 500 Extension of Temporary use Provisions, Canadian Tire Real Estate Ltd., Part Lot 10, Conc. 3, 24270 Woodbine Avenue.

Carried.....

5. CONFIRMING BY-LAW:

Moved by Councillor Craig

Seconded by Councillor Davison

That the following by-law be given three readings:

5.1 By-law Number 2011-0095 (COU-2) Being a by-law to confirm the proceedings of Special Council.

Carried.....

6. ADJOURNMENT:

Moved by Councillor Hackenbrook

Seconded by Regional Councillor Wheeler

That the Special Council meeting adjourn at 12:55 p.m.

Carried.....

Robert Grossi, Mayor

Roland Chenier, Town Clerk