

CORPORATION OF THE  
TOWN OF GEORGINA

**SPECIAL COUNCIL  
MEETING**

February 2, 2012  
(12:38 p.m.)

1. ROLL CALL:

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

Mayor Grossi  
Councillor Craig  
Councillor Hackenbrook

Regional Councillor Wheeler  
Councillor Davison  
Councillor Smockum

2. INTRODUCTION OF ADDENDUM ITEMS:

None.

3. DECLARATION OF PECUNIARY INTEREST:

None.

4. RECESS COUNCIL AND RESOLVE INTO CLOSED MEETING:

Moved by Councillor Smockum

Seconded by Councillor Hackenbrook

Be it resolved that the Special Council Meeting recess at this time (12:40 p.m.) and move into a Closed Meeting pursuant to Section 239 of the Municipal Act, 2001, as amended, to consider:

i) Advice that is subject to solicitor-client privilege, Section 239 (2)(f) MA

The Town Clerk advised that the above-noted section of the Municipal Act provides the power to Council to resolve into a Closed Session at this time.

Carried.....

5. RISE AND REPORT FROM CLOSED MEETING:

The Council Members arose from the Closed Meeting at this time (1:41 p.m.).

Moved by Councillor Smockum

Seconded by Councillor Davison

That the Council Members recess at this time (1:41 p.m.)

Carried.....

The Special Council Meeting resumed at this time (1:54 p.m.) and the following motion emanated from the Closed Session:

Moved by Councillor Davison

Seconded by Councillor Craig

**RESOLUTION NO. SC-2012-0041**

THAT IN THE MATTER OF ROBERT GROSSI VS JOHN MCLEAN, COUNCIL DIRECT THAT CASSELS BROCK SERVE A NOTICE OF DISCONTINUANCE UNDER RULE 23.01 (1)(A) OF THE ONTARIO RULES OF CIVIL PROCEDURE.

Carried unanimously.....

Mayor Grossi read the following statement at this time;

“The Council of the Town of Georgina recently directed our solicitors to launch a lawsuit against John McLean, an employee of this Town and former Director of Leisure Services, who made what we feel were blatantly inaccurate and irresponsible remarks about our municipality and about the integrity of our Council and staff. The lawsuit was directed only after Mr. McLean did not respond to a Council request for a retraction of his comments.

The lawsuit was never a personal suit between Mayor Grossi and Mr. McLean. Council unanimously decided that this lawsuit was warranted to protect the integrity of the system in which we operate. The Town’s legal counsel advised that the suit be in the Mayor’s name as the most senior elected official.

Many of our constituents have questioned the potential expense of the suit and that is fair comment. Today Town Council decided to discontinue our law suit as the Town's intent has been clouded by some misunderstandings. We prefer to clarify our reasoning for the lawsuit today, rather than wait until our suit is heard by the courts which could be unduly delayed and costly. We listened to your concerns and we agreed to move on.

Georgina Council relies on staff to give us their best advice when we are making decisions. This principle is essential to good government, to the success of our community, and to protect the integrity of the work that the Council and the employees of the Town do on your behalf. If Mr. McLean was opposed to any reports or projects he worked on when he was the Town's Director of Leisure Services, he could have and should have voiced his concerns professionally at that time, and in the normal course of business."

6. CONFIRMING BY-LAW:

Moved by Regional Councillor Wheeler

Seconded by Councillor Smockum

That the following by-law be given three readings:

By-law Number 2012-0012 (COU-2)

Being a by-law to confirm the proceedings of Special Council.

Carried.....

7. ADJOURNMENT:

Moved by Councillor Hackenbrook

Seconded by Councillor Craig

That the meeting adjourn at this time (1:58 p.m.)

Carried.....

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Robert Grossi, Mayor

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Roland Chenier, Town Clerk