

THE CORPORATION OF THE TOWN OF GEORGINA

SPECIAL COUNCIL MEETING

Wednesday, April 22, 2015
7:00 PM

Staff:

Winanne Grant, Chief Administrative Officer
Rebecca Mathewson, Director of Administrative Services and Treasurer
Harold Lenters, Director of Planning and Building
Steve Richardson, Director of Emergency Services and Fire Chief
Dan Pisani, Director of Operations and Engineering
Tanya Thompson, Communications Manager
Michael Baskerville, Manager of Engineering
Phil Rose-Donahoe, Manager of Cultural Services
Karyn Stone, Economic Development Officer
Michael Bigioni, Town Solicitor
John Hart, Legal Counsel appointed by the Town
John Espinosa, Town Clerk
Carolyn Lance, Council Services Coordinator

Others:

Karen Wolfe, The Georgina Post
Heidi Reidner, The Advocate
Joanne Henderson
Leonard Rosenberg, owner of Baldwin 33 Inc. Item 12(c)(i)
Gary Bell, Item 12(c)(i)
Mark Kimerer, Item 12(c)(i)
Mabel Garcia, Item 12(c)(i)
Carmela Marshall, Ontario Soil Regulation Task Force, Item No. 12(c)(i)
Stuart Arbour, Item No. 12(c)(i)
Greg Peck, Item No. 12(c)(i)

1. CALL TO ORDER - MOMENT OF MEDITATION

A moment of meditation was observed.

Council recognized the recent passing of Eileen Pollard, one of the founders of Pollard's Auction Barn, and Doreen Jagminas, a School Crossing Guard for the Town of Georgina.

2. ROLL CALL

The following Council Members were present:

Mayor Quirk	Regional Councillor Wheeler
Councillor Davison (arrived at 7:05pm)	Councillor Fellini
Councillor Harding	Councillor Neeson
Councillor Sebo	

3. COMMUNITY ANNOUNCEMENTS

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

- Special Olympics fundraiser at Giant Tiger, Saturday, April 25th, 10am-2pm
- Grate Groan-Up Spelling Bee, Friday, April 24th, Sutton KIN Hall, 6:30pm
- Kinette Club 'Daisy Day' fundraiser for Cystic Fibrosis, Saturday, May 2nd, at various local businesses
- Pitch-In Week
- Kinette Club Rain Barrel Sale, Saturday, May 9th, pre-order at www.rainbarrel.ca
- Food Pantry Hike
- Georgina Skating Club Ice Show, Dress Rehearsal Friday, April 24th and Ice Show Saturday, April 25th, 1pm and 7pm, www.georginaskatingclub.org
- 'Discovering Elvis', April 23-26, Stephen Leacock Theatre

4. INTRODUCTION OF ADDENDUM ITEM(S) *None.*

5. APPROVAL OF AGENDA

Moved by Regional Councillor Wheeler, Seconded by Councillor Fellini

RESOLUTION NO. C-2015-0313

That the April 15, 2015 Council agenda be approved as submitted.

Carried.

6. DECLARATIONS OF PECUNIARY INTEREST AND GENERAL NATURE THEREOF *None.*

7. ADOPTION OF MINUTES *None.*

8. SPEAKERS

9. DELEGATIONS/PETITIONS *None.*

10. PRESENTATIONS *None.*

11. DETERMINATION OF REPORTS ON THE CONSENT AGENDA REQUIRING SEPARATE DISCUSSION

- Item No. 12(c)(i) Report No. CAO-2015-0001 entitled 'Application for Site Alteration Permit, Baldwin 33 Incorporated'
- Item No. 13.2.1.1 Report No. CAO-2015-0003 entitled 'Business Plans for the Reed Farm – 481 Lake Drive E and The Link'
- Item No. 13.2.1.2 verbal report from staff respecting The Link Construction Update and required approvals for Change Orders'

13. RESOLUTION TO MOVE INTO COUNCIL IN COMMITTEE

Moved by Councillor Harding, Seconded by Councillor Neeson

That Council move into Council in Committee at this time.

Carried.

13.1 ADOPTION OF REPORTS ON CONSENT AGENDA NOT REQUIRING SEPARATE DISCUSSION *None.*

13.2 CONSIDERATION OF REPORTS ON THE CONSENT AGENDA REQUIRING SEPARATE DISCUSSION

13.2.1 Report from the Chief Administrative Officer

13.2.1.1 Business Plans for the Reed Farm – 481 Lake Drive E. and The Link

Report No. CAO-2015-0003

Winanne Grant, Chief Administrative Officer, provided an update on the Reed Farm and requested Council to direct staff to research opportunities for partnerships, funding and development of the business plans for the Reed Farm and the Link projects.

Moved by Councillor Sebo, Seconded by Councillor Fellini

RESOLUTION NO. C-2015-0314

Winanne G.

1. That Council receive Report No. CAO-2015-0003 prepared by the Office of the Chief Administrative Officer dated April 22, 2015 respecting Business Plans for the Reed Farm – 481 Lake Drive E., and The Link.

Carried.

13. RESOLUTION TO MOVE INTO COUNCIL IN COMMITTEE cont'd

Moved by Councillor Sebo, Seconded by Councillor Davison

To defer the decision to allow staff and the Ontario Water Centre to research opportunities for synergistic development of the business plans for the Reed Farm and The Link until after the May 6th presentation by staff.

Defeated.

Moved by Regional Councillor Wheeler, Seconded by Councillor Harding

RESOLUTION NO. C-2015-0315

Winanne G.

That staff and the Ontario Water Centre be directed to research opportunities for synergistic development of the business plans for the Reed Farm – 481 Lake Drive E., and The Link.

Carried.

14. RECONVENE TO COUNCIL FROM COUNCIL IN COMMITTEE

Moved by Councillor Harding, Seconded by Councillor Fellini

That Council reconvene into Council from Council in Committee at this time.

Carried.

12. PUBLIC MEETINGS

a. STATUTORY MEETING(S) UNDER THE PLANNING ACT OR MEETINGS PERTAINING TO THE CONTINUATION OF PLANNING MATTERS *None.*

b. STATUTORY MEETING(S) UNDER OTHER LEGISLATION *None.*

c. OTHER PUBLIC MEETINGS

(7:47 p.m.)

(i) Application for Site Alteration Permit
Baldwin 33 Incorporated

Report No. CAO-2015-0001

Mayor Quirk explained the procedure and format for a public meeting at this time.

12. PUBLIC MEETINGS cont'd

Winanne Grant, Chief Administrative Officer, provided background as follows;

- in 2014, she was tasked to follow up on issues and report back to Council
- The Municipal Act, 2001, allows Councils to enact by-laws speaking to site alteration and gives Council the ability to prohibit and to regulate.
- In April of 2011, Council passed the current site alteration by-law (amended in 2014) and subsequently an application was submitted by Baldwin 33.
- Two public meetings were held to process the application; October 15, 2013 and April 9, 2014. The second meeting was held because the public comments from October, 2013 meeting needed to be answered.
- In 2014, direction was given that the CAO to become involved in the processing of the application.
- In 2014, activities took place in the neighbourhood of the property, including a court application filed against the Town in August of 2014 and as a result, Council directed that until a court decision was made, the decision on this application be held in abeyance.
- Items tasked to report back on included (i) necessity for peer review of data provided by applicant, (ii) Wetland review, (iii) review of the interpretation of written comments from the Lake Simcoe Region Conservation Authority, (iv) review of any information respecting fill operations, and (v) review of a potential moratorium of the site alteration by-law respecting the Baldwin 33 application.
- April of 2014, a resolution passed to go beyond a technical analysis and it is legal counsel's position that the Municipal Act says there is the ability to regulate and to prohibit. The Town's by-law includes Council and a public meeting into the process
- opportunity for the Town to put very specific requirements in place in the agreement to control a lot of factors.
- Answers to concerns raised;
 - Is the volume of 298,000 cubic metres of imported fill required to reinstate the property to agricultural use? Is it necessary for that 298,000 figure to be peer reviewed? The necessary data is not available to justify that volume of fill.
 - Wetland review; spoke with the CAO of the Lake Simcoe Region Conservation Authority; the function of the adjacent wetlands would be maintained. The fill remains an outstanding matter
 - Information relating to fill operations; similar experiences elsewhere investigated and various court decisions were found. Court decision were reviewed and it was determined that they were not decisions that Council needed to take into consideration
- other factors to consider in making a decision include compatibility, effects of site alteration on existing infrastructure in the area and on the neighbouring landowners, if the magnitude of the alteration exceeds what would be required for applicant's intended use, the likelihood that the site alteration would proceed in an acceptable manner, extensive enforcement required.
- Council is required to make a decision by April 24th; not making a decision is not an option.

12. PUBLIC MEETINGS cont'd

- If Council's decision is not to enter into an agreement and not to grant a permit, the matter may be in the court's hands on May 4th.
- the debate is whether to enter into an agreement and whether or not to grant a permit.

•introduced: John Hart, Legal Counsel appointed by the Town, and Michael Bigioni, Town Solicitor

Leonard Rosenberg, owner of Baldwin 33 Inc. addressed Council as follows:

- he is the applicant for the permit under discussion tonight
- conducted business and paid taxes in Georgina for over 25 years
- Marvin Blanchard leases the subject property and he has authority to act on his behalf with the Town in matters pertaining to this application
- requested Council to grant the permit without further delay. Time spent so far has been unreasonable and expensive. Court action on permit was started only when the previous mayor refused to meet with him to discuss the delay
- four years have passed since the original application was submitted by Mr. Blanchard. The Town requested a deferral at that time while a new by-law was being prepared
- with new by-law in place, steps were taken to meet all the requirements in the new by-law; •Environmental assessment approved by LSRCA, •dust control plan, •archeological investigation, •traffic control plan, •site plan, •grading and drainage, •erosion and siltation, •fill program, •compliance with Town Zoning By-law and planning document, •approval of project by OMAFRA, •detailed chart of answers to every question posed at the October 15, 2013 meeting, •letter to Council addressed all other concerns
- Application submitted in good faith, all requirements of the bylaw have been met.
- staff report of April 9, 2014 recommended the Town issue a permit on the basis that all requirements had been satisfied. Concerns raised by neighbours have all been addressed. Bylaw has numerous safeguards to ensure work is completed in the most expeditious, safe and convenient manner possible
- Fees paid to the Town will be just under \$150,000
- Town will have more productive, valuable farmland
- Neighbours to the west will have a more attractive parcel of land to their east which should increase the resale value of their homes
- with all the requirements of the by-law met, there is no reasonable basis not to grant approval of the application
- requested Council approve the permit at this time

Winanne Grant stated that she should have said that the decision Council needs to make tonight is a decision of whether the benefits to the applicant and the benefits of the application weight against any impacts on the community.

12. PUBLIC MEETINGS cont'd

Gary Bell, Land Use Planner, Skelton Brumwell, addressed Council as follows:

- this is a site alteration permit application, for a large volume of fill, and is the third public meeting. The property fronts on Smith Blvd.
- aerial view, in rural area, mix of uses – sod farming, gravel pits, both operating and dormant, aerodrome, rural-residential Audobon Acres subdivision
- The application is to receive 298,000 cubic metres of clean fill from excavations and construction sites for placement on a farm to the extent appropriate respecting the Lake Simcoe Region Conservation Authority and bylaw requirements, to be completed over a three year period
- the cubic metre amount has been significantly reduced in response to neighbor concerns
- the fill will then be brought to a 3% grade and covered with 20-30 centimetres of topsoil for agricultural use
- province recognized need to find sites to accept excess soils, with best practices management
- the Town's bylaw regulates or prohibits the removal of fill and the alteration of grades. Where it is not permitted, it is expressly prohibited by the bylaw
- by-law states "Council deems it in the public interest to regulate the dumping and placing of fill and other site alterations in order to ensure that existing drainage patterns are maintained and that any changes to existing drainage patterns are appropriate to protect environmental features; to prevent the importation of hazardous material; and to keep the disturbance of landform characteristics to a minimum..."
- a table was produced regarding the various fill by laws; the Town of Georgina's regulations are one of the more specific, defined set of regulations
- the technical requirements built into the Town's bylaw have been followed by the applicant with a professional engineer
- Lake Simcoe Region Conservation Authority satisfied and has required that no fill or disturbance occur beyond the 30 metre buffer setback
- table showing requirements, and plans/documents provided by applicant in response to fulfill requirements
- the applicant conducted a grading and drainage plan, erosion and sediment plan, detailed plans to manage fill to protect environment and lands around it
- grading accomplished a minimization of effects of landfill
- the importation of fill will result in the continued use of the land for agriculture. No zoning change is required or proposed in this application
- the M3 zone grants permission for excavation of the gravel pits to the east and north of the property
- dust control report, listing items that owner has to meet to mitigate any effects by the dust
- traffic control plan revised the truck route to avoid use of Old Homestead Road
- erosion study addressed water quality concerns, testing of water before, during and after operations to ensure surface and ground water are protected. Three monitoring wells are required

12. PUBLIC MEETINGS cont'd

- siltation fences required
- all questions that arose at the October, 2013 meeting have been addressed and the 14 pages of detailed responses have been submitted
- setback of the dumping of fill has been increased to 90 metres from the property line
- Hydrogeological monitoring report
- there is to be no operation on Saturdays
- adherence to noise bylaw
- slamming of truck tailgates will be prohibited and signs indicating this prohibition to be posted at entrance
- 50 cents/cubic metre provided to the Town
- application is in compliance, it is appropriate that Council approve the application

Marc Kimerer of Blaney McMurtry, counsel for the applicant and for Mr. Blanchard.

- understands that fill operation of this size is of some concern to neighbours and community
- The Town's bylaw is stringent in protection of the community's interest while allowing a fill operation to occur
- CAO stated that there are a number of factors that are not present in order to make a decision, but he disagrees with that statement
- his client is a farmer with a primary objective to turn the subject land into farmland
- The Ontario Ministry of Agriculture, Food and Rural Affairs believes this application is appropriate
- one year ago, Council could have approved this on the recommendation of Town staff and the CAO also addressed these concerns and it was indicated in the April 2014 report that concerns have been examined by Ontario Ministry of Agriculture, Food and Rural Affairs and the Lake Simcoe Region Conservation Authority, indicate the application is appropriate and meets the requirements of the by-law
- he disagrees with the amount of discretion Town Council has tonight
- once bylaw is in place, Council must abide by the provisions of the by-law
- staff stated last year that requirements have been met, therefore in his opinion, Council is required to approve the permit under the terms of its own by-law
- he understands the community will have concerns, but Council knows that the information from staff, from OMAFRA and from LSRCA is that this application is appropriate. Meets requirements of the by-law and protects the public interest respecting potential impacts through restriction on operating hours, truck routes, etc. Therefore, Council does not have much discretion.
- Council must make decision to approve the permit and enter into an agreement that staff recommended strongly last year
- Mr. Blanchard is a neighbour who wants to bring agriculture to this site

12. PUBLIC MEETINGS cont'd

Michael Bigioni advised that he disagrees with Mr. Kimerer, in that Town Council does have discretion. Section 4.3 of the by-law, is a provision that a public meeting be held and obliges Council to consider the application, and that no permit be issued until Council has considered the application at a public meeting, at which everyone can make representation. Town Council is not obliged to treat this application as a purely technical exercise. He stands by the comments in the Chief Administrative Officer's report as to Town Council's discretion. Town Council does have the discretion to consider both technical and non-technical matters in making a decision.

Mr. Kimerer advised that he did not mean to say Town Council must make a decision in favour of the applicant, only that they must make a decision either way.

- in regard to Section 4.3 of the by-law, it talks about the requirement to hold a public meeting and this is the third public meeting so that requirement has been met. Public concerns have been voiced
- once the requirements of the by-law have been met, Town Council is required to issue a permit. Public interest has been considered

Michael Bigioni advised that staff and legal counsel do not intend to influence Council's decision in any way and do not wish to be perceived in that manner.

Mabel Garcia, 30 Audobon Way, addressed Council as follows;

- was requested to speak on behalf of the residents and other affected property owners and taxpayers
- this is the third time members of the public have spoken at a public meeting about their serious concerns and disapproval of this application and they do not wish to reiterate what they have already expressed on more than one occasion
- Their purpose tonight is to show the new Mayor and Council members that the residents continue to be very opposed to the application and ask that it be denied
- it is appropriate that this meeting is held on Earth Day, to talk about an operation that if approved will have a negative impact on the roads, homes and the environment and air we breathe
- letters written to the Town on September 23, 2013, March 19, 2014 and April 20, 2015, are all written on behalf of residents of Audobon Acres, Smith Blvd and surround property owners in opposition to this application 'to improve the lands for farming'
- they are simply neighbours who wish to remain living in their Protected Rural Countryside as promised by the zoning of the surrounding properties
- application can only be considered a commercial filling operation at such a large scale
- requested the Mayor and Council to consider all aspects of the Town's vision for the future including those in the Town's Official Plan, the Green Belt Plan, the Conservation Authority and the public's vision for a clean Lake Simcoe and

12. PUBLIC MEETINGS cont'd

surrounding significant groundwater recharge areas that are very close to the proposed fill site, related provincial laws and the Provincial vision for Protected Countryside

- a large scale fill operation is not in the Town's vision or in the resident's vision
- there are too many questions still to be answered, such as where the fill will be coming from, amount and type of testing to be performed on incoming fill and residential wells, road integrity, liability concerns, designation of fill site as a commercial filling operation and not an agricultural one, and changes to the by-laws governing such filling operations. It is clear that this application cannot be approved as written
- requested Mayor and Council to consider all the technical aspects of this application and place equal emphasis on the practical, environmental and personal effects the approval would have on the environment and the residents' quality of life, and deny the application
- she noted that this is the first time the residents have been aware that Mr. Rosenberg is the actual applicant and as a result, question his ethics

Winanne Grant stated that the application was filed with the Town identifying the registered owner as Baldwin 33 and three x four investments at 31467 Smith Blvd c/o Marvin Blanchard; the Town accepts applications from incorporated or limited companies as owners on a regular basis.

Carmela Marshall, representing Ontario Soil Regulation Task Force, 97 Chalk Lake Road, Port Perry, addressed Council as follows;

- attended at a Georgina Council meeting four years ago at which she made a presentation concerning the top ten risks of commercial fill operations.
- A lot has happened in four years; charges were laid against several proponents, convictions, overfilling on many sites by 25,000 to 85,000 truckloads, sites unseeded, unstabilized, etc.
- concerned citizens have formed a coalition of citizen groups that work with all levels of government to produce responsible and sustainable solutions for soil management
- offering their help in drafting model site alteration agreement, peer reviewed, circulated to agencies, reconciled to the Ministry of Environment Best Management Practices, and providing to the Town for free on a USB
- intention is to present Project Clean Dirt across southern Ontario to all municipalities in the GTA
- there are some good aspects with the revised staff report, draft agreement and operational protocols, but respectfully submit there are some areas that could use some strengthening

12. PUBLIC MEETINGS cont'd

- \$25,000 security does not take into account the potential demise of the proponent. The Town could be left with needing to stabilize the site. Township of Scugog, for example, needs \$25 Million for remediation, unclean fill was brought in. Tipping fee of 50 cents does not compare to what is in place in other areas. Scugog has \$2.00/cubic metre and will need it
- An agreement is not worth the paper it is written on, enforcement and compliance audits should be required and should be paid for by the proponent through user fees.
- should be expensive for a proponent to bring fill into the Town and it must be tested, which would make it more difficult for people to engage in these types of operations
- she and the Task Force cannot support this Baldwin 33 application. It is located in an area that is listed as a prohibited area in the model site alteration by-law, adjacent or within the community or rural hamlet
- public input should have as much weight as the potential effect on soil health, natural heritage features. Health and quality of life is very important.
- noise and dust is nothing short of maddening. Many members of their Task Force have been personally affected by this type of project and they cannot sit outside in their yards with any enjoyment
- it would be a dangerous precedent to set; it would imply that importing thousands of truckloads of fill is part of a normal agricultural operation. It is clear that it is not.
- Council needs to consider the court cases; a judge agreed in the Niagara escarpment that 4,100 truckloads of fill to improve soil quality was akin to a commercial fill operation
- the Town's new Site Alteration By-law is not in compliance with the Ministry of Environment's best management practices, Table 2. Importing fill is not to bring in any new contaminant or raise the level of existing contaminants on a site

Mike Baskerville advised that this is the first time he has heard that the Town's new Site Alteration by-law is not in compliance with the Ministry of Environment's Table 2 and he would like an opportunity to review it.

Stuart Arbour, 24345 Hwy 48, addressed Council as follows;

- owns another parcel of land on Hwy 48, just south of Ravenshoe Rd. across from Marvin Blanchard's other property
- he tolerated trucks for two years in front of his shop every day
- bought house in Baldwin two years ago, Mr. Blanchard bought the house at the end of his driveway
- he does not wish to put up with truck noise again for another three years
- the application is not good for the environment
- across from shop, has large berm. Don't think he'll be planting straw on those berms

Greg Peck, 5773 Old Homestead Road

- during application process, he heard that water testing would be conducted in the beginning, the middle and at the end of the project.

12. PUBLIC MEETINGS cont'd

- inquired if there is contaminants in the soil at the end of the project, what could be done to remedy that situation? Would Council be responsible?
- does Council want to be responsible for gambling on the water quality of Lake Simcoe?

Mike Baskerville advised that well monitoring starts before, continues through and is conducted four years after the fact. Coupled with continued soils investigation, contaminants would be identified before it hits the ground water. If ground water is contaminated associated with the fill site, the Town would have to act on it. That is what the 50 cents per cubic metre tipping fee would be applied to.

Gary Bell; Mr. Blanchard reduced the height and extend of the fill operation to a 3% grade, filling in the pond, and the volume calculation was conducted by an engineer that determined that 298,000 cubic metres was required

- 3% slope comes from higher point along eastern side, along driveway, sloped down at 3% to 30 metres off property line. Then a double-row of silt fence. Slopes towards river, towards a drainage course that is protected
- elevation at east side established by applicant's engineers as appropriate starting grade – minimizes the effect of landform in the area of fill. 3% is a good agricultural grade
- project started with a larger fill volume. There is a public interest need for suitable places to put excess fill from construction. This amount of fill is a balance of how much can be brought in, it suits the public interest and works agriculturally. Less than 298,000 could be seen to work agriculturally, but would not be meeting the response to the need for finding fill sites and establishing effective land use across the site

Mayor Quirk stated that Council has compatibility concerns with the application. A commercial fill operation is not compatible with a rural area. Council has the ability to prohibit this application. Due process was followed, Council listened to all interested parties three times. Council has looked at the positive and negative aspects of this fill operation. It need to send a message to court that Council has done its due diligence and has looked at the impact to the community, and it is her opinion that Council is not in favour of this application.

Council stated that this would not be a normal farm practice according to the Ontario Ministry of Agriculture, Food and Rural Affairs and to the Chief Administrative Officer. This is either a commercial fill operation or an agricultural operation, it cannot be both.

12. PUBLIC MEETINGS cont'd

Council calculated that 298,000 cubic metres of fill, over a three year period, averaging 100,000 cubic metres the first year, 100,000 in the second year and 98,000 in the third year, 10,000 truckloads per year equates to 50 truckloads per day or 5 truckloads per hour, not including return trips. Council is not satisfied that community members would not be negatively affected.

Mr. Kimerer advised that staff has a professional recommendation from staff which was agreed to by the Ontario Ministry of Agriculture, Food and Rural Affairs and the Lake Simcoe Region Conservation Authority. That opinion is that the application meets the requirements of the bylaw, with safeguards
•requested Council to approve application

Council stated that it acts in the best interests of the people. The by-law includes not just technical requirements, but the best interests of the public. The proponent has not come forward with a reasonable application.

Winanne Grant stated that staff's recommendation of April of 2014 is something Council has an obligation to rely on. Council's position in April of 2014 was that staff had not taken and was not able to take, all factors into consideration. Council is not obliged to take staff's recommendation. Council did not believe staff's report was complete at that time.

Michael Bigioni advised that if Council denies the application, the applicant would continue with court action on May 4th. The applicant would argue the same position and the Town's counsel would defend Council's decision. Council's decision would be defensible, but it would be before the court. The court could uphold Town Council's decision or make a different decision. The applicant has the right of appeal.

Moved by Councillor Neeson, Seconded by Councillor Fellini

RESOLUTION NO. C-2015-0316

Winanne G.
Mike B.

1. That Council receive Report No. CAO-2015-0001 prepared by the Office of the Chief Administrative Officer dated April 22, 2015 respecting an application for a Site Alteration Permit with respect to Baldwin 33 Incorporated.
2. That the Site Alteration Application of Baldwin 33 Incorporated in respect of Part Lot 3, Concession 3(G), municipally known as 6003 Smith Boulevard, is hereby refused.

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

12. PUBLIC MEETINGS cont'd

	<u>YEA</u>	<u>NAY</u>
Regional Councillor Wheeler	x	
Councillor Davison	x	
Councillor Fellini	x	
Councillor Harding	x	
Councillor Neeson	x	
Councillor Sebo	x	
Mayor Quirk	x	

YEA – 7

NAY – 0

Carried unanimously.

Moved by Councillor Davison, Seconded by Councillor Neeson

That the Council Meeting recess at 9:40 p.m.

Carried.

The Council meeting resumed at 9:56 p.m.

13. RESOLUTION TO MOVE INTO COUNCIL IN COMMITTEE

Moved by Councillor Davison, Seconded by Councillor Fellini

That Council move into Council in Committee at this time.

Carried.

13.2. CONSIDERATION OF REPORTS ON THE CONSENT AGENDA
REQUIRING SEPARATE DISCUSSION:

13.2.1.2 Verbal Report from staff respecting The Link Construction
Update and required approvals for Change Orders

Phil Rose-Donahoe provided a verbal update respecting The Link Construction project to Council at this time, advising of two change orders.

13.2. CONSIDERATION OF REPORTS ON THE CONSENT AGENDA
REQUIRING SEPARATE DISCUSSION cont'd:

Moved by Councillor Harding, Seconded by Councillor Neeson

RESOLUTION NO. C-2015-0317

Phil R-D

That Council approve The Link Contemplated Change Order, CCO-022, to run 2" conduit for Bell cable from the demarcation to the building interior and CCO-024, for a sanitary drain extension, in the total amount of \$24,512.00 to be drawn from the construction contingency.

Carried.

13.2.1.3 Verbal Report regarding Thane Developments Ltd.

Item withdrawn; no new information

14. RECONVENE TO COUNCIL FROM COUNCIL IN COMMITTEE

Moved by Regional Councillor Wheeler, Seconded by Councillor Harding

That Council reconvene into Council from Council in Committee at this time.

Carried.

15. COUNCIL CONSIDERATION OF RECOMMENDATIONS FROM COUNCIL IN
COMMITTEE

Moved by Councillor Davison, Seconded by Councillor Fellini

RESOLUTION NO. C-2015-0318

That all reports on the Council in Committee agenda, with the exception of the reports that have been deferred, deleted, tabled or withdrawn be received by Council and the recommendations contained therein, as presented or amended, be adopted.

Carried.

16. COMMUNICATIONS

16.1 General Information Items *None.*

- a) Committee of Adjustment Planning Matters *None.*
 - i) Under Review
 - ii) Recommendations
 - iii) Decisions

16. COMMUNICATIONS cont'd

b) All other matters *None.*

16.2 Disposition/Proclamations *None.*

17. MOTIONS/NOTICES OF MOTION *None.*

18. REGIONAL BUSINESS

Dan P. Council inquired what the Region's schedule was with regard to repairing potholes on Old Homestead Road prior to the rehabilitation work to begin in June; Dan Pisani, Director of Operations and Engineering, advised that he will contact the Region in this regard.

19. OTHER BUSINESS *None.*

20. BY-LAWS *None.*

21. CLOSED SESSION *None.*

21.1 Motion to move into closed session of Council

21.2 Motion to reconvene into open session of Council and report on matters discussed in closed session.

22. CONFIRMING BY-LAW

Moved by Regional Councillor Wheeler, Seconded by Councillor Harding

RESOLUTION NO. C-2015-0319

That the following by-law be approved:

By-law No. 2015-0061 (COU-2), a by-law to confirm the proceedings of Special Council on April 22, 2015.

Carried.

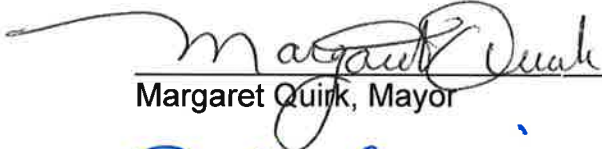
23. MOTION TO ADJOURN


Moved by Councillor Sebo, Seconded by Councillor Fellini

RESOLUTION NO. C-2015-0320

That the meeting adjourn at 10:17 p.m.

Carried.


Margaret Quirk, Mayor


John Espinosa, Town Clerk