



TOWN OF AURORA COUNCIL MEETING MINUTES

Council Chambers
Aurora Town Hall
Tuesday, January 21, 2014

ATTENDANCE

| | |
|------------------------|---|
| COUNCIL MEMBERS | Mayor Dawe in the Chair; Councillors Abel, Ballard, Buck, Gaertner, Gallo, Humfryes, Pirri, and Thompson |
| MEMBERS ABSENT | None |
| OTHER ATTENDEES | Chief Administrative Officer, Director of Customer and Legislative Services/Town Clerk, Director of Building and By-law Services, Director of Corporate and Financial Services/Treasurer, Director of Infrastructure and Environmental Services, Director of Legal Services/Town Solicitor, Director of Parks and Recreation Services, Director of Planning and Development Services, and Council/Committee Secretary |

Mayor Dawe called the meeting to order at 7:12 p.m. following Open Forum.

1. DECLARATION OF PECUNIARY INTEREST AND GENERAL NATURE THEREOF

Councillor Pirri declared a pecuniary interest with respect to Motion for Which Notice Has Been Given (a) Councillor Buck; Re: 2014 Premier's Awards for Excellence in the Arts, as he or a member of his family does, from time to time, work with the organization listed.

2. APPROVAL OF THE AGENDA

Moved by Councillor Thompson

Seconded by Councillor Pirri

THAT the agenda as circulated by the Customer and Legislative Services Department, **with the following additions**, be approved:

- Withdrawn – To be Rescheduled to a Future Council Meeting
Presentation (b) Chris Catania, Accessibility Advisor
Re: Accessibility Highlights 2013
- Delegation (b) Terry Jones, Resident
Re: Item 3 – CLS14-004 – General Committee Closed Session Report dated January 14, 2014, (2) Litigation or potential litigation including matters before administrative tribunals, affecting the Town or a Local Board; Re: PL14-004 Appeal to the Ontario Municipal Board, Committee of Adjustment Minor Variance Application (Community Living York South), 19 Wethersfield Court
- Council Meeting Agenda Replacement Pages 36-37
Re: Item 1 – General Committee Meeting Report of January 14, 2014
(Pages 7-8)

- Item 4 – Special General Committee – Joint Operations Centre Meeting Report of January 7, 2014

On a recorded vote the motion CARRIED.

YEAS: 5

NAYS: 4

VOTING YEAS: Councillors Abel, Humfryes, Pirri, Thompson and Mayor Dawe

VOTING NAYS: Councillors Ballard, Buck, Gaertner, and Gallo

3. ADOPTION OF THE MINUTES

Council Meeting Minutes of December 10, 2013
Special Council Meeting Minutes of December 17, 2013
Special Council – Public Planning Meeting Minutes of December 18, 2013
Special Council Meeting Minutes of January 11, 2014
Special Council Meeting Minutes of January 14, 2014

Moved by Councillor Abel

Seconded by Councillor Pirri

THAT the Council meeting minutes of December 10, 2013, the Special Council meeting minutes of December 17, 2013, the Special Council – Public Planning meeting minutes of December 18, 2013, the Special Council meeting minutes of January 11, 2014, and the Special Council Meeting minutes of January 14, 2014 be adopted as printed and circulated.

CARRIED

4. PRESENTATIONS

- (a) **Pamela Pal and Catherine Richards representing Aurora Historical Society**
Re: Curriculum Outreach Program

Ms. Richards thanked Council for their support for providing funding for curriculum linked heritage programs. She introduced Pamela Pal, the contract educator hired to design and develop the programming. She advised that five different outreach programs were developed for area schools focusing on history as it relates specifically to Aurora heritage.

Moved by Councillor Ballard

Seconded by Councillor Buck

THAT the presentation be received for information.

CARRIED

5. PUBLIC SERVICE ANNOUNCEMENTS

Councillor Abel extended congratulations to Alexander McKinnon, an Aurora baseball player, who was the first Auroran to be awarded the Ferguson Jenkinson Award.

Councillor Abel also extended congratulations to Katie D. Sebastiano, a local student, who has just earned a grant to conduct Cancer research.

Councillor Pirri provided a reminder that the Annual CHATS' Virtual Walk for Wellness is coming up and advised that residents could contact CHATS in Aurora for more information.

Mayor Dawe expressed appreciation for the Salvation Army Kettle Drive that raised over \$31,000 which went directly back to those in need in the community.

Mayor Dawe announced that nominations are currently being accepted for the Community Recognition Awards and Citizen of the Year Award and more information could be found on www.aurora.ca.

Mayor Dawe announced that nominations were also being accepted for the Character Community Awards and nomination information could be found on www.aurora.ca.

Mayor Dawe advised that a Cultural Master Plan Visioning Session would be held January 22, 2014 at 6:30 p.m. at the Aurora Cultural Centre on Church Street and more information and the community survey could be found at www.auroraculture.ca.

Mayor Dawe announced that the Town of Aurora has added a special yard waste pick-up for the week of January 27 to 31 due to the recent ice storm.

Mayor Dawe advised that the Aurora Municipal Basketball League was looking for coaches and players and anyone interested should contact Jason at 289-879-2732 for more information.

Mayor Dawe advised that the Doors Open program was looking for volunteers for the August event and those interested could contact Planning and Development Services at the Town of Aurora for more information.

Mayor Dawe requested a moment of silence in honour of former Mayor John West who passed away a few weeks ago.

6. DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION

Items 1(4), 1(6), 1(9), 1(10), 1(14), 1(15), 1(16), 1(17), 1(18), 3, and 4 were identified for discussion.

7. ADOPTION OF ITEMS NOT REQUIRING SEPARATE DISCUSSION

Items 1(with the exception of sub-items 4, 6, 9, 10, 14, 15, 16, 17, and 18) and 2 were identified as items not requiring separate discussion.

Moved by Councillor Pirri

Seconded by Councillor Thompson

THAT the following recommendations with respect to the matters listed as "Items Not Requiring Separate Discussion" be adopted as submitted to Council and staff be authorized to take all necessary action required to give effect to same:

1. General Committee Meeting Report of January 14, 2014

THAT the General Committee meeting report of January 14, 2014 be received and the recommendations carried by the Committee, **with the exception of sub-items 4, 6, 9, 10, 14, 15, 16, 17, and 18**, be approved.

**2. Memorandum from Mayor Geoffrey Dawe
Re: Lake Simcoe Region Conservation Authority Highlights
December 13, 2013 – Meeting of the Board**

THAT the memorandum regarding the Lake Simcoe Region Conservation Authority Highlights – December 13, 2013 – Meeting of the Board be received for information.

CARRIED

8. DELEGATIONS

**(a) Mr. Dave Douglas, Vision Quest
Re: Item 1(6) – IES14-006 – Implementation of a Clear Bag Waste Program**

Mr. Douglas presented information on the implementation of a clear bag waste program for the Town of Aurora. He advised that Markham currently attained an 85 percent diversion rate with their clear bag program and he provided some clarification with regard to the use of privacy bags.

Moved by Councillor Gaertner

Seconded by Councillor Pirri

THAT the comments of the delegate be received and referred to Item 1(6).

CARRIED

**(b) Mr. Terry Jones, Town of Aurora Resident
Re: Item 3 – CLS14-004 – General Committee Closed Session Report dated January 14, 2014, (2) Litigation or potential litigation including matters before administrative tribunals, affecting the Town or a Local Board; Re: PL14-004 Appeal to the Ontario Municipal Board, Committee of Adjustment Minor Variance Application (Community Living York South), 19 Wethersfield Court**

Mr. Jones provided his view on the enforcement of the zoning by-law as it relates to an oversized bus on Wethersfield Court.

Moved by Councillor Pirri

Seconded by Councillor Gaertner

THAT the comments of the delegate be received and referred to Item 3(2).

CARRIED

9. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

Moved by Councillor Abel

Seconded by Councillor Pirri

THAT Item 3 be moved forward for consideration.

CARRIED

**3. CLS14-004 – General Committee Closed Session Report
Dated January 14, 2014 – 10:02 p.m.**

Moved by Councillor Humfries

Seconded by Councillor Pirri

THAT report CLS14-004, *with the exception of sub-item 2*, be received; and

THAT Council adopt the confidential recommendations of the General Committee Closed Session Meeting of January 14, 2014; Re:

- (1) **Personal matters about an identifiable individual, including a Town or Local Board employee; Re: HAC13-036 – Heritage Advisory Committee Awards of Excellence – Award Nominations**
- (3) **A proposed or pending acquisition or disposition of land by the Town or Local Board; Re: CAO14-001 – Hillary-McIntyre Park – Cost Benefits Study – Schedule A**

THAT CAO14-001 – Hillary-McIntyre Park – Attachment 2 – Hillary-McIntyre Park Cost Benefits Study – Schedule A be received and referred to the item on the public meeting agenda.

CARRIED

Moved by Councillor Humfryes

Seconded by Councillor Pirri

THAT report CLS14-004 *sub-item 2* be received; and

THAT Council adopt the confidential recommendation of the General Committee Closed Session Meeting of January 14, 2014; Re:

- (2) **Litigation or potential litigation including matters before administrative tribunals, affecting the Town or a Local Board; Re: PL14-004 – Appeal to the Ontario Municipal Board, Committee of Adjustment Minor Variance Application (Community Living York South) 19 Wethersfield Court**

THAT Town staff not appear at the Ontario Municipal Board hearing on an appeal by Community Living York South against the decision of the Committee of Adjustment respecting Minor Variance Application D13-(31A-B)-13.

On a recorded vote the motion CARRIED.

YEAS: 9 NAYS: 0

VOTING YEAS: Councillors Abel, Ballard, Buck, Gaertner, Gallo, Humfryes, Pirri, Thompson and Mayor Dawe

VOTING NAYS: None

Moved by Councillor Gaertner

Seconded by Councillor Pirri

THAT Motion for Which Notice has Been Given (h) be moved forward for consideration.

CARRIED

Mayor Dawe passed the Chair to Deputy Mayor Abel at 8:29 p.m.

10. NOTICES OF MOTION/MOTIONS FOR WHICH NOTICE HAS BEEN GIVEN

(ii) Motions for Which Notice Has Been Given

- (h) **Mayor Dawe**
Re: Video Conferencing for Advisory Committee Members

Moved by Mayor Dawe

Seconded by Councillor Pirri

WHEREAS there are occasions when Advisory Committee members are unable to attend scheduled committee meetings; and

WHEREAS such was the case for an Advisory Committee member in light of the recent ice storm and extreme cold weather; and

WHEREAS one of the goals in the Town of Aurora's Strategic Plan is supporting an exceptional quality of life for all community members; and

WHEREAS one of the objectives is improving transportation, mobility and connectivity; and

WHEREAS currently the Town of Aurora streams General Committee and Council meetings; and

WHEREAS consideration should be given to allowing community members volunteering their time on Advisory committees to participate via video conferencing, such as Skype, and/or FaceTime or by any other means available, regardless of their physical location.

NOW THEREFORE BE IT HEREBY RESOLVED THAT staff prepare a report on the feasibility of Advisory Committee members participating in meetings via video conferencing.

CARRIED

Mayor Dawe resumed the Chair at 8:40 p.m.

9. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

1. **General Committee Meeting Report of January 14, 2014**
- (4) **BBS14-004 – Petch House – Change of Use Permit**

Main Motion

Moved by Councillor Buck

Seconded By Councillor Humfryes

THAT report BBS14-004 be received for information.

Amendment

Moved by Councillor Buck

Seconded by Councillor Humfryes

THAT staff advertise an open call to the community for ideas on the potential use of the Petch House with responses due by April 30, 2014.

CARRIED

Main Motion as amended

Moved by Councillor Buck

Seconded by Councillor Humfryes

THAT report BBS14-004 be received for information; **and**

THAT staff advertise an open call to the community for ideas on the potential use of the Petch House with responses due by April 30, 2014.

CARRIED

Moved by Councillor Thompson

Seconded by Councillor Pirri

THAT Item 1(10), Item 4 and Item 1(6) be moved forward for consideration.

CARRIED

**1. General Committee Meeting Report of January 14, 2014
(10) PR14-004 – Tree Protection By-law**

Main Motion

Moved by Councillor Pirri

Seconded by Councillor Ballard

THAT report PR14-004 be received; and

THAT Council approve the Private Tree Protection By-law with the following amendments:

- Trees in the Heritage District – Section 4.(1)(c): Option 1; and
- Trees on Larger Residential Private Property – Section 4.(1)(a): Option 2 as amended to reduce the size of properties from .25 ha to .2 ha; and
- Trees on Golf Courses – Section 4.(3)(d): Option 2.

It was requested that each clause be voted on separately.

Moved by Councillor Pirri

Seconded by Councillor Ballard

THAT Council approve the Private Tree Protection By-law with the following amendment:

- Trees in the Heritage District – Section 4. (1)(c): Option 1.

On a recorded vote the motion was DEFEATED.

YEAS: 4

NAYS: 5

VOTING YEAS: Councillors Gallo, Pirri, Thompson, and Mayor Dawe

VOTING NAYS: Councillors Abel, Ballard, Buck, Gaertner, and Humfries

Moved by Councillor Pirri

Seconded by Councillor Ballard

THAT Council approve the Private Tree Protection By-law with the following amendment:

- Trees on Larger Residential Private Property – Section 4.(1)(a): Option 2 as amended to reduce the size of properties from .25 ha to .2 ha.

On a recorded vote the motion CARRIED.

YEAS: 6

NAYS: 3

VOTING YEAS: Councillors Ballard, Gallo, Humfries, Pirri, Thompson, and Mayor Dawe

VOTING NAYS: Councillors Abel, Buck, and Gaertner

Moved by Councillor Pirri

Seconded by Councillor Ballard

THAT Council approve the Private Tree Protection By-law with the following amendment:

- Trees on Golf Courses – Section 4.(3)(d): Option 2.

On a recorded vote the motion was DEFEATED.

YEAS: 4

NAYS: 5

VOTING YEAS: Councillors Ballard, Humfryes, Gallo, and Pirri

VOTING NAYS: Councillors Abel, Buck, Gaertner, Thompson, and Mayor Dawe

Moved by Councillor Humfryes

Seconded by Councillor Abel

THAT Council reconsider the votes on all three clauses in relation to Item 1 sub-item 10.

CARRIED

Council recessed at 9:45 p.m. and Council reconvened at 9:48 p.m.

Moved by Councillor Pirri

Seconded by Councillor Ballard

THAT Council approve the Private Tree Protection By-law with the following amendment:

- Trees in the Heritage District – Section 4. (1)(c): Option 1.

On a recorded vote the motion was DEFEATED.

YEAS: 4

NAYS: 5

VOTING YEAS: Councillor Gallo, Pirri, Thompson, and Mayor Dawe

VOTING NAYS: Councillors Abel, Ballard, Buck, Gaertner, and Humfryes

Moved by Councillor Pirri

Seconded by Councillor Ballard

THAT Council approve the Private Tree Protection By-law with the following amendment:

- Trees on Larger Residential Private Property – Section 4.(1)(a): Option 2 as amended to reduce the size of properties from .25 ha to .2 ha.

On a recorded vote the motion CARRIED.

YEAS: 5

NAYS: 4

VOTING YEAS: Councillors Ballard, Gallo, Humfryes, Pirri, and Thompson

VOTING NAYS: Councillor Abel, Buck, Gaertner, and Mayor Dawe

Moved by Councillor Pirri

Seconded by Councillor Ballard

THAT Council approve the Private Tree Protection By-law with the following amendment:

- Trees on Golf Courses – Section 4.(3)(d): Option 2.

On a recorded vote the motion was DEFEATED.

YEAS: 3

NAYS: 6

VOTING YEAS: Councillors Gallo, Humfryes, and Pirri

VOTING NAYS: Councillors Abel, Ballard, Buck, Gaertner, Thompson, and Mayor Dawe

Moved by Councillor Humfryes

Seconded by Councillor Gaertner

THAT Council amend the recommendation in Item 1(10), clause 1 from Option 1 to Option 2.

Moved by Councillor Thompson

Seconded by Councillor Pirri

THAT the Tree Protection by-law be referred back to staff.

CARRIED

4. Special General Committee – Joint Operations Centre Meeting Report of January 7, 2014

Moved by Councillor Thompson

Seconded by Councillor Gaertner

THAT the Special General Committee – Joint Operations Centre Meeting Report of January 7, 2014 be received and the recommendations carried by the Committee be approved.

Moved by Councillor Pirri

Seconded by Councillor Abel

THAT the Special General Committee – Joint Operations Centre Meeting Report be deferred to the February 25, 2014 Council meeting.

CARRIED

**1. General Committee Meeting Report of January 14, 2014
(6) IES14-006 – Implementation of a Clear Bag Waste Program**

Main Motion

Moved by Councillor Gaertner

Seconded by Councillor Humfryes

THAT report IES14-006 be received; and

THAT Council endorse the replacement of black garbage bags with clear garbage bags as the acceptable means to set out waste for collection; and

THAT Council endorse the work plan for roll out of the clear bag program with soft launch starting July 1, 2014 and compliance to come into force January 1, 2015.

Amendment

Moved by Councillor Buck

Seconded by Councillor Gaertner

THAT report IES14-006 be received; and

THAT Council endorse the replacement of black garbage bags with clear garbage bags as ***an*** acceptable means to set out waste for collection; and

THAT Council endorse the work plan for roll out of the clear bag program with soft launch starting July 1, 2014 and compliance to come into force January 1, 2015.

Moved by Councillor Thompson

Seconded by Councillor Pirri

THAT report IES14-006 and the delegate presentation from Delegation (a) be referred to the Environmental Advisory Committee.

CARRIED

Moved by Councillor Pirri

Seconded by Councillor Thompson

THAT the Closed Session be moved forward for consideration.

CARRIED

14. CLOSED SESSION

Moved by Councillor Pirri

Seconded by Councillor Thompson

THAT Council resolve into a General Committee Closed Session to consider:

1. A proposed or pending acquisition or disposition of land by the Town or Local Board; Re: PR14-006 – Purchase of Parcel “C” – Stronach Group – 2C West Lands.
2. Litigation or potential litigation including matters before administrative tribunals, affecting the Town or a Local Board; Re: LGL14-001 Enforcement of Subdivision Agreement in 2B – Block 208, Plan 65M-3979.

CARRIED

Council resolved into a General Committee Closed Session at 10:29 p.m.

Councillors Buck and Gaertner left the meeting at 11:29 p.m.

Council reconvened in open session at 11:32 p.m.

Moved by Councillor Abel

Seconded by Councillor Pirri

THAT the Council meeting be reconvened.

CARRIED

1. A proposed or pending acquisition or disposition of land by the Town or Local Board; Re: PR14-006 – Purchase of Parcel “C” – Stronach Group – 2C West Lands.

Moved by Councillor Pirri

Seconded by Councillor Humfryes

THAT Item 1 on the Closed Session Agenda be deferred to the Special Council meeting to be held on February 4th, 2014 at 6 p.m.

CARRIED

2. Litigation or potential litigation including matters before administrative tribunals, affecting the Town or a Local Board; Re: LGL14-001 Enforcement of Subdivision Agreement in 2B – Block 208, Plan 65M-3979

Moved by Councillor Abel

Seconded by Councillor Gallo

THAT Council adopt the confidential recommendation of the General Committee Closed Session meeting of January 21, 2014.

CARRIED

9. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

Moved by Councillor Thompson

Seconded by Councillor Pirri

THAT the following items be deferred to the next Council meeting:

1(9) PR14-002 – Licence to Utilize Lands Owned by Ontario Infrastructure and Lands Corporation (OILC) Municipally Known as 100 Bloomington Road

1(14) HAC14-01 – Heritage Advisory Committee Report
December 9, 2013

1(15) PRAC14-01 – Parks and Recreation Advisory Committee Report
December 19, 2013

1(16) TATC14-01 – Trails and Active Transportation Committee Report
December 20, 2013

1(17) AAC14-02 – Accessibility Advisory Committee Report
January 8, 2014

1(18) Release of Closed Session Material
Re: 215 Industrial Parkway South (Old Hydro Building)

Motion for Which Notice has Been Given (a) Councillor Buck, Re: 2014 Premier's Awards for Excellence in the Arts

Motion for Which Notice has Been Given (b) Councillor Buck, Re: Development of a new Long-Term Federal Plan to Fix Canada's Housing Crunch

Motion for Which Notice has Been Given (c) Councillor Buck, Re: Community Park

Motion for Which Notice has Been Given (d) Councillor Buck, Re: Policies 28 and 57

Motion for Which Notice has Been Given (e) Councillor Buck, Re: Director Expenses

Motion for Which Notice has Been Given (f) Councillor Pirri, Re: Introduction of Municipal Recall Election

Motion for Which Notice has Been Given (g) Mayor Dawe, Re: Oak Ridges Moraine Conservation Plan and Greenbelt Plan

Regional Report – York Regional Council Highlights – December 19, 2013

CARRIED

13. READING OF BY-LAW

Moved by Councillor Pirri

Seconded by Councillor Thompson

THAT the following confirming by-law be given first, second, and third readings and enacted:

5582-14 BEING A BY-LAW to Confirm Actions by Council resulting from Council Meeting on January 21, 2014

CARRIED

15. ADJOURNMENT

Moved by Councillor Gallo

Seconded by Councillor Abel

THAT the meeting be adjourned at 11:35 p.m.

CARRIED

GEOFFREY DAWE, MAYOR

JOHN D. LEACH, TOWN CLERK

THE MINUTES OF THE SPECIAL COUNCIL MEETING OF JANUARY 21, 2014 RECEIVED FINAL APPROVAL BY COUNCIL ON FEBRUARY 11, 2014.