



**TOWN OF AURORA
GENERAL COMMITTEE REPORT**

No.CLS10-002

SUBJECT: *Recorded Votes*

FROM: *John D. Leach, Director of Customer & Legislative Services/Town Clerk*

DATE: *January 19, 2010*

RECOMMENDATION

THAT report CS10-002 be received for information.

PURPOSE OF THE REPORT

To provide Council with the information requested at the December 8, 2009 Council meeting regarding recorded votes.

BACKGROUND

On December 1, 2009 Councillor MacEachern provided a Notice of Motion regarding recorded votes. December 8, 2009, on a recorded vote, Council passed the following motion:

THAT staff be directed to provide a report listing all recorded votes taken during this term of Council, to be included on a General Committee or Council agenda.

COMMENTS

Attached to this report please find recorded votes commencing December 19, 2006 to December 15, 2009 inclusive:

- Page 1 the 2006 recorded votes totalling 1
- Pages 2 to 15 the 2007 recorded votes totalling 20 – 4 carried unanimously
- Pages 15 to 47 the 2008 recorded votes totalling 49 – 8 carried unanimously
- Pages 45 to 82 the 2009 recorded votes totalling 51 – 25 carried unanimously

ALTERNATIVE(S) TO THE RECOMENDATIONS

None

FINANCIAL IMPLICATIONS

None

CONCLUSIONS

That CS10-002 be received for information.

ATTACHMENTS

Attachment #1 – Council Extract regarding Notice of Motion – December 1, 2009

Attachment #2 – Council Extract regarding Motion – December 8, 2009

Attachment #3 – Recorded Votes from 2006 to 2009

PRE-SUBMISSION REVIEW

Executive Leadership Team – January 6, 2010

Prepared by: Cindy Janzen, Manager of Legislative Services/Deputy Clerk ext. 4217

***John D. Leach
Director of Customer & Legislative Services***

***Neil Garbe
Chief Administrative Officer***

2006 RECORDED VOTES

Council Meeting 06-32 – December 19, 2006

1. General Committee Meeting Report No. 06-18, Tuesday, December 12, 2006

CONSIDERATION OF ITEM REQUIRING SEPARATE DISCUSSION FROM
THE GENERAL COMMITTEE MEETING NO. 06-18, TUESDAY, DECEMBER
12, 2006

**(7) Correspondence from the Chief Administrative Officer
Re: 313 – 321 Ridge Road – Aurora Cable Internet**

Moved by Councillor MacEachern *Seconded by Councillor Granger*

THAT staff take the necessary steps to ensure that 321 Ridge Road is brought into compliance with the Town of Aurora's By-law 4469-03.D, being the zoning by-law amendment regarding the Oak Ridges Moraine Conservation Plan, specifically section 34.1 permitted uses, and the addition of the shipping container; and

THAT the Director of Planning bring back a report advising as to whether the shipping container located at 321 Ridge Road is in compliance with section 34.1 of Zoning By-law 4469-03.D.

On a recorded vote the motion was CARRIED.

YEAS: 5 NAYS: 3

VOTING YEAS: Councillors Wilson, Granger, Gaertner, MacEachern and Mayor Morris

VOTING NAYS: Councillors Collins-Mrakas, McRoberts and Marsh

Councillor Buck left the meeting earlier and was absent for the vote.

2007 RECORDED VOTES

Council Meeting 07-03 – February 13, 2007

6. Motion from Councillor MacEachern

Re: Availability of Town Documents and the Establishment of a “Sign-Out” System for Residents

Moved by Councillor MacEachern

Seconded by Councillor Gaertner

WHEREAS, our Strategic Plan states, “By ensuring a transparent and accountable government, Aurora makes itself an attractive community for individuals and businesses. Innovation coupled with responsibility and informed involved citizens will ensure our financial viability for the future;” and

WHEREAS, Goal D in our Strategic Plan states, “Ensure transparent, accountable and open governance in concert with informed and involved citizens”; and

WHEREAS, Goal D2 in our Strategic Plan states, “Enhance customer service”; and

WHEREAS, Goal D3 in our Strategic Plan states, “Be accountable and transparent to residents by ensuring open and accessible information flow and accessible decision-making”; and

WHEREAS, Goal D4 in our Strategic Plan states, “Create a respectful environment that fosters teamwork and open dialogue, consistent with a Character Community”:

THEREFORE BE IT RESOLVED THAT, staff make available at the Town Hall, within thirty days, the following documents for sign-out by Aurora residents. The documents are to be returned within 14 days from the sign-out date. Further, that these documents continue to be made available at the Library (for reference purposes) and the documents be kept current.

- Consolidated Zoning By-law Book
- Consolidated Official Plan
- Consolidated Secondary Plan
- Operating Budget
- Capital Budget
- Property Standards By-law
- Sign By-law
- Master Recreation Plan
- Strategic Plan

On a recorded vote the motion was CARRIED

YEAS: 8 NAYS: 1

VOTING YEAS: Councillors Wilson, Collins-Mrakas, Granger, MacEachern, McRoberts, Gaertner, Marsh and Mayor Morris

VOTING NAYS: Councillor Buck

Moved by Councillor MacEachern

Seconded by Councillor Gaertner

THAT Ms Rebecca Beaton be provided a copy of the Operating Budget.

On a recorded vote the motion was CARRIED

YEAS: 7 NAYS: 2

VOTING YEAS: Councillors Wilson, Collins-Mrakas, Granger, MacEachern, Gaertner, Marsh and Mayor Morris

VOTING NAYS: Councillors McRoberts and Buck

XII READING OF BY-LAWS

Moved by Councillor MacEachern

Seconded by Councillor Granger

THAT the following listed by-law be given 1st, 2nd and 3rd readings, and enacted:

4887-07.C BEING A BY-LAW to appoint members to the Committee of Adjustment.

On a recorded vote the motion was CARRIED

YEAS: 5 NAYS: 4

VOTING YEAS: Councillors Wilson, Granger, MacEachern, Gaertner and Mayor Morris

VOTING NAYS: Councillors Collins-Mrakas, McRoberts, Marsh and Buck

Council Meeting 07-05 – February 27, 2007

2. General Committee Meeting Minutes No. 07-12, Tuesday, February 20, 2007

(11) CS07-010 – Proposed Amendments to the Procedural By-law

Moved by Councillor MacEachern

Seconded by Councillor Gaertner

THAT the balance of item 2 (11) - CS07-010 – Proposed Amendments to the Procedural By-law be approved as amended.

On a recorded vote the motion CARRIED AS AMENDED

YEAS: 8 NAYS: 1

VOTING YEAS: Councillors Collins-Mrakas, Gaertner, Granger, MacEachern, Marsh, McRoberts, Wilson and Mayor Morris

VOTING NAYS: Councillor Buck

Council Meeting 07-08 – March 27, 2007

8. Motion from Councillor Buck

Re: Library Square and the disposition of the former Hydro Building

Moved by Councillor Buck

Seconded by Councillor Marsh

THAT Council and staff convene a closed meeting training session under section 239 (3.1) of the *Municipal Act* to allow full, frank and free discussion which will allow intelligent and informed decisions to be made subsequently without prejudice and for the benefit of the community.

On a recorded vote the motion was DEFEATED

YEAS: 4 NAYS: 5

VOTING YEAS: Councillors Buck, Collins-Mrakas, Marsh and McRoberts

VOTING NAYS: Councillors Gaertner, Granger, MacEachern, Wilson and Mayor Morris

Public Planning Meeting 07-09 – March 28, 2007

1. PL07-022 - Zoning By-law Amendment Application
Antonios & Sylvia Petratos
100 Old Yonge Street
Part Lot 84, Concession 1 E.Y.S.
File D14-16-06

Moved by Councillor MacEachern Seconded by Councillor McRoberts

THAT the application be approved in principle, subject to the front of the existing house being established to face Old Yonge Street without visual obstruction; and

THAT the applicant agrees to designate the house as a heritage home;
and

THAT the applicant enter into a Tree Preservation Agreement with the Town of Aurora; and

THAT the applicant enter into an Engineering Agreement with the Town of Aurora; and

THAT the applicant retains an arborist to prepare a tree preservation and landscape plan; and

THAT consideration be given to the concerns raised by the residents; and

THAT consideration be given to the concerns raised in the staff report; and

THAT the matter be brought back to a future Council meeting.

On a recorded vote the resolution was CARRIED.

YEAS: 6 NAYS: 3

VOTING YEAS: Councillors Gaertner, Granger, MacEachern, Marsh, McRoberts and Mayor Morris

VOTING NAYS: Councillors Buck, Collins-Mrakas and Wilson

Councillor Wilson abstained from voting as he arrived late and did not hear the entire presentation.

Council Meeting 07-10 – April 10, 2007

10. Memorandum from the Director of Leisure Services Re: Update on the Aurora Horse Show

Moved by Councillor Marsh

Seconded by Councillor MacEachern

THAT staff be directed to permit Machell Park to Joker Hill Horse Shows Ltd., for the Trillium Horse Show; and

THAT, should Joker Hill Horse Shows Ltd. decline the use of Machell Park, the park be permitted to the Aurora Youth Soccer Club.

On a recorded vote the resolution was CARRIED

YEAS: 6 NAYS: 3

VOTING YEAS: Councillors Collins-Mrakas, Gaertner, Granger, MacEachern, Marsh and Mayor Morris

VOTING NAYS: Councillors Buck, McRoberts and Wilson

Council Meeting 07-11 – April 24, 2007

8. LS07- 015 -Delivery and Pick-up Fee

Moved by Councillor Marsh

Seconded by Councillor McRoberts

THAT the fee to Holy Spirit Catholic Elementary School for delivery and pick-up of picnic tables and garbage cans to James Lloyd Park be applied in accordance with the Fees and Services By-Law.

On a recorded vote the resolution was CARRIED.

YEAS: 7 NAYS: 2

VOTING YEAS: Councillors Collins-Mrakas, Gaertner, Granger, MacEachern, Marsh, McRoberts and Mayor Morris

VOTING NAYS: Councillors Buck and Wilson

Council Meeting 07-12 – May 8, 2007

1. General Committee Meeting Minutes No. 07-23 - Tuesday, May 1, 2007

CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION FROM THE GENERAL COMMITTEE MEETING NO. 07-23, TUESDAY, MAY 1, 2007

(6) **PW07-008 – Award of Tender No. P.W.2007-23 - Reconstruction of
Mark Street, Oak Court, Cedar Crescent, Birch Court and Traffic
Calming Implementation**

Moved by Councillor MacEachern

Seconded by Councillor Wilson

THAT Tender No. P.W.2007-23 "Reconstruction of Mark Street, Oak Court, Cedar Crescent, Birch Court and Traffic Calming Implementation", be awarded to the Miwel Construction Limited at its tendered price of \$1,421,535.93; and

THAT the variance in the road and traffic calming portion of the project (totalling \$156,034.00) be funded from the available roads portion of the reconstruction of Aurora Heights Drive, Laurentide Avenue and Illingworth Crescent tender (\$132,506.49) and the Municipal Capital Reserve (\$23,527.51); and

THAT the variance in the storm sewer portion of the project of \$64,933 be funded from the Storm Sewer Reserve; and

THAT Council authorize the Mayor and Municipal Clerk to execute the attached Form of Agreement between the Town of Aurora and the Miwel Construction Limited for the reconstruction of Mark Street, Oak Court, Cedar Crescent, Birch Court and traffic calming implementation.

On a recorded vote the motion was CARRIED

YEAS: 6 NAYS: 1

VOTING YEAS: Councillors Gaertner, Granger, MacEachern, Marsh, Wilson and Mayor Morris

VOTING NAYS: Councillor Buck

Councillor Collins-Mrakas was absent.

Councillor McRoberts, having previously declared an interest in item 1(6), did not participate in the vote.

XII READING OF BY-LAWS

Moved by Councillor MacEachern Seconded by Councillor McRoberts

THAT the following listed by-law be given 1st, 2nd and 3rd readings, and enacted:

4912-07.C BEING A BY-LAW to Amend Procedural By-law 4835-06.C, a By-law to govern the procedures of the Council of the Town of Aurora and its Committees and Boards

On a recorded vote the motion was CARRIED

YEAS: 7 NAYS: 1

VOTING YEAS: Councillors Gaertner, Granger, MacEachern, Marsh, McRoberts, Wilson and Mayor Morris

VOTING NAYS: Councillor Buck

Councillor Collins-Mrakas was absent.

Council Meeting 07-13 – May 22, 2007

2. Part-A Motion from Councillor Buck regarding GTA Pooling

Moved by Councillor Buck Seconded by Councillor Collins-Mrakas

WHEREAS the Provincial Government has made the decision to relieve the taxpayers of York Region of the unjust burden of paying for Social Services in the City of Toronto which are of no benefit to the taxpayers of York Region; and

WHEREAS relief from this injustice is to be phased in over ten years, starting this year; and

WHEREAS there is no indication the Region of York intends to cancel that part of the levy for the taxpayers of the Region. Indeed the indication is the Region intends to continue this onerous and unjust levy; and

WHEREAS the Municipalities of the Region are the tax collectors for the Region; and

WHEREAS by their action the Region anticipates this municipality's acquiescence in their decision;

THEREFORE BE IT RESOLVED

THAT the Council of the Town of Aurora direct The Chief Financial Officer, John Gutteridge to withhold that portion of the levy pertaining to Aurora's share of this year's relief from the cost of Toronto's Social Services budget.

On a recorded vote the resolution was DEFEATED

YEAS: 1 NAYS: 8

VOTING YEAS: Councillor Buck

VOTING NAYS: Councillors Collins-Mrakas, Gaertner, Granger, MacEachern, Marsh, McRoberts, Wilson and Mayor Morris

Moved by Councillor Buck

Seconded by Councillor Collins-Mrakas

THAT the Region of York be informed that the Town of Aurora does not agree to continue to impose this unfair burden on the taxpayers of Aurora which the Province has finally seen fit to remove, albeit in dribs and drabs.

On a recorded vote the resolution was CARRIED

YEAS: 8 NAYS: 1

VOTING YEAS: Councillors Buck, Collins-Mrakas, Granger, MacEachern, Marsh, McRoberts, Wilson and Mayor Morris

VOTING NAYS: Councillor Gaertner

**2. Part-B FS07-020 – Notice of Motion – GTA Pooling
(referred by General Committee on May 15, 2007)**

Moved by Councillor Buck

Seconded by Councillor Collins-Mrakas

THAT the Town of Aurora send a resolution to the Region of York, strongly objecting to their method of handling the roll back of the GTA pooling money and suggest that the funds be returned to the local municipalities in the form of a grant, if they choose not to return it to the local taxpayers; and

THAT the resolution be circulated to the municipalities within York Region for consideration and endorsement.

On a recorded vote the resolution was CARRIED UNANIMOUSLY

YEAS: 9 NAYS: 0

VOTING YEAS: Councillors Buck, Collins-Mrakas, Gaertner, Granger, MacEachern, Marsh, McRoberts, Wilson and Mayor Morris

VOTING NAYS: None

Council Meeting 07-15 – June 12, 2007

4. **ADM07-006 – 15059 Leslie Street, Draft Plan of Subdivision, Part of Lot 19, Concession 3, Geographic Township of Whitchurch**

Moved by Councillor MacEachern

Seconded by Councillor Gaertner

THAT a Request for Proposal be issued to retain a Real Estate Broker to handle the marketing and sale of the land utilizing Multiple Listing Service (M.L.S.) to sell 15059 Leslie Street save and except lots 1, 2, 3, 9, and 12.

AMENDMENT: Upon the question of the adoption of the resolution, it was:

Moved by Councillor MacEachern

Seconded by Councillor Buck

THAT staff be authorized to take the necessary steps to sell 15059 Leslie Street save and except lots 1, 2, 3, 9, and 12.

CARRIED

On a recorded vote main motion was CARRIED UNANIMOUSLY AS AMENDED

YEAS: 9 NAY: 0

VOTING YEA: Councillors Buck, Collins-Mrakas, Gaertner, Granger, MacEachern, Marsh, McRoberts, Wilson and Mayor Morris

VOTING NAY: None

XII NEW BUSINESS/GENERAL INFORMATION – COUNCILLORS

Notice of Reconsideration

Moved by Councillor Buck

Seconded by Councillor Wilson

THAT the PL07-060 – Applications to Amend Zoning By-law and Draft Plan Approval of Proposed Plan of Subdivision Victor Priestly / Claretree Developments 105 Inc. Part of Lot 25, Concession 2, E.Y.S Files D14-17-

06 & D12-03-06, which was addressed at the Public Planning meeting on May 23, 2007, be brought back for reconsideration at the June 19, 2007 General Committee meeting.

On a recorded vote main motion was DEFEATED

YEAS: 2 NAY: 7

VOTING YEA: Councillors Buck and Wilson

VOTING NAY: Councillors Collins-Mrakas, Gaertner, Granger, MacEachern, McRoberts and Mayor Morris

Councillor Marsh, having previously declared a pecuniary interest in this matter, did not take part in the vote.

Public Planning Meeting 07-17 – June 27, 2007

XIV CLOSED SESSION

Moved by Councillor Collins-Mrakas Seconded by Councillor MacEachern

THAT the rules of procedure be suspended to permit Council to convene into a closed session to address the closed session to discuss personal security of property, property and legal matters, which were deferred from the June 26, 2007 Council meeting.

On a recorded vote the resolution was CARRIED UNANIMOUSLY

YEAS: 9 NAYS: 0

VOTING YEAS: Councillors Buck, Collins-Mrakas, Gaertner, Granger, MacEachern, Marsh, McRoberts, Wilson and Mayor Morris

VOTING NAYS: None

Council Meeting 07-18 – July 17, 2007

5. FS07-031 – Budget Adjustment Utilization of Council Discretionary Reserve Fund

Moved by Councillor MacEachern Seconded by Councillor Marsh

THAT report FS07-031 be received; and

THAT Council authorize the withdrawal of up to \$2,530,000 from the Council Discretionary Reserve Fund for the purpose of renovating the Aurora Heritage Centre.

On a recorded vote the resolution was CARRIED UNANIMOUSLY

YEAS: 9 NAYS: 0

VOTING YEAS: Councillors Buck, Collins-Mrakas, Gaertner, Granger, MacEachern, Marsh, McRoberts, Wilson and Mayor Morris

VOTING NAYS: None

**4. TSAC07-04 – Traffic Safety Advisory Committee Minutes
Item 8 – TSAC07-010 – Three Hour Parking
(Deferred from June 26, 2007 Council Meeting)**

Moved by Councillor McRoberts

Seconded by Councillor Granger

THAT the current 24-hour parking limitation be reduced to three- hours on all streets in the Town of Aurora; and

THAT parking in excess of three hours be permitted between the hours of 5:00 p.m. and 11:00 p.m. daily; and

THAT the three- hour parking limitation come into effect on January 1, 2008; and

THAT staff be directed to implement a Town-wide advertising campaign through all available media outlets to thoroughly educate residents of the new limitation; and

THAT should Council adopt the above recommendation, that \$10,000.00 be allocated in the Public Works operational budget in 2007 for the purchase and installation of the required signage.

On a recorded vote the resolution was DEFEATED.

YEAS: 3 NAYS: 6

VOTING YEAS: Councillors Granger, Marsh and McRoberts

VOTING NAYS: Councillors Buck, Collins-Mrakas, Gaertner, MacEachern, Wilson and Mayor Morris

Special Council Meeting 07-28 – November 6, 2007

III CONSIDERATION OF MATTER REQUIRING DISCUSSION

Moved by Councillor MacEachern **Seconded by Councillor Granger**

WHEREAS it is our duty to uphold The Oath of Office and, as elected officials, to conduct the public business in an open and transparent manner; and

WHEREAS it is our duty to the public we represent, to ensure that the laws of the municipality and the province are upheld;

THEREFORE BE IT RESOLVED THAT Council take all appropriate steps to ask the appropriate authorities to investigate the allegations made against Council, staff and members of the public that have been published in various media; and

THAT Mr. George Rust D'eye be retained to represent Council and the Town of Aurora in these matters.

On a recorded vote the resolution was CARRIED.

YEAS: 8 NAYS: 1

VOTING YEAS: Councillors Collins-Mrakas, Gaertner, Granger, MacEachern, Marsh, McRoberts, Wilson and Mayor Morris

VOTING NAYS: Councillor Buck

Council Meeting 07-32 – December 11, 2007

CLOSED SESSION

Legal Matters

Moved by Councillor MacEachern **Seconded by Councillor Gaertner**

THAT the Director of Corporate Services be directed to contact the Information Privacy Commissioner to request that an interpretation be provided with regard to the release of telephone logs; and

THAT the Mayor be directed to send a letter on behalf of Council, to former Mayor Tim Jones, requesting further information related to the use of the telephone logs.

On a recorded vote the motion was CARRIED

YEAS: 7 NAYS: 2

VOTING YEAS: Councillors Gaertner, Granger, MacEachern, Marsh,
McRoberts, Wilson and Mayor Morris

VOTING NAYS: Councillors Buck and Collins-Mrakas

2008 RECORDED VOTES

Council Meeting 08-01 – January 22, 2008

IX DELEGATIONS

(c) **Mr. David Tomlinson and Mr. Gordon Barnes**
Members of the Environmental Advisory Committee
Re: Community Wildlife Park Master Plan

Moved by Councillor MacEachern

Seconded by Councillor Gaertner

THAT Council endorse the Community Wildlife Park; and

THAT the technical working group meet with staff to further define the next steps and determine what is required to conduct a water management balance study, and

THAT staff provide mapping for the technical working group, that indicates what lands are owned by the Town and what lands are privately owned; and

THAT staff work with the technical working group to determine options and report to Council on ways and means of expediting and finalizing the buffers on the east side of the wetlands; and

THAT Council adopt the recommendations as proposed by the technical working group as follows:

THAT the following steps be taken to establish a Community Wildlife Park Master Plan:

- Present Master Plan to Ducks Unlimited, Region of York, Lake Simcoe Conservation Authority and the District Office of the Ministry of Natural Resources requesting approval of the plan and requesting technical assistance from their staff; and
- Establish a technical working group to review and refine the Master Plan and develop a management strategy with a view to early implementation; and
- Meet with developers and land owners, and hold public meetings to explain Master Plan and receive input; and

- As soon as possible, establish boundaries on the east side of the park including buffer zones, future recreational land, storm water pond locations and possible extension of grasslands; and
- Accelerate land transfers to bring remaining land within the park into Town ownership to enable early construction of the North South trail system and fencing to prevent unauthorized routes and usage from developing within the park; and
- Survey grades and water levels of all existing and proposed water features, ponds, storm water ponds, wader scrapes, streams and creeks within and adjoining the park; and
- Conduct a water control study to assess how existing water features in and surrounding the park can be linked to control all water levels within the park. Water level control in wetland habitats is vital to the long term success of the project.

On a recorded vote the motion CARRIED UNANIMOUSLY.

YEAS: 9 NAYS: 0

VOTING YEAS: Councillors Buck, Collins-Mrakas, Gaertner, Granger, MacEachern, Marsh, McRoberts, Wilson and Mayor Morris

VOTING NAYS: None

Council Meeting 08-04 – February 12, 2008

6. Special General Committee Meeting Report No. 08-06 Tuesday, January 29, 2008

CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION FROM THE SPECIAL GENERAL COMMITTEE MEETING NO. 08-06, TUESDAY, JANUARY 29, 2008

(2) Staff's Proposed Changes to Achieve Council's Directive

Moved by Councillor Wilson

Seconded by Councillor Granger

THAT the following recommendation be deferred to the next Special General Committee - Budget meeting:

THAT Council approve an increase in the tax levy by a dollar amount of \$460,000 which is equivalent to 2%; and

THAT these funds be specifically earmarked to begin to address the capital funding shortfall as recommended by the Treasurer; and
THAT the amount be placed into the municipal capital reserve; and
THAT this philosophy be carried forward to future years for Council consideration.

On a recorded vote the motion was CARRIED.

YEAS: 5 NAYS: 4

VOTING YEAS: Councillors Gaertner, Granger, MacEachern, Wilson and Mayor Morris

VOTING NAYS: Councillors Buck, Collins-Mrakas, Marsh and McRoberts

Moved by Councillor MacEachern Seconded by Councillor Wilson

THAT the budgeted amounts of \$7,731 for Student assistance at the Farmers' Market and estimated revenue of \$3,200 be removed from the 2008 budget.

On a recorded vote the motion was CARRIED UNANIMOUSLY.

Moved by Councillor MacEachern Seconded by Councillor Wilson

THAT the previously approved amount of \$3,000, for supplies and expenses related to the Farmers' Market, remain in the 2008 budget.

On a recorded vote the motion was CARRIED.

YEAS: 7 NAYS: 2

VOTING YEAS: Councillors Collins-Mrakas, Gaertner, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAYS: Councillors Buck and Marsh

(11) LS08-002 – Pine Tree Potters Lease at Aurora Public Library

Moved by Councillor Marsh Seconded by Councillor Wilson

THAT Council authorize Leisure Services staff to renew the lease for the Pine Tree Potters Guild at the Aurora Public Library with an amending clause to include an annual 3% escalated cost of living increase; and

THAT Council approve an amendment to the billing of hydro under a proposed new agreement; and

THAT section 8-1 regarding signage be referred to the Director of Leisure Services to review feasibility of installing signage that is smaller and less obtrusive.

On a recorded vote the motion was CARRIED

YEAS: 7 NAYS: 2

VOTING YEAS: Councillors Collins-Mrakas, Gaertner, Granger, MacEachern, Marsh, Wilson and Mayor Morris

VOTING NAYS: Councillors Buck and McRoberts

Moved by Councillor MacEachern

Seconded by Councillor Gaertner

THAT any member of Council who wishes to obtain a copy of the Offering Memorandum - Land Sale document from Colliers International, be provided a copy of the document without being required to sign a confidentiality agreement.

On a recorded vote the motion was CARRIED

YEAS: 5 NAYS: 3

VOTING YEAS: Councillors Gaertner, Granger, MacEachern, Wilson and Mayor Morris

VOTING NAYS: Councillors Buck, Collins-Mrakas and McRoberts

Councillor Marsh was absent.

Council Meeting 08-05 – February 26, 2008

II APPROVAL OF AGENDA

Moved by Councillor Wilson

Seconded by Councillor MacEachern

THAT the agenda as circulated by the Corporate Services Department, with the following additional items, be approved:

- WITHDRAWAL OF DELEGATION b) - Smart Commute

- DELEGATION d) - Mr. Ian Munro
Re: Item 3 - ADM08-003 - Ontario Power Authority - Local Generation
- ADDED ITEM - 10
Letter from Mr. Ian Munro
Re: Item 3 - ADM08-003 - Ontario Power Authority - Local Generation

On a recorded vote the motion was CARRIED.

YEAS: 8 NAYS: 1

VOTING YEAS: Councillors Collins-Mrakas, Gaertner, Granger, MacEachern, Marsh, McRoberts, Wilson and Mayor Morris

VOTING NAYS: Councillor Buck

Council Meeting 08-04 – February 12, 2008

17. PL08-014 – Official Plan Amendment, Zoning By-law Amendment and Proposed Plan of Condominium Applications
Westhill Redevelopment Company Limited
Part Lot 12, Conc. EYS and Part Lots 11 and 12
Conc. 3, EYS
Files D09-04-00, D14-12-00 and D07-03-00A
OMB Case File PL030997
OMB File No. O030373, Z030149 and S030085

Moved by Councillor MacEachern Seconded by Councillor Granger

THAT Council deny the application, due to the reasons outlined in the January 23, 2008 Public Planning meeting resolution.

On a recorded vote the resolution was CARRIED.

YEAS: 7 NAYS: 1

VOTING YEAS: Councillors Collins-Mrakas, Gaertner, Granger, MacEachern, Marsh, McRoberts and Mayor Morris

VOTING NAYS: Councillor Buck

Councillor Wilson was absent.

Moved by Councillor MacEachern

Seconded by Councillor Granger

THAT the Town of Aurora take all necessary steps and actions to support Mr. Rodney Northey's proposal to apply for a Joint Board Hearing.

On a recorded vote the resolution was CARRIED.

YEAS: 7 NAYS: 1

VOTING YEAS: Councillors Collins-Mrakas, Gaertner, Granger, MacEachern, Marsh, McRoberts and Mayor Morris

VOTING NAYS: Councillor Buck

Councillor Wilson was absent.

**7. Memorandum from the By-law Services Co-ordinator
Re: Re-location of the Aurora Farmers' Market**

Moved by Councillor Collins-Mrakas

Seconded by Councillor Granger

THAT the memorandum regarding the re-location of the Aurora Farmers' Market be received; and

THAT the proposed relocation of the Aurora Farmers' Market from the Temperance Street parking lot to the Town Park be supported; and

THAT Council supports the continuation of the services in-kind support of the Aurora Farmers' Market to allow Town staff to assist in the 2008 Aurora Farmers' Market; and

THAT the proposed by-law be adopted.

On a recorded vote the resolution was CARRIED.

YEAS: 7 NAYS: 1

VOTING YEAS: Councillors Collins-Mrakas, Gaertner, Granger, MacEachern, Marsh, McRoberts and Mayor Morris

VOTING NAYS: Councillor Buck

Councillor Wilson was absent.

Council Meeting 08-10 – April 8, 2008

2. Special General Committee Meeting Report No. 08-16 Tuesday, March 31, 2008

CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION FROM THE GENERAL COMMITTEE MEETING NO. 08-16, TUESDAY, MARCH 31, 2008

**(1) Memorandum from the Financial Analyst/Budget Co-ordinator
Re: Aurora Heritage Centre – Cultural Spaces Federal Grant Program**

Moved by Councillor Wilson

Seconded by Councillor Marsh

THAT Base Case 2 system be included in the Aurora Heritage Centre renovations at an additional cost of \$203,000 being allocated to the project; and

On a recorded vote the motion was CARRIED

YEAS: 7 NAYS: 2

VOTING YEAS: Councillors Collins-Mrakas, Gaertner, Granger, MacEachern, Marsh, Wilson and Mayor Morris

VOTING NAYS: Councillors Buck and McRoberts

Council Meeting 08-11 – April 22, 2008

4. 2008 Library Budget

Moved by Councillor Marsh

Seconded by Councillor Buck

THAT the contribution to the Library budget be increased by an additional 0.4% toward the Operating budget and by 1% toward the Capital budget, bringing the total to 5.4%.

On a recorded vote the motion was DEFEATED

YEAS: 4 NAYS: 5

VOTING YEAS: Councillors Buck, Collins-Mrakas, Marsh, McRoberts

VOTING NAYS: Councillors Gaertner, Granger, MacEachern, Wilson and Mayor Morris

**16. Report FS08-020 - Budget Adjustment
ADDED ITEM**

Moved by Councillor MacEachern

Seconded by Councillor Gaertner

THAT the budget be adjusted by increasing the levy by ½% to account for the revenue lost from the closing of the Aurora Bingo Hall, making the annual percentage increase 5.9%; and

THAT the 2008 budget be adjusted by reducing the amount of additional contribution to the capital by 1/2%, reducing the additional contribution from \$230,000 to \$95,000.

On a recorded vote the motion was DEFEATED

YEAS: 5 NAYS: 4

VOTING YEAS: Councillors Gaertner, MacEachern, Wilson and Mayor Morris

VOTING NAYS: Councillors Buck, Collins-Mrakas, Granger, Marsh and McRoberts

Moved by Councillor Wilson

Seconded by Councillor MacEachern

THAT the additional contribution of 1% to the Capital reserve be reduced to 0%; and

THAT the Corporate Services budget be reduced by \$135,000 to account for the revenue lost as a result of the closing of the Aurora Bingo Hall.

On a recorded vote the motion was CARRIED

YEAS: 5 NAYS: 4

VOTING YEAS: Councillors Gaertner, Granger, MacEachern, Wilson and Mayor Morris

VOTING NAYS: Councillors Buck, Collins-Mrakas, Marsh and McRoberts

**3. 2008 Final Operating and Capital Budget
(Budget Material Under Separate Cover)**

Moved by Councillor MacEachern

Seconded by Councillor Gaertner

THAT the 2008 Final Operating and Capital Budget for the Town of Aurora, as amended at the April 22, 2008 Council meeting be adopted.

On a recorded vote the motion was CARRIED

YEAS: 8 NAYS: 1

VOTING YEAS: Councillors Collins-Mrakas, Gaertner, Granger, MacEachern Marsh, McRoberts, Wilson and Mayor Morris

VOTING NAYS: Councillor Buck

Special Council Meeting 08-13 – April 28, 2008

1. **CS08-019 – Vacancy Office of Councillor**

Moved by Councillor Buck

Seconded by Councillor Collins-Mrakas

THAT the Council seat formerly held by Councillor Grace Marsh be declared vacant.

On a recorded vote the resolution was CARRIED UNANIMOUSLY

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YEAS: 8 NAYS: 0

VOTING YEAS: Councillors Buck, Collins-Mrakas, Gaertner, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAYS: None

Moved by Councillor Buck

Seconded by Councillor Collins-Mrakas

THAT a by-election be called to fill the vacant Councillor's office.

On a recorded vote, as the result of a tie, the motion was DEFEATED

YEAS: 4 NAYS: 4

VOTING YEAS: Councillors Buck, Collins-Mrakas, McRoberts, Wilson

VOTING NAYS: Councillors Gaertner, Granger, MacEachern and Mayor Morris

Council Meeting 08-14 – May 13, 2008

(7) General Committee Meeting Report No. 08-22 Tuesday, May 6, 2008

**CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION FROM THE
GENERAL COMMITTEE MEETING NO. 08-22, TUESDAY, MAY 6, 2008**

(IX) NEW BUSINESS/GENERAL INFORMATION – COUNCILLORS

Moved by Councillor McRoberts Seconded by Councillor Collins-Mrakas

THAT a Notice of Reconsideration for the motion related to holding a by-election be accepted.

On a recorded vote the motion FAILED TO CARRY, as the required 2/3 majority was not achieved.

YEAS: 5 NAYS: 3

VOTING YEAS: Councillors Buck, Collins-Mrakas, Gaertner, McRoberts and Wilson

VOTING NAYS: Councillors Granger, MacEachern and Mayor Morris

8. CS08-020 – Vacancy Office of Councillor

Moved by Councillor MacEachern Seconded by Councillor Granger

THAT the candidate that finished in 9th place in the 2006 election be appointed to fill the vacancy for the Office of Councillor; and

FURTHER THAT staff take the necessary steps to execute the appointment in a timely manner; and

THAT an appointing by-law be enacted.

On a recorded vote the motion was CARRIED.

YEAS: 5 NAYS: 3

VOTING YEAS: Councillors Gaertner, Granger, MacEachern, Wilson and Mayor Morris

VOTING NAYS: Councillors Buck, Collins-Mrakas and McRoberts

Moved by Councillor MacEachern Seconded by Councillor Granger

THAT by-law 5031-08.C, being a by-law to Appoint Mr. John Gallo to fill the Vacancy for the Office of Councillor, be given 1st, 2nd and 3rd readings, and enacted:

On a recorded vote the motion CARRIED.

YEAS: 6 NAYS: 2

VOTING YEAS: Councillors Gaertner, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAYS: Councillors Buck and Collins-Mrakas

Council Meeting 08-15 – May 27, 2008

3. Recommendation from Closed Session

Re: Westhill Redevelopment Company Limited

Part Lot 12, Conc. EYS and Part Lots 11 and 12, Conc. 3, EYS

Files D09-04-00, D14-12-00 and D07-03-00A

OMB Case File PL030997

OMB File No. O030373, Z030149 and S030085

Moved by Councillor Gaertner

Seconded by Councillor Wilson

THAT Council directs its Solicitor to support the Leave to Appeal application brought by McCutcheon et al to the Divisional Court, and should leave be granted, to support the resulting appeal seeking a Consolidated Hearing before the Joint Board.

On a recorded vote the motion was CARRIED

YEAS: 6 NAYS: 2

VOTING YEAS: Councillors Collins-Mrakas, Gaertner, Granger, McRoberts, Wilson and Mayor Morris

VOTING NAYS: Councillor Buck, Councillor Gallo abstained from participating in the vote as he was not a member of Council at the time that this matter was discussed in closed session, therefore this constitutes a negative vote.

Councillor MacEachern was absent.

Public Planning Meeting 08-16 – May 28, 2008

1. PL08-053 – Application to Amend the Zoning By-law

Coland Developments Inc.

Lots 6 and 7, Part of Lots 2, 3, 4 and 5

Part of Reserved Part of Centre Street

Registered Plan 231

230 Wellington Street East

File D14-05-08

Moved by Councillor MacEachern

Seconded by Councillor Gaertner

THAT the application from Coland Developments Inc. for rezoning be approved in principle, subject to the resolution of the outstanding issues, specifically the Town-owned unopened road allowance, the connection to the school driveway, and review of at least the first site plan submission; and

THAT staff provide a detailed report regarding the unopened road allowance.

On a recorded vote the resolution was CARRIED.

YEAS: 6

NAYS: 3

VOTING YEAS: Councillors Gaertner, Gallo, Granger, MacEachern, Wilson and Mayor Morris

VOTING NAYS: Councillors Buck, Collins-Mrakas and McRoberts

Council Meeting 08-17 – June 10, 2008

1. General Committee Meeting Report No. 08-25 Tuesday, June 3, 2008

CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION FROM THE GENERAL COMMITTEE MEETING NO. 08-25, TUESDAY, JUNE 3, 2008

(6) PL08-056 – Proposed Alterations to the Wellington Street Centre Median between John West Way and Bayview Avenue, Associated with an Application for Site Plan Approval
15320 Bayview Avenue Holdings Limited
15320 Bayview Avenue, Aurora
File D11-03-07

Moved by Councillor Wilson

Seconded by Councillor Granger

THAT Council support a full-turns signalized intersection along Wellington Street, designed in accordance with the design parameters outlined by the Region of York, with all costs at the expense of the proponent; and

THAT the Region of York be informed of the Town's position with respect to the proposal by 15320 Bayview Avenue Holdings Limited (with respect to a full-turns intersection).

On a recorded vote, as the result of a tie, the motion was DEFEATED.

YEAS: 4 NAYS: 4

VOTING YEAS: Councillors Collins-Mrakas, Granger, Wilson and Mayor Morris

VOTING NAYS: Councillors Buck, Gaertner, MacEachern and McRoberts

Councillor Gallo did not vote, due to a declared interest in this item.

Moved by Councillor Buck

Seconded by Councillor MacEachern

THAT the proposal by 15320 Bayview Avenue Holdings Limited for a full-turns intersection on Wellington Street from the lands known municipally as 15320 Bayview Avenue, resulting in changes to the centre median and landscaping along Wellington Street from Bayview Avenue to John West Way, not be supported.

On a recorded vote, as the result of a tie, the motion was DEFEATED.

YEAS: 4 NAYS: 4

VOTING YEAS: Councillors Buck, Gaertner, MacEachern and McRoberts

VOTING NAYS: Councillors Collins-Mrakas, Granger, Wilson and Mayor Morris

Councillor Gallo did not vote, due to a declared interest in this item.

Moved by Councillor Buck

Seconded by Councillor MacEachern

THAT to facilitate the proposal by 15320 Bayview Avenue Holdings Limited to achieve enhanced access to the subject lands, a right-in/right-out access from Bayview Avenue be approved in addition to the right-in/right-out access from Wellington Street.

On a recorded vote the motion was CARRIED.

YEAS: 7 NAYS: 1

VOTING YEAS: Councillors Buck, Gaertner, MacEachern, McRoberts, Collins-Mrakas, Granger and Mayor Morris

VOTING NAYS: Councillor Wilson

Councillor Gallo did not vote, due to a declared interest in this item.

Moved by Councillor Buck

Seconded by Councillor MacEachern

THAT the Region of York be informed of the Town's position with respect to the proposal by 15320 Bayview Avenue Holdings Limited (with respect to a full-turns intersection).

On a recorded vote the motion was CARRIED.

YEAS: 7 NAYS: 1

VOTING YEAS: Councillors Buck, Gaertner, MacEachern, McRoberts, Collins-Mrakas, Granger and Mayor Morris

VOTING NAYS: Councillor Wilson

Councillor Gallo did not vote, due to a declared interest in this item.

(8) PL08-058 – Application for Site Plan Approval
1207309 Ontario Inc. (Magna)
Concession 2 E.Y.S. Part Lots 19 and 20
File D11-02-08

Moved by Councillor MacEachern Seconded by Councillor Collins-Mrakas

THAT report PL08-058 be received as information; and

THAT staff continue to work with the applicant to resolve all outstanding issues and the submission of all fees and securities; and

THAT staff report back to Council once these issues are dealt with.

On a recorded vote the motion was CARRIED UNANIMOUSLY.

YEAS: 9 NAYS: 0

VOTING YEAS: Councillors Buck, Gaertner, Gallo, MacEachern, McRoberts, Collins-Mrakas, Granger, Wilson and Mayor Morris

VOTING NAYS:

Council Meeting 08-18 – June 24, 2008

7. Memorandum from the CAO

Re: Ontario Power Authority Request for Proposals - Local Municipal Responses

Moved by Councillor MacEachern

Seconded by Councillor McRoberts

WHEREAS, input to the Ontario Power Authority (OPA), Request for Proposal (RFP) process is due prior to June 30, 2008, and it is imperative that Council communicate the Town's position indicating whether the Town of Aurora is a willing host or is not a willing host for the construction of a 350 MW Gas Powered Generation Power Plant to be located in the Town of Aurora; and

WHEREAS, there are at least two proponents that have expressed interest in constructing a 350 MW Gas Powered Generation Power Plant in the Town of Aurora; and

WHEREAS, the proponent of the 2nd site, at this time, wishes to retain confidentiality of both their company name and their selected site, but have agreed to permit the CAO for the Town of Aurora to inform Members of Council of their site location and their company name, and as of yesterday this is now known to Members of Council; and

WHEREAS, the OPA may view a non-decision of Council, on this issue, as a willingness to accept a 350 MW Gas Powered Generation Power Plant to be constructed on one of the proposed sites in the Town of Aurora; and

WHEREAS, the OPA procurement process gives points if the site is located within a willing host municipality; and

WHEREAS, a coal powered plant is incredibly polluting, yet based on publications put out by the OPA, the proposed 350 MW Gas Powered Generation Power Plant will generate as much as 40% of the pollutants generated by a coal powered plant; and

WHEREAS, the two sites proposed in Aurora as the future location for a 350 MW Gas Powered Generation Power Plant are in close proximity to established residential neighbourhoods; and

WHEREAS, it has been intimated that if Council does not welcome the construction of the Power Plant, the alternative for Aurora will be overhead high voltage power lines; and

WHEREAS, EMF's continue to pose health concerns to both the residents in our community and the experts in the health field:

THEREFORE BE IT RESOLVED THAT the Town of Aurora does not support construction of a 350 MW Gas Powered Generation Power Plant in either site that has been selected within the Town of Aurora through the OPA RFP process by Northland Power Inc. or Company "X"; and further THAT the Council of the Town of Aurora re-affirms the previously held position that any new 230 KV feeders be underground through any urban designated lands; and

THAT a copy of the resolution shall be sent to the Minister of the Environment, Ontario Energy Board, the Regional Municipality of York and the OPA.

On a recorded vote the motion was CARRIED.

YEAS: 8 NAYS: 1

VOTING YEAS: Councillors Gaertner, Gallo, MacEachern, McRoberts, Collins-Mrakas, Granger, Wilson and Mayor Morris

VOTING NAYS: Councillor Buck

Public Planning Meeting 08-19 – June 25, 2008

1. PL08-072 - Zoning By-law Amendment Application
Monopoli Holdings Inc.
144 Wellington Street East
Plan 107, Part of Lots 4 and 5
File D14-07-08

Moved by Councillor MacEachern

Seconded by Councillor Wilson

THAT the zoning by-law amendment application be approved; and

THAT staff prepare a site specific by-law for the existing structure, with business/professional offices being allowed, and retail uses to a maximum of 49% of the building's gross floor area; and

THAT residential use be permitted on the second floor only; and

THAT medical use be excluded; and

THAT the approval be subject to the resolution of outstanding issues.

On a recorded vote the resolution was CARRIED.

YEAS: 8

NAYS: 1

VOTING YEAS: Councillors Collins-Mrakas, Gaertner, Gallo, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAYS: Councillor Buck

Council Meeting 08-20 – July 15, 2008

5. FS08-030 – Strategic and Business Plan, Aurora Heritage Centre

Moved by Councillor MacEachern

Seconded by Councillor Gaertner

- 1) THAT the name of the Aurora Heritage Centre be changed to Church Street School Cultural Centre; and
- 2) THAT the mission of the Cultural Centre be “community engagement through arts, culture and heritage programming and promotion” ; and
- 3) THAT the Town establish a non-profit corporation to operate the Church Street School Cultural Centre; and
- 4) THAT the Town enter into binding agreements with the Non-profit Corporation for the Provision of Cultural Services, Occupancy Agreement, and an Asset Management Agreement; and
- 5) THAT the Town hire interim administrative support until the Corporation is established and appropriate staff can be hired; and
THAT the funds for this position be taken from the 2008 budget established for this operation; and
- 6) THAT the Town proceed with the recruitment of Program Director for the Church Street School Cultural Centre so that the resumes are available to the new board upon appointment; and
- 7) THAT, starting in 2009 budget year, the Town provide, annually, base funding in the amount of \$340,000 and a building operations budget of \$143,000; and
THAT the base funding be increased annually by the lesser of the annual rate of inflation or 3%; and
- 8) THAT the Town of Aurora provide the non-profit corporation a one time \$50,000 grant to be paid out upon proof of matching corporate donations; and

9) THAT the Town adopt this Strategic and Business Plan as the Guiding Framework for the development of a Cultural Centre.

AMENDMENT: Upon the question of the adoption of the resolution, it was:

Moved by Councillor McRoberts Seconded by Councillor Collins-Mrakas

THAT the list of "Strategies for Success" on page 7 of the Strategic and Business Planning Study for the Aurora Heritage Centre, include an additional point as follows:

16. Collection Care

CARRIED

AMENDMENT: Upon the question of the adoption of the resolution, it was:

Moved by Councillor McRoberts Seconded by Councillor MacEachern

THAT the second recommendation on page 16 be amended to read as follows:

Recommendation

The mission of the Arts and Cultural Centre will be to reflect and interpret the past, present and future of Aurora through creative **expression**.

CARRIED

On a recorded vote, the main motion was CARRIED AS AMENDED.

YEAS: 8 NAYS: 1

VOTING YEAS: Councillors Gaertner, Gallo, MacEachern, McRoberts, Collins-Mrakas, Granger, Wilson and Mayor Morris

VOTING NAYS: Councillor Buck

Council Meeting 08-21 – July 22, 2008

V CLOSED SESSION

Moved by Councillor Granger

Seconded by Councillor MacEachern

THAT Council resolve into a Closed Session to consider the following matters, 7:10 p.m.:

Legal Matter – Authorization of Bulkhead Payment and Bondfield Claim at Stronach Aurora Recreation Centre

Property Matter – Leslie St. Lands

Legal Matter – Tax Registration of Properties

Legal Matter – Dical Property

Personal Matter – Correspondence from Special Events Committee

Legal Matter – Legal Opinion from J. Murray Davidson of PMLaw

Personal Matter – Staff for Aurora Heritage Centre

Property Matter – Trails Sub-committee proposed land acquisition

Personal Matter – Staff modification Planning Dept.

Legal Matter – Disposition of Unopened Park Street

Personal Matter – Correspondence from Councillor Collins-Mrakas

On a recorded vote, the motion was CARRIED UNANIMOUSLY

YEAS: 9 NAYS: 0

VOTING YEAS: Councillors Buck, Gaertner, Gallo, MacEachern, McRoberts, Collins-Mrakas, Granger, Wilson and Mayor Morris

VOTING NAYS: None

Council Meeting 08-22 – August 12, 2008

XIII NEW BUSINESS/GENERAL INFORMATION - COUNCILLORS

Moved by Councillor McRoberts

Seconded by Councillor Wilson

THAT Council approve re-consideration of the matter pertaining to access into the Aurora Gateway Centre at Bayview Avenue and Wellington Street East.

On a recorded vote the resolution was CARRIED.

YEAS: 6 NAYS: 1

VOTING YEAS: Councillors Gaertner, Gallo, Granger, McRoberts, Wilson and Mayor Morris

VOTING NAYS: Councillor MacEachern

Councillors Buck and Collins-Mrakas were not in attendance.

Council Meeting 08-24 – September 9, 2008

X CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

1. General Committee Meeting Report No. 08-29 Tuesday, September 2, 2008

CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION FROM THE GENERAL COMMITTEE MEETING NO. 08-29, TUESDAY, SEPTEMBER 2, 2008

(8) PW08-034 – Parking Lot Lighting – Mosaics Condominium and Canadian Tire Corporation

Moved by Councillor MacEachern

Seconded by Councillor Granger

THAT Council approve the recommendation to accept the maintenance and operating costs for three (3) street lights in the Canadian Tire parking lot to service residents of the Mosaics Community – York Region Condominium Corporation No. 920; and

THAT Council direct staff to develop an agreement with Canadian Tire Corporation to acknowledge the transfer of responsibility; and

THAT works not proceed until an agreement has been finalized.

On a recorded vote the motion was CARRIED.

YEAS: 6 NAYS: 3

VOTING YEAS: Councillors Gaertner, Gallo, Granger, MacEachern, Wilson and Mayor Morris

VOTING NAYS: Councillors Buck, Collins-Mrakas and McRoberts

Council Meeting 08-25 – September 23, 2008

X CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

10. Correspondence from Ms Elizabeth Crowe, Chair of the York Catholic District School Board
Re: Request Waiving of Cash-in-Lieu of Parkland Dedication Fee
(Added Item); and

1. General Committee Meeting Report No. 08-30 Tuesday, September 16, 2008

CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION FROM THE GENERAL COMMITTEE MEETING NO. 08-30, TUESDAY, SEPTEMBER 16, 2008

(14) ADM08-012 – York Catholic District School Board
Request for Exemption to pay Cash-in-Lieu of Parkland
St. Maximillian Kolbe Secondary School
278 Wellington Street East, File D11-18-07

Moved by Councillor Buck

Seconded by Councillor Collins-Mrakas

THAT the letter from the York Catholic District School Board be received;
and

THAT Council concur with the request to form a committee to formalize a relationship between the York Catholic District School Board and the Town of Aurora to best serve the needs of the residents of Aurora and students of the new school.

On a recorded vote the motion was CARRIED.

YEAS: 5 NAYS: 4

VOTING YEAS: Councillors Buck, Collins-Mrakas, MacEachern, Wilson and Mayor Morris

VOTING NAYS: Councillors Gaertner, Gallo, Granger and McRoberts

Moved by Councillor MacEachern

Seconded by Councillor Granger

THAT the request from York Catholic District School Board for an exemption to pay cash-in-lieu of parkland to the Town in the amount of \$413,553.95 as required in accordance with the Site Plan Agreement, respecting the construction of a secondary school be denied; and

THAT the York Catholic District School Board be required to pay the prescribed cash-in-lieu of parkland to the Town prior to the issuance of the building permit in accordance with the Town's By-law 4291-01.F respecting Parkland Dedication/Cash-in-lieu of Parkland Dedication.

On a recorded vote the motion was CARRIED.

YEAS: 8 NAYS: 1

VOTING YEAS: Councillors Collins-Mrakas, Gaertner, Gallo, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAYS: Councillor Buck

9. Correspondence from Mr. Prakash David of Smart Centres

Re: PL08-038—Site Plan Application, Whitwell Developments Ltd. (Smart Centres Phase II) File D11-15-07
(Added Item)

Moved by Councillor Wilson

Seconded by Councillor Buck

THAT the request from Smart Centres be supported; and

THAT the Mayor and Clerk be authorized to sign the site plan agreement when it is ready.

On a recorded vote the motion was CARRIED.

YEAS: 7 NAYS: 2

VOTING YEAS: Councillors Buck, Collins-Mrakas, Gaertner, MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAYS: Councillors Gallo and Granger

6. **Correspondence from Stantec Consulting Ltd.**

Re: Northland Power Inc. - Proposed Town of Aurora Peaking Generation Station - Notice of Second Public Information Session

Moved by Councillor MacEachern

Seconded by Councillor Gaertner

THAT staff include within the report options for deferring the applications until after the Ontario Power Authority's cut-off date of October 30, 2008.

On a recorded vote the motion was CARRIED.

YEAS: 7 NAYS: 2

VOTING YEAS: Councillors Gallo, Granger, Gaertner, MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAYS: Councillors Buck and Collins-Mrakas

Council Meeting 08-26 – October 14, 2008

7. **Motion from Councillor Collins-Mrakas**

Re: Code of Conduct Information Session

Moved by Councillor Collins-Mrakas

Seconded by Councillor Buck

WHEREAS, by a majority decision of Council, Aurora Town Council adopted a Code of Conduct for members of Council, Advisory Committees and applicable Board(s); and

WHEREAS given the implications and importance of the Code of Conduct, it is essential that all members of Council, Advisory Committees, applicable Board(s) and the general public be provided with the necessary resources to have a thorough understanding of the meaning and uses of the Code of Conduct;

THEREFORE BE IT RESOLVED THAT an ***optional*** education session in the form of a Special General Committee meeting be held in the immediate future; and

THAT the education session shall be in regards to the Code of Conduct and its uses, meaning, implications, applications and operationalization; ***and***

THAT the educational session be held prior to a scheduled Tuesday evening meeting of Council or General Committee.

On a recorded vote the motion was CARRIED UNANIMOUSLY.

YEAS: 9 NAYS: 0

VOTING YEAS: Councillors Buck, Gaertner, Gallo, MacEachern, McRoberts, Collins-Mrakas, Granger, Wilson and Mayor Morris

VOTING NAYS: None

Council Meeting 08-29 – November 10, 2008

X CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

2. General Committee Meeting Report No. 08-37 Tuesday, November 4, 2008

CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION FROM THE
GENERAL COMMITTEE MEETING NO. 08-37, TUESDAY, NOVEMBER 4, 2008

(4) FS08-049 – Church Street School Cultural Centre Payment to Aurora Historical Society

THAT report FS08-049 be received; and

THAT Council approve the payment of \$10,000 to the Aurora Historical Society for services performed by the Aurora Historical Society staff.

On a recorded vote the motion was CARRIED.

YEAS: 8 NAYS: 1

VOTING YEAS: Councillors Collins-Mrakas, Gaertner, Gallo, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAYS: Councillor Buck

Councillor McRoberts, having previously declared an interest in item 2(5), did not take part in the discussion or the vote called for in this regard.

(5) PW08-043 – Northeast Quadrant Traffic Calming Post-Implementation Monitoring Report

Moved by Councillor Collins-Mrakas Seconded by Councillor Gaertner

THAT pages 23 to 27 from report PW08-043 - Appendix "A" - Northeast Quadrant Post-Implementation Monitoring Report, Dillon Consulting limited, October 2008, be posted on the Town's website.

On a recorded vote the motion was CARRIED.

YEAS: 7 NAYS: 1

VOTING YEAS: Councillors Collins-Mrakas, Gaertner, Gallo, Granger, MacEachern, Wilson and Mayor Morris

VOTING NAYS: Councillor Buck

Councillor McRoberts abstained from voting.

Moved by Councillor Gaertner

Seconded by Councillor MacEachern

THAT report PW08-043 be received; and

THAT the recommendations of the Post-Implementation Monitoring Report be referred to a Traffic Safety Advisory Committee meeting.

On a recorded vote the motion was CARRIED.

YEAS: 7 NAYS: 1

VOTING YEAS: Councillors Collins-Mrakas, Gaertner, Gallo, Granger, MacEachern, Wilson and Mayor Morris

VOTING NAYS: Councillor Buck

Councillor McRoberts abstained from voting.

Moved by Councillor Collins-Mrakas

Seconded by Councillor Gaertner

THAT staff be directed to proceed with the installation of speed cushions on Mark Street, as recommended in the report.

On a recorded vote the motion was CARRIED.

YEAS: 6 NAYS: 2

VOTING YEAS: Councillors Gaertner, Gallo, Granger, MacEachern, Wilson and Mayor Morris

VOTING NAYS: Councillors Buck and Collins-Mrakas

Councillor McRoberts abstained from voting.

Councillor Collins-Mrakas, having previously declared an interest in item 8(1) and 8(4), did not take part in the discussion or the vote called for in this regard.

8. Adoption of Recommendations from Closed Session Meeting of October 28, 2008

Moved by Councillor Gallo

Seconded by Councillor McRoberts

THAT the recommendation from the Closed Session Meeting held on October 28, 2008 regarding the following matter be approved:

Labour Relations Matter – Job Evaluation Process

On a recorded vote the motion was CARRIED.

YEAS: 8 NAYS: 1

VOTING YEAS: Councillors Collins-Mrakas, Gaertner, Gallo, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAYS: Councillor Buck

Moved by Councillor Collins-Mrakas Seconded by Councillor McRoberts

THAT the recommendations from the Closed Session Meeting held on October 28, 2008 regarding the following matter be approved:

Legal Matter – Solicitor Opinion Regarding Telephone Logs

THAT the Director of Corporate Services be requested to place the following statement on the next Council agenda:

During this term of Council it was discovered that the former Mayor monitored the telephone logs that listed all incoming and outgoing calls made to/from each member of Council for the period from September 2004 to October 31, 2006;

Since that time however, a policy has been adopted by Council to ensure such occurrence is not repeated.

On a recorded vote the motion was CARRIED.

YEAS: 8 NAYS: 1

VOTING YEAS: Councillors Collins-Mrakas, Gaertner, Gallo, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAYS: Councillor Buck

Council Meeting 08-30 – November 25, 2008

XI CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

1. General Committee Meeting Minutes No. 08-38 Tuesday, November 18, 2008

CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION FROM THE
GENERAL COMMITTEE MEETING NO. 08-38, TUESDAY, NOVEMBER 18, 2008

**(7) PW08-047 – Implementation of a Snow Windrow Clearing Program for
Seniors and Physically Challenged Residents**

Moved by Councillor MacEachern Seconded by Councillor McRoberts

THAT the Town of Aurora provide the snow windrow clearing program at full cost recovery for \$70 per household; and

THAT Council direct staff to report back in the Spring of 2009 on the programs successes and challenges; and

THAT, when the program is reviewed in the Spring of 2009, the options of outsourcing the entire program to an external contractor with no Town involvement, and delivering the program through a tendering process, be considered; and

THAT staff be directed to review the 40 “hot spots” indentified; and

THAT windrow clearing requests from residents be referred to Neighbourhood Network for volunteer services; and

THAT local high school students be encouraged to fulfil their volunteer requirements through offering windrow clearing to seniors; and

THAT the Director of Public Works send a letter to all local high school principals, requesting that a program be set up for students to offer windrow clearing in order to fulfill volunteer requirements.

**AMENDMENT: Upon the question of the adoption of the
recommendation, it was:**

Moved by Councillor Collins-Mrakas

Seconded by Councillor Wilson

THAT, when the program is reviewed in the Spring of 2009, the options of outsourcing the entire program to an external contractor with no Town involvement, delivering the program through a tendering process, ***and opportunities to deliver the program, at no cost to the recipients of the service, in future years be considered;*** and

CARRIED

Moved by Councillor Collins-Mrakas **Seconded by Councillor MacEachern**

THAT the following recommendation be **deleted** from the motion:

“THAT windrow clearing requests from residents be referred to Neighbourhood Network for volunteer services; and”

CARRIED

On a recorded vote the main motion was CARRIED AS AMENDED.

YEAS: 8 NAYS: 1

VOTING YEAS: Councillors Collins-Mrakas, Gaertner, Gallo, Granger,
MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAYS: Councillor Buck

**8. BA08-010 - Building Permit Fee - Aurora Sports Dome
ADDED ITEM**

Moved by Councillor Wilson **Seconded by Councillor MacEachern**

received for information; and

made available as a grant and be taken from

On a recorded vote the motion

Seconded by Councillor MacEachern

THAT report BA08-010 - Building Permit Fee - Aurora Sports Dome, be received for information; and

THAT the funds for the building permit fee for the Aurora Sports Dome be made available as a grant and be taken from the Capital Reserve Fund.

On a recorded vote the motion was CARRIED.

YEAS: 8 NAYS: 1

VOTING YEAS: Councillors Collins-Mrakas, Gaertner, Gallo, Granger,
MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAYS: Councillor Buck

7. **Memorandum from the Acting Town Solicitor**

Re: Refusal by a Member of Council to Sign the Code of Conduct
Governing Council Members

Moved by Councillor Wilson

Seconded by Councillor MacEachern

THAT the memorandum be received for information.

On a recorded vote the motion was CARRIED UNANIMOUSLY.

YEAS: 9 NAYS: 0

VOTING YEAS: Councillors Buck, Gaertner, Gallo, MacEachern, McRoberts, Collins-Mrakas, Granger, Wilson and Mayor Morris

VOTING NAYS: None

Council Meeting 08-32 – December 9, 2008

5. **FS08-055 – Ridgewood Condominium Request for Development Charge Deferral**

Moved by Councillor MacEachern

Seconded by Councillor McRoberts

THAT report FS08-055 be received; and

THAT Council recommend there be no deviation from the current practice.

On a recorded vote the motion was CARRIED.

YEAS: 7 NAYS: 1

VOTING YEAS: Councillors Collins-Mrakas, Gaertner, Gallo, Granger, MacEachern, McRoberts, Mayor Morris

VOTING NAYS: Councillor Wilson

4. **FS08-054 – Church Street School Cultural Centre**

Moved by Councillor Granger

Seconded by Councillor McRoberts

THAT the Town play an active role in supporting the setting up of a non-profit corporation per the Business Corporations Act to be known as the Church Street School Cultural Centre; and

THAT Council approve a grant of \$9,000 for the costs of incorporating the Church Street School Cultural Centre; and

THAT the funds for incorporation be dispersed upon the approval of the Director of Finance/Treasurer.

On a recorded vote the motion was CARRIED.

YEAS: 6 NAYS: 2

VOTING YEAS: Councillors Gaertner, Gallo, Granger, MacEachern, McRoberts, Mayor Morris

VOTING NAYS: Councillors Collins-Mrakas and Wilson

XIII READING OF BY-LAWS

Moved by Councillor MacEachern

Seconded by Councillor McRoberts

THAT the following listed by-laws be given 1st, 2nd and 3rd readings, and enacted:

Moved by Councillor MacEachern

Seconded by Councillor Wilson

5096-08.H BEING A BY-LAW to appoint a Chief Administrative Officer and to establish the duties and responsibilities thereof.
(Appoint – Neil Garbe)

On a recorded vote the motion was CARRIED UNANIMOUSLY.

YEAS: 9 NAYS: 0

VOTING YEAS: Councillors Buck, Gaertner, Gallo, MacEachern, McRoberts, Collins-Mrakas, Granger, Wilson and Mayor Morris

VOTING NAYS: None

2009 RECORDED VOTES

Public Planning Meeting 09-02 – January 28, 2009

1. **PL09-018 – Applications to Amend the Official Plan and Zoning By-law**
P.A.R.C.E.L Inc.
Plan M-42 Block B & Part of Block A
Official Plan Amendment File D09-03-08
Zoning By-law Amendment File D14-14-08

Moved by Councillor MacEachern *Seconded by Councillor Gaertner*

THAT the application be denied.

On a recorded vote the motion was CARRIED UNANIMOUSLY.

YEAS: 8 NAYS: 0

VOTING YEAS: Councillors Collins-Mrakas, Councillor Gaertner, Granger, MacEachern, Gallo, McRoberts, Wilson and Mayor Morris

VOTING NAYS: None

Councillor Buck was absent.

Council Meeting 09-04 – February 24, 2009

8. **Memorandum from Mayor Phyllis Morris**
Re: 2009 Proclaimed as the Year of Business Initiative in Aurora
(ADDED ITEM)

Moved by Mayor Morris *Seconded by Councillor MacEachern*

WHEREAS Aurora is a community known for its innovative, diverse and world class businesses that contribute to the Town's appeal, sustainability and quality of life, and provide jobs for Aurora residents and revenue for the Town; and

WHEREAS the sustainability of the Town of Aurora is based on the foundations of a strong Business sector, a vibrant Arts, Culture and Heritage sector, and an active Sports and Leisure sector; and

WHEREAS the Town of Aurora believes it is important to the quality of life for Aurora residents to be able to work where they live, and it is also an environmentally responsible objective; and

WHEREAS the Town of Aurora believes it can help create and retain local jobs by providing a supportive business environment with a focus on local businesses and economic development; and

WHEREAS members of Council of the Town of Aurora recognize the benefits and contributions provided by Aurora businesses; and

WHEREAS Goal A of the Town of Aurora's Strategic Plan is to "Foster and enhance a strong and stable economy consistent with the attributes of a sustainable community"; and

WHEREAS the objectives of Goal A of the Town of Aurora's Strategic Plan include developing economic opportunities to aid the growth and progress of Aurora as a desirable place in which to do business; supporting the growth of a variety of businesses; increasing the quantity and diversity of employment opportunities in Aurora to enhance the ability of Aurora residents to work in their community; and to promote efforts to reduce commuting through local economic initiatives; and

WHEREAS Aurora's business community is represented by a strong and vibrant Aurora Chamber of Commerce, established in 1910, and now with nearly 900 individual members, that advocates on behalf of members, and supports the community through its numerous public events such as the annual Home Show, the Yonge Street Festival, and Business Awards Dinner; and

WHEREAS Aurora business leaders have demonstrated philanthropic leadership through their participation in, and leadership of, many service and sports organizations; and

WHEREAS Aurora today is home to approximately 1,200 companies employing more than 13,635 people; and

WHEREAS Aurora's business has deep roots in the community and can trace its heritage to the initiative of merchants such as Richard Machell and Charles Doan who established stores in the mid-1800s; and in the 1850s when creeks and mill pond and newly-established railway line ensured the community's prosperity and local industries included a flour mill, a potash works, a planning mill, a tannery, a carriage factory and a rope factory; and

WHEREAS Aurora's industry continued to grow and included notable firms such as Aurora Flouring Mills, producing "Canada's Finest Pastry Flour;" J. Fleury's Sons, a manufacturer of innovative ploughs and agricultural implements that helped open Canada's west to agriculture and Aurora's largest employer at the beginning of the last century; and T. Sisman Shoe Factory which moved to Town in 1910; and Collis Leather Company located on Tannery Creek; and notable retail merchants including Caruso & Company (Mary's Flower Shop), which has been operated by the Caruso family since it opened in historic downtown Aurora in 1913; Thompson's Fine Furniture and Interiors (1921); Vic's Shoe Repair (1972); and Westview Golf Club (1957); and

WHEREAS business initiatives today have built on the tradition of innovation and adaptation to operate world class businesses, including the head offices and production plants of Magna International and Van-Rob, the Canadian head office of State Farm Insurance, printer Quebecor, Canada Law Book, GenPak LP, Bunn-O-Matic Corporation, Piramal Health Care Canada, Hallmark Cards, Avant Imaging and Information Management; and

WHEREAS business is drawn to Aurora in part by our talented residents who are eager to work where they live; and

WHEREAS many Aurora residents have shown individual initiative to start businesses in the Town because of its positive business climate and other important attributes; and

WHEREAS Aurora's success as a Town is closely linked to the success of its businesses; and

WHEREAS Aurora businesses are not immune to global economic challenges and require the support of all levels of government; and

WHEREAS the Town of Aurora is committed to working with the established business community to help ensure the retention and success of Aurora business to the extent that it can; and

WHEREAS Aurora Town Council is committed to bringing quality businesses to Aurora in order to help create quality jobs for Aurora residents and seeks to address the needs of entrepreneurs who want to start a business here; and

WHEREAS Council's Economic Development Advisory Committee has made recommendations to Mayor and Council about revitalizing the downtown core, attracting new business and retaining the businesses the Town is home to.

THEREFORE BE IT RESOLVED THAT on behalf of the Members of Council of the Corporation of the Town of Aurora, I, Mayor Phyllis M. Morris, do hereby proclaim **2009 as The Year of Business Initiative**, to celebrate business success and innovation in Aurora, and urge our Citizens, Town Staff, Council and Visitors to learn about and support local business; work to encourage local entrepreneurs and quality businesses to locate in our Town, and work to retain the quality businesses we have; thus ensuring Aurora continues to enjoy a world class community supported by world class business.

BE IT FURTHER RESOLVED that as part of **The Year of Business Initiative** the Town is focusing its economic development activities on revitalizing the downtown core, beginning with the *Yonge/Wellington Corridor Study*; continue to work with the Aurora Chamber of Commerce to support local business; provide a series of *Education Initiatives* to support small and medium sized business in cooperation with the York Small Business Enterprise Centre; undertake a *Mayor's Roundtable on Business*, and create a *Business Retention Strategy*, as well as other initiatives to be announced throughout the year.

On a recorded vote the motion was CARRIED UNANIMOUSLY.

YEAS: 8 NAYS: 0

VOTING YEAS: Councillors Collins-Mrakas, Gaertner, Gallo, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAYS: None

Councillor Buck was absent.

Special Council Meeting 09-06 – March 3, 2009

1. **Correspondence from Coffey Geotechnics**
Re: PW09-010 – Ridgewood Condominium Tieback Encroachment Agreement

Moved by Councillor Wilson Seconded by Councillor Collins-Mrakas

THAT the Mayor and Town Clerk be authorized to execute an encroachment agreement with The Rockport Group for the Ridgewood Condominium Development on 105 John West Way.

On a recorded vote the motion was CARRIED UNANIMOUSLY.

YEAS: 9 NAYS: 0

VOTING YEAS: Councillors Buck, Collins-Mrakas, Gaertner, Gallo, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAYS: None

Council Meeting 09-07 – March 24, 2009

14. FS09-014 - Church St. School Cultural Services Agreement

Moved by Councillor MacEachern

Seconded by Councillor Granger

THAT Council Report No. FS09-014 be received; and

THAT the Mayor and Clerk be authorized to sign a Lease for the use of Church Street School with Church Street School Cultural Centre Inc.; and

THAT the Mayor and Clerk be authorized to sign a Contract for the provision of Cultural Services with the Church Street School Cultural Centre Inc.; and

THAT \$113,000 of the 2009 budget of \$226,666 be paid to Church Street School Cultural Centre Inc. upon the signing of these agreements and approval of the 2009 budget; and

THAT the balance of 2009 budget, when approved, in the amount of \$113,666 be paid to the Church Street School Cultural Centre Inc. in two equal instalments on July 1, 2009 and October 1, 2009; and

THAT the Mayor and Clerk be authorized to sign an agreement for the provision of the 2008 One Time Special Grant of \$50,000 payable upon proof of matching funding to the Church Street School Cultural Centre Inc.

AMENDMENT: Upon the question of the adoption of the resolution, it was:

Moved by Councillor MacEachern

Seconded by Councillor Buck

THAT the Mayor and Clerk be authorized to sign the agreements, subject to a review by the Town Solicitor, Christopher Cooper; and

THAT, should the Solicitor find any areas of concern or the need of substantive revision, Council be notified and the matter be brought back to a Special Council meeting, if called for, prior to execution of the agreements; and

THAT a definition of the word "permit" be added to the definitions section of the Lease Agreement.

CARRIED

On a recorded vote the main motion was CARRIED UNANIMOUSLY, AS AMENDED.

YEAS: 9 NAYS: 0

VOTING YEAS: Councillors Buck, Collins-Mrakas, Gaertner, Gallo, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAYS: None

6. 2009 Final Operating and Capital Budget

Moved by Councillor Granger

Seconded by Councillor MacEachern

THAT an additional \$2,000 be allocated to the Canada Day Parade Budget raising the amount to \$10, 000; and

THAT the float cost revenue goes back into the Canada Day Parade budget; and

THAT the CAO ensure financial controls are in place through the appropriate departments, including authorization to raise funds, and that they are properly directed.

On a recorded vote the motion was CARRIED.

YEAS: 8 NAYS: 1

VOTING YEAS: Councillors, Collins-Mrakas, Gaertner, Gallo, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAYS: Councillor Buck

Moved by Councillor MacEachern

Seconded by Councillor Granger

THAT the 2009 Final Operating and Capital Budget for the Town of Aurora be adopted.

On a recorded vote the motion was CARRIED.

YEAS: 8 NAYS: 1

VOTING YEAS: Councillors, Collins-Mrakas, Gaertner, Gallo, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAYS: Councillor Buck

Council Meeting 09-10 – April 14, 2009

8. PW09-019 – Assumption of Three Street Lights to Service Residents of the Mosaics Community

Moved by Councillor Granger **Seconded by Councillor MacEachern**

Seconded by Councillor MacEachern

THAT Council authorize the Mayor and Town Clerk to execute the agreement between the Town of Aurora, the Canadian Tire Corporation and the York Region Condominium Corporation No. 920 to assume three (3) street lights to service residents of the Mosaics Community.

On a recorded vote the resolution was CARRIED.

YEAS: 6 NAYS: 3

VOTING YEAS: Councillors Gaertner, Gallo, Granger, MacEachern, Wilson and Mayor Morris

VOTING NAYS: Councillors Buck, Collins-Mrakas and McRoberts

III ADOPTION OF PREVIOUS MINUTES

**Special General Committee Budget Meeting Minutes 09-10
Monday, March 2, 2009**

**(2) Correspondence from Councillor Granger
Re: The Farmers' Market**

Moved by Councillor MacEachern **Seconded by Councillor Gaertner**

THAT Council approve the booking of the Town Park band-shell for eleven special events to be scheduled by the Farmers' Market; and

THAT the related fees be waived.

On a recorded vote the resolution was CARRIED.

YEAS: 8 NAYS: 1

VOTING YEAS: Councillors Collins-Mrakas, Gaertner, Gallo, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAYS: Councillor Buck

Public Planning Meeting 09-11 – April 22, 2009

1. **PL09-038 - Zoning By-law Amendment Application**

Vinder Holdings Inc.

15195 Leslie Street

Part of Lot 20, Concession 3, E.Y.S.

File: D14-04-08

Moved by Councillor MacEachern

Seconded by Councillor Gallo

THAT Council approve the applications in principle, as modified by staff, to include the following uses:

- Office and office/clinic medical (maximum size of clinic = 700m² GFA),
- Research and training facility,
- Printing, media and communication establishment,
- Day Nursery,
- Convenience Retail Store,
- Personal Service Shop,
- Private Club,
- Restaurant (maximum 290 m² GFA); and

THAT, subject to the submission of a site plan application to ensure development provisions are satisfactory, that an appropriate maximum gross floor area (GFA) is implemented for accessory and secondary uses and that the form and design of development is in keeping with the Business Park design objectives; and

THAT the drive-thru component be further reviewed at the site plan review stage, to determine whether it is an appropriate use at this site.

On a recorded vote the motion was CARRIED.

YEAS: 4 NAYS: 1

VOTING YEAS: Councillors Gallo, MacEachern, McRoberts and Mayor Morris

VOTING NAYS: Councillor Buck

Councillors Collins-Mrakas, Gaertner, Granger and Wilson were absent.

Council Meeting 09-14 – May 12, 2009

III OPEN FORUM

Ms Sher St. Kitts, volunteer and Chair of the Canada Day Parade Sub-Committee addressed Council to advise of her intent to lodge a formal undirected harassment complaint on behalf of the Canada Day Parade Sub-Committee and the Aurora Dream Team pertaining to Councillor Evelyn Buck and advised that she would provide a written submission when it has been formally prepared.

Moved by Councillor MacEachern

Seconded by Councillor Gallo

THAT Ms St. Kitts submit a copy of the comments to the Chief Administrative Officer and the Town Solicitor.

On a recorded vote the motion was CARRIED.

YEAS: 7 NAYS: 1

VOTING YEAS: Councillors Collins-Mrakas, Gallo, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAYS: Councillor Buck

Councillor Gaertner was absent.

Council Meeting 09-15 – May 26, 2009

Council Meeting Minutes of Tuesday, May 12, 2009

Moved by Councillor Collins-Mrakas

Seconded by Councillor Buck

THAT the Council minutes of Tuesday, May 12, 2009 be referred to staff so that they may review them in concordance with the tape of the meeting, and revise the minutes where appropriate.

On a recorded vote the motion was DEFEATED.

YEAS: 3 NAYS: 6

VOTING YEAS: Councillors Buck, Collins-Mrakas and Gaertner

VOTING NAYS: Councillors Gallo, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

Moved by Councillor Gallo

Seconded by Councillor Granger

THAT the Council minutes of Tuesday, May 12, 2009 be adopted as printed and circulated.

On a recorded vote the motion was CARRIED.

YEAS: 7 NAYS: 2

VOTING YEAS: Councillors Gaertner, Gallo, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAYS: Councillors Buck and Collins-Mrakas

1. General Committee Meeting Minutes, Tuesday, May 19, 2009

CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION FROM THE
GENERAL COMMITTEE MEETING NO. 09-17, TUESDAY, MAY 19, 2009

(22) FS09-028 – Development Charges Draft By-law – Update Report

and

9. Memorandum from the Director of Finance/Treasurer

Re: Development Charges – Consultation Update and Revised Rates

Moved by Councillor MacEachern

Seconded by Councillor Gallo

THAT the memorandum from the Director of Finance/Treasurer, regarding Development Charges – Consultation Update and Revised Rates, be received; and

THAT the Development Charges Background Study report, as presented at a Special Meeting of Council held May 6, 2009, be amended by the replacement of Appendix B.3 with the revised schedules as set out in this report, and that the amended Background Study be adopted by Council and:

- a) THAT Council hereby indicates that it intends to ensure that the increase in the need for services attributable to the anticipated development will be met, subject to sufficient development charge revenues being generated and other Town affordability criteria being met; and
- b) THAT Council hereby indicates its intent that the future excess capacity identified in the study shall be paid for by the development charges or other similar charges; and

- c) THAT Council hereby adopts the capital forecasts prepared in conjunction with the Development Charges Background Study for the Town of Aurora dated April 2009 for that purpose, subject to each project or undertaking set out therein being subject to annual operating and capital budget approval processes of the corporation; and
- d) THAT Council hereby determines that no further public meetings are required under Section 12 of the Act; and

THAT the transitional provisions proposed in staff report FS09-028 be incorporated into the draft development charges by-law prior to adoption; and

THAT the treatment of small townhouse units as discussed in staff report FS09-028 be incorporated into the draft development charges by-law prior to adoption; and

THAT the revised draft By-law #5139-09, being a by-law for the imposition of development charges be adopted to be effective June 8, 2009, and that By-law 4533-04.F be repealed on that same date; and

THAT, pending the outcome of the meeting on May 21, 2009 between the Director of Finance, the delegate and her client, staff be directed to make any changes to the draft Development Charges By-law and report back to Council; and

THAT Schedule B of the proposed draft By-law 5139-09, as presented by staff report FS09-028 to General Committee on May 19, 2009, be updated by substitution of the attached revised Schedule B, prior to its enactment; and

THAT the revised draft By-law 5139-09, being a by-law for the imposition of development charges, be adopted to be effective June 8, 2009; and

THAT By-law 4533-04.F be repealed effective June 8, 2009.

On a recorded vote the motion was CARRIED UNANIMOUSLY.

YEAS: 9 NAYS: 0

VOTING YEAS: Councillors Buck, Collins-Mrakas, Gallo, Gaertner, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAYS: None

2. **ADM09-008 – Proposed Stewart Burnett Park Senior Baseball Facility and**
5. **Memorandum from the Chief Administrative Officer**
Re: Item 2 - ADM09-008 – Proposed Stewart Burnett Park Senior Baseball Facility (Added Item)

Moved by Councillor McRoberts Seconded by Councillor Collins-Mrakas

THAT the Town proceed with the construction of a senior baseball facility, as well as the grading and servicing of the balance of the Stewart Burnett lands, minus the two enhancements of step-down dugouts and batting cage for the visitors, and that the construction be based on the most recent cost estimate of \$1,330,000.00 (for the whole project) minus \$73,000 (for enhancements) amounting to a total of \$1,257.000.

On a recorded vote the motion was DEFEATED.

YEAS: 4 NAYS: 5

VOTING YEAS: Councillors Buck, Collins-Mrakas, Gallo and McRoberts

VOTING NAYS: Councillors Gaertner, Granger, MacEachern, Wilson and Mayor Morris

Moved by Councillor MacEachern Seconded by Councillor Gaertner

THAT Option 3 be selected to proceed with the senior baseball facility with a basic design, to a total project cost upset limit of \$896,000.00 (excluding GST); and

THAT the 10% contingency be added to the amount, if it is not already included.

On a recorded vote the motion was CARRIED UNANIMOUSLY.

YEAS: 9 NAYS: 0

VOTING YEAS: Councillors Buck, Collins-Mrakas Gallo, Gaertner, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAYS: None

Council Meeting 09-18 – June 9, 2009

3. Motion Tabled by Councillor Buck

Re: Composition of Advisory Committees
(Notice Provided at May 19, 2009 General Committee Meeting)

Moved by Councillor Buck

Seconded by Councillor Collins-Mrakas

WHEREAS in Clause 238 (1) of the Municipal Act, under the heading of Procedure By-law, the definition of a committee is provided as follows:

‘committee’ means any advisory or other committee, or sub-committee or similar entity of which at least 50% of the members are also members of one or more councils or local boards;

AND WHEREAS the composition of several Town of Aurora advisory committees and sub-committees do not conform to regulation 238 (1) of the Municipal Act;

NOW THEREFORE BE IT HEREBY RESOLVED THAT staff be directed to advise Council of appropriate measures to bring the Town’s various advisory committees into line with government regulations forthwith.

On a recorded vote the resolution was DEFEATED.

YEAS: 2 NAYS: 7

VOTING YEAS: Councillors Buck and Collins-Mrakas

VOTING NAYS: Councillors Gaertner, Gallo, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

4. Motion Tabled by Councillor Buck

Re: Aurora Rotary Club/Canada Day Sub-Committee
(Notice Provided at May 12, 2009 Council Meeting)

Moved by Councillor Buck

Seconded by Councillor Collins-Mrakas

WHEREAS a social event held in March at the Aurora Legion was held in partnership, under the auspices of the municipality, through the Canada Day Sub-Committee of the Leisure Services Advisory Committee with the Aurora Rotary Club; and

WHEREAS, according to the substance of the March minutes of the Canada Day Sub-Committee, planning for the event and reporting after the event took place within the committee; and

WHEREAS a complete account of expenditures and proceeds have not been submitted for the record; and

WHEREAS the Chief Administrative Officer, Mr. Neil Garbe and the Director of Financial Services/Treasurer, Mr. **Dan** Elliott have been unable to determine a proper account of the matter;

NOW THEREFORE BE IT HEREBY RESOLVED THAT staff be directed to communicate with the Aurora Rotary Club with the objective of obtaining accounts pertaining to the event which **was** to support the July 1st Canada Day Parade.

On a recorded vote the resolution was DEFEATED.

YEAS: 2 NAYS: 7

VOTING YEAS: Councillors Buck and Collins-Mrakas

VOTING NAYS: Councillors Gaertner, Gallo, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

7. Adoption of Recommendations from Closed Session Meeting of June 3, 2009

Moved by Councillor MacEachern

Seconded by Councillor Gaertner

THAT the recommendations from the Closed Session meeting held on June 3, 2009 regarding the following matter be approved:

1. Litigation or Potential Litigation, including Matters before Administrative Tribunals, affecting the Municipality or Local Board

and reported out to Public Session June 3, 2009:

THAT Aird and Berlis be retained to represent the Town with respect to item 1 of the June 3, 2009 Closed Session agenda.

On a recorded vote the resolution was CARRIED.

YEAS: 6 NAYS: 3

VOTING YEAS: Councillors Gaertner, Gallo, Granger, MacEachern, Wilson and Mayor Morris

VOTING NAYS: Councillors Buck, Collins-Mrakas and McRoberts

Public Planning Meeting 09-19 – June 24, 2009

1. **PL09-052 – Application to Amend the Zoning By-law**
Richardson House Developments Inc.
(Bellwood Health and Wellness Centre)
14985 Leslie Street
Part of Lot 19, Concession 3, E.Y.S.
File D14-01-09

Moved by Councillor MacEachern

Seconded by Councillor Gaertner

THAT the application, as presented for the Bellwood Health & Wellness Centre use, be approved in principle, subject to the submission of a formal site plan application; and

THAT additional requested proposed category issues, requested by the applicant, be included on the site plan for consideration; and

THAT, failing inclusion of these proposed uses on the site plan, staff report back to Council with any options available that may address the expressed concerns relating to the comprehensive listing of uses included in the Business Park zone.

On a recorded vote the resolution was CARRIED.

Councillor McRoberts did not vote.

YEAS: 8 NAYS: 0

VOTING YEAS: Councillors Buck, Collins-Mrakas, Gaertner, Gallo, Granger, MacEachern, Wilson and Mayor Morris

VOTING NAYS: 0

Council Meeting 09-20 – June 25, 2009

II APPROVAL OF AGENDA

Moved by Councillor MacEachern

Seconded by Councillor Buck

THAT the agenda as circulated by the Corporate Services Department, with the following additional items, be approved:

- New Item 7 - Memo from the Director of Leisure Services
Re: Follow up to Direction Given by Council on June 9, 2009
Report LS09-027 - Pool Allocation Policy
- By-law 5151-09 – BEING A BY-LAW to adopt Official Plan
Amendment #70 – final version
- By-law 5154-09 – BEING A BY-LAW to appoint an Acting
Deputy Clerk for the Corporation of the
Town of Aurora (Kelly Gobbels)
- Additional Closed Session
1 Item - advice that is subject to solicitor-client privilege,
including communications necessary for that purpose

On a recorded vote the resolution was CARRIED UNANIMOUSLY.

YEAS: 8 NAYS: 1

VOTING YEAS: Councillors Collins-Mrakas, Gaertner, Gallo, Granger,
MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAYS: Councillor Buck

3. FS09-031 – Interim Operating Budget Forecast as at May 31, 2009

Moved by Councillor Wilson

Seconded by Councillor Gallo

THAT the overview of results of operations for the five month period through to May 31, 2009, and the forecast to end of year report from management, be received.

AMENDMENT: Upon the question of the adoption of the resolution, it was:

Moved by Councillor Wilson

Seconded by Councillor MacEachern

THAT the Director of Finance and the Town Solicitor prepare a report to Council which indicates, on an issue basis, the totals of the actual year to date and of the projected expenditures for the legal services line under the CAO's office.

CARRIED

On a recorded vote the resolution was CARRIED AS AMENDED.

YEAS: 9 NAYS: 0

VOTING YEAS: Councillors Buck, Collins-Mrakas, Gaertner, Gallo, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAYS: None

Council Meeting 09-21 – July 21, 2009

19. LS09-033 – Tender LS2009-61 Stewart Burnett Park Baseball Diamond

Moved by Councillor MacEachern

Seconded by Councillor Buck

THAT Council accept the low tender, submitted by S&F Excavating Limited in response to Tender LS2009-61 for the construction of the Stewart Burnett Park Senior Baseball Diamond in the amount of **\$951,000, which includes a home batting cage, plus G.S.T.; and**

THAT the budget be revised and excess funds returned to the source.

On a recorded vote the resolution was CARRIED UNANIMOUSLY.

YEAS: 9 NAYS: 0

VOTING YEAS: Councillors Buck, Collins-Mrakas, Gaertner, Gallo, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAYS: None

XIII CLOSED SESSION AGENDA
Rise & Report Public Session Resolution

Moved by Councillor Gaertner

Seconded by Councillor Granger

WHEREAS Council has reasonable and probable grounds for believing that Councillor Buck has breached the Town's Council Code of Conduct;

AND WHEREAS published comments made by Councillor Buck have been reviewed and have been determined by the Town's legal counsel and by Council to have the potential to cause harm to the Town and its staff;

AND WHEREAS the Town's legal counsel conducted a thorough review of a select group of blog postings by Councillor Buck and concluded that they contravened numerous provisions of the Council Code of Conduct, which included unfounded and unmerited public criticism of staff in a manner that unjustifiably maligned their professional competence and credibility;

AND WHEREAS there have been two unsuccessful informal attempts made by Council, one verbal and one in writing, requesting that Councillor Buck apologize for the statements and publications she has made about Town staff, retract them and agree to abide by the Council Code of Conduct;

AND WHEREAS Councillor Buck has refused both informal requests;

AND WHEREAS Council seeks to remedy any possible damage that has been inflicted upon members of Town staff who have had their professional competence and credibility questioned and disparaged in public;

AND WHEREAS Council deems it imperative to publicly state that it has full confidence in the integrity and competence of Town staff;

THEREFORE BE IT RESOLVED THAT Council report out on this matter this evening;

AND THAT a formal complaint pursuant to the Council Code of Conduct be filed on July 22, 2009 with the Town's Integrity Commissioner;

AND FURTHER THAT a public statement from Council related to this matter be read out in open session this evening by the Mayor, be published in both local newspapers and posted on the Town's website as of July 22, 2009;

AND FURTHER THAT the legal opinion from Aird & Berlis LLP to Council dated July 16, 2009 be made public this evening and also posted on the Town's website as of July 22, 2009.

On a recorded vote the resolution was CARRIED.

Councillor Buck was not in attendance.

YEAS: 6 NAYS: 2

VOTING YEAS: Councillors Gaertner, Gallo, Granger, MacEachern, Wilson and Mayor Morris

VOTING NAYS: Councillors Collins-Mrakas and McRoberts

32. Memorandum from Councillor Granger

Re: Request for Extension of Hours for August 8, 2009 – Farmers' Market

Moved by Councillor Granger **Seconded by Councillor MacEachern**

THAT Council approve the request, on behalf of the Farmers' Market, to extend the hours of the permit for Town Park on August 8, 2009 from the current 1:00 p.m. to 3:00 p.m. in order to facilitate the Aurora Youth Swap and Sale.

On a recorded vote the resolution was CARRIED UNANIMOUSLY.

Councillor Buck was absent.

YEAS: 8 NAYS: 0

VOTING YEAS: Councillors Collins-Mrakas, Gaertner, Gallo, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAYS: None

38. Adoption of Recommendations from Closed Session Meeting - June 16, 2009

THAT the recommendations from the Closed Session meeting held on June 16, 2009 regarding the following matters be approved:

1. 2 items regarding proposed or pending acquisitions or disposition of land for municipal or local board; and
2. 2 items regarding litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; and

3. Advice that is subject to solicitor-client privilege, including communications necessary for that purpose; and
4. Personal matters about an identifiable individual, including municipal or local board employees

THAT the information with respect to the Ontario Heritage Trust Community Recognition Award Program be received; and

THAT Ms Dorothy Clark McClure be nominated for the Ontario Heritage Trust Community Recognition Award, Lt. Governor Ontario Heritage Award for Lifetime Achievement Category (25 years or more); and

THAT Mr. Harry Lumsden be nominated for the Ontario Heritage Trust Community Recognition Award in the Lifetime Achievement Category (20-24 years); and

THAT Ms Elizabeth Milner be nominated for the Ontario Heritage Trust Community Recognition Award in the Cultural Heritage Category; and

THAT Mrs. Irene Clement and Mr. John Clement be nominated for the Ontario Heritage Trust Community Recognition Award in the Natural Heritage Category; and

THAT the Aurora Historical Society be nominated for the Ontario Heritage Trust Community Recognition Award in the Built Heritage Category; and

THAT Mr. Robert Hess and Mr. Michael Hess be nominated for the Ontario Heritage Trust Young Heritage Leaders.

(As reported out June 16, 2009)

On a recorded vote the resolution was CARRIED UNANIMOUSLY.

Councillor Buck was absent.

YEAS: 8 NAYS: 0

VOTING YEAS: Councillors Collins-Mrakas, Gaertner, Gallo, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAYS: None

XIV READING OF BY-LAWS

Moved by Councillor Wilson

Seconded by Councillor Gallo

THAT the following listed by-law be given 1st, 2nd and 3rd readings, and enacted:

5111-09 BEING A BY-LAW to
 regulate outdoor burning
 (related to Item 36)

On a recorded vote the by-law was enacted and the motion was CARRIED UNANIMOUSLY.

Councillor Buck was absent.

YEAS: 8 NAYS: 0

VOTING YEAS: Councillors Collins-Mrakas, Gaertner, Gallo, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAYS: None

Council Meeting 09-24 – September 15, 2009

**1. General Committee Meeting Minutes
Tuesday, September 8, 2009**

CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION FROM THE GENERAL COMMITTEE MEETING OF TUESDAY, SEPTEMBER 8, 2009

**(22) Report to Council from Mr. David Nitkin, Former Integrity Commissioner
Re: Query 008**

Moved by Councillor McRoberts

Seconded by Councillor MacEachern

THAT the report to Council from Mr. David Nitkin, former Integrity Commissioner, be received for information.

On a recorded vote the resolution was CARRIED UNANIMOUSLY.

YEAS: 9 NAYS: 0

VOTING YEAS: Councillors Buck, Collins-Mrakas, Gaertner, Gallo, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAYS: None

(23) **Memo from the Mayor – Statement Regarding Former Integrity Commissioner’s Response to Council’s Formal Complaint**

Moved by Councillor MacEachern

Seconded by Councillor Granger

THAT the statement published by the Mayor regarding the former Integrity Commissioner’s response to Council’s formal complaint be received and endorsed; and

FURTHER THAT IT BE RESOLVED THAT the Mayor be directed by Council to prepare and issue a statement, to be published in the Town’s Notice Board and on the Town’s website, in order to address, as soon as possible, specific community concerns that have arisen regarding this matter.

On a recorded vote the resolution was CARRIED.

YEAS: 6 NAYS: 3

VOTING YEAS: Councillors Gaertner, Gallo, Granger, MacEachern, Wilson and Mayor Morris

VOTING NAYS: Councillors Buck, Collins-Mrakas and McRoberts

Moved by Councillor McRoberts

Seconded by Councillor MacEachern

THAT the order of the items in the General Committee meeting minutes of September 8, 2009 be changed to reflect that items 22 and 23 are under the heading of VIII CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION.

On a recorded vote the resolution was CARRIED UNANIMOUSLY.

YEAS: 9 NAYS: 0

VOTING YEAS: Councillors Buck, Collins-Mrakas, Gaertner, Gallo, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAYS: None

(20) **Resolution from the Community Schools Alliance**
Re: “Smart Moratorium”
(Tabled by Councillor Gallo)

Moved by Councillor Gallo

Seconded by Councillor MacEachern

WHEREAS the decision that determines the fate of the site known as Wells Street Public School, which has served the Aurora community since 1892, must take all aspects of this unique school into consideration; and

WHEREAS the historical significance of the Wells Street Public School in its surrounding neighbourhood, which includes such buildings as the new Church Street School Cultural Center, the Aurora Public Library, the renovated GO Train Station, Sheppard's Bush, the downtown shopping core, the Aurora Leisure Complex, the Town Park and the Aurora Cenotaph, cannot be overlooked; and

WHEREAS the views expressed by the community group known as "Community Action for Wells Street", which was formed by residents in the Wells Street community after it became clear to them that the concerns expressed by individual members of the community were not having a meaningful impact on the accommodation review process set by the York Region District School Board, must be taken into higher regard; and

WHEREAS the Town of Aurora has committed to continue the agreement to allow the students of Wells Street Public School access to the Town Park; and

WHEREAS the Town of Aurora also committed to having a Councillor sit on the Accommodation Review Committee and provide planning staff support where needed; and

WHEREAS there has been significant discussion taking place within the Ministry of Education regarding the closing of schools in Ontario; and

WHEREAS a public meeting was held on Monday, September 14, 2009 detailing that the York Region District School Board (YRDSB) will meet for the final time on September 24, 2009 and there will be no further opportunities for the public to comment on or after the September 24th meeting; and

WHEREAS the process has not allowed the Trustees to have an open public debate of any issues or questions they may have on the subject until immediately prior to making a decision on September 24, 2009; and

WHEREAS an unsubstantiated assumption has been made that spending money on Wells Street would compromise the Board's ability to fix other schools; and

WHEREAS communities across Ontario are concerned with the Accommodation Review Committee process and the impact this flawed process has on the socio- economic fabric of our municipalities; and

WHEREAS many schools are the hubs of their communities, a better accommodation review system is needed to address the educational facility needs of our residents; and

WHEREAS a system to address the educational facility needs in Ontario must ensure that school boards and municipal councils partner on decisions regarding education infrastructure; and

WHEREAS greater accountability for school board decisions is needed; and

WHEREAS a thorough review of the governance model for school accommodation decisions must include an opportunity to appeal these decisions; and

WHEREAS the accommodation review process should respect and value the input of students, parents, the community and municipality; and

THEREFORE BE IT RESOLVED that the Province of Ontario be petitioned to implement a “smart moratorium” on disputed school closings to provide the opportunity for the Ministry of Education, school boards and municipalities to work together to develop policies addressing such issues as planning for declining enrolments, a mutually agreed upon Accommodation Review Committee process, a review of funding to rural and small community schools, and transparency and accountability between municipalities and school boards;

AND FURTHER that the process be amended to allow further input from the public and the municipality at or after the September 24, 2009 YRDSB meeting, prior to any decision being made by the Trustees that would further the closure of the school;

AND FURTHER it is requested that prior to a decision being made, an analysis of the impact that a capital investment in Wells Street Public School would have on the YRDSB capital budget for school rehabilitation in the rest of the Region should be undertaken and published;

AND FURTHER that this resolution be forwarded to the Minister of Education Ms. Kathleen Wynne, Member of Parliament Ms. Lois Brown, the Member of Provincial Parliament Mr. Frank Klees, the Community Schools Alliance, all other local Region of York Municipalities and the York Region District School Board Trustees.

On a recorded vote the resolution was CARRIED UNANIMOUSLY.

YEAS: 9 NAYS: 0

VOTING YEAS: Councillors Buck, Collins-Mrakas, Gaertner, Gallo, Granger,

MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAYS: None

6. **Motion Tabled by Councillor Bob McRoberts**
Re: The Formation of an Accountability and Transparency Advisory Committee
(Notice of Motion provided at September 8, 2009 General Committee)

Moved by Councillor McRoberts Seconded by Councillor MacEachern

THAT the motion be received and referred to staff to provide input regarding an Accountability and Transparency Advisory Committee, addressing the following:

- *review of Part V.1 of the Municipal Act, entitled Accountability and Transparency*
- *providing education and/or training as needed*
- *review and revisions to policies and practices pertaining to confidentiality, accountability, and transparency issues as they relate to Aurora Town Council.*

On a recorded vote the resolution was CARRIED.

YEAS: 8 NAYS: 1

VOTING YEAS: Councillors Collins-Mrakas, Gaertner, Gallo, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAYS: Councillor Buck

Public Planning Meeting 09-25 – September 23, 2009

1. **PL09-070 – Proposed Zoning By-law Amendment for Second Suites (Two-Unit Houses/Basement Apartments)**
File No. D14-18-08

Moved by Councillor Wilson Seconded by Councillor Gallo

THAT report PL09-070 be received as information; and

THAT Staff be directed to continue studying second suites, including the drafting of a by-law to permit second suites, taking into consideration any comments received to date or in the future; and

THAT Staff complete and present the report at a Special General Committee Meeting early in the new year, or sooner, to be held on a Public Planning Meeting date.

On a recorded vote the resolution was CARRIED UNANIMOUSLY.

Councillors Buck and Collins-Mrakas were not present for the vote.

YEAS: 7 NAYS: 0

VOTING YEA: Councillors Gallo, Gaertner, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAY: 0

Council Meeting 09-26 – September 29, 2009

1. General Committee Meeting Minutes - Tuesday, September 22, 2009

(1) ADM09-011 – Petch Log House

Moved by Councillor Collins-Mrakas Seconded by Councillor McRoberts

THAT staff be directed to pursue a detailed construction estimate for the Petch Log House, not to exceed \$5,000; and

THAT the funding options be clearly laid out; and

THAT the construction estimates reflect options #1 and #2 in report ADM09-011; and

THAT staff be directed to discuss with the Leisure Services Department, and any other appropriate departments, potential uses for the building; and

THAT staff consult with user groups for potential uses.

On a recorded vote the resolution was CARRIED.

YEAS: 8 NAYS: 1

VOTING YEA: Councillors Collins-Mrakas, Gaertner, Gallo, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAY: Councillor Buck

(7) LS09-039 – Stewart Burnett Park Senior Baseball Diamond Facility -
Additional Expenditures

Moved by Councillor Gaertner

Seconded by Councillor MacEachern

THAT Council authorize an additional expenditure of up to \$26,000.00 for various professional and operational work items that have recently been identified through the **construction of the** Stewart Burnett Park Baseball Diamond.

On a recorded vote the resolution was CARRIED UNANIMOUSLY.

YEAS: 9 NAYS: 0

VOTING YEA: Councillors Buck, Collins-Mrakas, Gaertner, Gallo, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAY: None

XIII CLOSED SESSION AGENDA

Moved by Councillor Collins-Mrakas Seconded by Councillor McRoberts

THAT Council resolve into a Closed Session, following adjournment, to consider:

1. A proposed or pending acquisition or disposition of land by the municipality or local board.

On a recorded vote the resolution was CARRIED UNANIMOUSLY.

YEAS: 9 NAYS: 0

VOTING YEA: Councillors Buck, Collins-Mrakas, Gaertner, Gallo, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAY: None

Council Meeting 09-27 – October 13, 2009

1. General Committee Meeting Minutes of Tuesday, October 6, 2009

(4) Memorandum from Mayor Phyllis Morris

Re: Anne Bartley Smith Lands

(Notice of Motion previously given at September 29, 2009 Council Meeting)

Moved by Councillor McRoberts

Seconded by Councillor Gaertner

THAT Council receive this memorandum for information;

AND FURTHER: authorize Staff to explore a potential custodial relationship agreement with the Ontario Heritage Trust related to the Anne Bartley Smith Lands;

AND FURTHER THAT the Chief Administrative Officer report back to Council with the parameters of a potential custodial relationship agreement with the Ontario Heritage Trust related to the Anne Bartley Smith Lands, if appropriate.

On a recorded vote the resolution was CARRIED.

YEAS: 7

NAYS: 1

VOTING YEA: Councillors Collins-Mrakas, Gaertner, Gallo, Granger, McRoberts, Wilson and Mayor Morris

VOTING NAY: Councillor Buck

Councillor MacEachern did not take part in the vote.

Council Meeting 09-28 – October 27, 2009

2. Sheppard's Bush Conservation Area Management Plan

Moved by Councillor MacEachern

Seconded by Councillor Gaertner

THAT Council receive **and endorse** the Sheppard's Bush Conservation Area Management Plan; and

THAT a notice be placed in the Town of Aurora's Notice Board thanking the members of the Sheppard's Bush Conservation Area Management Plan Steering Committee and the residents that participated in the consultative process.

On a recorded vote the resolution was CARRIED.

YEAS: 8 NAYS: 1

VOTING YEA: Councillors Collins-Mrakas, Gaertner, Gallo, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAY: Councillor Buck

5. Motion tabled by Councillor Buck

Re: Invitation to Partner with Neighbourhood Network

(Notice of Motion was provided at the September 29, 2009 Council meeting)

Moved by Councillor Buck

Seconded by Councillor McRoberts

WHEREAS an invitation to partner with Neighbourhood Network is outstanding; and

WHEREAS a quick scan of partners who have joined the organization since its inception indicates that most service organizations in the Town of Aurora have apparently agreed to be partners; and

WHEREAS networking obviously means providing connections between people who need services and volunteers prepared to provide for the needs in the community; and

WHEREAS the municipality is clearly an essential link between volunteers and services needed;

NOW THEREFORE BE IT RESOLVED THAT that Town of Aurora is pleased to accept the invitation from Neighbourhood Network to partner in this worthwhile endeavour; and

THAT the necessary agreements of both organizations be referred to staff to review and ensure collaboration.

On a recorded vote the resolution was CARRIED.

YEAS: 8 NAYS: 1

VOTING YEA: Councillors Buck, Collins-Mrakas, Gallo, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAY: Councillor Gaertner

4. **Motion Tabled by Councillor Gaertner**

Re: Reporting of Legal Fees

(Notice of Motion was provided at the October 13, 2009 Council meeting)

Moved by Councillor Gaertner

Seconded by Councillor Wilson

WHEREAS the Town of Aurora is committed to open and transparent government; and

WHEREAS in a recent anonymous advertisement, administrative legal fees reported did not differentiate between advocacy fees and administrative contracted fees, thus portraying administrative legal contracted fees in the same category;

THEREFORE BE IT RESOLVED THAT Council direct staff to **immediately**:

1. Provide clarity by publishing the amount by year for 2000 to 2008 and sub-period January 1, 2009 to June 30, 2009 in graph and/or pie-chart form, for the advocacy fees incurred; and
2. Provide costs incurred for the amounts for contracted solicitors retained during **the period from** January 1, 2007 to July 1, 2009 to fill the temporary vacancy of the Town Solicitor, appropriately shown in a separate footnote; and
3. Provide an additional footnote outlining the projected legal fees expected to be incurred up to and including December 31, 2009; and
4. THAT this information be published in the Notice Board and on the Town's website with an introduction at the earliest possible date; and
5. **THAT this information be removed from the Town's website by December 31, 2010.**

On a recorded vote the resolution was CARRIED UNANIMOUSLY.

YEAS: 9 NAYS: 0

VOTING YEA: Councillors Buck, Collins-Mrakas, Gaertner, Gallo, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAY: None

6. Memorandum from the Director of Corporate and Financial Services
Re: Response to General Committee Request:
Mr. Mestrinaro's Procurement Process Concern from General
Committee - October 20, 2009
(Added Item)

Moved by Councillor MacEachern

Seconded by Councillor Gaertner

THAT this matter be deferred to the November 3, 2009 General Committee meeting.

On a recorded vote the resolution was CARRIED UNANIMOUSLY.
YEAS: 7 NAYS: 1

VOTING YEA: Councillors Collins-Mrakas, Gaertner, Gallo, Granger, MacEachern, McRoberts and Mayor Morris

VOTING NAY: Councillor Buck

Councillor Wilson was not in attendance for the vote.

Council Meeting 09-30 – November 10, 2009

II APPROVAL OF AGENDA

Moved by Councillor Gaertner

Seconded by Councillor Gallo

THAT the following addition to the agenda be approved:

- New Delegation a) – Mr. Walter Mestrinaro
Re: Item 2(9) - Memorandum from the Director of Corporate and Financial Services
Re: Response to General Committee Request:
Mr. Mestrinaro's Procurement Process Concern from GC October 20, 2009

On a recorded vote the resolution was CARRIED.

YEAS: 7 NAYS: 1

VOTING YEA: Councillors Colins-Mrakas, Gaertner, Gallo, Granger, McRoberts, Wilson and Mayor Morris

VOTING NAY: Councillor Buck

**(4) TSAC09-07 – Traffic Safety Advisory Committee Meeting Minutes
October 14, 2009**

**(4) Correspondence from Mr. Dan Duffy
Re: Safety Concerns on Hunters Glen Road**

Moved by Councillor Gaertner **Seconded by Councillor McRoberts**

Seconded by Councillor McRoberts

THAT this matter be referred to staff to investigate and bring back options to the Traffic Safety Advisory Committee for consideration; and

THAT staff also be requested to look at all of Hunters Glen Road to see if there are any other sharp curves which may require similar measures.

On a recorded vote the resolution was CARRIED UNANIMOUSLY.

YEAS: 8 NAYS: 0

VOTING YEA: Councillors Buck, Colins-Mrakas, Gaertner, Gallo, Granger, McRoberts, Wilson and Mayor Morris

VOTING NAY: None

(7) PL09-080 – Applications for Site Plan Approval and Amendment to the
Zoning By-law
1087931 Ontario Limited
Lot 13 and Part of Lot 14, R.P.246 and Part of Parcel A, R.P.36
Files D11-13-06 and D14-11-06

Moved by Councillor Gaertner

Seconded by Councillor Wilson

THAT, subject to the final approval of the grading and servicing plan, Site Plan Application D11-13-06 be approved to permit a 6 unit residential development (5 Townhouses; 1 single detached); and

THAT Council authorize the Mayor and Town Clerk to execute a Site Plan Agreement between the Town and the Owner to facilitate the subject proposal; and

THAT prior to execution of the agreement, confirmation be received from the Secretary-Treasurer of the Committee of Adjustment that the easement has been granted; and

THAT Council determine that no further notice is required to be given in respect of the proposed by-law in accordance with Section 34 (17) of the Planning Act, related to accurately delineating the Environmental

Protection Zone (flood plain) and the addition of the EP-17 Zone to permit above grade decks for units 4 and 5; and

THAT Council enact implementing Zoning By-law 5173-09; and

THAT five (5) units of sewage and water capacity be allocated from the Core Area Infill reserve to 15356 Yonge Street to facilitate the proposed development.

On a recorded vote the resolution was CARRIED UNANIMOUSLY.

YEAS: 8 NAYS: 0

VOTING YEA: Councillors Buck, Colins-Mrakas, Gaertner, Gallo, Granger, McRoberts, Wilson and Mayor Morris

VOTING NAY: None

Council Meeting 09-32 – November 24, 2009

II APPROVAL OF AGENDA

Moved by Councillor Granger

Seconded by Councillor Gallo

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

- Delegation b) – Mr. Charles Sequeira and Mr. Derek Murray, Aurora Seniors Association
Re: Item 4(13) – LS09-046 – Aurora Seniors Association Proposal for Liquor Licence
- Item 7 – LSAC09-09 – Leisure Services Advisory Committee Meeting Minutes – November 19, 2009
- Item 8 – Extract from Special General Committee Meeting Saturday, November 21, 2009
- Item 9 – Extract from Special General Committee Meeting Monday, November 23, 2009

On a recorded vote the resolution was CARRIED.

YEAS: 6 NAYS: 3

VOTING YEA: Councillors Gaertner, Gallo, Granger, MacEachern, Wilson and Mayor Morris

VOTING NAY: Councillors Buck, Collins-Mrakas and McRoberts

CARRIED

VI PUBLIC SERVICE ANNOUNCEMENTS

Moved by Councillor Gaertner Seconded by Councillor MacEachern

THAT Councillor Buck apologize to Councillor Gaertner for comments made by her at the Special General Committee Budget Meeting on Saturday, November 21, 2009.

On a recorded vote the resolution was CARRIED.

YEAS: 7 NAYS: 2

VOTING YEA: Councillors Gaertner, Gallo, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAY: Councillors Buck and Collins-Mrakas

4. General Committee Meeting Minutes

Tuesday, November 17, 2009

(11) LS09-037 – McLeod Woodlot – Oak Ridges Moraine Land Trust (ORMLT)

Moved by Councillor MacEachern **Seconded by Councillor Granger**

THAT Council direct staff to finalize an Agreement with the Oak Ridges Moraine Land Trust (ORMLT) and report back regarding the management of the McLeod Woodlot based on the seven principles detailed within the attached document.

Carried unanimously.

MEAS. 2 NANO. 2

VOTING YEA: Councillors Buck, Collins-Mrakas, Gaertner, Gallo, Granger, MacEachern, McRoberts, Wilson and Meyer Morris

VOTING NAY: None

(13) LS09-046 – Aurora Seniors Association Proposal for Liquor Licence

Moved by Councillor Buck

Seconded by Councillor Collins-Mrakas

THAT the Town of Aurora apply for, and hold a liquor licence on behalf of the Aurora Seniors Association.

On a recorded vote the resolution was DEFEATED.

YEAS: 1 NAYS: 7

VOTING YEA: Councillor Buck

VOTING NAY: Councillors Collins-Mrakas, Gallo, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

Councillor Gaertner was absent for the vote.

Moved by Councillor MacEachern

Seconded by Councillor Granger

THAT Council decline the proposal made by the Aurora Seniors Association with respect to the Town of Aurora applying for and being the holder of a liquor licence for the Aurora Seniors Centre.

On a recorded vote the resolution was CARRIED UNANIMOUSLY.

YEAS: 7 NAYS: 0

VOTING YEA: Councillors Collins-Mrakas, Gallo, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAY: None

Councillors Buck and Gaertner were absent for the vote.

Council Meeting 09-33 – December 8, 2009

1. **IES09-064 – Completion of Sidewalk on Nisbet Drive**
(deferred from December 1, 2009 General Committee meeting)

Moved by Councillor MacEachern

Seconded by Councillor Granger

THAT Capital Project No. 31075 for the reconstruction of Nisbet Drive include the completion of a sidewalk along Nisbet Drive from Fairway Drive south to the existing sidewalk near Sandusky Crescent; and

THAT, should any significant changes be required, a consultative process take place.

On a recorded vote, the resolution was CARRIED.

YEAS: 7 NAYS: 1

VOTING YEA: Councillors Collins-Mrakas, Gallo, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAY: Councillor Buck

Councillor Gaertner was absent for the vote.

10. Memorandum from Councillor MacEachern

Re: Motion – Recorded Votes

(Notice of Motion provided at December 1, 2009 General Committee Meeting)

Moved by Councillor MacEachern

Seconded by Councillor Wilson

THAT staff be directed to provide a report listing all recorded votes taken during this term of Council, to be included on a General Committee or Council agenda.

On a recorded vote, the resolution was CARRIED.

YEAS: 5 NAYS: 3

VOTING YEA: Councillors Gallo, Granger, MacEachern, Wilson and Mayor Morris

VOTING NAY: Councillors Buck, Collins-Mrakas and McRoberts

Councillor Gaertner was absent for the vote

12. Memorandum from Councillor Wilson

Re: Motion – Youth Councillor

(Notice of Motion provided at November 24, 2009 Council Meeting)

Moved by Councillor Wilson

Seconded by Councillor Gallo

WHEREAS the Town of Aurora places high value on our youth of today; and

WHEREAS the youth of today represent the voters of tomorrow for our Town; and

WHEREAS participation in the local government is a critical component of all citizens; and

WHEREAS we have just participated in and supported "Local Government Week"; and

WHEREAS Council wishes to give youth the opportunity to participate in and learn about the procedures of local government;

NOW THEREFORE BE IT RESOLVED:

THAT Council appoint a "Youth Councillor" who would be nominated by students in the local high schools from grades 11/12 to participate in Council meetings for each of the remaining two semesters of the 2010 school year. The Youth Councillor for each semester would be assigned a Councillor mentor each semester and would attend Council meetings by taking a seat at the table, however, would not participate in discussions or speak, unless called upon by a member of Council through the Chair, and would have no voting privileges; and

THAT Councillor Wilson be directed to work with staff to establish Terms of Reference and that these be brought back to the January 19, 2010 General Committee meeting to establish the role of an appointed Youth Councillor.

On a recorded vote, the resolution was CARRIED UNANIMOUSLY.

YEAS: 8 NAYS: 0

VOTING YEA: Councillors Buck, Collins-Mrakas, Gallo, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAY: None

Councillor Gaertner was absent for the vote.

Special Council – Public Planning Meeting 09-34 – December 15, 2009

- 1. PL09-052 – Official Plan Amendment and
Zoning By-law Amendment Applications
The Town of Aurora and Chak Wai Cheng and
Kathy Cheng (In Trust)
15286 and 15306 Leslie Street
Pt. Lot 21, Con. 2, Pt. 1 and 2 65R-2640 and
Pt. Lot 21, Con. 2
West of Leslie Street, North of Wellington Street East
Files D09-02-09 and D14-13-07**

Moved by Councillor Buck

Seconded by Councillor McRoberts

THAT approval in principle be given to this proposal; and

THAT Staff be directed to proceed to the next available General Committee Meeting to adopt the proposed Official Plan Amendment; and

THAT once a formal site plan application has been submitted and reviewed by Town Staff and the Region, the implementing zoning by-law amendment with the site plan application be presented to Council for consideration.

On a recorded vote the resolution was CARRIED UNANIMOUSLY.

YEAS: 8 NAYS: 0

VOTING YEAS: Councillors Buck, Gaertner, Gallo, Granger, MacEachern, McRoberts, Wilson and Mayor Morris

VOTING NAYS: 0

Councillor Collins-Mrakas was absent.