



The Council for the Corporation of the Town of Milton met in regular session at 7:00 p.m. Electronically via Live Streaming Video with Mayor G. A. Krantz in the Chair. All members were present.

I. **MOMENT OF SILENT REFLECTION / O' CANADA / TRADITIONAL LAND ACKNOWLEDGEMENT**

II. **AGENDA ANNOUNCEMENTS / AMENDMENTS**

The Town Clerk noted that a revised agenda was posted on Friday, August 23rd with the addition of a delegation and revised mapping for Staff Report DS-064-21 and By-law 79-2021.

The Town Clerk also gave instructions for members of the public to call or email to get instructions on how to speak at the public meeting under the Planning Act, scheduled for later in the agenda.

The Town Clerk noted that a delegation request that was received after the deadline by Andrew Kocher to speak with respect to Item for Consideration #7, Heritage Designation of 111 Mary Street. She noted that, should Council pass this motion, this delegation will be added as #3 under Delegations.

The Mayor noted that Item for Consideration #7, Heritage Designation of 111 Mary Street, will be moved to the point in the agenda immediately following Delegations.

Res. 119-21: THAT the pertinent rules contained in Procedure By-law 007-2019 be waived to permit Andrew Kocher to speak a maximum of five minutes speaking time with respect to the Staff Report DS-069-21 Heritage Designation of 111 Mary Street. CARRIED

III. **DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF**

Mayor Krantz disclosed a pecuniary interest on Item #7 under Section VII – Items for Consideration, because the Mayor and his wife are owners of property in the immediate area.

Councillor Tesser Derksen disclosed a pecuniary interest on Item #7 under Section VII - Items for Consideration, because of an employment relationship with the property owner.

IV. CONSENT ITEMS

Res. 120-21: THAT Consent Items numbered 1 to 4 be approved. **CARRIED**

- 1 Minutes of the Council Meeting held on July 19, 2021.
- 2 Staff Report CORS-043-21

Subject: Purchasing Various

THAT Council approve the budget amendments and related funding sources as outlined on Schedule A;

THAT Council approve the contract increase to Wood Environmental & Infrastructure Solutions for CMHL Lands Record of Site Conditions in the total amount of \$137,800 (exclusive of HST), as outlined on Schedule B;

THAT Council approve the contract increase to Wood Environmental & Infrastructure Solutions for the Storm Sewer Network Study, in the total amount of \$56,340 (exclusive of HST), as outlined on Schedule C;

THAT Council approve the contract renewals for winter control services to: Blue Chip Building Restoration Ltd. for an estimated \$1,025,764, Wendover Construction for an estimated \$83,400, and Duff Contracting for an estimated \$29,100 in the total estimated amount of \$1,138,264 (exclusive of HST), as outlined on Schedule D;

THAT Council approve the contract awards for the winter control services, to: Blue Chip Restoration Ltd. For an estimated \$418,300, Jones Ag Services Limited for an estimated \$237,000, #12105683 for an estimated \$39,400 and Duff Contracting for an estimated \$26,700. The total estimated amount for the winter control services for the 2021/2022 winter season is \$721,400 (exclusive of HST) as outlined on Schedule E;

THAT the proposal award for Consulting Services for the Mill Pond Rehabilitation Project to Aquafor Beech Limited in the total amount of \$199,955 (exclusive of HST) be approved as outlined on Schedule F;

THAT the Manager, Purchasing and Risk Management be authorized to execute the contract(s), as outlined by the purchasing by-law, and the Mayor and the Town Clerk be authorized to sign any required paperwork.

3 Staff Report DS-068-21

Subject: Implementation of All-Way Stop - Holly Avenue and Winn Trail / Bessy Trail

THAT a By-law be enacted to amend the Uniform Traffic Control By-law 1984-1, as amended, to implement all-way stops at the intersection of Holly Avenue and Winn Trail/Bessy Trail;

AND THAT Schedule 12 and Schedule 13 of the Uniform Traffic Control By-law be amended accordingly attached as Appendix 2;

AND FURTHER THAT the appropriate by-law be presented to Council for approval.

4 Staff Report ES-006-21

Subject: Digital Main Street Program Funding Agreement

THAT Town of Milton Council approve the Digital Service Squad Grant funding and funding agreement as outlined in this report.

AND THAT the Mayor and Clerk be authorized to execute any associated agreements.

V. DELEGATIONS

1 Items for Consideration # 1

Subject: Exemption to the Interim Control By-law 082-2020 for 227 Elmwood Crescent, Milton

Nadeem Irfan, Architect, addressed Council with respect to Staff Report DS-049-21.

2 Items for Consideration # 6

Subject: City of Hamilton Truck Route Master Plan

Helen Callaway, Respect Our Rural Roads, addressed Council with respect to Staff Report DS-066-21.

3 Items for Consideration # 7

Subject: Heritage Designation of 111 Mary Street

Andrew Kocher addressed Council with respect to Staff Report DS-069-21.

VI. ITEMS FOR CONSIDERATION

Item # 7 under Section VIII - Items for Consideration - was moved to this point in the Agenda as Item # 1.

Mayor Krantz and Councillor Tesser Derksen disclosed a pecuniary interest and refrained from discussion and voting on item # 1 below:

1 Staff Report DS-069-21

Subject: Heritage Designation of 111 Mary Street

Res. 121-21: THAT this matter be deferred to the October Council meeting. CARRIED

**This recommendation varies from the recommendation contained in Staff Report DS-069-21.*

VII. PUBLIC MEETING

1 Staff Report DS-070-21

Subject: Z-13/21 Sustainable Halton Urban Expansion Zoning

Jill Hogan, Director, Planning Policy and Urban Design addressed Council with respect to Staff Report DS-070-21.

As no members of the public came forward at this time, the Mayor closed the public meeting.

Res. 122-21: THAT Development Services Report DS-070-21 be received for information. CARRIED

VIII. ITEMS FOR CONSIDERATION

1 Staff Report DS-049-21

Subject: Exemption to the Interim Control By-law 082-2020 for 227 Elmwood Crescent, Milton

Res. 123-21: THAT Report DS-049-21, dated May 3, 2021, with respect to a request for a site-specific exception to Interim Control By-law 082-2020 by the property owners of 227 Elmwood Crescent, Milton, be received;

AND FURTHER THAT Council approve the proposed amendment to Interim Control By-law 082-2020, attached as Appendix 2, to permit a site-specific exception to By-law 082-2020 for 227 Elmwood Crescent, Milton. CARRIED

2 Staff Report DS-062-21

Subject: Technical Report - Official Plan Amendment and Zoning By-law Amendment Applications by Fernbrook Homes (Milton GO) Construction Ltd., applicable to lands municipally known as 101 Nipissing Road, Milton (Town Files: LOPA-04/19 AND Z-02/19)

Res. 124-21: THAT Staff Report DS-062-21 outlining application for amendments to the Town of Milton Official Plan and Zoning By-law 016-2014, as amended, to facilitate the construction of three apartment buildings with heights of 19, 15 and 15 storeys, respectively and totaling 677 residential units, BE APPROVED;

AND THAT staff be authorized to bring forward Official Plan Amendment No. 68 in accordance with the draft Official Plan Amendment attached as Appendix 1 to Report DS-062-21 for Council adoption;

AND THAT staff be authorized to bring forward an amending Zoning By-law in accordance with the draft By-law attached as Appendix 2 to Report DS-062-21 for Council Adoption;

AND THAT the Provincial Ministers of Health, Education, Transportation and Infrastructure and Metrolinx receive a copy of this report with a request to review and plan for future Milton District Hospital, school and transportation expansions;

AND THAT WHEREAS the Planning Act limits the ability to apply for a minor variance for a 2-year period following approval of this By-law, BE IT RESOLVED that a privately-initiated application for a minor variance may be made;

AND FURTHER THAT the Town Clerk forward a copy of Report DS-062-21 and the decision to the Region of Halton for their information. **CARRIED**

3 Staff Report DS-063-21

Subject: Technical Report: Town initiated Zoning By-law Amendment (Z-07/21) - Mature Neighbourhood Areas

Res. 125-21: THAT Report DS-063-21, outlining the Town Initiated Zoning By-law Amendment for the Mountainview, Fallingbrook, Forest Grove, Bronte Meadows, and Valley View neighbourhoods and residential sections of Old Milton outside the Downtown Character Area be APPROVED;

AND THAT Council enacts the proposed Zoning By-law Amendment, attached as Appendix 1 to Report DS-063-21;

AND THAT the By-law attached as Appendix 2 to Report DS-063-21 to amend Interim Control By-law 082-2020 be ADOPTED upon the coming into force of the Zoning By-law attached as Appendix 1. CARRIED

**This recommendation varies from the recommendation contained in Staff Report DS-063-21.*

4 Staff Report DS-064-21

Subject: Technical Report: Town Initiated Local Official Plan Amendment applicable to the North Porta lands in the Town of Milton (Town File: LOPA 03/21)

Res. 126-21: THAT Development Services Report DS-064-21 outlining the Town Initiated amendment to the Town of Milton Official Plan applicable to the North Porta lands, BE APPROVED;

AND THAT staff be authorized to bring forward Official Plan Amendment No. 67 for Council adoption, in accordance with the draft Official Plan Amendment attached as Appendix 1 to Report PD-064-21;

AND THAT the Town Clerk be directed to make application to the Halton Region for approval of Official Plan Amendment No. 67, should be it determined that the amendment is not exempt from Regional approval. CARRIED

5 Staff Report DS-065-21

Subject: Technical Report: Proposed Plan of Subdivision and Zoning By-law Amendment by the Halton District School Board to permit the development of a new three-storey elementary school in the Boyne Survey Secondary Plan Area (Files: 24T-21003/M & Z-06/21)

Res. 127-21: THAT Town of Milton Council supports the granting of Draft Plan Approval by the Commissioner of Development Services for the proposed plan of subdivision (24T-21003/M - Halton District School Board) subject to the standard and site-specific draft plan conditions;

AND THAT Application Z-06/21 for an amendment to the Town of Milton Comprehensive Zoning By-law 016-2014, as amended, to change the current Future Development (FD) and Minor Institutional (I-A) Zones to a site-specific Minor Institutional (I-A*304) Zone to permit the development of a three-storey elementary school BE APPROVED;

AND THAT WHEREAS the Planning Act limits the ability to apply for a minor variance for a 2-year period following approval of this By-law, BE IT RESOLVED that a privately initiated application for a minor variance may be made;

AND FURTHER THAT staff be authorized to bring forward an amending Zoning By-law for Council adoption. CARRIED

6 Staff Report DS-066-21

Subject: City of Hamilton Truck Route Master Plan

Res. 128-21: THAT Council objects to the use of Milborough Line between Derry road and 11th Concession East as a designated truck route;

AND THAT a copy of DS-066-21 entitled City of Hamilton Truck Master Plan be forwarded to the City of Hamilton and the Region of Halton. CARRIED

7 Staff Report DS-069-21

Subject: Heritage Designation of 111 Mary Street

Item # 7 was considered under Section VI - Items for Consideration as Item # 1.

8 Notice of Motion - Councillor Challinor II

Subject: Revised Fireworks Bylaw

Res. 129-21: WHEREAS Section 121 of the Ontario Municipal Act states that, without limiting sections, 9, 10 and 11, a local municipality may prohibit and regulate the sale of fireworks and the setting off of fireworks;

AND, WHEREAS members of Milton Council, Milton Fire Department and Town of Milton staff have received an inordinate number of complaints, of late, about the setting off of fireworks that contravene the Town's current fireworks bylaw;

AND, WHEREAS the unexpected setting off of fireworks late at night can impact both human beings and animals by damaging their hearing and creating emotional distress;

THEREFORE, BE IT RESOLVED THAT Milton Council direct Milton Fire Department and Town of Milton staff to investigate either banning the sale, distribution and setting off of consumer fireworks in Milton or further strengthening the provisions of the current fireworks bylaw dealing with consumer fireworks;

AND FINALLY, THAT Milton Fire Department and Town of Milton staff provide Milton Council with a report and recommendation before 2022 for its consideration, allowing the community to properly plan for such celebrations as Victoria Day, Canada Day, Lunar New Year and Diwali. CARRIED

9 Staff Report CORS-044-21

Subject: Administrative Penalties System (APS) Project Status Update

Res. 130-21: THAT the necessary by-law, included on the August 23, 2021 Council meeting agenda, be considered for approval;

THAT the policies attached to this report in Schedules A to F be adopted and be incorporated into the Town's Corporate Policy Manual;

THAT the administration fees as set out in this report be approved and included in Town's User Fee Bylaw at the next available opportunity;

THAT the necessary additional staffing resources (i.e. 1 new Licensing and Enforcement Clerk and 1.5 new Screening Officers), be approved to implement and successfully maintain the APS program as outlined in this report;

AND THAT the Mayor and the Town Clerk be authorized to sign and execute any necessary agreements with the Ministry of Transportation (MTO) or any other government agency to administer the APS program, subject to the approval of the Town's Solicitor. CARRIED

IX. REGIONAL COUNCIL UPDATE

X. STATEMENT BY MEMBERS

XI. BY-LAWS

1 By-laws

Res. 131-21: THAT By-law Numbers 067-2021, 071-2021, 072-2021, 073-2021, 074-2021, 075-2021, 076-2021, 077-2021, 078-2021, 079-2021, 080-2021, 081-2021 & 082-2021 be READ, PASSED AND NUMBERED;

AND THAT the Mayor and the Town Clerk be authorized to sign the said By-laws, seal them with the seal of the Corporation and that they be engrossed in the By-law Book. CARRIED



XII. ADJOURNMENT

There being no further business to discuss the Mayor adjourned the meeting at 9:16 p.m.

_____ Mayor
Gordon A. Krantz

_____ Town Clerk
Meaghen Reid