

CORPORATION OF THE MUNICIPALITY OF BRIGHTON
COUNCIL MEETING
September 8, 2009 at 6:30 p.m.

The Council of the Corporation of the Municipality of Brighton met on the above date at 6:30 p.m. in the Council Chambers, Brighton, Ontario.

Members Present: Mayor Chris Herrington, Councillors Dave Cutler, Craig Kerr, Brian Ostrander, Emily Rowley, Mike Vandertoorn and Chuck Ward

Staff Members: Gayle Frost, CAO; Jim Phillips, Director of Public Works; Ken Hurford, Director of Planning; Dale Wales, Fire Chief and Vicki Kimmett, Deputy Clerk

1 CALL TO ORDER

The meeting was called to order at 6:30 p.m.

2 APPROVAL OF AGENDA

Resolution No. 2009-424

Moved by: Councillor Chuck Ward

Seconded by: Councillor Dave Cutler

That the Municipality of Brighton Council approves the Agenda for the September 8, 2009 Council Meeting

Carried

3 DECLARATIONS OF PECUNIARY INTERESTS & THE GENERAL NATURE THEREOF

Councillor Brian Ostrander declared a conflict with item 15.1 regarding Correspondence from Trinity-St. Andrews United Church since he is Chair of the Church Council.

4. STATUTORY PUBLIC MEETING

There was no public meeting.

5. ADOPTION OF COUNCIL MINUTES

1. Council Minutes – August 24, 2009

Resolution No. 2009-425

Moved by: Councillor Brian Ostrander

Seconded by: Councillor Chuck Ward

That the Municipality of Brighton Council approves the minutes of the Council Meeting of August 24th, 2009 as presented.

Carried

2. Council Minutes – August 24, 2009 *Closed Session*

Resolution No. 2009-426

Moved by: Councillor Brian Ostrander

Seconded by: Councillor Chuck Ward

That the Municipality of Brighton Council approves the minutes of the Council Meeting Closed Session of August 24th, 2009 as presented.

Carried

6. PLANNING ISSUES

There were no planning issues for consideration.

7. DELEGATIONS

There were no delegations.

8. STAFF UPDATES

1. Public Safety – Fire Chief Dale Wales

a) Revisions to Open Air Fires By-Law

Resolution No. 2009-427

Moved by: Councillor Chuck Ward

Seconded by: Councillor Dave Cutler

That the Municipality of Brighton Council rescind By-Law number 034-2009 and enact the amended Open Air Burning By-Law.

Carried

2. Director of Planning & Development – Ken Hurford
 - a) Request for additional Taxi License Plates from Appletown Taxi & Transportation Ltd.

Resolution No. 2009-428

Moved by: Councillor Mike Vandertoorn

Seconded by: Councillor Emily Rowley

That Council authorize staff to prepare a by-law to replace By-law Number 2000-1037; such new by-law to apply throughout the Municipality and to include a revised Schedule C that permits an increase in the total number of taxicab license plates to fourteen (14) and an increase in the number of plates available to one owner/company to seven (7).

Carried

3. CAO/Clerk – Gayle Frost
 - a) Development Charges By-Law

Resolution No. 2009-429

Moved by: Councillor Dave Cutler

Seconded by: Councillor Craig Kerr

Option 1:

That Council approve the passing of a Development Charges By-law that provides for the current development charges to remain in effect for the remainder of 2009, and the proposed increase be phased in 50% each year beginning January 2010 and January 2011

A recorded vote was requested by Councillor Dave Cutler with the following results:

Dave Cutler	Yea	Brian Ostrander	Nay
Mayor Chris Herrington	Nay	Emily Rowley	Nay
Craig Kerr	Yea	Mike Vandertoorn	Nay
		Chuck Ward	Nay
	Yeas	2	
	Nays	5	

Defeated

Resolution No. 2009-430

Moved by: Councillor Brian Ostrander

Seconded by: Councillor Chuck Ward

Option 2:

That Council approve the passing of a Development Charges By-law that provides for the current development charges to remain in effect to March 1st 2010, and the proposed increase to be phased in 25% per year effective March 1st of each year from 2010 to 2013.

Carried

9. MEMBER REPORTS

1. Councillor Dave Cutler
 - a) Brighton Public School

Resolution No. 2009-431

Moved by: Councillor Dave Cutler

Seconded by: Councillor Chuck Ward

Whereas the 1915 building known as Brighton Public School is an important part of Brighton's cultural heritage and has been recognized as such by being included on the Municipal Register of Properties that are of Cultural Heritage Value or Interest. And whereas the Kawartha Pine Ridge District School Board has been allocated funding to construct a new school building, and have previously announced plans to demolish the 1915 building once the new school is available for occupancy; indicating that the old building will then be surplus to the board's requirements.

And whereas an expansion of Brighton Public Library to meet current and future needs would be difficult to accommodate within the existing Municipal building.

And whereas there are successful provincial examples of Public Libraries and other

community facilities being co-located with, or adjacent to, school space; for mutual use and benefit.

Now therefore be it resolved that the Municipality of Brighton invite the Kawartha Pine Ridge District School Board to partner with the Municipality to study the feasibility of adapting the 1915 building for joint school board and community purposes, including but not limited to an expanded Public Library.

Prior to voting on Resolution No. 2009-431, Councillor Brian Ostrander raised a point of order, noting that it has not yet been determined that the Brighton Public Library is short of space as the Library has not completed its Master Plan and made the following Referral Resolution:

Resolution No. 2009-432

Moved by: Councillor Brian Ostrander

Seconded by: Councillor Emily Rowley

That the Municipality of Brighton Council refer the Member Report from Councillor Cutler regarding Brighton Public School to the Brighton Public Library.

Defeated

Prior to voting on Resolution No. 2009-431, Councillor Brian Ostrander offered a friendly amendment to strike this statement: "And whereas the Brighton Public Library is critically short of space due to population growth coupled with increased utilization of library services." The Mover and Seconder agreed.

Prior to voting on Resolution No. 2009-431, Mayor Chris Herrington offered a friendly amendment to remove the following from the original motion: "and the Brighton Public Library Board". The Mover and Seconder agreed..

Resolution No. 2009-431 as amended:

Resolution No. 2009-431

Moved by: Councillor Dave Cutler

Seconded by: Councillor Chuck Ward

Whereas the 1915 building known as Brighton Public School is an important part of Brighton's cultural heritage and has been recognized as such by being included on the Municipal Register of Properties that are of Cultural Heritage Value or Interest. And whereas the Kawartha Pine Ridge District School Board has been allocated funding to construct a new school building, and have previously announced plans to demolish the 1915 building once the new school is available for occupancy; indicating that the old building will then be surplus to the board's requirements.

And whereas an expansion of Brighton Public Library to meet current and future needs would be difficult to accommodate within the existing Municipal building.

And whereas there are successful provincial examples of Public Libraries and other community facilities being co-located with, or adjacent to, school space; for mutual use and benefit.

Now therefore be it resolved that the Municipality of Brighton invite the Kawartha Pine Ridge District School Board to partner with the Municipality to study the feasibility of adapting the 1915 building for joint school board and community purposes, including but not limited to an expanded Public Library.

Carried

Resolution No. 2009-433

Moved by: Councillor Craig Kerr

Seconded by: Councillor Dave Cutler

That the Municipality of Brighton Council refer the report by Councillor Dave Cutler to the Brighton Growth Management Advisory Committee for consideration and recommendations concerning development of a Brighton Cultural Centre at Brighton Public School.

Carried

2. Mayor Chris Herrington
 - a) QHC Update

Resolution No. 2009-434

Moved by: Councillor Mike Vandertoorn

Seconded by: Councillor Emily Rowley

That the Municipality of Brighton Council receives the report from Mayor Chris Herrington with an update on municipal response to QHC governance changes.

Carried

10. UNFINISHED BUSINESS - NONE

11. RESOLUTIONS & BY-LAWS

1. By-Law No. 043-2009 of the Municipality of Brighton to Regulate the Setting of Open Air Fires

Resolution No. 2009-435

Moved by: Councillor Mike Vandertoorn

Seconded by: Councillor Emily Rowley

That the Municipality of Brighton Council gives a By-Law its first, second and third reading and finally passed this date:

BEING A BY-LAW TO REGULATE THE SETTING OF OPEN AIR FIRES

Carried

2. By-Law No. 044-2009 of the Municipality of Brighton with Respect to Development Charges being phased in over a four year period.

Resolution No. 2009-436

Moved by: Councillor Brian Ostrander

Seconded by: Councillor Emily Rowley

(Option 2)

That the Municipality of Brighton Council gives a By-Law its first, second and third reading and finally passed this date:

BEING A BY-LAW OF THE MUNICIPALITY OF BRIGHTON WITH RESPECT TO DEVELOPMENT CHARGES BEING PHASED IN OVER A 4 (FOUR) YEAR PERIOD

Carried

12. REPORTS OF ADVISORY COMMITTEES OF COUNCIL

There were no reports.

13. REPORTS OF STATUTORY COMMITTEES, BOARDS & EXTERNAL AGENCIES

1. Brighton Applefest Committee Minutes – July 8, 2009

Resolution No. 2009-437

Moved by: Councillor Emily Rowley

Seconded by: Councillor Mike Vandertoorn

That the Municipality of Brighton Council receives the report of the Brighton Applefest Committee, Minutes from July 8th, 2009

Carried

14. CORRESPONDENCE

1. Stephen Tobey, Gordon Tobey Developments Ltd. Re: Development Charges

Resolution No. 2009-438

Moved by: Councillor Emily Rowley

Seconded by: Councillor Mike Vandertoorn

That the Municipality of Brighton Council receives the Correspondence from Stephen Tobey, Gordon Tobey Developments Ltd. regarding Development Charges.

Carried

15. FYI CORRESPONDENCE

1. Trinity-St. Andrews United Church re: Model Train and Streetcar Show

Resolution No. 2009-439

Moved by: Councillor Emily Rowley

Seconded by: Councillor Mike Vandertoorn

That the Municipality of Brighton Council receives the FYI Correspondence from Trinity-St. Andrews United Church regarding thanks for assistance with the Model Train and Streetcar Show.

Carried

16. QUESTION PERIOD – Residents & Press

The following people addressed Council:

1. George Chandler on Development Charges.
2. Roger McMurray on taxes.
3. Jack Evans on the new By-Law to regulate the setting of open air fires.

17. CONFIRMATORY BY-LAW NO. 045-2009

Resolution No. 2009-440

Moved by: Councillor Brian Ostrander

Seconded by: Councillor Chuck Ward

That the Municipality of Brighton Council gives a By-Law its first, second and third reading and finally passed this date:

BEING A BY-LAW TO CONFIRM THE PROCEEDINGS OF THE COUNCIL OF THE MUNICIPALITY OF BRIGHTON MEETING HELD ON SEPTEMBER 8, 2009.

Carried

18. ADJOURNMENT

Resolution No. 2009-441

Moved by: Councillor Chuck Ward

Seconded by: Councillor Dave Cutler

That the Municipality of Brighton Council meeting be adjourned at 7:45 p.m. Council to meet again on September 21st, 2009 or at the call of the Mayor.

Carried

Christine Herrington, Mayor

Gayle J. Frost, CAO/Clerk