



SPECIAL COUNCIL MEETING, SEPTEMBER 28, 2004

**IN COMMITTEE-OF-THE-WHOLE
TO DISCUSS SECURITY OF PROPERTY AND SOLICITOR/CLIENT PRIVILEGE
MATTERS**

**CITY HALL, COUNCIL CHAMBERS
411 EAST MAIN STREET**

Council met in Committee-of-the-Whole closed to the public at 6:25 p.m. and in open session at 7:15 p.m. (recessing at 7:25 p.m. and reconvening at 10:55 p.m.) and meeting again in Committee-of-the-Whole at 10:55 p.m. on the above date.

His Worship Mayor Damian Goulbourne in the Chair.

Members Present: Councillors D. Alexander, D. Beaudoin, M. Belcastro, P. Chiocchio, M. Dzugan, D. Fortier (7:00 p.m.), P. Grenier, M. A. Grimaldi, J. Larouche, S. O'Dell, and B. Sharpe.

Members of the Staff and Others Present:

City Clerk C.A. Stirtzinger

City Solicitor G. Banks

City Manager T. Fitzpatrick

General Manager Engineering, Public Works & Transportation Services D. Shantz (7:15 p.m.)

General Manager of Planning and Development Services D. Thorpe (7:15 p.m.)

Revenue Services Co-ordinator L. Keca (7:15 p.m.)

Manager, Budgets & Financial Corporate Services /Deputy Treasurer S. Nagel (7:15 p.m.)

Games Licensing Clerk S. Stirling (7:15 p.m.)

04-25 Moved by Dzugan and Chiocchio that Council meet in Committee-of-the-Whole, closed to the public at 6:25 p.m. to consider:

- a) the security of the property of the municipality; and
- b) the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

CARRIED

04-25 Moved by Dzugan and Chiocchio that the Committee-of-the-Whole arise from its closed meeting at 7:10 p.m.

CARRIED

BUSINESS ARISING FROM COMMITTEE-OF-THE-WHOLE

01-44 Moved by Grenier and Larouche that Council reconsider Resolution 01-44 passed at the September 21, 2004 Council Meeting to refer the Report PDS-2004-48 Re: Stopping Up, Closing and Sale of Colbeck Drive north of Webber Road to the November 9, 2004 General Committee Meeting.

**CARRIED
UNANIMOUSLY**

01-44 Moved by Grenier and Belcastro

1. That in accordance with Section 34(1) and 268(3) (a) of the Municipal Act, 2001, that Council Stop Up, Close and Declare Surplus a portion of Colbeck Drive lying north of Webber Road referred to as Parts 2, 3 and 4 on a Draft Reference Plan dated August 20, 2004, prepared by William A. Mascoe Surveying Ltd.;
2. That Council authorize Staff to prepare the necessary By-law; and
3. That the subject lands be offered for sale to the abutting land owners for residential purposes.

CARRIED

BY-LAWS ARISING FROM COMMITTEE-OF-THE-WHOLE

BY-LAW PRESENTED FOR FIRST READING:

1. Moved by Grenier and Belcastro that leave now be given to introduce the following proposed By-law entitled:

01-44
BYL 2004 – 132
A By-Law to Authorize the Stopping-Up, Closing and Conveying
of that portion of Colbeck Drive north of Webber Road.

And that the same be now read a first time.

CARRIED

BY-LAW PRESENTED FOR SECOND AND THIRD READING:

2. Moved by Grenier and Belcastro that the By-law listed in the foregoing motion for first reading and as reproduced in this Evening's Council Agenda, having been read a first time and considered, be now read a second and third time and do pass, and the Mayor and Clerk do sign and seal the same.

CARRIED

04-25 Moved by Sharpe and Grenier that Council meet in Committee-of-the-Whole, closed to the public at 10:55 p.m. to consider:

a) the security of the property of the municipality.

CARRIED

04-25 Moved by Sharpe and Grenier that the Committee-of-the-Whole arise from its closed meeting at 11:05 p.m. without report.

CARRIED

Council adjourned at 11:05 p.m.

These Minutes approved and adopted by Motion of Council this 5th day of October, 2004.

MAYOR

CLERK