



**EXTRACT FROM
COUNCIL MEETING OF
TUESDAY, DECEMBER 8, 2015**

9. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

- 8. Litigation or potential litigation including matters before administrative tribunals, affecting the Town or a Local Board (section 239(2)(e) of the *Municipal Act, 2001*);
Re: Closed Session Report No. LLS15-070 – Ontario Municipal Board Appeal –
Highland Gate Developments Inc.**

(Added Item)

**Moved by Councillor Mrakas
Seconded by Councillor Kim**

THAT the December 4, 2015 offer for the Town to purchase the lands municipally known as 21 Golf Links Drive, Aurora, put forward by Highland Gate Developments Inc., be rejected; and

THAT Highland Gate Developments Inc. be requested to hold off on addressing any encroachments until such time as the OMB appeal matter is fully decided; and

THAT the Town Solicitor retain legal counsel and necessary experts to represent the Town at the OMB regarding the appeal by Highland Gate Developments Inc.; and

THAT Highland Gate Developments Inc. and the Highland Gate Ratepayers Association be encouraged to continue their dialogue to resolve this matter, with the facilitation of Town staff; and

THAT Town staff continue to update Council regarding the outcomes of any such future discussions between Highland Gate Developments Inc. and the Highland Gate Ratepayers Association; and

THAT Town staff respond to the lawyers for Highland Gate Developments Inc. informing them of Council's direction and position on this matter.

**On a recorded vote the first clause
CARRIED**

YEAS: 5

VOTING YEAS:

VOTING NAYS:

ABSENT:

NAYS: 3

Councillors Abel, Humfryes, Mrakas, Thom, and
Thompson

Councillors Kim, Pirri and Mayor Dawe

Councillor Gaertner

**On a recorded vote the second, fourth, fifth, and sixth clauses
CARRIED**

YEAS: 8	NAYS: 0
VOTING YEAS:	Councillors Abel, Humfryes, Kim, Mrakas, Pirri, Thom, Thompson, and Mayor Dawe
VOTING NAYS:	None
ABSENT:	Councillor Gaertner

**On a recorded vote the third clause
CARRIED**

YEAS: 6	NAYS: 2
VOTING YEAS:	Councillors Abel, Humfryes, Mrakas, Thom, Thompson, and Mayor Dawe
VOTING NAYS:	Councillors Kim and Pirri
ABSENT:	Councillor Gaertner