

COMMITTEE OF THE WHOLE (WORKING SESSION) – FEBRUARY 8, 2011

COMMUNICATIONS

Distributed January 28, 2011

- C1. Memorandum of the Director of Parks and Forestry Operations and the Director of Parks Development, dated January 18, 2011.**
(Refer to Item 2)

Received at the February 8, 2011 Committee of the Whole (Working Session) Meeting

- C2. Mr. Quinto M. Annibale, Loopstra Nixon LLP, dated February 7, 2011, submitted by Councillor Racco.**
(Refer to Item 2)
- C3. Presentation by Mr. Dave Fumerton and Ms. Sandra Thomas, York Durham Satellite Office, Ministry of the Environment,, entitled, "*Ministry of the Environment York Durham District Office Overview*".**
(Refer to Item 1)

Please note there may be further Communications.



memorandum

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COMMUNICATION
CW - (ws) February 8/11
ITEM # - 2

DATE: January 18, 2011
TO: Councillor Sandra Racco
Mayor and Members of Council
FROM: Marjie Fraser, Director of Parks and Forestry Operations
Paul Gardner, Director of Parks Development
RE: City of Vaughan Communities In Bloom and WinterLights Celebration Program

In response to your request that staff provide a summary detailing the revenue and expenditures of the City of Vaughan Communities in Bloom and WinterLights Celebration Program, staff provide the following:

The chart below lists the revenue and expenditure costs for the Communities In Bloom and the Winterlights Celebration Program from 2002 to 2010.

Year	2002*	2003	2004	2005	2006	2007	2008	2009	2010**
COV Contribution	-	27,800	29,425	98,900	95,000	95,805	79,648	95,455	52,982
Sponsorship Raised	-	0	33,375	38,000	15,000	15,000	20,737	15,000	47,088
Total Budget	-	27,800	62,800	136,900	110,000	110,805	100,385	110,455	100,070
Expenses	-	53,835	60,045	106,200	109,100	109,102	119,313	103,134	82,908
Net Variance	-	(26,035)	2,755	30,700	900	1,703	(18,928)	7,321	17,162

Notes:

- The majority of costs spent on this program were allocated to: design/marketing; events; display lighting strategies (lighting of the cores and the Winter Wonderland Park);
- *2002 final numbers are not available as it is combined with other department costs;
- **2010 final numbers not yet reconciled;
- Sponsorship contributions and external in-kind donations were used to minimize the COV contribution;
- Community volunteers also provided assistance in organizing and staffing events.

Sincerely,

Marjie Fraser, Director of Parks and Forestry Operations, Ext. 6137

Paul Gardner, Director of Parks Development, Ext. 3209

c. Clayton Harris, City Manager
Marlon Kallideen, Commissioner of Community Services



LOOPSTRA NIXON LLP
BARRISTERS AND SOLICITORS

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cw(ws)
Feb 8/11
Idem #2

Quinto M. Annibale*
*Quinto Annibale Professional Corporation
Direct Line: 416-748-4757
E-mail: qannibale@loonix.com

February 7, 2011

By E-Mail

City of Vaughan
2141 Major Mackenzie Drive
Vaughan, Ontario
L6A 1T1

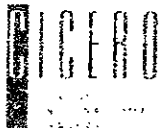
Attention: Jeffrey A. Abrams
City Clerk

Dear Sirs:

I am the Secretary for The Vaughan Arts Centre of Excellence ("VACE"). VACE is a newly formed not-for-profit corporation whose objects include the creation of bursaries for the arts, to educate understanding and appreciation for the arts, the undertaking of artistic and cultural performances and the provision of performing arts and cultural venues. I am enclosing a copy of VACE's Letters Patent. You can see from the Letters Patent that the VACE Board of Directors, which is chaired by City Councillor Sandra Yeung Racco, is comprised of a wide variety of community minded individuals, who are sincerely interested in promoting Arts in Vaughan. VACE is not intended to duplicate or compete with City of Vaughan activities, but rather to complement, and work in partnership with the City to further the cause of the Arts in Vaughan.

VACE is interested in assuming all of the ad hoc functions currently undertaken by the Arts Advisory Committee of the City of Vaughan, including the RAVE awards. The activities of the Arts Advisory Committee are similar to and are aligned with those of VACE. We understand that City staff spend a considerable amount of time running the Arts Advisory Committee events and activities. Transferring responsibility for these events and activities to VACE would remove the responsibility for the day to day operations for those activities from staff, freeing staff up to concentrate more on matters of policy.

The purpose of this letter is to request a report from your staff to determine if a transfer of this function, currently undertaken by the civic administration, to our not-for profit entity is



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feasible. Our intent is to move these functions, including the very successful RAVE awards, forward, grow them and improve them, in partnership with the City. To that end, we do not expect that staff involvement will end, only be curtailed. We hope to continue to rely on staff from time to time to assist us as our organization grows and flourishes. We hope that the City will continue in partnership with VACE to make the Arts an important aspect of life in Vaughan.

Yours truly,

LOOPSTRA NIXON LLP

Per:

Quinto M. Annibale

QMA/rs
Enclosure

cc Sandra Yeung Racco
cc Tony Carella
cc Mario Racco
cc Mario Romano
cc Mirella Tersigni
cc Sharon Gaum-Kuchar
cc Ginesia Cortellucci
cc Lidia Maio

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First name, middle names and surname <i>Prénom, autres Prénoms et nom de famille</i>	Address for service, giving Street & No. or R.R. No., Municipality, Province, Country and Postal Code <i>Domicile élu, y compris la rue et le numéro, le numéro de la R.R. ou le nom de la municipalité, la province, le pays et le code postal</i>
Tony Carella	17 Woodgreen Drive Woodbridge, Ontario, CANADA L4L 3B2
Sharon Gaum-Kuchar	120 Loraview Lane Aurora, Ontario, CANADA L4G 6N5
Ginesia Cortellucci	110 Fenrose Crescent Woodbridge, Ontario, CANADA L4L 7B2
Lidia Maio	14 Elmbank Road Thornhill, Ontario, CANADA L4J 2B7

4. The objects for which the corporation is incorporated are:
Objets pour lesquels la personne morale est constituée:

To receive and maintain a fund or funds and to apply all or part of the principal and income therefrom, from time to time, to be used as bursaries to those involved in the arts.

To educate and increase the public's understanding and appreciation of the arts and culture by providing performances of an artistic or cultural nature in public places, senior citizens' homes, churches, community centers and educational institutions and by providing seminars on topics relating to such performances.

To provide instructional seminars on topics related to the performing literacy, visual arts and culture.

To provide performing arts and cultural venues for the purposes of educating and advancing the public's understanding and appreciation of performing arts and culture and to educate artists through participation in such venues and related workshops.

5. The special provisions are:
Dispositions particulières:

The corporation shall be carried on without the purpose of gain for its members, and any profits or other accretions to the corporation shall be used in promoting its objects.

La personne morale doit exercer ses activités sans rechercher de gain pécuniaire pour ses membres, et tout bénéfice ou tout accroissement de l'actif de la personne morale doit être utilisé pour promouvoir ses objets.




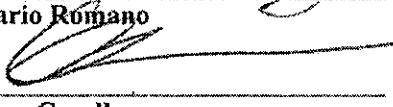
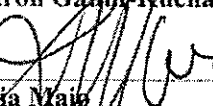
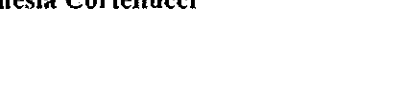


- a. The corporation shall be carried on without the purpose of gain for its members and any profits or other accretions to the corporation shall be used in promoting its objects.
- b. The corporation shall be subject to the *Charities Accounting Act* and the *Charitable Gifts Act*;
- c. The directors shall serve as such without remuneration and no director shall directly or indirectly receive any profit from their positions as such, provided that directors may be paid reasonable expenses incurred by them in the performance of their duties;
- d. The borrowing power of the corporation pursuant to any by-law passed and confirmed in accordance with section 59 of the *Corporations Act* shall be limited to borrowing money for current operating expenses, provided that the borrowing power of the corporation shall not be so limited if it borrows on the security of real or personal property;
- e. If it is made to appear to the satisfaction of the Minister, upon report of the Public Guardian and Trustee, that the corporation has failed to comply with any of the provisions of the *Charities Accounting Act* or the *Charitable Gifts Act*, the Minister may authorize an inquiry for the purpose of determining whether or not there is sufficient cause for the Lieutenant Governor to make an order under subsection 317(1) of the *Corporations Act* to cancel the letters patent of the corporation and declare them to be dissolved;
- f. Upon the dissolution of the corporation and after payment of all debts and liabilities, its remaining property shall be distributed or disposed of to charities registered under the *Income Tax Act* (Canada), in Canada;
- g. To invest the funds of the corporation pursuant to the *Trustee Act*;
- h. For the above objects, and as incidental and ancillary thereto, to exercise any of the powers as prescribed by the *Corporations Act*, or by any other statutes or laws from time to time applicable, except where such power is limited by these letters patent or the statute or common law relating to charities;
- i. To accumulate from time to time part of the fund or funds of the corporation and income therefrom subject to any statutes or laws from time to time applicable;

- j. To solicit and receive donations, bequests, legacies and grants, and to enter into agreements, contracts and undertakings incidental thereto;
- k. To acquire by purchase, contract, donation, legacy, gift, grant, bequest or otherwise, any personal property and to enter into and carry out any agreements, contracts or undertakings incidental thereto, and to sell, dispose of and convey the same, or any part thereof, as may be considered advisable;
- l. To acquire by purchase, lease, devise, gift or otherwise, real property, and to hold such real property or interest therein necessary for the actual use and occupation of the corporation or for carrying on its charitable undertaking, and, when no longer so necessary, to sell, dispose of and convey the same or any part thereof;
- m. To employ and pay such assistants, clerks, agents, representatives and employees, and to procure, equip and maintain such offices and other facilities and to incur such reasonable expenses, as may be necessary, provided that the corporation shall not pay any remuneration to a Director in any capacity whatsoever;
- n. To cooperate, liaise, and contract with other charitable organizations, institutions or agencies which carry on similar objects to that of the corporation;
- o. To take up proportions of any increased capital of a company or corporation in which the corporation may at any time hold shares or obligations; to purchase any additional shares or obligations in such company or corporation; to join in any plan for the reconstruction or reorganization or for the sale of assets of any company or corporation, or part thereof; to enter into any pooling or other agreement in connection with the shares or obligations of a company or corporation held by the corporation; and to give consent to the creation of any mortgage, lien or indebtedness of any company or corporation whose shares or obligations are held by the corporation; provided, however, that all of the foregoing is subject to the provisions of the *Charitable Gifts Act*;
- p. To demand and compel payment of all sums of money and claims to any real or personal property in which the corporation may have an interest and to compromise any such claims, and generally to sue and be sued in its corporate name; and
- q. Provided that it shall not be lawful for the corporation directly or indirectly to transact or undertake any business within the meaning of the *Loan and Trust Corporations Act*.

6. The names and address for service of the applicants:
Nom et prénoms et domicile élu des requérants:

First name, middle names and surname <i>Prénom, autres Prénoms et nom de famille</i>	Address for service, giving Street & No. or R.R. No., Municipality, Province, Country and Postal Code <i>Domicile élu, y compris la rue et le numéro, le numéro de la R.R. ou le nom de la municipalité, la province, le pays et le code postal</i>
Sandra Yeung Racco	21 Checker Court Thornhill, Ontario L4J 5X4
Mario G. Racco	21 Checker Court Thornhill, Ontario L4J 5X4
Quinto Martin Annibale	74 Muzich Place Woodbridge, Ontario L4L 9C3
Mario Romano	10710 Bathurst Street Maple, Ontario L6A 4B6
Mirella Tersigni	63 Upwood Avenue Toronto, Ontario M6L 3A4
Tony Carella	17 Woodgreen Drive Woodbridge, Ontario L4L 3B2
Sharon Gaum-Kuchar	120 Loraview Lane Aurora, Ontario L4G 6N5
Ginesia Cortellucci	110 Fenrose Crescent Woodbridge, Ontario L4L 7B2
Lidia Maio	14 Elmbank Road Thornhill, Ontario L4J 2B7

This application is executed in duplicate.
La présente requête est faite en double exemplaire.

Signatures of applicants <i>Signature des requérants</i>	
	
Sandra Yeung Racco	Mario G. Racco
	
Quinto Martin Annibale	Mario Romano
	
Mirella Tersigni	Tony Carella
	
Sharon Gaum-Kuchar	Ginesia Cortellucci
Lidia Maio	

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C 3 COMMUNICATION
CW - (ws) Feb 8 11
ITEM - 1

Ministry of the Environment York Durham District Office Overview

Presented to: City of Vaughan Council

Presented by: Dave Fumerton
Sandra Thomas

February 8, 2011



Objective

- Establish an understanding of the district's mandate and to foster open communication



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Protecting our environment.



Outline

- Ministry of the Environment overview
- Key Functions of a District Office
- Working Together



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Our Mission

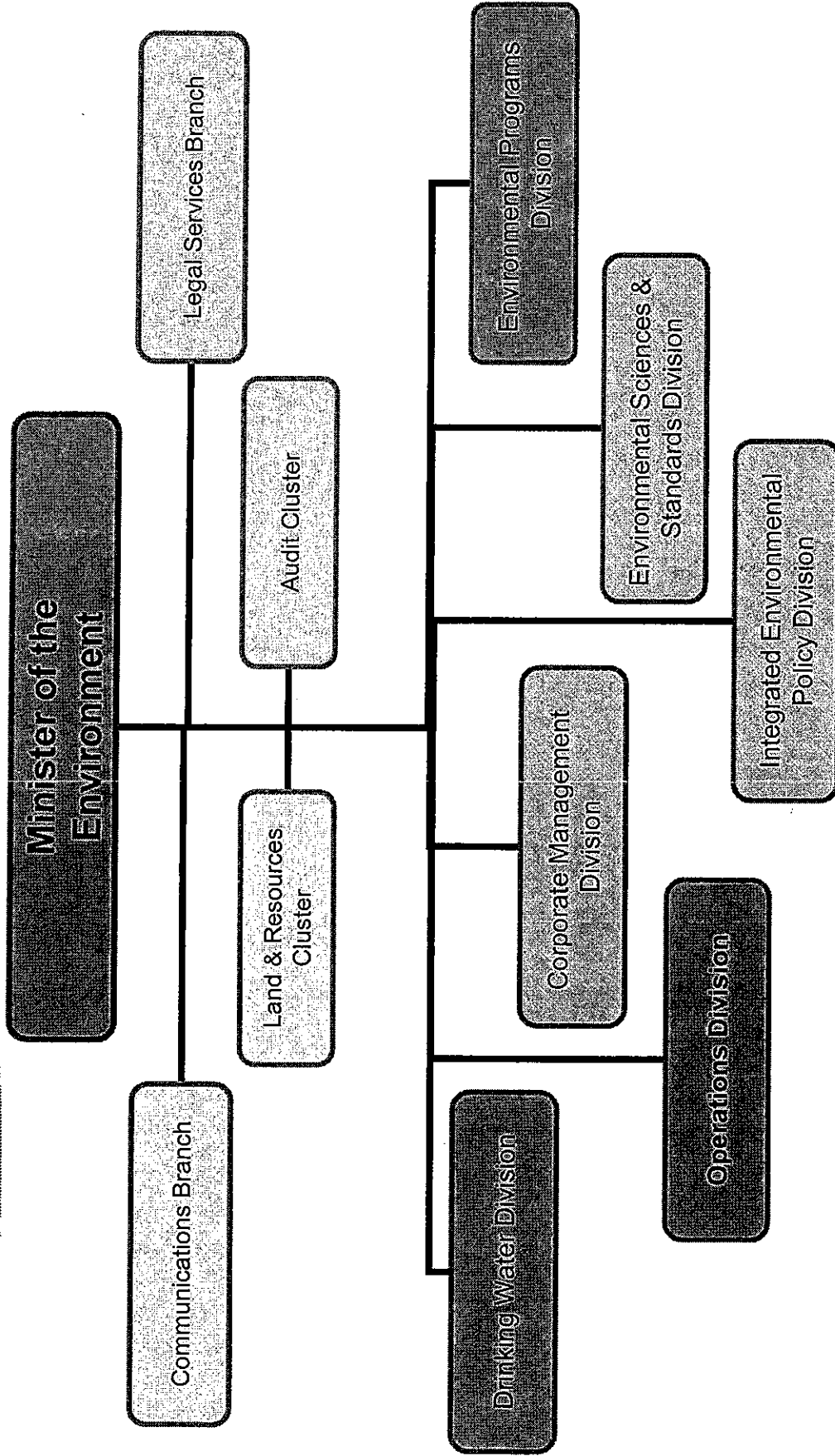
- The Ministry of the Environment is responsible for protecting clean and safe air, land and water to ensure healthy communities, ecological protection and sustainable development for present and future generations of Ontarians.



Protecting our environment.

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MOE Organizational Chart

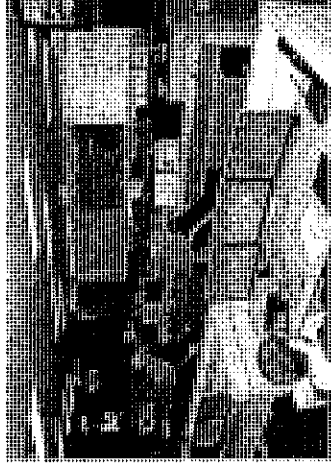


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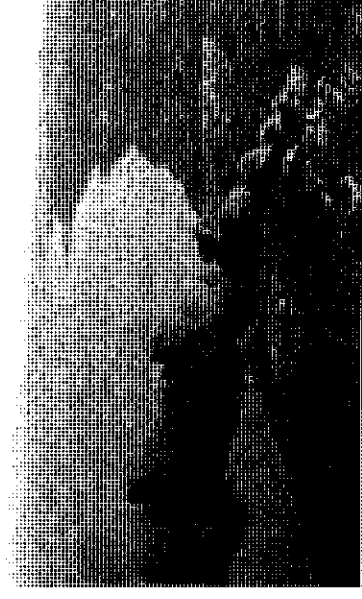
Operations Division

- Delivers Ministry programs and services
 - 5 Regional Offices
 - Environmental Assessment and Approvals Branch
 - Investigations and Enforcement Branch
 - Sector Compliance Branch
 - Spills Action Centre
 - Operations Integration Branch

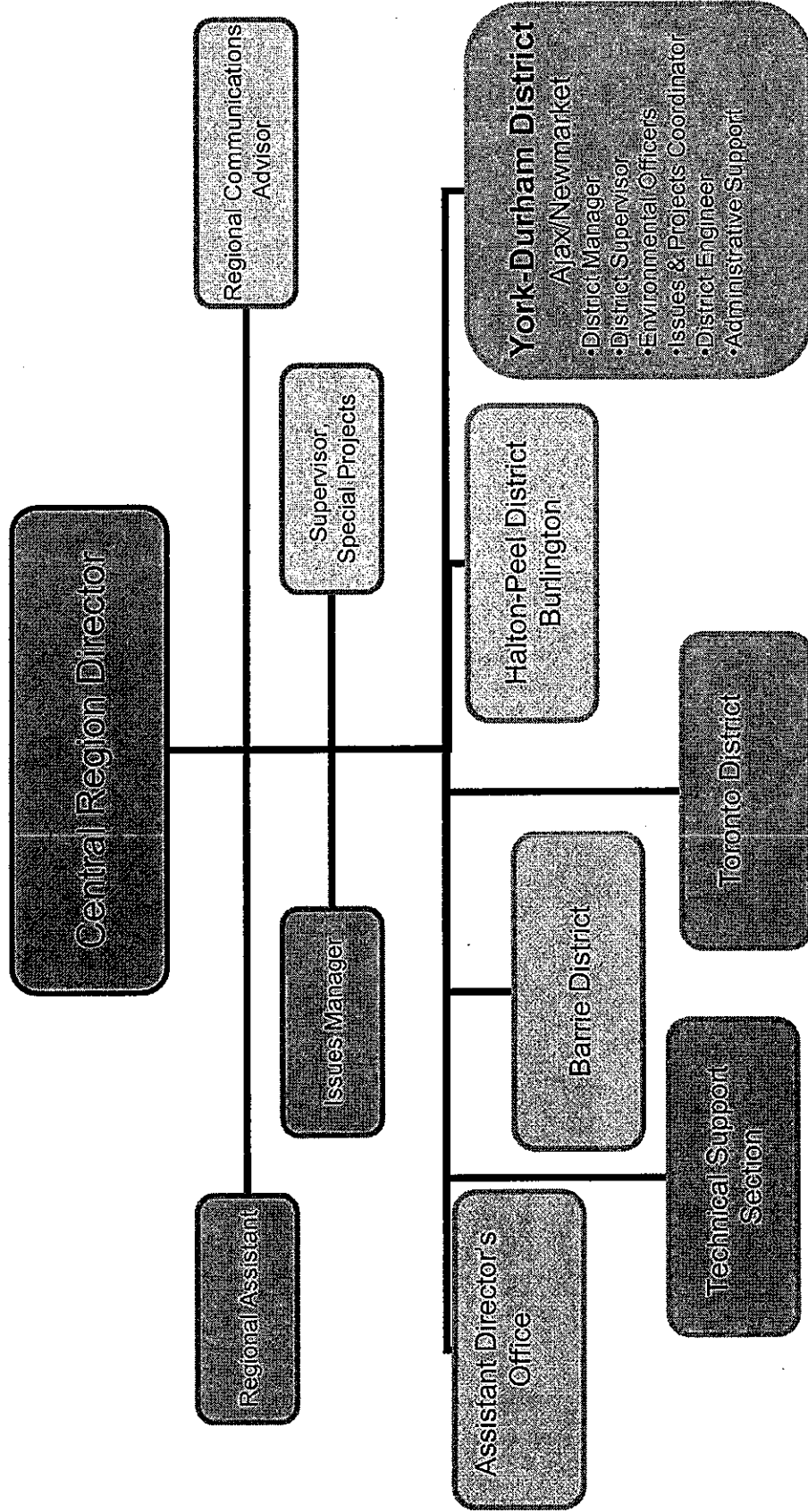


Operations Division (cont'd)

- Administers approvals, compliance and enforcement related to environmental statutes and regulations
 - Waste management
 - Air quality
 - Ground and surface water
 - Pesticides
 - Contaminated sites



Central Region Organizational Chart



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Geographical Boundaries

- York Durham District Office is one of 4 district offices in Central Region
- York Durham District has two offices
 - Ajax (main)
 - Newmarket (satellite)



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District Office Functions

- 1. Inspections, Abatement and Enforcement**
- 2. Review of Approvals/Permits**
- 3. Environmental Response**
- 4. Assessments**
- 5. Outreach**



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Inspections, Abatement and Enforcement

- Inspections:
 - Planned
 - Responsive
- Abatement Plans
- Notice of Violation/Provincial Offences Act (POA)
- Control Documents
- Program Approvals
- Referrals to Investigations and Enforcement Branch

Review of Approvals/Permits

- Certificates of Approval
 - Air
 - Waste
 - Water
 - Sewage
- Permits to Take Water
- Pesticide Permits
- Brownfields



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Environmental Response

- Site visits
- Complaint Resolution
- Spill reports
- Notifications from regulated community
- Report submission

Assessments

- Conduct proactive inspections and site visits
- Conduct impact surveys and monitoring
- Review reports and self-monitoring data
- Conduct program or sector reviews



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Outreach

- Advice and assistance to the regulated community and general public
- Presentations
- Education and training sessions for external clients
- Open House events



Other Responsibilities

- Respond to information requests
- Review submissions
- Record and resolve non-compliance



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Shared Responsibilities

- Municipalities have a major role in environmental protection in a variety of areas under their mandate, e.g.,
 - **Water and Sewer Services**
 - **Waste Management**
 - **Spills Response**



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Working Together

- Focus on common goals
 - Environmental Protection
- Foster productive working partnerships
- Practise open communication
- Conduct consistent and collaborative outreach
- Develop an understanding of Roles and Responsibilities

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Thank you

Questions?

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