



**CITY OF VAUGHAN
COUNCIL MINUTES
APRIL 29, 2002**

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CITY OF VAUGHAN

COUNCIL MEETING

MONDAY, APRIL 29, 2002

MINUTES

1:00 P.M.

Council convened in the Municipal Council Chambers in Vaughan, Ontario, at 1:42 p.m.

The following members were present:

Mayor M. Di Biase, Chair
Regional Councillor J. Frustaglio (1:42 p.m. – 2:25 p.m.)
Regional Councillor G. Rosati
Councillor B. Di Vona
Councillor M. Ferri
Councillor S. Kadis
Councillor M. G. Racco

MOVED by Regional Councillor Frustaglio
seconded by Councillor Kadis

THAT the Rules of Procedure with respect to start time be waived to permit the meeting to commence at 1:42 p.m.

CARRIED

161. CONFIRMATION OF AGENDA

MOVED by Regional Councillor Frustaglio
seconded by Councillor Ferri

THAT the agenda be confirmed.

CARRIED

162. DISCLOSURE OF INTEREST

Mayor Di Biase declared an interest with respect to Item 5, Committee of the Whole, Report No. 30, RANDELS INVESTMENTS INC., PINE VALLEY COURT SUBDIVISION, 19T-99V10 AND 19T-00V22, SERVICING ALLOCATION, as his future daughter-in-law has made an offer to purchase a home in this subdivision.

163. ADOPTION OR CORRECTION OF MINUTES

MOVED by Councillor Ferri
seconded by Councillor Di Vona

THAT the Minutes of April 15, 2002 be adopted and amended as follows:

THAT Minute No. 138, Item 30, Committee of the Whole Report No. 28, OFFICIAL PLAN

AMENDMENT 600, PROPOSED HIGHWAY 400 OVERPASSES IN BLOCKS 32 AND 33, be amended by inserting the phrase “and that the Block 32 and Block 33 overpasses be dealt with separately” in the Committee of the Whole recommendation, so that it now reads as follows:

“The Committee of the Whole recommends that this matter be deferred to a Special Committee of the Whole meeting on May 27, 2002 at 7:00 p.m. and that the Block 32 and Block 33 overpasses be dealt with separately”; and

THAT the Minutes of the meeting of April 22, 2002, be adopted as presented.

CARRIED

164. TAX ADJUSTMENTS PURSUANT TO SECTIONS 442 AND 443 OF THE MUNICIPAL ACT, R.S.O. 1990, AS AMENDED

Deputations with respect to this matter were permitted pursuant to Section 442 and 443 of the Municipal Act.

No one appeared either in support of or in opposition to this matter.

MOVED by Regional Councillor Frustaglio
seconded by Regional Councillor Rosati

THAT the recommendation contained in the following report of the Director of Finance, dated April 29, 2002, be approved:

CARRIED

Recommendation

The Director of Finance in consultation with the Manager of Property Tax and Assessment recommends that the tax adjustments as outlined on the attached report be adopted.

Purpose

To obtain Council approval for the increase, cancellation, reduction, or refund of taxes.

Background - Analysis and Options

Several applications for cancellation, reduction, or refund of taxes for the 1999, 2000, and 2001 tax years under Sections 442 and 443 of The Municipal Act, R.S.O. 1990, as amended have been prepared for Council’s consideration.

There are **14** applications under consideration at this time. There are various reasons for tax cancellations, such as a result of properties becoming exempt, buildings that have been demolished or razed by fire, and properties that have been over assessed by a gross or manifest clerical error.

The total cancellation, reduction, or refund of taxes, as recommended, is **\$ 9,085.72**. The City portion of this amount is approximately 20%, or **\$ 1,817.14**. Please note that the tax adjustments relating to commercial and industrial properties are prior to any recalculations resulting from the capping legislation.

One application has been prepared under Section 444 of The Municipal Act, R.S.O. 1990 for Council’s consideration. The property, municipally known as Hollywood Hill Circle, Assessment Roll Number 19.28.000.291.07230.0000, application number 929 had the 2002 assessment returned at

\$41,000. The actual assessment should have been returned at \$1,202,000. This decrease was due to a gross or manifest clerical error on the part of the Municipal Property Assessment Corporation. The recommended 2002 tax increase on this application is **\$25,175.75**.

Attachments

Tax Appeals Report.

Report prepared by:

Mark Cernanec, Assessment Clerk.

(A copy of the attachments referred to in the foregoing have been forwarded to each Member of Council and a copy thereof is also on file in the office of the City Clerk.)

165. DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION

The following items were identified for separate discussion:

Committee of the Whole Report No. 30

Items 5, 10, 19 and 28

Special Committee of the Whole (Closed Session) Report No. 32 – April 29, 2002

Item 1 (refer to Minute Nos. 167 and 173)

MOVED by Councillor Di Vona
seconded by Regional Councillor Frustaglio

THAT Items 1 to 4 of the Committee of the Whole (Closed Session) Report No. 29 BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 30 of the Committee of the Whole Report No. 30, with the exception of the items identified for separate discussion, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 4 of the Committee of the Whole (Public Hearing) Report No. 31 BE APPROVED and the recommendations therein be adopted; and

THAT Items 1 to 5 of the Special Committee of the Whole (Closed Session) Report No. 32, with the exception of the item identified for separate discussion, BE APPROVED and the recommendations therein be adopted. (Refer to Minute Nos. 168-171)

CARRIED

166. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

COMMITTEE OF THE WHOLE REPORT NO. 30

(Refer to Committee Report for complete recommendations and documentation on all Committee items.)

At this point in the meeting Mayor Di Biase relinquished the Chair and Regional Councillor Frustaglio assumed the Chair.

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ITEM - 5 RANDELS INVESTMENTS INC.
PINE VALLEY COURT SUBDIVISION
19T-99V10 AND 19T-00V22
SERVICING ALLOCATION

MOVED by Councillor Di Vona
seconded by Regional Councillor Rosati

THAT Item 5, Committee of the Whole Report No. 30 be adopted without amendment.

CARRIED

Having previously declared an interest Mayor Di Biase did not take part in the discussion or vote on the foregoing matter.

Mayor Di Biase resumed the Chair at this point.

ITEM - 10 SITE DEVELOPMENT FILE DA.01.049
RELATED ZONING BY-LAW AMENDMENT FILE Z.141.89
FRANK ROSSI IN TRUST

MOVED by Councillor Ferri
seconded by Regional Councillor Rosati

THAT Item 10, Committee of the Whole Report No. 30 be adopted and amended, as follows:

By receiving the written submission from Donna and Michael Murphy, Box 122, 32 John Street, Kleinburg, L0J 1C0, dated April 27, 2002.

CARRIED

ITEM - 19 REQUEST FOR COMMENTS
REGION OF YORK TRANSPORTATION MASTER PLAN

MOVED by Regional Councillor Rosati
seconded by Councillor Ferri

THAT Item 19, Committee of the Whole Report No. 30 be adopted and amended, as follows:

By approving that Clause 2.a), contained in the recommendation of the Commissioners of Planning, and Development Services and Public Works, be deleted and replaced with the following, in accordance with the memorandum from the Commissioners of Planning, and Development Services, dated April 26, 2002:

“That the Region of York be requested to work with the City of Vaughan to identify a formal protocol for fast-tracking critical road network improvements, as identified in the April 26, 2002 memorandum from the Commissioners of Planning, and Development Services; and that City staff meet with Regional staff to initiate the process and that the Weston Road widening from Rutherford Road to Major Mackenzie Drive and the improvements to Teston Road from Keele Street to Weston Road, be adopted as test cases.”

CARRIED

COUNCIL MEETING MINUTES – APRIL 29 2002

ITEM - 28 DEPUTATION – MS. TERESA CHRZAN, MARVELOUS SPA
WITH RESPECT TO EXTENDING HER OPERATING HOURS

MOVED by Councillor Racco
seconded by Regional Councillor Frustaglio

THAT Item 28, Committee of the Whole Report No. 30 be adopted and amended, as follows:

By directing that an extension to the operating hours for Marvelous Spa not be granted; and

By receiving the confidential memorandum from the Director of Legal Services, dated April 25, 2002.

CARRIED

SPECIAL COMMITTEE OF THE WHOLE (CLOSED SESSION) REPORT NO. 32

167. PERSONNEL MATTER/DEPUTY CITY MANAGER AND CITY SOLICITOR
Item 1, Special Committee of the Whole (Closed Session) Report No. 32

MOVED by Regional Councillor Frustaglio
seconded by Councillor Racco

THAT with much regret the resignation of Ms. Theresa Caron, Deputy City Manager and City Solicitor, be received.

CARRIED

(Please refer to Minute No. 173 for further disposition regarding this matter)

168. WOODBIDGE PALLET LTD./SEASONAL TREASURES INC.
Item 2, Special Committee of the Whole (Closed Session) Report No. 32
(Please refer to Minute No. 165)

The Special Committee of the Whole (Closed Session) recommends that the confidential recommendation of the Special Committee of the Whole (Closed Session) be approved.

(Please also refer to Item 2, Report No. 29)

169. VAUGHAN PUBLIC LIBRARY BOARD VACANCY
Item 3, Special Committee of the Whole (Closed Session) Report No. 32
(Please refer to Minute No. 165)

The Special Committee of the Whole (Closed Session) recommends that the confidential recommendation of the Special Committee of the Whole (Closed Session) be approved.

170. CORRESPONDENCE FROM THE ONTARIO SEWER AND WATERMAIN ASSOCIATION
Item 4, Special Committee of the Whole (Closed Session) Report No. 32
(Please refer to Minute No. 165)

The Special Committee of the Whole (Closed Session) recommends that the confidential recommendation of the Special Committee of the Whole (Closed Session) be approved.

171. CITY OF VAUGHAN GOLF TOURNAMENT

Item 5, Special Committee of the Whole (Closed Session) Report No. 32
(Please refer to Minute No. 165)

The Special Committee of the Whole (Closed Session) recommends that the confidential recommendation of the Special Committee of the Whole (Closed Session) be approved.

172. BY-LAWS FIRST, SECOND AND THIRD READINGS

MOVED by Councillor Di Vona
seconded by Councillor Kadis

THAT the following by-laws be read a First, Second and Third time and enacted:

- | | |
|------------------------|---|
| By-Law Number 104-2002 | A By-law to designate by Number an amendment to City of Vaughan By-law Number 1-88, as effected by the Ontario Municipal Board. (OMB File Z990150, Z.97.067, Memorial Gardens (Ontario) Limited)(OMB Order No. 0284) |
| By-Law Number 105-2002 | A By-law to exempt parts of Plan 65M-3449 from the provisions of Part Lot Control. (PLC.02.014 – Murland Homes Inc., west of Keele Street, south of Teston Road)(Delegation By-law 333-98) |
| By-Law Number 106-2002 | A By-law to repeal By-law 105-2002. (PLC.02.014 – Murland Homes Inc., west of Keele Street, south of Teston Road)(Delegation By-law 333-98) |
| By-Law Number 107-2002 | A By-law to exempt parts of Plan 65M-3225 from the provisions of Part Lot Control. (PLC.02.015 – Frank Tersigni, west of Keele Street, south of Teston Road) (Delegation By-law 333-98) |
| By-Law Number 108-2002 | A By-law to repeal By-law 107-2002. (PLC.02.015 – Frank Tersigni, west of Keele Street, south of Teston Road)(Delegation By-law 333-98) |
| By-Law Number 109-2002 | A By-law to amend City of Vaughan By-law 1-88. (OP.02.001/Z.01.086 – Mackenzie Glen Developments Ltd., Jane Street and Melville Avenue, on the north side of Major Mackenzie Drive)(Council, April 15, 2002, Minute No. 136, Item 28, Committee of the Whole, Report No. 28) |
| By-Law Number 110-2002 | A By-law to adopt Amendment Number 575 to the Official Plan of the Vaughan Planning Area. (OP.02.001/Z.01.086 – Mackenzie Glen Developments Ltd., Jane Street and Melville Avenue, on the north side of Major Mackenzie Drive)(Council, April 15, 2002, Minute No. 136, Item 28, Committee of the Whole, Report No. 28) |
| By-Law Number 111-2002 | A By-law to amend City of Vaughan By-law 1-88. (Z.99.013 – Majorwest Development Corp., south side of Major Mackenzie Drive, between Weston Road and Highway #400)(Council, April 15, 2002, Minute No. 144, Item 36, Committee of the Whole, Report No. 28) |

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- By-Law Number 112-2002 A By-law to amend City of Vaughan By-law 1-88, as amended. (Z.01.075/Z.99.056 – Maplewood Villages Ltd., southeast corner of Keele Street and Kirby Road (extension) – garage setbacks/parking space standards)(Council, February 11, 2002, Item 11, Committee of the Whole, Report No. 2)
- By-Law Number 113-2002 A By-law to dedicate certain lands as part of the public highway known as Kipling Avenue. (Part 7 Reference Plan 65R-24718 – Kipling Avenue, north of Kirby Road)(Delegation By-law 333-98)
- By-Law Number 114-2002 A By-law to dedicate certain lands as part of the public highway known as Vellore Avenue and Montcalm Boulevard. (Vellore Village Estates Inc., and Torsono Holdings Inc. – 19T-89024 Phase 2, Block 39)(Delegation By-law 333-98)
- By-Law Number 115-2002 A By-law to dedicate certain lands as part of the public highway known as Islington Avenue. (Part 3 Reference Plan 65R-18214) (Delegation By-law 333-98)
- By-Law Number 116-2002 A By-law to amend City of Vaughan By-law 1-88, as amended. (P.2002.1 – City of Toronto, north and south sides of Teston Road, east of Keele Street and west of Dufferin Street)(Item 16, Committee of the Whole, Report No. 30)

CARRIED

MOVED by Councillor Ferri
seconded by Councillor Di Vona

THAT a closed session of Committee of the Whole be convened for the purpose of discussing the following matters:

- a. the security of property;
- b. personal matters about an identifiable individual, including employees;
- c. proposed or pending acquisitions of land for municipal or local board purposes;
- d. labour relations or employee negotiations;
- e. litigation or potential litigation, including matters before administrative tribunals; and
- f. advice that is subject to solicitor/client privilege.

CARRIED

Council recessed at 2:28 p.m.

MOVED by Councillor Kadis
seconded by Regional Councillor Rosati

THAT Council reconvene at 3:30 p.m.

CARRIED

Council reconvened at 3:30 p.m. with the following members present:

Mayor M. Di Biase, Chair
Regional Councillor G. Rosati
Councillor B. Di Vona
Councillor M. Ferri
Councillor S. Kadis
Councillor M. G. Racco

173. PERSONNEL MATTER/DEPUTY CITY MANAGER AND CITY SOLICITOR

Item 1, Special Committee of the Whole (Closed Session) Report No. 32

MOVED by Councillor Ferri
seconded by Regional Councillor Rosati

THAT the Committee of the Whole (Closed Session) recommendation be approved.

CARRIED

(Please also refer to Minute No. 167)

174. RUTHERFORD ROAD RECONSTRUCTION

MOVED by Regional Councillor Rosati
seconded by Councillor Kadis

THAT the following Item be added to the Agenda:

- 1) RUTHERFORD ROAD RECONSTRUCTION

CARRIED

MOVED by Regional Councillor Rosati
seconded by Councillor Ferri

THAT the following resolution be adopted:

WHEREAS traffic congestion on Regional Roads in the City of Vaughan is adversely affecting the quality of life of Vaughan residents; and

WHEREAS traffic congestion can be relieved by the widening and reconstruction of the arterial road network in the City of Vaughan; and

WHEREAS the widening of Rutherford Road from Weston Road to Highway No. 27 has been delayed from 2001 to 2002 and is proposed to be further delayed in order to incorporate construction of a major water transmission main from Peel Region; and

WHEREAS Vaughan Council believes it is in the interests of the residents of Vaughan and York Region to expedite the widening of the Regional Road network;

NOW THEREFORE IT IS RESOLVED THAT the Commissioner, Development Services is directed to arrange a meeting, at the earliest opportunity, with appropriate staff at the Region of York and City of Vaughan including members of Vaughan Council and the Chair of York Region, to discuss ways and means to accelerate the widening and reconstruction of Rutherford Road and other Regional Roads so that the work is completed at the same time as the proposed major trunk watermain expected to be in service by 2004.

CARRIED

175. CONFIRMING BY-LAW

MOVED by Councillor Di Vona
seconded by Councillor Racco

THAT By-law Number 117-2002, being a by-law to confirm the proceedings of Council at its meeting

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on April 29, 2002, be read a First, Second and Third time and enacted.

CARRIED

176. ADJOURNMENT

MOVED by Councillor Ferri
seconded by Councillor Di Vona

THAT the meeting adjourn at 3:32 p.m.

CARRIED

Michael Di Biase, Mayor

J. D. Leach, City Clerk