



**CITY OF VAUGHAN
COUNCIL MINUTES
OCTOBER 28, 2002**

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CITY OF VAUGHAN

COUNCIL MEETING

MONDAY, OCTOBER 28, 2002

MINUTES

3:00 P.M.

Council convened in the Municipal Council Chambers in Vaughan, Ontario, at 3:10 p.m.

The following members were present:

Mayor Michael Di Biase, Chair
Regional Councillor Joyce Frustaglio
Regional Councillor Gino Rosati
Councillor Mario Ferri
Councillor Linda D. Jackson
Councillor Susan Kadis
Councillor Mario G. Racco

**334. PRESENTATION – MR. PETER WESTON WITH RESPECT TO
THE CHILDREN’S AID FOUNDATION OF YORK REGION**

Mr. Peter Weston, Past President, The Children’s Aid Foundation of York Region, informed Council of the programs and services funded by the Foundation in York Region. Mr. Weston thanked Vaughan Council for their support in the Foundation’s initiatives, including Camp Chipmunk, a summer day camp that operated at the Kortright Centre this past summer.

MOVED by Regional Councillor Frustaglio
seconded by Councillor Ferri

THAT the presentation of Mr. Peter Weston, The Children’s Aid Foundation of York Region, 201 Millway Avenue, Unit 19, Vaughan, L4K 5K8, and written submission, be received.

CARRIED

335. CONFIRMATION OF AGENDA

MOVED by Regional Councillor Frustaglio
seconded by Councillor Ferri

THAT the agenda be confirmed.

CARRIED

336. DISCLOSURE OF INTEREST

Regional Councillor Frustaglio declared an interest with respect to Item 5, Committee of the Whole, Report No. 72, REENA FOUNDATION PRIVATE LEGISLATION FOR EXEMPTION FROM PROPERTY TAXATION – REQUEST FOR COUNCIL RESOLUTION, as she is the Chair of an organization that provides similar services in the community.

Councillor Jackson declared an interest in a matter that was considered at a Closed Session meeting held earlier in the day.

337. TAX ADJUSTMENTS PURSUANT TO SECTION 442, 443, AND 444 OF THE MUNICIPAL ACT, R.S.O. 1990

Deputations with respect to this matter were permitted pursuant to Sections 442, 443 and 444 of the Municipal Act.

Mr. Anthony Iozzo appeared before Council on behalf of Mr. Giovanni Iozzo, 38 Southview Drive, Vaughan, L4K 2K8, with respect to the above-noted matter.

MOVED by Councillor Racco
seconded by Regional Councillor Frustaglio

THAT the recommendation contained in the following report of the Director of Finance, dated October 28, 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, 2001, and 2002 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 50 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 **\$ 49,928.63**. The City portion of this amount is approximately 20%, or **\$ 9,985.73**. 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 W/S Komura Road, Assessment Roll Number 19.28.000.233.39700.0000, application number 966 had the 2002 assessment returned at \$6,561. This value is the apportioned value and not the CVA value for 2002. The actual assessment should have been returned at \$876,000. The recommended 2002 tax increase on this application is **\$10,466.58**.

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.)

338. DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION

The following items were identified for separate discussion:

Committee of the Whole Report No. 72

Items 3, 4, 5, 12 and 20

MOVED by Councillor Ferri
seconded by Councillor Jackson

THAT Item 1 of the Committee of the Whole (Working Session) Report No. 70 BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 26 of the Committee of the Whole Report No. 72, with the exception of the items identified for separate discussion, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 11 of the Committee of the Whole (Closed Session) Report No. 73 BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 7 of the Committee of the Whole (Public Hearing) Report No. 74 BE APPROVED and the recommendations therein be adopted; and

THAT Items 1 to 5 of the Operational Review Committee Report No. 7 BE APPROVED and the recommendations therein be adopted.

CARRIED

339. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

COMMITTEE OF THE WHOLE REPORT NO. 72

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

ITEM - 3 FATHER ERMANNO BULFON BOCCIOFILA COMMITTEE
 (WEST WOODBRIDGE BOCCE COMMITTEE)

MOVED by Regional Councillor Frustaglio
seconded by Councillor Jackson

THAT Item 3, Committee of the Whole Report No. 72 be adopted and amended, as follows:

By approving the recommendation contained in the report of the Commissioner of Community Services, dated October 21, 2002; and

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By receiving the memorandum from the Commissioner of Community Services, dated October 25, 2002.

CARRIED

ITEM - 4 AWARD OF TENDER T02-225
COMDEL PARK – PARK DEVELOPMENT

MOVED by Councillor Ferri
seconded by Regional Councillor Rosati

THAT Item 4, Committee of the Whole Report No. 72 be adopted and amended, as follows:

By approving the following recommendation contained in the additional report of the Commissioner of Community Services, dated October 28, 2002:

1. That T02-225, Comdel Park – Park Development, be awarded to Pine Valley Enterprises Inc. for the amount of \$270,770.00;
2. That a contingency allowance of \$50,000.00 be approved, within which the Executive Director of Buildings, Facilities and Parks is authorized to approve amendments to the contract; and
3. That a by-law be enacted authorizing the Mayor and the City Clerk to sign the necessary documents.

NOT VOTED UPON

At this point in the meeting Council resolved that this matter be dealt with later in the meeting. (*Please refer to page 349 for disposition of this matter*)

ITEM - 5 REENA FOUNDATION PRIVATE LEGISLATION FOR EXEMPTION
FROM PROPERTY TAXATION – REQUEST FOR COUNCIL RESOLUTION

MOVED by Councillor Racco
seconded by Councillor Kadis

THAT Item 5, Committee of the Whole Report No. 72 be adopted without amendment.

CARRIED

Having previously declared an interest Regional Councillor Frustaglio did not take part in the discussion or vote on the foregoing matter.

ITEM - 12 RAIN BARREL WATER CONSERVATION REPORT

MOVED by Councillor Kadis
seconded by Councillor Racco

THAT Item 12, Committee of the Whole Report No. 72 be adopted and amended, as follows:

By approving the recommendation contained in the report of the Commissioner of Engineering and Public Works, dated October 21, 2002; and

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By receiving the additional report of the Commissioner of Engineering and Public Works, dated October 28, 2002.

CARRIED

ITEM -20 **COMMERCIAL AND INDUSTRIAL PROPERTY TAX
CAPPING & CLAWBACK – RESOLUTION**

MOVED by Councillor Racco
seconded by Councillor Ferri

THAT Item 20, Committee of the Whole Report No. 72 be adopted without amendment.

CARRIED

ITEM - 4 **AWARD OF TENDER T02-225
COMDEL PARK – PARK DEVELOPMENT**

MOVED by Councillor Ferri
seconded by Councillor Racco

THAT Item 4, Committee of the Whole Report No. 72 be adopted and amended, as follows:

By approving Clause 1 and 3 contained in the additional report of the Commissioner of Community Services, dated October 28, 2002, as follows:

- “1. That T02-225, Comdel Park – Park Development, be awarded to Pine Valley Enterprises Inc., for the amount of \$270,770.00; and

3. That a bylaw be enacted authorizing the Mayor and the City Clerk to sign the necessary documents.”; and

By approving the following:

“That \$35,000 for playground equipment and a contingency allowance of \$15,000, be approved, within which the Executive Director of Buildings, Facilities and Parks is authorized to approve amendments to the contract.”

CARRIED

340. BY-LAWS FIRST, SECOND AND THIRD READINGS

MOVED by Councillor Kadis
seconded by Councillor Ferri

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

By-Law Number 325-2002 A By-law to authorize the acquisition of 11151 Keele Street and to authorize the Mayor and Clerk to execute an Agreement of Purchase and Sale between the Corporation of the City of Vaughan and Sanlina Holdings Limited. (Council, October 15, 2002, Item 6, Special Committee of the Whole (Closed Session), Report No. 71)

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By-Law Number 326-2002 A By-law to exempt parts of Plans 65M-3592 from the provisions of Part Lot Control. (PLC.02.041, Lanterna Group Limited, Pine Valley Drive and Weston Road, south of Major Mackenzie Road)(Delegation By-law 333-98)

By-Law Number 327-2002 A By-law to repeal By-law 326-2002. (PLC.02.041, Lanterna Group Limited, Pine Valley Drive and Weston Road, south of Major Mackenzie Road)(Delegation By-law 333-98)

CARRIED

341. CONFIRMING BY-LAW

MOVED by Councillor Ferri
seconded by Councillor Jackson

THAT By-law Number 328-2002, being a by-law to confirm the proceedings of Council at its meeting on October 28, 2002, be read a First, Second and Third time and enacted.

CARRIED

342. ADJOURNMENT

MOVED by Councillor Racco
seconded by Councillor Kadis

THAT the meeting adjourn at 3:43 p.m.

CARRIED

Michael Di Biase, Mayor

J. D. Leach, City Clerk