

SPECIAL COUNCIL MEETING – DECEMBER 20, 2002

CHANGES IN CITY OF VAUGHAN COUNCIL COMPOSITION

Recommendation

The City Clerk, in consultation with the Director of Legal Services, recommends:

- 1) That the Public Hearing be received; and
- 2) That the necessary by-law be enacted to increase the number of elected members of the City of Vaughan Council from eight to nine, with the additional member being a Local and Regional Councillor.

Purpose

To consider enacting a by-law to increase the size of the City of Vaughan Council from the eight existing members to nine members with the additional member also to be a member of the Council of the Regional Municipality of York (Regional Council).

Background - Analysis and Options

City of Vaughan Council, at its meeting held on June 20, 2002, adopted the following resolution.

"WHEREAS there have been substantial population increases in different areas of the Regional Municipality of York over the past ten years;

AND WHEREAS the current composition of the Council for The Regional Municipality of York does not ensure fair and equitable representation of The Corporation of the City of Vaughan based on the population increase in Vaughan;

AND WHEREAS the Council of the City of Vaughan has advised the Region of York that it is essential to take all required actions to adjust the representation on York Council to more closely reflect the population of the area municipalities and the apportionment of costs among the area municipalities on a number of occasions including, most recently, by a resolution of the Council of the City of Vaughan on March 19, 2001;

AND WHEREAS the continuing inequitable representation of the residents and ratepayers of the City of Vaughan on the Region of York Council must be addressed immediately;

BE IT RESOLVED THAT the Council of The Regional Municipality of York hereby requests the Minister of Municipal Affairs and Housing to make a regulation under subsection 27(10) of the Municipal Act, R.S.O. 1990, c. M.45, as amended, declaring that section 27 of the Municipal Act applies to The Regional Municipality of York, and further that a regulation to the same effect be made by the Minister under section 218 of the Municipal Act, 2001, R.S.O. 2001, c. 25, since the new legislation will come into force on January 1, 2003 and any changes to the composition of the upper-tier Council may not be completed prior to January 1, 2003;

AND THAT, once the Minister of Municipal Affairs has filed the regulation(s) referred to above, that The Regional Municipality of York shall immediately take all required actions and obtain all required approvals under section 27 of the existing Municipal Act and under sections 218 and 219 of the Municipal Act, 2001, as required, to adjust the representation of The Corporation of the City of Vaughan on the Region of York Council;

AND THAT a copy of this resolution be forwarded to the Premier of Ontario, the Minister of Municipal Affairs and Housing, all York Region MPP's, and to each of the area municipalities in the Region of York."

Regional Council responded to Vaughan's request and at a meeting held on November 21, 2002 unanimously adopted the following resolution:

"Regional Council request the Minister of Municipal Affairs and Housing to make a regulation declaring that section 27 of the Municipal Act applies to the Regional Municipality of York;

The Regional Clerk forward a copy of this report to the local municipalities with a request that they consent, at their meetings in December 2002, to a by-law changing the composition and size of Regional Council to permit an additional member from the City of Vaughan;

Regional Council hold a public meeting at 9:20 a.m. on December 19, 2002 for the purpose of considering this by-law;

Staff publish notice of Council's intention to pass the by-law."

Subsequently the majority of the area municipalities in York Region, including the City of Vaughan, consented to the passage of a by-law to change the composition of Regional Council to permit an additional member from the City of Vaughan. Regional Council, at a meeting held on December 19, 2002, considered a report on "Council Representation" from their Chief Administrative Officer and in so doing, enacted a by-law to increase Regional Council by one member, being a member of the Regional Council and of the Council of the City of Vaughan (Attachment 1).

In order to effect this increased representation, the *Municipal Act* requires that Vaughan hold a public meeting and pass a by-law to increase the size of Council by one. To this end, Council at its meeting held on December 16, 2002, directed that a public meeting be held on December 20, 2002 for the purpose of considering the requisite by-law. Public Notice of the meeting was published in the Vaughan Citizen/Liberal City Page on December 12, 2002 and December 19, 2002.

Conclusion

It is necessary and appropriate for Council to enact a by-law to increase its size from eight to nine with the additional member being a Local and Regional Councillor.

Attachments

Attachment 1 – Report No. 6 of the Regional Chief Administrative Officer

Report prepared by:

John D. Leach

Respectfully submitted,

John D. Leach
City Clerk

1.3

Attachment 1

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Report No. 6 of the Chief Administrative Officer

THE REGIONAL MUNICIPALITY OF YORK

**REPORT NO. 6
OF THE REGIONAL
CHIEF ADMINISTRATIVE OFFICER**

**For Consideration by
The Council of The Regional Municipality of York
on December 19, 2002**

1

COUNCIL REPRESENTATION**1. RECOMMENDATIONS**

It is recommended that:

1. This report be received as information.

2. PURPOSE

This report provides Council with an update regarding Council's consideration of a by-law to change its composition and size to permit an additional member from the City of Vaughan.

3. BACKGROUND

At its meeting of November 21, 2002 Council adopted Report No. 4 of the Chief Administrative Officer. This report recommended that Council request the Minister of Municipal Affairs and Housing to make a regulation declaring that section 27 of the *Municipal Act* applies to the Regional Municipality of York. It also recommended that the local municipalities be requested to consent to the Region's by-law changing the composition and size of Regional Council to permit an additional member from the City of Vaughan. It further recommended that Council hold a public meeting on December 19, 2002 at 9:30 a.m. for the purpose of considering this by-law and that staff publish notice of Council's intention to pass the by-law.

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Report No. 6 of the Chief Administrative Officer

4. ANALYSIS AND OPTIONS

The following paragraphs provide Council with an update of what has happened since Council's meeting of November 21, 2002.

4.1 Minister's Regulation

On November 25, 2002 the Minister of Municipal Affairs and Housing filed Regulation No. 319/02 declaring that section 27 of the *Municipal Act* applies to the Regional Municipality of York. The effect of this Regulation is to give Council the authority to pass a by-law to change its composition and size to permit an additional member from the City of Vaughan. As stated in the previous report, the by-law would need to be passed by the end of this year for the new member to take his or her seat after the 2003 election.

4.2 Notice and Public Meeting

The *Municipal Act* requires Council to give notice of its intention to pass the by-law and hold at least one public meeting to consider the matter. Notice of Council's intention to pass the by-law has been published in newspapers across York Region on a variety of dates beginning November 28, 2002 and ending on December 15, 2002. Notice has also been given on the Region's web site beginning the week of November 25, 2002. The public meeting is scheduled to take place at 9:30 a.m. on December 19, 2002.

4.3 Triple Majority

The *Municipal Act* provides that a by-law to change the composition and size of Council does not come into force unless:

- A majority of all votes on Regional Council are cast in its favour
- A majority of the councils of the local municipalities in the Region pass resolutions consenting to the by-law
- The councils of the local municipalities consenting to the by-law represent a majority of the electors in the Region

The councils of six of the nine local municipalities—Georgina, King, Markham, Richmond Hill, Vaughan and Whitchurch-Stouffville, have passed resolutions consenting to the by-law. The councils of the other three local municipalities—Aurora, East Gwillimbury and Newmarket, have not consented to the by-law. Based upon the most recent lists of electors from the 2000 election, the six consenting councils represent 385,182 electors, or about 80% of the total electors in York Region. Thus two parts of the triple majority pertaining to the local municipalities have been attained. The sole remaining part would be to have a majority of all the votes on Regional Council cast in its favour.

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5. FINANCIAL IMPLICATIONS

Adding an additional member of Regional Council would result in the normal salary, benefit and administrative costs to support a member.

6. LOCAL MUNICIPAL IMPACT

Council of the City of Vaughan would need to pass a by-law to change the number of its elected members. It has scheduled a meeting for December 20, 2002 to consider this by-law, pending the outcome of Regional Council's consideration of its by-law.

7. CONCLUSION

All of the prerequisites are in place for Regional Council to hold a public meeting and consider passing the by-law to change the composition and size of Regional Council to permit an additional member from the City of Vaughan. Under the by-law, the member would first be elected in the 2003 regular election and would take office on December 1, 2003.

Respectfully submitted,

December 18, 2002
Newmarket, Ontario

Michael Garrett
Chief Administrative Officer



100 John West Way
Box 1000
Aurora, Ontario
L4G 6J1
Tel: (905) 727-1375
Web: www.town.aurora.on.ca

1.6

02-12-02 A10:16 IN

126A1
REGION OF YORK
CLERK'S OFFICE

FILE No. - 103

November 29, 2002

Denis Kelly, Regional Clerk
Region of York
17250 Yonge Street, Box 147
Newmarket, Ontario
L3Y 6Z1

Dear Mr. Kelly:

**Re (Item 10) Correspondence from Denis Kelly, Regional Clerk
re: Council Representation – City of Vaughan**

Please be advised that this matter was referred to Council for consideration at its meeting held on November 26, 2002. In this regard, Council adopted the following resolutions:

Moved by Councillor West**Seconded by Councillor Pedersen**

WHEREAS the Council of the Town of Aurora understands the concerns expressed by the City of Vaughan with respect to equitable representation on the Region of York Council;

AND WHEREAS the Council of the Town of Aurora has similar concerns regarding representation of other lower populated municipalities on Regional Council;

AND WHEREAS if Regional Council was permitted to expand its membership solely based on population the size may become too cumbersome to function effectively in the future;

AND WHEREAS levels of government function satisfactorily on representation other than by population;

NOW THEREFORE the Town of Aurora wishes to file its objection to the request submitted by the City of Vaughan for an additional Regional Councillor;

AND FURTHER requests the Minister of Municipal Affairs to undertake a review of the composition of Regional Council to provide for a new formula consisting of a minimum of two (2) regional representatives per municipality and a maximum of four (4) regional representatives per municipality within York Region.

CARRIED

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File C03/02-28
→ Chan -
CRO ✓
12/02/02
MG

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The above is sent for your information and any attention deemed necessary.

Yours truly,

Bob Panizza
Director of Corporate Services/
Town Clerk

BP/ct



1.8
Town of
East Gwillimbury

December 16, 2002

Lucille King, MPA

Director of Corporate Service/Municipal Clerk
Corporate Services Department
905-478-4282 x239
lking@eastgwillimbury.ca

Dennis Kelly, Regional Clerk
Corporate & Legal Services Department
Regional Municipality of York
17250 Yonge Street
Newmarket, ON
L3Y 6Z1

Dear Mr. Kelly:

Re: Council Representation -- City of Vaughan

At its Council meeting of December 16th, 2002, the Town of East Gwillimbury Council adopted the Committee of the Whole meeting minutes of December 9th, 2002. At the Committee of the Whole meeting, Resolution CWC 2002-219 was passed:

'Moved by Jack Hauseman

THAT the correspondence from York Region regarding the alteration of Regional Council's composition and size to permit an additional representative from the City of Vaughan be received;

AND FURTHER THAT Council does not consent to the following draft by-law:

'WHEREAS Section 27 of the Municipal Act, R.S.O. 1990, c.M.45, as amended, provides that the council of an upper-tier municipality may, by by-law, change the composition and size of the council;

AND WHEREAS Section 27(9) of the Municipal Act further provides that this section does not apply to an upper-tier municipality until the Minister makes a regulation declaring that the section applies to the upper-tier municipality;

AND WHEREAS the Minister has now filed Regulation No. ___ declaring that Section 27 applies to The Regional Municipality of York;

AND WHEREAS Section 6(1) of the Municipal Elections Act, 1996, S.O. 1996, c.32, as amended, provides that the term of all offices to which that Act applies is three years, beginning on December 1 in the year of a regular election.

Council Representation - City of Vaughan

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Dennis Kelly, Regional Clerk
December 16, 2002
Page 2 of 2

The Council of The Regional Municipality of York hereby enacts
as follows:

1. The composition and size of Regional Council is changed to consist of twenty-one members, being the existing twenty members plus an additional member from the City of Vaughan who has been elected as a member of the Regional Council and the Council of the City of Vaughan.
2. The additional member from the City of Vaughan shall first be elected in the 2003 regular municipal election and shall take office on December 1, 2003.

Yours truly,


Lucille King, MPA
Director of Corporate Services/Municipal Clerk

LK/md



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TOWN OF GEORGINA

26557 Civic Centre Rd., R.R. #2, Keswick, Ontario L4P 3G1

94:019919P98948-n1

12744

05-12-02 4:59:13

CLERK'S OFFICE
FILE No. - P03

December 2, 2002

Regional Municipality of York,
17250 Yonge Street,
NEWMARKET, Ontario
L3Y 6Z1

Attn: Denis Kelly, Regional Clerk

Dear Mr. Kelly:

Town Council at a meeting held on December 2, 2002, considered your correspondence concerning 'Council Representation - City of Vaughan' and passed the following motion:

THAT COUNCIL ENDORSE THE REGION OF YORK RECOMMENDATIONS CONCERNING COUNCIL REPRESENTATION FOR THE CITY OF VAUGHAN, TO REQUEST THE MINISTER TO MAKE A REGULATION TO GIVE THE REGIONAL MUNICIPALITY OF YORK THE AUTHORITY TO PERMIT AN ADDITIONAL REGIONAL COUNCILLOR TO REPRESENT THE CITY OF VAUGHAN, AND TO REQUEST THE MINISTRY OF MUNICIPAL AFFAIRS AND HOUSING TO MAKE REGULATION DECLARING THAT SECTION 27 OF THE MUNICIPAL ACT APPLY TO THE REGIONAL MUNICIPALITY OF YORK, AND THAT THE TOWN OF GEORGINA CONSENT TO A BY-LAW CHANGING THE COMPOSITION AND SIZE OF REGIONAL COUNCIL TO PERMIT AN ADDITIONAL MEMBER FROM THE CITY OF VAUGHAN.

Sincerely,
FOR THE TOWN OF GEORGINA,

Carolyn Lanez,
Committee Secretary

:cl

(905) 476-4301

(905) 722-6516

(705) 437-2210

Fax: (905) 476-8100

3



TOWNSHIP OF KING

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KING CITY, ONTARIO
L7B 1A1

(905) 833-5321
Toll Free: 1-800-888-5013
Fax: (905) 833-2300
EMAIL: online@township.king.on.ca
WEBSITE: www.township.king.on.ca

1.11 12762

December 3, 2002

REGION OF YORK
CLERK'S OFFICE

Denis Kelly, Regional Clerk
Regional Municipality of York
17250 Yonge Street
NEWMARKET ON L3Y 6Z1

FILE No. - 103

Dear Mr. Kelly:

RE: Council Representation - City of Vaughan

Your correspondence dated November 21st, 2002 regarding changing Regional Council's composition and size to permit an additional representative from the City of Vaughan was considered and supported by the Committee of the Whole at its meeting of December 2nd, 2002.

Council at its meeting of the same date adopted the Committee of the Whole recommendation that the proposal be supported and that the Regional Municipality of York be advised that Council of the Corporation of the Township of King consents to the by-law changing the composition and size of Regional Council to permit an additional member from the City of Vaughan.

Yours truly

Chris Somerville
Clerk

Faxed to 905-895-3031, Original to follow by regular mail

H:\Regional Council Representation.wpd



CORPORATE SERVICES COMMISSION
Clerk's Department

December 12, 2002

Mr. Denis Kelly
Regional Clerk
The Regional Municipality of York
17250 Yonge Street
Newmarket, ON L3Y 6Z1

RE: CITY OF VAUGHAN - REPRESENTATION
ON REGIONAL COUNCIL (13.5.2)

Dear Mr. Kelly:

Please be advised that Markham Council consents to the by-law passed, pursuant to Section 27(2) of the *Municipal Act*, providing for an increase in the composition of York Region Council by one additional representative for the City of Vaughan.

Yours sincerely,


Sheila Birrell
Town Clerk



TOWN OF NEWMARKET

Corporate Services Department
Town Clerk's Office
905-895-5183

1.13

December 17, 2002

Mr. Denis Kelly, Regional Clerk
The Regional Municipality of York
17250 Yonge Street
Newmarket, ON L3Y 6Z1

Dear Mr. Kelly:

**RE: Council Representation – City of Vaughan
Our Files: 7.6.1, 8.3.1 and 8.4.7**

I am writing to advise you that your letter and report dated November 21, 2002 regarding Regional Council's composition and size to permit an additional representative from the City of Vaughan was considered at the December 9, 2002 Committee of the Whole Meeting.

Discussion took place with respect to the enlarging of the representation on Regional Council without first conducting an entire review of the current composition and size, and during that discussion they considered Mayor Taylor's recommendation to support the City of Vaughan's request.

Subsequently, the Town of Newmarket Council at the regular meeting held on Monday, December 16, 2002 adopted the following recommendation:

THAT the letter from Mr. Denis Kelly, Regional Clerk and attached Regional Report dated November 21, 2002 regarding an additional Council Representative for the City of Vaughan be received and the request for support not be endorsed at this time.

Yours truly,

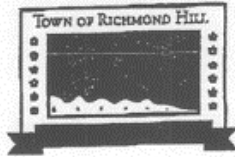
Anita Moore
Anita Moore, AMCT
Town Clerk

:im

395 Millock Drive, P.O. Box 328, STN MAIN NEWMARKET, ON L3Y 4X7
Direct Dial: 905-953-5322 Tel: 905-895-5193 Fax: 905-953-5100

VISIT OUR WEB SITE AT: www.town.newmarket.on.ca

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Town of Richmond Hill

P.O. Box 300
225 East Beaver Creek Road
Richmond Hill, Ontario
Canada L4C 4Y5
(905) 771-8800
www.town.richmond-hill.on.ca

December 17, 2002

Mr. Denis Kelly, Regional Clerk
The Regional Municipality of York
17250 Yonge Street
P.O. Box 147
Newmarket, Ontario
L3Y 6Z1

Dear Mr. Kelly:

Re: Richmond Hill Town Council resolution respecting Council Representation - City of Vaughan

In response to your request, the Clerk's Office has amended the resolution passed by Richmond Hill Town Council, at its meeting on December 9, 2002, to include reference to the subject by-law to be considered by the Regional Council at its meeting on December 19, 2002:

- "a) That the correspondence from the Regional Municipality of York dated November 21, 2002 respecting Council Representation, City of Vaughan, be received;
- b) That Richmond Hill Town Council convey to the Regional Municipality of York its consent to the by-law changing the composition and size of Regional Council to permit an additional member from the City of Vaughan."

The amendment to this resolution will be brought to the attention of our Town Council when the minutes of December 9, 2002 are presented for final ratification on January 13, 2003.

Sincerely,

Robert C. Prowse
Town Clerk

/gc



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Clerk's Department
2141 Major Mackenzie Drive
Vaughan, Ontario
Canada L6A 1T1

Tel (905) 832-8504
Fax (905) 832-8535

FOR INQUIRIES: PLEASE QUOTE ITEM & REPORT NO.

December 17, 2002

SENT BY FAX NO. 1-905-995-3031 AND MAIL

Mr. Denis Kelly, Regional Clerk
Regional Municipality of York
P.O. Box 147
17250 Yonge Street
Newmarket, ON
L3Y 6Z1

Dear Mr. Kelly:

**RE: CITY OF VAUGHAN
REPRESENTATION ON REGIONAL COUNCIL**

Attached for your information is Item 7, Report No. 85 of the Committee of the Whole regarding the above-noted matter which was adopted without amendment by the Council of the City of Vaughan at its meeting of December 18, 2002.

Yours sincerely

J. Leach
City Clerk

Attachment:
Extract
Attachment #1 Report No. 4 of the Chief Administrative Officer, Region of York

JDL/pa

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CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF DECEMBER 16, 2002

Item 7, Report No. 85, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on December 16, 2002.

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CITY OF VAUGHAN
REPRESENTATION ON REGIONAL COUNCIL

The Committee of the Whole recommends approval of the recommendation contained in the following report of the City Clerk, dated December 9, 2002:

Recommendation

The City Clerk, in consultation with the Director of Legal Services and the Solicitor/Special Services, recommends:

1. That the Council of the City of Vaughan consent to the Regional Council passing a by-law to change the composition of Regional Council to permit one additional member from the City of Vaughan;
2. That the City of Vaughan Council hold a public meeting on December 20, 2002 for the purpose of considering a by-law to be enacted by the City of Vaughan to increase the members from 8 to 9; and
3. That once the Minister of Municipal Affairs and Housing make a regulation declaring that section 27 of the Municipal Act applies to the Regional Municipality of York Act and Regional Council enacts a by-law to change the composition and size of Regional Council to permit an additional member from the City of Vaughan that the City of Vaughan Council consider enacting a by-law pursuant to subsection 29(3) of the *Municipal Act* to change the size of the City of Vaughan Council from its existing 8 members to 9 members and
4. That staff publish notice of Council's intention to pass the by-law.

Purpose

To apprise Council of and to respond to a request by Regional Council to consent to the Regional Council passing a by-law to change the composition of Regional Council to permit an additional member from the City of Vaughan.

Background - Analysis and Options

The City of Vaughan has for many years been requesting additional representation on Regional Council to address the inequitable representation of the Corporation of the City of Vaughan on Regional Council based on the population increase in Vaughan. Most recently Council at its meeting on June 20, 2002 adopted the following resolution:

"WHEREAS there have been substantial population increases in different areas of the Regional Municipality of York over the past ten years;

AND WHEREAS the current composition of the Council for The Regional Municipality of York does not ensure fair and equitable representation of The Corporation of the City of Vaughan based on the population increase in Vaughan;

AND WHEREAS the Council of the City of Vaughan has advised the Region of York that it is essential to take all required actions to adjust the representation on York Council to more closely reflect the population of the area municipalities and the apportionment of costs among the area municipalities on a number of occasions including, most recently, by a resolution of the Council of the City of Vaughan on March 19, 2001;

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CITY OF VAUGHAN

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EXTRACT FROM COUNCIL MEETING MINUTES OF DECEMBER 16, 2002

Item 7, CW Report No. 85 -- Page 3

The conditions that will have to be satisfied are as follows:

- The Minister of Municipal Affairs and Housing would have to make a regulation under section 27 of the Municipal Act to give Regional Council the authority to change its composition.
- Regional Council would have to give notice, hold a public meeting and pass a by-law to change the composition and size of its council by adding one additional member from the City of Vaughan.
- The Region must have a majority of all votes on Council cast in favour of the by-law, at least five local municipalities containing a majority of the Region's electors would need to consent to the Region's passing a by-law by passing resolutions and the total number of electors in the local municipalities that have passed resolutions must form a majority of all the electors in the regional municipality (the "triple majority" requirement).
- Vaughan would also have to give notice, hold a public meeting and pass a by-law to change the size of its council from 8 to 9 members.

Should all of these conditions not be met by December 31, 2002, any increase in the size of Regional Council to give Vaughan an additional member would not be in effect for the 2003 election.

Conclusion

There is certainly a need to increase Vaughan's representation on Regional Council as soon as possible. Council's adoption of the above-noted recommendation will ensure that the actions that would need to be taken by Vaughan to potentially secure this additional representation would be undertaken.

Attachments

Attachment #1 Report No. 4 of the Chief Administrative Officer, Region of York

Report prepared by:

John D. Leach, City 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.)

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CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF DECEMBER 16, 2002

Item 7. CW Report No. 85 – Page 2

AND WHEREAS the continuing inequitable representation of the residents and ratepayers of the City of Vaughan on the Region of York Council must be addressed immediately;

BE IT RESOLVED THAT the Council of The Regional Municipality of York hereby requests the Minister of Municipal Affairs and Housing to make a regulation under subsection 27(10) of the Municipal Act, R.S.O. 1990, c. M.45, as amended, declaring that section 27 of the Municipal Act applies to The Regional Municipality of York, and further that a regulation to the same effect be made by the Minister under section 218 of the Municipal Act, 2001, S.O. 2001, c. 26, since the new legislation will come into force on January 1, 2003 and any changes to the composition of the upper-tier Council many not be completed prior to January 1, 2003;

AND THAT, once the Minister of Municipal Affairs has filed the regulation(s) referred to above, that The Regional Municipality of York shall immediately take all required actions and obtain all required approvals under section 27 of the existing Municipal Act and under sections 218 and 219 of the Municipal Act, 2001, as required, to adjust the representation of The Corporation of the City of Vaughan on the Region of York Council;

AND THAT a copy of this resolution be forwarded to the Premier of Ontario, the Minister of Municipal Affairs and Housing, all York Region MPP's, and to each of the area municipalities in the Region of York."

Regional Council has responded to Vaughan's request and at its meeting held on November 21, 2002 unanimously adopted the following recommendation contained in Report No. 4 of the Chief Administrative Officer (Attachment #1):

Regional Council request the Minister of Municipal Affairs and Housing to make a regulation declaring that section 27 of the Municipal Act applies to the Regional Municipality of York;

The Regional Clerk forward a copy of this report to the local municipalities with a request that they consent, at their meetings in December 2002, to a by-law changing the composition and size of Regional Council to permit an additional member from the City of Vaughan;

Regional Council hold a public meeting at 9:20 a.m. on December 19, 2002 for the purpose of considering this by-law;

Staff publish notice of Council's intention to pass the by-law.

In order for Vaughan to gain an additional representative on Regional Council to be elected by general vote at the November 10, 2003 general election a number of conditions (set out below) would have to be met by December 31, 2002.

The legislation does not speak directly to whether the enactment of a regional by-law to increase Vaughan's representation on the upper-tier council will also automatically change the composition or increase the number of members on the lower-tier council. It is, therefore, also being recommended by City staff that notice be given and a public meeting be held to consider the City of Vaughan's proposed by-law to change the composition of Vaughan Council from 8 members to 9 members.

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Dec 16/02
12:20



TOWN OF
WHITCHURCH-STOUFFVILLE
"COUNTRY CLOSE TO THE CITY"

REGION OF YORK
CLERK'S OFFICE

FILE No. - *103*

37 SANDIFORD DRIVE, 4TH FLOOR
STOUFFVILLE, ONTARIO L4A 7X5
**REGION OF YORK
CLERK'S OFFICE**

MAIN SWITCHBOARD (905) 640-1900
(905) 895-2423
AUTOMATED LINES (905) 640-1910
(905) 895-5299
FAX (905) 640-7957

FILE No. -

December 9th, 2002

Regional Municipality of York
Mr. Denis Kelly, Regional Clerk
17250 Yonge Street
Newmarket, Ontario
L3Y 6Z1

Dear Mr. Kelly:

RE: YORK REGION-COUNCIL REPRESENTATION, CITY OF VAUGHAN (C10-C0 & A16)

Please be advised that the above-noted matter was placed before Council at its meeting held on December 3rd, 2002.

It was the decision of the Council, at that time, to pass the following resolution:

"THAT correspondence from Denis Kelly, Regional Clerk on a draft by-law requesting consent for an additional member to be added to the City of Vaughan Regional Council be received and that the Town of Whitchurch-Stouffville consents to this by-law."

Yours truly,

Mrs. Michele Kennedy, B.A., C.M.O.
Town Clerk

MK/sw

1.20

THE REGIONAL MUNICIPALITY OF YORK

Bill No. 163

BY-LAW NO. A-0318-2002-160

A By-law to Change the Composition and Size of Regional Council.

WHEREAS Section 27 of the *Municipal Act*, R.S.O. 1990, c.M.45, as amended, provides that the council of an upper-tier municipality may, by by-law, change the composition and size of the council;

AND WHEREAS Section 27(9) of the *Municipal Act* further provides that this section does not apply to an upper-tier municipality until the Minister makes a regulation declaring that the section applies to the upper-tier municipality;

AND WHEREAS the Minister has filed Regulation No. 319/02 on November 25, 2002 declaring that Section 27 applies to The Regional Municipality of York;

AND WHEREAS Section 6(1) of the *Municipal Elections Act, 1996*, S.O. 1996, c.32, as amended, provides that the term of all offices to which that Act applies is three years, beginning on December 1 in the year of a regular election.

The Council of The Regional Municipality of York hereby enacts as follows:

1. The composition and size of Regional Council is changed to consist of twenty-one members, being the existing twenty members plus an additional member from the City of Vaughan who has been elected as a member of the Regional Council and of the Council of the City of Vaughan.
2. The additional member from the City of Vaughan shall first be elected in the 2003 regular municipal election and shall take office on December 1, 2003.

ENACTED AND PASSED this 19th day of December, 2002.

Denis Kelly
Regional Clerk



Bill Fisch
Regional Chair