



**CITY OF VAUGHAN
COUNCIL MINUTES
SEPTEMBER 27, 2004**

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CITY OF VAUGHAN

COUNCIL MEETING

MONDAY, SEPTEMBER 27, 2004

MINUTES

1:00 P.M.

Council convened in the Municipal Council Chambers in Vaughan, Ontario, at 1:57 p.m.

The following members were present:

Mayor Michael Di Biase, Chair
Regional Councillor Mario F. Ferri
Regional Councillor Joyce Frustaglio
Regional Councillor Linda D. Jackson
Councillor Tony Carella
Councillor Bernie Di Vona
Councillor Sandra Yeung Racco

MOVED by Councillor Yeung Racco
seconded by Regional Councillor Ferri

That the Rules of Procedure with respect to start time be waived to permit the meeting to commence at 1:57 p.m.

CARRIED

244. PRESENTATION – COMMUNITIES IN BLOOM NATIONAL AWARD

Regional Councillor Ferri, Chair of the Beautification Committee, Communities in Bloom, presented Mayor Di Biase and Members of Council with the National Award in the 100,001 to 400,000 population category awarded to the City of Vaughan at the 10th Edition of the Communities in Bloom National Awards Ceremony in Charlottetown, P.E.I. on September 18, 2004. Regional Councillor Ferri also extended thanks to the Executive Committee, the Technical Committee, Sponsors, Award winners including participating homes, businesses, schools, and greeters.

245. CONFIRMATION OF AGENDA

MOVED by Councillor Carella
seconded by Councillor Yeung Racco

THAT the agenda be confirmed.

CARRIED

246. DISCLOSURE OF INTEREST

There was no disclosure of interest by any member.

247. ADOPTION OR CORRECTION OF MINUTES

MOVED by Councillor Carella
seconded by Councillor Di Vona

THAT the minutes of the meeting September 13, 2004 be adopted as presented.

CARRIED

248. DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION

The following items were identified for separate discussion:

Committee of the Whole Report No. 63

Items 3, 7, 9, 13, 18, 22, and 23

Committee of the Whole (Closed Session) Report No. 64

Items 6 and 7

Operational and Strategic Planning Committee Report No.6

Items 6 and 8

MOVED by Regional Councillor Ferri
seconded by Councillor Carella

THAT Items 1 to 4 of the Committee of the Whole (Working Session) Report No. 62, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 31 of the Committee of the Whole Report No. 63, with the exception of the items identified for separate discussion, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 6 of the Committee of the Whole (Closed Session) Report No. 64, 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. 65, BE APPROVED and the recommendations therein be adopted; and

THAT Items 1 to 9 of the Operational and Strategic Planning Committee Report No. 6, with the exception of the items identified for separate discussion, BE APPROVED and the recommendations therein be adopted.

CARRIED

249. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

COMMITTEE OF THE WHOLE REPORT NO. 63

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

ITEM – 23 ENSURING THE SAFETY OF ELEMENTARY SCHOOL CHILDREN

MOVED by Regional Councillor Frustaglio
seconded by Councillor Di Vona

THAT Item 23, Committee of the Whole Report No. 63 be adopted and amended, as follows:

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By receiving the memoranda from the Commissioner of Engineering and Public Works, both dated September 23, 2004; and

By receiving the following written submissions:

- a) A. Bianchi, Holy Jubilee Catholic School Council, 400 St. Joan of Arc Avenue, Maple, L6A 2S8, dated September 23, 2004; and
- b) Mr. Marc Fournier, Forest Run School Council, dated September 24, 2004.

AMENDMENT

MOVED by Regional Councillor Frustaglio
seconded by Regional Councillor Ferri

THAT Item 23, Committee of the Whole Report No. 63 be further amended, as follows:

By approving that the criteria regarding the establishment of school crossing guard placements be referred to a Committee of the Whole (Working Session) as soon as possible for review and the Schools, Trustees, School Councils, and the School Boards be invited to participate.

AMENDMENT

MOVED by Regional Councillor Jackson
seconded by Councillor Di Vona

THAT Item 23, Committee of the Whole Report No. 63 be further amended, as follows:

By approving that a school crossing guard be implemented at Holy Jubilee Catholic School;
and

By approving:

That Clause 2 of the Committee recommendation be referred to the Committee of the Whole (Working Session) meeting of September 28, 2004;

That the determination of implementing one crossing guard for each of the following Schools be referred to the Committee of the Whole (Working Session) meeting of September 28, 2004:

- i) Holy Jubilee Catholic School
- ii) St. David's Catholic School

CARRIED UPON A RECORDED VOTE

YEAS

Councillor Carella
Mayor Di Biase
Councillor Di Vona
Regional Councillor Jackson
Councillor Yeung Racco

NAYS

Regional Councillor Ferri
Regional Councillor Frustaglio

Upon the question of the amendment with respect to a review of the criteria at a Committee of the Whole (Working Session):

CARRIED

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Upon the question of the motion receiving the memoranda and written submissions:

CARRIED UNANIMOUSLY UPON A RECORDED VOTE

YEAS

NAYS

Councillor Carella
Mayor Di Biase
Councillor Di Vona
Regional Councillor Ferri
Regional Councillor Frustaglio
Regional Councillor Jackson
Councillor Yeung Racco

Upon the question of the main motion as amended, as follows:

By approving that a school crossing guard be implemented at Holy Jubilee Catholic School;

By approving:

That Clause 2 of the Committee recommendation be referred to the Committee of the Whole (Working Session) meeting of September 28, 2004;

That the determination of implementing one crossing guard for each of the following Schools be referred to the Committee of the Whole (Working Session) meeting of September 28, 2004:

- i) Holy Jubilee Catholic School
- ii) St. David's Catholic School

By approving that the criteria regarding the establishment of school crossing guard placements be referred to a Committee of the Whole (Working Session) as soon as possible for review and the Schools, Trustees, School Councils, and the School Boards be invited to participate;

By receiving the memoranda from the Commissioner of Engineering and Public Works, both dated September 23, 2004; and

By receiving the following written submissions:

- a) A. Bianchi, Holy Jubilee Catholic School Council, 400 St. Joan of Arc Avenue, Maple, L6A 2S8, dated September 23, 2004; and
- b) Mr. Marc Fournier, Forest Run School Council, dated September 24, 2004.

CARRIED

ITEM – 13 ZONING BY-LAW AMENDMENT FILE Z.03.032
 TRIPLE CROWN AUTO COLLISION LTD.
 REPORT # P.2003.44

MOVED by Councillor Yeung Racco
seconded by Regional Councillor Frustaglio

THAT Item 13, Committee of the Whole Report No. 63 be adopted and amended, as follows:

By approving the following in accordance with the memorandum from the Commissioner of Planning, dated September 27, 2004:

- “1. That the staff recommendation contained in the Committee of the Whole Report, Item #13, BE APPROVED, subject to the following revision to the 5th bullet point by deleting the words “a total of 27 parking spaces calculated at 4.0 spaces/100 m2 GFA”, and substituting with “a total of 22 parking spaces calculated at 3.2 spaces/100 m2 GFA”;
2. That the implementing zoning by-law shall only be enacted when the site plan matters respecting landscaping, fencing and front parking design have been addressed through the review of the Simple Site Plan/Building Permit process, with the final site plan being to the satisfaction of the Community Planning and Building Standards Departments, in consultation with the Local Councillor.”

CARRIED

ITEM – 3 SPRINGSIDE PARK – PROPOSED RENAMING

MOVED by Regional Councillor Jackson
seconded by Councillor Carella

THAT Item 3, Committee of the Whole Report No. 63 be adopted and amended, as follows:

By approving that Springside Park be renamed Brett Yerex Park.

CARRIED

ITEM – 9 2005 SCHEDULE OF MEETINGS

MOVED by Regional Councillor Jackson
seconded by Councillor Yeung Racco

THAT Item 9, Committee of the Whole Report No. 63 be adopted and amended, as follows:

By approving clause 1 of the recommendation of the City Clerk, dated September 20, 2004, subject to beginning the 2005 cycle of meetings on January 17, 2005;

By directing that the Committee of the Whole meeting of January 17, 2005, begin early should the agenda for the meeting be substantial; and

By receiving the memorandum from the City Clerk, dated September 24, 2004.

CARRIED

ITEM – 18 STREET NAME APPROVAL FILE DA.03.076
ALTERRA CUSTOM BUILDINGS INC.
(Referred from the Council meeting of September 13, 2004)

MOVED by Councillor Carella
seconded by Regional Councillor Ferri

That this matter be deferred in accordance with the written submission from Mr. Vince Cornacchia, Cornacchia Planning Services Inc., 920 Yonge Street, Suite 1050, Toronto, M4W 3C7, dated September 23, 2004.

CARRIED

OPERATIONAL AND STRATEGIC PLANNING COMMITTEE REPORT NO. 6

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

ITEM – 6 A WORKPLACE SATISFACTION SURVEY

MOVED by Regional Councillor Jackson
seconded by Councillor Carella

THAT Item 6, Operational and Strategic Planning Committee Report No. 6 be adopted without amendment.

CARRIED

ITEM – 8 UPDATE ON THE PROGRESS OF THE VFRS – RFP 04-134
“OPERATIONAL PROCESS ANALYSIS & IMPLEMENTATION PLAN”

MOVED by Regional Councillor Jackson
seconded by Councillor Carella

That this matter be reconsidered.

CARRIED UPON A 2/3 MAJORITY VOTE

MOVED by Councillor Yeung Racco
seconded by Regional Councillor Ferri

THAT Item 8, Operational and Strategic Planning Committee Report No. 6 be adopted without amendment.

CARRIED

MOVED by Regional Councillor Frustaglio
seconded by Regional Councillor Ferri

THAT Council resolve into Committee of the Whole (Closed Session) for the purpose of discussing the following matters:

- i) the security of property of the City or local board;
- ii) personal matters about an identifiable individual, including municipal or local board employees;
- iii) a proposed or pending acquisition or disposition of land by the municipality or local board;
- iv) labour relations or employee negotiations;
- v) litigation or potential litigation, including matters before administrative tribunals, affecting the City or local board;
- vi) the receiving of advice that is subject to solicitor/client privilege, including communications necessary for that purpose; and
- vii) a matter in respect of which Council, boards, Committee or other body has authorized a meeting to be closed under an Act of the Legislature or an Act of Parliament.

CARRIED

Council recessed at 3:01 p.m.

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MOVED by Councillor Yeung Racco
seconded by Regional Councillor Jackson

THAT Council reconvene at 3:49 p.m.

CARRIED

Council reconvened at 3:49 p.m. with the following members present:

Mayor Michael Di Biase, Chair
Regional Councillor Mario F. Ferri
Regional Councillor Joyce Frustaglio
Regional Councillor Linda D. Jackson
Councillor Tony Carella
Councillor Bernie Di Vona
Councillor Sandra Yeung Racco

COMMITTEE OF THE WHOLE REPORT NO. 63

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

ITEM – 22 ENFORCEMENT SERVICES DEPARTMENT – PROJECT MANAGER

MOVED by Councillor Yeung Racco
seconded by Regional Councillor Jackson

That this matter be referred to the Committee of the Whole meeting of October 4, 2004.

CARRIED

ITEM – 7 AWARD OF TENDER - T04-113 TRAFFIC CALMING - VARIOUS LOCATIONS (2004)

MOVED by Regional Councillor Jackson
seconded by Councillor Carella

THAT Item 7, Committee of the Whole Report No. 63 be adopted and amended, as follows:

By approving the following in accordance with the memorandum from the Commissioner of Engineering and Public Works, dated September 21, 2004:

- 1) That Tender T04-113 for the installation of Traffic Calming - Various Locations (2004) in the amount of \$129,905.49 be awarded to Vaughan Paving Limited;
- 2) That a contingency allowance in the amount of \$12,150.00 be approved within which the Commissioner of Engineering and Public Works is authorized to approve amendments to the contract, and;
- 3) That the Mayor and Clerk be authorized to sign the necessary documents.

CARRIED

COMMITTEE OF THE WHOLE (CLOSED SESSION) REPORT NO. 64

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

ITEM – 6 WASTE AND RECYCLING COLLECTION CONTRACTS
(Referred from the Committee of the Whole meeting of September 20, 2004)

MOVED by Regional Councillor Jackson
seconded by Councillor Yeung Racco

THAT Item 6, Committee of the Whole (Closed Session) Report No.64 be adopted and amended, as follows:

By approving that the waste management contracts with Waste Management of Canada Inc. and Waste Services Inc. be extended for one year; and

By receiving the confidential memoranda from the Commissioner of Engineering and Public Works, both dated September 24, 2004.

CARRIED

ITEM – 7 OLIVIAN GROUP

MOVED by Regional Councillor Jackson
seconded by Councillor Yeung Racco

THAT Item 7, Committee of the Whole (Closed Session) Report No.64 be adopted and amended, as follows:

By approving the confidential recommendation of the Committee of the Whole (Closed Session) of September 20, 2004; and

By receiving the confidential written submission from Megaplex Enterprises Inc., dated September 24, 2004.

CARRIED

250. BY-LAWS FIRST, SECOND AND THIRD READINGS

MOVED by Regional Councillor Jackson
seconded by Councillor Yeung Racco

That the confidential memorandum from the Manager of Real Estate, dated September 23, 2004, regarding By-Law 289-2004, be received.

CARRIED

MOVED by Regional Councillor Jackson
seconded by Regional Councillor Ferri

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

By-Law Number 285-2004 A By-law to authorize the Mayor and City Clerk to execute necessary agreements with Teranet Enterprises Inc. for renewal of mapping data products delivery services. (Council, September 13,

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- 2004, Item 6, Committee of the Whole, Report No. 59)
- By-Law Number 286-2004 A By-law to amend By-law Number 396-2002 by replacing Schedules “C”, “I”, “K” and “L”. (fees and charges by-law) (Item 1, Special Committee of the Whole, Report No. 66)
- By-Law Number 287-2004 A By-Law to assume Municipal Services in Trio Estates, 19T-94038, Registered Plan, 65M-3234. (Item 5, Committee of the Whole, Report No. 63)
- By-Law Number 288-2004 A By-law to require a by-election in Ward 5 - City of Vaughan. (Item 25, Committee of the Whole, Report No. 63)
- By-Law Number 289-2004 A By-law to authorize the acquisition of land for a firehall site and to authorize the Mayor and Clerk to execute an Agreement of Purchase and Sale between The Corporation of the City of Vaughan and The Toronto and Region Conservation Authority. (Part of Lot 18, Concession, southeast corner of the Canada Company Avenue and Islington Avenue) (Council, May 25, 2004, Item 8, Committee of the Whole (Closed Session), Report No. 47)
- By-Law Number 290-2004 A By-law to amend City of Vaughan By-law 1-88. (Z.01.027, related files no. Z.28.89 and Z.02.041, between Rutherford Road and Major Mackenzie Drive, and Highway #400 and Pine Valley Drive, being Lots 16 to 20, Concession 6 (Planning Block 39), and Lots 16 to 20, Concession 5, (Planning Block 32 West) (Council, August 27, 2001, Item 25, Committee of the Whole, Report No. 54)
- By-Law Number 291-2004 A By-law to amend City of Vaughan By-law 1-88. (Z.04.042, related files no. 19T-97V15 and Z.97.062, Artibus Development Corporation, the west side of Weston Road, south of Major Mackenzie Drive, in Lot 20, Concession 6) (Lifting (H) Holding Symbol) (Council, August 25, 2003, Item 45, Committee of the Whole, Report No. 57)
- By-Law Number 292-2004 A By-law to amend City of Vaughan By-law 1-88. (Z.01069, Famee Furlane Mutual Benefit Society, northeast corner of Islington Avenue and Friuli Court, being Part of Lot 8 and Part of Lot 9, Registered Plan 9691, and Block 6 and Part of Block 8 of Plan 65M-2166 (7065 and 7055 Islington Avenue and 60 Friuli Court) in Lot 1, Concession 7) (Administrative Correction) (Council, December 18, 2001, Item 20, Committee of the Whole, Report No. 77)
- By-Law Number 293-2004 A By-law to exempt parts of Plan 65M-3686 and 65M-3650 from the provisions of Part Lot Control. (PLC.04.023, Bathurst Contwo Investments Limited, northeast corner of Thornhill Woods Drive and Serene Way, being specifically Block 89 on Plan 65M-3686 and Block 92 on Plan 65M-3650, in Part of Lot 15, Concession 2) (Delegation By-Law 333-98)
- By-Law Number 294-2004 A By-law to repeal By-law 293-2004. (PLC.04.023, Bathurst Contwo Investments Limited, northeast corner of Thornhill Woods Drive and Serene Way, being specifically Block 89 on Plan 65M-3686 and Block 92 on Plan 65M-3650, in Part of Lot 15, Concession 2) (Delegation By-Law 333-98)

CARRIED

251. CONFIRMING BY-LAW

MOVED by Councillor Yeung Racco
seconded by Regional Councillor Frustaglio

THAT By-law Number 295-2004, being a by-law to confirm the proceedings of Council at its meeting on September 27, 2004, be read a First, Second and Third time and enacted.

CARRIED

252. ADJOURNMENT

MOVED by Councillor Carella
seconded by Councillor Di Vona

THAT the meeting adjourn at 3:54 p.m.

CARRIED

Michael Di Biase, Mayor

J. D. Leach, City Clerk