



**CITY OF VAUGHAN
COUNCIL MINUTES
APRIL 25, 2005**

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CITY OF VAUGHAN

COUNCIL MEETING

MONDAY, APRIL 25, 2005

MINUTES

1:00 P.M.

Council convened in the Municipal Council Chambers in Vaughan, Ontario, at 1:21 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 Peter Meffe
Councillor Alan Shefman
Councillor Sandra Yeung Racco

102. PRESENTATION

Ms. Maria Eva Cristante, Maple Pioneer Italian Seniors, presented Mayor Di Biase with the proceeds of their recent fundraiser in the amount of \$3,500 to be donated to the Vaughan Health Care Foundation.

103. PRESENTATION

Frank Miele, Commissioner of Economic/Technology Development and Communications presented the ESRI Canada Award of Excellence to Members of Council, which was awarded to the City at Canada's Regional User Conference held in London, in recognition of their enterprise implementation of GIS technology.

104. CONFIRMATION OF AGENDA

MOVED by Regional Councillor Frustaglio
seconded by Regional Councillor Ferri

THAT the agenda be confirmed.

AMENDMENT

MOVED by Regional Councillor Jackson
seconded by Councillor Carella

That the following Addendum be added to the agenda:

- 1) **REQUEST FOR DEPUTATION BY MR. JOHN THOMPSON
WITH RESPECT TO NAMING A PARK IN HONOUR OF VETERANS**

Request for deputation with respect to the above.

CARRIED UNANIMOUSLY

Upon the question of the main motion:

CARRIED AS AMENDED

105. DISCLOSURE OF INTEREST

Mayor Di Biase declared an interest with respect to Item 3, Committee of the Whole (Closed Session) Report No. 25, ONTARIO MUNICIPAL BOARD HEARING RICK MARCHESAN, DRAFT PLAN OF SUBDIVISION FILE 19T-02V12, ZONING BY-LAW AMENDMENT FILE Z.02.090, as his son's brother-in-law has purchased a lot in the area.

Regional Councillor Jackson declared an interest with respect to Item 29, Committee of the Whole Report No. 24, ENSURING REASONABLY-PRICED ACCESS TO CABLE TELEVISION SERVICES, as her daughter's family are involved in the cable television industry.

106. ADOPTION OR CORRECTION OF MINUTES

MOVED by Councillor Carella
seconded by Councillor Yeung Racco

THAT the minutes of the meeting April 11, 2005 be adopted as presented.

CARRIED

107. DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION

The following items were identified for separate discussion:

Committee of the Whole (Working Session) Report No. 23

Item 1

Committee of the Whole Report No. 24

Items 6, 19, and 29

Committee of the Whole (Closed Session) Report No. 25

Items 2, 3, 7, and 9

Budget Committee Report No. 4

Items 1 and 2

Special Committee of the Whole Report No. 27

Items 1, 2, and 3

MOVED by Regional Councillor Ferri
seconded by Councillor Yeung Racco

THAT Items 1 to 2 of the Committee of the Whole (Working Session) Report No. 23, with the

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exception of the item identified for separate discussion, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 37 of the Committee of the Whole Report No. 24, with the exception of the items identified for separate discussion, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 10 of the Committee of the Whole (Closed Session) Report No. 25, with the exception of the items identified for separate discussion, BE APPROVED and the recommendations therein be adopted; and

THAT Items 1 to 6 of the Committee of the Whole (Public Hearing) Report No. 26, BE APPROVED and the recommendations therein be adopted.

CARRIED

Addendum Item

**108. REQUEST FOR DEPUTATION BY MR. JOHN THOMPSON
WITH RESPECT TO NAMING A PARK IN HONOUR OF VETERANS**
(Addendum No. 1)

MOVED by Councillor Yeung Racco
seconded by Regional Councillor Ferri

That the deputation of Mr. John Thompson, 7983 Islington Avenue, Woodbridge, L4L 1W4, and written submission, dated April 25, 2005, be received.

CARRIED

MOVED by Regional Councillor Jackson
seconded by Regional Councillor Ferri

That staff explore the feasibility of renaming a park or parkette in honour of veterans.

CARRIED

109. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

COMMITTEE OF THE WHOLE REPORT NO. 24

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

ITEM – 19 ZONING BY-LAW AMENDMENT FILE Z.04.025
 SITE DEVELOPMENT FILE DA.04.066
 ROYBRIDGE HOLDINGS LIMITED
 REPORT #P.2004.83

MOVED by Councillor Carella
seconded by Regional Councillor Ferri

THAT Item 19, Committee of the Whole Report No. 24 be adopted without amendment.

CARRIED

COMMITTEE OF THE WHOLE (WORKING SESSION) REPORT NO. 23

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

ITEM – 1 EMERGENCY MANAGEMENT PROGRAM COMMITTEE

MOVED by Councillor Yeung Racco
seconded by Regional Councillor Ferri

THAT Item 1, Committee of the Whole (Working Session) Report No. 23 be adopted, and amended, as follows:

By appointing Mayor Di Biase to the Committee; and

By receiving the memorandum from the Fire Chief, dated April 18, 2005.

NOT VOTED UPON

MOVED by Regional Councillor Ferri
seconded by Councillor Di Vona

That this matter be referred to the Committee of the Whole (Working Session) meeting of April 26, 2005.

CARRIED

COMMITTEE OF THE WHOLE REPORT NO. 24

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

ITEM – 6 AWARD OF TENDER T04-219
APPLEWOOD CRESCENT EXTENSION – HIGHWAY 400 FLYOVER
AND REQUEST FOR ADDITIONAL FUNDS

MOVED by Councillor Carella
seconded by Regional Councillor Ferri

That this matter be referred to Closed Session for discussion.

CARRIED

ITEM – 29 ENSURING REASONABLY-PRICED ACCESS TO CABLE TELEVISION
SERVICES

MOVED by Councillor Carella
seconded by Councillor Di Vona

THAT Item 29, Committee of the Whole Report No. 24 be adopted and amended, as follows:

By approving the recommendation of Councillor Carella, dated April 18, 2005.

CARRIED UPON A RECORDED VOTE

YEAS

Councillor Carella
Councillor Di Vona
Regional Councillor Ferri
Councillor Meffe

NAYS

Mayor Di Biase
Councillor Yeung Racco
Councillor Shefman

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

COMMITTEE OF THE WHOLE (CLOSED SESSION) REPORT NO. 25

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

ITEM – 2 RESTRUCTURING OF THE ENFORCEMENT SERVICES DEPARTMENT

MOVED by Regional Councillor Jackson
seconded by Councillor Yeung Racco

That this matter be referred to Closed Session for discussion.

CARRIED

At this point in the meeting Mayor Di Biase relinquished the Chair to Regional Councillor Ferri.

ITEM – 3 ONTARIO MUNICIPAL BOARD HEARING
 RICK MARCHESAN
 DRAFT PLAN OF SUBDIVISION FILE 19T-02V12
 ZONING BY-LAW AMENDMENT FILE Z.02.090

MOVED by Regional Councillor Jackson
seconded by Councillor Di Vona

THAT Item 3, Committee of the Whole (Closed Session) Report No. 25 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.

At this point in the meeting Mayor Di Biase assumed the Chair.

ITEM – 7 PROPOSED LEASE-BETHRIDGE DEVELOPMENTS INC.
 SONOMA HEIGHTS COMMUNITY FACILITY
 ONE SONOMA BOULEVARD AVENUE- UNITS 5, 6, 7 & 8
 CITY OF VAUGHAN

MOVED by Councillor Carella
seconded by Regional Councillor Ferri

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THAT Item 7, Committee of the Whole (Closed Session) Report No. 25 be adopted and amended, as follows:

By receiving the confidential memorandum from the Director of Legal Services and the Manager of Real Estate, dated April 20, 2005; and

By receiving the confidential memorandum from the Commissioner of Community Services, dated April 22, 2005.

CARRIED

ITEM – 9 AWARD OF TENDER T04-219
APPLEWOOD CRESCENT EXTENSION – HIGHWAY 400 FLYOVER
AND REQUEST FOR ADDITIONAL FUNDS
(Referred from the Committee of the Whole meeting of April 18, 2005)

MOVED by Regional Councillor Jackson
seconded by Councillor Di Vona

That this matter be referred to Closed Session for discussion.

CARRIED

BUDGET COMMITTEE REPORT NO. 4

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

ITEM – 1 THE 2005 WATER & WASTEWATER BUDGETS, ADJUSTING
THE 2005 OPERATING BUDGET LEVY, AND COMPLIANCE
TO BILL 175 – THE SUSTAINABLE WATER AND WASTEWATER ACT

MOVED by Councillor Carella
seconded by Councillor Di Vona

That this matter be referred to a Special Council meeting on May 24, 2005.

CARRIED

ITEM – 2 GRANGER GREENWAY PROJECT

MOVED by Councillor Carella
seconded by Councillor Di Vona

THAT Item 2, Budget Committee Report No. 4 be adopted without amendment.

CARRIED

MOVED by Regional Councillor Ferri
seconded by Councillor Yeung Racco

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

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- 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 2:50 p.m.

MOVED by Councillor Yeung Racco
seconded by Regional Councillor Jackson

THAT Council reconvene at 4:41 p.m.

CARRIED

Council reconvened at 4:41 p.m. with the following Members present:

Mayor Michael Di Biase, Chair
Regional Councillor Mario F. Ferri
Regional Councillor Linda D. Jackson
Councillor Peter Meffe
Councillor Sandra Yeung Racco

110. **CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION**

COMMITTEE OF THE WHOLE REPORT NO. 24

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

ITEM – 6 AWARD OF TENDER T04-219
 APPLEWOOD CRESCENT EXTENSION – HIGHWAY 400 FLYOVER
 AND REQUEST FOR ADDITIONAL FUNDS

MOVED by Councillor Yeung Racco
seconded by Regional Councillor Jackson

THAT Item 6, Committee of the Whole Report No. 24 be adopted and amended, as follows:

By approving the recommendation of the Commissioner of Engineering and Public Works, dated April 18, 2005;

By directing that staff report on the issues raised respecting litigation and performance; and

By receiving the confidential memorandum from the Director of Legal Services, dated April 22, 2005.

CARRIED

COMMITTEE OF THE WHOLE (CLOSED SESSION) REPORT NO. 25

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

ITEM – 2 RESTRUCTURING OF THE ENFORCEMENT SERVICES DEPARTMENT

MOVED by Councillor Yeung Racco
seconded by Regional Councillor Jackson

THAT Item 2, Committee of the Whole (Closed Session) Report No. 25 be adopted and amended, as follows:

By approving the confidential recommendation of the Committee of the Whole (Closed Session) of April 25, 2005; and

By receiving the confidential memorandum from the Commissioner of Legal and Administrative Services, dated April 21, 2005.

CARRIED

ITEM – 9 AWARD OF TENDER T04-219
APPLEWOOD CRESCENT EXTENSION – HIGHWAY 400 FLYOVER
AND REQUEST FOR ADDITIONAL FUNDS
(Referred from the Committee of the Whole meeting of April 18, 2005)

MOVED by Councillor Yeung Racco
seconded by Regional Councillor Jackson

THAT Item 9, Committee of the Whole (Closed Session) Report No. 25 be adopted without amendment.

CARRIED

111. BY-LAWS FIRST, SECOND AND THIRD READINGS

MOVED by Councillor Yeung Racco
seconded by Regional Councillor Ferri

That the memorandum from the Commissioner of Planning, dated April 22, 2005, regarding By-Law 110-2005, be received.

CARRIED

MOVED by Regional Councillor Jackson
seconded by Councillor Yeung Racco

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

By-Law Number 97-2005 A By-law to establish a Public Works Winterization Reserve for the purpose of a reserve to offset costs due to severe winter conditions. (Item 8, Committee of the Whole, Report No. 24)

By-Law Number 98-2005 Being a By-law to authorize an extension agreement pursuant to section 378 of the *Municipal Act, S.O. 2001, c.25*. (Cirico Bacallao-Martinez) (Item 10, Committee of the Whole, Report No. 24)

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- By-Law Number 99-2005 Being a By-Law to authorize an extension agreement pursuant to section 378 of the *Municipal Act, S.O. 2001, c.25*. (Angelo Sudano) (Item 10, Committee of the Whole, Report No. 24)
- By-Law Number 100-2005 Being a By-law to authorize an extension agreement pursuant to section 378 of the *Municipal Act, S.O. 2001, c.25*. (Green Village Homes Inc.) (Item 10, Committee of the Whole, Report No. 24)
- By-Law Number 101-2005 A By-law to dedicate certain lands as part of the public highway known as Millway Avenue and Edgeley Boulevard. (Ref. Plan 65R-27748, DA.02.077, PIN 03277-0110 and PIN 03277-0089) (Delegation By-Law 333-98)
- By-Law Number 102-2005 A By-law to dedicate certain lands as part of the public highway known as Hawstone Road, Starling Boulevard and Planter Crescent. (19T-02V01, Block 32 West, Block 104, PIN 03329-3392 (LT), Block 100, PIN 03329-1467 (LT), Block 123, PIN 03329-3862 (LT), Block 55, PIN 03329-4128 (LT), Block 82, PIN 03329-2998 (LT), Block 81, PIN 03329-2997 (LT) (Delegation By-Law 333-98)
- By-Law Number 103-2005 A By-law to dedicate certain lands as part of the public highway known as Mattucci Court. (19T-99V12, Block 34, Plan 65M-3001, PIN 03345-0103(LT) (Delegation By-Law 333-98)
- By-Law Number 104-2005 A By-law to dedicate certain lands as part of the public highway known as Vellore Avenue, La Rocca Avenue, Saint Frances Avenue, Via Campanile and Vescovo Road. (19T-89024, Phase 6, Block 39, Block 287, PIN 03328-2242, Block 297, PIN 13328-1280, Block 364, PIN 03328-4016, Block 365, PIN 03328-4017, Block 366, PIN 03328-4018, Block 362, PIN 03328-4014, Block 363, PIN 03328-4015) (Delegation By-Law 333-98)
- By-Law Number 105-2005 A By-law to authorize sale of land to The Regional Municipality of York for proposed road widening and Reconstruction of Islington Avenue at Willis Road. (65R-23097, 65R-23097) (Item 4, Committee of the Whole (Closed Session), Report No.25)
- By-Law Number 106-2005 A By-law to authorize the Mayor and Clerk to execute a License Agreement between the City of Vaughan and Floria Creek Estates Inc. (Lot 15, Concession 4, known as Part 2 on Plan 65R-27174) (Item 5, Committee of the Whole (Closed Session), Report No. 25)
- By-Law Number 107-2005 A By-law to declare City land surplus and to authorize the sale of City lands, described as Part of Lot 5, Registered Plan M 1117 and Part of Lot 37, Registered Plan M-1701, designated as Part 1 and Parts 4 to 8 being part of Hayhoe Lane. (Item 6, Committee of the Whole (Closes Session), Report No. 25)
- By-Law Number 108-2005 A By-law to authorize the Mayor and Clerk to execute a Lease Agreement and for the provision of municipal capital facilities in accordance with Section 110 on the Municipal Act between the Corporation of the City of Vaughan and Bethridge Developments Inc. (Item 7, Committee of the Whole (Closed Session), Report No. 25)

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- By-Law Number 109-2005 A By-law to amend City of Vaughan By-law 1-88. (Z.04.063, DA.04.034, Limestone Gallery Investments Inc., south side of Rutherford Road, between Highway 400 and Jane Street, Part of Block 1 on Plan 65M-3696, municipally known as 3255 Rutherford Road, Part of Lot 15, Concession 5) (Lifting (H) Holding Symbol) (Council, April 11, 2005, Item 47, Committee of the Whole, Report No. 19)
- By-Law Number 110-2005 A By-law to authorize the Mayor and Clerk to execute an Electronic Intellectual Property End-User License Agreement on behalf of the City of Vaughan between The Corporation of the City of Vaughan and Her Majesty the Queen In Right of Ontario as represented by the Minister of Municipal Affairs and Housing. (For the *Greenbelt Act*, and Greenbelt Plan, Ministry of Municipal Affairs and Housing) (Memo dated April 22, 2005)

CARRIED

MOVED by Regional Councillor Ferri
seconded by Councillor Yeung Racco

THAT Council recess to deal with the following:

1. A Special Committee of the Whole meeting dealing with the following matters:
 1. UPDATE FOR BILL 124 – BUILDING STANDARDS DEPARTMENT
INTERNAL PROCESS REVIEW
 2. TIMELINES
STRATEGIC PLANNING INITIATIVES
 3. THE NEW BUILDING CODE ACT – BILL 124 BUILDING STANDARDS DEPARTMENT

CARRIED

Council recessed at 4:43 p.m.

MOVED by Councillor Shefman
seconded by Councillor Yeung Racco

THAT Council reconvene at 5:56 p.m.

CARRIED

Council reconvened at 5:56 p.m. with the following members present:

Mayor Michael Di Biase, Chair
Regional Councillor Mario F. Ferri
Regional Councillor Linda D. Jackson
Councillor Sandra Yeung Racco
Councillor Alan Shefman

112. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

SPECIAL COMMITTEE OF THE WHOLE REPORT NO. 27

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

ITEM – 1 UPDATE FOR BILL 124 – BUILDING STANDARDS DEPARTMENT
INTERNAL PROCESS REVIEW
(Referred Item)

MOVED by Councillor Shefman
seconded by Councillor Yeung Racco

THAT Item 1, Special Committee of the Whole Report No. 27 be adopted without amendment.

CARRIED

ITEM – 2 TIMELINES
STRATEGIC PLANNING INITIATIVES

MOVED by Councillor Shefman
seconded by Councillor Yeung Racco

THAT Item 2, Special Committee of the Whole Report No. 27 be adopted without amendment.

CARRIED

ITEM – 3 THE NEW BUILDING CODE ACT – BILL 124 BUILDING STANDARDS
DEPARTMENT

MOVED by Councillor Shefman
seconded by Councillor Yeung Racco

THAT Item 3, Special Committee of the Whole Report No. 27 be adopted without amendment.

CARRIED

113. CONFIRMING BY-LAW

MOVED by Councillor Shefman
seconded by Regional Councillor Ferri

THAT By-law Number 111-2005, being a by-law to confirm the proceedings of Council at its meeting on April 25, 2005, be read a First, Second and Third time and enacted.

CARRIED

114. ADJOURNMENT

MOVED by Councillor Shefman
seconded by Regional Councillor Ferri

THAT the meeting adjourn at 5:58 p.m.

CARRIED

Michael Di Biase, Mayor

J. D. Leach, City Clerk