

determined pursuant to the following conditions:

- a) That staff be authorized to negotiate a price midway within a range established by 2 independent appraisal reports;
 - b) That the terms of reference for the appraisal reports shall include but will not be limited to criteria such as that the highest and best use will be for industrial development notwithstanding existing land use designations or factors affecting development. In addition, assumptions forming the basis of value will be supported by comments from Engineering and subject to the satisfaction of Real Estate and Legal Services Department;
 - c) That an Agreement of Purchase and Sale be prepared for the sale on an “As Is, Where Is” basis with no guarantees as to feasibility of proposed use.
 - Purchaser is responsible for any OPA, Zoning and Site Plan approvals.
 - Purchaser acknowledges that the City is under no obligation to give approvals.
 - That standard conditions related to environmental issues are included.
 - That access to the site is by way of a private road from Pine Valley Drive with no access to Aviva Park Drive.
 - The Agreement will contain an anti-flip clause for a 2 year period.
 - That all costs relating to this sale including survey, appraisals, topographical, environmental reports shall be paid by the purchaser.
 - City retains existing and future easements for the pond.
 - Deposit of 10% by certified cheque;
- 2) That notice of disposal is deemed to be the listing of the item on the Council Agenda;
 - 3) That pursuant to the City of Vaughan’s Disposal of Property By-law, the sale to Galcat Investment Inc. is declared to be a “direct sale” supported by the physical attributes and limitations of the site and achievement of overall corporate economic and planning objectives;
 - 4) That the proceeds of the sale go towards the new City Hall;
 - 5) That the Mayor and Clerk be authorized to sign any and all documentation required to facilitate this agreement; and
 - 6) That the confidential report of the Manager of Real Estate, dated June 19, 2006, be received.

4 PERSONNEL MATTER

The Committee of the Whole (Closed Session) recommends:

- 1) That John Henry be appointed to the position of Director of Budgeting and Financial Planning in an acting capacity, effective with Council approval; and
- 2) That the confidential report of the Commissioner of Finance & Corporate Services, dated June 19, 2006, be received.

5 MUNICIPAL ACCESS AGREEMENT – STATUS OF NEGOTIATION WITH ROGERS COMMUNICATIONS INC.

The Committee of the Whole (Closed Session) recommends:

- 1) That staff contact neighbouring municipalities with a view to establishing a working group to collectively address municipal servicing agreements;
- 2) That staff advise Rogers Communications Inc, (Rogers) that permits will be withheld unless their fees are paid and that, if the fees are not paid, Rogers be sent a letter to cease and desist all work on City property; and
- 3) That the confidential report of the Commissioner of Engineering and Public Works, dated May 29, 2006, be received.

6 **PURPLEVILLE CEMETERY**

The Committee of the Whole (Closed Session) recommends that the letter from Sovereign Capital Group (Ont.) Limited, addressed to the Director of Legal Services, dated June 8, 2006, be received and referred to staff.

The foregoing matter was brought to the attention of the Committee of the Whole (Closed Session) by Councillor Di Vona.

7 **LITIGATION MATTER**

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

The foregoing matter was brought to the attention of the Committee of the Whole (Closed Session) by the Commissioner of Legal and Administrative Services.

8 **LITIGATION MATTER**

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

The foregoing matter was brought to the attention of the Committee of the Whole (Closed Session) by the Commissioner of Legal and Administrative Services.

The meeting adjourned at 7:12 p.m.

Respectfully submitted,

Regional Councillor Joyce Frustaglio, Chair