

**CITY OF VAUGHAN
COUNCIL MINUTES
SEPTEMBER 24, 2007**

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CITY OF VAUGHAN

COUNCIL MEETING

MONDAY, SEPTEMBER 24, 2007

MINUTES

1:00 P.M.

Council convened in the Municipal Council Chambers in Vaughan, Ontario, at 1:13 p.m.

The following members were present:

Mayor Linda D. Jackson, Chair
Regional Councillor Mario F. Ferri
Regional Councillor Gino Rosati
Councillor Tony Carella
Councillor Bernie Di Vona
Councillor Alan Shefman
Councillor Sandra Yeung Racco

185. PRESENTATION – RETIREMENT OF CHIEF JOHN SUTTON

Mayor Jackson and members of Council presented Chief John Sutton with a certificate and gift in honour of his retirement and in recognition of his 23 years of dedicated service to the City of Vaughan.

186. PRESENTATION – SAVOUR VAUGHAN FOOD DRIVE

Elvira Caria provided a presentation with respect to the SavourVaughan Thanksgiving Food Drive to benefit the Vaughan Food Bank. The food drive will kick off Wednesday October 3, 2007 at Fortino's on Hwy 7 and Ansley Grove in Woodbridge.

187. PRESENTATION – THERMAL TREATMENT FACILITY, PREFERRED SITE

Regional Councillor Ferri provided a presentation with respect to the Ministry of the Environment's preferred site for a thermal treatment plant. The selected site is located in the Municipality of Clarington, Region of Durham.

188. PRESENTATION – 2007 NATIONAL COMMUNITIES IN BLOOM AWARDS

Regional Councillor Ferri provided a presentation with respect to the 2007 Communities in Bloom National Awards Ceremony held on September 22, 2007, in Moncton, New Brunswick, honouring municipalities from Canada, the United States, England, Ireland and Scotland.

189. CONFIRMATION OF AGENDA

MOVED by Councillor Carella
seconded by Regional Councillor Ferri

THAT the agenda be confirmed.

AMENDMENT

MOVED by Councillor Shefman
seconded by Regional Councillor Ferri

That the following addendum be added to the agenda:

1) LITIGATION MATTER

Verbal report of Mayor Jackson with respect to the above.

CARRIED UNANIMOUSLY

Upon the question of the main motion:

CARRIED AS AMENDED

190. DISCLOSURE OF INTEREST

There was no disclosure of interest by any member.

191. ADOPTION OR CORRECTION OF MINUTES

MOVED by Councillor Carella
seconded by Regional Councillor Ferri

THAT the minutes of the meeting of September 10, 2007 be adopted as presented.

CARRIED

192. TAX ADJUSTMENTS PURSUANT TO SECTIONS 357, 358 AND 359 OF THE MUNICIPAL ACT, S.O. 2001

No one appeared either in support of or in opposition to this matter.

MOVED by Councillor Carella
seconded by Councillor Yeung Racco

That the recommendation contained in the following report of the Director of Financial Services, dated September 24, 2007, be approved:

CARRIED

Recommendation

The Director of Financial Services, in consultation with the Manager of Property Tax & Assessment recommends:

That the tax adjustments as outlined on the attached report be approved.

Economic Impact

The City's share of these property tax adjustments is approximately \$30,245. A provision for tax adjustments has been budgeted.

Communications Plan

As required by the Act, notification of this meeting has been sent to all applicants and persons in respect of whom the applications were made, at least 14 days prior to the meeting.

Purpose

To obtain Council's approval for the increase or cancellation of property taxes as permitted under the *Municipal Act, 2001*.

Background - Analysis and Options

Sections 357 and 358 – Cancellation, Reduction or Refunds:

Thirty-four (34) applications have been prepared for Council's consideration for the cancellation, reduction or refund of taxes for the current and prior tax years, under sections 357 and 358 of the *Municipal Act, 2001, as amended*. There are various reasons for tax adjustments such as property becoming exempt, roll numbers being cancelled by the Municipal Property Assessment Corporation (MPAC), buildings that have been demolished or razed by fire, and properties that have been over assessed by a gross or manifest clerical error. These tax adjustments do not relate to collection issues.

The total cancellation, reduction or refund of taxes, as recommended is \$185,161. The City portion of this amount is \$78,202.83, or approximately 16%. The tax adjustments relating to commercial and industrial properties are prior to any recalculations resulting from the capping legislation.

Section 359 – Increase of Taxes:

Seven (7) applications have been prepared under section 359, *Municipal Act, 2001, as amended*, for Council's consideration. The increase in tax on the application is the result of the property being undervalued. Reasons for this can include gross or manifest errors that are clerical or factual, including transposition of figures, topographical, but cannot be an error in judgement in assessing the land. The total additional tax as recommended is approximately \$34,370. This City portion of this amount is \$5,699.

Relationship to Vaughan Vision 2007

This report is consistent with the priorities previously set by Council and the necessary resources have been allocated and approved.

Regional Implications

The Region's share of these property tax adjustments is approximately \$58,663.

Conclusion

Council approval of the recommendations in this report will allow staff to proceed with the property tax adjustments.

Attachments

Attachment 1 – Tax Appeal Report, September 24, 2007

Report prepared by:

Maureen E. Zabiuk, A.I.M.A., AMTC
Manager, Property Tax & Assessment
Ext. 8268

(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.)

193. DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION

The following items were identified for separate discussion:

Committee of the Whole Report No. 40

Items 10, 16 and 21

Committee of the Whole (Closed Session) Report No. 41

Item 2

Committee of the Whole (Public Hearing) Report No. 42

Item 3

MOVED by Councillor Yeung Racco
seconded by Councillor Shefman

THAT Items 1 to 3 of the Committee of the Whole (Working Session) Report No. 39, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 22 of the Committee of the Whole Report No. 40, 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 (Closed Session) Report No. 41, with the exception of the item identified for separate discussion, BE APPROVED and the recommendations therein be adopted; and

THAT Items 1 to 3 of the Committee of the Whole (Public Hearing) Report No. 42, with the exception of the item identified for separate discussion, BE APPROVED and the recommendations therein be adopted.

CARRIED

194. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

COMMITTEE OF THE WHOLE REPORT NO. 40

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

ITEM - 10 STREET NAME APPROVAL
DRAFT PLAN OF SUBDIVISION FILES 19T-04V01, 19T-97V21
& 19T-97V19
1307180 ONTARIO INC., BRALAWN (SOUTH) DEVELOPMENTS INC.
AND SUGARBERRY HOLDINGS INC.

COUNCIL MEETING MINUTES – SEPTEMBER 24, 2007

MOVED by Regional Councillor Ferri
seconded by Councillor Di Vona

THAT Item 10, Committee of the Whole Report No. 40 be adopted and amended, as follows:

By approving the recommendation of the Commissioner of Planning, dated September 17, 2007, subject to the following in accordance with the memorandum from the Commissioner of Planning, dated September 20, 2007:

That the following revised street names be approved:

<u>STREET</u>	<u>PROPOSED NAME</u>
Street 'A'	Via Teodoro
Street 'B'	Via Guardia
Street 'C'	Via Lombardi
Street 'D'	Via Avellino
Street 'G'	Via Piani

CARRIED

ITEM - 16 DEPUTATION – MR. KEN MAYNARD, WOODBRIDGE AGRICULTURAL SOCIETY WITH RESPECT TO THE WOODBRIDGE FAIR

MOVED by Councillor Carella
seconded by Councillor Di Vona

THAT Item 16, Committee of the Whole Report No. 40 be adopted and amended, as follows:

By approving that the requested services-in-kind be provided at no cost to the 2007 Woodbridge Fair; and

By receiving the memorandum from the Commissioner of Community Services, dated September 20, 2007.

AMENDMENT

MOVED by Councillor Shefman
seconded by Councillor Carella

THAT Item 16, Committee of the Whole Report No. 40 be further amended, as follows:

By approving the following:

That a discussion take place at a future Committee of the Whole (Working Session) in regard to City policies and processes related to the support for the Fairs that take place over the year; and

That staff prepare a report including these policies, a breakdown of how costs are derived, a listing of all such events that receive support, and information of how other municipalities deal with such events.

CARRIED

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

COUNCIL MEETING MINUTES – SEPTEMBER 24, 2007

By approving that the requested services-in-kind be provided at no cost to the 2007 Woodbridge Fair;

By approving the following:

That a discussion take place at a future Committee of the Whole (Working Session) in regard to City policies and processes related to the support for the Fairs that take place over the year; and

That staff prepare a report including these policies, a breakdown of how costs are derived, a listing of all such events that receive support, and information of how other municipalities deal with such events; and

By receiving the memorandum from the Commissioner of Community Services, dated September 20, 2007.

CARRIED

ITEM - 21 NEW BUSINESS – REQUEST FOR MEETING DATE CHANGE FOR THE COMMITTEE OF THE WHOLE (WORKING SESSION) OF OCTOBER 10, 2007

MOVED by Councillor Yeung Racco
seconded by Regional Councillor Rosati

THAT Item 21, Committee of the Whole Report No. 40 be adopted and amended, as follows:

By receiving the memorandum from the City Clerk, dated September 20, 2007.

CARRIED

COMMITTEE OF THE WHOLE (CLOSED SESSION) REPORT NO. 41

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

ITEM - 2 ONTARIO MUNICIPAL BOARD
OPA 620 STEELES AVENUE CORRIDOR STUDY

MOVED by Councillor Yeung Racco
seconded by Regional Councillor Ferri

THAT Item 2, Committee of the Whole (Closed Session) Report No. 41 be adopted and amended, as follows:

By receiving the confidential memorandum from the Director of Legal Services, dated September 21, 2007.

CARRIED

COMMITTEE OF THE WHOLE (PUBLIC HEARING) REPORT NO. 42

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

ITEM - 3 THORNHILL VAUGHAN HERITAGE CONSERVATION DISTRICT STUDY
FILE: 19.27

COUNCIL MEETING MINUTES – SEPTEMBER 24, 2007

MOVED by Councillor Yeung Racco
seconded by Councillor Di Vona

THAT Item 3, Committee of the Whole (Public Hearing) Report No. 42 be adopted and amended, as follows:

By receiving the written submission from Jun C. Chung, INGKO 7582 LTD., 1054 Centre Street, Suite 396, Thornhill, L4J 8E5, dated September 14, 2007.

CARRIED

MOVED by Councillor Shefman
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 receiving of advice that is subject to solicitor/client privilege, including communications necessary for that purpose.

CARRIED

Council recessed at 1:53 p.m.

MOVED by Regional Councillor Rosati
seconded by Councillor Yeung Racco

THAT Council reconvene at 2:13 p.m.

CARRIED

Council reconvened at 2:13 p.m. with the following members present:

Mayor Linda D. Jackson, Chair
Regional Councillor Mario F. Ferri
Regional Councillor Gino Rosati
Councillor Tony Carella
Councillor Bernie Di Vona
Councillor Alan Shefman
Councillor Sandra Yeung Racco

Addendum Item

195. LITIGATION MATTER
(Addendum No. 1)

MOVED by Councillor Carella
seconded by Regional Councillor Ferri

That the confidential recommendation of the Committee of the Whole (Closed Session) of September 24, 2007, be approved.

CARRIED

196. BY-LAWS FIRST, SECOND AND THIRD READINGS

MOVED by Councillor Carella
seconded by Councillor Shefman

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

- By-Law Number 284-2007 A By-law to designate by Number an amendment to City of Vaughan By-law Number 1-88, as effected by the Ontario Municipal Board. (OMB Order No. 1327, dated May 25, 2005 – OMB File No. Z040129 and OMB Order No. 2257, dated August 13, 2007 – OMB File No. Z040129) (Vladimir and Valentina Krcmar) (OMB Order Nos. 1327 and 2257)
- By-Law Number 285-2007 A By-law to exempt parts of Plan 65M-3959 from the provisions of Part Lot Control. (PLC.07.035, Ramp Developments Ltd., located north of Centre Street, south of Katerina Avenue on to west and east side of MacArthur Drive being Lots 2 to 6 inclusive, Lot 8, and Lots 10 to 14 inclusive on Registered Plan 65M-3959, in Lot 6, Concession 2) (Delegation By-law 333-98)
- By-Law Number 286-2007 A By-law to repeal By-law 285-2007. (PLC.07.035, Ramp Developments Ltd., located north of Centre Street, south of Katerina Avenue on to west and east side of MacArthur Drive being Lots 2 to 6 inclusive, Lot 8, and Lots 10 to 14 inclusive on Registered Plan 65M-3959, in Lot 6, Concession 2) (Delegation By-law 333-98)
- By-Law Number 287-2007 A By-law to exempt parts of Plan 65M-3992 from the provisions of Part Lot Control. (PLC.07.031, Vaughan West II Limited, located on the east side of Huntington Road, south of Zenway Boulevard, being Block 23 on Registered Plan 65M-3992, being Parts 1-4, inclusive on Reference Plan 65R-30261, in Part of Lot 7, Concession 8) (Delegation By-law 333-98)
- By-Law Number 288-2007 A By-law to repeal By-law 287-2007. (PLC.07.031, Vaughan West II Limited, located on the east side of Huntington Road, south of Zenway Boulevard, being Block 23 on Registered Plan 65M-3992, being Parts 1-4, inclusive on Reference Plan 65R-30261, in Part of Lot 7, Concession 8) (Delegation By-law 333-98)
- By-Law Number 289-2007 A By-law to stop-up and close a portion of Huntington Road north of Fogal Road. (Part of Lot 8, Concession 9, designated as Parts 1 to 13 on Plan 65R-30279 (Council, September 10, 2007 – No. 5i)
- By-Law Number 290-2007 A By-law to designate by Number an amendment to City of Vaughan By-law Number 1-88, as effected by the Ontario Municipal Board. (OMB Order No. 2539 dated September 17, 2007, OMB File Z040136) (Antorisa Investments Ltd.) (OMB Order No. 2539)
- By-Law Number 291-2007 A By-law to dedicate certain lands as part of the public highway. (Grand Trunk Avenue and Maurier Boulevard) (Delegation By-law 333-98)

CARRIED

197. CONFIRMING BY-LAW

MOVED by Regional Councillor Ferri
seconded by Regional Councillor Rosati

THAT By-law Number 292-2007, being a by-law to confirm the proceedings of Council at its meeting on September 24, 2007, be read a First, Second and Third time and enacted.

CARRIED

198. ADJOURNMENT

MOVED by Councillor Yeung Racco
seconded by Councillor Di Vona

THAT the meeting adjourn at 2:15 p.m.

CARRIED

Linda D. Jackson, Mayor

J. D. Leach, City Clerk