

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF MAY 8, 2012

Item 1, Report No. 16, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on May 8, 2012.

1 EMERGENCY PREPAREDNESS WEEK PROCLAMATION

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Manager of Emergency Planning and Fire Chief, dated April 24, 2012:

Recommendation

The Manager of Emergency Planning and Fire Chief recommend that:

1. The week of May 6 – 12, 2012, be proclaimed as “**Emergency Preparedness Week**”;
 and
2. The proclamation be posted on the City’s website and published on the City Page Online.

Contribution to Sustainability

Not applicable.

Economic Impact

N/A

Communications Plan

The Corporate Communications Department posts proclamations issued by the City on the City’s Website under “Events – Proclamations”. A media release and launch event will be held with the assistance of Corporate Communications to introduce three new videos for the PrepE emergency preparedness campaign. Emergency preparedness messages will be aired on Vaughan TV, BIS, PrepE’s Face Book page, and You Tube to promote citizens taking action to be prepared to manage any type of emergency situation.

Purpose

To recognize and promote the importance of all citizens and staff to take action to be prepared for an emergency.

Background - Analysis and Options

The concept of Emergency Preparedness Week was adopted by all levels of government in Canada in 1995. This year marks the 17th anniversary of Emergency Preparedness Week.

The purpose of Emergency Preparedness Week is to promote public awareness of being prepared to survive an emergency. The key message is “72 hours – is your family prepared”. It is every person’s responsibility to be prepared to survive an emergency situation for 72 hours. Individuals can do this by putting together a 72-hour emergency kit, learning about the City’s Emergency Response Plan, planning an escape route, identifying a meeting place, knowing what types of emergencies can happen and how to react.

Research on emergency preparedness has identified that citizens who are prepared to for emergencies recover more quickly than those who are not prepared. A recent survey by Public Safety Canada identified that less than 40% of Canadians had a 72 hour emergency kit.

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The Emergency Planning Program developed the PrepE emergency preparedness campaign featuring a penguin mascot in 2011. PrepE is prepared everywhere, every time for every emergency. Three new public safety videos have been developed along with a colouring book and plush toys. The release of the three new videos will coincide with Emergency Preparedness Week. The videos will educate the public on actions to take to be prepared for and manage during an emergency situation. The videos will air on the City's Website, Vaughan TV, BIS, YouTube and on the PrepE Face Book page.

Relationship to Vaughan Vision 2020/Strategic Plan

This report is in keeping with the Vaughan Vision specifically promote community safety, health and wellness. This report is consistent with the priorities previously set by Council and the necessary resources have been allocated.

Regional Implications

Public awareness and education is a mandatory element for an essential level emergency management program and as such, York Region will also be recognizing Emergency Preparedness Week.

Conclusion

The Manager of Emergency Planning and Acting Fire Chief are recommending that the week of May 6, 2012, be proclaimed as "**Emergency Preparedness Week**" and that the proclamation be posted on the City's website and published on the City Page Online. Being prepared for an emergency is everyone's responsibility. Public awareness and education initiatives are components of making Vaughan a disaster-resilient community.

Attachments

None

Report prepared by:

Sharon Walker
Manager, Emergency Planning

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Item 2, Report No. 16, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on May 8, 2012.

2

**AWARD OF TENDER T12-013
2012 ROAD RESURFACING/REHABILITATION
PHASE - 1 VARIOUS LOCATIONS
WARD 2**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Engineering and Public Works, dated April 24, 2012:

Recommendation

The Commissioner of Engineering and Public Works in consultation with the Director of Purchasing Services and the Director of Budgeting and Financial Planning recommends that Council:

1. Award Tender T12-013, 2012 Road Resurfacing/Rehabilitation – Phase 1 Various Locations to D. Crupi & Sons Limited in the amount of \$2,423,770.50, plus applicable taxes;
2. Approve a contingency allowance in the amount of \$242,000.00, plus applicable taxes within which the Commissioner of Engineering and Public Works or his designate is authorized to approve amendments to the contract;
3. Approve Geotechnical and Material Testing in the amount of \$23,400.00, plus applicable taxes to ensure compliance with all applicable standards;
4. Approve funding of the above recommendations in the sum of \$2,819,000.00 from Capital Budget Nos. EN-1868-12 and EN-1729-09, including all contingency allowances, administration recovery and applicable taxes; and
5. Authorize the Mayor and City Clerk to sign the appropriate documents.

Contribution to Sustainability

The resurfacing/rehabilitation of roads will ensure that an acceptable level of service by the City's infrastructure is maintained for the health and well being of its citizens.

The resurfacing/rehabilitation of the existing roads by utilizing recycled construction materials is consistent with Green Directions Vaughan Goal #1: To significantly reduce our use of natural resources and the amount of waste we generate, in particular Objective 1.1. To reduce greenhouse gas emissions and move towards carbon neutrality for the City of Vaughan's facilities and infrastructure.

Economic Impact

Funding for the project in the amount of \$2,819,000.00 is available within Capital Project Nos. EN-1868-12 and EN-1729-09. A detailed explanation of the funding is provided in the **Background-Analysis and Options** section of this report.

Communications Plan

Once the project is awarded, staff will advise the Mayor and Members of Council and will distribute a notice of construction to the affected residents and businesses.

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Purpose

Council approval to award Tender T12-013, Road Resurfacing/Rehabilitation – Phase 1 Various Locations

Background - Analysis and Options

The work covered in Part “A” and “B” of this tender includes the resurfacing and/or rehabilitation of various roads in Ward 2 (Capital Project No. EN-1868-12) as identified as part of the 2012 Pavement Management Program. (See Attachment No. 1). There are no additional permits or approvals required for this project.

The work covered in Part “C” of this tender includes the reconstruction of Kipling Avenue from Abell Avenue to Woodbridge Avenue. This section of road was to be reconstructed in 2009 as part of the approved Pavement Management Program (Capital Project No. EN-1729-09). However, this section was deferred because a condominium complex located at the south east corner of Kipling Avenue and Woodbridge Avenue was being constructed at the time and would have conflicted with the proposed road works. The development is now complete and it is appropriate to proceed with the remaining road works at this time.

This tender was advertised in the Daily Commercial News, on the Ontario Public Buyers Association (OPBA), on Biddingo and on the City Webpage and closed on March 23, 2012. A total of 9 sets of bid documents were picked up from the Purchasing Services Department and the following 8 bids were received.

<u>Contractor</u>	<u>Total Bid Amount (excl. H.S.T.)</u>
D. Crupi & Sons Limited	\$2,423,770.50
Gazzola Paving Limited	\$2,531,009.60
Four Seasons Site Development Ltd.	\$2,640,215.50
Furfari Paving Co. Ltd.	\$2,684,225.37
Fermar Paving Limited	* \$2,878,417.76
Coco Paving Inc.	\$2,913,082.94
Forest Contractors Ltd	\$2,936,040.00
Pave-AI Limited	\$3,416,174.50

*Corrected for arithmetic error.

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The estimated cost for the construction of this project is \$2,819,000.00 and is calculated as follows:

	Parts "A" & "B"	Part "C"	Total
D. Crupi & Sons Limited Bid Price (excluding H.S.T.)	\$2,283,719.15	\$140,051.35	\$2,423,770.50
Contingency Allowance (approx. 10%)	\$ 228,000.00	\$ 14,000.00	\$ 242,000.00
Geotechnical Inspections and Material Testing (estimated)	\$ 22,000.00	\$ 1,400.00	\$23,400.00
Sub-Total	\$2,533,719.15	\$155,451.35	\$2,689,170.50
H.S.T (1.76%)	\$44,593.46	\$2,735.94	\$47,329.40
Total	\$2,578,312.61	\$158,187.29	\$2,736,499.90
Administration Recovery (3%)	\$77,349.38	\$4,745.62	\$82,095.00
Total Project Cost	\$2,655,661.99	\$162,932.91	\$2,818,594.90
		ROUNDED	\$2,819,000.00

PROJECT FUNDING POSITION SUMMARY		
CAPITAL PROJECT	ROAD WORKS	
	EN-1868-12	EN-1729-09
Approved Budget	\$2,686,000.00	\$4,397,027.76
Less: Exp. & Commitments to Date	(0.00)	(\$4,056,648.32)
Current Funds Remaining	\$2,686,000.00	\$340,379.44
Less: Net total Cost	\$2,655,661.99	\$162,932.91
Balance Remaining	\$30,338.01	\$177,446.53

A total contingency amount of \$242,000 (10% of the bid price) is requested to address any unforeseen additional work in completing the scope of this project. The residual funds will be transferred back to the original funding sources upon completion of the project.

Staff have reviewed the submitted bids and determined that D. Crupi & Sons Limited has successfully completed similar projects for the City and is deemed qualified to undertake this project. Therefore, it is appropriate to award this contract to the low bidder, D. Crupi & Sons Limited.

The engineering estimate for the construction of this project was \$2,900,000.00, excluding H.S.T.

Relationship to Vaughan Vision 2020/Strategic Plan

In consideration of the strategic priorities related to Vaughan Vision 2020, the recommendations of the report will assist in enhancing and maintaining community safety, health and well by ensuring that an appropriate level of service for the roadway conditions are maintained for the citizens of Vaughan.

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Regional Implications

Not Applicable.

Conclusion

Staff recommends that this contract be awarded to D. Crupi & Sons Limited in the amount of \$2,423,770.50, plus applicable taxes.

Attachments

1. Location Map

Report prepared by:

John Zanchettin, C.E.T., Senior Engineering Assistant, ext. 8470
Vince Musacchio, P. Eng., PMP, Manager of Capital Planning and Infrastructure, ext. 8311

JZ:mc

(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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Item 3, Report No. 16, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on May 8, 2012.

3

**SIGN VARIANCE APPLICATION
FILE NO: SV.11-045
OWNER: MARKET LANE HOLDINGS INC.
LOCATION: 140 WOODBRIDGE AVENUE
PART OF LOT 7, CONCESSION 7
WARD 2**

The Committee of the Whole recommends that this matter be deferred in accordance with Communication C3 from Mr. Rocco Cerone, dated April 18, 2012.

Recommendation

The Sign Variance Committee recommends:

That Sign Variance Application SV.11-045, Market Lane Holdings Inc., be APPROVED subject to the following:

- i) That the subject application be refused as proposed;
- ii) That the proposed sign be amended to be reduced in total size, by at least 50%;
- iii) That the proposed sign be amended to be of a historically appropriate, matte non-reflective material; and
- iv) That if internally lit, the proposed sign be amended to be externally lit in a historically appropriate manner, or be unlit.

Contribution to Sustainability

N/A

Economic Impact

None.

Communications Plan

The results of this application will be communicated to the applicant through the Secretary to the Sign Variance Committee.

Purpose

The applicant is requesting to maintain an additional ground sign on an existing entrance feature as shown on the attached drawings..

Background - Analysis and Options

6.1 **LIMIT ON NUMBER OF SIGNS**

Except as may otherwise be permitted in this by-law, the maximum number of signs that may be erected shall be:

One (1) ground sign per lot

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SECTION 11 – SPECIAL SIGN DISTRICT

- 11.3 (a) Ground signs for multi-use buildings shall not exceed 2.0 sq.m in area per single sign face or 4.0 sq.m for all faces combined.
- (b) Such ground signs, notwithstanding Section 6.5(d) shall not exceed 3.0 m in height.

Relationship to Vaughan Vision 2020/Strategic Plan

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

Regional Implications

Region of York Engineering approval is not required for the proposed signs.

Conclusion

The applicant is requesting approval to maintain an existing 42 sqm. (per side) ground sign on an existing entrance feature as shown on the attached drawings installed without a permit. This proposed ground sign is in addition to an already existing 10 sqm.± ground sign located at the front entrance and approved by Council in 1997 under Sign Variance Application File No. SV.97-002.

The subject property is located within the Heritage Conservation District for Woodbridge and subject to the Special Sign District provisions of the City's Sign By-law. Signage permitted within the Special Sign Districts (Heritage Conservation Districts) is substantially reduced from other areas of the City. Applications for Sign Variances within the Special Sign Districts are forwarded to Heritage Vaughan/Heritage Staff for their consideration prior to being considered by the Sign Variance Committee and Council. Heritage Vaughan have considered the applicant's proposal and have recommended the following to Council. :

- i) That the subject application be refused as proposed;
- ii) That the proposed sign be amended to be reduced in total size, by at least 50%;
- iii) That the proposed sign be amended to be of a historically appropriate, matte non-reflective material; and
- iv) That if internally lit, the proposed sign be amended to be externally lit in a historically appropriate manner, or be unlit.

Members of the Sign Variance Committee have also considered the application and note that the proposed signage far exceeds the maximums contained with the City's Sign By-law for Special Sign Districts. The proposed signage is approximately twice the sign area that would normally be permitted for regular shopping centers outside the sign districts. (Maximum one ground sign with a maximum sign area of 20 sqm. per side for the same size plaza.)

Members of the Committee of the Sign Variance Committee concur with the above recommendations of Heritage Vaughan.

If Council finds merit in the application, a Sign Permit issued by the Building Standards Department is required.

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Attachments

1. Site Plan
2. Sketch of Sign
3. Photo of the front entrance prior to the construction of the subject sign.

Report prepared by:

John Studdy, Manager of Customer & Administrative Services Ext 8232

(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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Item 4, Report No. 16, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on May 8, 2012.

4

**SIGN VARIANCE APPLICATION
FILE NO: SV.12-003
OWNER: CALLOWAY REAL ESTATE INVESTMENT TRUST
LOCATION: 200 WINDFLOWER GATE
PART OF LOT 6, CONCESSION 6
WARD 3**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Sign Variance Committee, dated April 24, 2012:

Recommendation

The Sign Variance Committee recommends:

That Sign Variance Application SV.12-003, Calloway Real Estate Investment Trust, be APPROVED.

Contribution to Sustainability

N/A

Economic Impact

None.

Communications Plan

The results of this application will be communicated to the applicant through the Secretary to the Sign Variance Committee.

Purpose

The applicant is requesting to install one (1) wall sign as shown on the attached drawings.

Background - Analysis and Options

Sign Bylaw Requirements (By-Law 203-92, as amended):

6.2 (a) Where a site plan approved by the City provides standards for signage and the signs for the development comply therewith, such signs shall be deemed to comply with this By-Law.

Noting the above, where the property is regulated by a site plan agreement approved by the City, only those wall signs and pylon signs approved under the site plan agreement are deemed to be permitted by the City's Sign By-Law.

Relationship to Vaughan Vision 2020/Strategic Plan

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

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EXTRACT FROM COUNCIL MEETING MINUTES OF MAY 8, 2012

Item 4, CW Report No. 16 – Page 2

Regional Implications

Region of York Engineering approval is not required for the proposed signs.

Conclusion

The applicant is proposing to install one wall sign that was not shown on the approved site plan agreement. The subject sign is associated with a new tenant for the plaza.

Members of the Sign Variance Committee have reviewed the application and have no objections to the application as submitted. The proposed sign extends above the roof line and is similar to other existing signs for the plaza.

In Committee's opinion the intent and purpose of the City's Sign By-law is being maintained.

If Council finds merit in the application, a Sign Permit issued by the Building Standards Department is required.

Attachments

1. Site Plan
2. Sketch of Sign

Report prepared by:

John Studdy, Manager of Customer & Administrative Services Ext 8232

/as

(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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Item 5, Report No. 16, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on May 8, 2012.

5

**SIGN VARIANCE APPLICATION
FILE NO: SV.12-004
OWNER: YORK MAJOR HOLDINGS INC.
LOCATION:211 MCNAUGHTON ROAD EAST
BLOCK 20, PLAN 19T-05V05
WARD 4**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Sign Variance Committee, dated April 24, 2012:

Recommendation

The Sign Variance Committee recommends:

That Sign Variance Application SV.11-004, York Major Holdings Inc., be REFUSED.

Contribution to Sustainability

N/A

Economic Impact

None.

Communications Plan

The results of this application will be communicated to the applicant through the Secretary to the Sign Variance Committee.

Purpose

The applicant is requesting to install a temporary 3rd party sign as shown on the attached plans.

Background - Analysis and Options

Sign By-law Requirements (By-Law 203-92, as amended):

5.15 Prohibited Signs

Signs not related to any business located on the lot except as provided in Sections 6.1 – Limit on number of Signs and Section 15 – Poster Panels (Billboards).

Relationship to Vaughan Vision 2020/Strategic Plan

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

Regional Implications

Region of York Engineering approval is required for the proposed sign.

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Conclusion

The applicant is requesting to maintain a 3rd party sign on a vacant piece of land on the north side of Major Mackenzie Drive just west of Mc Naughton Road East.

Similar to other applications in the past the Sign Variance Committee continues not to support those sign variance applications proposing off site or 3rd party signage. In Committee's opinion all signage should be restricted to the lands containing the business premises and not spread out throughout the City.

Members of the Sign Variance Committee do not support the application and are recommending that it be refused.

If Council finds merit in the application, a Sign Permit issued by the Building Standards Department is required.

Attachments

1. Site Plan
2. Sketch of Sign

Report prepared by:

John Studdy, Manager of Customer & Administrative Services Ext 8232

/as

(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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Item 6, Report No. 16, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on May 8, 2012.

6

**SIGN VARIANCE APPLICATION
FILE NO: SV.12-006
OWNER: LORMEL DEVELOPMENTS (WESTON) INC.
LOCATION: 311 CITYVIEW BLVD. (BUILDING C)
BLOCK 268, PLAN 65M-3898
WARD 3**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Sign Variance Committee, dated April 24, 2012:

Recommendation

The Sign Variance Committee recommends:

That Sign Variance Application SV.12-006, Lormel Developments (Weston) Inc., be APPROVED.

Contribution to Sustainability

N/A

Economic Impact

None.

Communications Plan

The results of this application will be communicated to the applicant through the Secretary to the Sign Variance Committee.

Purpose

The applicant is requesting to install four (4) additional wall signs as shown on the attached plans.

Background - Analysis and Options

Sign Bylaw Requirements (By-Law 203-92, as amended):

6.2 (a) Where a site plan approved by the City provides standards for signage and the signs for the development comply therewith, such signs shall be deemed to comply with this By-Law.

Noting the above, where the property is regulated by a site plan agreement approved by the City, only those wall signs and pylon signs approved under the site plan agreement are deemed to be permitted by the City's Sign By-Law.

Relationship to Vaughan Vision 2020/Strategic Plan

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

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EXTRACT FROM COUNCIL MEETING MINUTES OF MAY 8, 2012

Item 6, CW Report No. 16 – Page 2

Regional Implications

Region of York Engineering approval is not required for the proposed signs.

Conclusion

The applicant is proposing four (4) wall signs that were not shown on the approved site plan drawings at the time of the construction of the building. The applicant has revised the signage for the building to uniformly spread four (4) wall signs (One sign for each unit within the building) along the building exterior at a constant elevation as shown on the attached plans.

Members of the Sign Variance Committee have no objections to the application as submitted. In Committee's opinion the intent and purpose of the City Sign By-law is being maintained.

If Council finds merit in the application, a Sign Permit issued by the Building Standards Department is required.

Attachments

1. Site Plan
2. Sketch and Location of Sign

Report prepared by:

John Studdy, Manager of Customer & Administrative Services Ext 8232

/as

(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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Item 7, Report No. 16, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on May 8, 2012.

7

**SIGN VARIANCE APPLICATION
FILE NO: SV.12-007
OWNER: LORMEL DEVELOPMENTS (WESTON) INC.
LOCATION: 321 CITYVIEW BLVD. (BUILDING B)
BLOCK 268, PLAN 65M-3898
WARD 3**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Sign Variance Committee, dated April 24, 2012:

Recommendation

The Sign Variance Committee recommends:

That Sign Variance Application SV.12-007, Lormel Developments (Weston) Inc., be APPROVED.

Contribution to Sustainability

N/A

Economic Impact

None.

Communications Plan

The results of this application will be communicated to the applicant through the Secretary to the Sign Variance Committee.

Purpose

The applicant is requesting to install four (4) wall signs as shown on the attached drawings.

Background - Analysis and Options

Sign Bylaw Requirements (By-Law 203-92, as amended):

6.2 (a) Where a site plan approved by the City provides standards for signage and the signs for the development comply therewith, such signs shall be deemed to comply with this By-Law.

Noting the above, where the property is regulated by a site plan agreement approved by the City, only those wall signs and pylon signs approved under the site plan agreement are deemed to be permitted by the City's Sign By-Law.

Relationship to Vaughan Vision 2020/Strategic Plan

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

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Item 7, CW Report No. 16 – Page 2

Regional Implications

Region of York Engineering approval is not required for the proposed signs.

Conclusion

The applicant is proposing four (4) wall signs that were not shown on the approved site plan drawings at the time of the construction of the building. The applicant has revised the signage for the building to uniformly spread four (4) wall signs (One sign for each unit within the building) along the building exterior at a constant elevation as shown on the attached plans.

Members of the Sign Variance Committee have no objections to the application as submitted. In Committee's opinion the intent and purpose of the City Sign By-law is being maintained.

If Council finds merit in the application, a Sign Permit issued by the Building Standards Department is required.

Attachments

1. Site Plan
2. Sketch and location of Sign

Report prepared by:

John Studdy, Manager of Customer & Administrative Services Ext 8232

/as

(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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8

**AWARD OF TENDER T12-059
SUPPLY AND MAINTENANCE OF
CENTRAL DATA STORAGE EQUIPMENT**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Chief Information Officer, dated April 24, 2012:

Recommendation

The Chief Information Officer (CIO), in consultation with the Director of Information Technology & Telecommunications, Director of Budgeting & Financial Planning, and the Director of Purchasing Services, recommends:

1. That Tender T12-059, Supply and Maintenance of Central Data Storage Equipment be awarded to Duocom Canada Inc., in the amount of \$120,933.13, plus applicable taxes, and;
2. That the Mayor and City Clerk be authorized to sign the appropriate documents.

Contribution to Sustainability

As part of the technology assets management program, consideration is given to environmental sustainability when assets are acquired, used and decommissioned. During the vendor of record selection process, vendors are evaluated and scored for environmentally responsible business practices. As technology assets are acquired, equipment specification is set to minimize power consumption and minimize unfriendly environmental emissions during the use of such equipment. As the technology assets reach their end of life, they are disposed through auctioned sale to organizations that follow ethical environmental practices.

Economic Impact

This equipment replacement is part of the established on-going technology assets management program. The funds are included in the approved 2012 capital budget.

Communications Plan

Not required.

Purpose

The purpose of this report is to receive Council approval to award Tender T12-059 – Supply and Maintenance of Central Data Storage Equipment.

Background - Analysis and Options

Purchasing Services Department released Tender T12-059 on March 8, 2012 with a closing date of March 29, 2012. The notice of Tender was given to the City's four (4) established vendors of record for the supply and maintenance of computer equipment. All four (4) vendors of record confirmed the receipt of Tender notice. The following is a summary of vendor responses:

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1. Duocom Canada Inc., Richmond Hill, ON – submitted a Bid consisting of 2 options:
 - Option A – IBM Solution - \$144,343.22 (plus taxes)
 - Option B – HP Solution - \$120,933.13 (plus taxes)
2. Amsdell Inc. – submitted a “No Bid” response with an explanation that they do not have “enterprise class” equipment certification, which is a requirement in Tender T12-059;
3. CDW Canada – did not pick-up Tender documents;
4. Tenet Computers – did not pick-up Tender documents.

Staff followed-up with vendors who did not pick-up Tender documents to determine the reason for it. Vendors commented that they were aware of the Tender, but did not have time to pick-up the documents and submit a Bid. None of the vendors requested an extension of the Tender deadlines.

Upon review and analysis of the Bids, staff recommend that the Bid from Duocom Canada Inc. (Option B – HP Solution) be selected for award.

Relationship to Vaughan Vision 2020

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

Specifically, the recommendations of this report support the following strategic initiatives & goals:

1. Service Excellence
 - ✓ Demonstrate Excellence in Service Delivery – well managed and performing systems ensure efficient and reliable delivery of City services to residents;
2. Organizational Excellence
 - ✓ Manage Corporate Assets – maintain corporate technology assets in good operating condition to maximize their service life and value.

Regional Implications

None

Conclusion

Staff recommend that Tender T12-059 be awarded to Duocom Canada Inc., in the amount of \$120,933.13, plus applicable taxes.

Attachments

None

Report prepared by:

Dimitri Yampolsky, Chief Information Officer (CIO) – Ext. 8352

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Item 9, CW Report No. 16 – Page 2

Purpose

The purpose of this report is to inform Council that the municipal services in the Baif Developments Limited Subdivision can now be considered for assumption by the City.

Background - Analysis and Options

The Baif Developments Limited Subdivision is comprised of 28 residential townhouse blocks. The subdivision is located north of Centre Street and west of Bathurst Street in Block 9, as shown on Attachment No.1.

The Subdivision Agreement with Baif Developments Limited was executed on December 17, 1999 and the Plan of Subdivision 65M-3392 were subsequently registered on February 8, 2000. The construction of the roads and municipal services was substantially completed in October 2002.

Over the last year, engineering staff has worked with Baif Developments Limited to address all the outstanding deficiencies. Staff is satisfied with the extent of the works recognizing that the municipal services in this subdivision are approximately 10 years old and showing signs of normal wear.

All documentation required by the Subdivision Agreement for assumption has been submitted. Engineering staff, in conjunction with the Developer's Consulting Engineer, have conducted all the necessary inspections of the municipal services in the subdivision and are now satisfied with the extent of the works. In addition, the grading of all lots in the subdivision was certified by the Developer's Engineering Consultant.

The Commissioner of Engineering and Public Works has received clearance from all pertinent City Departments including Development/Transportation Engineering, Development Planning, Building Standards, Parks Development, Parks and Forestry Operations, Public Works, and Clerks. In addition, the Reserves and Investments Department has confirmed that all of the City's financial requirements associated with this subdivision have been satisfied.

Relationship to Vaughan Vision 2020

The development of this subdivision and the assumption of the municipal services are consistent with Vaughan Vision 2020, which encourages management excellence through planned and managed growth and the maintenance of City assets and infrastructure. This report is consistent with the priorities previously set by Council and the necessary resources have been allocated and approved.

Regional Implications

All regional implications have been satisfied as they have conducted their own inspection of municipal services located within the Bathurst Street right of way and have found the works to be satisfactory. The Region of York provided their release on February 21, 2012.

Conclusion

The construction of the roads and municipal services associated with the Baif Development Agreement, Plan of Subdivision 65M-3392 have been completed in accordance with the Subdivision Agreement. Accordingly, it is appropriate that the roads and municipal services in 65M-3392 be assumed and the Municipal Services Letter of Credit be released.

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Attachments

1. Location Map

Report prepared by:

Kevin Worth – Engineering Technologist - Development, ext. 8670
Frank Suppa, Manager of Development Inspection and Grading, ext. 8073

FS/kw

(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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Item 10, Report No. 16, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on May 8, 2012.

10

**AWARD OF REQUEST FOR PROPOSAL 12-058
BLACK CREEK CHANNEL IMPROVEMENTS
CLASS ENVIRONMENTAL ASSESSMENT STUDY
SELECTION OF CONSULTANT
WARD 4 – VICINITY EAST OF JANE ST. BETWEEN HIGHWAY 7 & HIGHWAY 407**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Engineering and Public Works, dated April 24, 2012:

Recommendation

The Commissioner of Engineering and Public Works, in consultation with the Director of Budgeting & Financial Planning and the Director of Purchasing Services recommends:

1. THAT The Municipal Infrastructure Group Ltd. be retained to provide the necessary engineering services in connection with the completion of the Black Creek Channel Improvements Class Environmental Assessment Study (Capital Project DT-7058-11) at an estimated cost of \$206,160 plus applicable taxes and administration recovery;
2. That a contingency allowance of \$30,924 for the Study be approved within which the Commissioner of Engineering and Public Works or his designate is authorized to approve amendments to the Contract with The Municipal Infrastructure Group Ltd.; and
3. That the Mayor and Clerk be authorized to execute the necessary agreements and documents in connection with Capital Project DT-7058-11.

Contribution to Sustainability

The objectives of the City's Community Sustainability and Environmental Master Plan (Green Directions Vaughan, April 2009) will assist in guiding the completion of the Black Creek Channel Improvements Class Environmental Assessment Study. The conclusions and recommendations of this study will have regard for:

- Supporting enhanced standards of stormwater management and working with others to care for Vaughan's watersheds;
- Achieving sustainable growth and development;
- The creation of a City with sustainable built form; and
- Sharing sustainable best practices and ideas between and among municipal staff and the community.

Economic Impact

Based on the results of the Request for Proposal process, the undertaking of the Black Creek Channel Improvements Class Environmental Assessment Study is estimated to cost \$248,500. Approved Capital Project DT-7058-11 allocates funding from City-Wide Development Charges in the amount of \$257,500 for the completion of this study. Accordingly, there are sufficient budgeted funds to carry out the Study.

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Communications Plan

The Black Creek Channel Improvements Class Environmental Assessment Study will include a comprehensive public consultation program comprising of public meetings held at key stages during the study together with a stakeholder consultation group and technical advisory committee.

Staff will ensure all public communication and consultation is closely coordinated with interested and ratepayer groups, stakeholders and agencies in accordance with the Schedule 'C' requirements of the Municipal Class Environmental Assessment process.

A Notice of Study Commencement will be issued as the first point of contact with the public and relevant stakeholders. This notice will be placed in local press and on the City's website. This will allow public participation from the beginning of the Study, resulting in a proactive, transparent consultation process. A communications database will be established and kept up to date of all agencies, stakeholders, property owners and other individuals contacted over the duration of the Study.

Purpose

The purpose of this report is to seek Council approval to retain The Municipal Infrastructure Group Ltd. to complete the Black Creek Channel Improvements Class Environmental Assessment Study based on the results of the Request for Proposal 12-058.

Background

The Black Creek subwatershed is a tributary of the Humber River which traverses the Vaughan Metropolitan Centre and Steeles West Secondary Plan development areas.

On January 31, 2012, Council endorsed in principal the key findings and recommendations of the Black Creek Optimization Plan. This Plan recommends a series of drainage improvements to reduce flooding risk, and to enhance water quality and erosion control within the subwatershed.

The preferred flood control alternative identified in the Optimization Plan includes an enlargement and re-naturalization of the existing Black Creek channel between Highway 7 and Highway 407. The key next step prior to implementation is to undertake a Schedule 'C' Class Environmental Assessment (EA) Study for the necessary channel improvements. The EA Study will identify the preferred preliminary design, channel alignment, road crossing improvements and property requirements for the proposed Black Creek channel improvements.

The new channel will be designed to contain and safely convey regional flows resulting in a significant reduction to the existing floodplain. A reduced floodplain will free up land within the Vaughan Metropolitan Centre for redevelopment.

The Black Creek channel improvement strategy has been incorporated in the Vaughan Metropolitan Centre Secondary Plan, and is envisioned to be a key environmental corridor and community focal point within the City's future downtown.

Request for Proposal Process

On February 02, 2012, a Request for Proposal (RFP) was issued for the retention of a consulting engineering firm to assist the City in undertaking this study. In accordance with the City's Purchasing Policy for projects of this magnitude, the RFP was publicly advertised using the following publication sources:

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- City Website
- Ontario Public Buyer's Association Website
- Electronic Tendering Network (Biddingo)

A total of 17 RFP documents were picked up for the Study. Of these documents, 4 proposals were received from the following companies before the closing schedule:

- Aquafor Beech Ltd.
- SRM Associates, A Member of The Sernas Group Inc.
- AECOM Canada Ltd.
- The Municipal Infrastructure Group Ltd.

All proposals submitted were considered compliant and further evaluated by the Evaluation Committee comprised of staff from the Toronto and Region Conservation Authority and City's Development Planning, Development/Transportation Engineering and Purchasing Services Departments. The proposals were evaluated based on the following criteria as provided in each of the RFP documents:

- Qualifications and Experience – 25%
- Quality of the Proposals – 25%
- Project Management – 30%
- Financial – 20%

Based on the Evaluation Committee's review of the proposals, it was determined that The Municipal Infrastructure Group Limited (TMIG) scored the highest ranking for this Study, and successfully fulfilled all of the City's technical requirements and qualifications related to this project. As a result, the Evaluation Committee is satisfied that TMIG has met all the required qualifications to successfully complete this study.

The overall engineering services to be provided by TMIG for this Study include:

- Extensive consultation with affected landowners, developers, York Region, TRCA, DFO and other applicable government agencies;
- Coordination with the ongoing VMC Streetscape and Open Space Plan Study;
- Fulfilling all Schedule 'C' Class Environmental Assessment requirements;
- Preparation of preliminary design drawings for the Black Creek Channel and culvert improvements; and
- Preparation of detailed cost estimates for the recommended works.

The duration of the assignment will be approximately 12 months. The total estimated cost to complete this study including engineering consulting services, a contingency allowance, applicable taxes and administration recovery is summarized in Table 1 below:

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**TABLE 1
PROJECT FUNDING SUMMARY**

RFP12-058 Black Creek Channel Improvements Study	
Financial Summary	The Municipal Infrastructure Group Ltd.
RFP Cost	\$206,160
Contingency Allowance (15%)	\$30,924
Sub-Total	\$237,084
Non-Rebatable Portion of HST (1.76%)	\$4,173
Sub-Total	\$241,257
Administration Recovery (3%)	\$7,238
Total Cost (Rounded)	\$248,500
Total Approved Funds	\$257,500

A contingency allowance of 10% is typically carried for engineering related studies. However, given the anticipated high level of landowner / stakeholder interest in this study, it is recommended the contingency be increased to 15% to cover unexpected additional costs which may arise associated with public / stakeholder meetings, coordination with active development proposals, field work / verification, and the preparation of concept renderings.

Relationship to Vaughan Vision 2020 / Strategic Plan

In consideration of the strategic priorities related to Vaughan Vision 2020, the recommendations of this report will assist in:

- The pursuit of excellence in service delivery;
- Ensuring and enhancing community safety, health and wellness;
- Planning and managing growth and economic vitality;
- Leading and promoting environmental sustainability;
- Ensuring and enhancing community safety, health and wellness;
- Ensuring financial stability; and
- The demonstration of leadership and promotion of effective governance.

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

Regional Implications

York Region is a key stakeholder in this Study as the proposed Black Creek channel improvements parallel Jane Street and will minimize the flood risk along this transportation corridor.

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Conclusion

The Black Creek Channel Improvements Class EA Study will facilitate the implementation of the flood improvement works identified in the City's Optimization Plan.

Based on the results of the Request for Proposal RFP12-058 process, The Municipal Infrastructure Group Ltd. scored the highest ranking, successfully fulfilled all of the City's technical requirements and qualifications related to the Study, and had the best overall proposal.

Accordingly, it is recommended that The Municipal Infrastructure Group Ltd. be retained by the City to provide the necessary engineering services in connection with the completion of the Black Creek Channel Improvements Class EA Study, and that the Mayor and Clerk be authorized to sign the necessary documents.

Attachments

N/A

Report prepared by:

Saad Yousaf, Storm Drainage Engineer, Ext. 8251

Michael Frieri, Manager of Engineering Planning & Studies, Ext. 8729

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Item 11, Report No. 16, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on May 8, 2012.

11 TENDER AWARD - T12-029 SUPPLY AND DELIVERY OF STREET SIGNS

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Engineering & Public Works, dated April 24, 2012:

Recommendation

The Commissioner of Engineering & Public Works, in consultation with the Director of Purchasing Services, recommends:

1. That Tender T12-029, for the Supply and Delivery of Street Signs be awarded to Maximum Signs of Pontypool, Ontario; and
2. That the Mayor and Clerk be authorized to sign the necessary documents.

Contribution to Sustainability

Regulatory signs have a limited life span, and must be replaced when retro-reflectivity readings do not meet minimum requirements. Other non-regulatory signs are replaced on an "as required" basis, as determined through regular patrols and inspections.

As part of this tender, there are provisions that will allow for an anti-graffiti coating to be put on the signs to ensure easy cleanup of graffiti without damage to the sign's retro-reflectivity. This option will help maximize the potential life of the signs in areas prone to vandalism.

Economic Impact

Funds to cover the cost of the purchasing the various street signs are budgeted for in the approved 2012 Operating Budget. The actual annual expenditure will vary, depending upon the number and type of street signs to be replaced.

The estimated value of the contract is \$106,321.47 per annum, with an estimated total value of \$637,928.82 over the six year life of this contract (2 years, with 2, two year optional extensions).

Communications Plan

Tender T12-029 was advertised on Friday March 9, 2012 in the Vaughan Citizen (City page), on OPBA and on the Electronic Tendering Network (ETN), and closed on Wednesday March 28, 2012.

Purpose

The purpose of this report is to award contract T12-029 for the Supply and Delivery of Street Signs.

Background - Analysis and Options

Various street signs are installed on a daily basis by the Public Works Department. These include, but are not limited to: regulatory signs, information signs, warning signs, caution signs, school zone signs, parking signs, street name signs, and other traffic related signs. Signs, and/or the necessary hardware, are installed or replaced when they are damaged, degraded, missing, or it has been determined that an additional sign is required.

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The City does not have the capability to manufacture such signs in-house, so the supply and delivery of the signs is contracted out.

Tender T12-029 was advertised on Friday March 9, 2012 in the Vaughan Citizen (City page), on OPBA and on the Electronic Tendering Network (ETN), and closed on Wednesday March 28, 2012. A total of 5 documents were picked up from the Purchasing Services Department, with a total of 2 bids submitted. One bid was deemed non-compliant by Purchasing Services. The following are the results of the tender opening:

T12-029			
Supply and delivery of Street Signs			
Item	Contractor	Total Before H.S.T	Total Including H.S.T.
1	Maximum Signs Pontypool, Ontario	\$94,089.80	\$106,321.47

Purchasing Services staff has checked the bid for mathematical errors. References for Maximum Signs were checked by staff, and satisfactory comments were received from the City of Mississauga, the City of London and the Town of Whitby. Accordingly, it is appropriate to award this contract to Maximum Signs of Pontypool, Ontario.

Relationship to Vaughan Vision 2020/Strategic Plan

This report is consistent with the priorities previously set by Council and ties into the following Vaughan Vision 20/20 goals and objectives:

Goal: Service Excellence
Objective: Promote Community safety, Health & Wellness

Goal: Organizational Excellence
Objective: Manage Corporate Assets

Regional Implications

The City's contract does not impact the Region's operations, as the Region maintain street signs on Regional roads.

Conclusion

The replacement of street signs is an ongoing activity. Based on the bid price submitted, it is recommended that the contract for T12-029 Supply and delivery of Street Signs be awarded to Maximum Signs of Pontypool, Ontario, at an estimated contract value of \$637,928.82 for the potential 6 year period.

Attachments

N/A

Report prepared by:

Tina Di Biase, Technical Coordinator

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Item 12, Report No. 16, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on May 8, 2012.

12 PROCLAMATION - 2012 NATIONAL PUBLIC WORKS WEEK

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Engineering and Public Works, dated April 24, 2012:

Recommendation

The Commissioner of Engineering and Public Works recommends that Council proclaim the period of May 20-26, 2012, as "Public Works Week" in the City of Vaughan, and adopt the following resolution:

WHEREAS public works services provided in our community are an integral part of our citizen's everyday lives; and,

WHEREAS the support of an understanding and informed citizenry is vital to the efficient operation of public works systems and programs such as water distribution, wastewater collection, street maintenance, and solid waste collection; and,

WHEREAS the health, safety and comfort of this community greatly depends on these facilities and services; and,

WHEREAS the quality and effectiveness of these facilities, as well as their planning, design, construction, and maintenance is vitally dependant upon the efforts and skill of dedicated officials and staff of the City's Public Works, Engineering, and Parks & Forestry departments; and,

WHEREAS the efficiency of qualified and dedicated personnel who staff the above noted departments is influenced by people's attitude and understanding of the importance of the work they perform,

NOW THEREFORE BE IT RESOLVED THAT Council proclaim the week of May 20 - 26, 2012, as "Public Works Week" in the City of Vaughan, and request that all citizens and elected officials recognize the contributions that Public Works make every day to their health, safety, comfort, and quality of life in the community.

Economic Impact

N/A

Communications Plan

The Public Works Event is being held on Saturday, May 26, 2012, and will be advertised on the City's website, in Public Works' Spring newsletter, and on mobile signs throughout the City. In addition, a media release will be issued.

Purpose

To request that Council proclaim the period of May 20 - 26, 2012, as "National Public Works Week" in the City of Vaughan, and to present an overview of the City's Public Works Week event to be held at the Joint Operations Centre on Saturday, May 26, 2012.

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Background - Analysis and Options

In 1960, the American Public Works Association started a public information campaign to make the general public more aware of the work public works departments did, as well as promote the “often-unsung heroes” of our society, the professionals who serve the public good every day with quiet dedication.

Since 1960, agencies, municipalities, and regions have used this week to educate and inform the public about the essential role that public works play in the quality of community life. The week also serves to promote the choice of public works as a career choice for the working force of the future.

This year (2012) is the 52nd anniversary of National Public Works Week. The theme for the 2012 National Public Works Week is “Public Works: Creating a Lasting Impression”. The theme speaks to the never-ending effort of public works professionals to use sustainable solutions to bring their communities the quality of life within a framework of environmental, social, and economic responsibility.

Public Works Day – May 26, 2012

On Saturday May 26, 2012, the Public Works Department will kick-off National Public Works Week a day early with its annual “Public Works Week” event at the Joint Operations Centre located at 2800 Rutherford Rd. This event will provide a public forum to educate, and get feedback from, residents about various road maintenance, water distribution, wastewater collection, and “Greening Vaughan” waste management initiatives. It will be held at the north-east employee parking lot (rain or shine) from 10:00 a.m. to 3:00 p.m..

The event itself will be multi-faceted, and as a result, has the potential to draw a number of people. At the time of this report preparation, the following activities are confirmed for the City’s Public Works Day event (Additional exhibitors/activities may be added):

- The sale of Blue Boxes, Green Bins, In-house Kitchen Containers and Backyard Composters (City of Vaughan – Public Works Department)
- The promotion of Kraft Paper Bags for leaf and yard waste material (City of Vaughan - Public Works Department)
- The promotion of “Greening Vaughan”, as well as other waste management initiatives (City of Vaughan – Public Works Department)
- Displays about Water Quality & Roads Maintenance (City of Vaughan – Public Works Department)
- GIS and Survey displays (City of Vaughan - Engineering Services Department)
- The Mulch Give-Away (City of Vaughan – Parks & Forestry Department)
- Promotion of city-wide environmental programs (City of Vaughan - Economic Development Department)
- A York Region display pertaining to Waste Management
- Electronics Recycling Drop Off
- Paper Shredding Services (Super Shred)
- Ontario Regional Common Ground Alliance (ORCGA) Call Before You Dig information
- Summer Hill Impact (Portable Fuel Can Flip)
- Various City vehicles and a waste collection vehicle (Miller Waste Systems)

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Area Municipalities Challenge

In addition to Public Works Day, the City's Public Works Department will be participating in the 'York Region Area Municipalities Challenge'. This event showcases the talents of staff from the area municipalities in terms of equipment operation and water main repair and service installation activities. As part of the event, the Mayors of the area municipalities also compete against each other, driving trucks and/or other equipment through an obstacle course.

This event takes place on May 23rd at the Town of Richmond Hill's facility on Elgin Mills Road. In 2008, 2009, 2010 and 2011, the City of Vaughan's Public Works Team took First Place overall, winning the Miller Cup. Vaughan is the only municipality to have won the Miller Cup four years in a row.

Staff Appreciation Barbeque

As part of Public Works Week, the annual Public Works Barbeque will be held at the Joint Operations Centre for all Public Works, Engineering and Parks Operations employees. This event is scheduled to take place on Thursday, May 24, weather permitting.

Relationship to Vaughan Vision 2020

This report is consistent with the priorities previously set by Council.

The Public Works Week event relates to the following Vaughan Vision goals and objectives:

Goal	"Service Excellence"
Objective	"Lead & Promote Environmental Sustainability"
Objective:	"Demonstrate Excellence in Service Delivery"

Participation in APWA and OPWA related events ties in the following Vaughan Vision goals and objectives:

Goal	"Organizational Excellence"
Objective:	"Ensure a High Performing Organization"

Goal:	"Staff Excellence"
Objective:	"Support the Professional Development of Staff"

Conclusion

National Public Works Week provides a venue by which municipalities across North America can inform, educate, and in some cases, give back to the public, initiatives undertaken by Public Works departments.

To date, the Public Works Events have been well attended. As such, it is important to build on previous year's successes, and use this as another opportunity to promote not only the Public Works Week theme, but also promote the City's environmental initiatives as well.

Attachments

N/A

Report prepared by:

Caroline Kirkpatrick, C.E.T., R.P.P., Manager of Solid Waste Management
Brian T. Anthony, CRS-S, C. Tech., Director of Public Works

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Item 13, Report No. 16, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on May 8, 2012.

13 REPLACEMENT OF MUNICIPAL REPRESENTATIVE FOR THE CREDIT VALLEY, TORONTO REGION AND CENTRAL LAKE ONTARIO REGION SOURCE PROTECTION COMMITTEE AS REQUIRED UNDER THE “CLEAN WATER ACT”

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Engineering and Public Works, dated April 24, 2012:

Recommendation

The Commissioner of Engineering and Public Works recommends that:

1. Council endorse the Regional Municipality of York's choice of Mr. Don Goodyear, Risk Management Official – Source Water Protection, to be the municipal representative for York Region and its constituent local municipalities, and most particularly to represent City of Vaughan interests, on the Credit Valley, Toronto Region and Central Lake Ontario Region Source Protection Committee; and,
2. A copy of the Council extract endorsing this appointment be sent to Mr. Don Goodyear, Risk Management Official – Source Water Protection, The Regional Municipality of York, 17250 Yonge Street, Newmarket, Ontario, L3Y 6Z1.

Economic Impact

There is no economic impact as a result of this report.

Communications Plan

Not Applicable

Purpose

To provide local Council endorsement of the new representative selected by York Region to represent the affected area municipalities, and the Region, on the Credit Valley, Toronto Region and Central Lake Ontario Region Source Protection Committee.

Background - Analysis and Options

In September of 2007, the “Clean Water Act” came into effect. The Act is designed to provide a basis for protecting water at its source to ensure safe drinking water for all Ontarians. Under the Act, Source Protection Plans must be created for each watershed. There are two Source Protection Committees (SPC's), in York Region. There is the Credit Valley, Toronto and Region, and Central Lake Ontario Source Protection Committee, as well as the South Georgian Bay – Lake Simcoe Source Protection Committee.

Membership in the committees is limited to one third municipal members, and there are numerous municipalities covered by the various watershed areas. Accordingly, York Region staff were selected to represent the Region and its area municipalities on the two SPC's.

The original staff appointment to the Credit Valley, Toronto and Region, and Central Lake Ontario Source Protection Committee was made in 2008, and endorsed by Vaughan Council. A change to the staff representative was made in 2009, and that change was also endorsed by Vaughan Council.

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On February 16, 2012, Regional Council made another change and appointed Mr. Don Goodyear as the representative to sit on the Credit Valley, Toronto and Region, and Central Lake Ontario Source Protection Committee, and requested that the local municipal councils of King Township, the Town of Markham, the City of Vaughan, the Town of Aurora, and the Town of Whitchurch-Stouffville, endorse this appointment.

In order to implement and manage the requirements under the Act and the Plans, the Region has created a new position and has hired Mr. Don Goodyear as their Risk Management Official – Source Water Protection. The Region indicated in their report that Mr. Goodyear is the first Risk Management Official appointed in Ontario, and as such, is well positioned to keep local municipalities informed as to the work of the Source Protection Committee. In addition, the report indicates that Mr. Goodyear meets the qualifications prescribed by the Regulations and recommendations by the Ministry of the Environment.

Given the above, and in response to the Region's request for the affected local municipalities to endorse this appointment, it is recommended that Vaughan Council approve the recommendations contained in this report.

Relationship to Vaughan Vision 2020

Goal: Service Excellence
Objective: Lead & Promote Environmental Sustainability

Regional Implications

The Region has appointed Mr. Don Goodyear to the Credit Valley, Toronto Region and Central Lake Ontario Region Source Protection Committee, and has sought local Council endorsement of this appointment.

Conclusion

Membership on the SPC's is limited, and the geographical area impacted by their respective Source Protection Plans crosses local municipal boundaries. As such, it was decided previously that the representatives that sit on these committees would be from York Region, and they would represent the affected local municipalities as well as the Region.

The Region has recently made staffing changes and has appointed Mr. Don Goodyear, Risk Management Official – Source Water Protection, to the Credit Valley, Toronto Region and Central Lake Ontario Region Source Protection Committee.

As Mr. Goodyear would represent the local municipalities, and most particularly in consultation with City staff, would represent the City of Vaughan's interests as they may be affected by the Credit Valley, Toronto and Region, and Central Lake Ontario Source Protection Committee, local Council endorsement of this appointment is required.

Attachments

N/A

Report prepared by:

Brian T. Anthony, CRS-S, C. Tech., Director of Public Works

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Item 14, Report No. 16, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on May 8, 2012.

14

**2012 SPEED COMPLIANCE PROGRAM
ALL WARDS**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Engineering and Public Works, dated April 24, 2012:

Recommendation

The Commissioner of Engineering and Public Works recommends that Council receive this report for information.

Contribution to Sustainability

Not Applicable.

Economic Impact

There is no direct economic impact as a result of this report. The activities associated with the Speed Compliance Program are fully funded through the approved 2012 Operating Budget.

The estimated cost to administer the planned 2012 Program is approximately \$27,500, including but not limited to program development, equipment set-up and dismantling, compilation and analysis of data, communication with stakeholders, and maintenance costs.

Communications Plan

Staff has communicated the plan to York Regional Police, the York Region District School Board, and the York Catholic District School Board.

Staff will also communicate results of all speed compliance studies initiated by the public.

Purpose

To advise Council of the City's Speed Compliance Program, and the planned studies to be undertaken in 2012.

Background - Analysis and Options

Engineering Services staff has developed the schedule for this year's Speed Compliance Program. The 2012 schedule for the Program can be found in Attachments 1 and 2.

This initiative was launched in 2010 in partnership with York Regional Police, to raise awareness of motorist travel speed, in comparison to the posted speed limit, using Radar Message Boards (RMBs).

Each RMB is equipped with a radar unit that continuously monitors the speed of oncoming traffic, and displays it on a light-emitting diode message board. Signs are placed on the same street, facing opposite directions, to monitor oncoming traffic in both directions.

All traffic data collected from the RMB is analyzed, and study results are forwarded to York Regional Police for their information, driver education, and any associated enforcement efforts.

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Several municipalities jointly administer similar speed compliance programs with their local police department, including Richmond Hill, Halton Hills, Chatham-Kent, Hamilton, and Burlington.

The Speed Compliance Program proactively addresses two types of priority areas: school zones and higher capacity roadways.

School Zones

The Speed Compliance Program is primarily focused on the reduction of speeds through school zones. The Program is supported by school administrators who welcome increasing safety awareness within school communities.

The school zone component of the Program will be expanded this year, accommodating twice as many schools (46) as compared to previous years. The attached school zone schedule represents approximately two-thirds of the elementary schools in both Public and Catholic boards. RMBs will be placed in school zones in the spring and fall, to align with increased pedestrian activity. The RMBs will be active for one week per site. The effectiveness of this approach will be measured in follow-up observations using other equipment at other times throughout the year.

Higher Capacity Roadways

This year, three solar powered Radar Message Boards will be dedicated to higher capacity roadways, either collectors or feeder roads. These roadways have capacities of approximately 12,000 vehicles per day, and are included in the 2012 Program because speeding issues have been consistently noted. At these locations, the RMBs will be set out for longer durations, typically 8 weeks. In some instances, previous traffic studies have been undertaken, and the emphasis of the RMB will be education.

Citizen Requests

The Program has also included speed monitoring on a reactive basis in response to concerns raised by residents, as received by staff and York Regional Police. These locations are scheduled on an as-needed basis, for two weeks in duration.

A 2009 Report prepared by Town of Richmond Hill Engineering and Public Works staff revealed that the effectiveness of radar speed boards, over a six month period, resulted in increased speed compliance of approximately 70 percent (source: Town of Richmond Hill, Committee of the Whole Report, Engineering and Public Works, June 16, 2009, "Effectiveness of the Pole Mounted Electronic Radar Speed Boards along High Tech Road").

Empirical data from the transportation industry demonstrates that radar message boards are effective while displayed, whereas the residual effect, once the signs are removed, is negligible (source: T. Mazzella and D. Godfrey, "Building and Testing a Customer Responsive Neighborhood Traffic Control Program," in 1995 Compendium of Technical Papers, Institute of Transportation Engineers, Washington, DC, 1995, pp. 75–79).

Since the original implementation of the City's Speed Compliance Program in 2010, staff have not collected data to evaluate the long term effectiveness of this Program. As a result, several RMB locations from the 2011 Program have been included in this year's schedule. The follow-up studies will assist staff in assessing the long term impact to driver behavior in Vaughan.

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Relationship to Vaughan Vision 2020/Strategic Plan

In consideration of the strategic priorities related to Vaughan Vision 2020, the recommendations contained in this report will assist to enhance and ensure community safety, health and wellness.

This report is consistent with the priorities previously set by Council.

Regional Implications

Not Applicable.

Conclusion

Staff does not recommend any changes to the 2012 Speed Compliance Program, at this time. All of the information is being provided for Council's consideration.

Attachments

1. 2012 Speed Compliance Program Schedule – School Zones
2. 2012 Speed Compliance Program Schedule – Longer and Shorter Duration

Report prepared by:

Lisa Lovery, P. Eng., Manager of Traffic Engineering, ext. 8143

LL:mm

(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.)

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF MAY 8, 2012

Item 15, Report No. 16, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on May 8, 2012.

15

**AWARD OF TENDER T12-023
DUFFERIN STREET SIDEWALK – LANGSTAFF ROAD TO RUTHERFORD ROAD
WARD 4**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Engineering and Public Works, dated April 24, 2012:

Recommendation

The Commissioner of Engineering and Public Works in consultation with the Director of Purchasing Services and the Director of Budgeting and Financial Planning recommends that Council:

1. Award Tender T12-023, Dufferin Street Sidewalk – Langstaff Road to Rutherford Road to Vaughan Paving in the amount of \$146,870.00, plus applicable taxes;
2. Approve a contingency allowance in the amount of \$15,000.00, plus applicable taxes within which the Commissioner of Engineering and Public Works or his designate is authorized to approve amendments to the contract;
3. Approve Geotechnical and Material Testing in the amount of \$2,000.00, plus applicable taxes to ensure compliance with all applicable standards;
4. Approve funding of the above recommendations in the sum of \$172,000.00 from Capital Budget Project No. EN-1856-11, including all contingency allowances, administration recovery and applicable taxes; and
5. Authorize the Mayor and City Clerk to sign the appropriate documents.

Contribution to Sustainability

The Dufferin Street sidewalk installation will ensure that an acceptable level of service by the City's infrastructure is maintained for the health and well being of its citizens.

The Dufferin Street sidewalk installation will help promote walking as a means of transportation. This is consistent with Green Directions Vaughan Goal #3: To ensure that Vaughan is a City that is easy to get around with a low environmental impact. In particular, Objective 3.1: To develop and sustain a network of sidewalks, paths and trails that supports all modes of non-vehicular transportation.

Economic Impact

The total project cost of \$172,000.00 falls within the approved budget amount and as such, there is no additional economic impact to the 2011 Capital Budget amount for Project No. EN-1856-11.

Communications Plan

Once the project is awarded, staff will advise the Mayor and Members of Council and will distribute a notice of construction to the affected residents and businesses.

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Purpose

Council approval to award Tender T12-023, Dufferin Street Sidewalk – Langstaff Road to Rutherford Road.

Background - Analysis and Options

The work covered by this tender includes the construction of a sidewalk on the east side of Dufferin Street between Langstaff Road and Rutherford Road. Certain segments of sidewalk within this area have been previously constructed as part of development related activities and the proposed sidewalk will provide connectivity to them. (See Attachment No. 1 for project location). All necessary permits and approvals required for this project have been obtained.

This tender was advertised in the Daily Commercial News, on the Ontario Public Buyers Association (OPBA), on Biddingo and on the City Webpage and closed on March 15, 2012. A total of 28 sets of bid documents were picked up from the Purchasing Services Department. Of the 27 sets of bid documents received, four were determined to be non-compliant. The following 23 compliant bids were reviewed:

<u>Contractor</u>	<u>Total Bid Amount (excl. H.S.T.)</u>
Vaughan Paving Ltd.	\$146,870.00
Sidcon Contracting Limited	\$153,377.50
614128 Ontario Ltd. O/A Trisan Construction	\$158,383.87
Peltar Paving And General Contracting Company Limited	\$159,420.50
766585 Ont. Inc. O/A Nu-Con Contracting	\$165,820.75
Dufferin Construction Company, A division of Holcim (Canada) Inc.	\$172,974.00
VBN Paving Limited	\$174,362.50
D. Martino Construction Limited	\$181,584.00
Nuroad Construction Limited	\$183,914.00
A-1 Asphalt Maintenance Ltd.	\$186,467.20
Concord Paving Inc.	\$187,968.00
694904 Ontario Inc. O/A Curbside Construction	\$189,776.50
Four Seasons Site Development Ltd.	\$190,885.00
Il Duca Contracting Inc.	\$197,085.00
Ashland Paving Ltd.	\$211,170.71
Midome Construction Services Ltd.	\$214,975.00
Forest Contractors Ltd.	\$218,254.00
Ferpac Paving Inc.	* \$226,950.00
Rafat General Contractor Inc.	\$233,770.00
Serve Construction Ltd.	\$237,454.50
Bennington Construction Ltd.	\$238,213.00
A.V. Curb & Sidewalk Ltd.	\$246,503.40
Pencon Construction Canada Corp.	\$366,032.00

*Corrected for arithmetic error.

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The estimated cost for the construction of this project is \$172,000.00 and is calculated as follows:

Vaughan Paving Ltd. Bid Price (excluding H.S.T.)	\$146,870.00
Contingency Allowance (approx. 10%)	\$ 15,000.00
Geotechnical Allowances and Material Testing (estimated)	\$ 2,000.00
Sub-Total	\$163,870.00
H.S.T. (1.76%)	\$ 2,884.11
Total	\$166,754.11
Administration Recovery (3%)	\$ 5,002.62
Net Total Cost	\$171,756.73
ROUNDED	\$172,000.00

PROJECT FUNDING POSITION SUMMARY	
CAPITAL PROJECT	EN-1856-11
Approved Budget	\$587,100.00
Less: Exp. & Commitments to Date	(\$922.78)
Current Funds Remaining	\$586,177.22
Less: Net total Cost	\$171,756.73
Balance Remaining	\$414,420.49

A contingency amount of \$15,000 (10% of the bid price) is requested to address any unforeseen additional work in completing the scope of this project. The residual funds will be transferred back to the original funding source upon completion of the project.

Staff have reviewed the submitted bids and determined that Vaughan Paving Ltd. has successfully completed similar projects for the City and is deemed qualified to undertake this project. Therefore, it is appropriate to award this contract to the low bidder, Vaughan Paving Ltd.

The lowest responsive bid price is lower than the engineering estimate of the construction value of this project.

Relationship to Vaughan Vision 2020/Strategic Plan

In consideration of the strategic priorities related to Vaughan Vision 2020, the recommendations of the report will assist in enhancing and maintaining community safety, health and well by ensuring that an appropriate level of service for the roadway conditions are maintained for the citizens of Vaughan.

Regional Implications

Dufferin Street is owned and operated by the Regional Municipality of York. The Regional Municipality of York has issued their approval and will be advised of project commencement.

Conclusion

Staff recommends that this contract be awarded to Vaughan Paving Ltd. in the amount of \$146,870.00, plus applicable taxes.

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Attachments

1. Location Map

Report prepared by:

Colin Cassar, C.E.T., Senior Engineering Assistant, ext. 8756

Vince Musacchio, P. Eng., PMP, Manager of Capital Planning and Infrastructure, ext. 8311

CC:mc

(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.)

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF MAY 8, 2012

Item 16, Report No. 16, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on May 8, 2012.

16

REQUEST FOR FREE USE OF COMMUNITY SPACE

The Committee of the Whole recommends:

- 1) That this matter be referred to staff to report back, at the earliest opportunity, regarding the comments made;
- 2) That the following report of the Commissioner of Community Services, dated April 24, 2012, be received; and
- 3) That the following deputations be received:
 1. Mr. John Scaini, Parkinson Society Canada; and
 2. Mr. Peter Pallotta, 254 Maria Antonia Road, Woodbridge, L4H2Z4.

Recommendation

The Commissioner of Community Services, in consultation with the Director of Recreation and Culture, recommends:

1. That this report on the Request for Free Use of Community Space be received.

Contribution to Sustainability

This report is consistent with the priorities previously set by Council in the Green Directions Vaughan, Community Sustainability Environmental Master Plan, Goal 4, Objective 4.1:

- To foster a city with strong social cohesion, an engaging arts scene, and a clear sense of its culture and heritage.

Economic Impact

There is no direct impact as a result of this item.

Communications Plan

The deputant, Mr. Peter Pallotta, will be informed of Council's decision on his deputation.

Purpose

The purpose of this report is to provide Council with the financial impact of the request for free use of community centre space to hold monthly meetings for a support group.

Background - Analysis and Options

At the Council meeting held on January 31, 2012, a Finance and Administration Committee recommendation was approved that directed staff to prepare a report on the financial impact of the request made by deputant Mr. Peter Pallotta on December 13, 2011. Mr. Pallotta requested the free use of community space to hold monthly meetings for a Parkinson's support group. Currently the group meets in Richmond Hill at York Region Police #2 District and are requesting space at no charge within the City of Vaughan.

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The rental of meeting rooms is governed under the Recreation and Culture User Fee and Pricing Policy. The policy classifies the rental of meeting rooms by Community Service Organizations (CSO's) as a basic level of service. Basic programs and services benefit from the greatest level of subsidy permitted within the framework of the User Fee and Pricing Policy. Community Service Organizations (CSO's) are a City approved Vaughan based, not for profit community organization run by an elected and volunteer board of directors whose prime purpose is to provide recreation, community or leisure services to the residents of Vaughan and are governed under the CSO Policy. The CSO policy outlines terms for existing CSO's and new community groups wishing to apply for status. The Parkinson's support group would qualify as a CSO and therefore the lowest, tax subsidized rate would be charged.

The City's ten community centres each incorporate some degree of multi-purpose space through a combination of meeting areas, activity rooms, halls and age-specific program areas. Meeting room space is available for rent by Community Service Organizations at the current rate of \$17.81 plus HST per hour during prime-time hours (after 4pm Monday to Friday and all day Saturday and Sunday) or \$11.58 plus HST per hour during non prime-time hours (Monday to Friday 8am to 4pm). The \$11.58 rate applies to groups renting a minimum of 30 prime time hours per year.

As of January 1, 2012, the total number of CSO groups was 300. In 2011, the Recreation and Culture Department generated approximately \$85,000 from the rental of activity rooms to Community Service Organizations. When this figure is broken down to represent meetings only, the revenue generated was approximately \$37,000 for the year (excludes parties, events and activities); of which approximately \$15,000 was generated during prime-time hours (evenings and weekends) and approximately \$22,000 during non prime-time hours (Monday to Friday 8am to 4pm). Therefore, if changes are made whereby CSO's are not charged for meeting space the financial impact could be approximately \$37,000 annually.

Note: The Ratepayer Policy managed by the City Clerks Department allows qualifying Ratepayer groups to receive one (1) free Annual General Meeting (AGM) per year at a City / Library facility. In 2011, the number of ratepayer groups that held AGM meetings in a community centre was nine for a value of approximately \$480 in potential rental revenue. The Vaughan Public Library applies the same rates and procedures as Recreation and Culture for the booking of library space.

Municipal Benchmarking:

A review of surrounding municipalities including Brampton, Markham, Mississauga and Richmond Hill was undertaken to determine general principles with regard to free space for community groups. Booking policies at each of the benchmarked municipalities do not permit the use of free space for meeting purposes. Special requests, typically for events such as fundraisers, can be made to Council for consideration.

Generally speaking, and consistent with Vaughan, the municipalities surveyed base their CSO principles on not for profit organizations, who are open to all residents, and have at least 75% or greater residency in their groups. Noted below is information of how different municipalities deal with fees for meeting space:

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Benchmarking	Vaughan	Brampton	Markham	Mississauga	Richmond Hill
CSO Policy in place	Yes	Yes	Yes	Yes	Yes
Subsidized Rental Rates included in CSO policy	Yes	Yes	Yes	Yes	Yes
Free Meeting Space for CSO groups	Ratepayer Annual General Meeting (AGM)	AGM	Registration only (sports groups)	AGM	AGM

*Special requests can be made to Council for consideration.

2700 Rutherford Rd York Region Police #4 District:

Regarding Mr. Pallotta and the Parkinson’s support group, staff has confirmed that space is available at no charge at York Region Police #4 District. Centrally located in Vaughan at 2700 Rutherford Rd (at the intersection of Melville Ave) and with accessible parking, the York Region Police #4 District community room holds a capacity of 60 people and includes use of the kitchenette and fridge. A screen is also available if users bring in their own laptop computer. The booking process is easy and convenient for this space in that to book the room, a phone call to the booking coordinator at #4 District is all that is required.

Similar to how staff deals with any other Community Service and Social Service Organizations, staff will work with Mr. Pallotta and his Parkinson’s support group to facilitate free use of space at this location for his group. *Note: If a change is approved for reducing fees for meeting space for Mr. Pallotta’s group a precedent will be set that may result in other CSO’s requesting a similar benefit which will have an economic impact.*

Relationship to Vaughan Vision 2020/Strategic Plan

In consideration of the strategic priorities related to Vaughan Vision 2020, this report will provide:

- STRATEGIC GOAL:
Service Excellence – Providing service excellence to Citizens.
- STRATEGIC OBJECTIVE:
Enhance and Ensure Community Safety, Health & Wellness.

This report is consistent with the priorities previously set by Council, and the necessary resources to implement this program have been allocated and approved.

Regional Implications

None

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Conclusion

Applying the current policy noted in this report to Mr. Pallotta and the Parkinson's support group is consistent with the method of booking rental space for all other Community Service Organizations. Staff will work with Mr. Pallotta to assist the group with obtaining a room for their meetings at no cost at the York Region Police #4 District in Maple or at the lowest possible cost in community centres.

Attachments

None

Report Prepared By

Mary Reali, Director of Recreation and Culture, ext 8234
Sunny Bains, Business Services Manager, ext 8336

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The 2006 Canada Census identified approximately 13% of Vaughan's population being of either of Jewish descent. Ontario is home to more than 200,000 people of Jewish origin making it the province with the largest Jewish demographic.

The celebration of Jewish Heritage Month supports the City of Vaughan's Diversity Strategy, as approved by Council in 2010, which identifies the goal of "to create opportunities for creative cultural expression and dialogue", within the City.

At this time, City staff is working with community organizations and agencies to finalize an art exhibit to be installed at the City Hall Atrium Gallery in May.

All finalized events will be posted on the City website and promoted through Vaughan community centres and libraries.

Relationship to Vaughan Vision 2020/Strategic Plan

In consideration of the strategic priorities related to Vaughan Vision 2020, this report will provide:

- STRATEGIC GOAL:
Service Excellence - Providing service excellence to citizens.
- STRATEGIC OBJECTIVES:
Preserve our heritage and support diversity, arts and culture.

This report is consistent with the priorities previously set by Council, and the necessary resources to implement this program have been allocated and approved.

Regional Implications

N/A

Conclusion

In celebrating Jewish Heritage Month, the City reaffirms its efforts to build an inclusive community. Importantly, it is an opportunity to highlight Vaughan's rich diversity and celebrate and learn about the art and culture of our Jewish community.

Attachments

None

Report Prepared By

Mary Reali, Director of Recreation and Culture, ext. 8234
Angela Palermo, Manager of Cultural Services, ext. 8139
Mirella Tersigni, Community Development Coordinator, ext.8459

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF MAY 8, 2012

Item 18, Report No. 16, of the Committee of the Whole, which was adopted, as amended, by the Council of the City of Vaughan on May 8, 2012, as follows:

By receiving the presentation for National Youth Arts Week.

18

PROCLAMATION - VAUGHAN YOUTH WEEK - MAY 1 - 8, 2012

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Community Services, dated April 24, 2012:

Recommendation

The Commissioner of Community Services, in consultation with the Director of Recreation and Culture, recommends:

1. That Council proclaim the week of May 1- 8, 2012, as “Vaughan Youth Week” in the City of Vaughan;
2. That the presentation for National Youth Arts Week take place at the Council meeting on May 8, 2012; and,
3. That the information in the 2012 “Youth Pocket Guide” including the Youth Week schedule be received.

Contribution to Sustainability

This report is consistent with the priorities previously set by Council in the Green Directions, Vaughan, Community Sustainability Environmental Master Plan, Goal 4, and Objective 4.1:

- To foster a city with strong social cohesion, an engaging arts scene, and a clear sense of its culture and heritage.
 - 4.1.1. Develop an implementation plan for the initiatives described in the City's Active Together Master Plan through a phased and budgeted program.

Economic Impact

The youth programs and initiatives indicated in this report will be funded through the approved 2012 Recreation and Culture Department Operating Budget and community sponsors.

Communications Plan

The proclamation of Vaughan Youth Week 2012, including a schedule of Youth Week activities and events, will be posted on the City's website, and social media. A media advisory, including photo opportunity, and public service announcement will be distributed to local media.

The Vaughan Youth Pocket guide, including the Youth Week schedule will be distributed to Vaughan elementary and secondary schools, and will also be available at City libraries and community centres. Outreach to community groups, the department's client database, cultural organizations and businesses will take place via poster distribution and email.

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Purpose

The purpose of this report is to request that Council proclaim the week of May 1 - 8, 2012 as “Vaughan Youth Week” in the City of Vaughan, and to present an overview of the youth-based activities and events scheduled to be held at community centres across the City, as organized by the Recreation and Culture Department in partnership with the York Region School Boards of Education, community groups and local businesses.

This report also outlines events and projects as part of National Youth Arts Week and introduces the newly developed “Youth Pocket Guide”.

Background - Analysis and Options

The Canadian Parks and Recreation Association has joined the international community to declare the first full week of May as National Youth Week in Canada. National Youth Week is an international initiative acknowledging, celebrating, and advocating youth empowerment, achievement and involvement. It is a week of fun, interaction and celebration intending to strengthen the connection between young people and their communities. The City of Vaughan is participating in this initiative to celebrate the importance of youth and their contribution towards making the City of Vaughan a great place to live.

In addition to Youth Week, in support of the “Active Together” Physical Activity Strategy and the Youth In Action, the Recreation and Culture Department delivers a variety of youth programs through community centre based youth rooms, registered programs, satellite drop ins and other special events. These programs provide physical, creative and social opportunities for youth.

A variety of activities are scheduled at City Community Centres including:

- Basketball Competitions
- Zumba
- Dj Clinic
- Photography Workshop
- Swimming Challenges
- Youth Fitness Days
- Minute To Win It Contest
- Inclusive Bocce Tournament.

Each of these events is based on providing opportunities for youth engagement within their community. Vaughan Youth Week will highlight the City of Vaughan as a “Youth Friendly Community”, and will continue to provide opportunities to develop partnerships with businesses and community groups that support youth in Vaughan.

National Youth Arts Week

As part of Youth Week, the City of Vaughan proudly supports National Youth Arts Week, by showcasing simultaneous youth-led, community-based events and projects from youth across the City of Vaughan. This initiative provides an exceptional opportunity for great creative expression as well as a platform for youth to exchange ideas and showcase talents. The program includes:

- Atrium Gallery-City Hall will showcase an art exhibit entitled “Teen Angst” created by students from Holy Cross Catholic Academy;
- Sketches at City Hall: Secondary students citywide will be interpreting Vaughan City Hall interiors;

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- Vaughan Art Space: Glass Art Display and crafts by local students;
- Community Beautification Project initiative “School of Fish” completed by students of St. Jean de Brebeuf Catholic High School.

A unveiling of a portion of the “School of Fish” metal mural executed by the students of the St. Jean de Brebeuf Arts Council will take place at the Council meeting during Youth Week on May 8, 2012. The mural will be installed at the Vellore Village Community Centre in upcoming months.

Youth Pocket Guide

The Youth Pocket Guide is a one-stop publication offering Vaughan’s young adults an overview of all things related to the City’s recreation and culture programs, services and events. The goal is to create awareness of opportunities for physical and social activities which encourage active, healthy and positive lifestyle choices among the vulnerable 10-17 year old target demographic.

Information featured includes general, aquatic and special needs programs; memberships to youth rooms and fitness centres; arts, cultural and special events; and employment and volunteer opportunities. Also incorporated is a map of recreation facilities and Active Living Coordinator contacts; a call-out welcoming the City’s newcomers; and information on financial assistance available through RecAssist.

The contemporary design of the Guide incorporates colourful illustration and photography with engaging, youth-friendly copy. Over 150 youth had a hand in molding the Guide during city-wide focus groups where youth provided feedback on everything from the title, design/layout, organization of information and communications channels they prefer (print and digital) for outreach. Also in response to youth feedback, QR codes linking to event schedules on the City website were incorporated on pages promoting community and special events, specifically Youth Week and National Arts Week, Culture Days and June is Recreation & Parks Month. The QR codes allow the large market of youth smartphone users to immediately download and view the most recent events information and schedules.

The Vaughan Youth Pocket guide, a 36 page guide, including the Youth Week schedule will be distributed to Vaughan elementary and secondary schools, and will also be available at City libraries and community centres. Outreach to community groups, the department’s client database, cultural organizations and businesses will take place via poster distribution and email. The cover is shown on Attachment 1.

Relationship to Vaughan Vision 2020/Strategic Plan

In consideration of the strategic priorities related to Vaughan Vision 2020, this report will provide:

- STRATEGIC GOAL:
Service Excellence – Providing service excellence to citizens.
- STRATEGIC OBJECTIVES:
Enhance and Ensure Community Safety, Health and Wellness.

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

Regional Implications

There are no regional implications associated with this report.

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Conclusion

The City of Vaughan is taking a proactive approach to improve the social, health and active lifestyles of youth by proclaiming the week of May 1 – 8, 2012 as “Vaughan Youth Week”. Youth Week will help achieve the objective of improving community health and wellness through youth empowerment, recognition and engagement. The concurrent celebration of National Youth Arts Week provides an opportunity for creative expression as well as a platform for youth to exchange ideas and showcase talents. The new “Youth Pocket Guide” provides a one-stop publication offering Vaughan’s young adults an overview of all things related to the City’s recreation and culture programs, services and events.

Attachments

1. Youth Pocket Guide Cover

Report Prepared By

Mary Reali, Director of Recreation and Culture, ext. 8234
Paul Compton, Recreation Manager, ext. 8358

(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.)

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF MAY 8, 2012

Item 19, Report No. 16, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on May 8, 2012.

19

PROCLAMATION - MAY AS ASIAN HERITAGE MONTH

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Community Services, dated April 24, 2012:

Recommendation

The Commissioner of Community Services, in consultation with the Director of Recreation and Culture, recommends:

1. That Council proclaim the month of May as “Asian Heritage Month” in the City of Vaughan for 2012 and for subsequent years hereafter; and,
2. That the list of activities to be held in May 2012 in the City of Vaughan to commemorate Asian Heritage Month as found in this report be received, and,
3. That the City’s activities be posted on the City’s website and promoted at City facilities.

Contribution to Sustainability

This report is consistent with the priorities previously set by Council in the Green Directions, Vaughan, Community Sustainability Environmental Master Plan, Goal 4, and Objective 4.1:

- To foster a city with strong social cohesion, an engaging arts scene, and a clear sense of its culture and heritage.

Economic Impact

The cost of programs associated with Asian Heritage Month celebrations will be covered by the organizing/host group and agency. Some printing and promotional costs will be covered through the 2012 Cultural Services Operating Budget.

Communications Plan

The proclamation of May 2012 as Asian Heritage Month and the list of activities will be posted on the City’s website, Council Calendar of Events, and promoted throughout the City and community centres and Vaughan Public Libraries.

Purpose

The purpose of this report is to proclaim the month of May as Asian Heritage Month and to present an overview of the activities to be held in May across the City of Vaughan.

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Background - Analysis and Options

In May 2002, the Government of Canada signed an official declaration to designate the month of May as Asian Heritage Month in Canada. Asian Heritage Month is a time to honour and celebrate the achievements of East, South, Southeast and Western Asian Canadians, their descendants and their contribution to the social, economic, cultural and political life in Canada. The 2006 Canada Census identified approximately 20% of Vaughan's population being of either East, South, Southeast, and Western Asian descent. This geographical area includes countries such as, India, Pakistan, Sri Lanka, Thailand, The Philippines, Vietnam, China, Korea, Japan, Cambodia and Indonesia. This month provides an opportunity to learn about and experience the history and culture of Asian-Canadians.

In honour of Asian Heritage Month, there are a number of activities throughout Vaughan that are presented by local groups and organizations that showcases their culture through the arts and exhibits. The celebration of Asian Heritage Month supports the City of Vaughan's Diversity Strategy, as approved by Council in 2010, which identifies the goal of "to create opportunities for creative cultural expression and dialogue", within the City.

List of Activities

- o **Community Organizations exhibiting at City Facilities:**

- Human Endeavour presents:**

- Epic Arts and Crafts***

- Display of traditional handcrafted South Asian crafts and textile banners.

- May 18 – May 31, 2012, Vaughan Arts Space, Maple Community Centre

- South Asian Wedding Costumes***

- Display of beautiful textiles, beading and styles of traditional wedding wear.

- May 18 – May 31, 2012, Vaughan Arts Space, Maple Community Centre

- First Chinese Seniors Association of Vaughan (FCSAV)**

- Chinese Paper Origami Sculpture***

- Display of beautifully handcrafted detailed origami sculptures depicting Koi fish, peacocks and butterflies created by FCSAV members.

- May 18 – May 31, 2012, Vaughan Arts Space, Maple Community Centre

- Federation of Chinese Canadians in Markham**

- Chinese Paper Landscapes and Scroll Paintings***

- Dyed paper pulp and collage landscapes and watercolour and ink scroll paintings.

- May 18 – May 31, 2012, Vaughan Arts Space, Maple Community Centre

- Vellore Village Community Centre – Room**

- Elsbeth Hayworth Centre -Yoga for Seniors***

- Mondays and Fridays for the month of May, 12:30 – 2:00 p.m.

- Open to all Seniors in Vaughan. The focus of the class involves quieting the mind throughout practice as well as during guided relaxation to encourage healing.

- Human Endeavour –South Asian Heritage Day Celebrations!**

- Location/time: TBA**

- South Asian Heritage Day is a signature event of Human Endeavour that is celebrated every year with cultural performances, displays and an award ceremony in which Human Endeavour recognizes the individuals, groups and organizations who have made significant contributions to the community.

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- **Vaughan Public Libraries:** Each branch will have a variety of activities for all ages that include: cultural storytelling, art exhibit, guest authors, origami workshops, Chinese brush painting and more. Complete listings are found at www.vaughanpl.ca.
- **York Regional Police:** Asian Heritage Month celebrations, performances and displays will be part of the festivities at the Safety Village.

Relationship to Vaughan Vision 2020/Strategic Plan

In consideration of the strategic priorities related to Vaughan Vision 2020, this report will provide:

- **STRATEGIC GOAL:**
Service Excellence - Providing service excellence to citizens.
- **STRATEGIC OBJECTIVES:**
Preserve our heritage and support diversity, arts and culture.

This report is consistent with the priorities previously set by Council, and the necessary resources to implement this program have been allocated and approved.

Regional Implications

N/A

Conclusion

In celebrating Asian Heritage Month, the City reaffirms its effort to build an inclusive community. More so, it is an opportunity to highlight Vaughan's rich diversity and celebrate and learn about the traditions and culture of our East, South, Western and Southeast Asian community.

Attachments

None

Report Prepared By

Mary Reali, Director of Recreation and Culture, ext. 8234
Angela Palermo, Manager of Cultural Services, ext. 8139
Mirella Tersigni, Community Development Coordinator, ext.8459

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF MAY 8, 2012

Item 20, Report No. 16, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on May 8, 2012.

20

**CONTRACT AWARD – T12-002
PRINT PRODUCTION OF THE RECREATION GUIDE**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Community Services, dated April 24, 2012:

Recommendation

The Commissioner of Community Services, in consultation with the Directors of Recreation and Culture and Purchasing Services, recommends:

1. That Contract T12-002, Print Production of the Recreation Guide be awarded to McLean Press Graphics, in the amount of \$149,709.18;
2. That the Mayor and City Clerk be authorized to sign all documentation necessary to complete the contract.

Contribution to Sustainability

This report is consistent with the priorities previously set by Council in the Green Directions Vaughan, Community Sustainability Environmental Master Plan, Goal 4, Objective 4.1:

- To foster a city with strong social cohesion, an engaging arts scene, and a clear sense of its culture and heritage.

Economic Impact

Funds to undertake the required printing included in T12-002 are included in the annual Recreation and Culture base operating budget. The print production of the recreation guides is a continuation of the current guide publication service. The implementation of T12-002 will cost \$149,776.98 (including HST) in the initial first year of the contract and the remaining two (2) option years at the same base cost with allowances for price adjustments in accordance with the annual rate of change in Consumer Price Index (CPI).

Communications Plan

The City of Vaughan advertised and issued T12-002, Print Production of Fall & Winter 2012/2013, Spring & Summer 2013, Fall & Winter 2013/2014, Spring & Summer 2014, Fall & Winter 2014/2015 and Spring & Summer 2015 Recreation Guides, on Bidding, OPBA website, City Web page and by invitation on February 8, 2012 with a closing date of March 1, 2012. The successful proponent will be advised of Council's decision.

Purpose

The purpose of this report is to obtain Council's authorization to enter into a one (1) year contract effective June 2012 with an option to renew for two (2) additional one (1) year terms with McLaren Press Graphics for the print production of Recreation Guides.

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Background - Analysis and Options

The City of Vaughan advertised T12-002, Print Production of Fall & Winter 2012/2013, Spring & Summer 2013, Fall & Winter 2013/2014, Spring & Summer 2014, Fall & Winter 2014/2015 and Spring & Summer 2015 Recreation Guides, on Biddingo, OPBA website, City Web on February 8, 2012 with a closing date of March 1, 2012. The bidders were required to bid in whole on a one-year fixed term consisting of the Fall/Winter and Spring/Summer seasons.

Twice a year, recreation guides are distributed to 78,000 households, via home delivery, and made available at community centres, libraries and City Hall. Approximately 93,000 recreation guides are printed in each production run.

Ten (10) bidders picked up the tender documents and six (6) compliant bids were received from:

Bidder	Bid (incl. HST)
1. McLaren Press Graphics LTD	\$149,709.18
2. Metroland Media	\$169,034.38
3. Sun Printing	\$179,670.00
4. Transcontinental Printing	\$195,110.93
5. Kwill Designs Inc	\$218,888.92
6. St. Joseph Communications	\$221,260.78

The lowest bid was received from McLaren Press Graphics LTD.

The process used to print the recreation guide consists of a large-run web offset process similar to that which is used to print newspapers. The print production of the recreation guides is a continuation of the current guide publication service. In the event that there are changes to the programs, services and events offered in Vaughan, the City reserves the right to adjust the quantities required.

The Active Together Master Plan identifies communications and social marketing as a key objective in promoting active lifestyles. The recreation guide will continue to provide, reinforce, and cultivate awareness about the Recreation and Culture programs, services and events available through the City of Vaughan.

Relationship to Vaughan Vision 2020/Strategic Plan

In consideration of the strategic priorities related to Vaughan Vision 2020, this report will provide:

- STRATEGIC GOAL:
Service Excellence – Providing service excellence to Citizens
- STRATEGIC OBJECTIVE:
Enhance Productivity, Cost Effectiveness & Innovation

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

Regional Implications

None.

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Conclusion

Awarding tender T12-002, Print Production of Fall & Winter 2012/2013, Spring & Summer 2013, Fall & Winter 2013/2014, Spring & Summer 2014, Fall & Winter 2014/2015 and Spring & Summer 2015 Recreation Guides for a one (1) year term effective June 2012, with an option to renew for two (2) additional one (1) year terms, with McLaren Press Graphics for the print production of recreation guides will continue to provide, reinforce, and cultivate awareness about the Recreation and Culture programs, services and events available through the City of Vaughan.

Attachments

None.

Report Prepared By

Mary Reali, Director of Recreation and Culture, ext. 8234
Sunny Bains, Business Services Manager, ext. 8336

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF MAY 8, 2012

Item 21, Report No. 16, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on May 8, 2012.

21

**ZONING BY-LAW AMENDMENT FILE Z.12.003
SITE DEVELOPMENT FILE DA.11.104
SOLMAR INC.
WARD 1 - VICINITY OF JANE STREET AND RUTHERFORD ROAD**

The Committee of the Whole recommends:

- 1) That the recommendation contained in the following report of the Commissioner of Planning, dated April 24, 2012, be approved; and**
- 2) That the coloured elevation submitted by the applicant be received.**

Recommendation

The Commissioner of Planning recommends:

1. THAT Zoning By-law Amendment File Z.12.003 (Solmar Inc.) BE APPROVED, to amend Zoning By-law 1-88, specifically to remove the Holding Symbol "(H)" from the subject lands shown on Attachment #2, thereby effectively zoning the subject lands RA3 Apartment Residential Zone.
2. THAT Site Development File DA.11.104 (Solmar Inc.) BE APPROVED, to facilitate the development of a 17-storey residential apartment building, consisting of 240 units, subject to the following conditions:
 - a) that prior to the execution of the Site Plan Letter of Undertaking:
 - i) the final site plan, building elevations, landscape plans, materials board and signage plans shall be approved by the Vaughan Development Planning Department;
 - ii) the final site grading and servicing plans, stormwater management report, functional servicing report, traffic impact study, and noise study shall be approved by the Vaughan Development/Transportation Engineering Department;
 - iii) the requirements of the City's Waste Collection Design Standards shall be approved to the satisfaction of the Vaughan Public Works Department;
 - iv) the Owner shall satisfy the requirements of the Toronto and Region Conservation Authority (TRCA);
 - v) the Owner shall satisfy the requirements of the Canadian National Railway (CNR);
 - vi) the Owner shall satisfy the requirements of PowerStream Inc.;
 - vii) the Owner shall satisfy the requirements of Canada Post;

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- viii) Minor Variance File A088/12 to permit a reduction in the required number of parking spaces shall be approved by the Vaughan Committee of Adjustment and shall be in full force and effect;
 - ix) the Owner shall pay to the City of Vaughan, a woodlot development charge at the rate of \$1,000.00 per residential unit, in accordance with the previous Special Area Woodlot Development Charge By-law and the City's Woodlot Acquisition Front-end Agreement; and,
- b) that the Site Plan Letter of Undertaking include the following provisions:
- i) the Owner shall pay to Vaughan by way of certified cheque, cash-in-lieu of the dedication of parkland equivalent to 5% of the value of the subject lands, prior to the issuance of a Building Permit, or a fixed unit rate per unit, whichever is higher, in accordance with the Planning Act and the City's Cash-in-lieu Policy; and,
 - ii) the warning clause provided by Canadian National Railways as outlined in this report.
3. THAT Vaughan Council adopt the following resolution with respect to the allocation of sewage and water supply capacity to Site Development File DA.11.104:

"IT IS HEREBY RESOLVED THAT Site Development File DA.11.104 is allocated sewage capacity from the York Sewage Servicing System and water supply capacity from the York Water Supply System for a total of 240 apartment residential units, subject to the execution of a Site Plan Letter of Undertaking or Agreement, whichever is in effect, to the satisfaction of the City."

Contribution to Sustainability

The Owner has advised that the following sustainable features have been included within the site and building design:

- i) low-E windows;
- ii) energy efficient light standards;
- iii) drought tolerant landscaping with a water efficient irrigation system;
- iv) a 'tri-sorter' recycling and disposal system on every floor;
- v) low VOC paints, stains and primers;
- vi) low-flow toilets and faucets; and
- vii) bicycle racks in the underground garage level to promote cycling as an alternative to cars.

Economic Impact

There are no requirements for new funding associated with this report.

Communications Plan

N/A

Purpose

The Owner has submitted the following applications for the subject lands shown Attachments #1 and #2:

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1. Zoning By-law Amendment File Z.12.003 to amend Zoning By-law 1-88 specifically to remove the Holding Symbol “(H)” from the subject lands currently zoned RA3(H) Apartment Residential Zone with the Holding Symbol “(H)”, thereby effectively zoning the subject lands RA3 Apartment Residential Zone; and,
2. Site Development File DA.11.104 to facilitate the development of a 17-storey residential apartment building as shown on Attachments #4 to #8 inclusive, and consisting of the following:
 - a) 240 residential units;
 - b) 346 parking spaces (including 60 visitor parking spaces);
 - c) a gross floor area of 24,758 m²; and,
 - d) a density of 2.7 FSI (Floor Space Index).

Background - Analysis and Options

The vacant 0.67 ha subject lands forms the fourth Phase (Building “D”) of the overall 3.6 ha residential apartment development site located at the northeast corner of Jane Street and Rutherford Road (9255 Jane Street), City of Vaughan, shown on Attachments #2 and #3. The surrounding land uses are shown on Attachment #2.

Official Plan

The subject lands are designated "High Density Residential/Commercial" by in-effect OPA #600, as amended by OPA #626, which was approved by the Ontario Municipal Board on April 19, 2005 (Decision Order 0982). The proposed site development conforms to the Official Plan.

Vaughan Official Plan (VOP) 2010

The subject lands are designated “High-Rise Residential” by the new City of Vaughan Official Plan 2010 (VOP 2010), which was adopted by Vaughan Council on September 7, 2010 (as modified on September 27, 2011), and is pending approval from the Ontario Municipal Board.

VOP 2010 permits a maximum building height of 16-storeys for Buildings “A” and “B” and 17-storeys for Buildings “C” and “D”. It also permits a maximum density of 4.0 FSI on the overall development area consisting of Buildings “A”, “B”, “C”, and “D”, as shown on Attachment #2. The proposed site development proposes a building height of 17-storeys, which conforms to VOP 2010. The proposed Building “D”, in consideration with Buildings “A”, “B” and “C”, proposes an overall density of 2.7 FSI, which also conforms to VOP 2010.

Zoning

The subject lands are zoned RA3(H) Apartment Residential Zone with the Holding Symbol “(H)” by Zoning By-law 1-88, subject to Exception 9(1246). In 2009, the Vaughan Committee of Adjustment approved Minor Variance File A045/09 to permit an increase in the maximum permitted building height from 16-storeys (50 m) to 17-storeys (56.5 m). The Owner has submitted Zoning By-law Amendment File Z.12.003 to remove the Holding Symbol “(H)” upon Vaughan Council’s approval of the subject Site Development File DA.11.104. The proposed development complies with Zoning By-law 1-88, with the exception of the proposed number of parking spaces being provided on the subject lands. The Owner has submitted Committee of Adjustment File A088/12 to permit a reduced number of parking spaces as follows:

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Zoning By-law 1-88 Parking Requirement		Building “D” Proposed Parking	
240 units @ 1.5 spaces/unit =	360	240 units @ 1.19 spaces/unit =	286
240 units @ 0.25 visitor spaces/unit =	60	240 units @ 0.25 visitor spaces/unit =	60
Total Required Parking Spaces =	420	Total Provided Parking Spaces =	346

In a memorandum dated March 20, 2012, the Vaughan Development/Transportation Engineering Department indicated that they have no objections or concerns with the reduction in parking. The proposed parking is consistent with the previous phases of the overall development, which was originally approved in Phase I of the development. As a result, the proposed parking reduction can be supported. Prior to the execution of the Site Plan Letter of Undertaking, Minor Variance File A088/12 shall be approved by the Vaughan Committee of Adjustment and be in full force and effect. A condition to this effect has been included in the recommendation of this report.

Holding Symbol “H”

The subject lands are zoned with a Holding Symbol “(H)”, which shall be removed upon approval of Site Development File DA.11.104 by Vaughan Council. The Owner has submitted Zoning By-law Amendment File Z.12.003 to remove the Holding Symbol. Should Vaughan Council approve the subject site plan application, the implementing zoning by-law to remove the Holding provision will be forwarded to a future Council meeting for enactment, prior to the execution of the Site Plan Letter of Undertaking.

Site Plan Review

The Vaughan Development Planning Department is generally satisfied with the proposed site plan and building elevations shown on Attachments #4, #6, #7 and #8, and will continue to work with the Owner to finalize the landscape plan shown on Attachment #5.

The Vaughan Development/Transportation Engineering Department has reviewed the servicing, grading and storm water management plans and the Public Works, Waste Management Section has reviewed the development proposal as it relates to garbage and recycling collection.

The Owner must satisfy all requirements of Canada Post and all hydro requirements to the satisfaction of PowerStream Inc., as recommended in this report.

Prior to the execution of the Site Plan Letter of Undertaking, the Owner must satisfy the requirements of the Vaughan Development Planning, Vaughan Development/Transportation Engineering, and Vaughan Public Works Departments. Conditions to this effect have been included in the recommendation of this report.

Servicing Allocation

On May 24, 2011, Vaughan Council approved a recommendation to reserve servicing capacity for 250 residential units for development on the subject lands. The current development proposal is for 240 residential units. Therefore, in accordance with the City’s Servicing Capacity Distribution Protocol as adopted by Council on May 24, 2011, formal allocation of servicing capacity will be required by Council in conjunction with the approval of Site Development File DA.11.104. The resolution with respect to the allocation of sewage and water supply capacity has been included in the recommendation of this report.

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Toronto and Region Conservation Authority (TRCA)

The Toronto and Region Conservation Authority has reviewed the Site Development application and has no objections. The TRCA, however, notes that additional information is required respecting the dewatering plan. The TRCA requires a double sediment fence along the valley with a secondary barrier such as straw bales or clear stone. The TRCA also requires that the landscape plan be modified to replace the invasive planting material with native species. The Owner must obtain a TRCA permit under Ontario Regulation 166/06 for grading/development of the site and must satisfy all other requirements of the TRCA. A condition to this effect has been included in recommendation of this report.

Canadian National Railway (CNR)

The CNR requires that the following warning clause be inserted in all offers of Purchase and Sale, and within the condominium documents, with the express intention that potential purchasers and future owners are made aware of the proximity of railway operations and the pull back track:

"That Canadian National Railway Company ("CN") is the owner of certain lands known as its "MacMillan Rail Yard" (the "CN Lands"), portions of which are located within 300 metres of the Project Lands, and that the CN Lands are now and will continue to be used for the present and future railway facilities and operations of CN on a continuous basis (24 hours of each day in each year) including, without limitation, the operation and idling of diesel locomotives with the generation of diesel fumes and odours, artificial lighting of the CN Lands which may illuminate the sky, the switching of rail cars containing bulk and other commodities including hazardous substances and/or goods containing the same, and the operation of various processes for the maintenance of rail equipment."

A condition to this effect has been included in the recommendation section of this report.

Relationship to Vaughan Vision 2020/Strategic Plan

This staff report is consistent with the priorities set forth in Vaughan Vision 2020, particularly "Manage Growth & Economic Well-being".

Regional Implications

The subject lands have access onto Jane Street, which is a Regional Road. The Region of York Transportation Services Department has advised that they have no objection to the development proposal.

Conclusion

The Zoning By-law Amendment and Site Development Applications have been reviewed in accordance with OPA #600, as amended by OPA #626, Zoning By-law 1-88, the comments from City Departments and external public agencies, and the area context. The Vaughan Development Planning Department is satisfied that the proposal to remove the Holding Symbol "(H)" and to permit the development of a 17-storey residential apartment building is appropriate and compatible with the existing and permitted uses in the surrounding area. Accordingly, the Vaughan Development Planning Department can support the approval of the Zoning By-law Amendment and Site Development Applications, subject to the conditions contained in this report.

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Attachments

1. Context Location Map
2. Location Map
3. Context Plan
4. Site Plan
5. Landscape Plan
6. West Elevation
7. East Elevation
8. Perspective Rendering

Report prepared by:

Stephen Lue, Planner, ext. 8210
Christina Napoli, Senior Planner, ext. 8483
Mauro Peverini, Manager of Development Planning, ext. 8407

/LG

(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.)

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF MAY 8, 2012

Item 22, Report No. 16, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on May 8, 2012.

22

**SITE DEVELOPMENT FILE DA.12.012
ROWHEDGE CONSTRUCTION LIMITED
WARD 4 - VICINITY OF KEELE STREET AND GANTNER GATE**

The Committee of the Whole recommends:

- 1) That the recommendation contained in the following report of the Commissioner of Planning, dated April 24, 2012, be approved; and**
- 2) That the coloured elevation submitted by the applicant be received.**

Recommendation

The Commissioner of Planning recommends:

1. THAT Site Development File DA.12.012 (Rowhedge Construction Limited) BE APPROVED, to permit the development of the subject lands shown on Attachments #1 and #2, with two, one-storey office buildings as shown on Attachments #3 to #5, subject to the following conditions:
 - a) the final site plan, building elevations and landscape plan shall be approved by the Vaughan Development Planning Department; and,
 - b) the final site servicing and grading plans and storm water management report shall be approved by the Vaughan Development/Transportation Engineering Department.
2. THAT the Owner shall amend the original Site Plan Agreement to reflect the revised plans as shown on Attachments #3 to #7 inclusive.
3. THAT the amending Site Plan Agreement shall include the following provision:
 - a) The Owner shall pay to Vaughan by way of certified cheque, cash-in-lieu of the dedication of parkland equivalent to 2% of the value of the subject lands in accordance with Section 51 of the Planning Act and City of Vaughan Policy. The Owner shall submit an appraisal of the subject lands prepared by an accredited appraiser for approval by the Vaughan Legal Department, Real Estate Division, and the approved appraisal shall form the basis of the cash-in-lieu payment. The cash-in-lieu payment, in accordance with Section 42 of the Planning Act, will not be required as long as the Council Policy waiving such payment remains in effect for industrial lands.

Contribution to Sustainability

The applicant has advised that the following sustainable features will be included in the building and site design:

- i) utilize unilock permeable pavers and a mix of drought resistant planting;
- ii) utilize recycled concrete material for the stone base in the parking lot pavement construction;
- iii) provide bicycle racks to promote cycling as an alternative to cars;

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- iv) implement plumbing fixtures that reduce water requirements; and,
- v) utilize roofing materials that have a Solar Reflectance Index (typically referred to as white roofs).

Economic Impact

There are no requirements for new funding associated with this report.

Purpose

The Owner has submitted Site Development File DA.12.012, to permit the development of the subject lands shown on Attachments #1 and #2, with two, one-storey office buildings, as shown on Attachments #3 to #5.

It is noted that Site Development File DA.05.021 was previously approved on the subject lands on September 11, 2006, to permit the development of two multi-unit employment use buildings with mezzanines (Building "A", 6,104.96 m² and Building "B", 5388.27 m² and 208 parking spaces) as shown on Attachment #8. A tri-party site plan agreement together with the Region of York was registered on title on January 4, 2007. The buildings were not constructed and the subject lands are vacant. The applicant has recently requested revisions to accommodate office uses instead of the approved industrial uses.

The proposed site plan (Attachment #3) includes the minor reconfiguration of the building footprints and the elimination of the building mezzanines resulting in a reduced gross floor area for Buildings "A" and "B" (4,227.53 m² and 3,567.96 m²). The proposed building height is also reduced from 10.2 m to 6.3 m. A total of 355 parking spaces are proposed.

Background - Analysis and Options

Location

The vacant subject lands shown on Attachments #1 and #2 are located on the northeast corner of Keele Street and Gantner Gate (9131 Keele Street and 90 Jacob Keffer Parkway), City of Vaughan. The surrounding land uses are shown on Attachment #2.

Official Plan and Zoning

The subject lands are designated "Prestige Area" by in-effect OPA #450 (Employment Area Plan); and, "Prestige Employment" by the new City of Vaughan Official Plan 2010 (VOP 2010), which was adopted by Vaughan Council on September 7, 2010 (as modified on September 27, 2011), and is pending approval from the Ontario Municipal Board.

The subject lands are zoned EM3 Retail Warehouse Employment Area Zone by Zoning By-law 1-88, and further subject to Exceptions 9(673C) and 9(732). Business and Professional Offices, not including a regulated health professional, are permitted in the EM3 Zone.

The proposed development conforms to both Official Plans and complies with Zoning By-law 1-88.

Site Design and Building Elevations

The proposed site plan shown on Attachment #3 includes two buildings with a total of 355 parking spaces. The main vehicular access to the site is from Gantner Gate. Pedestrian access can be obtained from the existing sidewalk on Keele Street in 2 locations.

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The vacant subject lands are 2.45 ha in size with an approximate 6 m increase in topography from the southerly limit of the site at Gantner Gate, to the northern property line. The applicant is proposing that retaining walls be constructed along Gantner Gate, and at the corner of Gantner Gate and Keele Street as shown on Attachment #7, to accommodate the change in elevation. The retaining walls will be clad in a stone material and are designed to provide an approximate 3 m wide planting area to accommodate extensive landscaping.

Site signage is proposed on the retaining wall facing Keele Street, as shown on Attachment #7. Two pylon signs are proposed along Keele Street at each of the two walkway entrances. Two pylon signs with corner landscape treatments are proposed on Jacob Keffer Parkway at both the north and south limits of the property. The pylon sign design is shown on Attachment #9.

Buildings “A” and “B”

The elevations for Buildings “A” and “B” are shown on Attachments #4 and #5 and consist of double glass main entry doors with light brown precast aggregate architectural panels on either side. The southwest corner of the Building “A” includes a raised parapet that provides a focal point at the corner of the intersection. Signage locations are provided on the upper glass portion of each building and the main entrances. The elevations facing the interior court utilize the same treatment as the main elevations facing the street.

The Vaughan Development Planning Department is generally satisfied with the proposed building elevations and will continue to work with the applicant to also finalize the site plan details and landscape plan.

Vaughan Development/Transportation Engineering Department

This Department reviewed the following submissions in support of the Rowhedge Construction Limited proposal:

1. Site Plan, by A. Baldassarra Architect Inc. dated October 2011;
2. Site Grading and Servicing Plan, by V.A. Piscione dated January 20, 2012; and
3. Storm Water Management Report, by V.A. Piscione dated January 24, 2012

Provided below are the comments pertaining to these submissions:

a) Site Plan

The site plan should be amended to include the following:

- Show the garbage disposal/loading area; and,
- Show snow storage location or indicate that snow is removed off site.

b) Site Grading and Servicing Plan

The site grading and servicing plan should be amended to include the following:

- Show additional notes on the plan regarding sanitary and storm sewer lines and connections; and,
- Show note indicating dual entrance off of Jacob Keffer Parkway.

The Vaughan Development/Transportation Engineering Department has no objections to the proposal, subject to the modifications to the plan as discussed.

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Vaughan Real Estate Division

This Department has advised that cash-lieu of the dedication of parkland equivalent to 2% of the value of the subject lands in accordance with Section 51 of the Planning Act and City of Vaughan Policy shall be paid by the Owner by way of certified cheque. The Owner shall submit an appraisal of the subject lands prepared by an accredited appraiser for approval by the Vaughan Legal Department, Real Estate Division, and the approved appraisal shall form the basis of the cash-in-lieu payment. The cash-in-lieu payment, in accordance with Section 42 of the Planning Act, will not be required as long as the Council Policy waiving such payment remains in effect for industrial lands.

A provision to this effect will be included in the amending Site Plan Agreement.

Relationship to Vaughan Vision 2020/Strategic Plan

This staff report is consistent with the priorities set forth in Vaughan Vision 2020, particularly "Manage Growth & Economic Well-being".

Regional Implications

The Regional Municipality of York was a third party to the original Site Plan Agreement dated December 22, 2006. The original Site Plan Agreement was registered on January 4, 2007 as Instrument No. YR-932643. Through this original agreement, the Owner agreed to convey a road widening along the entire frontage of the site adjacent to Keele Street of sufficient width to provide 18.0 m from the centreline of Keele Street along with a 0.3 m reserve.

Conclusion

Site Development File DA.12.012 has been reviewed in accordance with OPA #450, Zoning By-law 1-88, comments from City Departments and external public agencies, and the area context. The Vaughan Development Planning Department is satisfied with the proposed revisions for the two multi-unit office buildings, and will continue to work with the applicant to finalize the details. Accordingly, the Development Planning Department can support the approval of Site Development File DA.12.012, subject to the conditions contained in this report.

Attachments

1. Context Location Map
2. Location Map
3. Site Plan
4. Elevations – Building "A"
5. Elevations – Building "B"
6. Landscape Plan
7. Retaining Wall Plan and Details
8. Approved Site Plan (File DA.05.021)
9. Pylon Sign Design

Report prepared by:

Carol Birch, Planner, ext. 8216
Christina Napoli, Senior Planner, ext. 8483
Mauro Peverini, Manager of Development Planning, ext. 8407

/CM

(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.)

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF MAY 8, 2012

Item 23, Report No. 16, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on May 8, 2012.

23

**STREET NAME APPROVAL
DRAFT PLAN OF SUBDIVISION FILE 19T-84076
BERKLEY HOMES (KLEINBURG) INC.
WARD 1 – VICINITY OF REGIONAL ROAD 27 AND NASHVILLE ROAD**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Planning, dated April 24, 2012:

Recommendation

The Commissioner of Planning recommends:

- 1. THAT the following street name for Street “A” in Plan of Subdivision File 19T-84076 (Berkley Homes (Kleinburg) Inc.) as shown on Attachment #2, BE APPROVED:

<u>STREET</u>	<u>APPROVED NAME</u>
Street ‘A’	Annsleywood Court

Contribution to Sustainability

N/A

Economic Impact

There are no requirements for new funding associated with this report.

Communications Plan

N/A

Background – Analysis and Options

The subject lands shown on Attachment #1 are located on the west side of Regional Road 27, and north of Nashville Road, City of Vaughan.

The applicant has submitted a street name for approval for Street “A” in approved Plan of Subdivision File 19T-84076 (Berkley Homes (Kleinburg) Inc.) as shown on Attachment #2. The Planning Department for the Region of York has no objection to the proposed street name.

The Vaughan Fire and Rescue Services Department and the Vaughan Development Planning Department have also reviewed the proposed street name, which is considered to be satisfactory.

Relationship to Vaughan Vision 2020/Strategic Plan

This report is consistent with the priorities set forth in Vaughan Vision 2020, particularly “Plan and Manage Growth & Economic Well-being”.

Regional Implications

The Region of York Planning Department has no objection to the proposed street name.

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Conclusion

The Vaughan Development Planning Department has no objection with the proposed street name for Street "A", within approved Plan of Subdivision File 19T-84076. Should the Committee concur, the recommendation in this report can be approved.

Attachments

1. Location Map
2. Approved Plan of Subdivision File 19T-84076

Report prepared by:

Jack McAllister, Senior GIS Technician, ext. 8209
Carmela Marrelli, Senior Planner, ext. 8791
Mauro Peverini, Manager of Development Planning, ext. 8407

/CM

(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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Item 24, Report No. 16, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on May 8, 2012.

24

**ZONING BY-LAW AMENDMENT FILE Z.11.036
HER MAJESTY THE QUEEN IN RIGHT OF ONTARIO
C/O INFRASTRUCTURE ONTARIO
WARD 4 - VICINITY OF KEELE STREET AND GREAT GULF DRIVE**

The Committee of the Whole recommends:

- 1) That the recommendation contained in the following report of the Commissioner of Planning, dated April 24, 2012, be approved;
- 2) That Communication C4, confidential memorandum from the Director of Legal Services, dated April 19, 2012, be received; and
- 3) That the following deputations be received:
 1. Dr. Paulo Correa, Concord West Ratepayers Association, 42 Rockview Gardens, Concord, L4K 2J6; and
 2. Ms. Emily Reisman, Urban Strategies Inc., 600-197 Spadina Avenue, Toronto, M5T 2C8, on behalf of the Province of Ontario.

Recommendation

The Commissioner of Planning recommends:

1. THAT Zoning By-law Amendment File Z.11.036 (Her Majesty the Queen in Right of Ontario, C/O Infrastructure Ontario) BE APPROVED, to amend Zoning By-law 1-88 specifically to rezone the subject lands shown on Attachments #1 and #2 from PBM7 Parkway Belt Industrial Zone to EM1 Prestige Employment Area Zone.
2. THAT prior to the enactment of the implementing zoning by-law, the Region of York as the approval authority for Official Plans, shall lift "Deferral Area #3" in OPA #450 with respect to the lands that have been removed from the Parkway Belt West Plan (Amendment No. 207 approved by the Ministry of Municipal Affairs and Housing on January 17, 2012).
3. THAT the implementing zoning by-law include the following site-specific zoning exceptions to the EM1 Prestige Employment Area Zone:
 - a) a wayside pit, a wayside quarry, and a golf driving range shall not be permitted uses;
 - b) a club and a health centre shall be permitted uses;
 - c) the lands remaining within the Parkway Belt West Plan (Part 2 on Attachment #3) shall be used only for PBM7 Parkway Belt Industrial Zone uses and/or an access road for the 407 Transitway. EM1 Prestige Employment Area Zone uses (in part - as permitted on Parts 1 and 3) shall only be permitted on Part 2 upon confirmation from the Ministry of Municipal Affairs and Housing that the lands have been removed from the Parkway Belt West Plan;

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- d) a 14.0 m setback is required along the northern and western limits of the subject lands for any new buildings/structures above and below ground, including parking spaces, fire routes, driveway aisles, loading docks and access to loading docks, garbage access, private servicing, and stormwater management pond access; and,
 - e) driveway access to the subject lands shall only be permitted from Great Gulf Drive.
4. THAT Vaughan Official Plan 2010 be modified to designate the lands removed from the Parkway Belt West Plan (Parts 1 and 3 on Attachment #3) as “Prestige Employment”, and that the Region be notified of this change as part of their final review of the modified VOP 2010. The remaining lands (Part 2 on Attachment #3) shall continue to be subject to the policy that the “Prestige Employment” designation will apply to these lands on confirmation from the Ministry of Municipal Affairs and Housing that the lands have been removed from the Parkway Belt West Plan.

Contribution to Sustainability

This application does not propose any new development. The Owner will be required to identify sustainable development initiatives and implementation measures at the site plan stage.

Economic Impact

There are no requirements for new funding associated with this report.

Communications Plan

On November 11, 2011, a Notice of Public Hearing was circulated to all property owners within 150 m of the subject lands, as well as, to the Concord West Ratepayers' Association and the Glen Shields Ratepayers' Association. Notice signs were also installed on the property in accordance with City of Vaughan procedures.

At the December 6, 2011 Public Hearing, Mr. Paul Correa from the Concord West Ratepayers' Association identified the following concerns:

- a) a Transit Station associated with the Highway 407 Transitway was originally planned for this site; and,
- b) the Zoning By-law Application should be placed on hold until the location of the Concord GO Station and transit hub is finalized by Council.

In response, the applicant confirmed that the Ministries of Transportation and Infrastructure have deemed the subject lands surplus, and released the lands to Infrastructure Ontario for potential disposition. The Environmental Project Report for the 407 Transitway approved by the Minister of the Environment in February 2011 indicates that the Transitway alignment will run north of the subject lands, as shown on Attachment #3, and that there will be no Transitway Station on the site.

The Terms of Reference for the Concord GO Centre Secondary Plan approved by Council on September 27, 2011, locates the study area around the intersection of Regional Road 7 and the Canadian National Railway (CNR) line, which is beyond the limits of the subject lands. A parcel of land south of Regional Road 7 and east of the CNR line is owned by the Ministry of Transportation, and was identified in the Environmental Project Report as the location of a future Transitway Station (see Attachment #4).

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Accordingly, the subject lands are not required for the 407 Transitway or associated facilities, and are not part of the Concord GO Centre Secondary Plan study area. Further details on the planning merits of the proposed zoning are discussed in the background section of this report.

The Committee of the Whole's recommendation to receive the Public Hearing report of December 6, 2011, and to forward a comprehensive report to a future Committee of the Whole meeting, was ratified by Council on December 13, 2011.

Purpose

The Owner has submitted Zoning By-law Amendment File Z.11.036 to amend Zoning By-law 1-88, specifically to rezone the subject lands shown on Attachments #1 and #2 from PBM7 Parkway Belt Industrial Zone to EM1 Prestige Employment Area Zone in the manner shown on Attachment #3. The rezoning will facilitate future development of the subject lands with prestige employment uses.

Background - Analysis and Options

Location

The 4.03 ha subject lands are located on the north side of Great Gulf Drive, east of Keele Street, and south of Highway 407, as shown on Attachments #1 and #2. The subject lands are vacant and the surrounding land uses are shown on Attachment #2.

Parkway Belt West Plan (PBWP)

The subject lands were originally designated "Inter-Urban Transit" within the "Public Use Area" of the Provincial Parkway Belt West Plan (PBWP). The "Public Use Area" is intended for linear public infrastructure uses and related public uses. The "Inter-Urban Transit" designation on the site was approved by the Ministry of Municipal Affairs and Housing on November 10, 2000, with the intent of using the subject lands for a future Transit Station associated with the 407 Transitway.

The Ministry of Transportation (MTO) recently completed an Environmental Project Report for the 407 Transitway, which identifies the preferred alignment running north of the subject lands, as shown on Attachment #3. The MTO has also confirmed that there will be no Transitway Station on the subject lands. Accordingly, the site has been deemed surplus and can be utilized for development purposes.

On January 17, 2012, the Ministry of Municipal Affairs and Housing approved Amendment #207 to the Parkway Belt West Plan, which removed the majority of the subject lands from the PBWP, including approximately 3.65 ha adjacent to Keele Street and 0.20 ha on the eastern limit of the site (Parts 1 and 3 on Attachment #3). As a result, these lands are now subject to the policies of the City's OPA #450 (Employment Area Plan), as described below. The MTO intends to use the remaining 0.19 ha parcel of land on the eastern portion of the site (Part 2 on Attachment #3) as an access road for the 407 Transitway. Accordingly, this parcel continues to be subject to the policies of the Parkway Belt West Plan.

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Vaughan Official Plan

The subject lands are designated “Prestige Area” by OPA #450 (Employment Area Plan). The lands are identified as “Deferral Area #3” in OPA #450, due to their status within the Parkway Belt West Plan. Now that the subject lands have been removed from the PBWP (in part), York Region can lift the deferral, and the lands will be subject to the policies of OPA #450 and their respective land use designations (except for Part 2 on Attachment #3, which continues to be subject to the PBWP). The deferral must be lifted prior to enactment of the implementing zoning by-law, as per the recommendation of this report.

The lands are designated “Parkway Belt West Lands” by the City of Vaughan Official Plan 2010 (VOP 2010), which was approved by Vaughan Council on September 7, 2010 (as modified September 27, 2011), and is pending approval from the Ontario Municipal Board. VOP 2010 designates the lands “Prestige Employment” on confirmation that the lands have been removed from the PBWP.

The Development Planning Department recommends that the City of Vaughan Official Plan 2010 be modified to recognize that the subject lands have been removed from the PBWP (in part). The parcel that remains within the PBWP (Part 2 on Attachment #3) shall continue to be subject to the approved policy that the “Prestige Employment” designation will apply to these lands on confirmation from the Ministry of Municipal Affairs and Housing that the lands have been removed from the PBWP.

Zoning

The subject lands are zoned PBM7 Parkway Belt Industrial Zone by Zoning By-law 1-88. As the subject lands have been removed from the PBWP (in part), the proposal to rezone the lands to EM1 Prestige Employment Area Zone conforms to both OPA #450 and VOP 2010. The rezoning facilitates development of a vacant, underutilized site within an existing built-up area, which has vehicular and transit access. Developing the site with prestige employment uses will contribute to the City’s supply of employment lands.

a) Proposed Uses

The Owner is proposing to rezone the subject lands from PBM7 Parkway Belt Industrial Zone to EM1 Prestige Employment Area Zone. The as-of-right EM1 Zone uses permitted by Zoning By-law 1-88 are as follows:

Uses Permitted in all Employment Area Zones

- Day Nursery
- Technical School
- Parks and Open Space
- Recreational Uses
- Wayside Pit
- Wayside Quarry

EM1 - Prestige Employment Area Zone Permitted Uses

The following uses are permitted, provided they are within a wholly enclosed building and with no outside storage:

- Employment Use
- Accessory Retail Sales to an Employment Use
- Accessory Office Uses to an Employment Use

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- Banquet Hall, in a Single Unit Building, subject to Section 3.8 of By-law 1-88
- Bowling Alley, subject to Section 3.8 of By-law 1-88
- Business and Professional Offices, not including regulated health professional
- Club, Health Centre, provided that the use is not located in a building which abuts a provincial highway, excepting Highway #7
- Convention Centre, Hotel, Motel, subject to Section 3.8 of By-law 1-88
- Funeral Home in a Single Unit building and subject to Section 3.8 of By-law 1-88
- Car Brokerage
- Office Building
- Recreational Uses, including a golf driving range and miniature golf course
- Service and Repair Shop

Institutional

- Correctional or Crisis Care Group Home as defined in Section 2.0 of By-law 1-88

The Development Planning Department considers the above uses to be appropriate for the site, except for a wayside pit, a wayside quarry, and a golf driving range, which would not be compatible with the surrounding employment and service commercial land use context. Accordingly, the Development Planning Department recommends that these uses not be permitted on the site. A condition to this effect is included in the recommendation of this report.

Zoning By-law 1-88 permits a club and health centre uses within the existing PBM7 Parkway Belt Industrial Zone. The use is also permitted within the EM1 Prestige Employment Area Zone, except for buildings located adjacent to a highway. The Development Planning Department considers a club and a health centre to be appropriate for the site and compatible with the surrounding area. As such, the Development Planning Department recommends that a club and health centre uses be permitted on the entirety of the subject lands, in accordance with the recommendation of this report.

b) Lands remaining within the Parkway Belt West Plan

To ensure that the lands remaining within the Parkway Belt West Plan (Part 2 on Attachment #3) are protected for Inter-Urban Transit uses in accordance with the PBWP, the Development Planning Department, through discussions with the applicant, recommends that the land uses on this parcel be limited to PBM7 Zone uses (which are currently permitted and conform to the PBWP), and/or an access road for the 407 Transitway. Should the location of the proposed access road change and the Ministry of Municipal Affairs and Housing remove Part 2 from the PBWP, the EM1 Zone uses permitted on Parts 1 and 3 shall also be permitted on Part 2. A provision to this effect will be included in the implementing by-law, if the application is approved.

Future Consent Application

The Owner intends to sever a portion of the subject lands (Part 1 on Attachment #3) from a larger parcel to the north of the site in order to facilitate development of the lands with prestige employment uses. The Owner is required to submit a Consent Application for the proposed severance, which must be approved by the Vaughan Committee of Adjustment. The larger parcel to the north of the site is required for the 407 Transitway and associated facilities, and will remain within the Parkway Belt West Plan. Parts 2 and 3 on Attachment #3 will also remain part of the other larger parcel at this time. Should the Owner wish to sever Part 2 in the future, a Consent Application is required, which will be reviewed on its own merits.

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Vaughan Cultural Services Division

The Vaughan Cultural Services Division has indicated that an Archaeological Assessment will be required for review at the site plan stage. Should any areas on site be deemed archaeologically significant, the Owner is required to mitigate all adverse impacts through preservation or resource removal and documentation.

Vaughan Development/Transportation Engineering

The Vaughan Development/Transportation Engineering Department has no concerns with the proposed Zoning By-law Amendment application, and has identified that the following reports and plans will be required at the site plan stage: Stormwater Management Report, Functional Servicing Report, Site Servicing and Grading Plans, and a Traffic Impact and Parking Study.

Ministry of Transportation (MTO)

The Ministry of Transportation (MTO) has no objections in principle to the proposed Zoning By-law Amendment Application. The MTO requires a minimum 14.0 m setback along the northern and western limits of the subject lands for any new buildings or structures above and below ground, as well as, any feature deemed essential to the operation and viability of the site, including parking spaces, fire routes, driveway aisles, loading docks and access to loading docks, garbage access, underground structures, municipally assumed/private roads and/or servicing, and stormwater management pond access. In addition, no direct access shall be permitted from the 407 Right-of-Way or from the Transitway Access Road (Part 2 on Attachment #3); all access shall be from Great Gulf Drive. Should the Zoning Application be approved, conditions of approval are included with respect to the MTO's setback and access requirements.

A Ministry Building/Land Use Permit will be required for future development, as the subject lands are located within the MTO's Permit Control Area. The MTO requires that the Owner submit the following reports and plans for review at the site plan stage: a Traffic Impact Study, Site Servicing and Grading Plans, Stormwater Management Plan, and Illumination Plans.

PowerStream

PowerStream has reviewed the Zoning By-law Amendment Application, and has indicated that it is the responsibility of the Owner to contact PowerStream to satisfy their requirements, including the location of a pad mounted transfer required to service future development.

Relationship to Vaughan Vision 2020/Strategic Plan

This staff report is consistent with the priorities set forth in Vaughan Vision 2020, particularly "Manage Growth & Economic Well-being".

Regional Implications

The Region of York had no concerns with the Parkway Belt West Plan Amendment. As the delegated approval authority for Official Plans, the Region will need to lift the deferral area in OPA #450 for the lands which have been removed from the PBWP (Parts 1 and 3 on Attachment #3). The deferral must be lifted prior to enactment of the implementing zoning by-law. The Region's Planning Staff has identified that they will undertake this matter expeditiously.

The Region of York has no concerns with the proposed Zoning By-law Amendment Application, and will provide technical comments at the site plan stage on matters including, but not limited to: the protection of any easements, road requirements, transit, vehicular access, and noise attenuation features, as appropriate.

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Conclusion

The Vaughan Development Planning Department has reviewed the Zoning By-law Amendment Application to amend Zoning By-law 1-88 in consideration of the Parkway Belt West Plan, OPA #450, the City of Vaughan Official Plan 2010, Zoning By-law 1-88, comments from the Public Hearing, City Departments and external public agencies, and the area context. The Development Planning Department is satisfied that the proposed rezoning is appropriate and compatible with the existing and permitted uses in the surrounding area as set out in this report. Accordingly, the Development Planning Department can support approval of Zoning By-law Amendment File Z.11.036, subject to the conditions of approval included in this report.

Attachments

1. Context Location Map
2. Location Map
3. Proposed Zoning
4. Concord GO Centre Secondary Plan Area

Report prepared by:

Erika Ivanic, Planner, ext. 8485
Christina Napoli, Senior Planner, ext. 8483
Mauro Peverini, Manager of Development Planning, ext. 8407

/CM

(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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EXTRACT FROM COUNCIL MEETING MINUTES OF MAY 8, 2012

Item 25, Report No. 16, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on May 8, 2012.

25 REQUESTS RECEIVED FROM THE YORK REGION ROAD WATCH COMMITTEE

The Committee of the Whole recommends:

- 1) That clauses 2 and 3 contained in the following report of the City Clerk, dated April 24, 2012, be approved; and**
- 2) That Councillor Racco be appointed as the liaison between the York Region Road Watch Committee and Vaughan Council.**

Recommendation

The City Clerk, in consultation with the Commissioner of Community Services, recommends that Council give consideration to the following requests received from the York Region Road Watch Committee:

- 1) That the City of Vaughan appoint a member of Council as the liaison between the York Region Road Watch Committee and Vaughan Council;
- 2) That the City of Vaughan appoint a member of the public to participate on the Road Watch Committee and that the City Clerk commence the recruitment process for that purpose; and
- 3) That the City of Vaughan contribute the sum of \$500.00 per year to the Road Watch program.

Contribution to Sustainability

N/A

Economic Impact

There will be an economic impact of \$500.00 per year should the request for a yearly contribution be approved. Based upon the Council direction in 2010 that the \$500 contribution be funded from the Safe City Committee budget, Community Services staff have budgeted sufficient funds to cover the contribution.

Communications Plan

Council's decision will be communicated to the Co-Chairs of the York Region Road Watch Committee.

Purpose

The purpose of this report is to inform Members of Council of the request received from the York Region Road Watch Committee to appoint members and to contribute a yearly sum of \$500 to the Road Watch program.

Background - Analysis and Options

By letter dated March 6, 2012, addressed to Mayor Bevilacqua, the Road Watch Committee is requesting:

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- 1) A member of Council be responsible for the Road Watch portfolio. The Council member appointed would be required to attend quarterly meetings, monitor Road Watch related issues and act as the liaison between Regional Committee and Vaughan Council.
- 2) A qualified citizen be appointed to participate on the Road Watch Committee. The citizen member would be required to participate in regular committee meetings.
- 3) The City of Vaughan make a \$500.00 contribution per year to Road Watch. These funds would be used by the York Region Road Watch Committee to raise awareness of the Road Watch program.

In 2010, a similar request was received and referred to the Safe City Committee. The Safe City Committee recommendation was approved by Council in June 2010 (Attachment 2). Part of the recommendation was that the \$500 contribution to the York Region Road Watch Program be funded from the Safe City Committee budget. The Safe City Committee was not established for the 2010-2014 term of Council; nor did the City receive a request from the York Region Road Watch Committee to participate in the program. However, given Council's previous direction in 2010, Community Services staff have budgeted funds to cover the contribution towards the Road Watch Program.

Relationship to Vaughan Vision 2020/Strategic Plan

This report is consistent with the strategic priorities set out in Vaughan Vision 2020, in particular:

SERVICE EXCELLENCE: Promote Community Safety Health & Wellness

Regional Implications

Many York Region municipalities participate in the Road Watch program through representation at the Regional Road Watch Committee.

Conclusion

Staff is requesting that Council give consideration to the requests received from the York Region Road Watch Committee.

Attachments

1. Letter from the Co-Chairs, York Region Road Watch Committee, dated March 6, 2012.
2. Council Extract, Item 37, Report No. 31, Committee of the Whole, adopted June 29, 2010

Report prepared by:

Sybil Fernandes, Deputy City Clerk, Extension 8628

(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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Background - Analysis and Options

In August 2002, Council of the City of Vaughan established an Accessibility Advisory Committee to comply with the requirements of the *Ontarians with Disabilities Act, 2001* (ODA). The purpose of the ODA is to improve opportunities for persons with disabilities and to provide for their involvement in the identification, removal and prevention of barriers to their full participation in life in the Province of Ontario.

The relevant section in the Accessibility for Ontarians with Disabilities Act (AODA), insofar as Accessibility Advisory Committees, is provided in Attachment 1.

The Accessibility Advisory Committee is also recommending \$3,000 be provided from its operating budget for the 2012 National Access Awareness Week, an annual event organized by the City's Recreation and Culture Department.

Relationship to Vaughan Vision 2020/Strategic Plan

This report is consistent with the strategic priorities set out in Vaughan Vision 2020, in particular:

SERVICE EXCELLENCE: Promote Community Safety, Health & Wellness.

Regional Implications

Not applicable.

Conclusion

The Accessibility Advisory Committee is seeking Council approval of its request that staff be directed to seek comments from the Committee on site plans relating to commercial, retail and live/work units as part of the development application process, and that \$3,000 from the Accessibility Advisory Committee's operating budget be provided for the 2012 National Access Awareness Week.

Attachments

1. Part VII, AODA – Municipal Accessibility Advisory Committees

Report prepared by:

John Britto, Assistant 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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Item 27, Report No. 16, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on May 8, 2012.

27 TENDER AWARD - T12-025 VALVE EXERCISING PROGRAM

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Engineering and Public Works, dated April 24, 2012:

Recommendation

The Commissioner of Engineering and Public Works, in consultation with the Director Purchasing Services, recommends that:

1. Tender T12-025, Valve Exercising Program, be awarded to Valve & Hydrant Solutions of London, Ontario; and
2. The Mayor and Clerk be authorized to sign the necessary documents.

Contribution to Sustainability

The exercising of valves throughout the City helps ensure that the maximum life is obtained from this infrastructure, and reduces the likelihood of failure.

Economic Impact

The 2012 Operating Budget for valve exercising is \$75,000. The lowest compliant bid price, submitted by Valve & Hydrant Solutions, was \$50,239.80, including all applicable taxes.

The unit prices will remain firm for the first 3 years, with CPI adjustments permitted in the 4th and 5th year options to a maximum of 5% annual CPI increases.

Based on the bid received, the per unit cost has decreased by approximately 32% from the previous contract.

Communications Plan

Tender T12-025 was advertised in the Vaughan Citizen (City Page), on OPBA and on the Electronic Tendering Network (ETN) on Friday January 27, 2012.

Purpose

The purpose of this report is to seek Council approval to award Tender T12-025 Valve Exercising Program.

Background - Analysis and Options

Valve excising is a necessary part of operating a waterworks system. In order to ensure full operation of valves and minimize problems from taking place, the Public Works Department requires the assistance of contracted forces to exercise, test and ascertain that each valve is operational. The program also identifies various deficiencies, inoperable and broken valves so water staff can make repairs in order to minimize disruption of water services to customers.

The exercising of valves increases the life of the valves and fittings, and reduces the likelihood of failure. The American Water Works Association (AWWA) standards require all municipal owned valves be exercised throughout the City's infrastructure on a rotational basis, once per year.

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The tender was based on approximately 1,500 valves being exercised annually, this represents approximately one third of all main line City water valves.

Tender T12-025 was advertised on the City webpage, DCN, Biddingo and the Ontario Public Buyers' Association on Friday January 27, 2012 and closed on Tuesday February 14, 2012. Five bid packages were picked up from the Purchasing Services Department, with a total of 2 bids submitted. One bid was deemed non-compliant by Purchasing Services. The following are the results of the tender opening:

BID RESULTS FOR T12-025, VALVE EXERCISING PROGRAM		
BID	CONTRACTOR	TOTAL INCLUDING H.S.T.
1	Valve & Hydrant Solutions Inc., London, Ontario	\$50,239.80

This contract is for a period of 3 years from the award of the contract, with the possibility of two, one year extensions, conditional upon satisfactory work of the contractors and the approval of the necessary funding.

Notwithstanding that there is only one compliant bidder, the per unit bid price has decreased by approximately 32% from the previous contract.

Staff have checked the bids for mathematical errors. Valve & Hydrant Solution Inc. has performed this type of work for the City previously to staff's satisfaction. Therefore, it is recommended that tender T12-025 be awarded to Valve & Hydrant Solutions Inc. of London, Ontario.

Relationship to Vaughan Vision 2020/Strategic Plan

This report is consistent with the priorities previously set by Council and the necessary resources have been allocated and approved and complies with the following goals and objectives:

Goal: "Demonstrate Excellence in Service Delivery"
Objective: "Promote Community Safety, Health & Wellness"

Goal: "Organizational Excellence"
Objective: "Manage Corporate Assets"

Regional Implications

The City's contract does not impact the Region's operations, as they maintain their own main line valves.

Conclusion

The tender was based on exercising approximately one third of all the City's main line water valves annually. Based on the bid price, it is recommended that Tender T12-025 for Valve Exercising be awarded to Valve & Hydrant Solutions Inc. of London, Ontario.

Attachments

N/A

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Report prepared by:

Tina Di Biase, Technical Coordinator

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Item 28, Report No. 16, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on May 8, 2012.

28

REQUEST FOR BULLHOOK BAN

The Committee of the Whole recommends:

- 1) That the recommendation contained in the following report of the Commissioner of Legal and Administrative Services and City Solicitor, dated April 24, 2012, be approved;
- 2) That staff continue their conversation with the deputant, Ms. Lauren D'Alessandro, including but not limited to assisting on how best to pursue these matters at other government levels; and
- 3) That the deputation of Ms. Lauren D'Alessandro, 20 Mapes Avenue, Woodbridge, L4L 8S4, be received.

Recommendation

The Commissioner of Legal and Administrative Services and City Solicitor recommends that this report be received and that no further action be taken.

Contribution to Sustainability

Not Applicable

Economic Impact

There is no economic impact as a result of this Report.

Communications Plan

A copy of this Report has been forwarded to the deputant and iMarketing Solutions Group Inc., a circus producer, prior to the Committee of the Whole Meeting.

Purpose

The purpose of this report is to respond to Council direction to provide information on the process and implications of enacting a bullhook, whip and electric prod ban in the City of Vaughan.

Background - Analysis and Options

On February 21, 2012, Council requested that Staff provide information on the process and implications of enacting a bullhook, whip and electric prod ban in the City of Vaughan.

- **Legislation and Case Law**

Paragraph 9 of section 11(3) of the *Municipal Act, 2001* provides that municipalities may pass by-laws relating to animals. Section 8 of the Act provides that the City can "regulate or prohibit" the matter, provided the by-law is enacted for a proper purpose, and provided its enactment does not infringe on federal areas of jurisdiction.

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These principles were addressed by the Superior Court of Justice in *Xentel DM Inc. v. Windsor (City)*, (2004), 50 M.P.L.R. (3d) 165. In this case, the City of Windsor passed a by-law prohibiting circuses. This ban came as a result of a letter submitted to Windsor Council by Zoo Check Canada, an animal rights advocacy group. The letter primarily dealt with the welfare of circus animals, but in passing, mentioned issues of public safety.

Xentel DM. Inc., a circus producer, challenged the by-law on the basis that it was an attempt to regulate morality thereby intruding on Parliament's criminal law power. The City of Windsor argued that the by-law was passed for the purpose of protecting the citizens of Windsor from animal attacks, a proper municipal purpose. The Court noted that the City did not undertake any independent studies on the issue of public safety and exotic animal performances, nor did it undertake any investigations or risk analysis on the causal connection, if any, between exotic animal performances and public safety. Based on the foregoing, the Court held that the purpose of the by-law was animal welfare, not public safety. Accordingly, the by-law was quashed as an infringement of the criminal law power of Parliament. It should also be noted that the Court found that the by-law infringed upon freedom of expression as guaranteed by section 2(b) of the *Charter of Rights and Freedoms*.

Generally speaking, Parliament has exclusive jurisdiction to pass legislation with respect to issues of morality. By-laws, which have the primary purpose of regulating morality, infringe on this jurisdiction and are therefore *ultra vires*. This does not mean that by-laws cannot touch upon morality, but the morality aspect must be incidental to a proper purpose. For example, by-laws which prohibit lap-dancing are inherently morality based. However, the primary aspect of such a prohibition is rooted in health and safety, a proper municipal purpose. In determining the "pith and substance" or purpose of a by-law, a Court will generally look at the discussions of Council leading to the enactment of the by-law, the information that Council had before it, as well as the effect of the by-law.

- **Consultation with Deputant**

Legal Staff met with the deputant and a representative from Zoo Check Canada on March 8, 2012 to obtain input on the issue of a bullhook ban being sought. The deputant confirmed that the purpose of a bullhook ban was for animal welfare. Staff requested any reports or studies that considered the issue of public safety and the use of bullhooks and other similar implements. However, to date, none have been provided.

Staff were also contacted by representatives from iMarketing Solutions Group Inc. on March 26 to discuss the issue of a bullhook ban. iMarketing Solutions Group Inc. is the successor company to Xentel DM Inc. These representatives provided the affidavit of Mr. Gary Stamm, an expert statistician, which was the same affidavit that was accepted by the Court in the Xentel case. Mr. Stamm examined statistics in North America since 1990 and estimated that there were 350,000,000 to 450,000,000 audience attendances to circuses where there were live animal performances. Of these attendances, there were no fatalities, and 1 injury from elephant-related performances. These statistics suggest that the risk of public injury at a circus event is remote, even without an examination of the causal connection between the use of bullhooks and public safety. The representatives also confirmed that they have been operating in Vaughan for approximately 30 years without incident.

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- **No Evidence of Public Safety Purpose**

There is no evidence which would substantiate a causal link between the use of a bullhook and public safety. There is evidence, however, that the incidence of elephant related human fatalities/injuries in North America is statistically insignificant. The deputation and associated materials is primarily concerned with animal welfare. In these circumstances, the Court would characterize a by-law banning bullhooks as an attempt to legislate in the area of animal welfare, and as such, would be quashed as an intrusion into the criminal law power of Parliament. Concerns regarding animal welfare are addressed by section 445.1 of the *Criminal Code of Canada* which makes it an offence to willfully permit or cause unnecessary pain suffering or injury to an animal. Such complaints are within the jurisdiction of the York Regional Police. No other municipality in Ontario has a ban on bullhooks or other similar implements. While Staff do not recommend enacting such a by-law, there are amendments which can be made to the Special Event By-Law 370-2004. Other municipalities have enacted such provisions which are minor and do not infringe on the criminal law power.

- **Licensing Circuses as Alternate Approach**

A circus could be included as a “special event” in Special Event By-law 370-2004. For example, the City can require that circuses submit an Emergency Plan to the City setting out contingencies for any circus event. The City can also require that any circus animals be vaccinated and that any animal be inspected pursuant to the applicable provincial body. Or, the City could require that there be sufficient enclosures surrounding any circus animal. Another example could be a requirement that any circus promoter be properly accredited. It would be appropriate to consult with the circus industry prior to the enactment of any provisions.

Relationship to Vaughan Vision 2020/Strategic Plan

This report is consistent with the priorities previously set by Council.

Regional Implications

None

Conclusion

There is no evidence to show that the use of bullhooks and other similar implements impacts public safety. In these circumstances, any by-law banning bullhooks would likely attract a challenge and would likely be quashed by a Court as an intrusion into the criminal law power of Parliament. In the alternative, Council may adopt measures such as requirements relating to enclosures, accreditation, emergency plans and vaccinations, which has been done in other municipalities. Animal cruelty and welfare is addressed by the *Criminal Code of Canada*. Accordingly, a ban on bullhooks and other similar implements is not recommended.

Attachments

None

Report prepared by:

Christopher G. Bendick
Legal Counsel

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Item 29, Report No. 16, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on May 8, 2012.

29

**REQUEST FOR DEMOLITION OF THE GARAGE/CARRIAGE
HOUSE STRUCTURE, 197 WOODBRIDGE AVENUE – WARD 2**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Community Services, dated April 24, 2012:

Recommendation

The Commissioner of Community Services, in consultation with the Director of Recreation and Culture, provides the following recommendation:

1. That the peer review report of Remy Consulting Engineers conducted by Ojdrovic Engineering Inc., be received; and,
2. That Council approve the demolition of the garage/carriage house structure at 197 Woodbridge Avenue, located in the Woodbridge Heritage Conservation District, due to the deteriorated condition detailed in the engineering report by Remy Consulting Engineers and confirmed by Ojdrovic Engineering Inc. in its peer review.

Contribution to Sustainability

This report is consistent with the priorities previously set by Council in the Green Directions, Vaughan, Community Sustainability Environmental Master Plan, Goal 4, and Objective 4.1:

- To foster a city with strong social cohesion, an engaging arts scene, and a clear sense of its culture and heritage.

Economic Impact

N/A

Communications Plan

The decision of Council will be communicated to the owner/applicant.

Purpose

The purpose of this report is for Council to consider the peer report prepared by Nebojsa Ojdrovic of Ojdrovic Engineering Inc. pertaining to the structural condition of the garage/carriage house building at 197 Woodbridge Avenue located in the Woodbridge Heritage Conservation District and designated under Part V of the Ontario Heritage Act.

Background - Analysis and Options

At its Council meeting of December 13, 2011, Council considered a request for demolition of a garage/carriage house structure located at 197 Woodbridge Avenue, designated under Part V of the Ontario Heritage Act and located within the Woodbridge Heritage Conservation District.

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At that meeting, Council passed a motion asking the owner/applicant to pay for the cost of a peer review of the engineering report prepared by Remy Consulting Engineers submitted by the owner/applicant on the property to support the demolition. This report stated that the garage/carriage structure at 197 Woodbridge Avenue was beyond repair and constituted a public safety hazard. This was also confirmed by the City's Building Standards Department.

Council's direction to the owner was to retain a peer engineer (subject to the approval of staff) to review the report by Remy Consulting Engineers. The peer review report was to be brought back to Council for consideration on the matter.

The 2011 Remy report identified the following deficiencies to the garage carriage house structure:

- Severe displacement of building.
- Building rotating off its stone foundation.
- Stone foundations- unreinforced - unable to resist rotation - essentially foundation has failed.
- Displacement has caused building to be very unstable and unsafe.
- Main floor has become unsupported in several areas and thus unstable.
- Intermediate piers beneath main floor are inadequately constructed and unstable.
- Wood rot evident in the structural framing.
- Extensive water penetration & mould on sheathing making structural framing suspect.
- Brick masonry cladding – literally tearing apart from the displacement of the building.
- Extensive deterioration readily visible in the stone foundation & brick masonry.
- Shifting of building has lead to openings to become out of true/as built.
- Existing building does not meet current occupancy and safety standards.

Remy Consulting Engineers concluded that the “most probable cause of the building's failure is soil and hydrostatic load acting against the unreinforced west and north foundation walls of the building, in combination with frost action. Wind loading and seismic activity may have had some negative effect on the building as well.”

It should also be noted that the Building Standards Department issued an “Order Prohibiting Occupancy/Use” and an “Order to Remedy an Unsafe Building” to the property owner regarding the subject building due to building's unsafe conditions.

Peer Review by Ojdrovic Engineering Inc.

The owner and architect chose Nebojsa Ojdrovic of Ojdrovic Engineering Inc to conduct the peer review of the structural assessment report prepared by Remy Consulting Engineers. Nebojsa Ojdrovic is a member of the Canadian Association of Heritage Professionals in the category of “building specialist” and on a list of conservation engineers provided by the Ontario Heritage Trust. They are considered qualified to conduct the peer review and approved by staff.

Ojdrovic Engineering in its peer review stated they are in support of Remy Engineer's recommendations on the garage/carriage house and note the following:

- The extent of the structural damage (to the garage/carriage house) is accurately discussed and the “repair in situ in accordance with the heritage restoration practices is very difficult to impossible”.
- The brick veneer walls are unstable; parts of the wood framing are substantially deteriorated.
- There is no connection between the brick veneer and wood framing.

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- The rebuilding of the building could be undertaken either at the same location or elsewhere. In both cases, it would be necessary to construct new footings and foundation walls. Approximately 20% of the brick would have to be replaced with new and an unknown percentage of wood framing would have to be remanufactured.
- The deconstruction and rebuilding of the structure would not properly address issues relating to heritage and historical conservation.
- The reconstructed building will have to be done with a disproportioned amount of new materials. The exterior envelope appearance will also be seriously compromised since it would be difficult to match existing brick.
- The report concludes that due to the extent of the building's deterioration, no part of the structure could be preserved in its original position without completely dismantling and reconstructing. Due to the extent of the complexity of deconstruction and rebuilding, the building should be demolished.

Heritage Status of Property

- The subject property at located at 197 Woodbridge Avenue is designated Part V of the Ontario Heritage Act, as it is part of the Woodbridge Heritage Conservation District.
- The property is identified as a Contributing building in the Woodbridge Heritage Conservation District Inventory.
- The subject property is also listed in the City's *Register of Buildings of Architectural and Historical Value*.
- The subject structure is a Victorian carriage house style, built circa 1893, by Dr. Peter Douglas McLean, a local doctor and elected Member of Parliament in 1907. Two generations of McLean doctors served the community after their father - Dr. Garnet Douglas and Dr. Charles McLean.
- Doctors McLean District Park in Woodbridge was named in honour of their service to the community.
- Peter McLean owned the first automobile in Woodbridge and in 1910 the structure was converted from a stable for use as an automobile garage.
- Summary of architectural character defining elements of carriage/garage:
 - Rough timber post and beam structure, as confirmed in the engineer's letter.
 - East elevation: Gabled roof with one central gothic gable with rectangular masonry opening for wood louvered vent.
 - Two door urban barn/garage at gable end. Depressed elliptical arch of front left door bricked in when wood lintels installed for two (single) swinging garage doors for automobile c. 1910.
 - Painted rough sawn lintels on north elevation.
 - Swing door (vertical paneling) on west side.
 - Gothic central gable.
 - Window openings with wood louvered shutters.
 - Rectangular window openings.

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- Clad in red brick with segmental and depressed elliptical brick arches.
- Wood vertical board hinged hay loft access doors on north elevation and on west elevation.

Relationship to Vaughan Vision 2020/Strategic Plan

In consideration of the strategic priorities related to Vaughan Vision 2020, the report will provide:

- STRATEGIC GOAL:
Service Excellence - Providing service excellence to citizens.
- STRATEGIC OBJECTIVES:
Preserve our heritage and support diversity, arts and culture.

This report is consistent with the priorities previously set by Council, and the necessary resources to implement this program have been allocated and approved.

Regional Implications

N/A

Conclusion

A peer review of the structural report on the garage/carriage house at 197 Woodbridge Avenue by Ojdrovic Engineering Inc. has re-affirmed the deteriorated condition of the structure and building parts. A reconstruction of most of the building parts would be required for its restoration which would significantly impact the heritage integrity as the reconstruction would essentially be a new building. Based on this information, it is recommended that the structure be approved for demolition.

Attachments

1. Letter from Nebojsa Ojdrovic with findings/review of Remy Consulting Engineer's Assessment – peer review report.
2. 2011 Remy Consulting Engineer and Nino Rico Architect's evaluation of structure.

Report Prepared By

Mary Reali, Director of Recreation and Culture, ext. 8234
Angela Palermo, Manager of Culture, ext 8139

(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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Item 30, Report No. 16, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on May 8, 2012.

30

PARKING BY-LAW AMENDMENTS

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Legal and Administrative Services & City Solicitor, dated April 24, 2012:

Recommendation

The Commissioner of Legal and Administrative Services & City Solicitor recommends:

1. That Parking By-law 1-96, as amended, be further amended in accordance with this Report.

Contribution to Sustainability

Not Applicable

Economic Impact

There is no economic impact as a result of this Report

Communications Plan

Not Applicable

Purpose

The purpose of this Report is to recommend amendments to Parking By-law 1-96, as amended, to promote greater compliance.

Background - Analysis and Options

The Administrative Penalty process for parking matters was adopted by Council in June 2009. In this process, Parking By-law offenders are issued a Penalty Notice rather than a Provincial Offences Notice. Where the offender wishes to dispute the Penalty Notice, an appeal held in front of a Hearings Officer appointed by the City, rather than a trial in front of a Justice of the Peace in Provincial Offences Court. Staff have identified areas of the Parking By-law which can be improved.

- **Sidewalk Parking Prohibition**

Enforcement Services receives many complaints regarding vehicles parked on driveways that overhang onto sidewalks. Overhanging vehicles obstruct the passage of pedestrians and City maintenance vehicles such as snowplows. Section 4(6)(a) of the Parking By-law, which provides that there will be no stopping on a "highway" so as to overhang a "sidewalk", has been utilized by Enforcement Services to deal with this situation. The definition of "highway" includes a driveway, "designed and intended for, or used by, the general public for the passage of vehicles". Accordingly, Staff are recommending a minor amendment to the Parking By-law to include a private driveway to clarify the section.

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- **Commercial Vehicle Parking in Residential Area**

The parking of commercial vehicles on residential property is prohibited by Zoning By-law 1-88, as amended. Zoning charges are processed in Provincial Offences Court. Due to the volume of charges in this Court, however, trial dates are being assigned well after the charge date, sometimes over a year. At times, this delay hampers the City's efforts towards compliance. An alternative to the zoning approach could be enforcement through the Parking By-law. The *Municipal Act, 2001* permits the City to regulate parking on private property. Accordingly, Staff are recommending that the City amend the Parking By-law to prohibit the parking of commercial vehicles on residential property, which would bring such an offence within the purview of the City's Administrative Penalty system. Appeals are typically heard within 2 months of the issuance of the Penalty Notice, which in turn promotes greater compliance.

- **Towing of Illegally Parked Vehicles**

Section 13 of the Parking By-law provides for the towing of vehicles when a vehicle is illegally parked on a fire route or when a vehicle is illegally parked on "private or municipal property". This provision will be amended to include a street or highway. Staff are recommending that the Parking By-law be amended to permit the towing of vehicles for contraventions of the Parking By-law. Enforcement Services will develop an internal policy that sets out principled criteria outlining when a vehicle will be towed. An example of such criteria could include vehicles which are impeding vehicular access on a City street.

- **Fire Route Signs**

Section 6 of the Parking By-law prohibits parking on a private roadway signed as a fire route. The definition of a fire route sign requires the sign be placed at intervals of not more than 30 meters. Some fire routes, however, are much longer than 30 meters. Therefore, Staff are recommending the deletion of the 30 meter interval requirement. Fire route signs will be placed, in consultation with Vaughan Fire and Rescue Service, at intervals appropriate for the particular fire route.

Relationship to Vaughan Vision 2020/Strategic Plan

This report is consistent with the priorities previously set by Council.

Regional Implications

None

Conclusion

The adoption of the recommended proposed amendments will help to promote greater compliance with the Parking By-law.

Attachments

None

Report prepared by:

Christopher G. Bendick
Legal Counsel

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Item 31, Report No. 16, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on May 8, 2012.

31

DUMPING BY-LAW AMENDMENT

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Legal and Administrative Services and City Solicitor, dated April 24, 2012:

Recommendation

The Commissioner of Legal and Administrative Services and City Solicitor recommends that Council amend Dumping By-law 3-2004 in accordance with the amendment recommended in this Report.

Contribution to Sustainability

The proposed amendment will help stem the dumping of waste on City Property.

Economic Impact

There is no economic impact as a result of this Report.

Communications Plan

Not Applicable

Purpose

The purpose of this Report is to seek Council approval for an amendment to Dumping By-law 3-2004 facilitate the prosecution of charges.

Background - Analysis and Options

Dumping By-law 3-2004 (the "Dumping By-law") prohibits any person from throwing, placing, dumping, or depositing any waste on City of Vaughan property. One of the primary aims of the Dumping By-law is to prevent commercial vehicles from dumping waste onto City Property such as boulevards and parks. License plate numbers are typically obtained by individuals who witness the illegal dumping, which are then forwarded to Enforcement Services, and the vehicle owner is charged. Regional Prosecutors, however, are unable to proceed with these charges as they are unable to prove beyond a reasonable doubt that the vehicle owner is the person who is actually dumping the waste. Accordingly, Staff are recommending that the Dumping By-law be amended to include a presumptive clause. This clause creates a presumption that it is vehicle owner committing the offence, unless proven otherwise by the vehicle owner. A similar presumption clause is already utilized in the City's Sign By-law. This amendment will permit Regional Prosecutors to proceed with these charges.

Relationship to Vaughan Vision 2020/Strategic Plan

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

Regional Implications

N/A

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Conclusion

Regional Prosecutors are unable to proceed on charges for illegal dumping, as they are unable to prove the identity of the person committing the dumping beyond a reasonable doubt. The addition of a presumptive clause into the Dumping By-law will facilitate the prosecution of these charges.

Attachments

N/A

Report prepared by:

Christopher G. Bendick
Legal Counsel

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Item 32, Report No. 16, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on May 8, 2012.

32

**SITE DEVELOPMENT FILE DA.08.024
MINTO YONGE AND ARNOLD INC.
WARD 5 – VICINITY OF YONGE STREET AND ARNOLD AVENUE**

The Committee of the Whole recommends:

- 1) That the recommendation contained in the following report of the Commissioner of Planning, dated April 24, 2012, be approved subject to the following amendment in accordance with Communication C5, memorandum from the Commissioner of Planning, dated April 19, 2012:

THAT the first paragraph in Recommendation #1 be replaced with the following:

"THAT Site Development File DA.08.024 (Minto Yonge and Arnold Inc.) BE APPROVED, to permit the development of the subject lands shown on Attachments #1 and #2 with a 5-storey mixed use (condominium) building having a step-up to 6-storeys along Yonge Street, consisting of 218 residential apartment-type units, 725m² of at-grade commercial uses, and the integration and reuse of the existing heritage Robert Cox House (227 m²) for commercial uses only as shown on Attachments #3 to #6, subject to the following conditions:"

- 2) That the access be restricted to "left only out" at Arnold Avenue;
- 3) That the following Communications be received:
C2. Mr. Adam J. Brown, dated April 18, 2012; and
C8. Mr. Pascal Seni, dated April 23, 2012; and
- 4) That the coloured elevation submitted by the applicant be received.

Recommendation

The Commissioner of Planning recommends:

1. THAT the Ontario Municipal Board BE ADVISED that Council ENDORSES Site Development File DA.08.024 (Minto Yonge and Arnold Inc.) to facilitate the development of the subject lands shown on Attachments #1 and #2 with a 5-storey mixed-use (condominium) building having a step-up to 6-storeys along Yonge Street, consisting of 218 residential apartment-type units, 725m² of at-grade commercial uses, and the integration and reuse of the existing heritage Robert Cox House (227m²) for commercial uses only as shown on Attachments #3 to #6, subject to the following conditions:
 - a) that prior to the execution of the Site Plan Agreement:
 - i) the final site plan, building elevations, signage plan, landscape plan and landscape cost estimate shall be approved by the Vaughan Development Planning Department and the Vaughan Cultural Services Division;
 - ii) the final site servicing plan, grading plan, stormwater management report and noise report shall be approved by the Vaughan Development/Transportation Engineering Department;

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- iii) the Owner shall provide a list of building features prepared by an accredited LEED Professional identifying how the proposed building will meet the Regional “Sustainable Development Through LEED” Program, to the satisfaction of the Vaughan Development Planning and Vaughan Building Standards Departments;
 - iv) the Owner shall fulfill the requirement for a Heritage Conservation Easement Agreement as required by the Ontario Municipal Board decision respecting the subject lands, to the satisfaction of the Vaughan Cultural Services Division, and the Legal Services and Development Planning Departments; and,
 - v) the Owner shall provide a separate Letter of Credit in the amount of \$122,170 to secure the obligations of the Heritage Conservation Easement Agreement; and,
- b) that the Site Plan Agreement shall include the following provisions:
- i) that prior to the issuance of a Building Permit:
 - a) the Owner shall provide confirmation to the Vaughan Development Planning and Building Standards Departments that they have entered into an Agreement with the Region of York to facilitate the development of the subject lands with a LEED Gold certified building through the Region of York “Sustainable Development Through LEED” Program;
 - b) the Owner shall certify the project with the Canada Green Building Council and provide confirmation to this effect to the satisfaction of the Vaughan Development Planning and Building Standards Departments;
 - c) the Owner shall provide confirmation of the site remediation to the Vaughan Development/Transportation Engineering Department;
 - d) the Owner shall complete and submit the site remediation and verification report to the Vaughan Development/Transportation Engineering Department, and this report shall be incorporated into the final Phase II ESA report as per O. Reg 158/04;
 - e) the Owner shall submit to the Vaughan Development/Transportation Engineering Department, a Record of Site Condition with acknowledgement from the Ministry of Environment; and,
 - ii) the Owner shall pay to Vaughan by way of certified cheque, cash-in-lieu of the dedication of parkland equivalent to 5% of the value of the subject lands, prior to the issuance of a Building Permit, or a fixed unit rate per unit, whichever is higher, in accordance with the Planning Act and the City’s Cash-in-lieu Policy;

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- iii) the Owner's Agreement with the Region of York shall include a requirement that the Owner shall submit a Letter of Credit to the Region of York in the amount of \$396,800.00 through the Region's "Sustainable Development through LEED" Program at the time of application for a Building Permit (through the City) to secure delivery of a LEED Gold building; and,
 - iv) the Owner shall file, together with the Application for Building Permit, all the necessary plans certified by a LEED Accredited Professional demonstrating that the proposed building meets the necessary LEED Gold requirements to the satisfaction of the Vaughan Development Planning and Building Standards Departments and the Region of York.
2. THAT Council pass the following resolution with respect to the allocation of sewage capacity from the York Sewage Servicing System and water supply capacity from the York Water Supply System in accordance with the approved Servicing Capacity Distribution Protocol dated May 24, 2011.

"IT IS HEREBY RESOLVED THAT Site Development Application DA>08.024 is allocated sewage capacity from the York Sewage Servicing System and water supply capacity from the York Water Supply System for an additional nine residential units."

Contribution to Sustainability

The Owner has advised that the proposed development will incorporate the following sustainable building and site development features:

- green roof system;
- bicycle storage and access to public transit;
- exterior lighting systems designed to reduce light pollution;
- rain water harvesting will be employed to meet irrigation requirements;
- water efficient fixtures such as 3L single flush toilets, and low flow showerheads;
- high efficiency heating and cooling equipment;
- high performance exterior building envelope (e.g. windows);
- energy efficient lighting;
- non-CFC refrigerants will be used in cooling equipment;
- tri-sorting waste chute for collecting recycling and waste separately;
- regionally sourced construction material;
- construction material with recycled content;
- low volatile organic compound carpets;
- low volatile organic compound paints;
- openable windows; and,
- programmable thermostats.

Economic Impact

There are no requirements for new funding associated with this report.

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Purpose

The Owner has submitted Site Development File DA.08.024 to facilitate the development of a 5-6 storey mixed-use (condominium) building consisting of 218 residential apartment style units, with 725m² of commercial area on the ground floor, and the proposed relocation and reuse of the 227m² existing heritage Robert Cox House for commercial purposes. The existing single detached dwelling located at 14 Arnold Avenue also owned by the applicant will be demolished.

Background - Analysis and Options

Location

The 1.0 ha subject lands shown on Attachments #1 and #2 are located on the west side of Yonge Street and north of Arnold Avenue (14 Arnold Avenue and 7584, 7586, 7588, 7592, 7596, 7598, 7600, 7602, 7604, 7608, 7610, and 7616 Yonge Street) in the City of Vaughan. The surrounding land uses are as shown on Attachment #2.

Previous Council Decisions

On December 10, 2007, Vaughan Council refused Official Plan Amendment File OP.05.004 and Zoning By-law Amendment File Z.05.011, which proposed a 12-storey, seniors residential apartment with 225 units and ground floor commercial uses, five 1½ storey townhouse units, four 1½ storey semi-detached dwellings, the relocation of the Robert Cox House for commercial uses, and the potential for live/work units on the subject lands.

On October 27, 2008, Vaughan Council refused Site Development File DA.08.024, which proposed a 12-storey, 169 unit seniors residential apartment building with 525m² of ground floor commercial uses, five 2-storey townhouse units, four 2-storey semi-detached dwelling units, six 3-storey live/work units, and the relocation of the Robert Cox House.

Subsequently, the Owner revised the development proposal to include, one 2-storey single detached residential dwelling to be located at 14 Arnold Avenue in place of the five 2-storey townhouse units and the four 2-storey semi-detached units that were previously proposed. On February 24, 2009, Vaughan Council refused the revised Site Development File DA.08.024 and also refused the related Heritage Permit Application HP.2008.015.01 respecting the subject lands.

Ontario Municipal Board (OMB)

Official Plan and Zoning By-law Amendment and Site Development Files OP.05.004, Z.05.011 and DA.08.024, respectively, were appealed to the Ontario Municipal Board (OMB) together with OPA #669 (Thornhill Yonge Street Study) and the Thornhill Heritage Conservation District Plan in response to Council's refusal of the applications.

A settlement was reached with all parties to the OMB Hearing to permit a 5-storey building with a step-up to an additional storey along the Yonge Street frontage for a maximum of 6-storeys. The settlement was implemented through site-specific Official Plan Amendment #700 and Zoning By-law 215-2010, which caps the maximum number of residence suites and dwelling units permitted on the site (225 and 150 respectively, or a combination thereof not to exceed a total of 225 residence suites/dwelling units, subject to a maximum of 150 dwelling units) and the relocation and rehabilitation of the existing Robert Cox House for commercial uses. The OMB approved the Official Plan Amendment and Zoning By-law Amendment for the subject site but has not rendered a decision on Site Development File DA.08.024, as the matter was adjourned.

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Official Plan

The subject lands are designated “Mixed Commercial and Residential Area” by OPA #210 (Thornhill-Vaughan Community Plan) as amended by site-specific OPA #700, which permits a range of uses on the site including apartment dwelling and commercial uses.

OPA #700 permits a maximum density of 2.0 Floor Space Index (FSI) and a maximum building height of 5-storeys, which can be increased to 6-storeys provided the 6th storey is stepped-back a minimum of 1.5m from the building frontage along Yonge Street for at least 75% of that frontage and stepped back 3.5m from the Robert Cox House on the subject lands. OPA #700 further prescribes urban design elements to be incorporated into the building design to ensure its compatibility with the surrounding building types within the Thornhill Vaughan Heritage District.

Vaughan Official Plan 2010, which was adopted by Vaughan Council on September 7, 2010 (as modified September 27, 2011) and is pending final approval from the Ontario Municipal Board, designates the subject lands “Mid-Rise Mixed-Use”.

The proposed development conforms to the Official Plans.

Zoning

The subject lands are zoned RA3 Apartment Residential Zone, C1 Restricted Commercial Zone and R1V Old Village Residential Zone by Zoning By-law 1-88, in the manner shown on Attachment #2 and are subject to site-specific zoning Exception 9(1150). Exception 9(1150) implements the settlement reached at the Ontario Municipal Board Hearing respecting Zoning By-law Amendment File Z.05.011 and was based on a conceptual plan prepared by the previous Owner (Thornhill Village Plaza Inc. and M4 Developments Inc.). Although generally in keeping with the original plan, the proposed site plan shown on Attachment #3 is not consistent with the original conceptual plan and development standards implemented by Exception 9(1150), and therefore, the Owner filed two applications for Minor Variance (Files A271/10 and A134/11) to the Vaughan Committee of Adjustment to request relief from the zoning requirements established through the OMB hearing as follows:

Table 1:

Minor Variance File A271/10 was approved by the Vaughan Committee of Adjustment on November 25, 2010, for the following site-specific zoning exceptions to Zoning By-law 1-88:

	By-law Standard	By-law 1-88 Exception 9(1150) Requirements	Approved Minor Variances (File A271/10)
a.	Definition of Residence Suite	Site-specific definition for a “Residence Suite” does not permit cooking equipment	Amended the definition to permit cooking equipment
b.	Maximum Number of Units	Maximum of 225 combined Residence Suites/Dwelling Units, subject to a maximum of 150 dwelling units (a Residence Suite does not permit cooking equipment; a Dwelling Unit permits cooking equipment)	198 units for combined Residence Suites/Dwelling Units (ie. All 198 units to permit cooking equipment)

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c.	Minimum Number of Parking Spaces/Residential Ratio	0.85 spaces per Dwelling Unit and 0.45 spaces per Residence Suite	0.75 spaces per bachelor and one-bedroom Dwelling Unit 0.9 spaces per two-bedroom Dwelling Unit
d.	Minimum Number of Visitor Parking Spaces	0.2 visitor parking spaces per Dwelling Unit (40 spaces)	0.15 visitor parking spaces per Dwelling Unit (30 spaces)
e.	Minimum Number of Commercial Parking Spaces	6.0 spaces per 100m ² of GFA for any retail store, pharmacy bank or financial institution or personal service shop 3.5 spaces per 100m ² of GFA for any business or professional office	2.0 spaces per 100m ² of GFA for any retail store, pharmacy, bank or financial institution, personal service shop or business or professional office
f.	Minimum Number of Parking Spaces in the C1 Zone (7616 Yonge Street – Robert Cox House)	3.0 spaces per 100m ² of GFA (7 spaces)	2.0 spaces per 100m ² of GFA (5 spaces)
g.	Minimum Number of Parking Spaces (Total Residential and Commercial)	272 spaces (based on maximum ground floor retail space and the Robert Cox House retail GFA of 920m ²)	210 spaces
h.	Maximum Canopy Encroachment Into the Front Yard (Yonge Street)	0.5m	1.8m

Table 2:

Minor Variance File A134/11 was subsequently approved by the Vaughan Committee of Adjustment on May 26, 2011, and provided for the following site-specific zoning exceptions to Zoning By-law 1-88:

	By-law Standard	By-law 1-88, Exception 9(1150) Requirements	Approved Minor Variances (File A134/11)
a.	Minimum Rear Yard Setback (westerly) Building “B”	19.0m	12.0m

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b.	Maximum Building Height (Building “B” - 4 th storey)	13.5m	14.7m
c.	Maximum Building Height (Building “A” - 5 th storey)	17.0m	17.5m
d.	Location of Mechanical Space	Permits one large mechanical space located in the southern wing of Building “A”	Mechanical Spaces to be split into 3 areas in Building “A”
e.	Maximum Building Height (Building “A” - 6 th storey)	20.6m	21.1m
f.	Number of Residence Suites	A maximum of 225 combined Residence Suites/Dwelling Units are permitted (subject to a maximum of 150 Dwelling Units)	The overall combined Residence Suites/Dwelling units shall not exceed 219 units.
g.	Definition of Basement	Means a storey, the floor of which is at least 0.75 metres below finished grade.	Means a storey, the floor of which is at least 0.75 metres below the average elevation of the finished grade at the front of the building.

It is noted the Robert Cox House is intended to be used for the C1 General Commercial uses currently permitted under Exception 9(1150) including a day nursery, business and professional office, personal service shop, retail store and an eating establishment.

Site Plan and Landscaping

The 1.0 ha property is developed with a multi-unit commercial building, a single detached residential dwelling (14 Arnold Avenue), and the Robert Cox House (designated building within the Thornhill Heritage Conservation District under Parts IV and V of the Ontario Heritage Act) that includes an addition that is not of historical significance. The current plan proposes the demolition of the existing multi-unit commercial building, the single detached residential dwelling located at 14 Arnold Avenue and the addition to the Robert Cox House, and the relocation (from its current location approximately 4.3m both north and east, closer to Yonge Street) and reintegration of the Robert Cox House as part of the new development. The property at 14 Arnold Avenue is zoned R1V Old Village Residential Zone, which permits the future development of the lands for a single-detached dwelling.

The current proposal is for a mixed-use residential/commercial apartment building having a gross floor area of 19,435.0m² (of which 725m² is devoted to at-grade commercial uses) and the integration and reuse of the 227m² Robert Cox House for commercial purposes only as shown on Attachment #3.

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The proposed development will be served by two driveways. The main full-movement ingress/egress driveway (6.0m wide at the south property line) abuts the proposed lot at 14 Arnold Avenue and extends to the ramp servicing the underground parking area. The second driveway provides right-out only access to Yonge Street. The full-movement access is located approximately 80m from the intersection of Arnold Avenue and Yonge Street, and both driveway locations are subject to approval from the Region of York.

The Owner proposes to provide a total of 312 parking spaces all underground in support of the proposed development in keeping with the parking standards in Minor Variance File A271/10, which was approved by the Committee of Adjustment. The required parking for the proposed development is calculated as follows:

218 units x 0.75 spaces/unit =	163.5 spaces
218 units x 0.15 visitor spaces/unit =	32.7 spaces
725 m ² Ground Floor Commercial Uses @ 2 spaces/100 m ² GFA =	14.5 spaces
Robert Cox House (227m ² @ 2 spaces/100m ² GFA) =	<u>4.5 spaces</u>
 Total Parking Required	 216 spaces

A surplus of 96 parking spaces (312-216) is proposed on the site. The Owner advised that the additional parking is provided for two main reasons. Firstly, when the project was originally approved, the proposal included one full level of underground parking and a second half level (not under the entire building foot print). For construction reasons and efficiencies, the Owner is proposing to build two full levels of underground parking, thereby increasing the number of parking spaces available on the site. Secondly, the marketing program has resulted in purchasers buying at least one space per unit. All of the parking spaces for the development are located in the underground parking garage.

Four lay-by parking spaces are located along Yonge Street to service the ground floor commercial uses. The design, location and final number of lay-by parking spaces must be approved by the Region of York.

The landscape plan (Attachment #4) shows a front yard where the building is setback 1.8m from the front lot line (Yonge Street), consistent with the OMB decision, which results in a reduced landscape buffer along the building frontage. Soft landscaping in the form of planter boxes and deciduous tree planting have been incorporated within the public right-of-way to enhance the streetscape. Special attention in the form of enhanced landscaping has been provided to the northeast corner of the subject lands surrounding the Robert Cox House as shown on Attachment #4. Furthermore, the Owner has proposed a passive amenity area with enhanced landscaping consisting of coniferous and deciduous plant material for use by future residents, which is located to the west of Building "A". The development also includes a water feature located in the centre court yard of the building with terraces on the ground floor units fronting onto the feature.

As required by the OMB settlement, the Owner has included a minimum 4.0m wide landscape buffer between the westerly driveway and the existing residential lot (19 Thornridge Drive) to the west of the subject lands in an effort to address the concerns raised by the existing residents.

The Vaughan Development Planning Department is satisfied with the proposed site plan and landscape plan shown on Attachments #3 and #4. The final site plan, landscape plan and landscape cost estimate, must be approved to the satisfaction of the Development Planning Department. A condition to this effect has been included in the recommendation of this report.

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Building Elevations

The proposed building elevations are shown on Attachments #5 and #6. The U-shaped building is constructed with a flat tiered roof, varying in height from 4-storeys to 6-storeys with a maximum building height of 21.1m (not including the mechanical space) as permitted by the OMB settlement and subsequent Committee of Adjustment approvals. The primary building material is clay brick, with architectural stone accents at the base and along the roofline. A three pane vertical system of clear glass with aluminum framing is proposed throughout the building. The ground floor along Yonge Street is recessed thereby creating a covered colonnade along the front of the building.

The final building elevations must be approved to the satisfaction of the Vaughan Development Planning Department and Vaughan Cultural Services Division. Conditions to this effect have been included in the recommendation of this report.

Vaughan Development/Transportation Engineering Department

The Vaughan Development/Transportation Engineering Department has reviewed the Site Development Application and has no objections to the overall development.

The site will be serviced by existing municipal services for stormwater, which is available from Arnold Avenue. Sanitary services are available through an existing municipal easement, which extends in a north-south direction along the subject lands. The Owner can access water services from Yonge Street by providing a service connection at the property line. Services will be provided in the following manner:

- 200 mm in diameter watermain connection for domestic and fire purposes from the existing 300mm in diameter watermain;
- 150mm in diameter sanitary sewer connection from the existing 200mm in diameter sanitary sewer; and,
- 1350mm in diameter storm sewer connection from the existing 1500mm in diameter storm sewer.

The stormwater quality control will be provided through a combination of on-site storage and a proposed 2000mm x 2400mm Double Inlet Catch Basin (DICB) located within the property line. The DICB will provide an appropriate level of stormwater quality control connecting into the proposed concrete storm sewer which will be the subject of a 9.0m storm easement in favour of the City.

The Owner was required to submit a Phase I and II Environmental Site Assessment to address site remediation respecting contamination of a small portion of the lands along Yonge Street in the vicinity of the access. Both Phase I and II Environmental Site Assessments have been reviewed by DCS the City's Peer Reviewer, and the Owner has addressed all issues, and as a result, the Peer Reviewer has no further comments. The Vaughan Development/Transportation Engineering Department requires the Owner to submit the site remediation and verification report, as well as, a Record of Site Condition with the Ministry of Environment acknowledgement letter, prior to issuance of a Building Permit.

The final site servicing and grading plan and stormwater management report must be approved to the satisfaction of the Vaughan Development/Transportation Engineering Department.

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Region of York's "Sustainable Development Thorough LEED" Program

The Owner has advised the Vaughan Development Planning Department that the proposed building will be designed to meet a LEED Gold certification and that the building will be enrolled in the Region of York's "Sustainable Development Through LEED" (SDTL) Program. As a result, servicing allocation for the proposed development is generally available through the City's Servicing Capacity Distribution Protocol.

Minto is proposing a total of 218 units, which requires allocation. Through the Region of York's LEED program, the development will receive a total of 62 credits (ie. units of allocation). Therefore, 156 units need to be allocated from the City's pool of servicing allocation (218 – 62 = 156). Currently, the City has only allocated 147 units (on May 24, 2011) for this development, which requires an additional 9 units of allocation. Council at its meeting on May 24, 2011, set aside a reservation of 300 units of servicing capacity for development applications that are proposing LEED buildings. Accordingly, the additional nine units can be allocated to this site development from this reserve. Should Council concur, this report concludes a recommendation to this effect.

In order to ensure that the building is constructed to a LEED Gold standard, the Owner will be required to:

- a) post of Letter of Credit with the Region or York in the amount of \$396,800.00 in accordance with the SDTL Program, at the time of filing for a City Building Permit. This Letter of Credit will not be returned to the Owner until after the construction of the building and it is certified by a LEED Accredited Professional;
- b) register the building with the Green Building Council of Canada;
- c) enter into an Agreement with the Region of York through the SDTL Program; and,
- d) file all the necessary plans with the application for a Building Permit, certified by an Accredited LEED professional, that demonstrates that the proposed building will include the required building features to meet a LEED Gold certification.

Conditions of approval have been included in the recommendation in this respect.

Heritage Vaughan

The Owner has submitted an application to Heritage Vaughan for the restoration, relocation and integration of the Robert Cox House as part of the proposed commercial development. In a report prepared by the Vaughan Cultural Services Division, it was recommended that Heritage Vaughan approve the following recommendations:

- "1. That Heritage Vaughan approve the relocation of the subject building to the location identified in the submitted site plan dated March 30th, 2011.
2. That Heritage Vaughan request that an updated Conservation Plan for the building be submitted by the Owner prior to the issuance of a Heritage Permit.
3. That a Letter of Credit be obtained from the Owner to ensure the building is preserved and maintained during and after its relocation.
4. That the applicant provide a full set of final drawings, including site plan and all elevations for final approval by Cultural Services staff prior to the issuance of a Heritage Permit.

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5. That the applicant provide samples of building materials and paint samples for consideration and approval by Cultural Services staff at a time when this information is known to the applicant.”

On April 27, 2011, Heritage Vaughan approved the above recommendations.

The Owner is required to enter into a Heritage Conservation Easement Agreement for the conservation and maintenance of the Robert Cox House and is required to post of Letter of Credit in the amount of \$122,170 to secure the obligations outlined in the agreement. The Heritage Conservation Easement Agreement is required to be registered on title.

The Owner must address all requirements of Heritage Vaughan and the Vaughan Cultural Services Division.

Vaughan Real Estate Division

The Vaughan Real Estate Division has advised that the Owner shall pay to Vaughan by way of certified cheque, cash-in-lieu of the dedication of parkland equivalent to 5% of the value of the subject lands, prior to the issuance of a building permit, or a fixed unit rate per unit, whichever is higher, in accordance with the Planning Act and the City’s Cash-in-lieu Policy.

Toronto and Region Conservation Authority (TRCA)

The subject lands are regulated under Ontario Regulation 166/06 as a drainage feature and its associated Regional Storm Flood Plain is located on the subject lands. A TRCA Permit under Ont. Reg. 166/06 is required and was issued (Permit No. C-110756) on September 9, 2011. As a result, the Toronto and Region Conservation Authority has no objections to the proposed development.

Relationship to Vaughan Vision 2020/Strategic Plan

This report is consistent with the priorities set forth in Vaughan Vision 2020, particularly “Plan & Manage Growth & Economic Well-being”.

Regional Implications

The subject lands are located on the west side of Yonge Street, which is a Regional Road. The Region of York requires a portion of the subject lands along Yonge Street for a road widening, which is incorporated into the proposed site plan. The Owner will be required to fulfill all requirements of the Region of York Transportation Services Department, including the execution of a Regional Site Plan Agreement, prior to the issuance of a City Building Permit.

Prior to entering into an agreement with the Region of York, the Owner is required to enter into encroachment agreements for the construction staging area and the enhanced streetscaping on Yonge Street. The streetscaping location is not finalized as PowerStream is currently determining the design, configuration and location of inground ducts, which will replace the existing overhead wires.

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Conclusion

The Vaughan Development Planning Department has reviewed Site Development File DA.08.024 in accordance with OPA #700, Zoning By-law 1-88, the OMB settlement for the subject lands, Minor Variance Files A271/10 and A134/11, the comments from City Departments and external public agencies, and the area context, and can support the proposed mixed-use development including the integration and reuse of the Robert Cox House for commercial uses only. The proposed development conforms to the Official Plan and Zoning By-law, is compatible with the surrounding land use, and represents an appropriate development of the lands. Accordingly, the Development Planning Department can support Site Development File DA.08.024 subject to the conditions in this report.

Attachments

1. Context Location Map
2. Location Map
3. Site Plan
4. Landscape Plan
5. East and West Elevations
6. North and South Elevations

Report prepared by:

Arminé Hassakourians, Planner, ext. 8368
Christina Napoli, Senior Planner, ext. 8483
Mauro Peverini, Manager of Development Planning, ext. 8407

/CM

(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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Item 33, Report No. 16, of the Committee of the Whole, which was adopted, as amended, by the Council of the City of Vaughan on May 8, 2012, as follows:

By approving that this event be provided with the same services-in-kind to a limit of \$800 that was provided for the Chinese New Year event.

**33 PROCLAMATION AND FLAG RAISING REQUEST
ITALIAN HERITAGE MONTH**

The Committee of the Whole recommends:

- 1) That the recommendation contained in the following report of the City Clerk, dated April 24, 2012, be approved; and
- 2) That the deputation of Mr. Michael Tibollo, National Congress of Italian Canadians, 11 Director Court, Suite #201, Vaughan, L4L 4S5, be received.

Recommendation

The City Clerk recommends:

- 1) That June 2012 be proclaimed as “Italian Heritage Month” in the City of Vaughan;
- 2) That the Italian flag be raised at Vaughan City Hall on June 2, 2012 for a period no longer than one week in accordance with the Flag Raising/Half Masting Policy; and
- 3) That the proclamation be posted on the City’s website and published on the City Page Online.

Contribution to Sustainability

N/A

Economic Impact

N/A

Communications Plan

The Corporate Communications Department posts proclamations issued by the City on the City’s website under “Events – Proclamations” and on the City Page Online.

Purpose

To respond to the request received from the Director of the National Congress of Italian-Canadians–Toronto District (NCIC-TD) and Chair of Italian Heritage Month (“IHM”) Vaughan events.

Background - Analysis and Options

The correspondence received in the City Clerk’s Office on April 16, 2012 from the Chair of the Italian Heritage Month, Vaughan Events on behalf of herself and the President of the National Congress of Italian Canadians-Toronto District is attached (Attachment 1). The request was received too late to be placed on the main Committee of the Whole Agenda. Due to time sensitivity the request is being brought forward as an addendum item.

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The flag raising request meets the City's Flag Raising/Half Masting Policy (Policy No.: 03.25) as follows:

“In recognition of the ethnic diversity of the residents of a municipality the City of Vaughan will fly at the Vaughan City Hall the flag of any nation, country or ethnic group on the national day or on the anniversary of a special occasion, upon written request to the City Clerk submitted one month in advance by that nation, or ethnic group or its representatives”.

The Province of Ontario passed Bill 103 on October 25th, 2010 declaring June as Italian Heritage Month. In recognition of the passage of this Bill, the National Congress of Italian-Canadians-Toronto District are seeking Council's support to proclaim Italian Heritage Month, and hold a flag raising ceremony on June 2, 2012 at Vaughan City Hall.

Relationship to Vaughan Vision 2020/Strategic Plan

This report supports the strategic priorities established by Vaughan Vision 2020, in particular “Preserve Our Heritage & Support Diversity, Arts & Culture”.

Regional Implications

N/C

Conclusion

Staff is recommending that June 2012 be proclaimed as “Italian Heritage Month” in the City of Vaughan, that the Italian flag be raised at Vaughan City Hall on June 2, 2012 for a period no longer than one week in accordance with the Flag Raising/Half Masting Policy; and that the proclamation be posted on the City's website and published on the City Page Online.

Attachments

Attachment 1 Correspondence from the Chair of Italian Heritage Month, Vaughan Events.

Report prepared by

Connie Bonsignore, Administrative Assistant to the 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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Item 34, Report No. 16, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on May 8, 2012.

34

**SIGN VARIANCE APPLICATION
FILE NO: SV.11-036
OWNER: 1821676 ONTARIO INC.
LOCATION: 7961 JANE STREET, LOT 7, CONCESSION 4
WARD 4**

The Committee of the Whole recommends:

- 1) That the recommendation contained in the following report of the Commissioner of Planning and the Director of Building Standards, dated April 24, 2012, be approved; and
- 2) That the deputation of Mr. Sid Catalano, Pattison Outdoor Advertising Ltd., and Communication C9, on behalf of the applicant, be received.

Recommendation

The Commissioner of Planning and the Director of Building Standards recommends that

1. The City enter into an agreement with 1821676 Ontario Inc. and Patterson Outdoor Advertising to implement the City's approval of Sign Variance Application SV. 11-036.
2. The Mayor and Clerk be authorized to sign the agreement substantially in the form attached.

Contribution to Sustainability

Not Applicable.

Economic Impact

There is no economic impact as a result of this Report.

Communications Plan

The results of this Report will be communicated to the applicant through the Secretary to the Sign Variance Committee. A copy of the draft agreement has been forwarded to the applicant for comment.

Purpose

To obtain the authority authorizing the Mayor and Clerk to sign an agreement that implements Councils recommendations respecting Sign Variance Application SV.11.-036.

Background - Analysis and Options

On December 13, 2011, Council approved Sign Variance Application SV. 11-036. This application was for the erection of a Billboard Sign at 7961 Jane Street for a 3 year period. As part of this approval, Council required an appropriate security deposit to ensure removal of the sign at the end of this period. To facilitate this security deposit, Staff are recommending that the City enter in a temporary Sign Agreement, a copy of which is attached. This Agreement will require a \$10,000 letter of credit or certified cheque as security. This Agreement will also stipulate other conditions such as the restoration of the lands once the sign is removed. The Legal Department will review the final Agreement prior to it's execution.

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Relationship to Vaughan Vision 2020/Strategic Plan

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

Regional Implications

Region of York Engineering approval is required for the proposed sign.

Conclusion

Staff are recommending that the City enter into an agreement substantially in the form attached to implement the City's approval of Sign Variance Application SV. 11-036 and to authorize the Mayor and Clerk to sign agreement.

Attachments

1. A copy of the draft Sign Agreement.

Report prepared by:

John Studdy, Manager of Customer & Administrative Services Ext 8232
Chris Bendick, Solicitor, Ext. 8298

(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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Item 35, Report No. 16, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on May 8, 2012.

**35 TORONTO AND REGION CONSERVATION AUTHORITY (TRCA) REQUEST
TO APPOINT AN ELECTED REPRESENTATIVE TO THE NASHVILLE RESOURCE
MANAGEMENT TRACT MANAGEMENT PLAN – ADVISORY COMMITTEE**

The Committee of the Whole recommends:

- 1) That clauses 2 and 3 of the recommendation contained in the following report of the City Clerk, dated April 24, 2012, be approved; and
- 2) That Regional Councillor Di Biase be appointed to the Nashville Resource Management Tract Management Plan – Advisory Committee.

Recommendation

The City Clerk recommends that Council give consideration to the following:

- 1) That the City of Vaughan appoint a member of Council to the Nashville Resource Management Tract Management Plan – Advisory Committee;
- 2) That the name of the Council member appointed be forwarded to the Toronto and Region Conservation Authority by May 4, 2012; and
- 3) That Council ratify the action taken at the April 24, 2012 Committee of Whole meeting.

Contribution to Sustainability

N/A

Economic Impact

N/A

Communications Plan

Council's decision will be communicated to the Toronto and Region Conservation Authority (TRCA).

Purpose

To respond to the request received from the TRCA.

Background - Analysis and Options

By letter dated April 19, 2012, addressed to Jeffrey Abrams, City Clerk, the Toronto and Region Conservation Authority (TRCA) is requesting:

- Council appoint an elected representative to participate on the Nashville Resource Management Tract Management Plan – Advisory Committee (Advisory Committee); and
- That the name of the Council member appointed be forwarded to the TRCA by May 4, 2012.

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The Advisory Committee members will be comprised of representatives of the public, interested community groups, local interest groups, elected representatives and staff from the Township of King, the City of Vaughan and the Regional Municipality of York. The committee will meet once every two months from May 2012 to March 2013.

The request was received too late to be placed on the main Committee of the Whole agenda. Due to time sensitivity the request is being brought forward as an addendum item and Council is being requested to ratify to action taken by Committee on April 24, 2012.

Relationship to Vaughan Vision 2020/Strategic Plan

This report is consistent with the strategic priorities set out in Vaughan Vision 2020, in particular:

SERVICE EXCELLENCE: Lead & Promote Environmental Sustainability.

Regional Implications

The Regional Municipality of York and the Township of King have also been requested to participate on the Advisory Committee.

Conclusion

Staff is requesting that Council give consideration to the request received from the TRCA.

Attachments

1. Letter from the Toronto and Region Conservation Authority (TRCA), dated April 19, 2012.

Report prepared by:

Adelina Bellisario, Assistant 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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Item 37, Report No. 16, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on May 8, 2012.

37

OTHER ITEMS CONSIDERED BY THE COMMITTEE

37.1 RECESS INTO CLOSED SESSION

The Committee of the Whole recessed into Closed Session at 1:19 p.m. for the purpose of receiving legal advice with respect to Item 16, REQUEST FOR FREE USE OF COMMUNITY SPACE.

The Committee of the Whole reconvened into open session at 1:25 p.m. with all Members present.

37.2 RECONSIDERATION (1)

The Committee of the Whole passed a motion at 1:53 p.m. to reconsider Item 16, REQUEST FOR FREE USE OF COMMUNITY SPACE.

37.3 RECONSIDERATION (2)

The Committee of the Whole passed a motion at 2:04 p.m. to reconsider Item 16, REQUEST FOR FREE USE OF COMMUNITY SPACE.

37.4 CONSIDERATION OF AD HOC COMMITTEE REPORTS

The Committee of the Whole recommends:

That the following Ad Hoc Committee reports be received:

1. Heritage Vaughan meeting of March 21, 2012 (Report No. 3).
2. Task Force on the City's Role in Festivals and Community Events meeting of March 19, 2012 (Report No. 3).
3. Telecommunication Facility Siting Protocol Task Force meeting of March 22, 2012 (Report No. 3).
4. Accessibility Advisory Committee meeting of March 27, 2012 (Report No. 3).

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Item 38, Report No. 16, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on May 8, 2012.

38

NEW BUSINESS – HARBOURING PIGEONS

The Committee of the Whole recommends that staff provide a report addressing potential solutions to complaints about the negative impact of harbouring pigeons in a residential/urban neighbourhood.

The foregoing matter was brought to the attention of the Committee by Councillor Iafrate.

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Item 39, Report No. 16, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on May 8, 2012.

39 NEW BUSINESS - SELECTION PROCESS - DIRECTOR OF DEVELOPMENT FINANCE & INVESTMENTS AND THE DIRECTOR OF PURCHASING

The Committee of the Whole recommends:

That the following Members of Council participate in the selection for the following positions:

Director of Purchasing

Mayor Bevilacqua and/or
Deputy Mayor and Regional Councillor Rosati;
Regional Councillor Di Biase; and
Regional Councillor Schulte.

Director of Development Finance & Investments

Mayor Bevilacqua and/or
Deputy Mayor and Regional Councillor Rosati;
Councillor De Francesca; and
Councillor Shefman.

The foregoing matter was brought to the attention of the Committee by Mayor Bevilacqua.

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Item 40, Report No. 16, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on May 8, 2012.

**40 COMMITTEE OF THE WHOLE (CLOSED SESSION) RESOLUTION
APRIL 24, 2012**

The Committee of the Whole passed the following resolution to resolve into closed session for the purpose of discussing the following:

1. **ONTARIO MUNICIPAL BOARD HEARING
OPA 653 - FILE OP.05.020
TESMAR HOLDINGS INC.
NORTHEAST CORNER OF JANE ST AND RIVEROCK GATE – WARD 4
(litigation or potential litigation)**

2. **ONTARIO MUNICIPAL BOARD HEARING
ZONING BY-LAW 11-2012 (FILE Z.11.031)
611428 ONTARIO LIMITED
MILANI BOULEVARD, WEST OF HWY 27, SOUTH OF LANGSTAFF RD – WARD 2
(litigation or potential litigation)**

3. **PERSONNEL MATTER
PERFORMANCE REVIEWS
(personal matters about an identifiable individual)**