



**CITY OF VAUGHAN
COUNCIL MINUTES
FEBRUARY 23, 2004**

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CITY OF VAUGHAN

COUNCIL MEETING

MONDAY, FEBRUARY 23, 2004

MINUTES

1:00 P.M.

Council convened in the Municipal Council Chambers in Vaughan, Ontario, at 1:11 p.m.

The following members were present:

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

54. PRESENTATION - VISITING DIGNITARIES FROM VEROLI, ITALY

Mayor Di Biase welcomed and extended greetings to Mayor Danilo Campanari, of Veroli, Italy, and associates Mr. Aldo Quattrociochi, Veroli Cultural Society, and Mr. Americo Mazzoli, Veroli Cattolica Colleberardi.

55. CONFIRMATION OF AGENDA

MOVED by Councillor Carella
seconded by Councillor Kadis

THAT the agenda be confirmed.

AMENDMENT

MOVED by Councillor Yeung Racco
seconded by Regional Councillor Jackson

That the following addendum be added to the agenda:

- 1) REPORT OF THE VAUGHAN HEALTH-CARE FACILITY STUDY TASK FORCE
RETENTION OF CONSULTANT
VAUGHAN HEALTH-CARE FACILITY PLANNING AND IMPLEMENTATION STUDY

Report of the Vaughan Health-Care Facility Study Task Force with respect to the above.

CARRIED UNANIMOUSLY

Upon the question of the main motion, as amended:

CARRIED AS AMENDED

56. DISCLOSURE OF INTEREST

There was no disclosure of interest by any member.

57. ADOPTION OR CORRECTION OF MINUTES

MOVED by Councillor Carella
seconded by Councillor Yeung Racco

THAT the minutes of the meeting February 9, 2004 and the Special Council meeting of February 18, 2004 be adopted as presented.

CARRIED

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

Deputations with respect to this matter were permitted pursuant to Sections 357, 358, and 359 of the Municipal Act.

Ms. Esther Karlin, 80 Charles Street, Thornhill, L4J 8A3, appeared before Council in connection with the above matter.

MOVED by Regional Councillor Jackson
seconded by Councillor Di Vona

That this matter be dealt with later in the meeting.

CARRIED

Refer to Minute No.61 for further disposition regarding this matter.

59. DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION

The following items were identified for separate discussion:

Committee of the Whole Report No. 20

Items 1 and 7

Committee of the Whole (Closed Session) Report No. 21

Items 1, 10, 11, 12, and 13

Budget Committee Report No.1

Item 4

Special Committee of the Whole (Closed Session) Report No. 23

Items 1, 2, 3, 4, 5, 6 and 7

MOVED by Regional Councillor Jackson
seconded by Regional Councillor Frustaglio

THAT Items 1 to 5 of the Committee of the Whole (Working Session) Report No. 19, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 17 of the Committee of the Whole Report No. 20, with the exception of the items identified for separate discussion, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 13 of the Committee of the Whole (Closed Session) Report No. 21, with the exception of the items identified for separate discussion, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 8 of the Committee of the Whole (Public Hearing) Report No. 22, BE APPROVED and the recommendations therein be adopted; and

THAT Items 1 to 6 of the Budget Committee Report No. 1, with the exception of the item identified for separate discussion, BE APPROVED and the recommendations therein be adopted.

CARRIED

60. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

COMMITTEE OF THE WHOLE REPORT NO. 20

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

ITEM - 1 RESOLUTION
PESTICIDE USE TO COMBAT ASIAN LONG-HORNED BEETLE

MOVED by Councillor Di Vona
seconded by Regional Councillor Jackson

THAT Item 1, Committee of the Whole Report No. 20 be adopted and amended, as follows:

By requesting that the City Clerk also communicate this resolution to the TRCA;

By requesting that Members of Council are made aware of any future press releases and media events regarding the Asian Long-Horned Beetle; and

By receiving the memorandum of the Commissioner of Community Services, dated February 18, 2004.

CARRIED

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

MOVED by Councillor Di Vona
seconded by Councillor Carella

That the recommendation contained in the following report of the Director of Finance, dated February 23, 2004, be approved:

CARRIED

Recommendation

The Director of Finance in consultation with the Manager of Property Tax & Assessment recommends that the tax adjustments as outlined on the attached report be adopted.

Purpose

To obtain Council approval for the increase, cancellation, reduction or refund of taxes as permitted under the Municipal Act, 2001.

Background - Analysis and Options

Several applications for cancellation, reduction, or refund of taxes for the 2000, 2001, 2002, and 2003 tax years under Sections 357 and 358 of The Municipal Act, 2001, as amended have been prepared for Council's consideration. There are various reasons for tax cancellations, such as a result of properties becoming exempt, buildings that have been demolished or razed by fire, and properties that have been over assessed by a gross or manifest clerical error.

There are **56** applications under consideration at this time. The total cancellation, reduction, or refund of taxes, as recommended, is **\$ 437,436.61**. The City portion of this amount is approximately 20%, or **\$ 87,487.32**. Please note that the tax adjustments relating to commercial and industrial properties are prior to any recalculations resulting from the capping legislation.

Two applications have been prepared under Section 359 of The Municipal Act, 2001 for Council's consideration:

Application No. 1097, assessment roll no. 1928.000.280.69967.0000, 103 Foxchase Avenue, Unit 17, had an assessment of \$45,500.00 returned for the 2003 taxation year due to a keying error on the part of the Municipal Property Assessment Corporation. The actual assessment should be \$206,000.00, which results in a proposed increase of **\$ 1,778.37**.

Application No. 1098, assessment roll no. 1928.000.190.52000.0000, 1118 Centre Street, had a portion of the assessment in the EXEMPT tax class due to a City lease. This lease ended October 1, 2003, therefore, this application is to amend the tax class from exempt ("E") to taxable ("CT"), which results in a proposed increase of **\$ 1,525.70**.

As per Sections 357(5)(b), 358(9)(b), and 359(3)(b), notification of this meeting must be sent within 14 days of the meeting. These notices were mailed to all applicants and persons in respect of whom the applications were made on January 26th, 2004.

Relationship to Vaughan Vision 2007

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

Conclusion

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

Attachments

Tax Appeal Report

Report prepared by:

Grace L. Marsh, ext. 8268
Manager of Property Tax & Assessment

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(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.)

Refer to Minute No. 58 for further disposition regarding this matter.

62. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

COMMITTEE OF THE WHOLE REPORT NO. 20

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

ITEM – 7 ACTING MAYOR BY-LAW

MOVED by Regional Councillor Jackson
seconded by Regional Councillor Frustaglio

THAT Item 7, Committee of the Whole Report No. 20 be adopted and amended, as follows:

By approving the recommendation contained in the report of the City Clerk, dated February 23, 2004; and

By receiving the memorandum from the City Clerk, dated February 19, 2004.

NOT VOTED UPON

MOVED by Councillor Meffe
seconded by Councillor Yeung Racco

That this matter be referred to the Committee of the Whole meeting of March 1, 2004, for a staff report outlining the provision in the Municipal Act regarding this matter; and

That the memorandum from the City Clerk, dated February 19, 2004, be received.

CARRIED

BUDGET COMMITTEE REPORT NO. 1

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

ITEM – 4 WOODBIDGE EXPANSION AREA NEW FIRE STATION 7-9 STAFFING PRE-BUDGET APPROVAL REQUEST

MOVED by Regional Councillor Jackson
seconded by Regional Councillor Frustaglio

THAT Item 4, Budget Committee Report No. 1 be adopted and amended, as follows:

By approving that Clause 2) of the Budget Committee recommendation be replaced with the following:

“That:

- eight (8) of the twenty (20) new staff be hired for Fire Station 7-9 to commence training April 19, 2004; and

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- the remaining twelve (12) new staff be hired to commence training August 9, 2004, BE APPROVED, with an operating budget impact in 2004 of \$665,375 and that the full annual impact of the new Fire Station will be approximately \$1.5 million.”;

By directing that staff fast track the implementation of this fire hall; and

By approving that proper notification be given.

AMENDMENT

MOVED by Councillor Meffe
seconded by Councillor Carella

THAT Item 4, Budget Committee Report No. 1 be further amended, as follows:

By referring Clause 2) of the Budget Committee recommendation to the Budget Committee meeting of February 27, 2004.

MOTION WITHDRAWN

Upon the question of the main motion:

FAILED TO CARRY UPON A RECORDED VOTE

YEAS

Regional Councillor Frustaglio
Regional Councillor Jackson
Councillor Kadis
Councillor Yeung Racco

NAYS

Councillor Carella
Mayor Di Biase
Councillor Di Vona
Regional Councillor Ferri
Councillor Meffe

MOVED by Councillor Meffe
seconded by Councillor Yeung Racco

THAT Item 4, Budget Committee Report No. 1 be adopted and amended, as follows:

By approving that proper notification be given.

CARRIED UNANIMOUSLY UPON A RECORDED VOTE

YEAS

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

NAYS

ADDENDUM ITEM

**63. REPORT OF THE VAUGHAN HEALTH-CARE FACILITY STUDY TASK FORCE
RETENTION OF CONSULTANT
VAUGHAN HEALTH-CARE FACILITY PLANNING AND IMPLEMENTATION STUDY**
(Addendum No. 1)

MOVED by Regional Councillor Frustaglio
seconded by Councillor Yeung Racco

That the recommendation contained in the following report of the Vaughan Health-Care Facility Study Task Force, dated February 23, 2004, be approved:

CARRIED

Recommendation

The Vaughan Health-Care Facility Study Task Force recommends that:

IBM Consulting Services and **GPC International** BE RETAINED to conduct the Vaughan Health-Care Facility Planning and Implementation Study.

Purpose

The purpose of this report is to obtain Council ratification of the Vaughan Health-Care Facility Study Task Force's selection of IBM Consulting Services and GPC International to undertake the Vaughan Health-Care Facility Planning and Implementation Study.

Background and Analysis

On February 19, 2004, the Task Force met to consider the report of its Consultant Search Sub-Committee in respect of the retention of a consultant to undertake the Vaughan Health-Care Facility Planning and Implementation Study. The Task Force adopted the following recommendation of the Sub-Committee:

1. The consulting team composed of **IBM Consulting Services** and **GPC International** BE RETAINED to conduct the Vaughan Health-Care Facility Planning and Implementation Study;
2. The Task Force's selection of the recommended consulting team be forwarded to Vaughan Council for ratification.

The Consultant Search Sub-Committee's report to the Task Force forms Attachment No. 1 hereto. It sets out the background to the consultant search and outlines the selection process.

This report brings the Task Force's decision forward for Council ratification, in accordance with Recommendation 2.

Conclusion

The Consultant Search Sub-Committee completed its work and recommended that the consulting team of IBM Consulting Services and GPC International be retained to undertake the Vaughan Health-Care Facility Planning and Implementation Study. This recommendation was approved by the Vaughan Health-Care Facility Study Task at its meeting of February 19, 2004. This decision is being brought forward for Council's ratification. Should Council concur, then the recommendation set out above should be adopted.

Attachments

1. Report of the Consultant Search Sub-Committee, February 19, 2004

Report Prepared By

Roy McQuillin, Manager of Corporate Policy, Extension 8211

(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.)

64. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

COMMITTEE OF THE WHOLE (CLOSED SESSION) REPORT NO. 21

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

ITEM – 11 PINE VALLEY SURPLUS LANDS

MOVED by Councillor Carella
seconded by Councillor Meffe

THAT Item 11, Committee of the Whole (Closed Session) Report No. 21 be adopted and amended, as follows:

By directing that staff provide a report with a cost analysis respecting this matter; and

By receiving the written submission from Mr. Paul De Buono, Vaughan Watch, P.O. Box 5126, Vaughan, L6A 1R6, dated February 22, 2004.

NOT VOTED UPON

Refer to Minute No. 66 for further disposition regarding this matter.

65. BY-LAWS FIRST, SECOND AND THIRD READINGS

MOVED by Councillor Meffe
seconded by Regional Councillor Frustaglio

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

By-Law Number 48-2004	A By-Law to amend City of Vaughan By-law 1-88. (Z.01.074, DA.01.083, CCIL Ltd. and LCIL Ltd. in Partnership as Coppa Properties, northwest corner of Rutherford Road and Sweetriver Boulevard (west of Jane Street), in Lot 16, Concession 5) (Council, December 15, 2003, Item 43, Committee of the Whole, Report No. 72)
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CARRIED

66. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

COMMITTEE OF THE WHOLE (CLOSED SESSION) REPORT NO. 21

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

items.)

ITEM - 11 PINE VALLEY SURPLUS LANDS

MOVED by Regional Councillor Frustaglio
seconded by Councillor Yeung Racco

That this matter be referred to the Committee of the Whole meeting of March 1, 2004 for a staff report providing a cost analysis on the construction of mini soccer fields and artificial soccer fields; and

That the written submission from Mr. Paul De Buono, Vaughan Watch, P.O. Box 5126, Vaughan, L6A 1R6, dated February 22, 2004, be received.

CARRIED

ITEM – 1 ONTARIO MUNICIPAL BOARD HEARING
SITE PLAN APPLICATION DA.01.063
WOODBIDGE PALLET LTD.
(SEASONAL TREASURES INC.) – 9230 ISLINGTON AVENUE

MOVED by Councillor Carella
seconded by Regional Councillor Jackson

THAT Item 1, Committee of the Whole (Closed Session) Report No. 21 be adopted and amended, as follows:

By approving the following:

“That the Ontario Municipal Board be advised that the City endorses the revised site plan of the applicant, limiting the height of the propane tank to 22 feet and that the Clerk be authorized to execute Minutes of Settlement.”; and

By receiving the confidential memorandum from the Director of Legal Services, dated February 19, 2004.

CARRIED

ITEM - 10 REPORT ON MEDIATED SETTLEMENT AND
FINAL ENGINEERING COST REPORT
OF THE KLEINBURG SANITARY LOCAL IMPROVEMENT

MOVED by Councillor Meffe
seconded by Regional Councillor Jackson

THAT Item 10, Committee of the Whole (Closed Session) Report No. 21 be adopted and amended, as follows:

By approving that the phrase “in accordance with the mediated settlement” be inserted following the word “area” in Clause 1) of the Committee of the Whole (Closed Session) recommendation.

CARRIED

ITEM – 12 SALE OF SURPLUS LANDS
SOUTH WEST CORNER OF KEELE STREET AND TESTON ROAD

MOVED by Councillor Carella
seconded by Regional Councillor Ferri

THAT Item 12, Committee of the Whole (Closed Session) Report No. 21 be adopted and amended, as follows:

By referring Clauses 4), 5), and 6), of the Committee of the Whole (Closed Session) recommendation to the Committee of the Whole meeting of March 1, 2004, for a staff report providing a cost analysis on the construction of mini soccer fields and artificial soccer fields; and

By receiving the written submission from Mr. Paul De Buono, Vaughan Watch, P.O. Box 5126, Vaughan, L6A 1R6, dated February 22, 2004.

CARRIED

ITEM – 13 DISCLOSURE E-MAIL

MOVED by Regional Councillor Jackson
seconded by Regional Councillor Frustaglio

THAT Item 13, Committee of the Whole (Closed Session) Report No. 21 be adopted and amended, as follows:

By receiving the confidential memorandum from the City Manager, dated February 19, 2004.

CARRIED

67. BY-LAWS FIRST, SECOND AND THIRD READINGS

MOVED by Regional Councillor Frustaglio
seconded by Councillor Yeung Racco

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

By-Law Number 44-2004 A By-law to amend By-law 189-96 to prohibit or regulate the placing or dumping of fill in areas of the City of Vaughan, as amended. (Council, January 12, 2004, Item 10, Committee of the Whole, Report No. 1)

By-Law Number 45-2004 A By-law to authorize the Mayor and Clerk to execute a Lease Agreement on behalf of the City of Vaughan between the Regional Municipality of York and The Corporation of the City of Vaughan. (Promenade Transit Terminal Site) (Item 3, Committee of the Whole (Working Session), Report No. 19)

By-Law Number 46-2004 A By-Law to amend City of Vaughan By-law 1-88. (Z.02.088, Helga Graaf, south of Nashville Road on the west side of Regional Road 27, Lot 6 on Registered Plan M-1581 (90 Valleyview Court), Part of Lot 23, Concession 8) (Council, January 12, 2004, Item 16, Committee of the Whole, Report No. 1)

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By-Law Number 47-2004	A By-Law to amend City of Vaughan By-law 1-88. (Z.03.059, Silvo DiGiammarino, east side of Jevlan Drive, north of Chrislea Road, Blocks 15 and 16 on Plan 65M-2589, 71 and 51 Jevlan Drive, respectively, Part of Lot 7, Concession 5) (Council, February 9, 2004, Item 19, Committee of the Whole, Report No. 14)
By-Law Number 49-2004	A By-Law to amend City of Vaughan By-law 1-88. (Z.01.008, 19T-01V02, Matthew Gabriele and Michela Tonietto, north side of Old Major Mackenzie Drive, between Westridge Drive and the Humber River, in Part of Lot 21, Concession 8) (Council, June 23, 2003, Item 72, Committee of the Whole, Report No. 51)
By-Law Number 50-2004	A By-law to exempt parts of Plan 65M-3673 from the provisions of Part Lot Control. (PLC.04.002, Lightbrass Creek Homes Corp., south of Autumn Hill Boulevard, east of Pleasant Ridge Avenue, on the south side of Mendel Crescent, Lot 88 on Registered Plan 65M-3673, 29 Mendel Crescent, Part of Lot 13, Concession 2) (Delegation By-Law 333-98)
By-Law Number 51-2004	A By-law to repeal By-law 50-2004. (PLC.04.002, Lightbrass Creek Homes Corp., south of Autumn Hill Boulevard, east of Pleasant Ridge Avenue, on the south side of Mendel Crescent, Lot 88 on Registered Plan 65M-3673, 29 Mendel Crescent, Part of Lot 13, Concession 2) (Delegation By-Law 333-98)
By-Law Number 52-2004	A By-law to exempt parts of Plans 65M-3346 and 65M-3708 from the provisions of Part Lot Control. (PLC.04.003, Forest Hill Homes (Maple) Ltd., northwest of Major Mackenzie Drive and Jane Street, Lots 15 to 17, Blocks 18 and 19, Plan 65M-3346, Blocks 99 and 100, Plan 65M-3708, Part of Lot 24, Concession 5) (Delegation By-Law 333-98)
By-Law Number 53-2004	A By-law to repeal By-law 52-2004. (PLC.04.003, Forest Hill Homes (Maple) Ltd., northwest of Major Mackenzie Drive and Jane Street, Lots 15 to 17, Blocks 18 and 19, Plan 65M-3346, Blocks 99 and 100, Plan 65M-3708, Part of Lot 24, Concession 5) (Delegation By-Law 333-98)

CARRIED

MOVED by Councillor Yeung Racco
seconded by Regional Councillor Jackson

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

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

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authorized a meeting to be closed under an Act of the Legislature or an Act of Parliament.

CARRIED

Council recessed at 4:37 p.m.

MOVED by Councillor Di Vona
seconded by Councillor Carella

THAT Council reconvene at 6:29 p.m.

CARRIED

Council reconvened at 6:29 p.m. with the following members present:

Mayor Michael Di Biase
Regional Councillor Mario F. Ferri
Regional Councillor Linda D. Jackson
Councillor Tony Carella
Councillor Bernie Di Vona
Councillor Susan Kadis
Councillor Peter Meffe
Councillor Sandra Yeung Racco

68. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

SPECIAL COMMITTEE OF THE WHOLE (CLOSED SESSION) REPORT NO. 23

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

- ITEM – 1 SNOWPLOW EQUIPMENT REVIEW
- ITEM – 2 APPOINTMENTS TO STATUTORY AND
NON-STATUTORY ADVISORY COMMITTEES
*(Referred from Committee of the Whole (Closed Session) of February 16,
2004)*
- ITEM – 3 APPOINTMENTS TO THE HUMBER WATERSHED ALLIANCE AND
THE DON WATERSHED REGENERATION COUNCIL OF TORONTO
AND REGIONAL CONSERVATION: 2004-2006
- ITEM – 4 PROPERTY MATTER
LOTS 96 AND 106, PLAN 65M-2014
SYDEL CRESCENT
*(Referred from Committee of the Whole (Closed Session) of February 16,
2004)*
- ITEM – 5 PERSONNEL MATTER
- ITEM – 6 FILL BY-LAW
- ITEM – 7 ONTARIO SOCCER ASSOCIATION APPOINTMENTS

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MOVED by Councillor Di Vona
seconded by Regional Councillor Jackson

THAT Items 1, 2, 3, 4, 5, 6, and 7, Special Committee of the Whole (Closed Session) Report No. 23 be adopted without amendment.

CARRIED

Refer to Item 9, Report No. 21, Committee of the Whole (Closed Session) for further disposition regarding Item 5, Report No. 23.

69. CONFIRMING BY-LAW

MOVED by Councillor Di Vona
seconded by Councillor Meffe

THAT By-law Number 54 -2004, being a by-law to confirm the proceedings of Council at its meeting on February 23, 2004, be read a First, Second and Third time and enacted.

CARRIED

70. ADJOURNMENT

MOVED by Regional Councillor Ferri
seconded by Councillor Kadis

THAT the meeting adjourn at 6:31 p.m.

CARRIED

Michael Di Biase, Mayor

Sybil Fernandes, Deputy City Clerk