



**CITY OF VAUGHAN  
COUNCIL MINUTES  
October 31, 2005**

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**CITY OF VAUGHAN**

**COUNCIL MEETING**

**MONDAY, OCTOBER 31, 2005**

**MINUTES**

**1:00 P.M.**

Council convened in the Municipal Council Chambers in Vaughan, Ontario, at 1:14 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 (1:32 p.m.)  
Councillor Bernie Di Vona  
Councillor Alan Shefman  
Councillor Sandra Yeung Racco

**229. CONFIRMATION OF AGENDA**

MOVED by Regional Councillor Frustaglio  
seconded by Councillor Di Vona

THAT the agenda be confirmed.

**AMENDMENT**

MOVED by Regional Councillor Jackson  
seconded by Regional Councillor Frustaglio

That the following addendum be added to the agenda:

1. **ROAD REPAIR WORKS – AUGUST 19, 2005 STORM**

Report of the Commissioner of Engineering and Public Works with respect to the above.

CARRIED UNANIMOUSLY

Upon the question of the main motion:

CARRIED AS AMENDED

**230. DISCLOSURE OF INTEREST**

There was no disclosure of interest by any member.

**231. ADOPTION OR CORRECTION OF MINUTES**

MOVED by Regional Councillor Ferri  
seconded by Regional Councillor Jackson

THAT the minutes of the meeting of October 17, 2005 and Special Council meeting of October 24, 2005 be adopted as presented.

CARRIED

**232. DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION**

The following items were identified for separate discussion:

Committee of the Whole Report No. 57

Items 11, 14, 15, 16, and 17

Committee of the Whole (Working Session) Report No. 60

Item 4

Budget Committee Report No. 6

Item 5

Addendum Item

1

MOVED by Councillor Shefman  
seconded by Regional Councillor Frustaglio

THAT Items 1 to 29 of the Committee of the Whole Report No. 57, with the exception of the items identified for separate discussion, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 5 of the Committee of the Whole (Closed Session) Report No. 58, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 4 of the Committee of the Whole (Public Hearing) Report No. 59, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 5 of the Committee of the Whole (Working Session) Report No. 60, with the exception of the item identified for separate discussion, BE APPROVED and the recommendations therein be adopted; and

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

CARRIED

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

**COMMITTEE OF THE WHOLE REPORT NO. 57**

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

ITEM – 14      STREET NAME APPROVAL  
DRAFT PLAN OF SUBDIVISION FILE 19T-04V11  
PIAZZA CAPRI INC.

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MOVED by Regional Councillor Jackson  
seconded by Regional Councillor Frustaglio

THAT Item 14, Committee of the Whole Report No. 57 be adopted and amended, as follows:

By deleting Clause 2 of the Committee of the Whole recommendation; and

By receiving the written submission from Mr. Mark Yarranton, KLM Planning Partners Inc., 64 Jardin Drive, Unit 1B, Concord, L4K 3P3, dated October 31, 2005.

CARRIED

ITEM – 15      ZONING BY-LAW AMENDMENT FILE Z.04.070  
                  SITE DEVELOPMENT FILE DA.05.006  
                  VALLEY MILL DEVELOPMENTS INC.

MOVED by Councillor Di Vona  
seconded by Regional Councillor Jackson

THAT Item 15, Committee of the Whole Report No. 57 be adopted and amended, as follows:

By approving that “grocery store use” contained in Clause 2 of the Committee of the Whole recommendation be replaced with “retail use”; and

By receiving the written submission from Ms. Vania Ottoborgo, History Hill Group, 8700 Dufferin Street, Vaughan, L4K 4S6, dated October 31, 2005.

CARRIED

ITEM – 11      COUNCIL REPRESENTATION ON THE GREENING VAUGHAN  
                  ADVISORY COMMITTEE

MOVED by Councillor Di Vona  
seconded by Regional Councillor Jackson

THAT Item 11, Committee of the Whole Report No. 57 be adopted and amended, as follows:

By approving that the following Members of Council be appointed to the Greening Vaughan Advisory Committee:

Regional Councillor Ferri  
Regional Councillor Frustaglio  
Councillor Shefman

By receiving the report of the Commissioner of Engineering and Public Works, dated October 24, 2005.

### AMENDMENT

MOVED by Councillor Shefman  
seconded by Councillor Racco

THAT Item 11, Committee of the Whole Report No. 57 be further amended, as follows:

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By approving that Councillor Carella also be appointed to the Greening Vaughan Advisory Committee.

CARRIED

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

THAT Item 11, Committee of the Whole Report No. 57 be adopted and amended, as follows:

By approving that the following Members of Council be appointed to the Greening Vaughan Advisory Committee:

Councillor Carella  
Regional Councillor Ferri  
Regional Councillor Frustaglio  
Councillor Shefman

By receiving the report of the Commissioner of Engineering and Public Works, dated October 24, 2005.

CARRIED AS AMENDED

ITEM – 16      ROAD CLOSURE – HUNTINGTON ROAD  
                    BETWEEN MCGILLIVRAY ROAD AND MAJOR  
                    MACKENZIE DRIVE  
                    (Referred from the Council meeting of October 17, 2005)

MOVED by Regional Councillor Jackson  
seconded by Regional Councillor Frustaglio

THAT Item 16, Committee of the Whole Report No. 57 be adopted and amended, as follows:

By approving the following:

That the temporary road link not land lock any lands; and

That the road closure be permitted for a maximum of 5 years.

MOVED by Regional Councillor Frustaglio  
seconded by Regional Councillor Jackson

That this matter be deferred for further consultation with Canadian Pacific Railway.

CARRIED

ITEM – 17      VAUGHAN COUNCIL'S CIVIC HERO AWARDS  
                    (Added per Council direction of October 17, 2005)

MOVED by Councillor Di Vona  
seconded by Councillor Yeung Racco

THAT Item 17, Committee of the Whole Report No. 57 be adopted without amendment.

MOVED by Councillor Shefman  
seconded by Councillor Yeung Racco

That this matter be deferred.

MOTION IS WITHDRAWN

AMENDMENT

MOVED by Regional Councillor Frustaglio  
seconded by Regional Councillor Ferri

THAT Item 17, Committee of the Whole Report No. 57 be adopted and amended, as follows:

By approving that “ward councillors” contained in Clause 5 of the recommendation of Councillors Carella and Shefman, be replaced with “Ward Sub-committee”.

FAILED TO CARRY

AMENDMENT

MOVED by Councillor Shefman  
seconded by Councillor Carella

THAT Item 17, Committee of the Whole Report No. 57 be adopted and amended, as follows:

By approving that a further Clause 9 be added to the recommendation of Councillors Carella and Shefman, as follows:

- “9. While the Ward Councillors will provide the formal nominations, it is expected that citizens suggested for nomination would be brought forward by all Members of Council as well as the general public.”

CARRIED

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

THAT Item 17, Committee of the Whole Report No. 57 be adopted and amended, as follows:

By approving that a further Clause 9 be added to the recommendation of Councillors Carella and Shefman, as follows:

- “9. While the Ward Councillors will provide the formal nominations, it is expected that citizens suggested for nomination would be brought forward by all Members of Council as well as the general public.”

Voting upon the main motion, as amended, was split as follows:

Voting upon the motion, as amended, excluding Clause 5 of the recommendation of Councillors Carella and Shefman:

YEAS

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

NAYS

CARRIED UNANIMOUSLY

Voting upon Clause 5 of the recommendation of Councillors Carella and Shefman:

YEAS

Councillor Carella  
Mayor Di Biase  
Councillor Di Vona  
Regional Councillor Jackson  
Councillor Yeung Racco  
Councillor Shefman

NAYS

Regional Councillor Ferri  
Regional Councillor Frustaglio

CARRIED

**COMMITTEE OF THE WHOLE (WORKING SESSION) REPORT NO. 60**

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

ITEM - 4      ARTS ADVISORY COMMITTEE

MOVED by Councillor Carella  
seconded by Councillor Yeung Racco

THAT Item 4, Committee of the Whole (Working Session) Report No. 60 be adopted and amended, as follows:

By receiving the written submission from Mr. Rick Levine, dated October 30, 2005.

CARRIED

**BUDGET SUB-COMMITTEE REPORT NO. 6**

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

ITEM - 5      ACCESS VAUGHAN/BUDGET TRANSFERS/MAYOR AND MEMBERS OF COUNCIL  
(Referred from Committee of the Whole (Closed Session) meeting of October 17, 2005)

MOVED by Regional Councillor Frustaglio  
seconded by Regional Councillor Jackson



That this matter be referred to the Committee of the Whole (Closed Session) meeting of November 7, 2005.

CARRIED

**234. BY-LAWS FIRST, SECOND AND THIRD READINGS**

MOVED by Councillor Carella  
seconded by Councillor Yeung Racco

That the memorandum from the Commissioner of Planning, dated October 26, 2005, regarding By-law 286-2005, be received.

CARRIED

MOVED by Regional Councillor Ferri  
seconded by Councillor Yeung Racco

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

By-Law Number 284-2005      A By-law to amend the Consolidated Traffic By-law 284-94, as amended, to govern and control traffic in the City of Vaughan. (Casa Vista Drive and Via Carmine Avenue) (Council, September 26, 2005, Item 13, Committee of the Whole, Report No. 50)

By-Law Number 285-2005      A By-law to amend City of Vaughan By-law 1-88. (Z.76.90 (DA.03.075, O. Morelli Homes Limited, located on the west side of Kipling Avenue, north of Woodbridge Avenue, (8204 Kipling Avenue), in Lot 9, Concession 8) (Council, June 15, Item 42, Committee of the Whole, Report No. 39)

By-Law Number 286-2005      A By-Law to amend City of Vaughan By-law 1-88. (Z.04.003, 19T-04V02, Ramp Developments Ltd., located east of Vaughan Boulevard, between Katerina Avenue and Centre Street, being Part of Lots 33 to 37 on Registered Plan 3541, in Part of lot 6, Concession 2)(Administrative Correction) (Council, March 21, 2005, Item 23, Committee of the Whole, Report No. 14)

By-Law Number 287-2005      A By-law to exempt parts of Plan 65M-3685 and 65M-3776 from the provisions of Part Lot Control. (PLC.05.020, Centrex Homes (Inc.) and Vogue Homes (Thornhill Woods), located south of Rutherford Road north of Balsamwood Road on the east and west side of Thornhill Woods Drive, being Lots 1 to 6 inclusive; 9 to 14 inclusive; 21, 23 and 24 on Registered Plan 65M-3685 and Lots 24 to 36 inclusive and 38 to 51 inclusive on Registered Plan 65M-3776, in Lot 15, Concession 2) (Delegation By-Law 333-98)

By-Law Number 288-2005      A By-law to repeal By-law 287-2005. (PLC.05.020, Centrex Homes (Inc.) and Vogue Homes (Thornhill Woods), located south of Rutherford Road north of Balsamwood Road on the east and west side of Thornhill Woods Drive, being Lots 1 to 6 inclusive; 9 to 14 inclusive; 21, 23 and 24 on Registered Plan 65M-3685 and Lots 24 to 36 inclusive and 38 to 51 inclusive on Registered Plan 65M-3776, in Lot 15, Concession 2) (Delegation By-Law 333-98)

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- By-Law Number 289-2005      A By-law to exempt parts of Plan 65M-3715 from the provisions of Part Lot Control. (PLC.05.019, Denim Woods Estate Inc., located east of Pine Valley Drive and on the north side of Rutherford Road, municipally known as 1 Via Campanile, being Lot 163 on Registered Plan 65M-3715, in Part of Lot 16, Concession 6) (Delegation By-Law 333-98)
- By-Law Number 290-2005      A By-law to repeal By-law 289-2005. (PLC.05.019, Denim Woods Estate Inc., located east of Pine Valley Drive and on the north side of Rutherford Road, municipally known as 1 Via Campanile, being Lot 163 on Registered Plan 65M-3715, in Part of Lot 16, Concession 6) (Delegation By-Law 333-98)

CARRIED

### Addendum Item

#### **235.    ROAD REPAIR WORKS – AUGUST 19, 2005 STORM**

MOVED by Regional Councillor Jackson  
seconded by Councillor Yeung Racco

That the recommendation contained in the following report of the Commissioner of Engineering and Public Works, dated October 31, 2005, be approved; and

That the confidential memorandum from the Commissioner of Engineering and Public Works, dated October 31, 2005, be received.

CARRIED

#### **Recommendation**

The Commissioner of Engineering and Public Works, in consultation with the City Manager, recommends that this report be received for information.

#### **Economic Impact**

The August 19, 2005, rainstorm was severe, and caused considerable damage to both public and private property. A number of roads were washed out, and considerable re-paving is necessary to repair the damage.

Six firms were invited to provide quotes on this work, with the lowest quote being \$91, 618.75. The Public Works Department does not have any funds set aside to handle repairs of this magnitude, and as a result, the Department will be over budget in road repairs at year-end. However, as it is better to get this work done prior to the winter season, staff will be recommending that the Purchasing Department award Q05-267 to the lowest bidder.

#### **Purpose**

To advise Council as to the cost of the road repairs that cannot be completed in-house, as a result of the August 19, 2005 rainstorm, and, to further advise that this will result in the Public Works Department being over budget at year-end.

#### **Background - Analysis and Options**

Following inspection of the sewers and manholes in areas where significant damage occurred to City roads, Public Works staff prepared quotation documents for repair works. On October 26, 2005,

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quotes were received for asphalt repair at various locations throughout Vaughan. Six firms were invited to bid on this work, with three responding. The results of Q05-267 are as follows:

K.J. Beamish Construction Co.	\$91,618.75
Gazzola Paving Limited	\$96,386.88
Fermar Paving Limited	\$107,279.81

The work involves excavating and re-paving numerous locations throughout the City that have suffered water damage and considerable undermining. The City does not have the necessary equipment to perform repairs of this nature or magnitude in-house. Accordingly, this work must be contracted out.

As it is necessary to complete these repairs prior to the winter season, Public Works staff will be recommending that the Purchasing Services Department proceed to award the Q05-267 to the lowest bidder, K.J. Beamish Construction Co. In accordance with the Purchasing Policy, as the value of the work is less than \$100,000, it is not necessary that Council award the contract.

### **Relationship to Vaughan Vision 2007**

This report is consistent with the priorities previously set by Council and complies with Vaughan Vision, specifically, A-1 "Pursue Excellence in the Delivery of Core Services", and A-2 "Safeguard Our Environment". However, as noted previously, this will result in the Public Works Department being over-budget at year end.

### **Conclusion**

Notwithstanding that this work will result in the Department being over budget at year-end, staff will be recommending that this work be awarded to the lowest bidder in order to return the various roads to acceptable condition prior to the winter season. The award of this work is consistent with the City's Purchasing Policy.

### **Attachments**

N/A

### **Report prepared by:**

Brian T. Anthony, CRS-S, C. Tech.

## **236. CONFIRMING BY-LAW**

MOVED by Councillor Carella  
seconded by Councillor Yeung Racco

THAT By-law Number 291-2005, being a by-law to confirm the proceedings of Council at its meeting on, October 31, 2005, be read a First, Second and Third time and enacted.

CARRIED

## **237. ADJOURNMENT**

MOVED by Councillor Racco  
seconded by Regional Councillor Jackson

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THAT the meeting adjourn at 2:14 p.m.

CARRIED

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Michael Di Biase, Mayor

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J. D. Leach, City Clerk