

**CITY OF VAUGHAN  
 COUNCIL MINUTES  
 NOVEMBER 12, 2007**

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**CITY OF VAUGHAN**

**COUNCIL MEETING**

**MONDAY, NOVEMBER 12, 2007**

**MINUTES**

**1:00 P.M.**

Council convened in the Municipal Council Chambers in Vaughan, Ontario, at 1:10 p.m.

The following members were present:

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

**234. CONFIRMATION OF AGENDA**

MOVED by Councillor Yeung Racco  
seconded by Councillor Shefman

THAT the agenda be confirmed.

**AMENDMENT**

MOVED Councillor Yeung Racco  
seconded by Councillor Shefman

That the following addendums be added to the agenda:

1. **NOMINATION OF OPERA YORK FOR PREMIER'S AWARD FOR EXCELLENCE IN THE ARTS**

Report of Councillor Carella with respect to the above.

2. **POTENTIAL EXTENSION OF THE FALL LEAF AND YARD COLLECTION 2007**

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

3. **AWARD OF CONTRACT AND ADDITIONAL FUNDING REQUEST  
CHANCELLOR COMMUNITY CENTRE OUTDOOR SKATING PAD**

Report of the Commissioner of Community Services with respect to the above.

CARRIED UNANIMOUSLY

Upon the question of the main motion:

CARRIED AS AMENDED

**235. DISCLOSURE OF INTEREST**

Councillor Meffe declared that he may have an interest with respect to Item 6, Committee of the Whole (Closed Session) Report No. 51, LITIGATION MATTER.

**236. ADOPTION OR CORRECTION OF MINUTES**

MOVED by Regional Councillor Frustaglio  
seconded by Regional Councillor Rosati

THAT the minutes of the meeting of October 22, 2007 and Special Council meetings (1) and (2) of November 5, 2007 be adopted as presented.

CARRIED

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

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

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

MOVED by Regional Councillor Ferri  
seconded by Councillor Carella

That the recommendation contained in the following report of the Director of Financial Services, dated November 12, 2007, be approved:

CARRIED

**Recommendation**

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

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

**Economic Impact**

The City's share of these property tax adjustments is approximately \$10,110. A provision for tax adjustments has been budgeted.

**Communications Plan**

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

**Purpose**

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

**Background - Analysis and Options**

**Sections 357 and 358 – Cancellation, Reduction or Refunds:**

Twenty (20) applications have been prepared for Council's consideration for the cancellation, reduction or refund of taxes for the current and prior tax years, under sections 357 and 358 of the *Municipal Act, 2001, as amended*. There are various reasons for tax adjustments such as property becoming exempt, roll numbers being cancelled by the Municipal Property Assessment Corporation (MPAC), buildings that have been demolished or razed by fire, and properties that have been over assessed by a gross or manifest clerical error. These tax adjustments do not relate to collection issues.

The total cancellation, reduction or refund of taxes, as recommended is \$52,742. The City portion of this amount is \$10,110, or approximately 2%. The tax adjustments relating to commercial and industrial properties are prior to any recalculations resulting from the capping legislation.

**Relationship to Vaughan Vision 2007**

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

**Regional Implications**

The Region's share of these property tax adjustments is approximately \$19,637.

**Conclusion**

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

**Attachments**

Attachment 1 – Tax Appeal Report, November 12, 2007

**Report prepared by:**

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

(A copy of the attachments referred to in the foregoing have been forwarded to each Member of Council and a copy thereof is also on file in the office of the City Clerk.)

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

The following items were identified for separate discussion:

Committee of the Whole (Working Session) Report No. 49

Items 2 and 3

Committee of the Whole Report No. 50

Items 3, 9, 10, 12, 13, 19, 28, and 32

Committee of the Whole (Closed Session) Report No. 51

Items 6 and 8

Addendum Items

1, 2, and 3

MOVED by Councillor Yeung Racco  
seconded by Councillor Shefman

THAT Items 1 to 4 of the Committee of the Whole (Working Session) Report No. 49, with the exception of the items identified for separate discussion, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 36 of the Committee of the Whole Report No. 50, 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 (Closed Session) Report No. 51, with the exception of the items identified for separate discussion, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 3 of the Committee of the Whole (Public Hearing) Report No. 52, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 5 of the Environment Committee Report No. 2, BE APPROVED and the recommendations therein be adopted; and

THAT Items 1 and 2 of the Audit and Operational Review Committee Report No. 2, BE APPROVED and the recommendations therein be adopted.

CARRIED

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

**COMMITTEE OF THE WHOLE (WORKING SESSION) REPORT NO. 49**

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

ITEM - 2            E-NEWSLETTERS AND MAILING DATABASE – PILOT PROJECT  
REPORT

MOVED by Councillor Shefman  
seconded by Councillor Yeung Racco

THAT Item 2, Committee of the Whole (Working Session) Report No. 49 be adopted and amended, as follows:

By receiving the memorandum from the Chief Information Officer, dated October 29, 2007;

By receiving the additional report from the City Clerk, dated November 12, 2007; and

By receiving the written submission from Ms. Carrie Liddy, dated November 2, 2007.

CARRIED

ITEM - 3      GTA POOLING – STATUS UPDATE

MOVED by Councillor Shefman  
seconded by Regional Councillor Frustaglio

THAT Item 3, Committee of the Whole (Working Session) Report No. 49 be adopted and amended, as follows:

By receiving the memorandum from the Commissioner of Legal and Administrative Services and City Solicitor, dated November 7, 2007.

AMENDMENT

MOVED by Councillor Meffe  
seconded by Councillor Carella

THAT Item 3, Committee of the Whole (Working Session) Report No. 49 be further amended, as follows:

By approving the following:

That the Ministry of Municipal Affairs and Housing be requested to further clarify Clause 2 of the Committee of the Whole recommendation, reflecting legislative authority and collection of GTA Pooling funds.

MOVED by Councillor Carella  
seconded by Councillor Yeung Racco

That this matter be dealt with in Closed Session.

CARRIED

MOVED by Councillor Carella  
seconded by Councillor Di Vona

That the motion to deal with this matter in Closed Session be reconsidered.

CARRIED UPON A 2/3 VOTE

Upon the amendment to the main motion:

CARRIED

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

By approving the following:

That the Ministry of Municipal Affairs and Housing be requested to further clarify Clause 2 of the Committee of the Whole recommendation, reflecting legislative authority and collection of GTA Pooling funds; and

By receiving the memorandum from the Commissioner of Legal and Administrative Services and City Solicitor, dated November 7, 2007.

CARRIED

**COMMITTEE OF THE WHOLE REPORT NO. 50**

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

ITEM - 3      KLEINBURG BUSINESS IMPROVEMENT AREA – BY-LAW AMENDMENT

MOVED by Councillor Meffe  
seconded by Regional Councillor Ferri

THAT Item 3, Committee of the Whole Report No. 50 be adopted and amended, as follows:

By approving the recommendation of the Director of Financial Services and the City Clerk, dated November 5, 2007; and

By receiving the memorandum from the Director of Financial Services and the City Clerk, dated November 9, 2007.

CARRIED

ITEM - 9      AWARD OF TENDER T07-175  
LED TRAFFIC SIGNAL HEAD REPLACEMENT

MOVED by Councillor Shefman  
seconded by Regional Councillor Rosati

THAT Item 9, Committee of the Whole Report No. 50 be adopted and amended, as follows:

By approving the following in accordance with the additional report of the Commissioner of Engineering and Public Works, dated November 12, 2007:

1.      The LED traffic signal head replacement tender in the amount of \$51,979.86, excluding GST, be awarded to GUILD ELECTRIC LTD;
2.      That a contingency allowance in the amount of \$5,200.00, plus G.S.T. be approved within which the Commissioner of Engineering and Public Works or his designate is authorized to approve amendments to the contract; and
3.      The Mayor and Clerk be authorized to sign the necessary documents.

CARRIED

ITEM - 10      APPOINTMENTS TO  
THE VAUGHAN YOUTH CABINET

MOVED by Councillor Meffe  
seconded by Regional Councillor Frustaglio

THAT Item 10, Committee of the Whole Report No. 50 be adopted and amended, as follows:

By approving the following appointments to the Vaughan Youth Cabinet:

Ward 1

Felicia Coniglio  
Amanda Gervasi  
Ashley Gismondi



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By receiving the report of the City Clerk, dated November 5, 2007; and

By receiving the confidential memorandum from the City Clerk, dated November 12, 2007.

MOVED by Councillor Yeung Racco  
seconded by Councillor Meffe

THAT Item 10, Committee of the Whole Report No. 50 be further amended, as follows:

By approving that the Vaughan Youth Cabinet be requested to review the governance model including one that may reflect representatives from each High School serving the community and lowering the age limit to high school attendance age, up to 25 years of age;

MOVED by Councillor Di Vona  
seconded by Councillor Carella

THAT Item 10, Committee of the Whole Report No. 50 be further amended, as follows:

By approving the following appointments to the Vaughan Youth Cabinet:

Ward 3

Vanessa DeConcily

MOVED by Councillor Yeung Racco  
seconded by Regional Councillor Ferri

THAT Item 10, Committee of the Whole Report No. 50 be further amended, as follows:

By approving the following appointments to the Vaughan Youth Cabinet:

Ward 4

Michelle A. Ostadi  
Vishal Sharma

CARRIED

Upon the question of the amendment regarding appointments to Ward 3:

CARRIED

Upon the question of the amendment regarding a governance review:

CARRIED

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

By approving the following appointments to the Vaughan Youth Cabinet:

Ward 1

Felicia Coniglio  
Amanda Gervasi  
Ashley Gismondi

Ward 3

Vanessa DeConcily

Ward 4

Michelle A. Ostadi  
Vishal Sharma

By approving that the Vaughan Youth Cabinet be requested to review the governance model including one that may reflect representatives from each High School serving the community

and lowering the age limit to high school attendance age, up to 25 years of age;  
By receiving the report of the City Clerk, dated November 5, 2007; and

By receiving the confidential memorandum from the City Clerk, dated November 12, 2007.

CARRIED

ITEM - 12      FENCE HEIGHT EXEMPTION 31 SADOT COURT - WARD 4

MOVED by Councillor Yeung Racco  
seconded by Councillor Shefman

THAT Item 12, Committee of the Whole Report No. 50 be adopted and amended, as follows:

By approving that the applicant be allowed to retain the lattice panel extension on the north side up to 7 feet.

CARRIED

ITEM - 13      ENERGY STAR<sup>®</sup> PROGRAM  
STANDARD CONDITIONS OF DRAFT PLAN OF SUBDIVISION  
APPROVAL  
GENERAL FILE 22.22  
(Referred from the Environment Committee)

MOVED by Councillor Shefman  
seconded by Councillor Yeung Racco

THAT Item 13, Committee of the Whole Report No. 50 be adopted without amendment.

CARRIED

ITEM - 19      THORNHILL VAUGHAN HERITAGE CONSERVATION DISTRICT STUDY  
FILE: 19.27

MOVED by Councillor Shefman  
seconded by Councillor Meffe

THAT Item 19, Committee of the Whole Report No. 50 be adopted and amended, as follows:

By receiving the written submission from Mr. John A. R. Dawson, McCarthy Tétrault, Box 48, Suite 4700, Toronto Dominion Bank Tower, Toronto, M5K 1E6, dated November 5, 2007.

CARRIED

ITEM - 28      DEPUTATION – MR. ADIB ODISHO  
WITH RESPECT TO ON STREET PARKING

MOVED by Councillor Carella  
seconded by Regional Councillor Frustaglio

THAT Item 28, Committee of the Whole Report No. 50 be adopted and amended, as follows:

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By receiving the memorandum from the Director of Enforcement Services, dated November 7, 2007.

CARRIED

ITEM - 32      NEW BUSINESS – 2008 SCHEDULE OF MEETINGS  
COMMITTEE OF THE WHOLE (WORKING SESSION) MEETING IN  
NOVEMBER 2008

MOVED by Regional Councillor Ferri  
seconded by Regional Councillor Rosati

THAT Item 32, Committee of the Whole Report No. 50 be adopted and amended, as follows:

By approving the following in accordance with the memorandum from the City Clerk, dated November 9, 2007:

That the Committee of the Whole (Working Session) scheduled for November 11, 2008 at 9:30 a.m. be re-scheduled to 1:00 p.m., in order to accommodate those wishing to attend the Remembrance Day ceremonies.

CARRIED

### **COMMITTEE OF THE WHOLE (CLOSED SESSION) REPORT NO. 51**

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

ITEM - 8      PROPOSED LEASE- BOCCE FACILITIES  
BELLSHIRE WOOD ESTATES INC.  
2501 RUTHERFORD RD, UNIT 15  
CITY OF VAUGHAN

MOVED by Councillor Yeung Racco  
seconded by Regional Councillor Ferri

THAT Item 8, Committee of the Whole (Closed Session) Report No. 51 be adopted and amended, as follows:

By receiving the memorandum from the Director of Reserves and Investments, dated November 12, 2007.

CARRIED

MOVED by Regional Councillor Frustaglio  
seconded by Regional Councillor Ferri

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

- i) litigation or potential litigation, including matters before administrative tribunals, affecting the City or local board; and
- ii) the receiving of advice that is subject to solicitor/client privilege, including communications necessary for that purpose.

CARRIED

Council recessed at 2:26 p.m.

MOVED by Councillor Yeung Racco  
seconded by Regional Councillor Rosati

THAT Council reconvene at 3:05 p.m.

CARRIED

Council reconvened at 3:05 p.m. with all members present.

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

**COMMITTEE OF THE WHOLE (CLOSED SESSION) REPORT NO. 51**

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

ITEM - 6      LITIGATION MATTER

MOVED by Councillor Shefman  
seconded by Councillor Yeung Racco

THAT Item 6, Committee of the Whole (Closed Session) Report No. 51 be adopted and amended, as follows:

By approving the confidential recommendation of the Committee of the Whole (Closed Session) of November 12, 2007.

CARRIED

Councillor Meffe expressed he may have a conflict of interest in this matter and left the room when the matter was under consideration.

Addendum Items

**241. NOMINATION OF OPERA YORK FOR PREMIER'S AWARD FOR EXCELLENCE IN THE ARTS**

(Addendum No. 1)

MOVED by Councillor Yeung Racco  
seconded by Regional Councillor Frustaglio

That the recommendation contained in the following report of Councillor Carella, dated November 12, 2007, be approved:

CARRIED

**Recommendation**

Councillor Tony Carella recommends:

(1) that the City of Vaughan nominate Opera York for receipt of the 2008 Premier's Award for Excellence in the Arts, in the category of arts organization;

(2) that the nomination form be completed and submitted by appropriate staff in advance of the

December 3, 2007 deadline;

(3) that the nomination be communicated immediately by the Clerk's Office to the Regional Municipality of York and all other municipalities in the Region of York, and that said communication include the request that the Chair of the Region of York and the mayors of all other municipalities in the Region of York be requested to submit letters of support to the City of Vaughan Clerk's Department no later than November 30, 2007, for attachment to the nomination form.

**Economic Impact**

Nil

**Purpose**

To promote the recognition of a vital Region-wide cultural resource.

**Communication Plan**

Corporate Communications will issue a press release immediately the nomination is approved by Council.

**Background – Analysis and Options**

Opera York's mission is to offer professional opera that is accessible financially, geographically and comprehensibly to the communities of York Region, while encouraging the development of the art form through educational and outreach activities. As a regional opera company it offers opportunities to both established and emerging Canadian artists.

A brief review of the history of Opera York reveals an arts organization which has had an enormous impact on the cultural life of Vaughan, the Region of York, and beyond in just ten short years. In that time it has:

1. developed from a Vaughan *Concert in the Park*
2. supported the York Catholic District School Board with advise and funding to purchase the technical equipment for the YCDSB's Performing Arts Centre from a federal Cultural Spaces Canada Grant in Vaughan
3. developed a new chorus of twenty members, a professional orchestra of twenty-two members, and an artistic staff with full-production capability
4. developed a traveling education program to introduce students to opera and to support the music curriculum and French Immersion programming; this program was recently presented in London, Owen Sound, Peterborough and St. Catharines
5. developed a seniors program which serves, Vaughan, Markham, Richmond Hill and Aurora
6. serves and supports the Vaughan Arts Advisory Committee, the Markham Arts Council and the York Region Municipal Cultural Forum Steering Committee

In 2006, the Government of Ontario created the Premier's Award for Excellence in the Arts. The award recognizes outstanding achievement in the professional arts by an individual or a group. This year, the Government of Ontario separated the award into two distinct categories: one for an individual artist and one for an arts organization. One artist will receive a prize of \$35,000. The recipient will nominate a promising new or emerging talent in the same field who will receive a prize of \$15,000. One arts organizations will receive a prize of \$50,000. All five short-listed finalists---in both categories---will receive \$2,000 each.

Artists and arts organizations engaged in any professional arts practice are eligible for the award. These include, but are not limited to: community arts, crafts, dance, music, opera, theatre, visual and media arts, writing or cultural industries such as book and magazine publishing, digital media, film, television and sound recording.

The Premier's Award is open to nominations from all Ontarians. The deadline is December 3, 2007. Nomination guidelines and nomination form are available only at the Ontario Arts Council

**Regional Implications**

The Region of York and all municipalities in York Region will be invited to support this nomination.

**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**

Opera York merits the recognition the Premier's Award will confer on it, so it is appropriate that it be nominated by a municipality in York Region, with the support of the Region and the balance of municipalities in York Region.

**Attachments**

None

**Report prepared by:**

Councillor Tony Carella

**242. POTENTIAL EXTENSION OF THE FALL LEAF AND YARD COLLECTION 2007**  
(Addendum No. 2)

MOVED by Councillor Meffe  
seconded by Regional Councillor Rosati

That the recommendation contained in the following report of the Commissioner of Engineering and Public Works, dated November 12, 2007, be approved:

CARRIED

**Recommendation**

The Commissioner of Engineering and Public Works recommends:

That should a significant amount of leaves still remain on the trees at the end of the week (November 16, 2007), Council authorize the Commissioner of Engineering and Public Works to extend the City's fall leaf and yard program by one additional week, with the last collection date being Friday, December 7, 2007.

**Economic Impact**

The economic impact would be approximately \$34,000 for one additional week of leaf and yard collection. The per unit price provided by the City's collection contractor (Miller Waste Systems) for this additional service is consistent with the existing unit pricing for leaf and yard collection.

Although not specifically budgeted for in the 2007 Operating Budget, due to lower than anticipated growth rates for new collections, this amount can be absorbed in the overall Public Works Waste Management budget.

### **Communications Plan**

The extension of the fall leaf and yard collection program would primarily be advertised via ads in the local newspapers, the greening vaughan website and the use of mobile signs.

### **Purpose**

The purpose of extending the fall leaf and yard collection program would be to respond to the fact that a significant percentage of deciduous trees have yet to, at the time this report was written, defoliate. The extension would provide an opportunity for residents to dispose of all / the majority of their fall leaf and yard waste material through the City's leaf and yard collection program, and save the inconvenience of storing the material, or taking it to the composting site.

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

The City Vaughan has historically provided 25 leaf and yard collections per year for each single family dwelling unit. Typically there are 8 weekly spring collections, 9 bi-weekly summer collections and 8 weekly fall collections. Understanding that staff cannot predict weather patterns when establishing leaf and yard collection schedules up to a year in advance, the City typically commences leaf and yard collection the second week of April and concludes the program the end of November. In 2007, the scheduling is no different from previous years, whereby the leaf and yard collection program started the second week of April (April 8) and terminated the last week of November. However, unlike previous years, there seems to be a significant amount of leaves still on many deciduous trees in mid November. In some cases, many of these leaves have yet to turn colour.

If the leaves are slow to fall, it may result the program being finished, yet residents would still be in the clean-up mode with no easy means of disposing of this material. Disposal options are limited to taking the materials to Miller Waste's Bloomington Rd. Compost Facility directly, or placing these materials out during the weeks of Christmas tree collection in January. Residents residing in the ALHB area would be required to arrange an appointment with the Region of York to dispose of their leaf and yard material at the City's Public Works Dufferin Yard facility.

Miller has confirmed that they would be able to provide the additional week of collection, however indicated that they would require 2 weeks notice (i.e. by November 17) in order to schedule for staffing and resources (i.e. vehicles).

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

This report is consistent with the priorities previously set by Council specifically Vaughan Vision A! "Pursue Excellence in Delivery of Core Services" and D4 "Communicate Effectively"

### **Regional Implications**

There will be no negative impact to the Region.

### **Conclusion**

If so required, the provision of one additional week of fall leaf and yard collection would respond to the current weather pattern (i.e. a late fall) experienced in the City's locale. The additional week of leaf and yard collection will provide residents with the opportunity to properly dispose of leaves that may have yet fall from their trees and will likely minimize the number of complaints that may be received by the City specific to the leaf and yard program. In addition, it will assist in achieving higher waste diversion numbers.

**Attachments**

N/A

**Report prepared by:**

Caroline Kirkpatrick, C.E.T., M.C.I.P.

**243. AWARD OF CONTRACT AND ADDITIONAL FUNDING REQUEST  
CHANCELLOR COMMUNITY CENTRE OUTDOOR SKATING PAD**  
(Addendum No. 3)

MOVED by Councillor Di Vona  
seconded by Regional Councillor Ferri

That the recommendation contained in the following report of the Commissioner of Community Services, dated November 12, 2007, be approved:

CARRIED

**Recommendation**

The Commissioner of Community Services, in consultation with the Directors of Purchasing Services, Reserves and Investments and Building and Facilities recommends:

1. That the replacement of the Chancellor Community Centre Outdoor Skating Pad be awarded to Cimco Ltd. in the amount of, \$430,000.00 (excluding taxes); and,
2. That additional funds in the amount of \$63,000 which includes a 10% contingency, from the Building and Facility Infrastructure Reserve be approved to carry out this work; and,
3. That the inclusion of the matter on a public Committee or Council agenda with respect to increasing the capital budget identified as Chancellor Community Centre Outdoor Skating Rink Additional Funding Request is deemed sufficient notice pursuant to Section 2 (1) (c) of Bylaw 394-2002; and,
4. That the Mayor and the City Clerk be authorized to sign the necessary agreement.

**Economic Impact**

Capital project BF-8096-07 – Chancellor Community Centre Outdoor Skating Pad was approved in the amount of \$410,000.00, in the 2007 Capital Budget. Annual operating costs for the ice pad have been included in the 2008 Operating Budget. Staff is working with our insurance carrier for potential reimbursements.

**Communications Plan**

Not applicable.

**Purpose**

The purpose of this report is to seek approval to award the contract for the replacement of the skating pad at Chancellor Community Centre.

**Background – Analysis and Options**

The project involves the replacement of the refrigerated slab of the outdoor skating pad at Chancellor



Community Centre. The original slab which was constructed in 1998 has been unable to contain the refrigerant due to cracks caused by severe soil deterioration causing the slab to sink. These failures are attributed to the August 19, 2005 rainfall and flooding.

Building and Facilities and Purchasing Services staff has reviewed a proposal submitted by Cimco Ltd. to replace the ice pad which needs to be ready for the 2007/2008 winter season.

Cimco Ltd. has been the approved manufacturer and supplier of arena refrigeration equipment in the City of Vaughan, other Municipalities and privately-owned arenas (including The Air Canada Centre and other major facilities). Cimco Ltd. has also; provided all service on the City's arena refrigeration plants for over 25 years. As Cimco Ltd. was the original designer of this ice pad, all engineering and design requirements are already in their possession which has resulted in a cost saving to the City on this project.

Staff have examined Cimco Ltd. proposal and are satisfied that this will provide best value for the reasons outlined above. Purchasing Services has confirmed that the City records indicate Cimco Ltd. has been the sole provider for ice pads. Purchasing Services have also contacted other area Municipalities and confirm that Cimco Ltd. has supplied these types of services to their municipality.

Based on this information, the project will need to commence in the near future in order to meet the requirements to open the skating pad for the 2007/2008 winter season. Staff is of the view that within the purchasing policy, it is in the best interest of the City to sole source the project to Cimco Ltd. in order to maintain standardization and timeliness of the project

**Relationship to Vaughan Vision 2007**

The Chancellor Outdoor Skating Rink provides service delivery excellence for the local community.

This report is consistent with the priorities previously set by Council and the necessary resources have been allocated and approved, excepted as identified in this report.

**Regional Implications**

Not applicable.

**Conclusion**

Building and Facilities and Purchasing Services staff have reviewed the proposal submitted by Cimco Ltd. and have determined that Cimco Ltd. meets the requirements of the project.

Should Council concur with the additional funding request this action would be considered as an amendment to the Capital Budget. Pursuant to the Municipal Act 2001 Sec 291 (1) before amending a budget, a municipality shall give notice of its intention to amend the budget at a Council meeting. Where a capital project has been subject to a public meeting during the adoption of the approved capital budget and where additional funding is required to complete the approved works, inclusion of the matter in a staff report requesting additional funding on a public Committee or Council agenda is deemed to be sufficient notice pursuant to Section 2(1) (c) of Bylaw 394-2002.

Upon award of this contract, this project will commence immediately and will be completed in January 2008.

**Attachments**

None

**Report prepared by:**

Jeff Peyton, Director of Building and Facilities, Ext. 6173

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

MOVED by Councillor Meffe  
seconded by Councillor Carella

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

By-Law Number 313-2007      A By-law to amend By-law No. 171-2004 to provide a Grant to Assist Low Income Elderly Residents. (Council, October 22, 2007, Item 3, Budget Committee, Report No. 9)

CARRIED

MOVED by Councillor Carella  
seconded by Councillor Shefman

That the memorandum from the Commissioner of Planning, dated November 6, 2007, regarding By-law 318-2007, be received.

CARRIED

MOVED by Regional Councillor Rosati  
seconded by Regional Councillor Frustaglio

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

By-Law Number 314-2007      A By-law to amend By-law No. 169-1984, as amended, to provide for the yearly levy and collection of the Kleinburg Business Improvement Area special charge. (Item 3, Committee of the Whole, Report No. 50)

By-Law Number 315-2007      A By-Law to assume Municipal Services in Blue Willow Subdivision, Phase 2, 19T-90073 Registered Plan 65M-3218. (Item 5, Committee of the Whole, Report No. 50)

By-Law Number 316-2007      A By-law to amend the Council Remuneration By-law 251-2005. (Special Council (2), November 5, 2007, Minute No. 231)

By-Law Number 317-2007      A By-law to amend the Management By-law 100-2002. (Special Council (2), November 5, 2007, Minute No. 231)

By-Law Number 318-2007      A By-law to amend City of Vaughan By-law 1-88. (File No. Z.07.008, 1275621 Ontario Inc., Administrative Correction) (Council, June 25, 2007, Item 87, Committee of the Whole, Report No. 34)

By-Law Number 319-2007      A By-law to adopt Amendment Number 679 to the Official Plan of the Vaughan Planning Area. (File No. Z.06.078, Spectre Development Inc., located on the west side of Kipling Avenue, between Meeting House Road and Porter Avenue (8196 and 8204 Kipling Avenue), in Lots 8 and 9, Concession 8) (Council, October 9, 2007, Item 44, Committee of the Whole, Report No. 24)

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- By-Law Number 320-2007      A By-law to exempt parts of Plan 65M-3935 from the provisions of Part Lot Control. (PLC.07.041, Hunt Dale Development Inc., located south of Major Mackenzie Drive and west of Dufferin Street being Lots 1 to 8 inclusive, Blocks 175 and 176 on Registered Plan 65M-3935, and Block 118 on Registered Plan 65M-3940 in Lot 19, Concession 3) (Delegation By-law 333-98)
- By-Law Number 321-2007      A By-law to repeal By-law 320-2007. (PLC.07.041, Hunt Dale Development Inc., located south of Major Mackenzie Drive and west of Dufferin Street being Lots 1 to 8 inclusive, Blocks 175 and 176 on Registered Plan 65M-3935, and Block 118 on Registered Plan 65M-3940 in Lot 19, Concession 3) (Delegation By-law 333-98)
- By-Law Number 322-2007      A By-law to authorize the Mayor and Clerk to execute a Lease Agreement between the Corporation of the City of Vaughan and Bellshire Woods Estates Inc. and for the provision of Municipal Capital Facilities in accordance with Section 110 of the Municipal Act. (Located at 2501 Rutherford Road, Unit 15) (Item 8, Committee of the Whole (Closed Session), Report No. 51)
- By-Law Number 323-2007      A By-law to adopt a Heritage Conservation District Plan for the Thornhill Heritage Conservation District. (Thornhill Heritage Conservation District Study – 19.27) (Item 19, Committee of the Whole, Report No. 50)

CARRIED

### 245. **CONFIRMING BY-LAW**

MOVED by Regional Councillor Rosati  
seconded by Regional Councillor Frustaglio

THAT By-law Number 324-2007, being a by-law to confirm the proceedings of Council at its meeting on November 12, 2007, be read a First, Second and Third time and enacted.

CARRIED

### 246. **ADJOURNMENT**

MOVED by Councillor Carella  
seconded by Councillor Di Vona

THAT the meeting adjourn at 3:10 p.m.

CARRIED

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Linda D. Jackson, Mayor

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J. D. Leach, City Clerk