

**CITY OF VAUGHAN
COUNCIL MINUTES
DECEMBER 10, 2007**

Table of Contents

<u>Minute No.</u>	<u>Page No.</u>
262. PRESENTATION FROM CITY OF VAUGHAN TO VAUGHAN HEALTH CARE FOUNDATION	278
263. PRESENTATION TO MR. WOJCIECH GRYC IN RECOGNITION OF HIS RECEIPT OF THE RHODES SCHOLARSHIP	278
264. CONFIRMATION OF AGENDA	278
265. DISCLOSURE OF INTEREST	279
266. ADOPTION OR CORRECTION OF MINUTES.....	279
267. DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION	279
268. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION	280
269. APPOINTMENT OF VAUGHAN YOUTH CITY COUNCILLOR FEBRUARY – JUNE 2008 TERM OF OFFICE (Addendum No. 1).....	284
270. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION	285
271. LITIGATION MATTER (Addendum No. 4)	285
272. BY-LAWS 349-2007 AND 350-2007 BY-LAWS FIRST, SECOND AND THIRD READINGS (Addendum Nos. 2 and 3)	285
273. BY-LAWS FIRST, SECOND AND THIRD READINGS.....	286
274. CONFIRMING BY-LAW	287
275. ADJOURNMENT.....	288

CITY OF VAUGHAN

COUNCIL MEETING

MONDAY, DECEMBER 10, 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

262. PRESENTATION FROM CITY OF VAUGHAN TO VAUGHAN HEALTH CARE FOUNDATION

Mayor Jackson and Members of Council presented Mr. Michael DeGasperis, Chairman of the Board and Anastasia Boyd, Foundation Administrator, Vaughan Health Care Foundation, with cheques in the amount of \$515,670.16, being the proceeds of the Mayor's Gala 2007, and \$180,393.32, being the proceeds of the Mayor's Annual Charity Golf Classic.

263. PRESENTATION TO MR. WOJCIECH GRYC IN RECOGNITION OF HIS RECEIPT OF THE RHODES SCHOLARSHIP

Members of Council honoured Mr. Wojciech Gryc with a certificate to recognize his selection for receipt of the prestigious Rhodes Scholarship at Oxford University. His mother, Ms. Yoland Gryc, was present to receive the certificate on behalf of her son.

264. CONFIRMATION OF AGENDA

MOVED by Regional Councillor Frustaglio
seconded by Councillor Di Vona

THAT the agenda be confirmed.

AMENDMENT

MOVED by Regional Councillor Frustaglio
seconded by Regional Councillor Ferri

That the following addendums be added to the agenda:

- 1) **APPOINTMENT OF VAUGHAN YOUTH CITY COUNCILLOR
FEBRUARY – JUNE 2008 TERM OF OFFICE**

Confidential report of the Deputy City Clerk with respect to the above.

- 2) BY-LAW NUMBER 349-2007
(Delegation By-law 333-98)

A By-law to exempt parts of Plan 65M-3618 from the provisions of Part Lot Control. (PLC.07.037, Bath Von Limited, located at the southwest corner of Ner Israel Drive and Bathurst Street, in Planning Block 10 being Block 249 on Registered Plan 65M-3618, Part of Lot 13, Concession 2)

- 3) BY-LAW NUMBER 350-2007
(Delegation By-law 333-98)

A By-law to repeal By-law 349-2007. (PLC.07.037, Bath Von Limited, located at the southwest corner of Ner Israel Drive and Bathurst Street, in Planning Block 10 being Block 249 on Registered Plan 65M-3618, Part of Lot 13, Concession 2)

- 4) LITIGATION MATTER

Confidential report of the Commissioner of Legal and Administrative Services and City Solicitor with respect to the above.

CARRIED UNANIMOUSLY

Upon the question of the main motion:

CARRIED AS AMENDED

265. DISCLOSURE OF INTEREST

Mayor Jackson declared an interest with respect to Item 9, Committee of the Whole (Closed Session) Report No. 59, PERSONAL MATTER, as the matter deals with her.

Mayor Jackson declared an interest with respect to Item 2, Committee of the Whole (Public Hearing) Report No. 60, OFFICIAL PLAN AMENDMENT FILE OP.07.004, ZONING BY-LAW AMENDMENT FILE Z.07.031, 10360 ISLINGTON AVENUE INC. & JOSIE & FABIO ALVIANI, as her husband leases a unit from the applicant.

266. ADOPTION OR CORRECTION OF MINUTES

MOVED by Regional Councillor Ferri
seconded by Councillor Carella

THAT the minutes of the meeting of November 26, 2007 be adopted as presented.

CARRIED

267. DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION

The following items were identified for separate discussion:

Committee of the Whole Report No. 58

Items 15, 25, 29, 31, 36, 42, and 43

Committee of the Whole (Closed Session) Report No. 59

Items 4, 5, 9, and 11

Committee of the Whole (Public Hearing) Report No. 60

Item 2

Addendum Items

1 and 4

MOVED by Regional Councillor Ferri
seconded by Councillor Di Vona

THAT Items 1 to 4 of the Committee of the Whole (Working Session) Report No. 57, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 49 of the Committee of the Whole Report No. 58, with the exception of the items identified for separate discussion, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 11 of the Committee of the Whole (Closed Session) Report No. 59, with the exception of the items identified for separate discussion, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 and 2 of the Committee of the Whole (Public Hearing) 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 Environment Committee Report No. 3, BE APPROVED and the recommendations therein be adopted.

CARRIED

268. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

COMMITTEE OF THE WHOLE REPORT NO. 58

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

ITEM - 25 ZONING BY-LAW AMENDMENT FILE Z.07.013
 SITE DEVELOPMENT FILE DA.07.039
 611248 ONTARIO LIMITED (C/O TRINITY DEVELOPMENT GROUP)

MOVED by Councillor Carella
seconded by Councillor Di Vona

THAT Item 25, Committee of the Whole Report No. 58 be adopted and amended, as follows:

By approving the recommendation of the Commissioner of Planning, dated December 3, 2007; and

By receiving the memorandum from the Commissioner of Planning, dated December 6, 2007.

CARRIED

ITEM - 31 OFF LEASH WORKING COMMITTEE: FINAL REPORT

MOVED by Regional Councillor Frustaglio
seconded by Councillor Carella

THAT Item 31, Committee of the Whole Report No. 58 be adopted and amended, as follows:

By approving the recommendation of Councillor Carella, on behalf of the Off Leash Working Committee, dated December 3, 2007;

By receiving the memorandum from the Commissioner of Community Services, dated December 6, 2007; and

By receiving the written submission from Mr. Iain Craig, KARA, 365 Stegman's Mill Road, Kleinburg, L0J 1C0, dated December 9, 2007.

CARRIED

ITEM - 15 TRAFFIC REVIEW CONTROLS AT ABERDEEN AVE. NEAR
IMMACULATE CONCEPTION ELEMENTARY SCHOOL

MOVED by Councillor Di Vona
seconded by Councillor Carella

That this matter be referred to the Committee of the Whole meeting of January 21, 2008.

CARRIED

ITEM - 29 PESTICIDE FREE PRIVATE PROPERTY – UPDATE
(Referred from the Environment Committee meeting of November 26, 2007)

MOVED by Councillor Carella
seconded by Regional Councillor Frustaglio

THAT Item 29, Committee of the Whole Report No. 58 be adopted and amended, as follows:

By receiving the written submission from Mr. Carlo DeFrancesca, dated December 9, 2007.

CARRIED UNANIMOUSLY UPON A RECORDED VOTE

YEAS

NAYS

Councillor Carella
Councillor Di Vona
Regional Councillor Ferri
Regional Councillor Frustaglio
Mayor Jackson
Councillor Meffe
Regional Councillor Rosati
Councillor Shefman

COUNCIL MEETING MINUTES – DECEMBER 10, 2007

ITEM - 36 ZONING BY-LAW AMENDMENT FILE Z.147.85
DRAFT PLAN OF SUBDIVISION FILE 19T-84076
KERROWOOD DEVELOPMENTS INC.

MOVED by Councillor Meffe
seconded by Councillor Carella

THAT Item 36, Committee of the Whole Report No. 58 be adopted and amended, as follows:

By approving the recommendation of the Commissioner of Planning, dated December 3, 2007;

By receiving the confidential memorandum from the Solicitor/Litigation, dated November 30, 2007; and

By receiving the memorandum from the Commissioner of Planning, dated December 6, 2007.

CARRIED

ITEM - 42 PROTOCOL FOR OFFICIAL BUSINESS INVITATIONS
AND MONITORING OFFICIAL BUSINESS INVITATIONS

MOVED by Councillor Shefman
seconded by Regional Councillor Frustaglio

That this matter be referred to the Committee of the Whole (Working Session) meeting of February 12, 2008.

CARRIED

ITEM - 43 2008 COUNCIL/SMT STRATEGIC PLANNING WORKSHOP

MOVED by Regional Councillor Ferri
seconded by Councillor Shefman

THAT Item 43, Committee of the Whole Report No. 58 be adopted and amended, as follows:

By approving that the WaterSide Inn be selected as the location of the April 2-3, 2008, strategic planning workshop;

By receiving the report of the City Manager and the Senior Manager of Strategic Planning, dated December 3, 2007; and

By receiving the memorandum from the Senior Manager of Strategic Planning, dated December 7, 2007.

CARRIED

At this point in the meeting, Mayor Jackson relinquished the Chair to Regional Councillor Frustaglio.

COMMITTEE OF THE WHOLE (PUBLIC HEARING) REPORT NO. 60

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

ITEM - 2 OFFICIAL PLAN AMENDMENT FILE OP.07.004

COUNCIL MEETING MINUTES – DECEMBER 10, 2007

**ZONING BY-LAW AMENDMENT FILE Z.07.031
10360 ISLINGTON AVENUE INC. & JOSIE & FABIO ALVIANI**

MOVED by Councillor Di Vona
seconded by Regional Councillor Ferri

THAT Item 2, Committee of the Whole (Public Hearing) Report No. 60 be adopted and amended, as follows:

By receiving the following written submissions:

- a) Mr. Douglas James, 24, Art Drive, Kleinburg, L0J 1C0, dated November 20, 2007;
- b) Mr. Manfred Kalthoff, 10568 Islington Avenue, P.O. Box 45, Kleinburg, L0J 1C0 dated November 20, 2007; and
- c) Ms. Marie-Louise Wcislo, 10568 Islington Avenue, P.O. Box 45, Kleinburg, L0J 1C0 dated November 20, 2007.

CARRIED

Having previously declared an interest Mayor Jackson did not take part in the discussion or vote on the foregoing matter.

At this point in the meeting Mayor Jackson resumed the Chair.

COMMITTEE OF THE WHOLE (CLOSED SESSION) REPORT NO. 59

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

ITEM - 4 PART-TIME NON-UNION (PRE-SCHOOL INSTRUCTORS) PAY SCALE REVIEW

MOVED by Councillor Carella
seconded by Councillor Di Vona

THAT Item 4, Committee of the Whole (Closed Session) Report No. 59 be adopted without amendment.

CARRIED

ITEM - 5 COLLECTIVE BARGAINING

MOVED by Councillor Carella
seconded by Councillor Di Vona

THAT Item 5, Committee of the Whole (Closed Session) Report No. 59 be adopted without amendment.

CARRIED

At this point in the meeting, Mayor Jackson relinquished the Chair to Regional Councillor Frustaglio.

ITEM - 9 PERSONAL MATTER

MOVED by Councillor Shefman
seconded by Councillor Di Vona

That this matter be deferred to the new year.

CARRIED

Having previously declared an interest Mayor Jackson did not take part in the discussion or vote on the foregoing matter.

At this point in the meeting Mayor Jackson resumed the Chair.

MOVED by Regional Councillor Ferri
seconded by Regional Councillor Frustaglio

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

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

CARRIED

Council recessed at 1:48 p.m.

MOVED by Regional Councillor Rosati
seconded by Regional Councillor Frustaglio

THAT Council reconvene at 3:00 p.m.

CARRIED

Council reconvened at 3:00 p.m. with the following members present:

Mayor Linda D. Jackson, Chair
Regional Councillor Joyce Frustaglio
Regional Councillor Mario F. Ferri
Regional Councillor Gino Rosati
Councillor Tony Carella
Councillor Alan Shefman

Addendum Item

**269. APPOINTMENT OF VAUGHAN YOUTH CITY COUNCILLOR
FEBRUARY – JUNE 2008 TERM OF OFFICE
(Addendum No. 1)**

MOVED by Regional Councillor Ferri
seconded by Regional Councillor Frustaglio

COUNCIL MEETING MINUTES – DECEMBER 10, 2007

- 1) That Mr. Michael Radov be appointed as Vaughan Youth City Councillor for the February to June 2008 term of office; and
- 2) That the confidential report of the Deputy City Clerk, dated December 10, 2007, be received.

CARRIED

270. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

COMMITTEE OF THE WHOLE (CLOSED SESSION) REPORT NO. 59

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

ITEM - 11 PERSONNEL MATTER

MOVED by Regional Councillor Frustaglio
seconded by Regional Councillor Rosati

THAT Item 11, Committee of the Whole (Closed Session) Report No. 60 be adopted and amended, as follows:

By approving the confidential recommendation of the Committee of the Whole (Closed Session) meeting of December 10, 2007.

FAILED TO CARRY

Addendum Item

271. LITIGATION MATTER
(Addendum No. 4)

MOVED by Regional Councillor Rosati
seconded by Councillor Shefman

That the confidential recommendation of the Committee of the Whole (Closed Session) meeting of December 10, 2007, be approved.

CARRIED

272. BY-LAWS 349-2007 AND 350-2007
BY-LAWS FIRST, SECOND AND THIRD READINGS
(Addendum Nos. 2 and 3)

MOVED by Councillor Carella
seconded by Regional Councillor Ferri

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

By-Law Number 349-2007	A By-law to exempt parts of Plan 65M-3618 from the provisions of Part Lot Control. (PLC.07.037, Bath Von Limited, located at the southwest corner of Ner Israel Drive and Bathurst Street, in Planning Block 10 being Block 249 on Registered Plan 65M-3618, Part of Lot 13, Concession 2) (Delegation By-law 333-98)
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COUNCIL MEETING MINUTES – DECEMBER 10, 2007

By-Law Number 350-2007 A By-law to repeal By-law 349-2007. (PLC.07.037, Bath Von Limited, located at the southwest corner of Ner Israel Drive and Bathurst Street, in Planning Block 10 being Block 249 on Registered Plan 65M-3618, Part of Lot 13, Concession 2) (Delegation By-law 333-98)

CARRIED

273. BY-LAWS FIRST, SECOND AND THIRD READINGS

MOVED by Regional Councillor Rosati
seconded by Regional Councillor Frustaglio

That the memorandum from the Commissioner of Planning, dated December 6, 2007, regarding By-Law 342-2007, be received.

CARRIED

MOVED by Regional Councillor Ferri
seconded by Councillor Carella

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

By-Law Number 335-2007 A By-law to appoint a Closed Meetings Investigator pursuant to Sections 8, 9, 10 and 239 of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended. (Council, November 26, 2007, Item 2, Committee of the Whole, Report No. 55)

By-Law Number 336-2007 A By-law to exempt parts of Plan 65M-3914 from the provisions of Part Lot Control. (PLC.07.045, Melina Holdings Ltd., located east of Weston Road and north of Major Mackenzie Drive, being Lot 6, and Blocks 182, 183 and 186 on Registered Plan 65M-3914, in Part of Lot 24, Concession 5) (Delegation By-law 333-98)

By-Law Number 337-2007 A By-law to repeal By-law 336-2007. (PLC.07.045, Melina Holdings Ltd., located east of Weston Road and north of Major Mackenzie Drive, being Lot 6, and Blocks 182, 183 and 186 on Registered Plan 65M-3914, in Part of Lot 24, Concession 5) (Delegation By-law 333-98)

By-Law Number 338-2007 A By-law to exempt parts of Plan 65M-3808 from the provisions of Part Lot Control. (PLC.07.043, Summitview Home Ltd., located south of Rutherford Road between Thornhill Woods Drive and Bathurst Glen Drive on the north and south side of Apple Blossom Drive, being Lots 73, 89 & 91 on Registered Plan 65M-3808, in part of Lot 14, Concession 2) (Delegation By-law 333-98)

By-Law Number 339-2007 A By-law to repeal By-law 338-2007. (PLC.07.043, Summitview Home Ltd., located south of Rutherford Road between Thornhill Woods Drive and Bathurst Glen Drive on the north and south side of Apple Blossom Drive, being Lots 73, 89 & 91 on Registered Plan 65M-3808, in part of Lot 14, Concession 2) (Delegation By-law 333-98)

COUNCIL MEETING MINUTES – DECEMBER 10, 2007

- By-Law Number 340-2007 A By-law to exempt parts of Plan 65M-3985 from the provisions of Part Lot Control. (PLC.07.044, The Acorn Development Corporation, located south of Major Mackenzie Drive and west of Bathurst Street on Mill River Drive and Southvale Drive, being Blocks 179 to 188 inclusive on Registered Plan 65M-3985, and Blocks 196 to 203 inclusive on Registered Plan 65M-3985 in Part of Lots 19 and 20, Concession 2) (Delegation By-law 333-98)
- By-Law Number 341-2007 A By-law to repeal By-law 340-2007. (PLC.07.044, The Acorn Development Corporation, located south of Major Mackenzie Drive and west of Bathurst Street on Mill River Drive and Southvale Drive, being Blocks 179 to 188 inclusive on Registered Plan 65M-3985, and Blocks 196 to 203 inclusive on Registered Plan 65M-3985 in Part of Lots 19 and 20, Concession 2) (Delegation By-law 333-98)
- By-Law Number 342-2007 A By-law to amend City of Vaughan By-law 1-88. (Z.06.053, 1275620 Ontario Inc., located on the west side of Dufferin Street and north of Rutherford Road, in Part of Lot 17, Concession 3, within Planning Block 18) (Administrative Correction) (Council, September 25, 2006, Item 7, Committee of the Whole, Report No. 45)
- By-Law Number 343-2007 A By-law to dedicate certain lands as part of the public highway. (Balsamo Street) (Delegation By-law 333-98)
- By-Law Number 344-2007 A By-law to dedicate certain lands as part of the public highway. (Westway Crescent and Confederation Parkway) (Delegation By-law 333-98)
- By-Law Number 345-2007 A By-law to dedicate certain lands as part of the public highway. (Monte Carlo Drive) (Delegation By-law 333-98)
- By-Law Number 346-2007 A By-law to assume Municipal Services in Maplewood Highlands, 19T-99V05, Registered Plan 65M-3556. (Subdivision Agreement dated January 3, 2002, Maplewood Villages Ltd.) (Item 40, Committee of the Whole, Report No. 58)
- By-Law Number 347-2007 A By-law to authorize disposition of land on Beverly Glen Boulevard. (D. Narducci Holdings Inc.) (Council, February 26, 2007, Item 3, Committee of the Whole, Report No. 9)
- By-Law Number 348-2007 A By-law to dedicate certain lands as part of the public highway. (Various streets – Andridge Homes Phase II) (Delegation By-law 333-98)

CARRIED

274. **CONFIRMING BY-LAW**

MOVED by Councillor Shefman
seconded by Regional Councillor Rosati

THAT By-law Number 351-2007, being a by-law to confirm the proceedings of Council at its meeting on December 10, 2007, be read a First, Second and Third time and enacted.

CARRIED

275. ADJOURNMENT

MOVED by Councillor Carella
seconded by Councillor Shefman

THAT the meeting adjourn at 3:03 p.m.

CARRIED

Linda D. Jackson, Mayor

Sybil Fernandes, Deputy City Clerk