

**CITY OF VAUGHAN
COUNCIL MINUTES
JANUARY 28, 2008**

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CITY OF VAUGHAN

COUNCIL MEETING

MONDAY, JANUARY 28, 2008

MINUTES

1:00 P.M.

Council convened in the Municipal Council Chambers in Vaughan, Ontario, at 1:08 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 (3:19 pm)
Councillor Peter Meffe
Councillor Alan Shefman
Councillor Sandra Yeung Racco

1. CONFIRMATION OF AGENDA

MOVED by Regional Councillor Frustaglio
seconded by Councillor Shefman

THAT the agenda be confirmed.

CARRIED

2. DISCLOSURE OF INTEREST

Mayor Jackson declared an interest with respect to Item 12, Committee of the Whole Report No. 1, AWARD OF TENDER T07-245, UV1-N3 (VIA CAMPANILE PARK), as the park is in close proximity to her residence.

Mayor Jackson declared an interest with respect to Item 4, Committee of the Whole (Closed Session) Report No. 2, LITIGATION MATTER, as she may be called to testify.

Mayor Jackson declared an interest with respect to Item 5, Committee of the Whole (Closed Session) Report No. 2, LITIGATION MATTER, as she may be called to testify.

3. ADOPTION OR CORRECTION OF MINUTES

MOVED by Councillor Yeung Racco
seconded by Regional Councillor Ferri

That the minutes of the Council meeting of December 10, 2007, be adopted as presented subject to the following amendment:

That the word "east" contained in Clause 2 of Report No. 58, Item 46, be replaced with "west".

CARRIED

4. **PROPOSED AMENDMENT TO THE FEES AND CHARGES BY-LAW NUMBER 396-2002, AS AMENDED**

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

MOVED by Councillor Shefman
seconded by Councillor Yeung Racco

That the recommendation contained in the following report of the Commissioner of Legal and Administrative Services/City Solicitor, dated January 28, 2008, be approved:

CARRIED

Recommendation

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

- 1) That deputations and/or written submissions regarding the above-noted matter be received;
- 2) That upon Council's consideration of such deputations and/or written submissions, Council confirm that an administrative fee of \$125.00 be charged to those persons who request an investigation pursuant to s.239.1 of the *Municipal Act*; and
- 3) That Fees and Charges By-law Number 396-2002, as amended, be further amended to include the \$125.00 administration fee.

Economic Impact

The proposed administrative fee will be used to offset the cost of the fees charged by the Local Authority Services Limited (LAS).

Communications Plan

Pursuant to the City's Notice By-law Number 394-2002, public notice was provided with respect to the proposed fee.

Purpose

Pursuant to the *Municipal Act*, a municipality is required to give notice of the public meeting at which a proposed by-law or amendment to a by-law to impose fees and charges will be considered. Public notice was given in accordance with the City's Notice By-law Number 394-2002 that this matter would be considered at the Council meeting of January 28, 2008.

Background - Analysis and Options

Council, at its meeting of November 26, 2007, considered the matter entitled "Closed Meetings Investigator" (refer to attached Council Extract) and adopted in part:

"That an administrative fee of \$125.00 be charged to those persons who request an investigation pursuant to section 239.1 of the *Municipal Act* and that notice be given, and the Fee By-law be amended accordingly".

Relationship to Vaughan Vision 2020

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

Regional Implications

N/A

Conclusion

Following receipt of any deputations and/or written submissions, staff is requesting Council confirm that an administrative fee of \$125.00 be charged to those persons who request an investigation pursuant to s.239.1 of the *Municipal Act* and direct that the Fees and Charges By-law be amended accordingly.

Attachments

1. Council Extract, Item 2 Committee of the Whole Report No. 55 adopted at the Council meeting of November 26, 2007.

Report prepared by:

Sybil Fernandes, Deputy City Clerk

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

5. DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION

The following items were identified for separate discussion:

Committee of the Whole Report No. 1

Items 6, 12, 16, 23, 28, 38, and 40

Committee of the Whole (Closed Session) Report No. 2

Items 4 and 5

MOVED by Regional Councillor Ferri
seconded by Councillor Shefman

THAT Items 1 to 41 of the Committee of the Whole Report No. 1, 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. 2, 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. 3, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 3 of the Audit and Operational Review Committee Report No. 3, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 4 of the Budget Committee Report No. 10, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 3 of the Budget Committee Report No. 1, BE APPROVED and the recommendations therein be adopted; and

THAT Items 1 and 2 of the Environment Committee Report No. 1, BE APPROVED and the

recommendations therein be adopted.

CARRIED

6. PRESENTATION – VAUGHAN VISION 2020

Mayor Jackson and Regional Councillor Ferri provided a presentation with respect to Vaughan Vision 2020.

7. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

COMMITTEE OF THE WHOLE REPORT NO. 1

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

ITEM - 40 DEPUTATION – MR. DAVE ROGALSKY, TRCA
WITH RESPECT TO THE KLEINBURG NEW FOREST NORTH PROJECT

MOVED by Regional Councillor Rosati
seconded by Regional Councillor Frustaglio

THAT Item 40, Committee of the Whole Report No. 1 be adopted and amended, as follows:

By approving clauses 1 and 2 of the Committee of the Whole recommendation;

By approving that Vaughan Council request that the TRCA undertake a Peer Review of the file; and

By receiving the following written submissions:

- a) Mr. Michael Menecola, dated January 26, 2008;
- b) Ms. Tina Rogers, Kleinburg & Area Ratepayers' Association Inc., dated January 28, 2008; and
- c) Mr. Frank Greco, dated January 28, 2008.

CARRIED UNANIMOUSLY UPON A RECORDED VOTE

YEAS

NAYS

Councillor Carella
Regional Councillor Ferri
Regional Councillor Frustaglio
Mayor Jackson
Councillor Meffe
Councillor Yeung Racco
Regional Councillor Rosati
Councillor Shefman

ITEM - 6 CITY OF VAUGHAN MISSION TO CHINA

MOVED by Councillor Yeung Racco
seconded by Councillor Carella

THAT Item 6, Committee of the Whole Report No. 1 be adopted and amended, as follows:

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By receiving the memorandum from the Director of Economic Development, dated January 28, 2008, subject to including the following under “Pre-Mission Responsibilities”:

- Work with partners to attempt to secure additional sponsorship to off-set the cost of the mission.

CARRIED

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

ITEM - 12 AWARD OF TENDER T07-245
UV1-N3 (VIA CAMPANILE PARK)

MOVED by Regional Councillor Ferri
seconded by Regional Councillor Rosati

THAT Item 12, Committee of the Whole Report No. 1 be adopted without amendment.

CARRIED

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

Mayor Jackson resumed the Chair.

ITEM - 16 TRAFFIC REVIEW CONTROLS AT ABERDEEN AVE. NEAR
IMMACULATE CONCEPTION
ELEMENTARY SCHOOL
(Referred from the Council meeting of December 10, 2007)

MOVED by Regional Councillor Ferri
seconded by Regional Councillor Frustaglio

THAT Item 16, Committee of the Whole Report No. 1 be adopted without amendment.

CARRIED

ITEM - 23 ASSUMPTION – MACKENZIE GLEN DEVELOPMENTS, PHASE 5
19T-89016 / 65M-3338

MOVED by Councillor Meffe
seconded by Regional Councillor Frustaglio

THAT Item 23, Committee of the Whole Report No. 1 be adopted and amended, as follows:

By replacing “February 4, 2008” with “February 19, 2008” where it appears in clause 1 of the Committee of the Whole recommendation; and

By receiving the memorandum from the Commissioner of Engineering and Public Works, dated January 23, 2008.

CARRIED

ITEM - 28 PLANNING ACT AMENDMENTS

BILL 51
GENERAL FILE 13.6

MOVED by Councillor Shefman
seconded by Councillor Yeung Racco

THAT Item 28, Committee of the Whole Report No. 1 be adopted without amendment.

CARRIED

ITEM - 38 DEPUTATION – MS. PATRICIA SILVA, WELCOME CENTRE IMMIGRANT
SERVICES
WITH RESPECT TO PARTICIPATING AT WINTERFEST 2008

MOVED by Regional Councillor Frustaglio
seconded by Councillor Carella

THAT Item 38, Committee of the Whole Report No. 1 be adopted and amended, as follows:

By receiving the report of the Director of Corporate Communications, dated January 28, 2008.

CARRIED

COMMITTEE OF THE WHOLE (CLOSED SESSION) REPORT NO. 2

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

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

ITEM - 4 LITIGATION MATTER

ITEM - 5 LITIGATION MATTER

MOVED by Regional Councillor Ferri
seconded by Councillor Carella

THAT Items 4 and 5 be discussed in Closed Session.

CARRIED

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

Mayor Jackson resumed the Chair.

8. BY-LAWS FIRST, SECOND AND THIRD READINGS

MOVED by Regional Councillor Rosati
seconded by Councillor Meffe

That the memorandum from the Commissioner of Planning, dated January 22, 2008, regarding By-Law 20-2008, be received; and

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

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- By-Law Number 1-2008 A By-law to amend By-law No. 396-2002, as amended, to provide for fees and charges by amending Schedule "A". (Administrative Fee for Closed Meetings Investigations Requests) (Council, January 28, 2008, Minute No. 4)
- By-Law Number 2-2008 A By-law to amend the Consolidated Traffic By-law 284-94, as amended, to govern and control traffic in the City of Vaughan. (Castle Park Boulevard and Laura Sabrina Drive) (Council, December 10, 2007, Item 12, Committee of the Whole, Report No. 58)
- By-Law Number 3-2008 A By-Law to amend the Consolidated Traffic By-law 284-94, as amended, to govern and control traffic in the City of Vaughan. (Edgeley Blvd., and Four Valley Drive) (Council, December 10, 2007, Item 10, Committee of the Whole, Report No. 58)
- By-Law Number 4-2008 A By-law to amend By-law 284-94 as amended, to govern and control traffic in the City of Vaughan. (Autumn Hill Blvd.) (Council, December 10, 2007, Item 34, Committee of the Whole, Report No. 58)
- By-Law Number 5-2008 A By-law to amend the Consolidated Traffic By-law 284-94, as amended, to govern and control traffic in the City of Vaughan. (Pleasant Ridge Avenue and Mistysugar Trail/Firtree Trail. (Council, December 10, 2007, Item 11, Committee of the Whole, Report No. 58)
- By-Law Number 6-2008 A By-law to amend the Consolidated Traffic By-law 284-94, as amended, to govern and control traffic in the City of Vaughan. (Cityview Blvd., and Retreat Blvd.) (Council, November 26, 2007, Item 5, Committee of the Whole, Report No. 55)
- By-Law Number 7-2008 A By-law to assume Municipal Services in Battiston Properties Subdivision, Phase 1, 19T-89090, Registered Plan 65M-3331. (Subdivision Agreement dated June 9, 1999 – Regina Battiston) (Item 24, Committee of the Whole, Report No. 1)
- By-Law Number 8-2008 A By-law to assume Municipal Services in Dreamworks Property, Phase 1, 19T-02V07, Registered Plan 65M-3725. (Subdivision Agreement dated November 17, 2003 – Dreamworks Property Inc.) (Item 22, Committee of the Whole, Report No. 1)
- By-Law Number 9-2008 A By-law to assume Municipal Services in Rangebury Gardens Subdivision, 19T-98V17, Registered Plan 65M-3584. (Subdivision Agreement dated May 17, 2002 – Rangebury Estates Inc.) (Item 21, Committee of the Whole, Report No. 1)
- By-Law Number 10-2008 A By-law to dedicate certain lands as part of the public highway. (Valley Vista Drive) (Delegation By-law 333-98)
- By-Law Number 11-2008 A By-law to dedicate certain lands as part of the public highway. (Townsgate Drive and Jacob Fisher Avenue) (Delegation By-law 333-98)
- By-Law Number 12-2008 A By-law to designate by Number an amendment to City of Vaughan By-law Number 1-88, as effected by the Ontario Municipal Board. (OMB File Z050200 – Steeles Memorial Chapel) (OMB

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Order No. 2129)

- By-Law Number 13-2008 A By-law to exempt parts of Plan 65M-4016 from the provisions of Part Lot Control. (PLC.07.047, Countrywide Homes (Thornhill Estates) Inc., located south of Teston Road and west of Bathurst Street being Lots 96 – 110 inclusive on Registered Plan 65M-4016, Part of Lot 25, Concession 2) (Delegation By-law 333-98)
- By-Law Number 14-2008 A By-law to repeal By-law 13-2008. (PLC.07.047, Countrywide Homes (Thornhill Estates) Inc., located south of Teston Road and west of Bathurst Street being Lots 96 – 110 inclusive on Registered Plan 65M-4016, Part of Lot 25, Concession 2) (Delegation By-law 333-98)
- By-Law Number 15-2008 A By-law to exempt parts of Plan 65M-3523 from the provisions of Part Lot Control. (PLC.07.046, Aspen Ridge (Maple Grove) Ltd., located at the southeast corner of Summeridge Drive and Thornhill Woods Drive, being lots 30, 31, 32 and 33 on Registered Plan 65M-3523, in Part of Lot 12, Concession 2) (Delegation By-law 333-98)
- By-Law Number 16-2008 A By-law to repeal By-law 15-2008. (PLC.07.046, Aspen Ridge (Maple Grove) Ltd., located at the southeast corner of Summeridge Drive and Thornhill Woods Drive, being lots 30, 31, 32 and 33 on Registered Plan 65M-3523, in Part of Lot 12, Concession 2) (Delegation By-law 333-98)
- By-Law Number 17-2008 A By-law to exempt parts of Plan 65M-3894 and Plan 65M-3924 from the provisions of Part Lot Control. (PLC.07.048, Monarch Corporation, located south of Teston Road and West of Bathurst Street being Block 36 on Registered Plan 65M-3894 and Block 84 on Registered Plan 65M-3924, in Lot 25, Concession 2, within Planning Block 12) (Delegation By-law 333-98)
- By-Law Number 18-2008 A By-law to repeal By-law 17-2008. (PLC.07.048, Monarch Corporation, located south of Teston Road and West of Bathurst Street being Block 36 on Registered Plan 65M-3894 and Block 84 on Registered Plan 65M-3924, in Lot 25, Concession 2, within Planning Block 12) (Delegation By-law 333-98)
- By-Law Number 19-2008 A By-law to amend City of Vaughan By-law 1-88. (Z.07.013 (DA.07.039 and Z.23.90), SRF Vaughan Property Inc., 2107683 Ontario Inc., RioCan PS Inc., located at the northwest corner of Highway 27 and Milani Boulevard, being Block 1 on Registered Plan 65M-3966, in Part of Lot 9, Concession 9) (Council, December 10, 2007, Item 25, Committee of the Whole, Report No. 58)
- By-Law Number 20-2008 A By-law to amend City of Vaughan By-law 1-88 as amended by By-law 113-99. (Z.07.057 (Related Files Z.03.066 and 19T-89081), Royale Villa Developments Inc., located on the west side of Weston Road, south of Major Mackenzie Drive, in Part of Lot 19, Concession 6) (Remove the Holding Symbol "(H)") (Council, March 8, 1999, Item 26, Committee of the Whole, Report No. 23)
- By-Law Number 21-2008 A By-law to amend City of Vaughan By-law 1-88. (Z.07.001, Frank and Anna Runco, located on the east side of Jane Street, south of Teston Road, municipally known as 10743 Jane Street, in Part of Lot 25, Concession 4) (Council, September 24, 2007, Item 11,

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Committee of the Whole, Report No. 40)

- By-Law Number 22-2008 A By-law to amend City of Vaughan By-law 1-88. (Z.07.015, 2026919 Ontario Limited, located north of Steeles Avenue West, on the west side of Sante Drive, being Parts 1 & 3 on Plan 65R-16293, in Part of Lot 1, Concession 5) (Council, December 10, 2007, Item 24, Committee of the Whole, Report No. 58)
- By-Law Number 23-2008 A By-law to amend City of Vaughan By-law 1-88. (Z.07.044, David Sherifi, Lot 70, Plan 4061, located at 108 Brooke Street.) (Council, December 10, 2007, Item 27, Committee of the Whole, Report No. 58)
- By-Law Number 24-2008 A By-law to amend City of Vaughan By-law 1-88. (Z.07.045, Omid Sharifi, Lot 6, Plan 3977, being 17 Oakbank Road) (Council, December 10, 2007, Item 28, Committee of the Whole, Report No. 58)
- By-Law Number 25-2008 A By-law to adopt Amendment Number 681 to the Official Plan of the Vaughan Planning Area. (OP.06.007, Z.06.019 and 19T-06V02, Ventana Homes Inc., and Dufferin Heights Estates Inc., located on the west side of Dufferin Street, north of Teston Road, being Part of Lots 26 and 27, Concession 3, municipally known as 10,8872, 10,944, 10,960, 10,980 Dufferin Street) (Council, December 10, 2007, Item 26, Committee of the Whole, Report No. 58)
- By-Law Number 26-2008 A By-law to rescind By-law 167-96. (Royal Gate Blvd., Regal Crest Court, Woodbridge) (Item 26, Committee of the Whole, Report No. 1)

CARRIED

MOVED by Councillor Shefman
seconded by Councillor Yeung Racco

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 2:06 p.m.

MOVED by Regional Councillor Frustaglio
seconded by Regional Councillor Ferri

THAT Council reconvene at 3:19 p.m.

CARRIED

COUNCIL MEETING MINUTES – JANUARY 28, 2008

Council reconvened at 3:19 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 Bernie Di Vona
Councillor Peter Meffe
Councillor Alan Shefman
Councillor Sandra Yeung Racco

9. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

COMMITTEE OF THE WHOLE (CLOSED SESSION) REPORT NO. 2

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

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

ITEM - 4 LITIGATION MATTER

MOVED by Regional Councillor Ferri
seconded by Councillor Di Vona

THAT Item 4, Committee of the Whole (Closed Session) Report No. 2 be adopted and amended, as follows:

By approving the confidential recommendation of the Committee of the Whole (Closed Session) meeting of January 28, 2008.

CARRIED

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

ITEM - 5 LITIGATION MATTER

MOVED by Regional Councillor Ferri
seconded by Councillor Di Vona

THAT Item 5, Committee of the Whole (Closed Session) Report No. 2 be adopted and amended, as follows:

By approving the confidential recommendation of the Committee of the Whole (Closed Session) meeting of January 28, 2008.

CARRIED

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

Mayor Jackson resumed the Chair.

10. CONFIRMING BY-LAW

MOVED by Councillor Meffe
seconded by Councillor Carella

THAT By-law Number 27-2008, being a by-law to confirm the proceedings of Council at its meeting on January 28, 2008, be read a First, Second and Third time and enacted.

CARRIED

11. ADJOURNMENT

MOVED by Councillor Di Vona
seconded by Councillor Shefman

THAT the meeting adjourn at 3:20 p.m.

CARRIED

Linda D. Jackson, Mayor

Sybil Fernandes, Deputy City Clerk