

CITY OF VAUGHAN
REPORT NO. 16 OF THE
COMMITTEE OF THE WHOLE

*For consideration by the Council
of the City of Vaughan
on May 8, 2012*

The Committee of the Whole met at 1:04 p.m., on April 24, 2012.

Present: Regional Councillor Gino Rosati, Chair
 Hon. Maurizio Bevilacqua, Mayor
 Regional Councillor Michael Di Biase
 Councillor Tony Carella
 Councillor Rosanna DeFrancesca
 Councillor Marilyn Iafrate
 Councillor Alan Shefman
 Councillor Sandra Yeung Racco

The following items were dealt with:

1 EMERGENCY PREPAREDNESS WEEK PROCLAMATION

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Manager of Emergency Planning and Fire Chief, dated April 24, 2012:

Recommendation

The Manager of Emergency Planning and Fire Chief recommend that:

1. The week of May 6 – 12, 2012, be proclaimed as “**Emergency Preparedness Week**”; and
2. The proclamation be posted on the City’s website and published on the City Page Online.

**2 AWARD OF TENDER T12-013
2012 ROAD RESURFACING/REHABILITATION
PHASE - 1 VARIOUS LOCATIONS
WARD 2**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Engineering and Public Works, dated April 24, 2012:

Recommendation

The Commissioner of Engineering and Public Works in consultation with the Director of Purchasing Services and the Director of Budgeting and Financial Planning recommends that Council:

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1. Award Tender T12-013, 2012 Road Resurfacing/Rehabilitation – Phase 1 Various Locations to D. Crupi & Sons Limited in the amount of \$2,423,770.50, plus applicable taxes;
2. Approve a contingency allowance in the amount of \$242,000.00, plus applicable taxes within which the Commissioner of Engineering and Public Works or his designate is authorized to approve amendments to the contract;
3. Approve Geotechnical and Material Testing in the amount of \$23,400.00, plus applicable taxes to ensure compliance with all applicable standards;
4. Approve funding of the above recommendations in the sum of \$2,819,000.00 from Capital Budget Nos. EN-1868-12 and EN-1729-09, including all contingency allowances, administration recovery and applicable taxes; and
5. Authorize the Mayor and City Clerk to sign the appropriate documents.

3

**SIGN VARIANCE APPLICATION
FILE NO: SV.11-045
OWNER: MARKET LANE HOLDINGS INC.
LOCATION: 140 WOODBRIDGE AVENUE
PART OF LOT 7, CONCESSION 7
WARD 2**

The Committee of the Whole recommends that this matter be deferred in accordance with Communication C3 from Mr. Rocco Cerone, dated April 18, 2012.

Recommendation

The Sign Variance Committee recommends:

That Sign Variance Application SV.11-045, Market Lane Holdings Inc., be APPROVED subject to the following:

- i) That the subject application be refused as proposed;
- ii) That the proposed sign be amended to be reduced in total size, by at least 50%;
- iii) That the proposed sign be amended to be of a historically appropriate, matte non-reflective material: and
- iv) That if internally lit, the proposed sign be amended to be externally lit in a historically appropriate manner, or be unlit.

4

**SIGN VARIANCE APPLICATION
FILE NO: SV.12-003
OWNER: CALLOWAY REAL ESTATE INVESTMENT TRUST
LOCATION: 200 WINDFLOWER GATE
PART OF LOT 6, CONCESSION 6
WARD 3**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Sign Variance Committee, dated April 24, 2012:

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Recommendation

The Sign Variance Committee recommends:

That Sign Variance Application SV.12-003, Calloway Real Estate Investment Trust, be APPROVED.

5

**SIGN VARIANCE APPLICATION
FILE NO: SV.12-004
OWNER: YORK MAJOR HOLDINGS INC.
LOCATION: 211 MCNAUGHTON ROAD EAST
BLOCK 20, PLAN 19T-05V05
WARD 4**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Sign Variance Committee, dated April 24, 2012:

Recommendation

The Sign Variance Committee recommends:

That Sign Variance Application SV.11-004, York Major Holdings Inc., be REFUSED.

6

**SIGN VARIANCE APPLICATION
FILE NO: SV.12-006
OWNER: LORMEL DEVELOPMENTS (WESTON) INC.
LOCATION: 311 CITYVIEW BLVD. (BUILDING C)
BLOCK 268, PLAN 65M-3898
WARD 3**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Sign Variance Committee, dated April 24, 2012:

Recommendation

The Sign Variance Committee recommends:

That Sign Variance Application SV.12-006, Lormel Developments (Weston) Inc., be APPROVED.

7

**SIGN VARIANCE APPLICATION
FILE NO: SV.12-007
OWNER: LORMEL DEVELOPMENTS (WESTON) INC.
LOCATION: 321 CITYVIEW BLVD. (BUILDING B)
BLOCK 268, PLAN 65M-3898
WARD 3**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Sign Variance Committee, dated April 24, 2012:

Recommendation

The Sign Variance Committee recommends:

That Sign Variance Application SV.12-007, Lormel Developments (Weston) Inc., be APPROVED.

8

**AWARD OF TENDER T12-059
SUPPLY AND MAINTENANCE OF
CENTRAL DATA STORAGE EQUIPMENT**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Chief Information Officer, dated April 24, 2012:

Recommendation

The Chief Information Officer (CIO), in consultation with the Director of Information Technology & Telecommunications, Director of Budgeting & Financial Planning, and the Director of Purchasing Services, recommends:

1. That Tender T12-059, Supply and Maintenance of Central Data Storage Equipment be awarded to Duocom Canada Inc., in the amount of \$120,933.13, plus applicable taxes, and;
2. That the Mayor and City Clerk be authorized to sign the appropriate documents.

9

**ASSUMPTION – BAIF DEVELOPMENTS LIMITED
19T-90009 / 65M-3392
WARD 5- VICINITY OF SOUTHWEST OF BATHURST STREET AND NEW WESTMINSTER DRIVE**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Engineering and Public Works, dated April 24, 2012:

Recommendation

The Commissioner of Engineering and Public Works recommends:

That Council enact the necessary by-law assuming the municipal services that are set out in the Subdivision Agreement for Plan 65M-3392, and that the Municipal Services Letter of Credit be released.

10

**AWARD OF REQUEST FOR PROPOSAL 12-058
BLACK CREEK CHANNEL IMPROVEMENTS
CLASS ENVIRONMENTAL ASSESSMENT STUDY
SELECTION OF CONSULTANT
WARD 4 – VICINITY EAST OF JANE ST. BETWEEN HIGHWAY 7 & HIGHWAY 407**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Engineering and Public Works, dated April 24, 2012:

Recommendation

The Commissioner of Engineering and Public Works, in consultation with the Director of Budgeting & Financial Planning and the Director of Purchasing Services recommends:

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1. THAT The Municipal Infrastructure Group Ltd. be retained to provide the necessary engineering services in connection with the completion of the Black Creek Channel Improvements Class Environmental Assessment Study (Capital Project DT-7058-11) at an estimated cost of \$206,160 plus applicable taxes and administration recovery;
2. That a contingency allowance of \$30,924 for the Study be approved within which the Commissioner of Engineering and Public Works or his designate is authorized to approve amendments to the Contract with The Municipal Infrastructure Group Ltd.; and
3. That the Mayor and Clerk be authorized to execute the necessary agreements and documents in connection with Capital Project DT-7058-11.

11 TENDER AWARD - T12-029 SUPPLY AND DELIVERY OF STREET SIGNS

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Engineering & Public Works, dated April 24, 2012:

Recommendation

The Commissioner of Engineering & Public Works, in consultation with the Director of Purchasing Services, recommends:

1. That Tender T12-029, for the Supply and Delivery of Street Signs be awarded to Maximum Signs of Pontypool, Ontario; and
2. That the Mayor and Clerk be authorized to sign the necessary documents.

12 PROCLAMATION - 2012 NATIONAL PUBLIC WORKS WEEK

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Engineering and Public Works, dated April 24, 2012:

Recommendation

The Commissioner of Engineering and Public Works recommends that Council proclaim the period of May 20-26, 2012, as "Public Works Week" in the City of Vaughan, and adopt the following resolution:

WHEREAS public works services provided in our community are an integral part of our citizen's everyday lives; and,

WHEREAS the support of an understanding and informed citizenry is vital to the efficient operation of public works systems and programs such as water distribution, wastewater collection, street maintenance, and solid waste collection; and,

WHEREAS the health, safety and comfort of this community greatly depends on these facilities and services; and,

WHEREAS the quality and effectiveness of these facilities, as well as their planning, design, construction, and maintenance is vitally dependant upon the efforts and skill of dedicated officials and staff of the City's Public Works, Engineering, and Parks & Forestry departments; and,

WHEREAS the efficiency of qualified and dedicated personnel who staff the above noted departments is influenced by people's attitude and understanding of the importance of the work they perform,

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NOW THEREFORE BE IT RESOLVED THAT Council proclaim the week of May 20 - 26, 2012, as "Public Works Week" in the City of Vaughan, and request that all citizens and elected officials recognize the contributions that Public Works make every day to their health, safety, comfort, and quality of life in the community.

**13 REPLACEMENT OF MUNICIPAL REPRESENTATIVE FOR THE CREDIT VALLEY, TORONTO REGION AND CENTRAL LAKE ONTARIO REGION SOURCE PROTECTION COMMITTEE AS
REQUIRED UNDER THE "CLEAN WATER ACT"**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Engineering and Public Works, dated April 24, 2012:

Recommendation

The Commissioner of Engineering and Public Works recommends that:

1. Council endorse the Regional Municipality of York's choice of Mr. Don Goodyear, Risk Management Official – Source Water Protection, to be the municipal representative for York Region and its constituent local municipalities, and most particularly to represent City of Vaughan interests, on the Credit Valley, Toronto Region and Central Lake Ontario Region Source Protection Committee; and,
2. A copy of the Council extract endorsing this appointment be sent to Mr. Don Goodyear, Risk Management Official – Source Water Protection, The Regional Municipality of York, 17250 Yonge Street, Newmarket, Ontario, L3Y 6Z1.

**14 2012 SPEED COMPLIANCE PROGRAM
ALL WARDS**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Engineering and Public Works, dated April 24, 2012:

Recommendation

The Commissioner of Engineering and Public Works recommends that Council receive this report for information.

**15 AWARD OF TENDER T12-023
DUFFERIN STREET SIDEWALK – LANGSTAFF ROAD TO RUTHERFORD ROAD
WARD 4**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Engineering and Public Works, dated April 24, 2012:

Recommendation

The Commissioner of Engineering and Public Works in consultation with the Director of Purchasing Services and the Director of Budgeting and Financial Planning recommends that Council:

1. Award Tender T12-023, Dufferin Street Sidewalk – Langstaff Road to Rutherford Road to Vaughan Paving in the amount of \$146,870.00, plus applicable taxes;

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2. Approve a contingency allowance in the amount of \$15,000.00, plus applicable taxes within which the Commissioner of Engineering and Public Works or his designate is authorized to approve amendments to the contract;
3. Approve Geotechnical and Material Testing in the amount of \$2,000.00, plus applicable taxes to ensure compliance with all applicable standards;
4. Approve funding of the above recommendations in the sum of \$172,000.00 from Capital Budget Project No. EN-1856-11, including all contingency allowances, administration recovery and applicable taxes; and
5. Authorize the Mayor and City Clerk to sign the appropriate documents.

16

REQUEST FOR FREE USE OF COMMUNITY SPACE

The Committee of the Whole recommends:

- 1) That this matter be referred to staff to report back, at the earliest opportunity, regarding the comments made;
- 2) That the following report of the Commissioner of Community Services, dated April 24, 2012, be received; and
- 3) That the following deputations be received:
 1. Mr. John Scaini, Parkinson Society Canada; and
 2. Mr. Peter Pallotta, 254 Maria Antonia Road, Woodbridge, L4H 2Z4.

Recommendation

The Commissioner of Community Services, in consultation with the Director of Recreation and Culture, recommends:

1. That this report on the Request for Free Use of Community Space be received.

17

PROCLAMATION - MAY AS JEWISH HERITAGE MONTH

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Community Services, dated April 24, 2012:

Recommendation

The Commissioner of Community Services, in consultation with the Director of Recreation and Culture, recommends:

1. That Council proclaim the month of May as "Jewish Heritage Month" in the City of Vaughan for 2012 and for subsequent years hereafter;
2. That the list of activities to be held in May 2012 in the City of Vaughan to commemorate Jewish Heritage Month, be received, and,
3. That the City's activities be posted on the City's website and promoted at City facilities.

21

**ZONING BY-LAW AMENDMENT FILE Z.12.003
SITE DEVELOPMENT FILE DA.11.104
SOLMAR INC.
WARD 1 - VICINITY OF JANE STREET AND RUTHERFORD ROAD**

The Committee of the Whole recommends:

- 1) That the recommendation contained in the following report of the Commissioner of Planning, dated April 24, 2012, be approved; and**
- 2) That the coloured elevation submitted by the applicant be received.**

Recommendation

The Commissioner of Planning recommends:

1. THAT Zoning By-law Amendment File Z.12.003 (Solmar Inc.) BE APPROVED, to amend Zoning By-law 1-88, specifically to remove the Holding Symbol "(H)" from the subject lands shown on Attachment #2, thereby effectively zoning the subject lands RA3 Apartment Residential Zone.
2. THAT Site Development File DA.11.104 (Solmar Inc.) BE APPROVED, to facilitate the development of a 17-storey residential apartment building, consisting of 240 units, subject to the following conditions:
 - a) that prior to the execution of the Site Plan Letter of Undertaking:
 - i) the final site plan, building elevations, landscape plans, materials board and signage plans shall be approved by the Vaughan Development Planning Department;
 - ii) the final site grading and servicing plans, stormwater management report, functional servicing report, traffic impact study, and noise study shall be approved by the Vaughan Development/Transportation Engineering Department;
 - iii) the requirements of the City's Waste Collection Design Standards shall be approved to the satisfaction of the Vaughan Public Works Department;
 - iv) the Owner shall satisfy the requirements of the Toronto and Region Conservation Authority (TRCA);
 - v) the Owner shall satisfy the requirements of the Canadian National Railway (CNR);
 - vi) the Owner shall satisfy the requirements of PowerStream Inc.;
 - vii) the Owner shall satisfy the requirements of Canada Post;
 - viii) Minor Variance File A088/12 to permit a reduction in the required number of parking spaces shall be approved by the Vaughan Committee of Adjustment and shall be in full force and effect;

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- ix) the Owner shall pay to the City of Vaughan, a woodlot development charge at the rate of \$1,000.00 per residential unit, in accordance with the previous Special Area Woodlot Development Charge By-law and the City's Woodlot Acquisition Front-end Agreement; and,
 - b) that the Site Plan Letter of Undertaking include the following provisions:
 - i) the Owner shall pay to Vaughan by way of certified cheque, cash-in-lieu of the dedication of parkland equivalent to 5% of the value of the subject lands, prior to the issuance of a Building Permit, or a fixed unit rate per unit, whichever is higher, in accordance with the Planning Act and the City's Cash-in-lieu Policy; and,
 - ii) the warning clause provided by Canadian National Railways as outlined in this report.
- 3. THAT Vaughan Council adopt the following resolution with respect to the allocation of sewage and water supply capacity to Site Development File DA.11.104:

"IT IS HEREBY RESOLVED THAT Site Development File DA.11.104 is allocated sewage capacity from the York Sewage Servicing System and water supply capacity from the York Water Supply System for a total of 240 apartment residential units, subject to the execution of a Site Plan Letter of Undertaking or Agreement, whichever is in effect, to the satisfaction of the City."

22

**SITE DEVELOPMENT FILE DA.12.012
ROWHEDGE CONSTRUCTION LIMITED
WARD 4 - VICINITY OF KEELE STREET AND GANTNER GATE**

The Committee of the Whole recommends:

- 1) That the recommendation contained in the following report of the Commissioner of Planning, dated April 24, 2012, be approved; and
- 2) That the coloured elevation submitted by the applicant be received.

Recommendation

The Commissioner of Planning recommends:

- 1. THAT Site Development File DA.12.012 (Rowhedge Construction Limited) BE APPROVED, to permit the development of the subject lands shown on Attachments #1 and #2, with two, one-storey office buildings as shown on Attachments #3 to #5, subject to the following conditions:
 - a) the final site plan, building elevations and landscape plan shall be approved by the Vaughan Development Planning Department; and,
 - b) the final site servicing and grading plans and storm water management report shall be approved by the Vaughan Development/Transportation Engineering Department.
- 2. THAT the Owner shall amend the original Site Plan Agreement to reflect the revised plans as shown on Attachments #3 to #7 inclusive.
- 3. THAT the amending Site Plan Agreement shall include the following provision:

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- a) The Owner shall pay to Vaughan by way of certified cheque, cash-in-lieu of the dedication of parkland equivalent to 2% of the value of the subject lands in accordance with Section 51 of the Planning Act and City of Vaughan Policy. The Owner shall submit an appraisal of the subject lands prepared by an accredited appraiser for approval by the Vaughan Legal Department, Real Estate Division, and the approved appraisal shall form the basis of the cash-in-lieu payment. The cash-in-lieu payment, in accordance with Section 42 of the Planning Act, will not be required as long as the Council Policy waiving such payment remains in effect for industrial lands.

23

**STREET NAME APPROVAL
DRAFT PLAN OF SUBDIVISION FILE 19T-84076
BERKLEY HOMES (KLEINBURG) INC.
WARD 1 – VICINITY OF REGIONAL ROAD 27 AND NASHVILLE ROAD**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Planning, dated April 24, 2012:

Recommendation

The Commissioner of Planning recommends:

1. THAT the following street name for Street "A" in Plan of Subdivision File 19T-84076 (Berkley Homes (Kleinburg) Inc.) as shown on Attachment #2, BE APPROVED:

STREET

Street 'A'

APPROVED NAME

Annsleywood Court

24

**ZONING BY-LAW AMENDMENT FILE Z.11.036
HER MAJESTY THE QUEEN IN RIGHT OF ONTARIO
C/O INFRASTRUCTURE ONTARIO
WARD 4 - VICINITY OF KEELE STREET AND GREAT GULF DRIVE**

The Committee of the Whole recommends:

- 1) That the recommendation contained in the following report of the Commissioner of Planning, dated April 24, 2012, be approved;
- 2) That Communication C4, confidential memorandum from the Director of Legal Services, dated April 19, 2012, be received; and
- 3) That the following deputations be received:
 1. Dr. Paulo Correa, Concord West Ratepayers Association, 42 Rockview Gardens, Concord, L4K 2J6; and
 2. Ms. Emily Reisman, Urban Strategies Inc., 600-197 Spadina Avenue, Toronto, M5T 2C8, on behalf of the Province of Ontario.

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Recommendation

The Commissioner of Planning recommends:

1. THAT Zoning By-law Amendment File Z.11.036 (Her Majesty the Queen in Right of Ontario, C/O Infrastructure Ontario) BE APPROVED, to amend Zoning By-law 1-88 specifically to rezone the subject lands shown on Attachments #1 and #2 from PBM7 Parkway Belt Industrial Zone to EM1 Prestige Employment Area Zone.
2. THAT prior to the enactment of the implementing zoning by-law, the Region of York as the approval authority for Official Plans, shall lift "Deferral Area #3" in OPA #450 with respect to the lands that have been removed from the Parkway Belt West Plan (Amendment No. 207 approved by the Ministry of Municipal Affairs and Housing on January 17, 2012).
3. THAT the implementing zoning by-law include the following site-specific zoning exceptions to the EM1 Prestige Employment Area Zone:
 - a) a wayside pit, a wayside quarry, and a golf driving range shall not be permitted uses;
 - b) a club and a health centre shall be permitted uses;
 - c) the lands remaining within the Parkway Belt West Plan (Part 2 on Attachment #3) shall be used only for PBM7 Parkway Belt Industrial Zone uses and/or an access road for the 407 Transitway. EM1 Prestige Employment Area Zone uses (in part - as permitted on Parts 1 and 3) shall only be permitted on Part 2 upon confirmation from the Ministry of Municipal Affairs and Housing that the lands have been removed from the Parkway Belt West Plan;
 - d) a 14.0 m setback is required along the northern and western limits of the subject lands for any new buildings/structures above and below ground, including parking spaces, fire routes, driveway aisles, loading docks and access to loading docks, garbage access, private servicing, and stormwater management pond access; and,
 - e) driveway access to the subject lands shall only be permitted from Great Gulf Drive.
4. THAT Vaughan Official Plan 2010 be modified to designate the lands removed from the Parkway Belt West Plan (Parts 1 and 3 on Attachment #3) as "Prestige Employment", and that the Region be notified of this change as part of their final review of the modified VOP 2010. The remaining lands (Part 2 on Attachment #3) shall continue to be subject to the policy that the "Prestige Employment" designation will apply to these lands on confirmation from the Ministry of Municipal Affairs and Housing that the lands have been removed from the Parkway Belt West Plan.

25 REQUESTS RECEIVED FROM THE YORK REGION ROAD WATCH COMMITTEE

The Committee of the Whole recommends:

- 1) That clauses 2 and 3 contained in the following report of the City Clerk, dated April 24, 2012, be approved; and
- 2) That Councillor Racco be appointed as the liaison between the York Region Road Watch Committee and Vaughan Council.

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Recommendation

The City Clerk, in consultation with the Commissioner of Community Services, recommends that Council give consideration to the following requests received from the York Region Road Watch Committee:

- 1) That the City of Vaughan appoint a member of Council as the liaison between the York Region Road Watch Committee and Vaughan Council;
- 2) That the City of Vaughan appoint a member of the public to participate on the Road Watch Committee and that the City Clerk commence the recruitment process for that purpose; and
- 3) That the City of Vaughan contribute the sum of \$500.00 per year to the Road Watch program.

**26 RECOMMENDATIONS FROM THE ACCESSIBILITY ADVISORY COMMITTEE
 MEETING OF MARCH 27, 2012**

The Committee of the Whole recommends:

- 1) **That this matter be referred to staff for a report to a future Committee of the Whole meeting, in accordance with Communication C6, memorandum from the Commissioner of Planning, dated April 19, 2012; and**
- 2) **That the following report of the City Clerk, dated April 24, 2012, be received.**

Recommendation

The City Clerk, on behalf of the Accessibility Advisory Committee, forwards the following recommendations from its meeting of March 27, 2012:

- 1) That Council direct staff to seek comments from the Accessibility Advisory Committee on site plans relating to commercial, retail and live/work units as part of the development application process; and
- 2) That \$3,000 from the Accessibility Advisory Committee's operating budget be provided for the National Access Awareness Week and that a report from the Director of Recreation and Culture be provided to the Committee detailing the activities and the expense account of the event.

27 TENDER AWARD - T12-025 VALVE EXERCISING PROGRAM

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Engineering and Public Works, dated April 24, 2012:

Recommendation

The Commissioner of Engineering and Public Works, in consultation with the Director Purchasing Services, recommends that:

1. Tender T12-025, Valve Exercising Program, be awarded to Valve & Hydrant Solutions of London, Ontario; and
2. The Mayor and Clerk be authorized to sign the necessary documents.

28 **REQUEST FOR BULLHOOK BAN**

The Committee of the Whole recommends:

- 1) That the recommendation contained in the following report of the Commissioner of Legal and Administrative Services and City Solicitor, dated April 24, 2012, be approved;
- 2) That staff continue their conversation with the deputant, Ms. Laureen D'Alessandro, including but not limited to assisting on how best to pursue these matters at other government levels; and
- 3) That the deputation of Ms. Laureen D'Alessandro, 20 Mapes Avenue, Woodbridge, L4L 8S4, be received.

Recommendation

The Commissioner of Legal and Administrative Services and City Solicitor recommends that this report be received and that no further action be taken.

29 **REQUEST FOR DEMOLITION OF THE GARAGE/CARRIAGE
HOUSE STRUCTURE, 197 WOODBRIDGE AVENUE – WARD 2**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Community Services, dated April 24, 2012:

Recommendation

The Commissioner of Community Services, in consultation with the Director of Recreation and Culture, provides the following recommendation:

1. That the peer review report of Remy Consulting Engineers conducted by Ojdrovic Engineering Inc., be received; and,
2. That Council approve the demolition of the garage/carriage house structure at 197 Woodbridge Avenue, located in the Woodbridge Heritage Conservation District, due to the deteriorated condition detailed in the engineering report by Remy Consulting Engineers and confirmed by Ojdrovic Engineering Inc. in its peer review.

30 **PARKING BY-LAW AMENDMENTS**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Legal and Administrative Services & City Solicitor, dated April 24, 2012:

Recommendation

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

1. That Parking By-law 1-96, as amended, be further amended in accordance with this Report.

31 **DUMPING BY-LAW AMENDMENT**

The Committee of the Whole recommends approval of the recommendation contained in the following

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report of the Commissioner of Legal and Administrative Services and City Solicitor, dated April 24, 2012:

Recommendation

The Commissioner of Legal and Administrative Services and City Solicitor recommends that Council amend Dumping By-law 3-2004 in accordance with the amendment recommended in this Report.

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**SITE DEVELOPMENT FILE DA.08.024
MINTO YONGE AND ARNOLD INC.
WARD 5 – VICINITY OF YONGE STREET AND ARNOLD AVENUE**

The Committee of the Whole recommends:

- 1) That the recommendation contained in the following report of the Commissioner of Planning, dated April 24, 2012, be approved subject to the following amendment in accordance with Communication C5, memorandum from the Commissioner of Planning, dated April 19, 2012:

THAT the first paragraph in Recommendation #1 be replaced with the following:

"THAT Site Development File DA.08.024 (Minto Yonge and Arnold Inc.) BE APPROVED, to permit the development of the subject lands shown on Attachments #1 and #2 with a 5-storey mixed use (condominium) building having a step-up to 6-storeys along Yonge Street, consisting of 218 residential apartment-type units, 725m² of at-grade commercial uses, and the integration and reuse of the existing heritage Robert Cox House (227 m²) for commercial uses only as shown on Attachments #3 to #6, subject to the following conditions:"

- 2) That the access be restricted to "left only out" at Arnold Avenue;
- 3) That the following Communications be received:
C2. Mr. Adam J. Brown, dated April 18, 2012; and
C8. Mr. Pascal Seni, dated April 23, 2012; and
- 4) That the coloured elevation submitted by the applicant be received.

Recommendation

The Commissioner of Planning recommends:

1. THAT the Ontario Municipal Board BE ADVISED that Council ENDORSES Site Development File DA.08.024 (Minto Yonge and Arnold Inc.) to facilitate the development of the subject lands shown on Attachments #1 and #2 with a 5-storey mixed-use (condominium) building having a step-up to 6-storeys along Yonge Street, consisting of 218 residential apartment-type units, 725m² of at-grade commercial uses, and the integration and reuse of the existing heritage Robert Cox House (227m²) for commercial uses only as shown on Attachments #3 to #6, subject to the following conditions:
 - a) that prior to the execution of the Site Plan Agreement:

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- i) the final site plan, building elevations, signage plan, landscape plan and landscape cost estimate shall be approved by the Vaughan Development Planning Department and the Vaughan Cultural Services Division;
 - ii) the final site servicing plan, grading plan, stormwater management report and noise report shall be approved by the Vaughan Development/Transportation Engineering Department;
 - iii) the Owner shall provide a list of building features prepared by an accredited LEED Professional identifying how the proposed building will meet the Regional "Sustainable Development Through LEED" Program, to the satisfaction of the Vaughan Development Planning and Vaughan Building Standards Departments;
 - iv) the Owner shall fulfill the requirement for a Heritage Conservation Easement Agreement as required by the Ontario Municipal Board decision respecting the subject lands, to the satisfaction of the Vaughan Cultural Services Division, and the Legal Services and Development Planning Departments; and,
 - v) the Owner shall provide a separate Letter of Credit in the amount of \$122,170 to secure the obligations of the Heritage Conservation Easement Agreement; and,
- b) that the Site Plan Agreement shall include the following provisions:
 - i) that prior to the issuance of a Building Permit:
 - a) the Owner shall provide confirmation to the Vaughan Development Planning and Building Standards Departments that they have entered into an Agreement with the Region of York to facilitate the development of the subject lands with a LEED Gold certified building through the Region of York "Sustainable Development Through LEED" Program;
 - b) the Owner shall certify the project with the Canada Green Building Council and provide confirmation to this effect to the satisfaction of the Vaughan Development Planning and Building Standards Departments;
 - c) the Owner shall provide confirmation of the site remediation to the Vaughan Development/Transportation Engineering Department;
 - d) the Owner shall complete and submit the site remediation and verification report to the Vaughan Development/Transportation Engineering Department, and this report shall be incorporated into the final Phase II ESA report as per O. Reg 158/04;
 - e) the Owner shall submit to the Vaughan Development/Transportation Engineering Department, a Record of Site Condition with acknowledgement from the Ministry of Environment; and,
 - ii) the Owner shall pay to Vaughan by way of certified cheque, cash-in-lieu of the dedication of parkland equivalent to 5% of the value of the subject lands, prior to the issuance of a Building Permit, or a fixed unit rate per unit,

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whichever is higher, in accordance with the Planning Act and the City's Cash-in-lieu Policy;

- iii) the Owner's Agreement with the Region of York shall include a requirement that the Owner shall submit a Letter of Credit to the Region of York in the amount of \$396,800.00 through the Region's "Sustainable Development through LEED" Program at the time of application for a Building Permit (through the City) to secure delivery of a LEED Gold building; and,
 - iv) the Owner shall file, together with the Application for Building Permit, all the necessary plans certified by a LEED Accredited Professional demonstrating that the proposed building meets the necessary LEED Gold requirements to the satisfaction of the Vaughan Development Planning and Building Standards Departments and the Region of York.
2. THAT Council pass the following resolution with respect to the allocation of sewage capacity from the York Sewage Servicing System and water supply capacity from the York Water Supply System in accordance with the approved Servicing Capacity Distribution Protocol dated May 24, 2011.

"IT IS HEREBY RESOLVED THAT Site Development Application DA>08.024 is allocated sewage capacity from the York Sewage Servicing System and water supply capacity from the York Water Supply System for an additional nine residential units."

33

**PROCLAMATION AND FLAG RAISING REQUEST
ITALIAN HERITAGE MONTH**

The Committee of the Whole recommends:

- 1) That the recommendation contained in the following report of the City Clerk, dated April 24, 2012, be approved; and
- 2) That the deputation of Mr. Michael Tibollo, National Congress of Italian Canadians, 11 Director Court, Suite #201, Vaughan, L4L 4S5, be received.

Recommendation

The City Clerk recommends:

- 1) That June 2012 be proclaimed as "Italian Heritage Month" in the City of Vaughan;
- 2) That the Italian flag be raised at Vaughan City Hall on June 2, 2012 for a period no longer than one week in accordance with the Flag Raising/Half Masting Policy; and
- 3) That the proclamation be posted on the City's website and published on the City Page Online.

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**SIGN VARIANCE APPLICATION
FILE NO: SV.11-036
OWNER: 1821676 ONTARIO INC.
LOCATION: 7961 JANE STREET, LOT 7, CONCESSION 4
WARD 4**

The Committee of the Whole recommends:

- 1) That the recommendation contained in the following report of the Commissioner of Planning and the Director of Building Standards, dated April 24, 2012, be approved; and**
- 2) That the deputation of Mr. Sid Catalano, Pattison Outdoor Advertising Ltd., and Communication C9, on behalf of the applicant, be received.**

Recommendation

The Commissioner of Planning and the Director of Building Standards recommends that

1. The City enter into an agreement with 1821676 Ontario Inc. and Patterson Outdoor Advertising to implement the City's approval of Sign Variance Application SV. 11-036.
2. The Mayor and Clerk be authorized to sign the agreement substantially in the form attached.

35

**TORONTO AND REGION CONSERVATION AUTHORITY (TRCA) REQUEST
TO APPOINT AN ELECTED REPRESENTATIVE TO THE NASHVILLE RESOURCE
MANAGEMENT TRACT MANAGEMENT PLAN – ADVISORY COMMITTEE**

The Committee of the Whole recommends:

- 1) That clauses 2 and 3 of the recommendation contained in the following report of the City Clerk, dated April 24, 2012, be approved; and**
- 2) That Regional Councillor Di Biase be appointed to the Nashville Resource Management Tract Management Plan – Advisory Committee.**

Recommendation

The City Clerk recommends that Council give consideration to the following:

- 1) That the City of Vaughan appoint a member of Council to the Nashville Resource Management Tract Management Plan – Advisory Committee;
- 2) That the name of the Council member appointed be forwarded to the Toronto and Region Conservation Authority by May 4, 2012; and
- 3) That Council ratify the action taken at the April 24, 2012 Committee of Whole meeting.

**36 DEPUTATION – MS. NATHALIE KARVONEN WITH RESPECT TO
 THE TORONTO WILDLIFE CENTRE**

The Committee of the Whole recommends:

- 1) That the deputation of Ms. Nathalie Karvonen, Toronto Wildlife Centre, 60 Carl Hill Road, Toronto, Suite #4, M3K 2C1 and Communications C1 and C10, both dated April 10, 2012, be received and that a report be prepared by appropriate staff for the Council meeting of May 8, 2012, with respect to whether the City should be developing some form of wildlife service, including but not limited to the question of any liability that may attach to the failure to provide such service, when other municipalities do so; and
- 2) That Communication C7, memorandum from the Director of Enforcement Services, dated April 24, 2012, be received.

37 OTHER ITEMS CONSIDERED BY THE COMMITTEE

37.1 RECESS INTO CLOSED SESSION

The Committee of the Whole recessed into Closed Session at 1:19 p.m. for the purpose of receiving legal advice with respect to Item 16, REQUEST FOR FREE USE OF COMMUNITY SPACE.

The Committee of the Whole reconvened into open session at 1:25 p.m. with all Members present.

37.2 RECONSIDERATION (1)

The Committee of the Whole passed a motion at 1:53 p.m. to reconsider Item 16, REQUEST FOR FREE USE OF COMMUNITY SPACE.

37.3 RECONSIDERATION (2)

The Committee of the Whole passed a motion at 2:04 p.m. to reconsider Item 16, REQUEST FOR FREE USE OF COMMUNITY SPACE.

37.4 CONSIDERATION OF AD HOC COMMITTEE REPORTS

The Committee of the Whole recommends:

That the following Ad Hoc Committee reports be received:

1. Heritage Vaughan meeting of March 21, 2012 (Report No. 3).
2. Task Force on the City's Role in Festivals and Community Events meeting of March 19, 2012 (Report No. 3).
3. Telecommunication Facility Siting Protocol Task Force meeting of March 22, 2012 (Report No. 3).
4. Accessibility Advisory Committee meeting of March 27, 2012 (Report No. 3).

38

NEW BUSINESS – HARBOURING PIGEONS

The Committee of the Whole recommends that staff provide a report addressing potential solutions to complaints about the negative impact of harbouring pigeons in a residential/urban neighbourhood.

The foregoing matter was brought to the attention of the Committee by Councillor Iafrate.

39 **NEW BUSINESS - SELECTION PROCESS - DIRECTOR OF DEVELOPMENT FINANCE & INVESTMENTS AND THE DIRECTOR OF PURCHASING**

The Committee of the Whole recommends:

That the following Members of Council participate in the selection for the following positions:

Director of Purchasing
Mayor Bevilacqua and/or
Deputy Mayor and Regional Councillor Rosati;
Regional Councillor Di Biase; and
Regional Councillor Schulte.

Director of Development Finance & Investments
Mayor Bevilacqua and/or
Deputy Mayor and Regional Councillor Rosati;
Councillor De Francesca; and
Councillor Shefman.

The foregoing matter was brought to the attention of the Committee by Mayor Bevilacqua.

40 **COMMITTEE OF THE WHOLE (CLOSED SESSION) RESOLUTION
APRIL 24, 2012**

The Committee of the Whole passed the following resolution to resolve into closed session for the purpose of discussing the following:

1. **ONTARIO MUNICIPAL BOARD HEARING
OPA 653 - FILE OP.05.020
TESMAR HOLDINGS INC.
NORTHEAST CORNER OF JANE ST AND RIVEROCK GATE – WARD 4**
(litigation or potential litigation)
2. **ONTARIO MUNICIPAL BOARD HEARING
ZONING BY-LAW 11-2012 (FILE Z.11.031)
611428 ONTARIO LIMITED
MILANI BOULEVARD, WEST OF HWY 27, SOUTH OF LANGSTAFF RD – WARD 2**
(litigation or potential litigation)
3. **PERSONNEL MATTER
PERFORMANCE REVIEWS**
(personal matters about an identifiable individual)

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The meeting adjourned at 3:52 p.m.

Respectfully submitted,

Regional Councillor Gino Rosati, Chair