

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF DECEMBER 13, 2011

Item 1, CW Report No. 54 – Page 2

Contribution to Sustainability

N/A

Economic Impact

None.

Communications Plan

The results of this application will be communicated to the applicant through the Secretary to the Sign Variance Committee.

Purpose

Request to install a Poster Panel (3rd Party Billboard) sign on the subject property, as shown on the attached drawings.

Background - Analysis and Options

Sign By-law Requirements (By-Law 203-92, as amended):

Section 15.1 a) Poster Panel Signs shall be located within the limits of the Permitted Employment Areas as shown on Schedule "E".

Section 15.1 h) Poster Panel shall be setback 100 meters from lands zoned Residential and all buildings containing residential units.

Relationship to Vaughan Vision 2020/Strategic Plan

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

Regional Implications

Region of York Engineering approval is required for the proposed sign.

Conclusion

The applicant has applied to the City to construct a 3rd Part Poster Panel Sign (Billboard) outside the prescribed area of the City. The proposed sign is located on the west side of the CPR Right-of way crossing on the south side of Rutherford Road just west of Simmons Street and Highway No.27.

Members of the Sign Variance Committee do not support the application. The proposed sign is located outside the prescribed area for Poster Panels on lands zoned Agricultural, as shown on the attached plan. The area is predominately zoned agricultural and open space with residentially zoned lands to the east. The proposed sign is setback approx. 20 meters for the residential zone and 60 meters from a building containing a residential unit.

Members of the Sign Variance Committee are concerned with the overall impact of the proposed 3rd party sign on the surrounding agricultural/residential area and do not support the application.

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Accordingly, Members of the Committee are recommending that the application be refused.

If Council finds merit in the application, a Sign Permit issued by the Building Standards Department is required.

Attachments

1. Photo – Sign Location
2. City Zoning Map – Sign Location
3. Sketch of Sign

Report prepared by:

John Studdy, Manager of Customer & Administrative Services Ext 8232

(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.)

CITY OF VAUGHAN

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Item 2, Report No. 54, of the Committee of the Whole, which was adopted, as amended, by the Council of the City of Vaughan on December 13, 2011, as follows:

By approving that recommendation 1 of the Committee of the Whole be replaced with the following:

That Sign Variance Application SV.11-005, CP Rail, be APPROVED for a temporary 5 year period conditional on surrounding applications and an appropriate security deposit to cover removal and at which time an additional Sign Variance Application will be required to be approved by Council to allow the sign to remain.; and

By receiving the report of the Sign Variance Committee, dated October 25, 2011.

2

**SIGN VARIANCE APPLICATION
FILE NO: SV.11-005
OWNER: CP RAIL
LOCATION: SOUTH SIDE OF MAJOR MACKENZIE DRIVE
(EAST SIDE OF HUNTINGTON ROAD)
LOT 20, CONCESSION 9
WARD 2
(Deferred)**

The Committee of the Whole recommends:

- 1) **That the recommendation contained in the following report of the Sign Variance Committee, dated October 25, 2011, be approved;**
- 2) **That the deputation of Mr. Sid Catalano, Pattison Outdoor, 2700 Matheson Boulevard East, Mississauga, L4V 4W9, be received; and**
- 3) **That Communication C3, Confidential Memorandum from the Commissioner of Legal and Administrative Services and City Solicitor, dated November 21, 2011, be received.**

Council, at its meeting of November 8, 2011, adopted the following (Item 14, Report No. 47):

That consideration of this matter be deferred to the Committee of the Whole meeting of December 6, 2011; and

That the City Solicitor provide Council with a report on annual income generating opportunities from licensing of these signs, and that this report be provided to Council prior to the December Committee of the Whole meeting.

Committee of the Whole recommendation of October 25, 2011:

- 1) That the recommendation contained in the following report of the Sign Variance Committee, dated October 25, 2011, be approved subject to adding, "conditional on surrounding applications and an appropriate security deposit to cover removal" after the word "period"; and
- 2) That the deputation of Mr. Sid Catalano, Pattison Outdoor, 2700 Matheson Boulevard East, Mississauga, L4W 4V9, be received.

Report of the Sign Variance Committee, dated October 25, 2011.

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Recommendation

The Sign Variance Committee recommends:

That Sign Variance Application SV.11-005, CP Rail, be APPROVED for a temporary 5 year period and at which time an additional Sign Variance Application will be required to be approved by Council to allow the sign to remain.

Contribution to Sustainability

N/A

Economic Impact

None.

Communications Plan

The results of this application will be communicated to the applicant through the Secretary to the Sign Variance Committee.

Purpose

Request to install a Poster Panel (3rd Party Billboard) sign on the subject property as shown on the attached drawings.

Background - Analysis and Options

Sign By-law Requirements (By-Law 203-92, as amended):

Section 15.1 Poster Panel Signs shall be located on vacant lands zoned industrial or commercial.

Section 15.1 a) Poster Panel Signs shall be located within the limits of the Permitted Employment Areas as shown on Schedule "E" .

Relationship to Vaughan Vision 2020/Strategic Plan

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

Regional Implications

Region of York Engineering approval is required for the proposed sign.

Conclusion

The applicant has applied to the City to construct a 3rd Part Poster Panel Sign (Billboard) outside the prescribed area of the City. The proposed sign is located on the west side on the CPR Right-of Way crossing on the north side of Major Mackenzie Drive approximately half way between Huntington Road and Highway No. 27.

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Members of the Sign Variance Committee have reviewed the application and have no objections to the proposed sign being approved for a temporary period of time and that the subject sign is removed when the lands to the north or east are developed. The proposed sign is located outside the prescribed area of the City. The area is predominately zoned agricultural and open space as shown on the attached plan. There are Employment area uses proposed to the south and Residential uses proposed for the lands north and east of the proposed sign that are in various stages of approval. Construction/occupancy of the residential homes is not expected in the immediate future.

Members of the Committee are prepared to recommend approval for a temporary period of time and that the present application/approval will expire and an additional Sign Variance Application will be required and to be approved by Council. Failing the additional approval of Council, the sign must be removed by the owner.

Accordingly, Members of the Committee are recommending that the approval be for a temporary 5 year period and at which time an additional Sign Variance Application will be required to be approved by Council to allow the sign to remain.

If Council finds merit in the application, a Sign Permit issued by the Building Standards Department is required.

Attachments

1. Photo – Sign Location
2. City Zoning Map – Sign Location
3. Sketch of Sign

Report prepared by:

John Studdy, Manager of Customer & Administrative Services Ext 8232

(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.)

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF DECEMBER 13, 2011

Item 3, Report No. 54, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on December 13, 2011.

3

**PROCLAMATION REQUEST
FAMILY LITERACY DAY – JANUARY 27, 2012**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the City Clerk, dated December 6, 2011:

Recommendation

The City Clerk recommends:

- 1) That January 27, 2012 be proclaimed as “Family Literacy Day”; and
- 2) That the proclamation be posted on the City’s website and published on the City Page Online.

Contribution to Sustainability

N/A

Economic Impact

N/A

Communications Plan

The Corporate Communications Department posts proclamations issued by the City on the City’s website under “Events – Proclamations” and on the City Page Online.

Purpose

To respond to the request received from the President of ABC Life Literacy Canada.

Background - Analysis and Options

The correspondence received from the president of ABC Life Literacy Canada, dated November 7, 2011 is attached. (Attachment 1)

Family Literacy Day is a national awareness initiative created by ABC Life Literacy Canada in 1999 and held annually on January 27 to raise awareness of the importance of reading and engaging in other literacy-related activities as a family. This initiative encourages families to spend 15 minutes daily thus improving a child’s literacy skills and can also help parents improve their skills as well. Vaughan Council has previously granted this proclamation request.

The proclamation request meets the City’s Proclamation Policy, as follows:

“That upon request, the City of Vaughan issue Proclamations for events, campaigns or other similar matters:

- (i) which are promoted by any organization that is a registered charity pursuant to Section 248 of the Income Tax Act”. ABC Life Literacy Canada is a registered charity”.

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Relationship to Vaughan Vision 2020/Strategic Plan

This report supports the strategic priorities established by Vaughan Vision 2020, in particular “Enhance and Ensure Community Safety, Health and Wellness”.

Regional Implications

N/A

Conclusion

Staff is recommending that January 27, 2012 be proclaimed as “Family Literacy Day” and that the proclamation be posted on the City’s website and published on the City Page Online.

Attachments

Attachment 1: Correspondence from the president of ABC Life Literacy Canada, dated November 7, 2011

Report prepared by:

Connie Bonsignore, Administrative Assistant to the 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.)

CITY OF VAUGHAN

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Item 4, Report No. 54, of the Committee of the Whole, which was adopted, as amended, by the Council of the City of Vaughan on December 13, 2011, as follows:

By approving the following in accordance with Communication C2, from the City Clerk and the Commissioner of Finance and City Treasurer, dated December 12, 2011:

“That Council put back the funds used to purchase the United Church and pursue other alternative.”

**4 PIERRE BERTON ARTIFACTS AND MEMORABILIA TASK FORCE
RECOMMENDATIONS**

The Committee of the Whole recommends:

1. That the recommendation contained in the following report of the City Clerk, dated December 6, 2011, be approved subject to substituting the word “delete” with “modified” and deleting the word “not” in Clause 1, so that it now reads:
 1. That the following sentence be modified from the Pierre Berton Artifacts and Memorabilia Task Force Terms of Reference:
"Members of City of Vaughan Council may serve as Chair or Vice Chair".

Recommendation

The City Clerk, on behalf of the Pierre Berton Artifacts and Memorabilia Task Force, recommends:

1. That the following sentence be deleted from the Pierre Berton Artifacts and Memorabilia Task Force Terms of Reference:
"Members of City of Vaughan Council may not serve as Chair or Vice Chair"; and
2. That a letter of thanks be sent to former Steering Committee Members.

Sustainability

n/a

Economic Impact

n/a

Communications Plan

n/a

Purpose

In accordance with the Procedural By-law, Ad Hoc Committees must submit reports to Council. This report is bringing forward for Committee's consideration the recommendations from the Pierre Berton Artifacts and Memorabilia Task Force.

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Item 4, CW Report No. 54 – Page 2

Background and Analysis

At the Pierre Berton Artifacts and Memorabilia Task Force meeting of October 31, 2011 the following recommendations were made:

1. That the following sentence be deleted from the Terms of Reference:
"Members of City of Vaughan Council may not serve as Chair or Vice Chair"; and
2. That a letter of thanks be sent to former Steering Committee Members.

Relationship to Vaughan Vision 2020

This report is consistent with the priorities previously set by Council.

Regional Implications

n/a

Conclusion

The recommendations from the Pierre Berton Artifacts and Memorabilia Task Force is being brought forward for Committee's consideration.

Attachments

none

Report Prepared By

Adelina Bellisario, Assistant City Clerk

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Item 5, Report No. 54, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on December 13, 2011.

5

**AWARD OF TENDER T11-413
SUPPLY AND DELIVERY OF ANNUAL FLOWERS**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Community Services, dated December 6, 2011:

Recommendation

The Commissioner of Community Services, in consultation with the Directors of Parks and Forestry Operations and Purchasing Services recommends:

1. That Tender T11-413 for the supply and delivery of annual flowers, be awarded to Frank Sant & Sons Greenhouses, for two years at a cost of \$125,130.44 per year (excluding HST), with an option to renew for two (2) additional one (1) year terms at the discretion of the City; and,
2. That a bylaw be enacted authorizing the Mayor and the City Clerk to sign the necessary documents.

Contribution to Sustainability

This report is consistent with the priorities previously set by Council in the Green Directions Vaughan, Community Sustainability Environmental Master Plan, Goal 4, Objective 4.1:

- To create a vibrant community where citizens, business and visitors thrive.

Economic Impact

Funds have been identified in the 2012 & 2013 Operating Budget for annual flowers.

Communications Plan

Not Applicable.

Purpose

The purpose of this report is to award Tender T11-413 for the supply and delivery of annual flowers for the 2012 & 2013 seasons.

Background - Analysis and Options

The planting of flowers throughout the City of Vaughan provide vibrant colour, variety and year round landscaping to our streetscapes. In keeping with a sustainable trend, the Parks and Forestry Operations Department continues to propagate and divide perennials, therefore reducing our reliance on annuals.

This Tender was advertized on Monday, October 3, 2011 on the City of Vaughan Webpage, in the Daily Commercial News, Biddingo and the Ontario Public Buyers Association. Tenders closed and were publicly opened on Wednesday, October 19, 2011 at 3:30 p.m. One (1) bid document was issued and one (1) bid was received by the Purchasing Services Department.

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Item 5, CW Report No. 54 – Page 2

The bid results are as follows:

Contractor	Bid Per Year	Total Bid Two Years 2012 / 2013 (Excl. HST)
Frank Sant & Sons Greenhouses Kleinburg, Ontario	\$125,130.44	\$250,260.88

Relationship to Vaughan Vision 2020/Strategic Plan

In consideration of the strategic priorities related to Vaughan Vision 2020, the project will provide:

- **STRATEGIC GOAL:**
Service Excellence – Providing service excellence to citizens.
- **STRATEGIC OBJECTIVES:**
Pursue Excellence in Service Delivery; and Enhance and Ensure Community Safety, Health and Wellness – To deliver high quality services and to promote health and wellness through design and program.

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

Regional Implications

Not applicable

Conclusion

Staff members of Parks and Forestry Operations and the Purchasing Services Department have reviewed the bid submission and have determined that the bid supplier Frank Sant & Sons Greenhouses has met the requirements of the contract. It is therefore recommended that Frank Sant & Sons Greenhouses be awarded the contract for the supply and delivery of annual flowers for two years at a cost of \$125,130.44 (excluding HST) per year.

Attachments

N/A.

Report prepared by:

Marjie Fraser, Director of Parks and Forestry Operations, Ext. 6137
Jeffrey Silcox-Childs, Manager of Parks Services, Ext. 6140

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF DECEMBER 13, 2011

Item 6, Report No. 54, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on December 13, 2011.

6

**AWARD OF TENDER T11-429
SUPPLY AND INSTALLATION OF METAL AND WOOD FENCES**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Community Services, dated December 6, 2011:

Recommendation

The Commissioner of Community Services, in consultation with the Directors of Purchasing Services, Parks and Forestry Operations and Budgeting and Financial Planning, recommends:

1. That Tender T11-429 for the supply and installation of a 900mm metal fence on Melville Avenue be awarded to Sam Velocci Construction Ltd. for \$70,800.00 (price excludes HST) project identified in the Capital Budget; and,
2. That the budget for capital project number: PO-6710-10 for Fence Repairs be increased by \$43,000.00, including a \$5,000.00 contingency and the source of funding be from capital taxation; and,
3. That Tender T11-429 for the supply and installation of wood fence on Jane Street be awarded to Kasey Installation & Construction for \$78,500.00, (price excludes HST) project identified in the Parks and Forestry 2011 Operating Budget; and,
4. That the inclusion of the matter on a public Committee or Council agenda for the additional funding request identified as Supply and Installation of Metal Fence and Wood Fences is deemed sufficient notice pursuant to Section 2 (1) (c) of By-law 394-2002; and,
5. That a bylaw be enacted authorizing the Mayor and the City Clerk to sign the necessary documents.

Contribution to Sustainability

This report is consistent with the priorities previously set by Council in the Green Directions Vaughan, Community Sustainability Environmental Master Plan, Goal 2, Objective 2.3:

- To create a City with sustainable built form.

Economic Impact

Funds in the amount of \$72,100.00 have been approved in the 2010 Capital Budget for the fence replacements; however an additional \$43,000.00 is required to complete this project due to utilizing a more sustainable and maintenance free material. The replacement of the wood fence in the amount of \$78,500.00 is included in the Parks and Forestry Operations Operating Budget for general fence repairs.

Communications Plan

Not Applicable.

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Purpose

The purpose of this report is to award Tender T11-429 for The Supply and Installation of Ornamental and Decorative Wood Fencing along portions of Jane Street and Melville Avenue.

Background - Analysis and Options

Parks and Forestry Operations have the responsibility to perform fence repairs located on City property throughout the City of Vaughan road allowances. Fences located on these window streets are referred to as community edge fencing and are presently deteriorating and becoming a safety concern, and also reflect negatively on the neighborhood and on the City of Vaughan image.

A committee made up of staff from the Engineering Department, Parks and Forestry Operations Department and Urban Design Department met in late 2010 to review the existing City standards for these metal fences located on our road allowances. The review determined that the current community edge fencing along window streets on the City of Vaughan road allowance was manufactured from a low grade material called *galvaloom*. This material experienced early deterioration and required costly repairs. The committee reviewed a number of materials currently available on the market and recommended an improved heavier fence material manufactured from *marine aluminum*. This material is expected to last much longer with little or no maintenance. This material will also be specified as a standard in future subdivisions, and for the replacement of existing metal fences where applicable. This new product and complete replacement is the main reasons for the additional costs for replacing the metal fence on Melville Avenue.

The committee also recommended that wood be consider as an option where appropriate to replace metal fences. This is keeping with standard wood fences installed throughout the City of Vaughan and will help to reduce the cost of fence replacements. Staff performed this review for this project and determined that the metal fence be replaced with a wood fence, and that the ornamental fence remain along Melville Avenue at a 900mm height due to the proximity of the homes, and in keeping with the rest of the neighborhood.

This Tender was advertized on Tuesday, October 4, 2011 on the City of Vaughan Webpage, in the Daily Commercial News, Biddingo and the Ontario Public Buyers Association. Tenders closed and were publicly opened on Wednesday, October 19, 2011 at 3:30 p.m. Eight (8) bid documents were issued and eight (8) bids were received by the Purchasing Services Department.

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The bid results are as follows:

Metal Ornamental Fence

Contractor	Bid cost per Lm	Area	Total Bid (Excl. HST)
Sam Velocci Construction Ltd. Woodbridge, Ontario	\$177.00 /per Lm	400 Lm	\$70,800.00
Kasey Installation & Construction Newmarket, Ontario	\$185.00/per Lm	400 Lm	\$74,000.00
Up-Rite Fence Tottenham, Ontario	\$197.00/per Lm	400 Lm	\$78,800.00
Loc-Pave Construction Limited Gormley, Ontario	\$210.00/per Lm	400 Lm	\$84,000.00
Pine Valley Enterprises Inc. Concord, Ontario	\$212.20/per Lm	400 Lm	\$84,880.00
R-Chad General Contracting Inc. Concord, Ontario	\$220.00/per Lm	400 Lm	\$88,000.00
Leone Fence Co. Ltd. Mississauga, Ontario	\$259.40/per Lm	400 Lm	\$103,760.00
002274084 Ontario Ltd. o/a GMP Contracting Ltd Toronto, Ontario	\$375.00/per Lm	400 Lm	\$150,000.00

Wood Fence

Contractor	Bid cost per Lm	Area	Total Bid (Excl. HST)
Kasey Installation & Construction Newmarket, Ontario	\$78.50/per Lm	1000 Lm	\$78,500.00
Up-Rite Fence Tottenham, Ontario	\$103.00/per Lm	1000 Lm	\$103,000.00
Pine Valley Enterprises Inc. Concord, Ontario	\$117.20/per Lm	1000 Lm	\$117,200.00
R-Chad General Contracting Inc. Concord, Ontario	\$220.00/per Lm	1000 Lm	\$220,000.00
Leone Fence Co. Ltd. Mississauga, Ontario	\$125.65/per Lm	1000 Lm	\$125,650.00
Loc-Pave Construction Limited Gormley, Ontario	\$135.00/per Lm	1000 Lm	\$135,000.00
Sam Velocci Construction Ltd. Woodbridge, Ontario	\$135.50/per Lm	1000 Lm	\$135,500.00
002274084 Ontario Ltd. o/a GMP Contracting Ltd Toronto, Ontario	\$187.50/per Lm	1000 Lm	\$187,500.00

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Item 6, CW Report No. 54 – Page 4

The financial summary for T11-429 (Capital Budget) is as follows:

Financial Summary	
Tender Cost T11-219 (excluding HST)	70,800.00
Contingency	5,000.00
HST (1.76%)	1,334.08
3% administration fees	2,314.02
Total Cost	79,448.10
PO6710-10 Budget	72,100.00
Less: Commitments/Expenses to Date (funds reduced due to costs associated with the fence removal)	34,577.12
3% administration fees	1,037.31
Tender Total Cost T11-219	79,448.10
ADDITIONAL FUNDS REQUIRED	(42,962.53)
ROUNDED TO	43,000.00

Relationship to Vaughan Vision 2020/Strategic Plan

In consideration of the strategic priorities related to Vaughan Vision 2020, the project will provide:

- **STRATEGIC GOAL:**
Service Excellence – Providing service excellence to citizens.
- **STRATEGIC OBJECTIVES:**
Pursue Excellence in Service Delivery; and Enhance and Ensure Community Safety, Health and Wellness – To deliver high quality services and to promote health and wellness through design and program.

This report recommends a change from the priorities previously set by Council as the necessary resources have not fully been allocated.

Regional Implications

Not applicable

Conclusion

Parks and Forestry Operations have reviewed the bid submissions and have determined that the bid supplier Kasey Installation & Construction and Sam Velocci Construction Ltd. have met the requirements of the contract. It is therefore recommended that Kasey Installation & Construction be awarded the wood fence replacements on Jane Street for \$78,500.00 and Sam Velocci Construction Ltd. for replacement of the metal fence on Melville Avenue for \$70,800.00.

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Should Council concur with the additional funding request, this action would be considered as an amendment to the Capital Budget. 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 By-law 394-2002.

Attachments

N/A.

Report prepared by:

Marjie Fraser, Director of Parks and Forestry Operations, Ext. 6137

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF DECEMBER 13, 2011

Item 7, Report No. 54, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on December 13, 2011.

7

**AWARD OF TENDER T11-493
UPLANDS SKI CENTRE CHAIR LIFT REPLACEMENT – WARD 5**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Community Services, dated December 6, 2011:

Recommendation

The Commissioner of Community Services, in consultation with the Directors of Parks Development, Purchasing Services, and Budgeting and Financial Planning, recommends:

- 1) That the tender T11-493 for Chair Lift Replacement at Uplands Golf and Ski Centre be awarded to Doppelmayer Canada Limited in the amount of \$995,000 (plus HST); and,
- 2) That a 7% contingency in the amount of \$69,650, plus HST be approved within which the Director of Parks Development is authorized to approve amendments to the contract; and,
- 3) That the Mayor and City Clerk be authorized to sign all documentation necessary to complete the Contract.

Contribution to Sustainability

This report is consistent with the priorities previously set by Council in the Green Directions Vaughan, Community Sustainability Environmental Master Park Plan, Goal 4, Objective 4.1, Action 4.1.9:

- Support outdoor recreation activities that engage citizens and visitors in our natural and green spaces as described in Vaughan's "Active Together" Master Plan.

Economic Impact

Capital funding totaling \$1,100,000 for project PK-6352-11, for Chair Lift Replacement at Uplands Golf and Ski Centre, was approved by Council on July 6, 2011, Item 5, Report No.15. Annual, routine maintenance is performed by the Uplands Golf and Ski Centre Management Company at no cost to the City of Vaughan.

Communications Plan

The Management Company operating the Uplands Golf and Ski Club on behalf of the City of Vaughan will be made aware of Council's decision in this regard.

Purpose

The purpose of this report is to seek Council approval to award tender T11-493 – for Chair Lift Replacement at Uplands Golf and Ski Centre.

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Background - Analysis and Options

The scope of work described in the bid document is to supply and install a quad chair fixed grip ski lift to replace the existing double chair fixed grip ski lift. The tender was advertised in the Commercial Daily News on November 2, 2011. A total of two (2) bids were picked up and two (2) bids were received.

<u>Contractor</u>	<u>Total Tendered Price (excl. HST)</u>
Doppelmayr Canada Ltd.	\$ 995,000.00
Leitner-Poma Canada Inc.	\$ 1,026,041.25

Financial Summary	
Tender Cost T11-493 (excluding HST)	995,000.00
Contingency (7%)	69,650.00
HST (1.76%) Revenue generated facility	-
3% administration fees	31,939.50
Total Cost	1,096,589.50
PK-6352-11 Budget	1,100,000.00
Less: Commitments/Expenses to Date	1,963.80
3% administration fees	58.91
Tender Total Cost T11-493	1,096,589.50
Budget Remaining for future expenses	1,387.79

Should Council approve the award of this tender, it is anticipated that replacement of the existing chair lift would commence in late May / early June 2012 and be completed by December, 2012.

Relationship to Vaughan Vision 2020 / Strategic Plan

In consideration of the strategic priorities related to Vaughan Vision 2020, the project will provide:

- **STRATEGIC GOAL:**
Service Excellence – Providing service excellence to citizens.
- **STRATEGIC OBJECTIVES:**
Pursue Excellence in Service Delivery; and Enhance and Ensure Community Safety, Health and Wellness – To deliver high quality services and to promote health and wellness through design and program.

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

CITY OF VAUGHAN

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Regional Implications

Skiers of all abilities from across York Region, including many public schools utilize the Uplands Golf and Ski Centre in the winter months for outdoor recreation purposes.

Conclusion

The low bid Contractor is deemed to meet the requirements of the tender. Sufficient funding is available in the 2011 Capital Budget (PK-6352-11) to complete this project. Parks Development staff recommends that this contract be awarded to Doppelmayr Canada Ltd. in the amount of \$995,000.00, plus HST.

Attachments

N/A.

Report prepared by:

Stephen Tippett, Landscape Architect Technician, Ext. 8985
Paul Gardner, Director of Parks Development, Ext. 8858

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF DECEMBER 13, 2011

Item 8, Report No. 54, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on December 13, 2011.

8 **REQUEST FOR DEMOLITION OF DESIGNATED PROPERTY
WITHIN THE WOODBRIDGE HERITAGE CONSERVATION DISTRICT,
197 WOODBRIDGE AVENUE, GARAGE/CARRIAGE STRUCTURE – WARD 2**

The Committee of the Whole recommends:

- 1) That the applicant agree to pay the cost of a peer review of the engineering consultant's report, to the effect that the garage/carriage structure at 197 Woodbridge Avenue is beyond repair and may constitute a public safety hazard;

 That the selection of the peer reviewer be subject to the approval of appropriate staff; and

 That the report of the peer reviewer be brought back to a future Committee of the Whole meeting;
- 2) That the following report of the Commissioner of Community Services and the Director of Recreation and Culture, dated December 6, 2011, be received; and
- 3) That the deputation of Mr. Nino Rico, Nino Rico Architect, 10-201 Spinnaker Way, Concord, L4K 4C6, on behalf of Old Market Lane Inc., be received.

Recommendation

The Commissioner of Community Services and the Director of Recreation and Culture provides the following recommendation on behalf of Heritage Vaughan Committee:

1. That Heritage Vaughan does not approve of the demolition of the garage/carriage structure at 197 Woodbridge Avenue and request the applicant restore the property.

Contribution to Sustainability

This report is consistent with the priorities previously set by Council in the Green Directions, Vaughan, Community Sustainability Environmental Master Plan, Goal 4, Objective 4.1:

- To foster a city with strong social cohesion, an engaging arts scene, and a clear sense of its culture and heritage.

Economic Impact

N/A

Communications Plan

All Heritage Vaughan Committee agenda items and minutes relating to committee meetings are circulated to relevant City departments, applicants and their representatives. Committee meeting minutes are posted on the City's website.

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EXTRACT FROM COUNCIL MEETING MINUTES OF DECEMBER 13, 2011

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Purpose

The purpose of this report is for Council to consider Heritage Vaughan's recommendation with respect to the request for demolition by the owner for the garage/carriage house structure at 197 Woodbridge Avenue, located in the Woodbridge Heritage Conservation District and designated under Part V of the Ontario Heritage Act.

Background - Analysis and Options

Heritage Vaughan Committee at its meeting of November 16, 2011 considered the request for demolition by the property owner of 197 Woodbridge Avenue, for the garage/carriage structure located to the rear of the subject property. The property also contains a main house identified as the Dr. Peter McLean house built in the Queen Anne style in 1893. The property is located within the Woodbridge Heritage Conservation District, and therefore, all buildings/structures on it are designated under Part V of the Ontario Heritage Act.

At the November 16, 2011 meeting, Heritage Vaughan passed a motion that recommended to Council to refuse the owner's proposed demolition of the building and request the owner to restore the structure.

Heritage Vaughan's role as a statutory advisory committee is, in part, to make recommendations to Council as it relates to designated heritage property (Part IV or Part V) of the Ontario Heritage Act and to make recommendation relating to the alteration, demolition or removal of designated property under the Ontario Heritage Act. Although, the City's Heritage Delegation By-law 155-2010 allows staff to issue Heritage Permit applications that are approved by Heritage Vaughan Committee, the by-law requires that refusal for demolition of a designated building by Heritage Vaughan must be forwarded to Council for a final decision on the matter.

Heritage Status of Property

- 1.1 The subject property at located at 197 Woodbridge Avenue is designated Part V of the Ontario Heritage Act, as it is part of the Woodbridge Heritage Conservation District.
- 1.2 The property is identified as a Contributing building in the Woodbridge Heritage Conservation District Inventory.
- 1.3 The subject property is also listed in the City's *Register of Buildings of Architectural and Historical Value*.
- 1.4 The subject structure is a Victorian carriage house style, built circa 1893, by Dr. Peter Douglas McLean, a local doctor and elected Member of Parliament in 1907. Two generations of McLean doctors served the community after their father - Dr. Garnet Douglas and Dr. Charles McLean.
- 1.5 Doctors McLean District Park in Woodbridge was named in honour of their service to the community.
- 1.6 Peter McLean owned the first automobile in Woodbridge and in 1910 the structure was converted from a stable for use as an automobile garage.

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1.7 Summary of architectural character defining elements of carriage/garage:

- 1.7.1 Rough timber post and beam structure, as confirmed in the engineer's letter.
- 1.7.2 East elevation: Gabled roof with one central gothic gable with rectangular masonry opening for wood louvered vent.
- 1.7.3 Two door urban barn/garage at gable end. Depressed elliptical arch of front left door bricked in when wood lintels installed for two (single) swinging garage doors for automobile c. 1910.
- 1.7.4 Painted rough sawn lintels on north elevation.
- 1.7.5 Swing door (vertical paneling) on west side.
- 1.7.6 Gothic central gable.
- 1.7.7 Window openings with wood louvered shutters.
- 1.7.8 Rectangular window openings.
- 1.7.9 Clad in red brick with segmental and depressed elliptical brick arches.
- 1.7.10 Wood vertical board hinged hay loft access doors on north elevation and on west elevation.

Analysis

The Building Standards Department has deemed the building unsafe for occupancy and has requested the owner to secure the building until such time as Heritage Vaughan and Council reviews its demolition.

The owner's engineer has provided a letter and a report that details the structure's poor condition. The issues identified in the letter/report include the shifting of the foundation on the east side and resulting danger of buckling of the east foundation wall and the brick veneer above it. Other related damage is described in a letter/ report which is found as attachment to this report. The following is a summary of findings as provided by the owner's engineer/architect to Heritage Vaughan Committee at its meeting in November (Details and photographic documentation is found in Attachment 2):

- Severe displacement of building.
- Building rotating off its stone foundation.
- Stone foundations- unreinforced - unable to resist rotation - essentially foundation has failed.
- Displacement has caused building to be very unstable and unsafe.
- Main floor has become unsupported in several areas and thus unstable.
- Intermediate piers beneath main floor are inadequately constructed and unstable.
- Wood rot evident in the structural framing.
- Extensive water penetration & mould on sheathing making structural framing suspect.
- Brick masonry cladding – literally tearing apart from the displacement of the building.
- Extensive deterioration readily visible in the stone foundation & brick masonry
- Shifting of building has lead to openings to become out of true/as built.
- Existing building does not meet current occupancy and safety standards

The engineer concluded that the “most probable cause of the building's failure is soil and hydrostatic load acting against the unreinforced west and north foundation walls of the building, in combination with frost action. Wind loading and seismic activity may have had some negative effect on the building as well.”

With permission of the owner staff visited the site to document the exterior. The structure was photographed from the outside, and the issues described in the report can be observed. Cultural Services staff could not complete a Built Heritage Evaluation due to lack of access to the interior of the structure in its unsafe condition.

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As already noted, the City's Building inspector has deemed the building unsafe due to its condition and requested the owner ensure it is secure so that no one can gain entry. The Building Standards Department has issued an "Order Prohibiting Occupancy/Use" and an "Order to Remedy and Unsafe Building" to the property owner regarding the subject building.

Relationship to Vaughan Vision 2020/Strategic Plan

In consideration of the strategic priorities related to Vaughan Vision 2020, the report will provide:

- STRATEGIC GOAL:
Service Excellence - Providing service excellence to citizens.
- STRATEGIC OBJECTIVES:
Preserve our heritage and support diversity, arts and culture.

This report is consistent with the priorities previously set by Council, and the necessary resources to implement this program have been allocated and approved.

Regional Implications

N/A

Conclusion

Staff is bringing forward Heritage Vaughan's recommendation for Council's consideration. Council's decision on the matter will be final. The subject heritage building is identified as having architectural and historical value, and is identified in the Woodbridge Heritage Conservation District Plan as being a "contributing" building to the heritage character of the Woodbridge Avenue streetscape. The demolition of "contributing" buildings within the Woodbridge Heritage Conservation District is not recommended by the Woodbridge Heritage Conservation District Plan. The poor condition of the building, however, is apparent making restoration of the structure a costly undertaking and the reuse or reconstruction of some architectural features prohibitive due to their deterioration.

Attachments

1. Aerial photograph and historical images.
2. Engineer and architect evaluation of structure.

Report Prepared By

Mary Reali, Director of Recreation and Culture, ext. 8234
Angela Palermo, Manager of Culture, ext 8139

(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.)

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Item 9, Report No. 54, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on December 13, 2011.

9 RECREATION AND CULTURE - ASSISTANCE PROGRAMS AND SERVICE INITIATIVES

The Committee of the Whole recommends:

1. That the recommendation contained in the following report of the Commissioner of Community Services, dated December 6, 2011, be approved; and
2. That the Mayor's pledge on behalf of Members of Council of a \$20,000 contribution from the Mayor's Gala and Golf Tournament, towards Recreation and Culture's Assistance Programs, be approved.

Recommendation

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

1. That the following report on the various Recreation and Culture assistance programs and complimentary service initiatives available to citizens in the City of Vaughan be received.

Contribution to Sustainability

This report is consistent with the priorities previously set by Council in the Green Directions, Vaughan, Community Sustainability Environmental Master Plan.

Economic Impact

There is no economic impact related to this report. Funding for the assistance programs and complimentary services are either funded through fundraised dollars, provided by external agencies, or built into the base operating budget for Recreation and Culture.

Communications Plan

The Recreation and Culture assistance programs and service initiatives, available to citizens in the City of Vaughan, will continue to be communicated through the recreation guide, city website, and through flyers and posters within community centres and other locations, as required.

Purpose

The purpose of this report is to provide Council with information on the various assistance programs and complimentary service initiatives available to citizens in the City of Vaughan through the Recreation and Culture Department.

Background - Analysis and Options

The City of Vaughan's Recreation and Culture Department is committed to providing quality recreational and cultural programs and services in an accessible, equitable and efficient manner so as to ensure that all Vaughan citizens have the opportunity to enhance their leisure and quality of life. This report provides information on several programs and services which contribute to the Department's vision of inclusive, progressive service delivery, including the following:

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- (a) Fee Assistance Programs
- (b) Donations for Recreational Activities
- (c) Free and Discounted Programs
- (d) Service Initiatives
- (e) Free Admission to Public Events

ASSISTANCE PROGRAMS

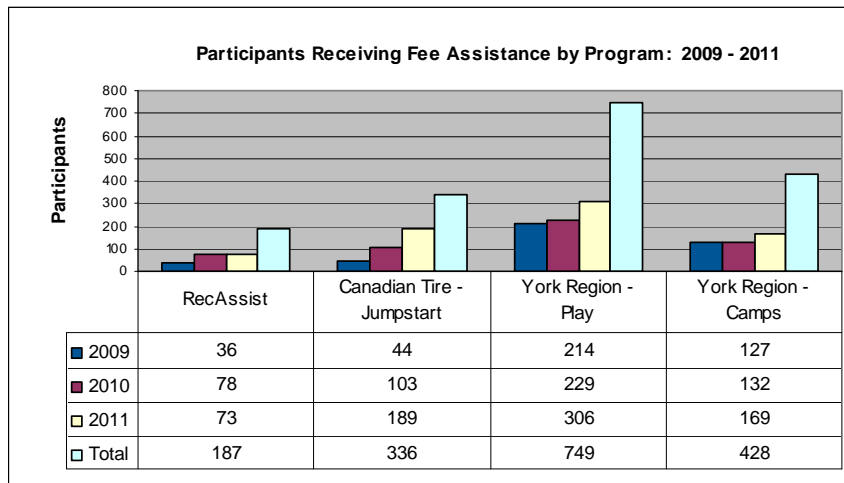
(a) Fee Assistance Programs

Synopsis

The Recreation and Culture Department administers three fee assistance programs which facilitate equal participation opportunities to low-income families. The three programs are:

1. City of Vaughan, Recreation and Culture Department – RecAssist
2. Canadian Tire – Jumpstart
3. York Region – Play Program and Camp Program

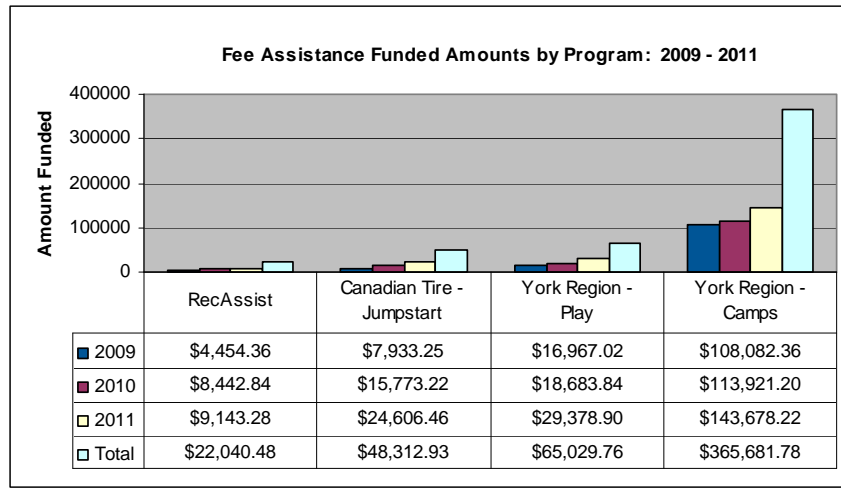
Through these programs, since 2009, a total of 1,700 participants have received \$498,767.73 of assistance for recreation programs. Recreation and Culture has directly raised over \$20,000, to be used for the RecAssist program. The remaining funds have been utilized in partnership with the Regional Municipality of York, and through the Canadian Tire Jumpstart program.



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RecAssist

RecAssist is a fee assistance program that was established and approved by Vaughan Council in January 2009. RecAssist subsidizes the cost of Recreation and Culture programs for low income individuals and families in the City of Vaughan through fundraised dollars, and is administered by the Recreation and Culture Department. Since 2009, Recreation and Culture staff have raised approximately \$17,500 for RecAssist through various events such as Staff Talent Shows, Beach Volleyball, Celebrity Basketball, Hockey Tournaments and a Spinathon in 2011. Residents, via their expired credits, including local businesses and community service groups have donated approximately \$4,500 towards RecAssist. As of October 2011, 187 individuals and families have received fee assistance towards recreation programs. The demand for assistance with regards to program registration from the community is high; unfortunately, due to limited funds we are only able to assist a small number of individuals and families.

RecAssist Usage and Funded Amounts: 2009-2011

Year	Programs		Memberships		Total Participants	Total Funded Amount
	Number of Participants	Funded Amount	Number of Participants	Funded Amount		
2009	25	\$2,431.67	11	\$2,022.69	36	\$4,454.36
2010	44	\$4,342.66	34	\$4,100.18	78	\$8,442.84
2011*	53	\$5,810.34	20	\$3,332.94	73	\$9,143.28
Total	122	\$12,584.67	65	\$9,455.81	187	\$22,040.48

*2011 totals as of Oct 15, 2011.

Canadian Tire Jumpstart

Canadian Tire Jumpstart is a national charitable program that helps financially disadvantaged kids participate in organized sport and recreation by helping to cover registration costs. The Recreation and Culture Department administers the Canadian Tire Jumpstart program which has been another source of revenue when offering sports related programming to City of Vaughan citizens between the ages of 4 and 18.

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Canadian Tire Jumpstart Usage and Funded Amounts: 2009-2011

Year	Programs		CSO		Total Participants	Total Funded Amount
	Number of Participants	Funded Amount	Number of Participants	Funded Amount		
2009	28	\$4,184.50	16	\$3,748.75	44	\$7,933.25
2010	78	\$10,101.95	25	\$5,671.27	103	\$15,773.22
2011*	167	\$19,179.21	22	\$5,427.25	189	\$24,606.46
Total	273	\$33,465.66	63	\$14,847.27	336	\$48,312.93

*2011 totals as of Oct 15, 2011.

York Region

In collaboration with the Regional Municipality of York, the Recreation and Culture Department has provided assistance to City of Vaughan citizens for recreational programming and camps. The children range in age from 4 to 12, and teenagers are between 13 and 18.

In 2011, York Region developed a new program whereby parents also received assistance.

Since 2009, York Region subsidies have totaled \$430,711.54.

York Region Usage and Funded Amounts: 2009-2011

Year	Play Program		Camps		Total Participants	Total Funded Amount
	Number of Participants	Funded Amount	Number of Participants	Funded Amount		
2009	214	\$16,967.02	127	\$108,082.36	341	\$125,049.38
2010	229	\$18,683.84	132	\$113,921.20	361	\$132,605.04
2011*	306	\$29,378.90	169	\$143,678.22	475	\$173,057.12
Total	749	\$65,029.76	428	\$365,681.78	1177	\$430,711.54

*2011 totals as of Oct 15, 2011.

(b) Donations for Recreational Activities

Complimentary Activity Pass Donations

Consistent with the Vaughan Vision 2020, the Recreation and Culture Department recognizes the importance of a healthy lifestyle and therefore provides opportunities for citizens and non-profit organizations in the City of Vaughan to receive complimentary passes through the Department's *Request for Donations* Program.

Since 2009, the semi-annual Recreation Guide has provided complimentary activity passes for residents to use toward activities such as recreational swims and skates, and toward access to one of the City's fitness centres.

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Other avenues which have provided opportunities to win passes for free visits have included, but are not limited to:

- Complimentary swim and fitness passes awarded to participants and contest winners during Youth Week. May (annual)
- Complimentary swim passes awarded at park official openings (e.g. Twelve Oaks) Spring/Summer (annual)
- Complimentary skate passes awarded to City of Vaughan employees during the United Way Campaign. October (annual)
- Complimentary swim passes awarded at annual Vaughan Shines/WinterLights competition. November (annual)
- Complimentary skate passes awarded to participants at Take Your Kids to Work Day. November (annual)
- Complimentary fitness passes awarded during Financial Planning public forum. March 2010
- Complimentary swim, skate, sports, and fitness passes to program participants during monthly Customer Appreciation Draw September 2010 to March 2011
- 5-visit fitness centre voucher promotion for North Thornhill Fitness Centre. October 2011
- Complimentary swim or skate passes awarded to schools that participated in the City of Vaughan – Chum Christmas Wish Program – Toy Drive December 2010 and 2011
- Complimentary swim, skate, sport or fitness passes for not-for-profit organizations, i.e., school fundraising activities. As requested.

Complimentary passes have been redeemed by 3,852 participants since the start of 2009.

Pass Type	Brochure Passes	Complimentary Passes	Other Initiatives	Total Participants
	Number Redeemed	Number Redeemed	Number Redeemed	
Fitness	1300	289	13	1602
Swim/Skate	1402	244	397	2043
Sport	180	27	0	207
Total	2882	560	410	3852

Fitness Membership Donations

In addition to single visit complimentary passes, the Recreation and Culture Department has donated fitness memberships to non-profit Vaughan-based organizations. Further memberships have been awarded as prizes at City of Vaughan events, and during the Customer Appreciation draws.

In 2011, the Recreation and Culture Department initiated the Get Fit on Us contest. Via a lottery draw, a 1-year fitness membership was awarded at the City of Vaughan Canada Day celebration, and ten 3-month fitness memberships were awarded at the Concerts in the Park (two prizes per ward).

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A total of 171 fitness memberships have been awarded since the start of 2009.

Year	1-Month Memberships Number of Participants	3-Month Memberships Number of Participants	Total Participants
2009	0	63	63
2010	57	11	68
2011	20	20	40
Total	77	94	171

Miscellaneous Donations

Other prizes in the Customer Appreciation Draw included three gift certificates for recreation programs or memberships, and three Active Together gift packs.

(c) Free and Discounted Programs

Early Years Development Centres

Early Years Development Centres are free programs offered in partnership with select governing bodies. Sessions occur on a weekly schedule. The programs offered are:

- The Lunch Bunch at Maple Community Centre (early years parenting program) – parents drop in with their children for fun activities while they enjoy coffee, speakers and parenting resources. This program is in partnership with York Region.
- Mother Goose Program at Maple Community Centre – an interactive, informative program for parent and baby, up to 14 months of age. This group experience focuses on the pleasure and power of using rhymes, songs and stories. This program is in partnership with York Region.
- Satellite Ontario Early Years Program at Dufferin Clark and North Thornhill Community Centres – early learning opportunities for children, newborn to 6 years old and their parents. This program is in partnership with the Thornhill Ontario Early Years Centre.

Recreational Activities

The Recreation and Culture Department provides regularly-scheduled opportunities for patrons to use the community centre facilities for free, or at reduced cost. These activities include:

- Once-per-month free guest days at each City of Vaughan operated fitness centre.
- Half-price recreational swims for children and youth under 18 years of age at select locations and times.
- Free use of outdoor ice pads located at Chancellor, Dufferin Clark, Father E. Bulfon, Garnet A. Williams, and Vellore Village community centres during supervised recreational skates.
- Free use of mini-mini soccer fields and t-ball diamonds.
- Free use of space for Older Adult clubs.

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- Youth drop-in activities for a \$15 annual membership fee. The membership includes access to all drop-in youth recreational sports programs, and use of the youth rooms (billiards, ping pong, foosball).
- Drop-in program allowing participants 16 years of age or older with physical disabilities to socialize and enjoy recreation activities at Father E. Bulfon Community Centre.

During scheduled school breaks, the Recreation and Culture Department may adopt a holiday schedule of recreational activities. Activities offered during holidays, at no charge to the public, include:

- Holiday Break – Tim Horton's sponsored free recreational skate at Al Palladini, Garnet A. Williams, and Maple arenas.
- Free Family Day Activities - drop-in arts programs, fitness classes, family squash, recreational sports, Tim Hortons sponsored free recreational skate.
- March Break - Tim Hortons sponsored recreational swim at Al Palladini, Chancellor, Dufferin Clark, Father E. Bulfon, Garnet A. Williams, Maple, North Thornhill, and Vellore Village pools.

The Recreation and Culture Department runs additional programs through its Active Together plan, and through Community Development programs. Some examples of these programs are:

- Youth Week – free activities for youth; youth room activities and recreational sports, tournaments and competitions, fitness classes, youth swims.
- National Access Awareness Week – free activities for participants with exceptionalities; recreational swimming and sports, roller blading, fitness classes, arts programs. Programs run in partnership with the Vaughan Accessibility Advisory Committee (VAAC).
- June/Recreation and Parks Month – free activities every day, including fitness classes, badminton, sports contests, water polo, aquafitness; outdoor activities include Conservation Walk at Boyd Park, geocaching, Nordic pole walking.
- Drop-in School Professional Development Day Programs at various community centres.

SERVICE INITIATIVES

(d) Service Initiatives

The following service-based initiatives offered by the Recreation and Culture Department promote diversity, innovation, and opportunity for participants:

- Language Line Services – a free translation service at all community centres and City Hall.
- Services-in-Kind through our Fairs and Festivals Support Program.
- Babysitting services for fitness centre members at Al Palladini, Garnet A. Williams, Maple, and North Thornhill community centres.
- Unsupervised free recreational skates at outdoor skate pads, and free lunch-time recreational skates at indoor skating facilities.
- Cooling Centres – splash pads and water parks.

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(e) Free Admission to Public Events

The Recreation and Culture Department coordinates numerous events yearly. Public admission is free of charge:

Event	Description	Projected Attendance
Concerts in the Park	<ul style="list-style-type: none">• Five, one per Ward, outdoor summer concerts at Vaughan parks featuring tribute performers and local artists.	3,500
Canada Day Celebration	<ul style="list-style-type: none">• Free entertainment at Mackenzie Glen District Park; featuring headline concerts, stage performances, family barbecue, pizza-making workshop, Kidz Zone with inflatables, face painting and more.	6,000 – 8,000
Winterfest	<ul style="list-style-type: none">• Free entertainment at a Vaughan community centre; featuring outdoor stage performances and special guests, family barbecue, Midway Kidz Zone, horse-drawn wagon rides, arts and crafts, displays and more.	5,000 – 7,000
Culture Days/ Doors Open Vaughan	<ul style="list-style-type: none">• Free cultural activities, hands-on demonstrations and interactive activities offered by cultural groups, organizations and individual artists from Vaughan. Exhibits and performances at the City Playhouse Theatre and other venues in Vaughan. Open house, with guided tours, for Vaughan landmarks selected for their historical, architectural, cultural and/or environmental significance.	2,200

Relationship to Vaughan Vision 2020/Strategic Plan

In consideration of the strategic priorities related to Vaughan Vision 2020, the report will provide:

- STRATEGIC GOAL:
Service Excellence- Pursue Excellence in Service Delivery
- GOAL OBJECTIVE :
Promote Community Safety, Health and Wellness

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

Regional Implications

There are no regional implications.

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Conclusion

The Recreation and Culture Department programs and initiatives supports the City of Vaughan's vision of being a City of choice that promotes diversity, innovation and opportunity for all citizens, fostering community life that is inclusive, progressive, environmentally responsible and sustainable. The various programs and service initiatives provides assistance to all citizens in the City of Vaughan.

Attachments

None

Report Prepared By

Mary Reali, Director of Recreation and Culture, ext. 8234
Viviana Precopi, Planning and Office Services Supervisor, ext. 8319
Cary Guglielmi, Senior Technical Clerk, ext. 8423

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Item 10, Report No. 54, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on December 13, 2011.

10 CITY OF VAUGHAN CORPORATE EVENT SCHEDULE FROM JANUARY TO AUGUST 2012

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Community Services, dated December 6, 2011:

Recommendation

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

1. That the following report detailing the City of Vaughan Event schedule from January to August 2012 with event dates and locations be received.

Contribution to Sustainability

This report is consistent with the priorities previously set by Council in the Green Directions, Vaughan, Community Sustainability Environmental Master Plan, Goal 4, Objective 4.1:

- To foster a city with strong social cohesion, an engaging arts scene, and a clear sense of its culture and heritage.

Economic Impact

Events such as Winterfest, Concerts in the Park, and Canada Day Celebration are funded through the approved 2012 Events Operating Budget and through corporate sponsorship secured through the "Vaughan Celebrates" sponsorship program. The Mayor's Gala and Mayor's Golf Classic are funded through corporate sponsorship and internally through costs associated with staffing, creative development and marketing, which are approved within the 2012 Events and Culture Operating Budgets. Other noted events in the report are also funded through the approved 2012 Events Operating Budget.

Communications Plan

Winterfest, Concerts in the Park and Canada Day Celebration activities are promoted through a brochure publication that is mailed to more than 92,000 residents and businesses in Vaughan. Other marketing collateral includes 150 posters per event which are printed and circulated to all community centres, libraries and separate schools in the City. Note: The York Region District School Board does not circulate the posters. In addition, the events are promoted in the Recreation guide, on the City's website, Council Calendar, through the City Page online, City update, TV monitors, facility signs, as well as Twitter and Facebook. Events are also promoted on mobile signs across the City. Other promotional vehicles include ad placements in local newspapers and publications and appearances on television and radio. All such promotion is secured through in-kind sponsorships.

The Mayor's Gala and Mayor's Golf Classic are promoted through the City's website, the Recreation guide, City update, TV monitors, and e-blasts by Economic Development. Other promotional vehicles include ad placements in local newspapers and publications and appearances on television and radio. All such promotion is secured through in-kind sponsorships.

Other detailed events in the report are promoted, when applicable, through the City's website, City update, City Page on-line, TV monitors, mobile signs, and facility signs.

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Purpose

The purpose of this report is to present an overview of the confirmed schedule of corporate event dates, and locations for the event program from January to August 2012 produced by the Events Division in the Recreation and Culture Department. Fall and winter 2012 event schedules will follow. In addition, dates and locations of park openings, ground-breaking ceremonies and other official openings and initiatives for 2012 will be communicated once they become available.

Background - Analysis and Options

Events provide opportunities for residents, families and neighbours to come together to celebrate the spirit of community. City events such as Winterfest, Concerts in the Park and Canada Day engage community participation and provide residents with first-class entertainment and exciting activities all free of charge.

Fundraising events such as the Mayor's Gala and Mayor's Golf Classic raise awareness about much-needed funding and services for community organizations and offer our corporate stakeholders opportunities to showcase their contributions to worthy causes.

Below is the schedule of corporate events identified as of December 2011. Fall and winter 2012 event schedules will be provided in the spring of 2012. In addition, dates and locations of park openings, ground-breaking ceremonies and other official openings and initiatives for 2012 will be communicated once they become available.

EVENT SCHEDULE:

WINTERFEST

Sunday, February 5, 2012

10 am to 3:30 pm

NEW LOCATION – North Thornhill Community Centre
300 Pleasant Ridge Avenue, Thornhill

Winterfest will feature free entertainment with outdoor stage performances, a Midway Zone with mechanical rides, and other activities both indoors and outdoors including face painting, pizza-making workshop, arts and crafts, displays, great food for purchase and much more.

VOLUNTEER RECOGNITION AWARDS CEREMONY

Wednesday, April 18, 2012

6:45 pm – Registration

7:30 pm – Ceremony

Multipurpose Room, City Hall

In celebration of National Volunteer Week, the City of Vaughan will host its annual Volunteer Recognition Awards Ceremony honouring outstanding volunteers in the Vaughan community. Not-for-profit and community organizations in the City will be invited to nominate their most outstanding volunteer of 2011 who will be recognized at a ceremony at City Hall by the Mayor and Members of Council.

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MAYOR'S GALA

Thursday, June 7, 2012

8 pm

TBD

This black tie gala will feature live entertainment, live auction and a video presentation. Leading members of the Vaughan business and professional community, and the community at large will be invited to participate. Recipient of the net proceeds will include Vaughan based charities, not-for-profit organizations, community groups and disaster relief assistance.

STAFF APPRECIATION BARBEQUE

Friday, June 15, 2012

12 to 2 pm

Civic Square

The Mayor and Members of Council invite all City staff to attend the annual Staff Appreciation Barbeque held at City Hall.

CONCERTS IN THE PARK

The City of Vaughan will present its 18th annual free series of professional summer Concerts in the Park in 2012. The five concerts will be held on Tuesday evenings and will begin at **7:30 p.m.** in parks located in each of the five Wards in the City. The schedule is as follows:

Tuesday, June 19, 2012

Sonoma Heights Community Park
100 Sunset Ridge, Woodbridge

Tuesday, July 10, 2012

Chancellor District Park
430 Chancellor Drive, Woodbridge

Tuesday, July 24, 2012

Mackenzie Glen District Park
220 Cranston Park Avenue, Maple

Tuesday, July 31, 2012

York Hill District Park
501 Clark Avenue West, Thornhill

Tuesday, August 7, 2012

North Thornhill Community Centre (outdoor Amphitheatre)
300 Pleasant Ridge Avenue, Thornhill

CANADA DAY

Sunday, July 1, 2012

3 to 8 pm

Mackenzie Glen District Park

The City will celebrate Canada's 145th birthday at the City's Canada Day event on Sunday, July 1, 2012 at Mackenzie Glen District Park in Maple from 3 to 8 p.m.

This annual event will feature live headline concerts, an Inflatable Zone and a family barbecue. Other activities will include face painting, arts and crafts, pizza-making workshop, water park, playground and much more. A variety of great food will also be available for sale. All event activities at Canada Day are entirely free of charge except for the purchase of food.

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MAYOR MAURIZIO BEVILACQUA ANNUAL CHARITY GOLF CLASSIC

Tuesday, July 17, 2012

7:30 am tee off and 1:30 pm tee off

Copper Creek Golf Club, Kleinburg.

This double shotgun tournament will take place at Copper Creek Golf Club in Kleinburg. Leading members of the Vaughan business and professional community, and the community at large will be invited to participate. Recipient of the net proceeds will include Vaughan based charities, not-for-profit organizations, community groups and disaster relief assistance.

Note: Fall and winter events in 2012 which include park openings, ground-breaking ceremonies, official openings and all other initiatives anticipated for 2012 will be communicated as they become confirmed.

Relationship to Vaughan Vision 2020/Strategic Plan

In consideration of the strategic priorities related to Vaughan Vision 2020, the report will provide:

- **STRATEGIC GOAL:**
Service Excellence – Providing service excellence to citizens
- **STRATEGIC OBJECTIVES:**
Preserve our Heritage and Support Diversity, Arts and Culture

The Events portfolio also supports the Economic Development Strategy and the Creative Together Cultural Plan for the City of Vaughan.

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

Events provide opportunities for residents, families and neighbours to come together to celebrate the spirit of community. City events such as Winterfest, Concerts in the Park and Canada Day engage community participation and provide residents with first-class entertainment and exciting activities all free of charge. In addition, events such as Canada Day celebrate national pride and civic pride and promote positive community relations.

Community events also personalize the City administration through the participation of the Mayor, Councillors and the City Manager, and offer an opportunity for direct interaction with local citizens.

Fundraising events such as the Mayor's Gala and Mayor's Golf Classic raise awareness about much-needed funding and services for community organizations and offer our corporate stakeholders opportunities to showcase their contributions to worthy causes.

Attachments

N/A

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Item 10, CW Report No. 54 – Page 5

Report Prepared By

Mary Reali, Director of Recreation and Culture, ext. 8234
Anna Dara, Manager of Events, ext. 8028

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Item 11, Report No. 54, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on December 13, 2011.

11 RECREATION AND CULTURE FACILITY ALLOCATION POLICY AMENDMENTS

The Committee of the Whole recommends:

- 1) That the recommendation contained in the following report of the Commissioner of Community Services, dated December 6, 2011, be approved in principle and the matter be referred to the earliest possible Committee of the Whole (Working Session) to accommodate a fulsome discussion to include:

review of the wet fields policy; and
current arrangement with the Maxey Valley Bocciofila Club; and

- 2) That the following deputations and communication be received:

1. Mr. Minicucci, Ansley Grove Bocce Club, 675 Aberdeen Avenue, Woodbridge, L4L 5M5;
2. Mr. Mario Iacobelli, Maxey Valley Bocciofila Club, 23 Vroom Court, Woodbridge, L4L 2N8 and Communication C13 Mr. Domenic Lunardo, dated September 26, 1995; and
3. Mr. Fabio Brusco, Vaughan Football Association, 120 Lookout Point Court, Vaughan, L4H 1T9.

Recommendation

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

1. That the Recreation and Culture Facility Allocation Policy as shown on Attachment #1 including the revisions to the following sections, be approved:
 - a. Allocation Process for Facilities and Services in Kind;
 - b. Allocation Process for Artificial Turf;
 - c. Criteria for booking designated Passive Outdoor Facilities (e.g. outdoor bocce / tennis);
 - d. Criteria for using a Random Selection Process; and,
 - e. New / Amended language that aligns with Council approved policies including Vaughan Vision 2020, the Active Together Master Plan, Older Adult Guidelines, User Fee Policies and the Fairs & Festivals Support Program; strengthens the City's authority to manage contraventions of approved regulations; and, reinforces themes of fairness, equity, transparency and consistency.

Contribution to Sustainability

This report is consistent with the priorities previously set by Council in the Green Directions Vaughan, Community Sustainability Environmental Master Plan, Goal 4, Objective 4.1.6:

- To provide more partnership opportunities for existing non-profit and volunteer groups to meet the community's social, cultural and recreational needs.

Economic Impact

There is no economic impact related to this report.

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Communications Plan

Communication is extremely important in the successful implementation of the updated Facility Allocation Policy. Staff have communicated with a variety of user groups through annual meetings with the soccer and baseball minor and adult sports groups held in November, letters to new Community Service Organizations, a soccer club meeting held in April and at the Sports Congress held in September. Additionally, ad hoc meetings have been held with bocce, baseball, hockey, football, rugby and tennis clubs.

At the Sports Congress and at the user group meetings held in November 2011, the proposed amendments to the Facility Allocation Policy outlined in this report were presented. Attendees were advised of the Committee of the Whole date where these items would be discussed. These meetings had representation from baseball, soccer, rugby and football from both minor and adult groups.

Upon approval copies of the document will be distributed to the principle / contact person of all user groups to share with their members. The City liaison assigned to each club will provide the necessary orientation and support as it relates to each club's needs. The policy will also be posted on the Vaughan website.

Purpose

The purpose of this report is to provide information and to seek Council approval for the revised Facility Allocation Policy (FAP) as shown on Attachment #1.

Background - Analysis and Options

In June 2011, staff presented Council with information on soccer field service provisions, including facility allocations to Community Service Organizations and field inventory. At that meeting, discussion arose regarding soccer allocation and staff advised that discussions with user groups, with a view to updating the policy prior to the next season, were underway.

The **Facility Allocation Policy** (FAP) is the tool used by staff to define the process for allocating, distributing and administering use of City owned and permitted inventory in accordance with the prioritized Category of Users in a fair, equitable, transparent and consistent manner. It is the governing policy used for all seasonal allocation including soccer fields, baseball diamonds, gyms, arenas, equipment, etc. Once space for City programs have been processed, Community Service Organization* requests are considered prior to allocating for residents.

**Community Service Organizations (CSO) are a City approved Vaughan based, not for profit community organization run by an elected and volunteer board of directors whose prime purpose is to provide recreation, community or leisure services to the residents of Vaughan and are governed under the CSO Policy. The CSO policy outlines terms for existing CSO and new community groups wishing to apply for status. Key principles of this policy are that:*

- *Groups are non profit and volunteer based;*
- *Membership is open to Vaughan residents and may not exclude participation on the grounds of race, religious or political affiliations;*
- *Groups must have 75% of membership residing in Vaughan (minor house league sports groups 90%);*
- *Groups applying for CSO status intending to offer a similar or duplicate service to an existing one will not be approved if the existing group is not in agreement and can meet the overall demand for the service; and,*
- *CSO categories are prioritized for the distribution of City owned inventory (i.e., minors, adults, commercial and non resident).*

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FAP REVIEW PROCESS:

The goals of the FAP are to allocate facilities and services-in-kind (SIK)*

- In a fair, equitable, transparent and consistent manner;
- In accordance with the prioritized Category of Users;
- To provide staff with tools to make facility allocation decisions; and,
- To define the City's authority.

*SIK is the term applied to the variety of both inventoried and rented equipment / items and / or support services, made available to users such as picnic tables and garbage / recycling bins.

The review of the FAP began approximately one year ago. The terms within the policy have been the subject of discussion amongst user groups and staff for some time. Due to the number of comments expressed by user groups, as well as staff, a consultation process was established to ensure that stakeholders were given the opportunity to discuss their issues and concerns in a formal review process.

Staff noted that updates to the language were needed as a result of recently Council approved policies (i.e., Vaughan Vision 2020, the Active Together Master Plan, Older Adult Guidelines, User Fee Policies and the Fairs & Festivals Support Program); the need to strengthen the City's authority to manage contraventions of approved regulations; and, the need to reinforce themes of fairness, equity, transparency and consistency.

The consultation process included:

- Annual meetings with soccer and baseball field users, held on November 17th & 29th respectively;
- Letters to new CSO's, done on an as needed basis each time a new CSO is approved;
- A special soccer club meeting, held in April;
- The Sports Congress, held in September; and,
- Ad hoc meetings held as needed and over the last year included bocce, baseball, hockey, football, rugby, soccer and tennis clubs.

It should be noted that users were advised of this Committee of the Whole meeting (date and time) and provided with an updated copy of the new FAP, subject to Council approval.

Through the consultation process, it became evident that the comments / concerns were related only to soccer, bocce & tennis courts and picnic areas and are noted below.

SOCCER FIELDS:

- New **sports** are coming forward in Vaughan such as rugby and football who are looking for fair allocation on soccer fields;
- New **soccer groups**, through religious and other organizations are wishing to form and want equal access to soccer fields;
- The Kleinberg Nobleton, Woodbridge and Vaughan Soccer Clubs have raised concerns that there are not enough fields in their inventory to serve their clubs;
- The standards of games versus practices is not equal for all soccer groups;
- The rate of growth in Vaughan has placed demand on minor groups to increase their inventory of time slots;

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- The Glen Shields Soccer Club have expressed concerns that they do not have the same rights to an artificial soccer field as those clubs that have artificial turf within their boundary;
- Concerns regarding the “No Shows” were expressed. Over the last several years, soccer field users have been discontent with the fact that some clubs blanket book all the fields leaving little time for adults or other minor groups and yet they do not utilize the field they booked resulting in a No Show*.

Other Concerns Outside of this Policy:

Soccer field user groups also expressed concerns with the following:

- Fees for CSO Adult groups should be reviewed to allow for some subsidy;
- Games that could not be played due to renovations on fields cannot be made up;
- Some mini fields are poor quality and in some cases are being closed down without other field options; and,
- York Region District School Board has incorporated a mandatory two day rest period on all school fields, therefore reducing inventory and though not confirmed, there is a possibility of the York Catholic District School Board incorporating the mandatory two day rest period as well.

Although important concerns for the clubs, they are governed under the User Fee, Managing Use or Wet Fields Policies. In the case of the school board changes, these concerns are outside of our authority, therefore not considered in the FAP review. The comments will be brought forward at our future staff / soccer meetings and addressed appropriately.

****Background Notes regarding No Shows:***

The new FAP proposed amendment reads “In the event a group is not utilizing the permitted facility (no show), the Department of Recreation & Culture will issue a formal written alert to at least one Executive Member. Subsequent occurrences will result in progressive action and cancellation of the rental contract.”

Although, the amended FAP has stronger language, one of the Departments challenges is proving a No Show. Although Parks Patrol staff have been assigned the task of checking for No Shows, it is not uncommon for a user group to show up after a field has been checked, Parks Patrol being called to deal with a park issue preventing them from checking fields, and user groups booking fields later than required during a tournament or season to deal with an unexpected overtime, rain delay, park closure, etc. Because this is not a proven system, the burden of proof lies with the Department.

The onus of scheduling rests with the user groups and their diligence in ensuring that groups who book the fields use them. This is a challenge for groups who must schedule according to games and practices and ensure that away times are booked as well as dealing with issues beyond their control such as rain delays / closures and field closures.

BOCCE COURTS:

- The Ansley Grove Bocce Club has stated that outdoor courts should only be booked for tournament play and left open and unrestricted for the general public at all other times; and,
- The Maxey Valley Bocciofila Club would like access to indoor bocce in their community. They feel there is a disservice to their members.

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PICNIC AREAS:

- There is limited availability at Doctor McLean's park for the purposes of having a group picnic on a Sunday and social clubs requesting a slot for a Sunday are dissatisfied that they have not been successful.

FAP PROPOSED AMENDMENTS:

Based on comments and feedback throughout the review process from user groups and staff, the following are the proposed amendments to the Facility Allocation Policy. All amendments are in keeping with the guiding principles including, but not limited to, fairness, equity, transparency and consist application of the policy to all Vaughan residents.

a. Allocation Process for Facilities and Services In Kind

Current language:

Facilities will be granted based on the previous year's actual use within the same category of users (i.e., house league, rep, etc)

Proposed Amendment (Sections 5.2, 5.2a, 5.2b):

5.2 General Principles:

Facilities will be granted in priority order according to the category of user.

5.2a Where all things equal:

Facilities will be granted based on the previous year's actual use within the same category of users (i.e., house league, rep, etc.).

5.2b Where all things are not equal, the following options may be utilized:

Where demand exceeds supply or to settle a dispute between equally qualifying groups, a random selection process may be used to allocate facilities.

Minor Sports groups* :

Where more than 1 organization is offering the same program (i.e. soccer):

- organize an annual allocation meeting to be held with users to facilitate dispute resolution and encourage collaborative solutions to facility allocations; and / or,
- utilize a model that is based on analysis of player / facility ratios within where equally qualifying groups apply for use of the same facility / times. If required, alternative quantitative methods may be used to support the allocations.

*The collaborative theory, based on principles of cooperation, used for Minor Sports groups may be utilized for any category of user where a resolution is needed.

Impact / Comments:

The proposed amendment to the policy ensures that all groups in the same category are represented fairly and in the case of sports groups, that if warranted by their player / facility analysis, facilities are distributed evenly. An annual allocation meeting allows users to understand the fair distribution of facilities, hear the challenges that like minded clubs have and possibly negotiate between themselves to best meet the needs of their own clubs.

This amendment could result in some groups, such as the Glen Shields Soccer Club losing time slots to other clubs who have experienced higher growth in enrollment based on a player / facility analysis.

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Demand from the adult community is growing but recognizing that minors get first priority, adults do not have a guarantee that they can have field time annually. They have stated that they should be given some consideration in the allocation of field times. During the consultation process groups at the meeting were clearly opposed to giving adults consideration in field time. Staff are recommending that minors continue to be considered first prior to adults.

It should be noted that following seasonal allocations, requests are processed on a first come, first served basis.

b. Allocation Process for Artificial Turf

Proposed Addition (Section 5.2):

New inventory / new availability (e.g. Pre and post season artificial turf) will be allocated utilizing the general principles of this policy.

Impact / Comments:

There is currently no language that discusses new inventory / new availability in the existing FAP. During the facility allocation process any new inventory types or new availability such as the pre and post season now offered through the introduction of artificial soccer turf will be reviewed as a separate entity and then allocated according to the principles of the FAP. In the case of the artificial soccer turf, it will be part of the annual allocation meeting for soccer field users.

It is important to note that there are currently three artificial turfs in the City and public / private partnerships were negotiated at the time of construction approval therefore clubs feel a sense of ownership on artificial turfs where they have made significant monetary contributions and are generally not receptive to giving up time for other clubs.

The public / private partnerships that were previously negotiated are as follows:

PUBLIC / NON PROFIT PARTNERSHIPS			
Soccer Club	Facility	Contribution	Total Facility Budget
Woodbridge Soccer Club	Woodbridge Soccer Club Facility	\$240,000 (20 thousand for 12 years)	\$755,928
Vaughan Soccer Club	McNaughton Artificial Turf	\$125,000	\$1,158,750
Kleinburg Nobleton Soccer Club	Sonoma Heights Artificial Turf	\$130,000	\$1,095,000

c. Criteria for booking designated Passive Outdoor Facilities (e.g. outdoor bocce / tennis)

Current Language:

The Department of Recreation and Culture reserves the right to designate passive community use as required.

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In the case of outdoor tennis and outdoor bocce courts permits will not be issued to individuals for private time.

Proposed Amendment (Section 5.3):

The City of Vaughan reserves the right to designate passive community use of outdoor facilities, including parks, playgrounds, trails, bocce and tennis courts, as required in a fair and equitable manner. These facilities are available to the public for casual and informal recreational play and provide a basic level of service.

Recognizing that some passive facilities provide great venues for formal events such as tournaments, lessons, parties, picnics, etc. limited permits will be accommodated, where possible. Seasonal permits for these types of events will also be considered if there is minimal impact to the general public.

Single use permits will not be issued to individuals for private recreational use such as informal tennis or bocce games.

Impact / Comments:

This amendment continues to allow the City to designate some outdoor facilities for the sole enjoyment of the community where permits may intrude on community use. It allows access to the community at large to be enjoyed by a broad base of users rather than a select few. Recreation and Culture advocates outdoor facilities to be a basic level of service.

Tournament permits should be allocated equitably and be based on membership lists, schedules, etc. Tournaments are defined as more than four teams participating in games. Lessons are defined as one or more instructors with a ratio of at least four participants per instructor.

One example of where this change will affect past practice is on Maxey Park bocce area. In the past, the Maxey Valley Bocciofila Club has had a permit for three of five bocce courts for *casual recreational* as well as tournament play. The proposed amendment would not allow permitting the courts for casual recreational play for the use of the club. Rather, the facilities will be open and all of the residents would be free to enjoy the facilities on a first come first served basis. The Maxey Valley Bocciofila Club does not support this amendment as they see it as the removal of a privilege granted to them a number of years ago.

d. Criteria for using a Random Selection Process

Current Language:

Where demand exceeds supply (eg. Doctors McLean Park) a random selection process may be used to allocate facilities.

Proposed Amendment (Section 5.2b)

Where demand exceeds supply or to settle a dispute between equally qualifying groups, a random selection process may be used to allocate facilities.

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Impact / Comments:

The proposed amendment has been added as a 'last resort' clause. Failing all attempts where all things are equal or to settle a dispute (i.e., meetings, alternative dates, locations, times, etc.), this is viewed as the only fair approach and removes any barriers to access and gives all groups equal access and rights to use of a facility. It should be noted that staff will work with all groups to try to accommodate at different locations, dates, times, etc.

Groups may be impacted because they are being forced to use a luck of the draw approach whereby they may have been forced out of a timeslot they are used to. An example of all things not being equal could be, where there is more than one equally qualifying group, that have all submitted by the applicable deadline date, wanting access to a particular facility on a specific day (e.g. social clubs wanting access to Doctors McLean Park for their annual picnics). Even though a group may have had that site / date for several past years, a draw could mean that they would lose that time to another group who has never had access to that time.

It should be noted that staff are currently reviewing new locations for shaded structures as part of the 2012 Budget Process.

e. New / amended language

New / amended language was added throughout the FAP, that aligns with Council approved policies including Vaughan Vision 2020, the Active Together Master Plan, Older Adult Guidelines, User Fee Policies and the Fairs & Festivals Support Program; strengthens the City's authority to manage contraventions of approved regulations; and, reinforces themes of fairness, equity, transparency and consistency.

Impact / Comments

The FAP has not been updated since 2002 and language in the policy has been strengthened that promotes the fair, equitable, transparent and consistent allocation of facilities, continues to give priority to youth groups and clearly defines the process for allocating, distributing and administering City owned and permitted inventory that provides staff with the tool to make facility allocation decisions.

There is no negative impact to the language change.

Relationship to Vaughan Vision 2020/Strategic Plan

In consideration of the strategic priorities related to Vaughan Vision 2020, the project will provide

- **STRATEGIC GOAL:**
Service Excellence – Providing service excellence to citizens.

- **STRATEGIC OBJECTIVES:**
Pursue Excellence in Service Delivery and Enhance and Ensure Community Safety, Health and Wellness – To deliver high quality services and to promote health and wellness through design and program.

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

Regional Implications

N/A

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Conclusion

To ensure the continued fair, equitable, transparent and consistent allocation of facilities and SIK and to include new / amended language that align with Council approved policies, staff have made recommendations to Council on the FAP on the fair, equitable, transparent and consistent allocation of all City owned facilities including soccer fields and SIK.

Staff have consulted with a variety of user groups through annual meetings with the various minor and adult sports groups, letters to new Community Service Organizations (CSO), a soccer club meeting held in April and at the Sports Congress held in September. Additionally ad hoc meetings have been held with bocce, baseball, hockey, football, rugby, soccer and tennis clubs.

The proposed FAP has four significant changes that deal with the **Allocation Process of Facilities and Services In Kind , Allocation Process for Artificial Turf, Criteria for booking designated Passive Outdoor Facilities** and **Criteria for using a Random Selection Process** as well as new / amended language that align with council approved policies.

The changes in the FAP were designed to allocate facilities and SIK using a collaborate and collegial approach within a fair, equitable, transparent and consistent manner that provides staff with the tool to make facility allocation decisions.

Attachments

- | | |
|----------------|--|
| Attachment # 1 | New Facility Allocation Policy DRAFT |
| Attachment # 2 | Policy No. 01.32 Permitting of City Facilities by Members of Council and Registered Candidates |
| Attachment # 3 | Current Policy for Facility Allocations |

Report Prepared By

Mary Reali, Director of Recreation and Culture, ext. 8234
Terri Cosentino, Manager Client Services, ext 8078

(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.)

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Item 12, Report No. 54, of the Committee of the Whole, which was adopted, as amended, by the Council of the City of Vaughan on December 13, 2011, as follows:

By approving that recommendation 1 of the Commissioner of Planning be replaced with the following:

1. ***That a Request for Proposals (RFP) be issued in respect of this matter, in lieu of proceeding on a sole source basis.***

12 **NATURAL HERITAGE NETWORK (NHN) STUDY
INVENTORY AND IMPROVEMENTS
FILE #22.30**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Planning, dated December 6, 2011:

Recommendation

The Commissioner of Planning, in consultation with the Director of Purchasing Services recommends:

1. That the Toronto and Region Conservation Authority (TRCA) be retained on a sole source basis in accordance with the City's purchasing policies to undertake components of Phase 1 of the four-phase Natural Heritage Network Study in the amount of \$52,400.00, including HST and disbursements; and
2. That Phase 1 be conducted in accordance with the Scope of Work, which forms Attachment 1.

Contribution to Sustainability

Green Directions Vaughan (2009) provides the following objective with respect to Natural Heritage in the City:

2.2.4. Develop a comprehensive Natural Heritage Strategy that examines the City's natural capital and diversity and how best to enhance and connect it. As part of this action:

- *Develop an inventory of Vaughan's natural heritage, and identify opportunities for habitat restoration;*
- *Ensure that policies in the City's new Official Plan protect all ecological features and functions as per current provincial and regional policies, and also include consideration for locally significant natural features and functions;*
- *Develop policies to create opportunities for near urban agriculture within Vaughan's rural areas, through policies described in the City's new Official Plan.*

The NHN Study continues the initial effort documented in the report, Natural Heritage in the City, prepared as a background report to the Vaughan Official Plan and which was brought forward to Council on June 1, 2010. The NHN Study will assess the role of the existing NHN in maintaining elements of biodiversity and ecological functions for the long term, and propose additional NHN areas for future securement options to meet biodiversity and ecosystem function targets consistent with Section 2.1.2 of the Provincial Policy Statement.

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Economic Impact

The City's 2011 Capital Budget for Project PL-9025-11 includes \$52,400 in funding for the cost required to undertake Phase 1 of the NHN Study. There is a 2012 Budget request for Phases 2 and 4. Software upgrades to allow for the use of this information, such as in a Geographic Information System, will be determined at the outcome of the Phase 1 study for consideration in the 2013 Budget.

Communications Plan

The study process includes a stakeholder consultation program in association with the public engagement process. Government agencies, landowners, development industry representatives (e.g. BILD), and community organizations will be consulted during the course of the study.

Purpose

To present an overview of the work to be undertaken for Phase 1 of the NHN Study with emphasis on the component studies requiring external contracts.

Background - Analysis and Options

Study Goals and Objectives

There are three main objectives of the overall NHN Study:

1. An assessment of the biodiversity contribution and ecological functions of the existing NHN;
2. Developing a GIS database of the NHN, its constituent parts, and relevant attribute information to provide a clear and transparent rationale for the NHN, which can be used in the development application process; and
3. Prepare a strategy to enhance the NHN to meet select ecosystem targets.

In addition, there are critical initiatives emphasizing the need for the NHN Study, including: (1) regulations under the Endangered Species Act (2007) to protect endangered redbelt dace habitat; (2) potential impacts of the GTA West Corridor on remaining natural habitat primarily in the Greenbelt Plan area; (3) the Official Plan requirement to complete one comprehensive and coordinated Secondary Plan for New Community Areas; and (4) the 2015 Greenbelt Plan review. The NHN Study is an objective, scientific exercise that will inform policy (e.g. for Secondary Plans for New Community Areas) and assist in meeting conformity requirements to over-arching policies and legislation.

The scope of the overall NHN study has 4 phases of work. The first phase augments the existing NHN by compiling all appropriate information into a comprehensive GIS database. Other key aspects of Phase 1 are to set ecosystem targets to complete the NHN and compare the existing NHN against the targets to understand the gaps in the system. Phase 2 of the study includes the field investigations according to existing protocols: the *Significant Wildlife Habitat Technical Guide* (MNR 2000) and; the *Evaluation, Classification and Management of Headwater Drainage Features: Interim Guidelines* (TRCA 2009). Phase 3 summarizes the work of the first two phases into a report format. Phase 4 considers a range of land securement approaches from acquisition to stewardship options.

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The initial phase (Phase 1), which is the focus of this Report to Council, consists of five parts:

- documenting the NHN's constituent parts and attribute information in a GIS database to evaluate the biodiversity contribution and ecological functions of the NHN, which may result in modifications to the NHN boundaries;
- setting ecosystem targets;
- undertaking a gap assessment of the biodiversity contribution and ecological functions of the existing NHN against the ecosystem targets;
- bringing forward the revised Environmental Management Guideline (EMG) for public review and consultation; and
- providing recommendations for field investigations in subsequent phases of the study.

The purpose of this report is to recommend that the TRCA lead critical tasks comprising Phase 1 of the NHN Study. Should Council approve the budget for Phases 2 to 4 of the NHN Study, then a Request for Proposals will be prepared for bid by outside consultants to undertake the work.

Role of the TRCA in Natural Heritage System Planning

The province has delegated approval authority to the Toronto and Region Conservation Authority (TRCA) for the Natural Hazard section of the PPS. The TRCA also has a commenting role on development applications submitted to the municipality under the Planning Act for aspects of other water resource systems and natural heritage. They rely on four key instruments to guide their comments and permitting: the Terrestrial Natural Heritage System Strategy (2007); watershed plans; the Valley and Stream Corridor Management Program (1994); and Regulation 166/06 under the Conservation Authorities Act.

The objective of the TRCA Terrestrial Natural Heritage System (TNHS) is to identify and evaluate natural heritage features and functions within the landscape, for inclusion in a Natural Heritage System. The Humber River Watershed Plan and Don River Watershed Plan describe the TNHS for the respective watersheds and include implementation recommendations regarding land use, outreach and stewardship.

Watershed Plans are mandated under the Oak Ridges Moraine Conservation Plan and Greenbelt Plan. The Humber River Watershed Plan: Pathways to a Healthy Humber and the Implementation Guide (2008) and the Don River Watershed Plan: Beyond 40 Steps and Implementation Guide (2009) provide guiding principles and objectives that support strategies and targets that include protecting and expanding the terrestrial natural heritage system, building sustainable communities and creating an enhanced regional open space system.

The TRCA's Valley and Stream Corridor Management Program outlines policies that seek to retain watercourses and valley and stream corridors as open, natural landforms, from the headwaters to the river estuary marshes. These policies guide the TRCA Planning and Development staff when reviewing applications under Ontario Regulation 166/06 and in commenting on land use planning policy documents and development applications.

Ontario Regulation 166/06, Development, Interference with Wetlands and Alterations to Shorelines and Watercourses, is the regulation under Section 28 of the Conservation Authorities Act that is specific to the TRCA. The main objectives of O.R. 166/06 are to ensure public safety and protect property with respect to natural hazards and to safeguard watershed health by preventing pollution and destruction of sensitive environmental areas such as wetlands, shorelines and watercourses.

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Study Process and Sole Source Justification for Phase 1 of the NHN Study

Primarily through responsibilities for developing the Terrestrial Natural Heritage System and watershed plans, in addition to regulatory authority under Regulation 166/06, the TRCA maintains various databases, including in a GIS format, of biodiversity and natural areas information. The TRCA also has considerable experience regarding issues of natural heritage system design in their jurisdiction. This existing, well-developed database of natural heritage system information makes the TRCA a logical lead for Phase 1 of the NHN Study. An external consultant undertaking this Phase of the NHN Study would need to duplicate effort for data compilation. In cooperation with the TRCA, Phase 1 of the NHN Study can focus more effort to embed the intelligence regarding clear and transparent criteria for the NHN areas in the GIS database, allowing for more effort to investigate the targets and objectives of the NHN within the urbanizing municipality of the City of Vaughan.

The Policy Planning department will be responsible for convening a Steering Committee to confirm key decisions and approaches. The City, including through the role of the Steering Committee, is responsible for overall conformity of the NHN Study products to Provincial, Regional and official plan policies as well as consistency with the City's growth management strategy. The Steering Committee is to comprise City of Vaughan staff from Development Planning, IT, Parks and Forestry, Parks Development, and Policy Planning. The Policy Planning department will also seek representation on the Steering Committee from York Region and the Ministry of Natural Resources.

Roles and responsibilities between the City and the TRCA are briefly described below.

a) Comprehensive GIS Database - NHN Inventory and Attribute Information

The TRCA already maintains a GIS database of the Terrestrial Natural Heritage System and supporting feature layers. Despite this existing database, the attribute data maintained by the TRCA regarding habitat types and species/community level ranking will need to be augmented, such that this task comprises the majority (i.e. 50-60%) of the effort by the TRCA in Phase 1.

It is appropriate for the TRCA to lead the GIS database development building on the existing GIS layers and attribute data. The City will lead the external consultation with interested stakeholders (e.g. development community and/or their environmental consultants), provide a review with particular regards to policy conformity and scientific rigour, and coordinate the role of the Steering Committee review.

b) Ecosystem Targets

Given the existing research incorporated into the modelling approach for the TRCA Terrestrial Natural Heritage System, it is appropriate for the TRCA to be the lead investigator to develop the framework of ecosystem targets. Information to develop the ecosystem targets is also readily available in the scientific literature. Much of this has been summarized in the *Natural Heritage Reference Manual for Natural Heritage Policies of the Provincial Policy Statement, 2005. Second Edition* (Ontario Ministry of Natural Resources 2010), which is the Province's guide to interpreting the natural heritage policies of section 2 of the Provincial Policy Statement. Hence, the focus of the task is to identify practical and measurable targets for biodiversity and ecological functions. This will emphasize the maintenance and, where appropriate, the restoration of existing species populations and derive ecosystem targets suitable for an urbanizing municipality, such as:

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- the number and size of contiguous forests to maintain interior forest species and other area-sensitive woodland species (e.g. 200 hectare functionally contiguous forest in each of the Humber River and Don River watersheds);
- maintaining amphibian and reptile species assemblages, particularly for those species that need to move among several habitats;
- habitat requirements for population viability of species listed as endangered, threatened and special concern species by the Committee on the Status of Species at Risk in Ontario (COSSARO), within their broader species ranges and regional context.

The emphasis of this task of Phase 1 is to compile the existing scientific information in an appropriate framework of ecosystem targets such that this comprises about 15-20% of the TRCA effort for Phase 1. The Policy Planning department will work closely with the TRCA to involve other City departments, York Region staff and feedback from external consultation to arrive at final ecosystem targets appropriate for an urban municipality to balance economic, social and ecological considerations. This will consider the role of the NHN in overall growth management objectives of the City and York Region. Credibility of the framework of ecosystem targets can be enhanced by ensuring a peer review by contracting a review or through an expert panel, which will be considered in subsequent phases of the NHN Study.

c) Gap Assessment

Conducting the gap assessment will require spatial analysis in a GIS environment to compare the habitat availability in the existing NHN against the ecosystem targets. The required spatial analysis is typical for natural heritage system design and consists of determining, for example: amounts of contiguous habitat based on connected habitat patches; amounts of interior habitat using buffering approaches; and areas of functional connectivity using scores for natural, semi-natural and agricultural areas.

The City and the TRCA should jointly develop the methodology for the gap assessment, particularly where a straightforward accounting of habitat amount is not suitable to determine the biodiversity contribution of the NHN. The City will ensure that the Steering Committee, as described above, reviews the methodological approach.

The TRCA will lead the GIS analysis for the gap assessment, identify the gaps and document the results in a report format. This requires about 15-20% of the TRCA effort for Phase 1. The City will lead the external consultation with interested stakeholders (e.g. development community and/or their environmental consultants), provide a review with particular regards to policy conformity and scientific rigour, and coordinate the role of the Steering Committee review.

d) Environmental Management Guideline (EMG)

The City will lead the review and revision of the EMG and seek stakeholder comments. The TRCA will review and provide comments on the revised EMG.

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e) Preliminary Methodology for Field Investigations

The TRCA will provide recommendations for aspects of the methodology for field investigations to be conducted in Phase 2 of the NHN Study. Recommendations may be related to information gaps (a) in comparing the function of the existing NHN to ecosystem targets or (b) for specific geographic areas. Recommendations regarding the methodology for field investigations can be used by the City as a basis for seeking cost recovery, such as through a proposal to the Species at Risk Stewardship Program under the Endangered Species Act (2007).

The TRCA may recommend next steps to prepare for field investigations, such as further refinement of the NHN attribute data, to improve the subsequent evaluation of significant wildlife habitat and headwaters areas. This task requires less than 10% of the TRCA effort for Phase 1 as it is integrated with the reporting responsibilities for other tasks.

Budget

This contract has an upset limit of \$52,400.00, including HST and disbursements.

Timing

The targeted completion of Phase 1 of the NHN study is the end of the second quarter of 2012, or 6 months from the date of approving the Scope of Work.

Relationship to Vaughan Vision 2020/Strategic Plan

The Natural Heritage Network Study is consistent with the Vaughan Vision 2020 Strategic plan, through the following initiatives, specifically:

Service Excellence:

- Lead & Promote Environmental Sustainability

Management Excellence:

- Plan and Manage Growth & Economic Vitality
- Demonstrate Leadership & Promote Effective Governance

This report is consistent with the priorities previously set by Council.

Regional Implications

Policies in the York Region Official Plan support the effort of local municipalities to identify local greenlands systems.

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Conclusion

Given that the TRCA is the primary source of biodiversity and natural areas information and research in their jurisdiction, a sole source contract to the TRCA for Phase 1 of the NHN Study will ensure timely completion of the study and consistency with York Region policies regarding the Greenlands System and goals and objectives of the Humber River and Don River watershed plans. Any external consultant undertaking this work would need to obtain much of the available information from the TRCA through data sharing agreements and include review by the TRCA of key decisions and deliverables. The City, including through the role of the Steering Committee, is responsible for overall conformity of the NHN Study products to Provincial, Regional and official plan policies as well as consistency with the City's growth management strategy. Should Council concur, the recommendation should be approved.

Attachments

1. Scope of Work to Undertake Phase 1 of the Natural Heritage Network Study

Report prepared by:

Tony Iacobelli, Senior Environmental Planner ext. 8630

/lm

(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.)

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Item 13, Report No. 54, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on December 13, 2011.

13

**MAPLE GO STATION SECONDARY PLAN
DIRECTION TO RETAIN CONSULTING RESOURCES
PEER REVIEW AND PUBLIC CONSULTATION SERVICES
FILE 26.8**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Planning, dated December 6, 2011:

Recommendation

The Commissioner of Planning recommends that:

1. Consulting resources to assist the City in its review of the proposed Maple GO Station Secondary Plan and in the design and facilitation of the public consultation process be retained;
2. A Request for Proposals be issued for the retention of such services, based on the scope of work described in this report; and
3. The proponent of the secondary plan (York Major Holdings Inc.) be responsible for the costs attributable to the undertaking of the peer review and facilitation services and that staff be authorized to enter into an agreement to secure the necessary funding with the proponent.

Economic Impact

Funding for the work related to this secondary plan has not been budgeted. York Major Holdings Inc. as the proponent has agreed to fund a peer review of its proposals and the facilitation of the public consultation process under direction of City staff, to advance work on this plan.

Communications Plan

Stakeholder consultation will be an important component of the Secondary Plan development process. Engagement of the landowner and the residential, employment and commercial communities adjacent to the study area and other stakeholders, in a comprehensive public consultation process will be a priority. This requirement is reflected in the draft Scope of Work contained herein. The successful consultant will be required to prepare an engagement and facilitation plan for implementation during the Secondary Plan review process.

Purpose

The purpose of this report is to obtain:

- Direction to retain consulting resources to assist the City in its review of the proposed Maple GO Station Secondary Plan;
- Direction to issue a Request for Proposals for consulting services based on the draft Scope of Work set out in the report;
- Authorization to obtain funding for the required services from the proponent and to enter into an agreement to secure such funding.

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Background - Analysis and Options

Location

The Maple GO Station Secondary Plan area is located in the Maple Community on the south side of McNaughton Road East, west of Troon Avenue, north of Hill Street, and east of the existing Maple GO Station as shown on Attachment 1 and described as Blocks 1, 2, 3, 6 and 9 on 65M-4061. The study area is bisected into 2 parcels by Eagle Rock Way. The total combined area of all the blocks subject to the Terms of Reference is 8.12 ha.

a) Origin of the Proposed Secondary Plan: Vaughan Official Plan 2010 (VOP 2010)

On September 7, 2010 Council adopted the Vaughan Official Plan 2010. In Volume 1, the plan identifies the proposed secondary plan area as “Commercial Mixed-Use” and prescribes specific building heights and densities of 4-storeys and 1.5 FSI. The “Commercial Mixed-Use” designation permits a range of uses, and requires development in the proposed secondary plan study area to be a predominantly commercial area appropriate for non-residential intensification, making efficient use of existing and planned transit investments.

On April 4, 2011a request for a modification to VOP 2010 was submitted to the Region of York by York Major Holdings (landowner) to reconsider the land use designation for this area. It proposed a mid-rise commercial-residential community whereas the “Commercial Mixed-Use” designation originally provided for in VOP 2010 prohibits residential uses.

At the Special Committee of the Whole Meeting held on September 12, 2011 it was recommended that a Secondary Plan study be undertaken to determine the appropriate land use and urban design framework for the lands generally located north of Major Mackenzie Drive, south and west of McNaughton Road, adjacent to the Maple GO Station, as shown on Attachment No.1.

Subsequently, a follow-up report was taken to the September 27, 2011 Council Meeting. The following recommendation was made respecting the study area;

- That the westerly portion of the site between the existing retail uses and the GO Rail Station be redesignated “Mid-Rise Mixed-Use”;
- That the easterly portion of the site containing the retail uses, maintain the “Commercial Mixed-Use” designation;
- That Schedule 14-A be amended to show the lands designated Mid-Rise Mixed-Use as a “Required Secondary Plan Area”.

The “Mid-Rise Mixed-Use” designation did not specify a maximum height or density. This would be determined through the secondary plan process. Council approved this recommendation on September 27, 2011.

The Secondary Plan Process

The required secondary plans identified on Schedule 14-A to VOP 2010 are all being undertaken as City-projects for which consulting services are retained to conduct the study and prepare the plan for consideration by Council. In most instances, the secondary plan areas are of substantial size, have multiple owners and a number of challenging issues.

The City has already made a number of commitments to the preparation of these plans. This includes the Vaughan Mills Centre Secondary Plan, the Concord GO Centre Secondary Plan and the Highway 7 – Weston Road Secondary Plan all which are budgeted and will be commencing during the first quarter of 2012.

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In addition to other priorities, these secondary plans represent a substantial financial and staff commitment by the City. Proceeding with the preparation of the Maple GO Station Secondary Plan, under the normal procedure, would be challenging for the City. It would divert resources from other projects and require additional funding in the 2012 budget. If not funded in 2012, the preparation of this plan would commence in 2013 at the earliest.

The Alternative Process

The Owner has expressed an interest in proceeding with the preparation of the secondary plan in 2012. In response to the concerns cited above, the owner is proposing to submit an application for an official plan amendment, consistent with the requirements of Policy 10.1.1.2 of VOP 2010. This would include a draft secondary plan supported by technical studies and reports necessary to meet the requirements for a complete application.

To this end the owner has attended a Pre-Application Consultation (PAC) meeting with staff and has identified a number of supporting studies that would form the basis of the draft secondary plan. The draft secondary plan will be submitted concurrently with the technical reports. They will include reports pertaining to:

- Land Use;
- Urban Design;
- Traffic and Transportation;
- Functional Servicing Report;
- Noise and Vibration Analysis;
- Geotechnical Report;
- Environmental Site Assessment (Phase 1 & 2 and Record of Site Condition)

To begin the process, the Owner has submitted a Terms of Reference for work to be completed by the Owner and ultimately reviewed by the peer review consultant. The Terms of Reference submitted by the Owner (York Major Holdings Inc) is currently under review and comments will be provided by staff. It will be a priority to have the following included in the submission of the supporting documents for peer review:

- A Development Framework, including the demonstration of built form and massing and related site plan aspects based on 3-D rendering and modeling;
- An Urban Design brief that provides guidance on specific design parameters to enact and enhance the existing planning framework;
- A Detailed Streetscape Open Space Plan, including Preliminary Cost Analysis, implementation and capital funding strategy and a review of the long term financial impact on the City's operational and maintenance resources;
- Life Cycle Replacement Cost Analysis for use by staff to budget for future resources;
- Implementation information on phasing of plan;
- A Transportation Demand Management Plan; and
- Environmentally Sustainable Performance Standards.

The above referenced requirements may be submitted as a part of the detailed Urban Design Guidelines or as separate documents.

The technical submissions and the draft secondary plan would be evaluated as an application and further refined and developed under the City's process. This would result in a recommendation to Council on the ultimate form of the plan.

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Staff support for this approach is conditional on the availability of sufficient resources for the City to:

- Run a thorough public consultation process;
- Review and respond to the technical issues identified in the supporting studies and draft official plan amendment;
- Make the necessary changes to the plan.

Other Matters for Consideration

In developing the Plan, the Owner should also consider the impact of the Plan on the surrounding area as well as allowing the existing surrounding land uses to inform the development of the Plan. The following matters, but not limited to should be considered:

- Integration with existing commercial uses, including to screening and transitioning;
- Future use and implications for the lands fronting onto Major Mackenzie Drive south of the existing commercial use (Wal-Mart);
- Relationship to the site's immediate surroundings as well as the broader area in terms of transportation, views and connectivity for pedestrians;
- Proximity to and impact on the Maple Heritage District with respect to design and compatibility of the plan; and,
- Integration and impact of the Maple GO Station parking areas and access.

Next Steps

In order to proceed in this manner, it is recommended that the City retain consulting resources, which would assist City staff in the evaluation of the application and in facilitating the public consultation process. The following expertise would be required of the consultant or consulting team:

- Facilitation services, for the purpose of developing and implementing a comprehensive public consultation process;
- Peer review services to assist in the review and response to the technical submissions across the full range of municipal concerns focusing on, but not limited to, the submissions identified above.

In order to proceed with the preparation of the secondary plan, it is recommended that the proponent be responsible for the City's costs for the consulting services. Prior to proceeding, it will be necessary for the City and the proponent to enter into an agreement to secure the necessary funding.

The Consultant's Scope of Work

The peer review consultant or consulting team will be selected by and be under the direction of the City and will be required to undertake the following tasks.

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The Peer Review

- i) *The consultant will undertake a review of all submissions provided by the proponent, including but not limited to the following:*
 - *The draft Secondary Plan;*
 - *Development Framework;*
 - *Urban Design Guidelines;*
 - *Detailed Streetscape and Open Space Plan;*
 - *Traffic and Transportation;*
 - *Functional Servicing Report;*
 - *Noise and Vibration Analysis;*
 - *Geotechnical Report;*
 - *Environmental Site Assessment (Phase 1 & 2 and Record of Site Condition)*

- ii) *The consultant will provide a written report on each of the proponent's submissions, which will;*
 - *Identify any deficiencies in the proponent's submissions;*
 - *Recommend areas of further examination for which resubmissions would be required;*
 - *Make recommendations as to alternative approaches in matters such as, but not limited to, land use, density, and urban design issues such as streets and blocks, building typologies, open space, pedestrian and cycle provisions;*
 - *Prepare, if necessary, the supporting plans and documentation to illustrate alternative solutions.*

- iii) *Review resubmissions as required;*

- iv) *In conducting the peer review the consultant will be expected to:*
 - *Attend meetings with the staff and the proponent to discuss the findings of the review and to present alternative scenarios where warranted;*
 - *Attend public and Council meetings as required;*

- v) *Upon completion of the review of the Secondary Plan the peer review consultant will provide comment on the final draft of the of the Secondary Plan prior to it proceeding to Council for adoption;*

- vi) *The peer review will be conducted with the benefit of a comprehensive public consultation process that will engage surrounding residents, businesses and public agencies as appropriate;*

- vii) *The consultant will develop for the approval of City staff, a public consultation and facilitation program, appropriate to the scale and complexity of the development. Such program may include the following measures:*
 - *Public information meetings;*
 - *The statutory Public Hearing;*
 - *Web content, mailings or other digital or hard copy information tools;*
 - *Other methods as may be developed in consultation with City staff.*

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viii) *The consultant will provide a written summary of:*

- *The comments received at each public meeting;*
- *A summary of the results of the public consultation process (all measures) for inclusion in the City's public hearing report and the follow-up technical report.*

Relationship to Vaughan Vision 2020/Strategic Plan

The following sections are consistent with the City's objectives for planning and managing growth and economic vitality:

- Complete and implement the Growth Management Strategy;
- Work with other levels of government and agencies;
- Conduct the 5-year comprehensive review of the Official Plan as part of the Growth Management Strategy 2031.

Regional Implications

There are no regional implications resulting from the adoption of this report. The Region will be consulted during the preparation of the Secondary Plan in matters relevant to its jurisdiction.

Conclusion

Unlike most of the Required Secondary Plans identified in VOP 2010, the subject Secondary Plan area is relatively small and under a single ownership. This simplifies the planning process, making it more amenable to an alternative approach to developing the secondary plan. Rather than the City initiating a full secondary plan process staff can support reviewing the secondary plan in a manner similar to a development application subject to a number of caveats.

First, there is the need to ensure a thorough and effective public consultation process; and second, that there needs to be sufficient resources for the City to conduct the review of the proponent's submissions to ensure the best possible development in this important location. For this reason, staff is recommending that a peer review consultant provide City staff with assistance in reviewing the draft secondary plan and the technical studies used in the preparation of the plan.

The proponent has agreed to submit a complete application with the necessary range of supporting studies and the draft secondary plan for consideration by the City. In addition, the proponent has agreed to fund the retention of a peer review consultant and consultation facilitator to advance the project. The consultant would be hired by and be under the direction of the City in accordance with the Scope of Work identified in this report. This will allow the City to move ahead with the development of the proposed secondary plan and achieve a more rigorous technical review and a thorough public consultation process.

On this basis staff can recommend the approval of the recommendations set out above.

Attachments

1. Location Map
2. Schedule 13-J to VOP 2010
3. Schedule 13 to VOP 2010 "Land Use"

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Report prepared by:

Arminé Hassakourians, Planner, ext. 8368
Roy McQuillin, Senior Planner, ext. 8211

/lm

(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.)

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Economic Impact

There are no requirements for new funding associated with this report.

Communications Plan

N/A

Purpose

The Owner has submitted the following applications on the subject lands shown on Attachments #1 and #2:

1. Zoning By-law Amendment File Z.11.029 to remove the Holding Symbol “(H)” from the subject lands, thereby effectively zoning the subject lands C1 Restricted Commercial Zone; and,
2. Site Development File DA.11.076 to permit the development of a 2,260.5 m² two-storey motor vehicle sales establishment (Volkswagen) as shown on Attachments #3 to #5.

Background - Analysis and Options

Location

The subject lands shown on Attachments #1 and #2 are located on Sweetriver Boulevard, northwest of Rutherford Road and Jane Street, within the Maple Auto Mall, City of Vaughan. The surrounding land uses are shown on Attachment #2.

Official Plan and Zoning

The subject lands are designated “General Commercial – Special Policy Area” by OPA #600, which permits commercial uses, including retail stores for the buying, leasing and exchanging of goods and services. The proposed development of a motor vehicle sales establishment conforms to the Official Plan.

The subject lands are designated “Low-Rise Mixed-Use” by the new City of Vaughan Official Plan 2010 (VOP 2010), which was adopted by Vaughan Council on September 7, 2010 (as modified on September 27, 2011) and is pending approval from the Region of York. The “Low-Rise Mixed-Use” designation only permits retail uses to be located on the ground floor of residential and professional office developments. A stand alone motor vehicle sales establishment is not permitted within the “Low-Rise Mixed Use” designation. However, the subject lands are located within the Maple Auto Mall and are zoned as-of-right to permit a motor vehicle sales establishment use.

The subject lands are zoned C1(H) Restricted Commercial Zone with the Holding Symbol “(H)” by Zoning By-law 1-88, subject to Exception 9(1031A), which permits a motor vehicle sales establishment, including the open display and storage of new and used motor vehicles. The proposal for a motor vehicle sales establishment complies with Zoning By-law 1-88. Removal of the Holding Symbol “(H)” from the subject lands is conditional upon a Site Development Application being approved by Vaughan Council. The Development Planning Department is satisfied with the proposed site plan as discussed in this report, and are recommending approval of the Site Development Application. Accordingly, should Council concur, it is also recommended that the “(H)” Holding Symbol be removed to facilitate the development of this site.

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Building and Site Design

The proposed site plan shown on Attachment #3 includes a 2,260.5 m² two-storey building situated on the easterly portion of the site, with two vehicular access points from Sweetriver Boulevard. A pedestrian walkway is located on the east side of the building, providing access to Sweetriver Boulevard. Parking spaces are located throughout the site and all driveway aisles accommodate two-way vehicular traffic. Car inventory will be stored on the westerly portion of the site, which is fenced and landscaped from the surrounding development.

The proposed building elevations are shown on Attachment #4. The primary facade faces Sweetriver Boulevard, and consists of double glazed clear glass within aluminum frames that wrap the north and south portions of the building. A white panel will contain the Volkswagen Corporate logo with illuminated letters. The drive-in overhead doors associated with the service bays are located on the north, east and west elevations.

The landscape plan shown on Attachment #5 includes a 6.0 m wide landscape strip abutting Sweetriver Boulevard, with additional landscaping provided along the north and west property lines to screen the vehicle storage area and along the south property to screen the drive-in service bays. The site will be landscaped with coniferous, deciduous and ornamental trees, and a mix of shrubs, perennials and ornamental grasses.

The Vaughan Development Planning Department is satisfied with site plan, building elevations, and landscape plan and will continue to work with the applicant to finalize the details. The final site plan, building elevations, and landscape plan, must be approved to the satisfaction of the Vaughan Development Planning Department. A condition to this effect is included in the recommendation of this report.

Vaughan Development/Transportation Engineering Department

The Vaughan Development/Transportation Engineering Department is working with the applicant to finalize the details of the servicing and grading plans and storm water management report. The final plans and report must be approved to the satisfaction of the Vaughan Development/Transportation Engineering Department. A condition to this effect is included in the recommendation of this report.

Parkland Dedication

The Owner shall pay to the City of Vaughan by way of certified cheque, cash-in-lieu of the dedication of parkland equivalent of 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. A condition to this effect is included in the recommendation of this report and shall be included in the implementing Site Plan Letter of Undertaking.

Relationship to Vaughan Vision 2020/Strategic Plan

This report is consistent with the priorities set forth in Vaughan Vision 2020, particularly “Plan & Manage Growth & Economic Well-being”.

Regional Implications

The subject lands are located on a local road and there are no Regional implications associated with the proposal.

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Conclusion

The Zoning By-law Amendment File Z.11.029 to remove the Holding Symbol “(H)” from the subject lands, and Site Development File DA.11.076, have been reviewed in accordance with the policies of the Official Plan, Zoning By-law 1-88, and comments from City Departments and the area context. The Development Planning Department is satisfied that the proposed 2,206.5 m², two-storey motor vehicle sales establishment (Volkswagen) is compatible with existing development in the area and conforms with Zoning By-law 1-88. Accordingly, the Development Planning Department can support the approval of the Zoning By-law Amendment Application to remove the “(H)” Holding Symbol from the subject lands and the Site Development Application, subject to the conditions in this report.

Attachments

1. Context Location Map
2. Location Map
3. Site Plan
4. Elevation Plan
5. Landscape Plan

Report prepared by:

Mary Caputo, Planner, ext. 8215
Christina Napoli, Senior Planner, ext. 8483
Mauro Peverini, Manager of Development Planning, ext. 8407

/LG

(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.)

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Site Plan

The proposed Draft Plan of Condominium is consistent with approved Site Development File DA.09.038, which was approved by Vaughan Council on June 30, 2009.

Garbage/Recycling Collection and Snow Removal

The collection of garbage and recycling and the removal of snow will be privately administered by the Owner/Condominium Corporation.

Relationship to Vaughan Vision 2020/Strategic Plan

This staff report is consistent with the priorities set forth in Vaughan Vision 2020, particularly "Manage Growth & Economic Well-being".

Regional Implications

The Regional Municipality of York has no objection to draft plan approval of the condominium plan.

Conclusion

The Vaughan Development Planning Department has reviewed the Draft Plan of Condominium Application, which conforms to the Official Plan, complies with the Zoning By-law, and is consistent with the approved site plan. Accordingly, the Development Planning Department has no objection to the approval of the draft plan of condominium, subject to the conditions set out in Attachment #1.

Attachments

1. Conditions of Approval
2. Context Location Map
3. Location Map
4. Draft Plan of Condominium 19CDM-11V004
5. 2nd Floor Plan – Dwelling Units 1 to 19 Inclusive - Typical
6. Building Sections

Report prepared by:

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Carmela Marrelli, Senior Planner, ext. 8791
Mauro Peverini, Manager of Development Planning, ext 8407

/CM

(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.)

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF DECEMBER 13, 2011

Item 16, Report No. 54, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on December 13, 2011.

16

**ZONING BY-LAW AMENDMENT FILE Z.11.023
SHAEL E. BECKENSTEIN, MARCIANO BECKENSTEIN, LLP
WARD 5**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Planning, dated December 6, 2011:

Recommendation

The Commissioner of Planning recommends:

THAT Zoning By-law Amendment File Z.11.023 (Shael E. Beckenstein, Marciano Beckenstein, LLP) BE APPROVED, specifically to amend Zoning By-law 1-88, to rezone the subject lands shown on Attachments #1 and #2 from R1V Old Village Residential Zone to R1 Residential Zone.

Contribution to Sustainability

The applicant has advised that the following sustainable features will be included in the single detached residential unit design:

- Low E windows;
- Low flow toilets/shower heads/faucets;
- High efficiency furnaces/air conditioners; and,
- combination batt and spray foam insulation to meet or exceed the Ontario Building Code requirement.

Economic Impact

There are no requirements for new funding associated with this report.

Communications Plan

On September 9, 2011, a Notice of Public Hearing was circulated to all property owners within 150m of the subject lands. To date, no comments have been received. The recommendation of the Committee of the Whole to receive the Public Hearing report of October 4, 2011 and to forward a comprehensive report to a future Committee of the Whole meeting was ratified by Council on October 18, 2011.

Purpose

The Owner has submitted Zoning By-law Amendment File Z.11.023, specifically to amend Zoning By-law 1-88, to rezone the subject lands shown on Attachments #1 and #2 from R1V Old Village Residential Zone (minimum 30 m frontage) to R1 Residential Zone (minimum 18 m frontage), to facilitate the creation and development of 2 lots with frontage on Wigston Place for detached residential dwellings through a future severance application, as shown on Attachment #3.

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Background - Analysis and Options

The subject lands shown on Attachments #1 and #2 are located on the north side of Wigston Place, southeast of Bathurst Street and Highway #407, being Part 1 on Reference Plan 65R-19017, City of Vaughan. The surrounding land uses are shown on Attachment #2. The subject lands are adjacent to existing single-detached residential and valleylands. The lands are relatively flat and treed, and there are no buildings or structures on site.

Official Plan

The subject lands are designated “Low Density Residential” by OPA #210 (Thornhill Community Plan) and “Low-Rise Residential” by the new City of Vaughan Official Plan 2010, which was adopted by Vaughan Council on September 7, 2010 (as modified September 27, 2011), and is pending approval from the Region of York. The proposal to rezone the property to R1 Zone and permit 2 detached dwellings conforms to the Official Plans.

Zoning

The subject lands are zoned R1V Old Village Residential Zone by Zoning By-law 1-88, subject to Exception 9(941), which identifies building setbacks on the original lot. The Owner is proposing to amend Zoning By-law 1-88 to rezone the subject lands to R1 Residential Zone to facilitate the severance of the subject lands into 2 lots to permit the development of two single-detached residential dwellings (with 18.1 m frontages) as shown on Attachment #3.

The proposed rezoning would facilitate the severance of the subject lands into two lots to be developed with detached residential dwellings which conform to the in effect Official Plan (OPA #210 – Thornhill Vaughan Community Plan) and the new City of Vaughan Official Plan 2010. The proposed lots would also comply with the minimum lot frontage and area requirements of the proposed R1 Residential Zone standards in Zoning By-law 1-88. No exceptions to the R1 Residential Zone standards are required.

The existing lots in the vicinity of the subject lands on the west and south of Wigston Place are zoned R1 Residential Zone. The two existing lots to the immediate west of the subject lands are of similar lot frontage and area. The property also abuts valleylands zoned OS1 Open Space Conservation Zone to the north and east.

The Development Planning Department is satisfied that the proposed rezoning of the subject lands to facilitate a future severance of the property would result in development that conforms to the Official Plan, is compatible with the existing pattern of development in the area, and would not have an impact on the existing community. The proposed rezoning is also consistent with the R1 Zone standards in all respects, and exceptions are not required. On this basis, the Development Planning Department can support the approval of the Zoning By-law Amendment application.

Vaughan Committee of Adjustment/Severance

Should Vaughan Council approve the subject Zoning By-law Amendment application, the Owner must submit a consent Application to the Committee of Adjustment to sever the subject lands into two residential lots with minimum 18 m frontages.

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Cash In-Lieu of Parkland

The Vaughan Legal Services Department - Real Estate Division has indicated that the Owner is required to pay 5% cash-in-lieu of the dedication of parkland equivalent to 5% of the value of the subject lands, or a fixed rate per unit, whichever is higher, prior to the release of a Vaughan Building Permit, in accordance with the Planning Act and the City's Cash-In-Lieu of Parkland Policy. The Vaughan Legal Services Department – Real Estate Division has advised that this cash-in-lieu requirement will be a condition of the Consent Application.

Vaughan Development/Transportation Engineering Department

The Vaughan Development/Transportation Engineering Department has provided the following comments:

a) Servicing

The proposed soak-away pits and lot grading shall be submitted to the Toronto and Region Conservation Authority (TRCA) and City for review and approval. The Owner shall submit a servicing and grading plan detailing how the drainage system will be tied into the surrounding drainage systems, to the City's satisfaction. These plans will be required as a condition of approval for the future Consent Application.

Should Council find merit in the subject Zoning By-law Amendment Application and should the future Consent Application be approved by the Vaughan Committee of Adjustment, formal allocation of capacity is required. In accordance with the City's Servicing Capacity Distribution Protocol, Council approved a Discretionary Reserve of sewage and water capacity for consents and infill development throughout the City. The allocation of sewage and water capacity from Council's Discretionary Reserve for the two subject lots will be allocated through the future Consent Application.

The Department has requested a photometric analysis of the existing street lighting system on Wigston Place. In addition, the Owner shall certify that the streetlighting is designed to service the proposed development in accordance with the requirements of the City. The photometric street lighting analysis and certification will be required as conditions of approval for the future Consent Application.

The Owner shall contact the utility companies to verify the location of existing utilities located on, or crossing the subject lands. As a condition of the future Consent Application, any utilities shall be relocated to the boulevard to the satisfaction of the City and the utility authority, if necessary. The relocation shall be the responsibility of the Owner and shall require a Utility Coordination Plan to be submitted to the City for approval.

The Department has indicated that Wigston Place is not assumed at this time. The Owner shall contact the original subdivision owner (Jan-Sil Golfwood Residential) for permission for service connections. The Owner may be required to enter into a development agreement with the City. The development agreement may be a condition of approval for the future Consent Application.

b) Noise Report

The Owner shall submit a noise report for the proposed development to address the impact of the potential noise sources from the surrounding area as well as the noise attenuation feature if necessary. The submission of the required noise report and the implementation of noise attenuation shall be a condition of approval for the future Consent Application.

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Toronto and Region Conservation Authority (TRCA)

The TRCA has reviewed the zoning application and has no objection to the approval of the proposal, subject to the Owner obtaining a TRCA Permit under Ontario Regulation 166/06 for works located within the TRCA regulated area. This will be addressed through the future Consent Application.

Canada Post

The Owner must advise perspective purchasers that mail delivery will be from a community designated mailbox. The required servicing plan must show the Canada Post requirements for the community mailbox to the satisfaction of Canada Post and the City. This will be addressed through the future Consent Application.

Relationship to Vaughan Vision 2020/Strategic Plan

This staff report is consistent with the priorities set forth in Vaughan Vision 2020, particularly "Manage Growth & Economic Well-being".

Regional Implications

N/A

Conclusion

The Vaughan Development Planning Department has reviewed Zoning By-law Amendment File Z.11.023 in accordance with the policies of the Official Plan, Zoning By-law 1-88, comments from City Departments and external public agencies, and the area context. The Development Planning Department is satisfied that the proposal to rezone the subject lands from R1V Zone to R1 Zone to facilitate the future development of two lots for detached residential dwelling units conforms to the policies of the Official Plan. The development proposal is appropriate and compatible with the existing and planned future uses in the surrounding area. Accordingly, the Development Planning Department can support the approval of Zoning By-law Amendment File Z.11.023, subject to the recommendation in this report.

Attachments

1. Context Location Map
2. Location Map
3. Conceptual Site Plan

Report prepared by:

Laura Janotta, Planner, ext. 8634
Christina Napoli, Senior Planner, ext. 8483
Mauro Peverini, Manager of Development Planning, ext. 8407

/CM

(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.)

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EXTRACT FROM COUNCIL MEETING MINUTES OF DECEMBER 13, 2011

Item 17, Report No. 54, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on December 13, 2011.

17

CONTRACT AWARD – T11-494
PRINT PRODUCTION OF CITY PUBLICATIONS: RECREATION AND CULTURE

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Community Services, dated December 6, 2011:

Recommendation

The Commissioner of Community Services, in consultation with the Directors of Recreation and Culture and the Purchasing Services Department, recommends:

1. That the Contract T11-494, Print Production of City Publications: Recreation and Culture, for the print production of Recreation and Culture publications, be awarded to Pointone Graphics Inc., in the amount of \$82,397.34 (including HST) for one (1) year effective January 1, 2012, with an option to renew for two (2) additional one (1) year terms at the discretion of the City; and,
2. That the Mayor and City Clerk be authorized to sign all documentation necessary to complete the contract.

Contribution to Sustainability

This report is consistent with the priorities previously set by Council in the Green Directions, Vaughan, Community Sustainability Environmental Master Plan.

Economic Impact

Funds to undertake the required contract are included in the Recreation and Culture base operating budget. The print production of Recreation and Culture publications is a continuation of the publications printed in previous years. The implementation of T11-494 will cost \$82,397.34 (including HST).

Communications Plan

The City of Vaughan advertised and issued T11-494, Print Production of City Publications: Recreation and Culture, on Biddingo, OPBA website and by invitation on November 2, 2011 with a closing date of November 16, 2011. The bid opportunity was also advertised on the City Web Page on November 5, 2011. The successful bidder will be advised of Council's decision.

Purpose

The purpose of this report is to obtain Council's authorization to enter into a one (1) year contract effective January 1, 2012 with an option to renew for two (2) additional one (1) year terms with Pointone Graphics Inc. for the print production of Recreation and Culture publications.

Background - Analysis and Options

The City of Vaughan advertised and issued T11-494, Print Production of City Publications: Recreation and Culture, on Biddingo, OPBA website and by invitation on November 2, 2011 with a closing date of November 16, 2011. The bid opportunity was also advertised on the City Web Page on November 5, 2011. The bidders had the option to bid in part or in whole:

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Part A - print production of Doors Open & Culture Days Brochures (estimated quantity: 84,000)

This brochure details some of Vaughan's most historically, culturally, architecturally and environmentally significant buildings that open their doors to the public free-of-charge as part of Doors Open Ontario; and free cultural activities, performances and tours offered by cultural groups, organizations and individual artists as part of the nationally celebrated Culture Days. These brochures are bundled with the distribution of the Fall & Winter Recreation Guide to all Vaughan households via an external distribution contractor in July.

Part B - print production of City Playhouse Theatre Brochures (estimated quantity: 100,000)

This brochure features the season's playbill comprised of community and professional productions, as well as the City Playhouse Academy courses, delivered by industry professionals. These brochures are bundled with the distribution of the Fall & Winter Recreation Guide to all Vaughan households via an external distribution contractor in July.

Part C - print production of Events Tri-Brochures (estimated quantity: 94,000)

This brochure promotes Winterfest, Canada Day and Concerts in the Park events to all Vaughan households and businesses. Brochures are distributed annually in January through Canada Post.

Part D - print production of Events Bi-Brochures (estimated quantity: 94,000)

This brochure promotes Canada Day and Concerts in the Park events to all Vaughan households and businesses. Brochures are distributed annually in May through Canada Post.

Part E - print production of Summer Camps Brochures (estimated quantity: 12,000)

This brochure promotes all summer camp programs opportunities, for ages 3 to 17, at recreation facilities across Vaughan. Brochures will be available at community centres, libraries and City Hall in March.

Twenty-one (21) bidders picked up the tender documents and sixteen (16) bids were received from:

Bidder	Bid (incl. HST)
Pointone Graphics Inc.	\$ 82,397.34
In-House Print & Graphics	\$ 87,763.71
Star Web Printing Ltd.	\$ 94,193.41
HD Printing	\$ 94,938.08
Skylar Media Group	\$ 97,134.80
Millenium Printing	\$ 99,278.41
Precision Graphics	\$ 100,384.68
Sun Printing	\$ 103,013.84
Ironstone Media	\$ 104,053.11
Willow Printing Group Ltd.	\$ 106,513.80
Commercial Print Craft Ltd.	\$ 106,762.40
St. Joseph Communications	\$ 113,496.07
Northview Print & Copy	\$ 114,661.10
Minuteman Press	\$ 126,650.40
The Data Group of Companies	\$191,911.92
Reverb	non-compliant

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The lowest bid was received from Pointone Graphics Inc.

The print production of Recreation and Culture publications is a continuation of the publications printed in previous years. In the event that there are changes to the programs, services and events offered in Vaughan, the City reserves the right to adjust the quantities required.

This contract does not include the bi-annual print production of the Recreation Guide. The publications listed in contract T11-494 require specialty paper based short-runs, whereas the process used to print the Recreation Guide consists of a large-run web offset process similar to that which is used to print newspapers. The contrast in processes most often results in a different set of suitable bidders, therefore the contract for the print production of the Recreation Guide is issued separately from the publications listed in contract T11-494.

The Active Together Master Plan identifies communications and social marketing as a key objective in promoting active lifestyles. The print production of Recreation and Culture publications will continue to reinforce and cultivate awareness about the Recreation and Culture programs, services and events available in Vaughan.

Relationship to Vaughan Vision 2020/Strategic Plan

In consideration of the strategic priorities related to Vaughan Vision 2020, the report will provide:

- STRATEGIC GOAL:
Service Excellence – Providing service excellence to citizens.

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

Regional Implications

None.

Conclusion

Awarding Tender T11-494, Print Production of City Publications: Recreation and Culture for a one (1) year term effective January 1, 2012, with an option to renew for two (2) additional one (1) year terms, with Pointone Graphics Inc. for the print production of Recreation and Culture publications will continue to reinforce and cultivate awareness about the Recreation and Culture programs, services and events available in Vaughan.

Attachments

None.

Report Prepared By

Mary Reali, Director of Recreation and Culture, ext. 8234
Sunny Bains, Business Services Manager, ext. 8336

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Item 18, Report No. 54, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on December 13, 2011.

18

**SIGN VARIANCE APPLICATION
FILE NO: SV.11-035
OWNER: UJA – JOSEPH AND WOLF LEBOVIC JEWISH COMMUNITY CAMPUS
LOCATION: 9600 BATHURST STREET
LOT 18, CONCESSION 2
WARD 4**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Sign Variance Committee, dated December 6, 2011:

Recommendation

The Sign Variance Committee recommends:

That Sign Variance Application SV.11-035, UJA – Joseph And Wolf Lebovic Jewish Community Campus, be APPROVED, subject to the applicant obtaining Region of York approval.

Contribution to Sustainability

N/A

Economic Impact

None.

Communications Plan

The results of this application will be communicated to the applicant through the Secretary to the Sign Variance Committee.

Purpose

Request to maintain one (1) new 38 sqm. temporary development sign fronting onto Bathurst Street

Background - Analysis and Options

Sign By-law Requirements (By-Law 203-92, as amended):

12.1 Development Signs

- (c) Each builder is permitted a maximum of two (2) signs, with a combined sign face area not to exceed 20.0 sq.m..

Relationship to Vaughan Vision 2020/Strategic Plan

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

Regional Implications

Region of York Engineering approval is required for the proposed sign.

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Conclusion

The applicant is requesting to maintain one (1) 38 sqm. temporary development sign which exceeds the maximum 20 sqm. permitted under the sign by-law.

Members of the Sign Variance Committee have no objections to the application as submitted provided that the applicant obtains the approval from the Region of York respecting the location of the existing sign.

If Council finds merit in the application, a Sign Permit issued by the Building Standards Department is required.

Attachments

1. Site Plan
2. Sketch of Sign

Report prepared by:

John Studdy, Manager of Customer & Administrative Services Ext 8232

/as

(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.)

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EXTRACT FROM COUNCIL MEETING MINUTES OF DECEMBER 13, 2011

Item 19, Report No. 54, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on December 13, 2011.

19

**SIGN VARIANCE APPLICATION
FILE NO: SV.11-039
OWNER: RIOCAN MANAGEMENT INC.
LOCATION:7575 WESTON ROAD, UNIT 121
PART OF LOT 4 AND 5, CONCESSION 5
WARD 3**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Sign Variance Committee, dated December 6, 2011:

Recommendation

The Sign Variance Committee recommends:

That Sign Variance Application SV.11-039, Riocan Management Inc., be APPROVED.

Contribution to Sustainability

N/A

Economic Impact

None.

Communications Plan

The results of this application will be communicated to the applicant through the Secretary to the Sign Variance Committee.

Purpose

To permit the installation of one (1) 13.5 sqm. wall sign that was not shown on the original site plan agreement

Background - Analysis and Options

Sign Bylaw Requirements (By-Law 203-92, as amended):

6.2 (a) Where a site plan approved by the City provides standards for signage and the signs for the development comply therewith, such signs shall be deemed to comply with this By-Law.

Noting the above, where the property is regulated by a site plan agreement approved by the City, only those wall signs and pylon signs approved under the site plan agreement are deemed to be permitted by the City's Sign By-Law.

Relationship to Vaughan Vision 2020/Strategic Plan

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

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EXTRACT FROM COUNCIL MEETING MINUTES OF DECEMBER 13, 2011

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Regional Implications

Region of York Engineering approval is not required for the proposed signs.

Conclusion

The applicant is proposing to install one (1) 13.5 sqm. wall sign that was not previously approved on the original site plan agreement.

Members of the Sign Variance Committee have reviewed the application and have no objections to the application as submitted. In Committee's opinion the intent and purpose of the sign by-law is being maintained.

If Council finds merit in the application, a Sign Permit issued by the Building Standards Department is required.

Attachments

1. Site Location – Bird'Eye view
2. Sketch of Sign and Photo of Proposed and Existing Sign

Report prepared by:

John Studdy, Manager of Customer & Administrative Services Ext 8232

/as

(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.)

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Item 20, Report No. 54, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on December 13, 2011.

20

**SIGN VARIANCE APPLICATION
FILE NO: SV.11-040
OWNER: DIVERSICARE CANADA MANAGEMENT SERVICES CO., INC.
LOCATION: 1500 STEELES AVENUE WEST
PART OF LOT 1, CONCESSION 2
WARD 5**

The Committee of the Whole recommends:

- 1) That the recommendation contained in the following report of the Sign Variance Committee, dated December 6, 2011, be approved; and
- 2) That the deputation of Mr. Darren Ouellette, Canada Sign, 171 Rolling Meadows Drive, Kitchener, N2N 2H1 and Communication C14 Photograph, on behalf of applicant, be received.

Recommendation

The Sign Variance Committee recommends:

That Sign Variance Application SV.11-040, Diversicare Canada Management Services Co. Inc., be APPROVED, as per revised attached plan and that the signage be constructed from cut out letters installed on the precast above the proposed sign location and the sign be externally illuminated.

Contribution to Sustainability

N/A

Economic Impact

None.

Communications Plan

The results of this application will be communicated to the applicant through the Secretary to the Sign Variance Committee.

Purpose

To permit the installation of one (1) 9.75 sqm. (105 sqft.) wall sign which was not shown on the original site plan agreement approved by Council.

Background - Analysis and Options

Sign Bylaw Requirements (By-Law 203-92, as amended):

- 6.2 (a) Where a site plan approved by the City provides standards for signage and the signs for the development comply therewith, such signs shall be deemed to comply with this By-Law.

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Noting the above, where the property is regulated by a site plan agreement approved by the City, only those wall signs and pylon signs approved under the site plan agreement are deemed to be permitted by the City's Sign By-Law.

Relationship to Vaughan Vision 2020/Strategic Plan

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

Regional Implications

Region of York Engineering approval is not required for the proposed sign.

Conclusion

The applicant has applied to the Sign variance Committee to allow for the installation of one (1) 9.75 sqm. wall sign which was not previously approved on the original site plan agreement.

Members of the Sign Variance Committee have reviewed the application and have concerns respecting the impact of the proposed wall sign. Committee members are recommending that the proposed sign be re-located to the precast concrete portion of the building and be constructed from cut out letters and be externally illuminated to reduce the impact of the proposed sign.

If Council finds merit in the application, a Sign Permit issued by the Building Standards Department is required.

Attachments

1. Site Plan
2. Photo of Sign Location

Report prepared by:

John Studdy, Manager of Customer & Administrative Services Ext 8232

/as

(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.)

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Item 21, CW Report No. 54 – Page 2

Background - Analysis and Options

Sign By-law Requirements (By-Law 203-92, as amended):

15.2 Developed Industrial and Commercial Zoned Lands

One (1) Poster Panel may be permitted on a developed lot zoned Industrial or Commercial, in accordance with the following requirements:

Poster Panels erected in accordance with this sub-section shall:

- a) only be permitted on a lot in lieu of the additional ground sign permitted by Section 6.1 i) of this by-law.
- f) be set back a minimum of 5.0 m. from any common lot boundary with an adjacent lot.
- h) be set back a minimum of 600 meters from any other poster panel located on the same side of the street.
- i) Not be permitted on a lot that abuts a residential zone and not be located within 100 meters from a building containing residential units or lands zoned Residential.

Relationship to Vaughan Vision 2020/Strategic Plan

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

Regional Implications

Region of York Engineering approval is required for the proposed sign.

Conclusion

The applicant has applied to the Sign variance Committee to allow for the installation of one (1) "V" Shaped 10' x 20' Poster Panel Sign (3rd Party Billboard) back to back having tri-vision rotating panels. (Three (3) messages/panels that change every 3-5 seconds.)

The subject property is located on the east side of Jane Street north of Highway No 7. The property is zoned "A (Agricultural) and contains a residential dwelling (Legal- Non-Conforming) that was originally constructed many years ago. This dwelling has recently been renovated by the new owners. There are several large mature trees located in the front yard and there are additional trees located on the adjacent landscaping strip to the south. The trees in the front yard and on the abutting landscaping strip have been recently pruned and some smaller trees and shrubs have been removed as shown on the attached photo. It is our understanding that the large tree sections shown on the photo are associated with a large dead tree that was taken down previously.

The subject property is located in an area that is predominately zoned industrial and within the prescribed area of the City that permits the use of Poster Panel Signs. The sign is proposed to be located 7.8 meters from the front lot line and 2.6 m. from the south property line and located 580 ± meters from another Poster Panel Sign to the south.

The applicant is proposing to locate the sign in southerly portion of the front yard between the most southerly tree and driveway on the lot and the adjacent landscaping strip on the industrial property to the south, as shown on the attached plan.

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Members of the Sign variance Committee have reviewed the application and while there are no objections to the general area for the proposed sign there are concerns however respecting the particulars of the application including the impact of large Poster Panel Sign on the smaller lot containing a legal-nonconforming residential use. There are also additional concerns respecting the negative impact the sign may have on the existing trees located both on the subject property and the property to the south.

Members of the Sign Variance Committee are recommending that the application be refused.

If Council finds merit in the application, a Sign Permit issued by the Building Standards Department is required.

Attachments

1. Revised Site Plan
2. Aerial Photo of the Property
3. Recent Photo of the Property showing Proposed Sign Location
4. Sketch of Sign

Report prepared by:

John Studdy, Manager of Customer & Administrative Services Ext 8232

/as

(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.)

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF DECEMBER 13, 2011

Item 22, Report No. 54, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on December 13, 2011.

**22 ADOPTION OF THE PROVINCIAL MINIMUM MAINTENANCE STANDARDS
 FOR SIDEWALK REPAIR**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Engineering and Public Works, dated December 6, 2011:

Recommendation

The Commissioner of Engineering and Public Works recommends:

That Council adopt the Province's Minimum Maintenance Standards (MMS) as the service objective for providing non-winter related maintenance on the City's assumed network of sidewalks.

Contribution to Sustainability

The repair and replacement of deficient sidewalk sections is essential to the sustainability of this infrastructure and the contribution it makes to the safe movement of the City's residents.

Economic Impact

The adoption of the Provincial Minimum Maintenance Standards, along with the procedures outlined in this report, will result in minimizing the City's financial exposure to third party claims. It will also help define an overall service objective for non-winter sidewalk inspection and repair, without the need for additional resources.

Communications Plan

N/A

Purpose

To have Council adopt the Provincial Minimum Maintenance Standards as the service objective for the non-winter maintenance and repair of its assumed network of sidewalks.

Background - Analysis and Options

The Provincial Minimum Maintenance Standards Need To Be Met

Section 44 of the Municipal Act, 2001 dictates a municipality's obligation or statutory duty to maintain their sidewalks for the safety of all users. The Province's Minimum Maintenance Standards (MMS), for Municipal Highways, O. Reg. 239/02, as amended, further defining this obligation, was passed into law effective February 18, 2010. The amended regulation now includes a requirement for inspection and repair, to eliminate trip edges and other surface discontinuities on sidewalks.

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The following is an excerpt from Regulation 239/02, as amended, concerning sidewalks:

“Sidewalk surface discontinuities

16.1 (1) *The minimum standard for the frequency of inspecting sidewalks to check for surface discontinuity is once per year. O. Reg. 23/10, s. 10.*

(2) If a surface discontinuity on a sidewalk exceeds two centimetres, the minimum standard is to treat the surface discontinuity within 14 days after becoming aware of the fact. O. Reg. 23/10, s. 10.

(3) For the purpose of subsection (2), treating a surface discontinuity on a sidewalk means taking reasonable measures to protect users of the sidewalk from the discontinuity, including making permanent or temporary repairs, alerting users’ attention to the discontinuity or preventing access to the area of discontinuity. O. Reg. 23/10, s. 10.

(4) In this section,

“surface discontinuity” means a vertical discontinuity creating a step formation at joints or cracks in the surface of the sidewalk. O. Reg. 23/10, s. 10.

Part of the statutory duty requires that a municipality develop written policies and procedures outlining inspection, maintenance and repair of sidewalks for both summer and winter maintenance. This report deals primarily with the non-snow related aspect of sidewalk maintenance, as formal policies regarding winter snow clearing programs already exist.

A Process Review was Undertaken in 2011

In 2011, Public Works staff undertook a process review of the sidewalk inspection and maintenance program. As part of the review, staff looked at what was presently being done to meet the City’s obligations, and how these obligations could be met more efficiently. Prior to the review, the City was meeting its obligations as outlined below:

Inspection

- Inspection of the entire assumed sidewalk network was performed each summer by staff documenting sidewalk deficiencies manually and using Global Positioning System (GPS) coordinates. Staff attended to any issues requiring immediate attention, while minor deficiencies were documented for future repair by City or contracted forces (i.e. through the City-wide damaged/displaced sidewalk joint deflection cutting/removal program, or the Curb and Sidewalk Repair/Replacement Program).
- A comprehensive contracted inspection was performed every 3 years. This inspection provided GPS co-ordinates of the system, detailed information concerning deficiencies, as well as a rating for severity of the deficiencies.
- Staff verified the results of the annual Curb & Sidewalk Repair/Replacement Program during the late fall and early spring.
- As part of the annual winter sidewalk plough operator training, staff drove the sidewalk plough units on their designated sidewalk winter maintenance routes. During the patrol, staff documented deficiencies and attended to any issues requiring immediate attention, while minor deficiencies were documented for future repair by City or contracted forces.

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Repair

- Identified joint deflections, or other potential sidewalk safety issues are identified, they are temporarily repaired by Roads staff using either hot mix or cold mix asphalt.
- Permanent joint deflection repairs were managed through the contracted, City-wide saw cutting program. The contracted service involves saw cutting identified trip edges in excess of 16mm (3/4"), in height flush, thereby eliminating potential liability claims. Approximately \$188,000 was spent on the joint deflection cutting/removal program in 2011.
- Severely deficient sections of sidewalk that were replaced through the annual Capital Curb & Sidewalk Repair/Replacement Program, as funding permits. For 2011, funds totaling \$1,220,000 were allocated for repair and replacement of deficient curb and sidewalk.

Process Efficiencies and Improvements

As a result of the staff review completed in 2011, Public Works is now implementing annual contracted sidewalk inspection. The current contractor, and others in the industry, have the ability to provide comprehensive inspection, documentation and joint deflection cutting/removal services for all City owned sidewalks. Staff previously used for the summer inspection program are now dedicated to eliminating identified deficiencies, allowing for earlier action to address liabilities.

Moving to a fully contracted inspection program provides staff overseeing the capital Curb & Sidewalk Repair/Replacement Program with more detailed information regarding the sidewalk deficiencies requiring repair. The Contractor's deficiency data provides severity ratings for the entire network. Staff prioritize resource allocation by addressing only documented deficiency locations, ranked from highest severity to lowest.

Starting in early 2012, a new in-house grinding program will eliminate trip edges in industrial areas utilizing a skid steer equipped with a concrete cold planer (i.e. grinding attachment). Staff will utilize this equipment primarily in industrial areas, where the aesthetics of grinding trip edges pose less impact.

The in-house grinding program, combined with the annual contracted inspection program, the contracted Joint Deflection Cutting/Removal Program, the annual Curb & Sidewalk Repair/Replacement Program, and performing temporary repairs using hot/cold mix asphalt, form the basis of Public Works' sidewalk maintenance strategy. Public Works staff will work with Legal Services and Risk Management staff to formalize the above inspection and repair service objectives.

The MMS timeline requirement for addressing surface discontinuities will continue to be met.

Council Endorsement of MMS as the Service Objective is Needed.

The staff process review, it confirmed that the City is meeting its obligations under MMS. The review also identified efficiencies and improvements to the process, which have been implemented with no additional budgeting impact.

The last step in the process is for Council to formally adopt the MMS as the City's service objective for the non-winter maintenance of its assumed sidewalk network.

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Relationship to Vaughan Vision 2020/Strategic Plan

This report is consistent with the priorities previously set by Council.

Formalizing the procedures for inspection, maintenance, and repair of sidewalks, and introducing efficiencies and process improvements, conforms with the following Vaughan Vision 20/20 Goals and Objectives:

Goal: Service Excellence
Objective: Demonstrate Excellence in Service Delivery
Objective: Promote Community Safety, Health & Wellness

Goal: Organizational Excellence
Objective: Manage Corporate Assets
Objective: Ensure a High Performing Organization

Regional Implications

Sidewalks on Regional roads are owned and maintained by the City. As such, the recommendations contained in this report do not impact the Region.

Conclusion

The Province's Minimum Maintenance Standards require that the City inspect its sidewalks at least once annually. Under the changes identified and implemented in late 2011, a comprehensive, detailed, inspection will now be performed each year in the Spring/Summer period by contracted services, with additional inspection in the Fall by City staff as part of their annual sidewalk plough training.

The Province's MMS also require that the City "*treat the surface discontinuity within 14 days after becoming aware of the fact*". Public Works staff "treat" (as defined by the Regulation), known surface discontinuities on the City's assumed sidewalk network within the fourteen day maximum time period. The MMS will continue to be met under the changes made as a result of the process review.

Attachments

None

Report prepared by:

Jeff Johnston, Manager of Road Maintenance Services
Brian T. Anthony, Director of Public Works

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Background - Analysis and Options

The Public Works Department contracts out its emergency water and sewer main repairs. The same contractors are also used to perform other work that involves specialized equipment that the City does not own, such as large tracked excavators, trench boxes etc.. As in previous years, Tender T11-421 split the City into two geographical halves, allowing the City to choose two separate contractors to perform the necessary work.

Having two contractors ensures adequate coverage for the City should a significant number of water main breaks or backed up sewers occur at the same time. This contract allows the City to direct either contractor to perform work in the other contractor's area, if the workload requires it. This flexibility will continue to keep complaints to a minimum and provide excellent service to the residents.

Tender T11-421 was advertised on the City Page, DCN, Biddingo and the Ontario Public Buyers' Association on Wednesday October 26, 2011 and closed on Thursday November 10, 2011. Ten bid packages were picked up from the Purchasing Services Department, eight bids were received and one bid was declared non-compliant. Bidders were asked to quote on an estimated quantity of hours based on historical averages for scheduled repairs and emergency repairs. The results of the bids are shown below.

BID RESULTS FOR T11- 421, PART A, EAST OF WESTON ROAD SCHEDULED & EMERGENCY WATER & SEWER MAIN REPAIRS		
BID	CONTRACTOR	PART A (EAST) TOTAL INCLUDING H.S.T.
1	A. Donofrio Construction Co. Ltd., Vaughan	\$889,592.50
2	Top Gun Utilities & Excavation Inc., Bradford	\$936,702.20
3	Rapid Plumbing Inc., Toronto	\$941,685.50
4	OJCR Construction Ltd., Toronto	\$1,160,815.10
5	Forest Contractors Ltd., Brampton	\$1,175,267.80
6	Co-X-Co Construction Limited, Etobicoke	\$1,720,056.62
7	Aurostar Inc., Richmond Hill	\$2,122,140.00

BID RESULTS FOR T11- 421, PART B, WEST OF WESTON ROAD SCHEDULED & EMERGENCY WATER & SEWER MAIN REPAIRS		
BID	CONTRACTOR	PART B (WEST) TOTAL INCLUDING H.S.T.
1	Top Gun Utilities & Excavation Inc., Bradford	\$843,590.20
2	Raid Plumbing Inc., Toronto	\$909,514.40
3	A. Donofrio Construction Co. Ltd., Vaughan	\$1,028,729.40
4	OJCR Construction Ltd., Toronto	\$1,079,455.10
5	Forest Contractors Ltd., Brampton	\$1,094,359.80
6	Co-X-Co Construction Limited, Etobicoke	\$1,599,824.62
7	Aurostar Inc., Richmond Hill	\$1,975,240.00

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This contract is for a period of 2 years from the award of the contract with the possibility of 3, one year extensions, conditional upon satisfactory work of the contractors and the approval of the necessary funding.

Prices will remain firm throughout the initial 2 year contract period, with the optional extension periods being subject to CPI price increases to a maximum of 5%.

Staff have checked the bids for mathematical errors.

Both A. Donofrio Construction Co. Ltd. and Top Gun Utilities & Excavation Inc., have been performing this type of work for the City previously to staff's satisfaction. Therefore, it is recommended that tender T11-421 be awarded to A. Donofrio Construction Co. Ltd. for Part A (East) and to Top Gun Utilities & Excavation Inc. for Part B (West).

Relationship to Vaughan Vision 2020/Strategic Plan

This report is consistent with the priorities previously set by Council. The award of this tender relates specifically to the following Vaughan Vision 2020 Goals and Objectives:

Goal: Service Excellence
Objective: Demonstrate Excellence in Service Delivery
Objective: Promote Community Safety, Health & Wellness

Goal: Organizational Excellence
Objective: Manage Corporate Assets

Regional Implications

This tender award does not impact the Region, as they maintain their own sewer and water infrastructure.

Conclusion

Based on the bid prices submitted, it is recommended that Part "A" of Tender T11-421 be awarded to A. Donofrio Construction Co. Ltd. and Part "B" of Tender T11-421 be awarded to Top Gun Utilities & Excavation Inc. for scheduled and emergency water and sewer main repairs.

Attachments

N/A

Report prepared by:

Tina Di Biase
Technical Coordinator

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF DECEMBER 13, 2011

Item 24, Report No. 54, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on December 13, 2011.

24

**ASSUMPTION OF MUNICIPAL SERVICES
DEVELOPMENT AGREEMENT – 137 & 141 CRESTWOOD ROAD
WARD 5**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Engineering and Public Works, dated December 6, 2011:

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 Development Agreement between the City and Fanterra Developments Limited, dated December 17, 1998, and that the Municipal Services Letter of Credit be released.

Contribution to Sustainability

The municipal services recommended for assumption in this report have been designed and constructed in accordance with City standards which include consideration for sustainability.

Economic Impact

Upon assumption of this development, approximately 0.06 lane kilometers of roadway and associated municipal services including sanitary sewers, watermain, street lighting, sidewalk, etc., will be added to the City's network of infrastructure. This additional infrastructure is valued at \$129,200 and will incur the normal expense associated with annual operation and maintenance activities of approximately \$5,990 as shown on the following chart:

Item Description	As Constructed Costs	Approximate Annual Operating Costs (*)
Watermain	\$14,400	\$2,400
Storm sewers	\$37,200	\$ 110
Sanitary Sewers	\$10,100	\$2,300
Road	\$63,600	\$ 940
Street lights	\$ 3,900	\$ 240
Totals	\$129,200	\$5,990

() Annual Operating Costs derived from the 2009 Municipal Performance Measures Summary.*

The life cycle costs associated with this additional infrastructure will be accounted for in the City's Long Range Financial Plan.

Communications Plan

The pertinent City departments will be notified of the assumption of the municipal services in this development.

Purpose

This report pertains to the assumption of the municipal services that were constructed under the terms of the Development Agreement between the City and Fanterra Developments Limited.

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Background - Analysis and Options

The properties at 137 & 141 Crestwood Road were redeveloped by Fanterra Developments Limited into eight residential lots located north of Steeles Avenue, between Yonge Street and Bathurst Street in Block 1 as shown on Attachment No.1. Fanterra Developments Limited entered into a Development Agreement with the City on November 23, 1998 to provide for the construction of the municipal services associated with the development. The construction of the roadwork and municipal services were completed in August, 2001.

Fanterra Developments Limited (Developer) has maintained the municipal services in the development during the required minimum thirteen month maintenance period and has rectified all deficiencies. In addition, the grading of all lots in the development has been certified by the Developer's Engineering Consultant. Accordingly, the Developer has requested that the roadwork and municipal services associated with the development be assumed by the City, and that the development securities held by the City be released.

All documentation required by the Development Agreement for assumption has been submitted. Development/Transportation Engineering staff, in conjunction with the Developer's Consulting Engineer, have conducted all the necessary inspections of the municipal services in the development and are now satisfied with the extent of the works.

The Commissioner of Engineering and Public Works has received clearance from all pertinent City Departments including Development/Transportation Engineering, Building Standards, Parks Development, Parks Operations and Forestry, Public Works, and Clerks. In addition, the Reserves and Investments Department has confirmed that all of the City's financial requirements associated with this Development Agreement have been satisfied.

Relationship to Vaughan Vision 2020

The Fanterra development and the assumption of the municipal services are consistent with Vaughan Vision 2020, which encourages management excellence through planned and managed growth and the maintenance of City assets and infrastructure. This report is consistent with the priorities previously set by Council and the necessary resources have been allocated and approved.

Regional Implications

There are no Regional implications with respect to the assumption of the municipal infrastructure associated with this development.

Conclusion

The construction of the roads and municipal services associated with the Development Agreement between the City and Fanterra Developments Limited has been completed in accordance with the terms of the agreement. Accordingly, it is appropriate that the roads and municipal services be assumed and the Municipal Services Letter of Credit be released.

Attachments

1. Location Map

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF DECEMBER 13, 2011

Item 24, CW Report No. 54 – Page 3

Report prepared by:

Kevin Worth – Engineering Technologist - Development, ext. 8670

Frank Suppa, Manager of Development Inspection and Grading, ext. 8073

FS/kw

(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.)

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF DECEMBER 13, 2011

Item 25, Report No. 54, of the Committee of the Whole, which was adopted, as amended, by the Council of the City of Vaughan on December 13, 2011, as follows:

By approving the following in accordance with Communication C1, from the Commissioner of Engineering and Public Works and the Director of Engineering Services, dated December 7, 2011:

1. ***That Tender T11-354, for the Kleinburg Estates Road Rehabilitation and Watermain Replacement be awarded to Four Seasons Site Development Ltd. in the amount of \$3,413,641.75, plus applicable taxes;***
2. ***That a contingency allowance in the amount of \$345,000.00, plus applicable taxes be approved within which the Commissioner of Engineering and Public Works or his designate is authorized to approve amendments to the Contract;***
3. ***That a Geotechnical and Material Testing amount of \$35,000.00, plus applicable taxes, be approved to ensure compliance with all applicable standards;***
4. ***That an amount of \$675,000 from Capital Budget Project No. EN-1855-11 be transferred to Project No. EN-1785-10 to fund the costs of surface drainage, ditching and sewer improvements for this project; and***
5. ***That the Mayor and City Clerk be authorized to sign the appropriate documents.***

25

**AWARD OF TENDER T11-354
KLEINBURG ESTATES
ROAD REHABILITATION AND WATERMAIN REPLACEMENT
WARD 1**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Engineering and Public Works, dated December 6, 2011:

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 Tender T11-354, for the Kleinburg Estates Road Rehabilitation and Watermain Replacement be brought forward to Council on December 13, 2011, for authorization of award.

Contribution to Sustainability

The road rehabilitation and watermain replacement comprising this project will ensure acceptable levels of service are maintained for the health and well being of Vaughan citizens.

The rehabilitation of the existing roads by expanded asphalt stabilization, includes the reuse of existing pavement materials, and is therefore consistent with Green Direction Vaughan Goal #1: To significantly reduce our use of natural resources and the amount of waste we generate, in particular Objective 1.1, To reduce greenhouse gas emissions and move towards carbon neutrality for the City of Vaughan's facilities and infrastructure. The installation of the proposed watermain using trenchless technology reduces the need for exporting and importing granular material, and is therefore consistent with the same Goal and Objective.

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Economic Impact

The economic impact to the City is unknown at this time, however, all costs will be identified in the communication report to Council after the tender has closed.

Communications Plan

Once the project is awarded, Engineering Services staff will advise the Mayor and Members of Council and will distribute a notice of construction to the affected residents.

Purpose

Council approval to award Tender T11-354, Kleinburg Estates Road Rehabilitation and Watermain Replacement.

Background - Analysis and Options

The work covered under this tender includes the road rehabilitation and watermain replacement on Art Drive, Camlaren Crescent, Cardish Street, Donbay Drive, Donhill Crescent, Rushworth Crescent and Sevilla Boulevard in the Kleinburg Estates, Capital Project No. EN-1785-10 (Road works) and EN-1831-11 (Waterworks). See Attachment No. 1 for project location.

This project has been tendered late in the year as a significant portion of the works involve watermain replacement that can be completed during the winter months. By allowing for the underground works to be constructed through the winter months, a season during which some industry members may have additional resource capacity, the City may achieve more competitive tender pricing.

This tender was advertised in the Daily Commercial News, on the Ontario Public Buyers Association (OPBA), on Biddingo and on the City webpage and closed on November 25, 2011. Additional information will be provided for this item after the bids have been evaluated, for Council's consideration at the December 13, 2011 meeting. Construction is scheduled to commence in January 2012 and is expected to be substantially completed by July 2012.

Relationship to Vaughan Vision 2020/Strategic Plan

In consideration of the strategic priorities related to Vaughan Vision 2020, the recommendations of this report will assist in enhancing and maintaining community safety, health & wellness by ensuring that localized storm water management and drinking water standards are maintained for the local residents.

Regional Implications

Not Applicable.

Conclusion

That Tender T11-354, for the Kleinburg Estates Road Rehabilitation and Watermain Replacement be brought forward for award at Council on December 13, 2011, after the received bids have been evaluated.

Attachments

1. Location Map

CITY OF VAUGHAN

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Item 25, CW Report No. 54 – Page 3

Report prepared by:

Pat Marcantonio, C.E.T., Senior Engineering Assistant, ext. 8468

Vince Musacchio, P. Eng., PMP, Manager of Capital Planning and Infrastructure, ext. 8311

PM:mc

(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.)

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF DECEMBER 13, 2011

Item 26, Report No. 54, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on December 13, 2011.

26 INSURANCE AND RISK MANAGEMENT – PREMIUM ANALYSIS

The Committee of the Whole recommends:

- 1) That Option B in the recommendation contained in the following report of the Commissioner of Legal and Administrative Services & City Solicitor and the City Clerk, dated December 6, 2011, be approved;
- 2) That the deputation of Mr. Antony Niro, Time for Change Vaughan, 333 Laurentian Boulevard, Maple, L6A 2N3 and Communication C11, dated December 6, 2011, be received; and
- 3) That the following Communications be received:

C8 Mr. Richard Lorello, dated December 5, 2011; and
C9 Memorandum from the Manager of Special Projects, Licensing & Permits, and Insurance – Risk Management, dated December 6, 2011.

Recommendation

The Commissioner of Legal and Administrative Services & City Solicitor, and the City Clerk recommend:

1. That council provide direction to staff with respect to which option to pursue:
 - A. That the current contract of insurance with Frank Cowan Limited be renewed, for an additional one year term subject to annual premium negotiations.
 - OR
 - B. That staff proceed with a Request for Proposal (RFP) for the City's insurance coverage and related risk management services and that an industry consultant be retained to assist in the preparation and evaluation of the RFP.

Contribution to Sustainability

The provision of general insurance and risk management services is a key component of ensuring the financial stability of the City. By acquiring appropriate insurance coverages and implementing risk management practices, risk exposure can be managed and mitigated to minimize financial consequences.

Economic Impact

Municipal insurance rates have been on the upward trend for several years. To manage the pressure on City of Vaughan insurance rates resulting from significant growth in insurable value, population growth and claims history, this report recommends that staff negotiate an additional one year term with our present insurer or go to the market at the conclusion of the current contract term.

Funds for the City's insurance program, formerly drawn from the insurance reserve which itself was funded by departmental budgets, will now be budgeted directly in the City Clerk's operating budget. The amount of \$3.8 Million has been budgeted for the 2012 premium.

CITY OF VAUGHAN

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Consulting costs to assist in the preparation and evaluation of the RFP that may be issue, would not exceed \$5,000.

Communications Plan

Prior to the issuance of an RFP, City staff will engage industry representatives to solicit feedback on any potential barriers that exist to participation in competitive bids for municipal insurance contracts.

Purpose

The purpose of this report is to respond to the request made by Council on October 18, 2011 during consideration of Item 2 of Report No. 17 of the Committee of the Whole, that a report be provided to address concerns raised in correspondence to Council about the City of Vaughan's insurance premium.

Background - Analysis and Options

Contracts of Insurance

The City of Vaughan maintains insurance coverage through a contract of insurance procured using the City's standard practices. The current contract expires on April 30th 2012. However, the contract provides two (2) one (1) year renewal options on a year to year basis depending on quality of service, mutual agreement and annual premium negotiations.

Under insurance contracts, premiums are paid for various categories of insurance coverage. The rate of premium is affected by a variety of factors including the value of property insured and the nature and size of the risk exposure, the claims history of the insured, the claims history of the insured's industry or group, the rates of investment return the insurer has been able to achieve, and the amount of risk the insured wishes to maintain through policy limits and deductibles.

When a claim is made, an evaluation is made by the insurer on the projected ultimate cost of the claim. The projected cost is reassessed and revised over time as the claim matures. Maturation of a claim is dependent upon the complexity of the claim, information obtained through investigation or legal process, as well as the length of time a claim remains open and 'on the books.'

Each category of insurance coverage is subject to a limit, the maximum amount that the insurer will pay in the event of a loss. Limits of insurance vary from coverage to coverage, however the highest limits are allotted for liability coverages. In Vaughan, the following coverages have the limits noted:

Municipal Liability - \$10,000,000
Errors & Omissions - \$10,000,000
Environmental - \$2,000,000

Regardless of the amount of a claim, or the amount it settled for, the insurer pays only the costs above the deductible and only to the limit agreed upon in the insurance contract. The deductible is the portion for which the City is responsible in the event that there is a payout on any given claim. The City's deductible is currently \$50,000, for most claims.

CITY OF VAUGHAN

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The following table summarizes the City's current insurance coverages:

Coverage	Premium	Limit	Deductible
Municipal Liability	\$2,478,210.00	\$10,000,000.00	\$50,000.00
Errors & Omissions	\$378,948.00	\$10,000,000.00	\$50,000.00
Non-Owned Automobile	\$288.00	\$10,000,000.00	\$500.00
Environmental Liability	\$68,198.00	\$2,000,000.00	\$50,000.00
Comprehensive Crime	\$6,827.00	*Multiple Limits	\$0.00
Councillors's Accident	\$810.00	*Multiple Limits	\$0.00
Firefighters Accident	\$684.00	\$10,000.00	\$0.00
Conflict of Interest	\$1,688.00	\$250,000.00	\$0.00
Legal Expense	\$3,981.00	*Multiple Limits	\$0.00
Parks & Recreation	\$22,236.00	\$1,000,000.00	\$1,000.00
Property	\$273,125.00	\$412,901,900.00	\$25,000.00
Boiler and Machinery	\$31,841.00	\$50,000,000.00	\$10,000.00
Owned Automobile	\$192,065.00	\$10,000,000.00	**Multiple Deductibles
Garage Automobile	\$5,381.00	*Multiple Limits	\$500.00
Total Premium	\$3,464,282.00		
Prior to applicable taxes			
* Multiple Limits - Various limits applied dependent on loss type			
**Multiple Deductibles - Various deductible applies under this coverage dependent on loss item			

Claim Process

Insurance claims must be made in writing and are processed by the City Clerk's Office Risk Management section. In some cases claims are made through the commencement of legal proceedings.

Claims which fall under the City's \$50,000 deductible that relate to property and vehicle damage are handled by Risk Management staff. All other claims are forwarded to the City's insurer.

Each claim is investigated on its own merits. The information provided in the initial third party notice to the City is used to begin the investigation process. As more information is received concerning details of the loss from both City staff and the claimant, the quantum of actual damages can be assessed by the insurance company.

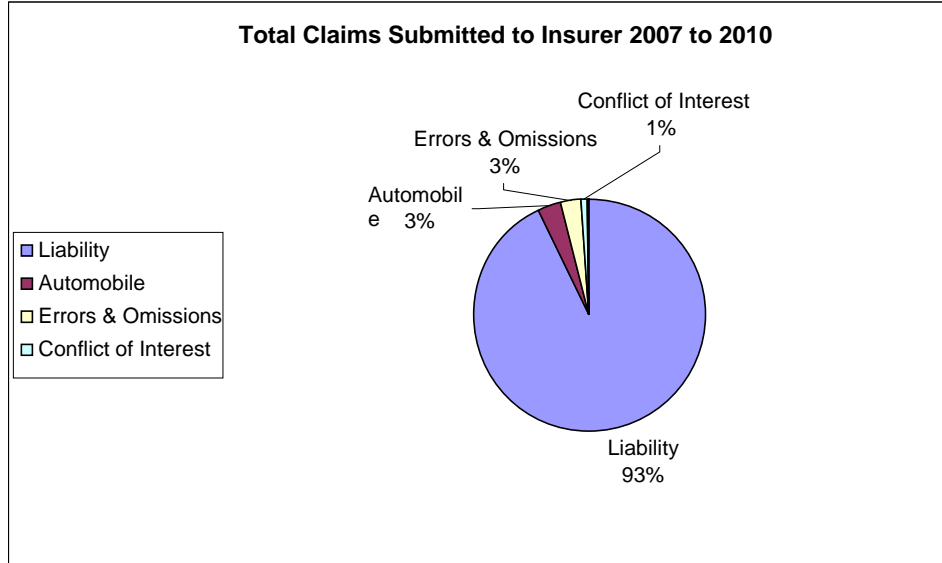
Any claims relating to injury are assigned to the City's independent insurance adjusting company, Cunningham Lindsey, and then forwarded to the City's insurer Frank Cowan Company. It is the responsibility of the insurer to assign legal counsel when claims result in litigation. Property claims under the deductible are handled internally.

Insurance coverage costs to the municipality are composed of two parts: premiums, and deductible payouts. There are multiple types of coverages and the group described as liability coverage collectively makes up the bulk of Vaughan's insurance premium as liability claims received by the City represent 93% of claims. Specifically, claims from injury as a result of slip, trip and falls in or on municipal property made up 65% of the total claims submitted to the insurer for the years 2007 to 2010. The balance of claims were in the areas of Automobile, Errors and Omissions and Conflict of Interest, as noted in the following chart:

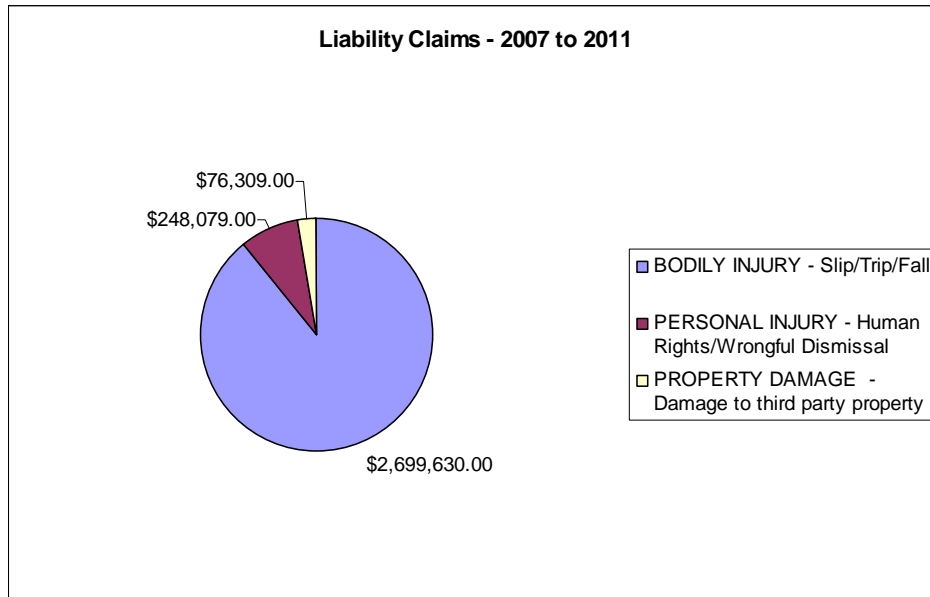
CITY OF VAUGHAN

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In the City's most recent insurance renewal, the Municipal Liability coverage premium was approximately \$2,478,210, before tax. This represents 71.69% of the total premium paid. The total premium paid was \$3,456,699.



Some of the largest payouts by the City's insurer in 2010 arose from unfounded claims against then members of Council alleging conflicts of interest. Once the court found the claims to be without merit and dismissed them, the insurer was obligated to reimburse the members of Council for their legal defense costs. For the years 2009 to 2011, the insurer paid out \$624,601.00, in solicitors' fees for legal costs in defending three unfounded conflict of interest claims against two then-sitting members of Council.

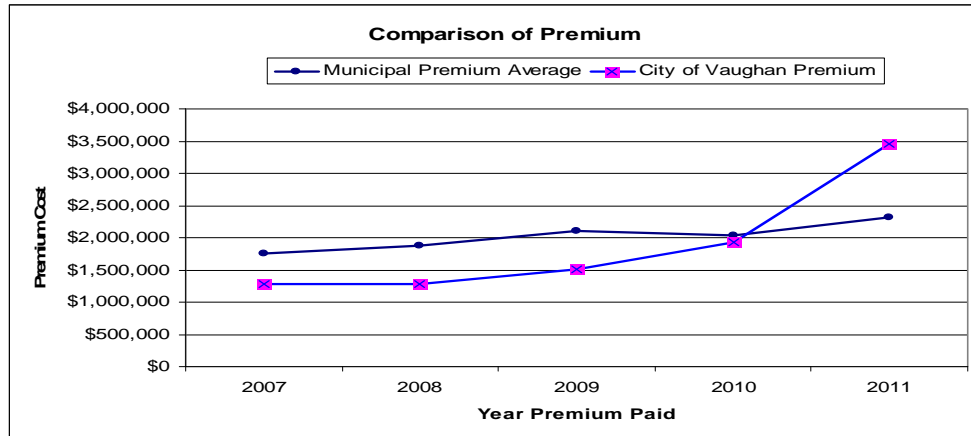
CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF DECEMBER 13, 2011

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Increasing Premium Cost in Municipalities

The rising cost of insurance is a significant contributor to municipal operating costs and many Ontario municipalities have experienced increased premiums in recent years.



Note: Liability exposure and the cost of insurance increases as a municipality's property, roadways, fleet etc. grow. For example, the total insured value of City of Vaughan Property and Fleet increased by 40.5% between 2010 and 2011 policy periods.

In August 2011, the Association of Municipalities of Ontario (AMO) surveyed Ontario municipalities, and received 135 responses (see Attachment 1 for the report). Of those responding the average increase for total insurance costs between 2007 to 2011 was 21%. The specific calculations surrounding how the insurance underwriters calculate the premium is determined by their actuarial experts.

In addition to the general municipal trend in increasing insurance premiums, City of Vaughan rates are affected by increases in City owned property. Increased development and infrastructure translates to increased risk exposure. In 2008, the City was responsible for the maintenance of approximately 863 kilometers of sidewalk, compared to 965 kilometers in 2011, an increase of 12%. In addition, kilometers of roadway has increased by 6.3% for the same period. Increased population size also contributes to increased risk as more residents use municipal sidewalks, roadways, buildings and other services and facilities. It is estimated that Vaughan's population has grown by approximately 27% since the Statistics Canada 2006 census.

The City's total insured value for property has increased substantially, primarily with the addition of new buildings such as City Hall and the North Thornhill Community Centre. The Total Insured Value of property in the period June 2009 – June 2010 was \$293,829,500, increasing to \$412,901,900 for the period April 2011 – April 2012, a 40.5% increase.

Risk Management

In an effort to avoid and mitigate the risk exposure, extensive consultation has taken place with the insurer, City departments such as Public Works, and Parks & Forestry Operations to identify measures that can be taken to reduce injury claims. A number of these measures have already been implemented and staff expect that in time the number of claims in this area will decrease.

Deductibles

Prior to the last RFP, staff explored modifying the City's deductible as a means to control increasing premium costs. A deductible analysis compared additional cost and premium savings to the municipality should the City move from a \$50,000 deductible to \$100,000.

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Increasing an insurance deductible is a method to decrease the initial premium paid to an insurer. This technique allows the insured to take on more of its risk. In situations where the risk exposures are low, and can be reasonably controlled this option may be preferred, as the insured can expect a relatively low financial impact to insure their risk exposure.

Careful analysis revealed that there would be overall increased costs to Vaughan by increasing its deductible to \$100,000. The higher deductible would provide a premium savings to the City in the amount of \$307,928, while the City's overall additional payout costs to cover claims under the \$100,000 deductible would result in an increase of \$429,547, completely absorbing the premium savings and more. As well, with a deductible of \$100,000, there would be an increase in staff time (both legal and risk management) to handle claims under the deductible. An increased deductible would not be financially prudent for the City.

It has been suggested that the City of Vaughan insurance program does not perform favourably as compared to the City of Hamilton program. For example, despite its larger size and the nature of its operations, the City of Hamilton has a premium amount of \$3.7 million. Note, however, that Hamilton's deductible cost for the period was \$5.6 million. Vaughan's was \$1.2 million for the same period. With a deductible of \$250,000, Hamilton is effectively self-insuring. The total insurance cost to Hamilton for this period is effectively almost \$9.3 million.

It should be noted that in order to handle the volume of claims internally, Hamilton maintains a legal staff of 19 solicitors, 8 of whom handle the retained claims litigation. Hamilton's risk management group consists of an additional 5 staff.

Request for Proposals

Vaughan regularly issues RFP for its insurance and risk management portfolio. A consultant specializing in municipal insurance was retained to assist staff in preparing the RFP and in reviewing and evaluating the submissions.

RFPs are advertised in the *Vaughan Citizen*, *Biddingo* and the *Ontario Public Buyers Association* web sites.

In 2006, the RFP was advertised for 39 days, was picked up by 7 proponents, and 2 proposals were submitted.

In 2008 the RFP was advertised for 42 days, picked up by 9 proponents, and 3 proposals were submitted.

In 2011 the RFP was advertised for 28 days, picked up by 2 proponents, and 2 proposals were submitted.

The municipal insurance field is a specialized area and a few providers dominate so it is in the interest of the City to attempt to increase the number of competitive bids received in response to an RFP. It is therefore being recommended that any RFP that may be issued be broad enough for a bid from the Ontario Municipal Insurance Exchange (OMEX). Given that OMEX is a reciprocal insurance exchange whose practice is, from time to time, to reassess municipalities where premiums are not sufficient to meet the claims from the members of the group, the evaluation criteria will have to provide for a process of evaluation that measures the total potential cost of insurance for each bidder thus permitting fair comparison between traditional and reciprocal insurance providers.

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Prior to the issuance of an RFP, staff will engage the industry in consultation with the objective to identify barriers to participation in City of Vaughan insurance RFPs and where appropriate (and in the best interests of the municipality), modify the terms of the RFP so that those barriers can be removed. There is no guarantee that an RFP will result in lower rates for insurance than may be achieved through a negotiated extension to the current contract.

Relationship to Vaughan Vision 2020/Strategic Plan

This report is consistent with the priorities previously set by Council as set out in Vaughan's Vision 2020 particularly: Management Excellence demonstrated leadership and promote effective governance.

Regional Implications

N/A

Conclusion

Increasing premiums are the result of many factors; such as industry trends, claims experience, and the type, size and growth of the City's assets. Staff are taking steps to mitigate exposures. The City has the option of negotiating a further one year term with Cowan, or issuing an RFP. There is no guarantee that an RFP will result in lower rates for the City.

Attachments

Attachment 1: AMO Survey results

Report prepared by:

Joseph Chiarelli, Manager of Special Projects, Licensing and Permits, Insurance and Risk Management

Tricia Campbell, Risk Management Analyst

(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.)

Councillor DeFrancesca declared an interest with respect to this matter, as she is a respondent to a Compliance Audit application brought by Mrs. Milani.

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Item 27, Report No. 54, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on December 13, 2011.

27 IMPLICATIONS OF REINSTATEMENT OF FILL BY-LAW FOR EXISTING RESIDENTIAL PROPERTIES

The Committee of the Whole recommends that the recommendation contained in the following report of the Commissioners of Legal and Administrative Services & City Solicitor and Engineering & Public Works, dated December 6, 2011, be approved subject to deleting the reference to “Budget deliberations” so that it reads:

That Council consider the implication of reinstatement of the Fill By-law, 189-96 as it relates to existing residential properties as part of discussions regarding Program Review.

Recommendation

The Commissioners of Legal & Administrative Services & City Solicitor and Engineering & Public Works, in consultation with the Director of Budgeting and Financial Planning, recommend that Council consider the implications of reinstatement of the Fill By-law, 189-96 as it relates to existing residential properties as part of the Budget deliberations and along with discussions regarding Program Review.

Contribution to Sustainability

Maintaining the function of each component of the overall drainage system contributes to the sustainability of the City.

Economic Impact

Reinstatement of the application of the City’s Fill By-law to existing residential properties would require a minimum of 3.5 FTE’s for Development Engineering, and .5 FTE for Enforcement Services, with an estimated budget impact of \$500,000 as outlined in the table below:

Additional Resources	Estimated Budget Impact
2 – Lot Grading Inspectors	\$150,000
1 – Lot Grading Supervisor	\$100,000
0.5 FTE - Engineering Clerical/Administration support	\$ 35,000
0.5 FTE – By-law Enforcement	\$ 35,000
Equipment and Training for 4 FTE	\$ 20,000
Allowance for services of an Ontario Land Surveyor	\$ 50,000
Fuel and vehicle maintenance	\$ 15,000
Revenue Offset from Permit Fees (100 permits X \$300 each)	-\$ 30,000
Total Annual Operating Cost	\$375,000
3 – Vehicles for Lot Grading Inspectors (one time Capital cost)	\$110,000
Replacement Contribution as per Policy for new vehicles	\$ 15,000
Estimated Total Budget Impact	\$500,000

The above resource requirement is based on processing about 300 grading/drainage complaints per year. Additional resources may be required depending on the volume of lot grading complaints. Other costs may be incurred related to space accommodation, furniture and equipment.

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Based on staff's review, revenue recovery would be insignificant, and would not offset the costs of the program; accordingly, the cost of implementing this service will be primarily funded from Taxation. The program does not enhance safety or have a relationship to Vaughan Vision 2020/Strategic Plan. The reinstatement of the Fill By-law to residential properties is a new service and is not a service currently offered by the City.

Communications Plan

If there is a decision to reinstate the By-law as it relates to existing residential properties, a communication plan would be necessary to inform the appropriate staff of the new service and related permit and complaint process. In addition, the communication plan would include a public education component using social media (e.g. web site, pamphlets, etc)

Purpose

This report provides information about the implications of reinstating Fill By-law, 189-96, as it relates to existing residential properties.

Background - Analysis and Options

On June 14, 2011, the Committee of the Whole requested a report regarding the implications of reinstating the Fill By-law 189-96 as it relates to existing residential properties. Staff was asked to outline staffing costs, as well as possible cost recovery through the imposition of fines, and any possible alternatives to reinstatement which might be considered. Staff was asked to report back in time for the 2012 Budget deliberations.

Municipalities have the authority under s.142 of the Municipal Act to prohibit and regulate the placement of fill and grade alterations (placing of fill, removal of topsoil, etc).

Prior to 1996, Vaughan did not have a fill control by-law in place. Fill By-law 189-96 was enacted, which necessitates the implementation of a fill permit application process, including municipal staff evaluation of proposed grading alterations (review of drawings and plans) in the context of approved grades established through earlier plan of subdivision and/or site plans, and consideration of impacts, physical and legal.

Minor landscaping was exempt

By-law 189-96 exempted soil placed for purposes of landscaping, flower beds or vegetable gardens, so long as elevations within 60 cm. (2 ft) of property lines and drainage swales were not changed.

Despite exemption for landscaping, by 2004 the City was experiencing significant numbers of residential complaints relating to disputes between neighbouring property owners. It was reported at that time that 1,000 complaints were received annually.

As property owners can also pursue a civil remedy for nuisance caused by water running from an adjacent property, the City was also being named as a Defendant in civil proceedings (by neighbours suing each other). The City was obligated to defend such actions.

Since 2004 existing residential properties are exempt

In 2004, following a lengthy review, Council determined that the Fill By-law should be amended to remove the application of the By-law requirements from any land, lot or property with an occupied residence. By-law 44-2004 effectively exempted existing residential properties from the application of the Fill By-law.

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Impacts of Implementation

Section 142 of the *Municipal Act* permits the municipality to enact a by-law that regulates the placement of fill on a property. Accordingly, reinstating the applicability of Fill By-law, 189-96 will not affect existing residential properties as the By-law provision can not be retroactive. It will not be enforced with respect to any fill and grading alterations that occurred prior to the date of reinstatement.

Reinstating this provision of the Fill By-law would necessitate the implementation of a fill permit application process. An application for a fill permit, along with grading or site alteration plans, would be required to be submitted to Engineering staff for review, comment and approval. Proposed grading and site alteration plans must be considered with reference to the approved grades established by the plan of subdivision and/or site plan. A letter of credit or other security is typically required prior to the issuance of the permit, to ensure compliance with the proposed grading plan. A site inspection and acceptance of the work would need to take place before the security is released.

Staff has drafted a lot grading/drainage complaint resolution process chart with timelines, and budget implications should Council direct reinstatement of this aspect of the By-law. A copy of this process chart is included as Attachment No.1 to this report. In order to properly investigate this type of complaint, staff will be required to visit the site initially to confirm that there is an issue. From that point staff with technical expertise would be required to survey the property to determine how the grade has been altered and by how much. This is required should the matter proceed to court. Once Notices have been issued and expired another inspection is required to determine remediation or not, and prepare documentation for court. This process, due to the expected huge influx of complaints would take approximately 4-6 months to complete. This time frame will be longer if the remediation is ordered during the winter months when there is frost in the ground. It is apparent from this process chart that the resolution of a lot grading complaint is labour intensive and may be time consuming.

Fill Permit Process: Development Engineering would need to be adequately resourced with staff that possess the appropriate technical skills and experience to review drawings and plans, and conduct grading inspections in response to complaints. In addition, unless the complainants have already obtained a survey, there will be a need to retain external land surveyors to determine precise location and measurements of points, elevations, lines, areas, and contours for the purpose of survey evidence. The fill permit application process would need to be reinstated, with requisite staff to review and process applications.

Non-compliance: Staff would become involved in attempts to require property owners to bring their properties into compliance, and grading/fill inspectors will be required to act as witnesses in prosecution proceedings. There may be an unrealistic expectation about the City's ability to achieve compliance. As well, there is a risk that minor contraventions (which may have no significant negative property impact) may be used to draw the City into neighbour disputes.

Civil litigation: As was experienced prior to 2004, the City may be named as a Defendant in civil actions between neighbours, and be obligated to allocate resources to defend.

Potential Cost-Recovery through Fines: Based on the experience of the City and York Region through the prosecution of POA charges, fines may be expected to be in the range of \$500 for a first offence. In light of staff effort involved, it is clear there would be no reasonable prospect of cost-recovery through fine revenue. In a similar vein, costs imposed on the fill permit application would be prohibitive if they were geared to cost-recover to administer the program.

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Experience of Other Municipalities

Most neighbouring municipalities have fill by-laws that regulate grade alterations on residential lots, however, the number of permits/complaints processed per year, and therefore the degree of enforcement varies. Currently, Vaughan residents are reliant on civil remedies to address grading and drainage issues/disputes between neighbouring property owners.

Alternatives to reinstating the By-law

As an alternative to the reinstatement of the Fill By-law as it relates to existing residential properties, staff could supply the affected properties owners with copies of the approved grading control drawings for information purposes. However, providing general grading advice may draw the City into a subsequent legal dispute between the property owners. The affected property owners could still pursue a civil remedy in the event the grading/drainage problem is not resolved amicably between neighbours.

Relationship to Vaughan Vision 2020/Strategic Plan

There is no linkage between the Vaughan Vision 20/20 Strategic Plan and the reinstatement of the Fill By-law, 189-96 as it relates to existing residential properties.

Regional Implications

There are no Regional implications associated with this report.

Conclusion

Most neighbouring municipalities have fill by-laws that regulates grade alterations on residential properties. Many Vaughan residents expect that the municipality is the first avenue of appeal on lot grading/drainage issues. However, reinstating Fill By-law 189-96, as it relates to existing residential properties, will require additional staff resources and result in a budget impact of approximately \$500,000, with significant funding from Taxation. In addition, the Fill by-law will not be retroactive and will not have any effect on fill and lot grading alterations that occurred prior to the date of reinstatement. Accordingly, it is recommended that Council consider the implications of reinstatement of the Fill By-law, 189-96 as it relates to existing residential properties as part of the Budget deliberations and along with discussions regarding Program Review.

Attachments

Attachment No. 1– Lot Grading/Drainage Complaint Process Chart

Report prepared by:

Tony Thompson, Director Enforcement Services
Andrew Pearce, Director Development/Transportation Engineering

(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.)

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Item 28, Report No. 54, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on December 13, 2011.

**28 TRAFFIC CALMING – OPERATIONAL REVIEW
WARDS 2, 3 AND 4**

The Committee of the Whole recommends:

1. That the recommendation contained in the following report of the Commissioner of Engineering and Public Works, dated December 6, 2011, be approved;
2. That staff research funding options to replace the permanent bump-outs on Summeridge Drive and Autumn Hill Boulevard; and
3. That staff consider placing an additional speed cushion on Hawkview Boulevard at a suitable location between 228 Hawkview Boulevard and Ausprey Crescent.

Recommendation

The Commissioner of Engineering and Public Works recommends:

1. That the Traffic Calming Technical Analysis for the communities of Summeridge Drive, Autumn Hill Boulevard, Vellore Woods subdivision, Vaughan Mills Road, Parkfield Court and Hawkview Boulevard be received; and
2. That the existing bollard extensions at the traffic circles on Summeridge Drive and Autumn Hill Boulevard (Attachments 1 and 2) be removed and replaced with full curb and gutter design at an estimated cost of \$100,000.

Contribution to Sustainability

Not Applicable.

Economic Impact

There will be an impact to the 2012 Capital Budget for the installation of curb extensions at the traffic circles on Summeridge Drive and Autumn Hill Boulevard. The estimated cost for this work is \$100,000.00. This project has been submitted for consideration as part of the 2012 Capital budget process.

Communications Plan

The Summeridge Drive and Autumn Hill Boulevard communities will be notified should the full curb and gutter curb extension design at the traffic circles be approved.

Purpose

To review and report on the effectiveness of the various existing traffic calming measures installed in Wards 2, 3 and 4.

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Background - Analysis and Options

In 2009 and 2010, a number of traffic calming measures were installed at various locations in Wards 2, 3, and 4. The locations are as follows:

- 1) Summeridge Drive
- 2) Autumn Hill Boulevard
- 3) Vellore Woods subdivision
- 4) Vaughan Mills Road
- 5) Hawkview Boulevard
- 6) Parkfield Court

The traffic studies carried out in these communities indicate that the traffic calming measures have reduced average speeds as well as the number of accidents. Please refer to Attachment 3 for a detailed analysis of these traffic studies.

Temporary bollards have been installed at a number of locations on Summeridge Drive and Autumn Hill Boulevard, to improve the operational effectiveness of the retro-fitted traffic circles. These traffic calming features have dramatically reduced vehicle speeds before entering the traffic circles. The bollards have been in place through two winter seasons with minimal operational problems.

Based on traffic data, staff observations and the collision history reduction, the trial period for the plastic bollards placed in advance of the traffic circle have worked effectively. Staff recommends that the existing bollard extensions at the traffic circles on Summeridge Drive and Autumn Hill Boulevard be removed and replaced with full curb and gutter design.

The existing traffic calming measures installed within the communities of Vellore Woods, Vaughan Mills Road and the speed cushions on Hawkview Boulevard and Parkfield Court are working effectively. Therefore, no further action is required within these communities.

Agency Comments

Staff requested comments on the above traffic calming measures from the following agencies:

- Vaughan Fire & Rescue Services
- York Region Public and Catholic School Boards
- York Region Transit
- York Region Police.

The available comments are provided below.

Vaughan Fire & Rescue Services comment that the installed traffic calming measures increase emergency response times as they are forced to slow significantly on approach. There are also associated costs to reported damages to vehicle suspension systems.

To date, staff has not received comments back from York Region Transit or York Region Police.

Relationship to Vaughan Vision 2020/Strategic Plan

In consideration of the strategic priorities related to Vaughan Vision 2020, the recommendations of this report will assist to:

- Enhance and Ensure Community Safety, Health & Wellness.

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Improvements to community safety have been noted due to the reduction in vehicle speeds and a reduction in the number of collisions. Also, the use of the Radar Message Boards as an educational tool and the partnership with York Regional Police has proven to be effective.

This report is consistent with the priorities previously set by Council.

Regional Implications

Not Applicable.

Conclusion

It is recommended that no further action is required within the communities of Vellore Woods subdivision, Vaughan Mills Road, Parkfield Court and Hawkview Boulevard as the traffic data indicates a reduction in both vehicle speeds and collisions.

Based on the review for Summeridge Drive and Autumn Hill Boulevard, it is recommended to replace the existing bollard extensions with full curb and gutter design in the amount of \$100,000. The project has been submitted for consideration as part of the 2012 Capital budget process.

Attachments

1. Summeridge Drive Traffic Calming Detail
2. Autumn Hill Boulevard Traffic Calming Detail
3. Traffic Calming Technical Analysis

Report prepared by:

Mark Ranstoller, Senior Traffic Technologist, Ext. 8726
Mike Dokman, Supervisor, Traffic Engineering, Ext. 8745

MR:mm

(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.)

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Item 29, Report No. 54, of the Committee of the Whole, which was adopted, as amended, by the Council of the City of Vaughan on December 13, 2011, as follows:

By approving the following:

1. ***That the West Wind Park project be monitored closely by staff to ensure compliance with the tender;***
2. ***That staff bring forward new criteria that will be the basis of the prequalification process of contractors to a Committee of the Whole (Working Session) in early 2012; and***
3. ***That no tenders for new parks development be issued until Council approves the new criteria.***

29

**AWARD OF TENDER T11-131
WEST WIND PARK – WARD 3**

The Committee of the Whole recommends:

1. **That the recommendation contained in the following report of the Commissioner of Community Services, dated December 6, 2011, be approved; and**
2. **That Communication C6 Confidential Memorandum from the Director of Legal Services, dated December 2, 2011, be received.**

Recommendation

The Commissioner of Community Services, in consultation with the Directors of Parks Development, Purchasing Services, Legal Services and Budgeting and Financial Planning, recommends:

- 1) That tender T11-131 for West Wind Park Construction be awarded to Pine Valley Enterprises in the amount of \$ 971,566.00, plus HST; and,
- 2) That a 7% contingency in the amount of \$68,010.00, plus HST, be approved, within which the Director of Parks Development is authorized to approve amendments to the contract; and,
- 3) That the Mayor and City Clerk be authorized to sign all documentation necessary to complete the contract.

Contribution to Sustainability

This report is consistent with the priorities previously set by Council in the Green Directions Vaughan, Community Sustainability Environmental Master Plan, Goal 2, Objective 2.2:

- To develop Vaughan as a City with maximum green space and an urban form that supports our expected population growth.

Economic Impact

Capital project PK-6272-10, West Wind Park funding was approved in the 2010 Capital Budget. An annual cost of \$25,000 is required to maintain this park once completed.

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Communications Plan

N/A.

Purpose

The purpose of this report is to seek Council approval to award Tender T11-131 - West Wind Park construction.

Background - Analysis and Options

The project is for the construction of a neighbourhood park at located at 150 Cityview Boulevard, in Ward 3.

This new neighborhood park will provide the community with opportunities for active and passive recreation and will encourage physical activity and promote the health and well being of Vaughan residents. The park will include junior and senior playgrounds, a senior soccer field, double tennis courts and a basketball court.

All twelve (12) prequalified general contractors were invited to provide bids for tender T11-131 and were notified that the tender will close and be publicly opened on July 19, 2011. Five (5) pre-qualified bidders picked up the tender packages and three (3) bids were received as follows:

<u>Contractor</u>	<u>Base Price (excl. HST)</u>	<u>Provisional Future Area F1-F18 (excl. HST)</u>	<u>Total Base plus Provisional's (excl. HST)</u>
Pine Valley Enterprises Inc.	\$ 933,018.00	\$ 38,548.00	\$ 971,566.00
Mopal Construction Ltd.	\$ 1,008,327.00	\$ 30,334.00	\$ 1,061,651.00
Forest Contractors Ltd.	\$ 1,080,699.00	\$ 29,644.00	\$ 1,133,333.00

T11-131 Construction of West Wind Park	
Financial Summary	Pine Valley Enterprises Inc.
Tender Cost	\$971,566.00
Contingency Allowance	\$68,010.00
Sub-Total	\$1,039,576.00
Committed to date.	\$ 90,435.00
Sub-Total	\$ 1,130,011.00
HST (1.76%) *	Full HST Rebate
Sub-Total	\$ 1,130,011.00
Administration Fees (3%)	\$33,900.33
Total Cost (rounded)	\$ 1,163,911.00
PK-6271-10 Original Budget	\$1,189,000.00

* Permitting parks receive a full HST rebate and therefore HST is not included in capital project.

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Funds committed to date include: landscape architectural consulting fees, geotechnical consulting fees, surveying costs, tender advertising charges and preparation of a storm water management brief for the park block. Parks Development staff has reviewed the submitted bids and are satisfied that Pine Valley Enterprises meet the requirements of the bid. Therefore, it is appropriate to award this contract to Pine Valley Enterprises Inc.

Relationship to Vaughan Vision 2020 / Strategic Plan

In consideration of the strategic priorities related to Vaughan Vision 2020, the project will provide:

- STRATEGIC GOAL:
Service Excellence - Providing service excellence to citizens.
- STRATEGIC OBJECTIVES:
Pursue Excellence in Service Delivery; and Enhance and Ensure Community Safety, Health and Wellness - To deliver high quality services and to promote health and wellness through design and program.

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

Regional Implications

N/A.

Conclusion

The low bid Contractor is deemed to meet the requirements of the tender. Sufficient funding is available in the 2010 Capital Budget (PK-6272-10) to complete this project. Parks Development and Legal Services staff recommends that this contract be awarded to Pine Valley Enterprises Inc. in the amount of \$971,566.00 excluding HST.

Should Council approve the award of this tender, it is anticipated that construction will commence in the spring of 2012.

Attachments

N/A.

Report prepared by:

Melanie Morris, Construction Coordinator, Ext. 8058
Michael McNamara, Landscape Architect, Ext. 8110
Paul Gardner, Director of Parks Development, Ext. 8858

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30

**ZONING BY-LAW AMENDMENT FILE Z.11.039
SITE DEVELOPMENT FILE DA.09.089
DRAFT PLAN OF CONDOMINIUM FILE 19CDM-09V02
1231674 ONTARIO INC.
WARD 2**

The Committee of the Whole recommends:

- 1) That the recommendation contained in the following report of the Commissioner of Planning, dated December 6, 2011, be approved; and**
- 2) That the coloured elevation drawings submitted by the applicant, be received.**

Recommendation

The Commissioner of Planning recommends:

1. THAT Zoning By-law Amendment File Z.11.039 (1231674 Ontario 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 R5 Residential Zone.
2. THAT Site Development File DA.09.089 (1231674 Ontario Inc.) BE APPROVED, to permit an infill residential development consisting of 8 lots (Lots 1 to 8 inclusive) for freehold detached dwellings to be served by a common element condominium road including 2 visitor parking spaces (Block 10), and common element blocks that will be used for landscaping purposes (Blocks 9, 11 and 12) as shown on Attachments #5, #6, #7 and #8, subject to the following conditions:
 - a) that prior to the execution of the Site Plan Letter of Undertaking:
 - i) the final site plan, landscape plan, and building elevations shall be approved to the satisfaction of the Vaughan Development Planning Department;
 - ii) the final site grading and servicing plans, storm water management report, functional servicing report, access, parking and on-site circulation shall be approved to the satisfaction of the Vaughan Development/Transportation Engineering Department;
 - iii) the Owner shall enter into an engineering Development Agreement and any other agreement as required, to provide for the necessary municipal services for the proposed development, to the satisfaction of the Vaughan Development/Transportation Engineering Department;
 - iv) the Owner shall obtain a letter from 1668135 Ontario Inc. (the landowner to the south of the subject lands) to confirm that the external flows from the Hydro Corridor lands will be considered for external drainage within the storm drainage plan and stormwater management report in the next phase of their subdivision, to the satisfaction of the Vaughan Development/Transportation Engineering Department;

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- v) the Owner shall satisfy all requirements of the Vaughan Fire and Rescue Services Department;
 - vi) the Owner shall satisfy all requirements of Hydro One Networks Inc.;
 - vii) the Owner shall satisfy all requirements of the TRCA (Toronto and Region Conservation Authority);
 - viii) the Holding Symbol “H” applicable to the subject lands shall be lifted; and,
 - ix) the Owner shall convey Block 13 (OS1 Zone) to either the City or Toronto and Region Conservation Authority (TRCA), free and clear of all charges and encumbrances; and,
- b) that the implementing Site Plan Letter of Undertaking include the following provisions:
- i) the design and character of the housing shall vary and avoid repetition (ie. not result in 2 identical looking (veneer, façade, style, etc.) residential models side-by-side);
 - ii) Hydro One Networks Inc. advises that the transmission lines abutting this subdivision operate at 500,000, 230,000 or 115,000 volts. Section 186 – Proximity of the Regulations for Construction Projects in the Occupational Health and Safety Act, require that no object be brought closer than 6 metres (20 feet) to an energized 500 kV conductor. The distance for 230 kV conductors is 4.5 metres (15 feet), and for 115 kV conductors it is 3 metres (10 feet). It is the proponent’s responsibility to be aware, and to make all personnel on site aware, that all equipment and personnel must come no closer than the distance specified in the Act. They should also be aware that the conductors can raise and lower without warning, depending on the electrical demand placed on the line; and,
 - iii) the Owner shall pay to the City of Vaughan by way of certified cheque, cash-in-lieu of the dedication of parkland equivalent to 5% or 1 ha per 300 units of the value of the subject lands, prior to the issuance of a Building Permit, in accordance with Planning Act and the City’s Cash-in-lieu Policy. The Owner shall submit an appraisal of the subject lands, in accordance with Section 42 of the Planning Act, 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.
3. THAT Vaughan Council adopt the following resolution with respect to the allocation of sewage and water servicing capacity:

“IT IS HEREBY RESOLVED THAT Site Development File DA.09.089 is allocated sewage capacity from the York-Durham Servicing Scheme and water supply capacity from the York Water Supply System for a total of 8 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.”

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- 4. THAT Draft Plan of Condominium (Common Elements) File 19CDM-09V02 (1231674 Ontario Inc.) as shown on Attachment #5, BE APPROVED, subject to the conditions set out in Attachment #1.
- 5. THAT the following street name for proposed Draft Plan of Condominium (Common Elements) File 19CDM-09V02 (1231674 Ontario Inc.) as shown on Attachment #5, BE APPROVED:

<u>STREET</u>	<u>PROPOSED NAME</u>
Block "10"	Izzy Court

Contribution to Sustainability

The Owner has advised that the following sustainable features will be provided within the buildings and site design:

- buildings will be constructed to achieve Energy Star (R80) standards as a purchaser option;
- interlocking pavers and landscape vegetation in the turning circle island will increase the potential for evapotranspiration and infiltration;
- locally sourced building materials will be used; and,
- greater use of surface swales and overland flow to reduce demand on storm sewers.

Economic Impact

There are no requirements for new funding associated with this report.

Communications Plan

On January 29, 2010, a Notice of Public Hearing regarding Draft Plan of Condominium (Common Elements) File 19CDM-09V02 was circulated to all property owners within 150m of the subject lands, including the Owners of 55 Sicilia Street, 15 Genova Court, and 26 Campania Court. The recommendation of the Committee of the Whole to receive the Public Hearing report of February 23, 2010, and to forward a comprehensive report to a future Committee of the Whole meeting was ratified by Vaughan Council on March 9, 2010.

A Notice of this subject Committee of the Whole meeting was mailed to those individuals who had requested notice of any meetings with regard to this proposal.

Purpose

The Owner has submitted the following applications on the subject lands shown on Attachments #2 and #3:

- 1. Zoning By-law Amendment File Z.11.039, specifically to remove the Holding Symbol "H" from the subject lands shown on Attachments #2 and #3, thereby effectively zoning the subject lands R5 Residential Zone.
- 2. Site Development File DA.09.089 to permit an infill residential development consisting of 8 lots (Lots 1 to 8 inclusive) for freehold detached dwellings to be served by a common element condominium road including 2 visitor parking spaces (Block 10), and common element blocks that will be used for landscaping purposes (Blocks 9, 11 and 12). The proposed site plan is shown on Attachment #4.

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3. Draft Plan of Condominium (Common Elements) File 19CDM-09V02 consisting of a common element condominium road including 2 visitor parking spaces (Block 10), and common element blocks for landscaping purposes (Blocks 9, 11 and 12). The proposed draft plan of condominium is shown on Attachment #5. The draft plan also includes Block 13 (vegetated water course) which will be conveyed to either the City or Toronto and Region Conservation Authority.

Background - Analysis and Options

Location

The subject lands shown on Attachments #2 and #3 are located south of Sicilia Street and east of Genova Court, northeast of Martin Grove Road and Langstaff Road, being Blocks 120 and 121 within Registered Plan 65M-2984, City of Vaughan. The surrounding land uses are shown on Attachment #2.

Official Plan and Zoning

The subject lands are designated “Low Density Residential” and “Utility” by OPA #240 (Woodbridge Community Plan), and are designated “Low-Rise Residential”, “Infrastructure and Utilities” and “Natural Areas” by the new City of Vaughan Official Plan 2010 (VOP 2010), which was adopted by Vaughan Council on September 7, 2010 (as modified September 27, 2011) and is pending approval from the Region of York. The proposal conforms to the Official Plans.

On March 23, 2009, Council approved Zoning By-law Amendment File Z.07.010 to rezone the subject lands from A Agricultural Zone to R5(H) Residential Zone with the Holding Symbol “(H)”, A Agricultural Zone and OS1 Open Space Conservation Zone as shown on Attachment #3, together with site-specific exceptions to Zoning By-law 1-88 to facilitate the proposed site plan shown on Attachment #4. The Holding Symbol “(H)” is to be removed upon servicing capacity being allocated and the approval of a Site Development Application for the property. The implementing zoning by-law (By-law 126-2011) was enacted by Vaughan Council on June 28, 2011. The proposal complies with Zoning By-law 1-88, as amended. Should Council approve the Site Development Application and the resolution to allocate servicing capacity to the development, the Holding Symbol “(H)” can be removed from the property, thereby effectively zoning the tableland portion of the site to R5 Residential Zone.

Site Plan Review

The proposed site plan is shown on Attachment #4, and includes 8 lots (Lots 1 to 8 inclusive) for freehold detached dwellings to be served by a common element condominium road including 2 visitor parking spaces (Block 10), and common element blocks (Blocks 9, 11 and 12) that will be used for landscaping purposes. The proposed landscape plan shown on Attachment #6 includes a mix of trees and shrubs to be planted within the common element landscape blocks, and will be maintained by the condominium corporation. The landscaping is proposed to integrate the development with the existing residential community. The Development Planning Department has requested that a 1.8 m high privacy fence be erected along the perimeter of the property where it abuts existing residential lots as shown on Attachment #6.

The proposed elevations (Attachments #7 and #8) vary in material and colours for the brick and stone veneers. The location of a particular model on each lot has not been determined at this point in time. The Development Planning Department will be including a provision in the Site Plan Letter of Undertaking, indicating that the design and character of the housing must vary and avoid repetition (i.e. not result in 2 identical looking (vener, façade, style, etc.) residential models located side-by-side).

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The site plan proposes 2 parking spaces per dwelling unit (1 space in garage and 1 on driveway) in compliance with the Zoning By-law. The site plan also proposes 2 visitor parking spaces, which are not required by the Zoning By-law but have been provided.

The Development Planning Department will continue to work with the applicant to finalize the site and landscape plans. The final site plan, landscape plan and landscape cost estimate must be approved to the satisfaction of the Vaughan Development Planning Department.

Street Name

The Development Planning Department is in receipt of correspondence from the Owner requesting that the common element road, shown as Block 10 on Attachment #5, be assigned the name "Izzy Court". The proposed street name has been reviewed by the Vaughan Development Planning Department and the Vaughan Fire and Rescue Services Department, and the Region of York Planning Department, and is acceptable. A recommendation to name the street is provided in this report.

Vaughan Development/Transportation Engineering Department

The Vaughan Development/Transportation Engineering Department has reviewed the applications and provides the following comments:

a) Servicing

The Owner has submitted a functional servicing plan, noise report, storm water management report, and site servicing and grading plans, which must be approved to the satisfaction of the Vaughan Development/Transportation Engineering Department, prior to the execution of the Site Plan Letter of Undertaking. The Owner is also required to enter into an engineering Development Agreement and any other agreement required by the City, to provide for the necessary municipal services for the proposed development and facilitate the site plan prior to the execution of the Site Plan Letter of Undertaking. The Owner shall also provide the Development/Transportation Engineering Department with a letter from 1668135 Ontario Inc. (the landowner to the south of the subject lands) confirming that the external flows from the Hydro Corridor lands will be considered for external drainage within the storm drainage plan and the stormwater management report in the next phase of their subdivision. Conditions of approval respecting the above requirements are included in the recommendation of this report.

b) Servicing Capacity Allocation

In accordance with the City's Servicing Capacity Distribution Protocol as approved by Council on May 24, 2011, formal allocation of servicing capacity will be required by Council in conjunction with Site Plan approval. The recommended wording for allocation to File DA.09.089 is as follows:

"That Council pass the following resolution with respect to the allocation of sewage capacity from the York-Durham Servicing Scheme 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 File DA.09.089 is allocated sewage capacity from the York-Durham Servicing Scheme and water supply capacity from the York Water Supply System for a total of 8 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."

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c) Environmental Site Assessment (ESA)

As part of the review of Zoning By-law Amendment File Z.07.010, the City received an acceptable Record of Site Condition (RSC) with the Environmental Site Registry of the Ministry of the Environment (MOE), which includes the acknowledgement from the MOE and a signed RSC by a qualified person.

d) Transportation Planning Division

The Transportation Policy Division has reviewed the subject applications. The proposed roadway design and requirements is not required to meet City roadway design standards, but must work for fire and emergency vehicles. The Transportation Planning Division, together with the Vaughan Fire and Rescue Services Department has reviewed the fire truck maneuvering plan provided by the applicant. The roadway is acceptable, subject to the conditions provided by the Vaughan Fire and Rescue Services Department that are provided below.

Vaughan Fire and Rescue Services Department

The Vaughan Fire and Rescue Department has provided the following comments:

1. The street and turning circle be designated as a fire route and no parking is allowed;
2. The street and turning circle be signed with appropriate signage to indicate fire route and no parking;
3. The curbs of the turning circle be of a mountable type (both inner and outer circle) to facilitate the truck over run and the event of a parked vehicle;
4. The sight lines in the inner circle be maintained for driver visibility;
5. The installations of utility poles and signs be strategically placed to allow for tail end swing and back up opportunity; and,
6. Snow should be completely removed and allow for the full width of the street and turning circle to facilitate extension of the outriggers.

Prior to the execution of the Site Plan Letter of Undertaking, the Owner will be required to satisfy the requirements of the Vaughan Fire and Rescue Services Department. A condition of approval has been included in the recommendation of this report.

Parkland Dedication

The Vaughan Real Estate Division has advised that the Owner shall pay to Vaughan by way of certified cheque, cash-in-lieu of the dedication of parkland equivalent to 5% or 1 ha per 300 units of the value of the subject lands, prior to the issuance of a Building Permit, in accordance with Planning Act and the City's Cash-in-lieu Policy. The Owner shall submit an appraisal of the subject lands, in accordance with Section 42 of the Planning Act, 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. A condition of approval is included in this report.

Garbage/Recycling Collection and Snow Removal

Snow removal and garbage and recycling pick-up will be privately administered and the responsibility of the Condominium Corporation.

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Toronto and Region Conservation Authority (TRCA)

A vegetated watercourse feature traverses the southern limit of the subject lands and connects to Rainbow Creek to the south. As part of the previous related development applications (Files Z.06.010 and Z.07.010), the Toronto and Region Conservation Authority (TRCA), the Owner and City Staff visited the site on March 31, 2006 and July 20, 2006, to verify the extent and nature of the feature. Another site visit was conducted on August 24, 2007, and the TRCA had no objection to the subject application provided that the natural feature and a 5m buffer area was zoned in an appropriate open space category. This area was zoned OS1 Open Space Conservation Zone on June 28, 2011 and is shown as Block 13 on Attachment #5, and will be dedicated to either the City or the Region of York.

The TRCA has no objections to the subject applications and note that the applicant has already obtained a TRCA Permit under Ontario Regulation 166/06 for the construction of a drainage swale (Permit No. C-10792, issued September 10, 2010).

Hydro One Networks Inc. (HONI) Corridor

The proposed development will be accessed from Sicilia Street, through a hydro corridor, which is owned by the Applicant. Hydro One Networks Inc. (HONI) has indicated by correspondence dated July 22, 2009, that they are supportive of allowing an access through the hydro corridor, subject to the following:

- a) prior to final approval, a copy of the lot grading and drainage plan, showing existing and final grades, must be submitted to HONI for review and approval;
- b) any development in conjunction with the subdivision must not block vehicular access to any HONI facilities located on the right-of-way. During construction, there will be no storage of materials or mounding of earth, snow or other debris on the right-of-way;
- c) the subdivider shall make arrangements satisfactory to HONI for the use of the hydro right-of-way for the proposed common element access road;
- d) the costs of any relocations or revisions to HONI facilities which are necessary to accommodate this subdivision will be borne by the developer; and,
- e) the easement rights of HONI and its legal predecessors are to be protected and maintained.

The following Hydro One condition of approval will be included in the Site Plan Letter of Undertaking and in the Condominium Agreement as identified on Attachment #1:

“The transmission lines abutting this subdivision operate at 500,000, 230,000 or 115,000 volts. Section 186 – Proximity of the Regulations for Construction Projects in the Occupational Health and Safety Act, require that no object be brought closer than 6 metres (20 feet) to an energized 500 kV conductor. The distance for 230 kV conductors is 4.5 metres (15 feet), and for 115 kV conductors it is 3 metres (10 feet). It is the proponent’s responsibility to be aware, and to make all personnel on site aware, that all equipment and personnel must come no closer than the distance specified in the Act. They should also be aware that the conductors can raise and lower without warning, depending on the electrical demand placed on the line.”

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Relationship to Vaughan Vision 2020/Strategic Plan

This report is consistent with the priorities set forth in Vaughan Vision 2020, particularly “Plan Manage Growth & Economic Well-being”.

Regional Implications

N/A

Conclusion

Zoning By-law Amendment File Z.11.039 to remove the Holding Symbol “H” from the subject lands, and the Site Development and Draft Plan of Condominium Applications have been reviewed in accordance with the policies of OPA #240 (The Woodbridge Community Plan), the requirements of Zoning By-law 1-88, the comments received from City Departments and external public agencies, and the surrounding area context. The applications will facilitate development that conforms with the Official Plan, complies with Zoning By-law 1-88, and would be compatible with the surrounding land uses. Accordingly, the Development Planning Department has no objections to the approval of the Zoning By-law Amendment, Site Development and Draft Plan of Condominium Applications, subject to the conditions set out in this report.

Attachments

1. Conditions of Approval
2. Context Location Map
3. Location Map
4. Site Plan
5. Draft Plan of Common Elements Condominium
6. Landscape Plan
7. Typical Front Elevations
8. Typical Rear Elevations

Report prepared by:

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Carmela Marrelli, Senior Planner, ext. 8791
Mauro Peverini, Manager of Development Planning, ext. 8407

/LG

(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.)

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Item 31, Report No. 54, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on December 13, 2011.

31 WOODBIDGE POOL AQUATIC PROGRAMMING – WARD 2

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Community Services, dated December 6, 2011:

Recommendation

The Commissioner of Community Services, in consultation with the Directors of Recreation and Culture and Building and Facilities, recommends:

1. That the decision regarding the timing of the decommissioning of the Woodbridge Pool be deferred pending an overall review and analysis of city-wide pool offerings, as part of the Active Together Master Plan update planned for 2012; and,
2. That the Woodbridge Pool continue to offer the current level of programs and services with staff continuing to identify opportunities to relocate programs currently delivered at the Woodbridge Pool.

Contribution to Sustainability

This report is consistent with the priorities previously set by Council in the Green Directions Vaughan, Community Sustainability Environmental Master Plan.

Economic Impact

There is no direct impact as a result of this report.

Communications Plan

All programs and services offered through the Recreation and Culture Department will continue to be promoted in the Recreation and Culture Guide and City website.

The Active Together Master Plan update planned for 2012 will include a public consultation process, including the possible decommissioning of the Woodbridge Pool, which will be communicated to all stakeholders through standard processes such as flyers and posters in community centres, ads in newspapers, City and social websites and public meetings. All findings and recommendations will be presented to members of the public through public meetings and posted on the City website.

Purpose

The purpose of this report is to address the possible decommissioning of the Woodbridge Pool pending the Active Together Master Plan update planned for 2012; and to develop a plan to relocate the current level of programs and services currently delivered at the Woodbridge Pool should a final decision be to have it decommissioned.

Background - Analysis and Options

At the Council meeting held on April 5, 2011, a Finance and Administration Committee recommendation was approved that directed staff to report on a review of the current program delivered at the Woodbridge Pool with a view to moving such programs to other pool locations in light of the eventual decommissioning of Woodbridge Pool.

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The possible closing of the Woodbridge Pool was previously discussed at a Budget Committee Meeting on April 16, 2004 at which time staff was directed to provide a report on the impact of closing Woodbridge Pool. In response, at the Budget Committee meeting of April 30, 2004, staff provided a report that included capital improvements and repairs completed between 1998 and 2003 and capital improvement required in 2004 and the associated costs. The report also included the annual operating budget and the impact to neighbouring pools. The Active Together Master Plan, approved in principle by Council in the fall of 2008, also considered the possible closure of this pool.

The Active Together Master Plan states “that should the two indoor pool tanks at Woodbridge Pool be removed from service, at least one pool tank should be replaced at an appropriate location, such as Vaughan Corporate Community Centre”. Estimated Census Age demographic figures indicate that 56% of the population in the ward falls between the ages of 20 and 59, 26% between 0 and 19 years of age, and 18% over 60 years of age. Recognizing that demographic trends have changed since the approval of the Active Together Master Plan (ATMP) staff have requested funding, as part of the 2012 Capital Budget process, to update the ATMP. The updated ATMP will revise information on population demographics, trends, and interests.

Woodbridge Pool

Woodbridge Pool was constructed in 1974 and is Vaughan's oldest municipal pool. Located at Highway 7 and Islington Avenue, the pool is part of the Woodbridge Pool and Memorial Arena complex which includes two pools, community meeting rooms, a hall with a stage, and an ice arena. The aquatics area consists of a 25 metre/13 feet deep recreational pool with one metre and three metre diving boards making it one of three pools in Vaughan that are capable of offering diving programs and diving club permits. The second pool is a smaller leisure/therapeutic pool that is heated to 92F which is ideal for young swimmers, people with disabilities, and older adults. In addition to swim lessons and aqua fitness classes, the warmer water temperature, pool shape and depth accommodates usage for exercise, rehabilitation, and movement through water.

The program mix at the Woodbridge Pool includes instructional swim programs, recreational swimming, pool rentals and leadership training. Woodbridge Pool has always offered a variety of leadership courses: teaching youth lifesaving techniques, preparing them for future employment and as swim instructors and lifeguards.

The pool is primarily used, based on demand, to offer lessons of varying levels for swimmers between 3 months and 13. Woodbridge Pool also offers drop-in opportunities such as Aquafitness, lane swim, and recreational swim. The pool is also permitted to local aquatics groups for swimming and diving instruction. The Vaughan Aquatic Club has been using the pool for over 20 years, and the Vaughan Stars Diving Club since 2009. The pool also allows for more varied permits such as synchro, water polo, therapy services, etc.

The current layout of Woodbridge Pool is ideal for running a mix of registered, drop in, and leadership programs. Leadership courses help participants complete the steps towards becoming a certified lifeguard or swim instructor. Aquatic leadership programs also emphasize and teach teamwork, leadership, self-confidence, interpersonal and problem solving skills.

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In close proximity are three community centres, each with full length pools and similar programming. Father Ermanno Bulfon Community Centre is approximately 3 kilometers away. The pool is only 12.5 metres long and unable to host any of the leadership programs that occur at Woodbridge Pool. The Al Palladini and Chancellor Community Centres are both approximately 5 kilometers away. Al Palladini has both a 25m pool and a deep pod; however the pod's shape makes it difficult to run certain aspects of the leadership program. For example, NLS physical skills require a 15 m approach before diving down to retrieve a victim or object but the pod at Al Pal is circular and only about 5m in diameter. Chancellor has a 25m pool and no deep end, therefore would not be able to accommodate leadership programming. If the Woodbridge Pool were to be decommissioned, the decrease in the number of facilities that could effectively run leadership training would impact Vaughan's overall service level and commitment to aquatics greater than the geographical impact of losing a local swimming pool. A replacement pool should incorporate facilities for leadership training in its final design.

The surrounding community centres offer similar drop-in and registered programs. The current program mixes, fill rates, and pool designs of neighbouring pools suggest that some of Woodbridge Pool's registered programs and drop-in demand could be accommodated. The ongoing and long-standing permits, such as the Vaughan Aquatics Club and Vaughan Stars Diving Club would likely have difficulty finding space at alternative centres.

Financial Overview

Recreation and Culture revenues generated from the pool area from swimming programs, pool rentals, recreational swimming, Aquafit passes and leadership training totalled \$ 270,109 in 2010. The Recreation & Culture direct operating expenses at Woodbridge Pool in 2010 were \$ 273,792 (includes aquatics staff only and materials/supplies). Building and Facilities costs for the pool portion of the facility are approximately \$250,000 dollars.

Pool specific capital investments have been made over the years to meet current building code requirements and also to reduce annual operating costs. It is estimated that approximately \$85,000 will be invested over the next two years for additional repairs to maintain minimal facility standards. Future, pool specific, capital improvements include replacement of the domestic water boiler and replacement of diving boards and stands at a cost of \$40,000 and \$45,000 respectively.

Relationship to Vaughan Vision 2020/Strategic Plan

In consideration of the strategic priorities related to Vaughan Vision 2020, this report will provide:

- STRATEGIC GOAL:
Service Excellence – Providing service excellence to Citizens
- STRATEGIC OBJECTIVE:
Promote Community Safety, Health & Wellness

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

Regional Implications

There is no direct impact as a result of this report.

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Conclusion

Based on the update to the Active Together Master Plan, planned for 2012, the Woodbridge Pool should remain open pending the findings. Should the final decision be to decommission the Woodbridge Pool, staff will have a plan in place to relocate the programs and services with as minimal as possible impact to the community and user groups.

Attachments

None.

Report Prepared By

Mary Reali, Director of Recreation and Culture, ext 8234
Jeff Peyton, Director of Building and Facilities, ext 8173
Sunny Bains, Business Services Manager, ext 8336

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Item 32, Report No. 54, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on December 13, 2011.

**32 PROPOSED ALL WAY STOP AT KIRBY ROAD & FOOT HILLS ROAD AND
KIRBY ROAD & RAVINEVIEW DRIVE**

The Committee of the Whole recommends:

1. That the recommendation contained in the following resolution submitted by Councillor lafrate, dated December 6, 2011, be approved; and
2. That the deputation of Dr. John L. Vitale, 24 Adirondack Drive, Maple, L6A 2V7, be received.

Member's Resolution

Whereas, Kirby Road between Keele Street and Dufferin Street is a municipally owned two lane road, and

Whereas, there is currently no all-way stop or traffic signals along this two kilometre stretch of road, and

Whereas, there is a lack of traffic control measures along Kirby Road to facilitate exiting the Maplewood Ravines subdivision for the residents , and

Whereas, recent traffic studies have revealed that the 85th percentile speeds to be 17 kilometres over the posted limit of 60 km/hr, and

Whereas, the most cost effective traffic control measures at this time to resolve the problem are all way stops, and

Whereas, our office is in receipt of a petition signed by affected residents in both subdivisions supporting all way stops on Kirby Road and that the petition is signed by over 107 residents and can be found at www.ipetitions.com/petition/kirbyroad/signatures.

It Is therefore recommended that an all-way stop be installed at two points along this portion of the road at both Kirby Road & Foot Hills Road and Kirby Road and Ravineview Drive to provide safe access to Kirby Road from both subdivisions.

Attachments

Traffic Study Report
Area Map

(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.)

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Item 33, Report No. 54, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on December 13, 2011.

**33 ALLWAY STOP CONTROL AT LADY FENYROSE AVENUE AND MIDVALE
HEIGHTS/JANESSA COURT**

The Committee of the Whole recommends approval of the recommendation contained in the following resolution submitted by Councillor Racco, dated December 6, 2011:

Member's Resolution

Whereas, a petition has been received from residents on Lady FenYROSE Avenue regarding speeding concerns on the roadway; and

Whereas, residents from Lady FenYROSE Avenue have met with the Ward 4 Councillor and staff on a number of occasions to review traffic concerns for this roadway; and

Whereas, the geometric characteristics of the roadway promotes excessive rates of speed, and this has been demonstrated through traffic studies that have been undertaken; and

Whereas, Automatic Traffic Recorders (ATR's) demonstrated excessive rates of speed along Lady FenYROSE Avenue, with the highest speed being at 96 km/hour in the southbound direction;

Be it therefore resolved that an allway stop control be installed at the intersection of Lady FenYROSE Avenue and Midvale Heights/Janessa Court as soon as possible.

Attachments

1. Petition from residents on Lady FenYROSE Avenue

(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.)

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Item 34, Report No. 54, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on December 13, 2011.

**34 CURRENT POLICIES FOR OUTDOOR PATIOS WITHIN THE C11 MAINSTREET
COMMERCIAL ZONE IN KLEINBURG
WARD 1**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Planning, dated December 6, 2011:

Recommendation

The Commissioner of Planning recommends:

1. THAT this report be received as information.

Contribution to Sustainability

N/A

Economic Impact

There are no requirements for new funding associated with this report.

Communications Plan

A copy of this report will be forwarded to the Kleinburg Business Improvement Members for their information.

Purpose

This report has been prepared in response to the following Committee of the Whole (Working Session) direction on June 21, 2011, as adopted by Vaughan Council on June 28, 2011, respecting Item #1 - "Kleinburg Economic Development Strategy – A Mainstreet Revitalization Project (KEDS) – Final Report" (in part):

"That Planning staff review, in consultation with the Economic Development staff and KBIA, the current zoning restrictions for outdoor patios in Kleinburg and report back to a Committee of the Whole prior to the end of 2011 on the feasibility of amending the policies to allow flexibility for patio use in the Kleinburg core and to include costs associated to any amendments to address these barriers;"

The Development Planning Department has reviewed the current Official Plan, Zoning By-law and Site Plan documents and planning processes that are in place as they pertain to the approvals required for the addition of an accessory outdoor patio use to an existing Eating Establishment use. The Development Planning Department advises, through this report, that the current Official Plan policies and Zoning By-law requirements permit accessory outdoor patios as-of-right, and that the Site Plan Review process provides a streamlined, cost and time effective way to process minor revisions to an existing site plan approval. As such, an unenclosed outdoor patio use (eg. an ice-cream shop with limited bistro tables and chairs) within the C11 Mainstreet Commercial Zone is considered to be a minor revision, and shall be effected by a letter approval to the Director of Building Standards/Chief Building Official, as permitted through the delegated authority granted by Council to the Commissioner of Planning or his designate (Director of Development Planning) through the City's Site Plan Control By-law.

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The Development Planning Department, in consultation with the Director of Economic Development have discussed the issues raised by the Kleinburg BIA with respect to the addition of an outdoor patio use to an existing eating establishment in the C11 Mainstreet Commercial Zone (Attachment #2). The concerns raised were processing time for a planning approval; and, the cost associated with a revision to an existing site plan to include an outdoor patio use (\$3,280.00). The Director of Economic Development has discussed the approval process detailed in this report with the Kleinburg BIA, and the Kleinburg BIA were satisfied with the information provided.

Background - Analysis and Options

On June 21, 2011, an item was forwarded to the Committee of the Whole (Working Session) by the Director of Economic Development, respecting the Kleinburg Economic Development Strategy - A Mainstreet Revitalization Project (KEDS) – Final Report. The following recommendation (in part) was adopted by Council on June 28, 2011:

- “3. That the City recognize and protect the economic vitality of the Kleinburg Mainstreet and Core areas, and through the Economic Development Department, offer support to the Kleinburg Business Improvement Area (KBIA) as a means to enhance retail opportunities and attract visitors.”

In light of the above, the Development Planning Department has reviewed the applicable Official Plan policies and Zoning By-law and Site Plan Control requirements, and determined that an efficient (quick turnaround time), inexpensive review process exists in the current planning process, to effectively issue a building permit for an outdoor patio use accessory to an existing eating establishment located within the C11 Mainstreet Commercial Zone, if the patio is unenclosed (no barriers) and an enclosure is not required by any other Authority.

The following policies are applicable to outdoor patio uses in the Kleinburg Core area and have been reviewed:

a) OPA #601 (Kleinburg-Nashville Community Plan)

The “Mainstreet Commercial” designation of OPA #601, was established through the approval of site-specific Official Plan Amendment #633 (Kleinburg Core Area Policy Review). The intent of OPA #633 was to incorporate policies contained in the Kleinburg-Nashville Heritage Conservation District Study and Plan into OPA #601, in order to provide appropriate policies with respect to massing, scale, built form and uses; and, to redesignate portions of the Kleinburg Core Area to Mainstreet Commercial.

OPA #633 (Kleinburg Core Area Policy Review) and Zoning By-law 167-2006 were approved by the Ontario Municipal Board, with modifications, on October 5, 2009.

Section 4.4.2.3, Permitted Uses, “Mainstreet Commercial” includes “Restaurants including sidewalk cafés” as a permitted use.

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b) Zoning By-law 1-88

The following are the general provisions found in Zoning By-law 1-88 with respect to an “Outdoor Patio” use:

Section 2) Definitions, defines “Outdoor Patio” as follows:

“OUTDOOR PATIO – means a designated outdoor area adjoining an eating establishment where food or drink are offered for sale and served at the same table where the food and drink are ordered and are to be consumed; or where food and drink are brought by the customer from within the eating establishment to an adjoining outdoor area for consumption.”

The general provisions of the By-law provide the following requirements for outdoor patios:

“5.1.6 Outdoor Patio

An outdoor patio shall only be permitted as an accessory use to an “Eating Establishment” in accordance with the following provisions:

- a) The outdoor patio shall not exceed fifty percent (50%) of the gross floor area of the eating establishment in conjunction with which the outdoor patio use is permitted;
- b) The parking required for the outdoor patio shall be equal to that required for the main eating establishment use;
- c) An outdoor patio shall not be permitted in any yard located between the building containing the main eating establishment and any Residential Zone;
- d) Any lighting facilities illuminating an outdoor patio shall be arranged so as to deflect light away from adjoining properties and streets;
- e) The use of musical instrument, or other mechanical or electrical music equipment, and dancing, theatrical performances or audiovisual presentations, music concerts and shows, shall not be permitted in areas designated for outdoor patio use;
- f) No public sidewalk, road allowance or lane shall be used for the purpose of an outdoor patio;
- g) The ground surface of an outdoor patio shall be of concrete or other hard surface;
- h) The outdoor patio shall be completely enclosed by a physical barrier with access only from the interior of the eating establishment with the exception of at least one (1) exit to be used only in cases of emergency and which is not from the interior of the main building; and,
- i) An outdoor patio shall not be developed except in accordance with an approved site plan.”

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Zoning By-law 1-88, as amended by By-law 167-2006 incorporated the C11 Mainstreet Commercial Zone category, specifically created for the mainstreet commercial designation within the Kleinburg Core, as shown on Attachment #2. The C11 Zone permits an Eating Establishment; Eating Establishment, Convenience; and, Eating Establishment, Take-Out, all with an accessory outdoor patio use. In addition, the following provision also applies to the C11 Mainstreet Commercial Zone (in part):

“...unless required by any other applicable law, a patio is not required to be completely enclosed by a physical barrier.”

In summary, the C11 Mainstreet Commercial Zone permits outdoor patios as an accessory use to all eating establishments and such outdoor patios may be unenclosed, if it is not required by another authority (for example, if a liquor license is required with a specific eating establishment, an outdoor patio must be completely enclosed by a physical barrier).

City of Vaughan Site Plan Control By-law 228-2005, as amended

The City's Official Plan Amendment #200, as amended, designates the whole of the City as a Site Plan Control Area as implemented by the City's Site Plan Control By-law Number 228-2005 pursuant to Section 41(2) of the Planning Act.

By-law 228-2005, states (in part):

- “6. The powers of Council of the Corporation of the City of Vaughan under Section 41 of the Planning Act, other than those conferred by Paragraph 41(13)(a), are hereby delegated to:
 - a) The Commissioner of Planning in respect of applications which meet the criteria set out in Schedule “1” hereto under “Complex Procedures” for:
 - iii) Amendments to complex agreements for all classes of development where the application conforms to the zoning by-law, where the Commissioner of Planning is of the opinion that the use and development of the lands provided for by the original agreement remains substantially unaltered, and where no City Department or public agency objects to the application.
7. In the event that the terms and conditions set by the Commissioner of Planning for the approval of any delegated application are not agreed to, or for any other reason, the application may be referred to Council.”

Schedule “1” to By-law 228-2005, as amended, includes the following Note (Note 5) which applies to “Amendments to Complex Site Plan Agreements or Letters of Undertaking”:

- “5. Except where the proposed modification to a Site Plan Agreement or to a Site Plan Letter of Undertaking is insignificant in nature, in the opinion of the Commissioner of Planning or his designate, whereby it will be effected by a letter to the Director of Building Standards/Chief Building Official.”

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To summarize, the current Site Plan Control By-law, already delegates the authority to the Commissioner of Planning or his designate (Director of Development Planning) to approve minor revisions to an existing Complex Site Plan Agreement/Letter of Undertaking if in his opinion the revision is very minor in nature, by way of a letter approval to the Director of Building Standards, to which there is no fee charged. The applicant will be required to file a Building Permit Application for the outdoor patio use (\$50.00) and will be issued a Permit when the letter from the Commissioner or his designate is received. These letters do not require a lengthy review period, and can be expedited quickly. The Development Planning Department considers an unenclosed outdoor patio permitted only in the C11 Mainstreet Commercial Zone, as a minor revision.

Planning Considerations

The Development Planning Department performed a site visit of the Kleinburg Core area in early spring of this year, and physically noted all the existing patios in the Mainstreet Commercial Core area at that time, as shown on Attachment #2. These patios all obtained the appropriate site plan and building permit approvals. Development Planning Department also contacted Enforcement Services to determine if there were any infractions with respect to illegal outdoor patios in the Mainstreet Commercial, and was advised that there were no active infractions.

In the past, the Development Planning Department received inquiries with respect to the applications required to amend an existing site plan to include an accessory outdoor patio use within the Kleinburg area, specifically the area now zoned C11 Mainstreet Commercial Zone. These inquiries were made prior to the approval of Zoning By-law 167-2006 (prior to October 5, 2009), which at that time, did not permit unenclosed outdoor patios in the C11 Mainstreet Commercial Zone. Based on the current policy and approvals framework, an outdoor patio use accessory to an existing eating establishment requires site development approval in the form of a Simple Revision to a previously approved site development, to which a fee of \$3280.00 is applied. This review process and fee is appropriate for an outdoor patio use that requires the review of a physical change to a site, by delineating an enclosed area, the review of fencing material, landscaping requirements, and to ensure it meets the specific zoning provisions of an outdoor patio as noted earlier. However, for an accessory outdoor patio use that requires no physical alterations to the site, and includes a very limited seating area which is easily removed at the end of the business day (eg. ice cream shop with limited bistro tables and chairs), this approval process is considered inefficient and inappropriate as there is no development occurring. In addition, the process may also have the effect of discouraging economic investment into the Kleinburg commercial core, when it is clear that the City should be encouraging uses that add to the life and vitality within the Kleinburg Core area.

In addition, the Simple Revision to a Site Plan fee (\$3,280.00) is unjustified, as compared to more complex revisions, where the change is considered minor by the Commissioner. The review by Development Planning staff in minor revisions, is limited and in this case would be the potential location of the unenclosed area, to which a nominal amount of chairs or bistro tables would be placed for patrons when the establishment opens for business, and are removed at closing. As an unenclosed outdoor patio is a relatively new use and only permitted in the C11 Commercial Zone, it has been determined that it is categorized under a Minor Revision Approval, Note 5, of the Site Plan Control By-law as previously described, which requires a letter approval from the Commissioner of Planning or his delegate (Director of Development Planning) to the Building Standards Department, to which no fee will be charged.

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The process would entail that the applicant contact the Development Planning Department and discuss the proposal with the area planner. A site plan drawing with the existing building and the proposed area to be used for an unenclosed outdoor patio should be submitted (no fee is collected for a minor revision letter) for review. The review period should take no more than one to two days. If it is the opinion of the Development Planning Department that the proposed revision is minor, no further information is required, and the Commissioner of Planning or his designate (Director of Development Planning) will issue the approval letter to the Building Standards Department. A Building Permit (\$50.00 fee) will be issued once the approval letter is received by the Building Standards Department.

Relationship to Vaughan Vision 2020/Strategic Plan

This staff report is consistent with the priorities set forth in Vaughan Vision 2020, particularly "Manage Growth & Economic Well-being".

Regional Implications

N/A

Conclusion

The Official Plan policies of OPA #601 permit and encourage outdoor patio uses. Zoning By-law 1-88 establishes a list of provisions that restricts and controls how, and when an outdoor patio use can be established. The current Site Plan Control By-law provides an avenue to streamline the site plan approval process by authorizing the Commissioner of Planning or his designate (Director of Development Planning) the jurisdiction to review and approve certain minor revisions to Complex Site Plan Agreements or Letters of Undertaking. The Development Planning Department advises that an unenclosed, outdoor patio use accessory to an existing eating establishment within the C11 Mainstreet Commercial Zone, is a minor revision and therefore, is effected by way of a Letter approval to the Building Standards Department/Chief Building Official. Should the Commissioner, however, conclude through his review that in a particular case, the proposed outdoor patio use is not a minor revision or not insignificant, he or his designate can advise the Owner to proceed through the Amendment to a Complex Site Plan Agreement/Letter of Undertaking process and Council approval would be required.

Attachments

1. Context Location Map
2. Location Map

Report prepared by:

Carmela Marrelli, Senior Planner, ext. 8791

/CM

(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.)

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Item 35, Report No. 54, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on December 13, 2011.

35

**SITE DEVELOPMENT FILE DA.04.006
APRA TRUCK LINES
WARD 2**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Planning, dated December 6, 2011:

Recommendation

The Commissioner of Planning recommends:

1. THAT Site Development File DA.04.006 (Apra Truck Lines) BE APPROVED, to permit the development of the subject lands shown in Attachments #1 and #2, with a truck terminal including 85 truck parking spaces as shown on Attachment #3, subject to the following conditions:
 - a) That prior to the execution of the Site Plan Agreement:
 - i) the final site plan and landscape plan shall be approved to the satisfaction of the Vaughan Development Planning Department;
 - ii) the final site grading and servicing plans, on-site circulation, and stormwater management report, shall be approved by the Vaughan Development/Transportation Engineering Department;
 - iii) the Owner shall satisfy all requirements of the Region of York Transportation Services Department;
 - iv) the Owner shall satisfy all requirements of the Toronto and Region Conservation Authority;
 - v) the Owner shall satisfy all requirements of Enbridge Gas and TransCanada Pipeline; and,
 - vi) the required variance to permit a drive aisle and a drainage ditch located within 10m of the TransCanada Pipeline Easement shall be approved by the Vaughan Committee of Adjustment, and that the Committee's decision shall be final and binding.

Contribution to Sustainability

N/A

Economic Impact

There are no requirements for new funding associated with this report.

Communications Plan

A Notice of this meeting was mailed to Mr. Paul Mantella, who requested notice of any meetings with regard to this application.

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Purpose

The Owner has submitted Site Development File DA.04.006 on the subject lands shown on Attachments #1 and #2, to permit the development of a truck terminal including 85 truck parking spaces on the property, in the manner shown on Attachments #3 and #4.

Background - Analysis and Options

Location

The subject lands shown on Attachments #1 and #2 have a lot area of 1.83 ha and are located at the southeast corner of Major Mackenzie Drive and Highway 50, being Part of Lot 20, Concession 10, City of Vaughan. The surrounding land uses are shown on Attachment #2.

Official Plan and Zoning

The subject lands are designated “Prestige Area” by OPA #450 (Employment Area Plan), as amended by site-specific OPA #509, which redesignated the subject lands from “Railway Facilities” to “Prestige Area” and which prohibits outside storage, not including trucks and truck trailers. The subject lands are designated “General Employment” by the new City of Vaughan Official Plan 2010 (VOP 2010), which was adopted by Vaughan Council on September 7, 2010 (as modified on September 27, 2011) and is pending approval from the Region of York. The proposal conforms to the Official Plans.

The subject lands are zoned EM1 Prestige Employment Area Zone by Zoning By-law 1-88, subject to Exception 9(1040), which permits the proposed truck terminal use and provides for site-specific development standards including the requirement that all buildings, structures, parking areas or storm water management facilities maintain a minimum 10 m setback from the Trans Canada Pipeline easement. The proposed use conforms with Zoning By-law 1-88, however, variances are required to permit a drive aisle and a proposed re-aligned drainage ditch to locate within 10m of the TransCanada Pipeline Easement as shown on Attachment #3. The Development Planning Department can support the required variances since both Trans Canada Pipeline and Enbridge Gas have no objections to the proposal, subject to conditions discussed later in this report. Should Vaughan Council approve the Site Development Application, the required variances to Zoning By-law 1-88 shall be approved by the Vaughan Committee of Adjustment, and the Committee’s decision must be final and binding, prior to the execution of a Site Plan Agreement. A condition to this effect is included in the recommendation of this report.

Site Plan Review

The proposed site plan is shown on Attachment #3 and illustrates the configuration of the 85 truck trailer parking spaces on the subject lands. Access to the property is proposed from Major Mackenzie Drive. The surface of the proposed facility is to be constructed with asphalt paving. TransCanada Pipelines maintains an easement along the southern portion of the property as shown on Attachment #3, upon which trucks will not be permitted to park. Enbridge Gas also maintains an interest in the easement.

The proposed landscape plan (Attachment #4) consists of a mix of deciduous and coniferous trees and shrubs within the 12 m wide landscaped berm abutting Highway 50 and Major Mackenzie Drive. The landscaped berm abutting Highway 50 also includes a re-aligned drainage ditch that has been approved in principle by the Toronto and Region Conservation Authority (TRCA).

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The Development Planning Department will continue to work with the applicant to finalize the site and landscape plans. The final site plan, landscape plan and landscape cost estimate must be approved to the satisfaction of the Vaughan Development Planning Department. A condition to this effect is included in the recommendation of this report.

Vaughan Development/Transportation Engineering Department

As part of the proposal, the Owner is proposing a gabion channel parallel to Major Mackenzie Drive that collects existing drainage from Highway 50 and outlets into an existing drainage swale. The Owner has submitted site servicing and grading plans and a storm water management report which must be approved to the satisfaction of the Vaughan Development/Transportation Engineering Department, prior to the execution of a Site Plan Agreement. A condition to this effect is included in the recommendation of this report.

Toronto and Region Conservation Authority (TRCA)

The Toronto and Region Conservation Authority (TRCA) has no objections to the subject application and notes that the applicant has already obtained a TRCA Permit under Ontario Regulation 166/06 for the construction of a drainage swale (Permit No. C-0749). The Owner will be required to enter into the necessary Agreement(s) and obtain any required Permits from the TRCA. A condition to this effect is included in the recommendation of this report.

TransCanada Pipelines and Enbridge Gas

A pipeline is located on the southern portion of the subject lands which is under the jurisdiction of both TransCanada Pipelines and Enbridge Gas. Both agencies have advised that they are not opposed to the proposal, however, have indicated that a barrier structure is to be erected on the edge of the easement to prevent access on top of the pipeline as shown on Attachment #3. Furthermore, illegal filling has occurred on top of the easement which must be properly removed and replaced. A Permit in this regard is required from Enbridge Gas. The Owner will be required to enter into in the necessary Agreement(s) with either/both agency and obtain any required Permits from either in this regard. A condition to this effect is included in the recommendation of this report.

Relationship to Vaughan Vision 2020/Strategic Plan

This report is consistent with the priorities set forth in Vaughan Vision 2020, particularly “Plan Manage Growth & Economic Well-being”.

Regional Implications

The Region of York has jurisdiction with respect to the proposed access on Major Mackenzie Drive. The Owner will be required to enter into in the necessary Agreement(s) with the Region and obtain any required Permits from the Region in this regard. A condition to this effect is included in the recommendation of this report.

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Conclusion

The Vaughan Development Planning Department has reviewed Site Development File DA.04.006 to permit a truck terminal in consideration of the policies of OPA #450, as amended by site-specific OPA #509, Zoning By-law 1-88, the comments received from City Departments and external public agencies, and the surrounding area context. The proposed use conforms to the Official Plan and complies with Zoning By-law 1-88, subject to the applicant obtaining two variances from the Vaughan Committee of Adjustment as identified in the staff report. The Development Planning Department is satisfied with the proposed site and landscape plans shown on Attachments #3 and #4, respectively, and will continue to work with the applicant to address outstanding comments. Accordingly, the Development Planning Department can support the approval of the Site Development Application and the required variances to Zoning By-law 1-88, subject to the conditions in this report

Attachments

1. Context Location Map
2. Location Map
3. Site Plan
4. Landscape Plan

Report prepared by:

Clement Messere, Planner, ext. 8409
Carmela Marrelli, Senior Planner, ext. 8791
Mauro Peverini, Manager of Development Planning, ext. 8407

/CM

(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.)

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EXTRACT FROM COUNCIL MEETING MINUTES OF DECEMBER 13, 2011

Item 36, Report No. 54, of the Committee of the Whole, which was adopted, as amended, by the Council of the City of Vaughan on December 13, 2011, as follows:

By approving the following in accordance with Communication C3, from the Commissioner of Planning, dated December 12, 2011:

1. ***That the following revised/proposed street names for approved Plan of Subdivision Files 19T-08V05, 19T-08V04 and 19T-03V02, be approved:***

<u>STREET</u>	<u>REVISED/PROPOSED NAME</u>
"A"	<i>Vivot Boulevard</i>
"B"	<i>Endless Circle</i>
"C"	<i>Sculpture Garden Lane</i>
"D"	<i>Artist View Avenue</i>
"E"	<i>Secret Garden Court</i>
"F"	<i>Mary Natasha Court</i>

By receiving the report of the Commissioner of Planning, dated December 6, 2011.

36

**STREET NAME APPROVAL
 DRAFT PLANS OF SUBDIVISION FILE 19T-08V05, 19T-08V04 AND 19T-03V02
 KLEINVIT ESTATES INC., HWY 27 LIMITED PARTNERSHIP, AND 1321362 ONTARIO INC.
WARD 1**

The Committee of the Whole recommends:

1. That consideration of this matter be deferred to the Council meeting of December 13, 2011; and
2. That the deputation of Ms. Rosemarie Humphries, Humphries Planning Group Inc., 216 Chrislea Road, Suite No. 103, Vaughan, L4L 8S5, be received.

Recommendation

The Commissioner of Planning recommends:

1. THAT the following proposed street names for approved Plan of Subdivision Files 19T-08V05, 19T-08V04 and 19T-03V02, as shown on Attachment #3, BE APPROVED:

<u>STREET</u>	<u>PROPOSED NAME</u>
Street "A"	Varley Road
Street "B"	Eyre Court
Street "C"	Vivot Court
Street "D"	Artist View Avenue
Street "E"	Cullen Court
Street "F"	Strombo Court

Economic Impact

There are no requirements for new funding associated with this report.

Communications Plan

N/A

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Background

The subject lands shown on Attachments #1, #2 and #3 are located on the west side of Regional Road 27 and south of Kirby Road, City of Vaughan.

The applicant has submitted street names for approval. The Vaughan Development Planning Department and the Vaughan Fire and Rescue Services Department have reviewed the proposed street names and have no objections.

Relationship to Vaughan Vision 2020/Strategic Plan

This report is consistent with the priorities set forth in Vaughan Vision 2020, particularly “Plan & Manage Growth & Economic Well-being”.

Regional Implications

The Planning Department for the Region of York does not have any objections to the proposed street names.

Conclusion

The Vaughan Development Planning Department has no objections with the proposed street names for approved Plans of Subdivision 19T-08V05, 19T-08V04 and 19T-03V02.

Attachments

1. Context Location Map
2. Location Map
3. Consolidated Plan

Report prepared by:

Jack McAllister, Senior GIS Technician, ext. 8209
Carmela Marrelli, Senior Planner, ext. 8791
Mauro Peverini, Manager of Development Planning, ext. 8407

/LG

(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.)

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Item 37, Report No. 54, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on December 13, 2011.

37

PROPERTY STANDARDS BY-LAW

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Legal and Administrative Services and City Solicitor, dated December 6, 2011:

Recommendation

The Commissioner of Legal and Administrative Services and City Solicitor, in conjunction with the Director of Enforcement Services, recommends:

1. That a revised Property Standards By-law be enacted, substantially in the form attached (Attachment #1).

Contribution to Sustainability

N/A

Economic Impact

There is no economic impact as a result of this report.

Communications Plan

Enforcement Services Staff will receive training on the new By-law.

Purpose

The purpose of this report is to provide a summary of the significant changes made to the draft Property Standards By-law brought for Council consideration on November 8, 2011.

Background - Analysis and Options

On June 8, 2010, Council directed that Staff bring forward a new Property Standards By-law at a future date. This direction came as a result of a Report from Staff (Attachment #2) which outlined suggested changes to the current Property Standards By-law. Over the course of the next several months, Enforcement Services worked closely with Legal Services to create a final draft for Council consideration on November 8, 2011. Council deferred adoption of this by-law, and directed that Staff bring forward a Report to the December 6, 2011 Committee of the Whole meeting, outlining the changes in the new Property Standards By-law. Further changes are suggested arising from inquiries from members of Council. The following is a summary of the proposed significant changes.

- **Administrative Sections**

The following represents a summary to the significant changes to this section:

Building Code Requirements: "Ontario Building Code" is defined in section 1(28) of the Draft By-law to capture future amendments to the Building Code, thereby eliminating the need to amend the Property Standards By-law each time the Building Code is amended.

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Definitions: The original draft of the Property Standards By-law contained 98 definitions. Upon further review, the definitions section was streamlined. For example, the definition of “Retaining Wall” was included in the definition of “Fence”. Furthermore, certain definitions of words not used in the draft were deleted. The new Property Standards By-law would have 47 definitions.

Property Standards Officer: The original draft of the Property Standards By-law contained a provision that enabled a Property Standards Officer to designate other persons to enforce the Property Standards By-law. Upon review by the Legal Services Department, however, this provision is not recommended. Council may appoint individuals as Property Standards Officers. Staff are recommending that the Property Standards Officer provision in the old Property Standards By-law remain unchanged.

Property Standards Committee: A provision indicating that Property Standards Committee Appeal Hearings are governed by the *Statutory Powers and Procedures Act*, R.S.O. 1990, C. S.22 was added. This Act prescribes provisions for such things as the administration of oaths, quorum, etc.

Standards of Occupancy: The provision relating to contact information for a Multi-Residential Property was moved to the Multi-Residential Property section.

- **General Standards for all Properties**

The following represents a summary of the significant changes to this section:

Yards: Provisions for trade waste, domestic storage, and animal excrement were added. Provisions pertaining to noxious weeds, vehicles, and grass and weeds were clarified.

Trees and Plantings: New provisions pertain only to the condition of trees which impact the safety of pedestrian or vehicular traffic. The old provision relating to “dead, decayed, or damage trees which create an unsafe or unsightly condition” is removed.

Flags: New section.

Signs: Under the old provision, regulation of signs fell under the “fences and retaining walls” section. New section for signs created. Provision relating to the directionality of illuminated signs is also added.

Lighting: New provision added which requires exterior light fixtures to be directed so as to prevent the light from shining directly onto abutting properties.

Swimming Pools: New section.

Fences and Retaining Walls: Fences, retaining walls, and noise attenuation fences were streamlined into one section for “Fences”, which is defined to include all three types of fences.

Garbage Bags and Receptacles: New provision includes maintenance of receptacles, whereas old provision did not. Also, reference to the City’s Waste Management By-law was added.

Catch Basins: New provision applies to all catch basins, not just catch basins where there is vehicular traffic.

Sewage Discharge and Drainage: This section was expanded to include the dumping of pools and the discharging of roof drainage into the sewer system.

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Grading and Paving of Yards: Partial removal of section. Issues related to safety remain, such as prohibition of holes and excavations that create a hazard.

Roofs: Section relating to chimneys was merged into the Roof section.

Stairs, Handrails, and Guards: Section was streamlined and expanded by requiring that all stairs, handrails, and guards comply with the Ontario Building Code.

Electrical, HVAC, and Plumbing: these sections were originally revised to require owners to obtain expert reports in relation to required repairs to these systems. This section was subsequently put into the Inspections section of the new by-law so as to apply to all systems,.

Mould: New section.

Garage Doors: New section. It was originally intended to apply only to Residential Properties. However, Staff determined that it made more sense to have this provision apply to all Properties.

- **Standards Specific to Dwelling Units in Residential and Multi-Residential Properties**

Enforcement Services receives complaints for minor issues such as burnt out light bulbs and blocked toilets, etc. Tenants in Dwelling Units have other avenues at their disposal to address these minor issues, such as the Landlord Tenant Tribunal, Condominium Corporations, or Property Management Companies. Accordingly, City resources should be focused to ensuring basic standards of living conditions, and for deficiencies that are not trivial in nature. Sections 6 and 7 of the draft By-law reflect these changes by containing fewer areas of regulation than the current Property Standards By-law. For example, requirements for interior cleanliness of a Dwelling Unit have been removed, as this is more properly dealt by the tenant and the landlord. However, the Draft By-law continues to have provisions for basic living conditions, such as heat and water. The Draft By-law also regulates the common areas of a multi-residential property such as elevators, storage rooms, and garages, areas to which the general public has access.

- **Standards Specific to Non-Residential Properties**

The following represents a summary of the significant changes to this section:

Grading, Paving and Surface Conditions: provisions relating to lines for parking spaces, curb stops, and lighting during business hours were added.

Storage Areas: the old storage provisions only applied to industrial or commercial zones. New provision will apply to all Non-Residential Property regardless of zone.

- **Standards for Buildings/Structures damaged by Natural Disaster**

This section had been added to provide protection for the public when a Property is damaged by natural disaster. Provisions include securing the damaged building, and preventing access to it.

- **Standards Specific to Heritage Properties**

Section 35 of the *Heritage Act*, R.S.O. 1990, c. O.18 came into force on April 28, 2005. This section expanded the scope property standards by-laws to include minimum standards for the maintenance of heritage attributes of heritage properties. Page of 5 of Attachment #1 has a comprehensive discussion of the proposed amendments to the Property Standards By-law in this respect. Toronto and Mississauga have enacted similar provisions.

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- **Further Suggested Changes**

Section 5.7(1) of the draft Property Standards By-law was deleted due to concerns over preserving energy. Section 5.16(1)(c) of the draft Property Standards By-law was also deleted, as it was redundant in light of section 5.16(1)(a).

Relationship to Vaughan Vision 2020/Strategic Plan

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

The introduction of a new Property Standards By-law will provide additional tools for Enforcement Services to deal with issues as they arise. The new Property Standards By-law will also allow Enforcement Services to focus resources to focus and provide more efficient and effective service.

Attachments

Attachment #1—new Property Standards By-law
Attachment #2—Extract from Council Meeting of June 8, 2010.

Report prepared by:

Christopher G. Bendick
Legal Counsel

(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.)

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF DECEMBER 13, 2011

Item 38, Report No. 54, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on December 13, 2011.

38

MAYOR'S 2011 GALA AND GOLF CLASSIC

The Committee of the Whole recommends:

1. That the recommendation contained in the following resolution submitted by Mayor Bevilacqua, dated December 6, 2011, be approved; and
2. That the deputation of Mr. Antony Niro, Time for Change Vaughan, 333 Laurentian Boulevard, Maple, L6A 2N3 and Communication C10, dated December 6, 2011, be received.

Member's Resolution

Whereas, The City is committed to the development of the hospital in Vaughan; and

Whereas, on May 3, 2011 Council resolved that recipients for the net proceeds raised from the City of Vaughan 2011 Mayor's Gala and the Mayor's Golf Classic, include the Vaughan Health Care Foundation;

Whereas, the funds for the recommendation are available from the net proceeds of the 2011 Mayor's Gala and 2011 Mayor's Golf Tournament; and

Whereas, there is to be a communication plan which will include a cheque presentation and a media release; and

Whereas, allocating proceeds from the 2011 Mayor's Gala and Golf Classic to support the construction of the hospital in Vaughan reconfirms the City's commitment to this important undertaking,

It is therefore recommended:

THAT \$200,000, being a portion of the proceeds from the 2011 Mayor's Gala and the Mayor's Golf Classic, be donated to the Vaughan Health Care Foundation towards the cost of construction of the Vaughan hospital and counted towards the \$200 million capital campaign; and

That a communication plan which includes a cheque presentation and a media release be developed.

Refer to Item 27, Report No. 1, Committee of the Whole, adopted by Council on January 31, 2012, regarding an administrative correction and further disposition regarding this matter.

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF DECEMBER 13, 2011

Item 39, Report No. 54, of the Committee of the Whole, which was adopted, as amended, by the Council of the City of Vaughan on December 13, 2011, as follows:

By approving that the Member's Resolution be amended as follows:

1. ***That the permit for the facility and the services-in-kind be provided to a maximum of \$800 for the event; and***
2. ***That staff be asked to support the organizing committee, along with the FCCYR.***

39

CITY OF VAUGHAN CHINESE NEW YEAR EVENT

The Committee of the Whole recommends approval of the recommendation contained in the following resolution submitted by Councillor Racco, dated December 6, 2011:

Member's Resolution

Whereas, Chinese New Year has been recognized by the City of Vaughan in the past; and

Whereas, the Federation of Chinese Canadians in York Region (FCCYR) have formally requested that the City of Vaughan host a Chinese New Year Event in 2012; and

Whereas, Chinese New Year is the most important holiday celebration for the Chinese community; and

Whereas, the Chinese community in Vaughan is a large community that continues to grow every year;

Be it therefore resolved that the City of Vaughan support an annual Chinese New Year Event at City Hall; and

That this year's event be held on Sunday, January 29, 2012 at Vaughan City Hall in the multi-purpose room and atrium; and

That the permit for the facility and the services-in-kind be provided at no charge for the event; and

That staff be encouraged to volunteer on the organizing committee, along with the FCCYR; and

That the Corporate Communications Department advertise the Chinese New Year Event via the City's website and social networking sites, a media advisory, and a news release.

Attachments

1. Letter of Request from FCCYR

(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.)

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF DECEMBER 13, 2011

Item 40, Report No. 54, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on December 13, 2011.

40 CELEBRATING THE DIAMOND JUBILEE OF HER MAJESTY THE QUEEN

The Committee of the Whole recommends:

- 1. That the recommendation contained in the following resolution submitted by Councillor Carella, dated December 6, 2011, be approved; and**
- 2. That C12, Photograph submitted by Councillor Carella, be received.**

Member's Resolution

WHEREAS former Councillor Terry Goodwin has generously donated for display in the new city hall a copy, in oil, of a portrait of Benjamin Vaughan (1751-1835), after whom the City of Vaughan was named; and

WHEREAS Her Majesty the Queen is approaching her diamond jubilee, the sixtieth anniversary of her accession to the throne on February 6, 1952; and

WHEREAS a photograph of the Queen was a permanent feature of the Council chamber in the former city hall; and

WHEREAS the installation of a high-quality graphic reproduction of a portrait of the Queen---one that reflects an artistic standard equal to that of the Benjamin Vaughan portrait, would be a suitable means of commemorating the Queen's Diamond Jubilee;

NOW THEREFORE BE IT RESOLVED

That staff be directed to purchase with funds from the Council Corporate budget a printed copy of Pietro Annigoni's first portrait of the Queen, commissioned by the Worshipful Company of Fishmongers (chartered in 1272) and completed in 1954---considered by many art experts to be the finest portait ever done of the Queen; and

That such copy and its frame be of a size and quality that complements the Benjamin Vaughan portrait, as framed; and

That both portraits be hung and officially unveiled in the new chamber on some suitable date during the 2012 calendar year, as part of the celebration of the Queen's Diamond Jubilee in Canada.

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF DECEMBER 13, 2011

Item 41, Report No. 54, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on December 13, 2011.

**41 AWARD OF TENDER T11-467, INSTALLATION OF METAL SIDING ON THE CITY OF
VAUGHAN PLAYHOUSE
WARD 5**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Community Services, dated December 6, 2011:

Recommendation

The Commissioner of Community Services, in consultation with the Directors of Purchasing Services, Building and Facilities, and Budget and Financial Planning recommends:

1. That T11-467, Installation of Metal Siding on the City of Vaughan Playhouse be awarded to Ruscan General Contracting Inc., for the amount of \$145,000.00 (excluding HST); and,
2. That the budget for T11-467 be increased by \$54,242.50 including a 10% contingency and funded by Pre 99 - Building and Facilities Reserve; and,
3. That the inclusion of the matter on a public Committee or Council agenda with respect to increasing the capital budget identified as Additional Funding - Award of Tender T11-467 Installation of Metal Siding on the City of Vaughan Playhouse is deemed sufficient notice pursuant to Section 2 (1) (c) of By-law 394-2002; and,
4. That a bylaw be enacted authorizing the Mayor and the City Clerk to sign the necessary documents.

Contribution to Sustainability

This report is consistent with the priorities previously set by Council in the Green Directions, Vaughan, Community Sustainability Environmental Master Plan, Objective 6.1:

- To fully support the implementation of Green Directions at all levels of the City operations.

Economic Impact

The total cost to complete T11-467, Installation of Metal Siding on the City of Vaughan Playhouse is \$164,285.00.00. Project BF-8273-11 was approved in the Building and Facilities 2011 Capital Budget in the amount of \$110,300.00. Additional funding from the Pre 99 - Building and Facilities Reserve in the amount of \$54,242.50 is requested.

Communications Plan

N/A.

Purpose

Approval is requested to award T11-467, Installation of Metal Siding on the City of Vaughan Playhouse with additional funding.

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF DECEMBER 13, 2011

Item 41, CW Report No. 54 – Page 2

Background – Analysis

T11-467 is for the installation of metal siding on City of Vaughan Playhouse. The exterior stucco on the North, East, and South walls is falling off the building. It has exposed the inside of the insulation allowing water into the system and rotting out the interior structure. The proposed system is to provide a waterproof membrane and fully water-tight metal wall panels to clad the area and maintain the integrity of the building envelope.

The tender was advertised in the Ontario Public Buyers Association (OPBA) website and Biddingo, Daily Commercial News and The City Webpage. Sixteen (16) bids were issued. Tenders were closed and publicly opened on Thursday November 24, 2011 at 3:00 p.m. with five (4) bids received and 1 (one) no bid. The bid results are as follows:

<u>Contractor</u>	<u>Tendered Price (Excluding HST)</u>
Ruscan General Contracting Inc. Concord, Ontario	\$145,000.00
Applewood Roofing and Sheet Metal Ltd. Toronto, Ontario	\$164,500.00
Crawford Roofing Corporation Toronto, Ontario	\$249,000.00
Triumph Roofing and Sheet Metal Inc. Toronto, Ontario	\$249,215.00
Aseal Roofing and Sheet Metal Etobicoke, Ontario	No Bid

The estimated cost for this project, including a contingency allowance, expenditures to date and all applicable taxes is calculated as follows:

Financial Summary	
Tender Cost T11-467 (excluding HST)	\$145,000.00
Contingency (10%)	\$14,500.00
HST (1.76%) (Not applicable)	\$0
3% administration fees	\$4,785.00
Total Cost	\$164,285.00
BF-8273-11 Budget	\$110,300.00
Less: Commitments/Expenses to Date	\$250.00
3% administration fees	\$7.50
Tender Total Cost T11-467	\$164,285.00
Budget Shortfall	(\$54,242.50)

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF DECEMBER 13, 2011

Item 41, CW Report No. 54 – Page 3

Relationship to Vaughan Vision 2020

In consideration of the strategic priorities related to Vaughan Vision 2020, this project will provide:

- **STRATEGIC GOAL:**
Management Excellence - Providing excellence in the management of our city.
- **STRATEGIC OBJECTIVE:**
Maintain Assets and Infrastructure - To optimize existing infrastructure through sound asset management.

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

Regional Implications

None.

Conclusion

Tender 11-467, Installation of Metal Siding on the City of Vaughan Playhouse should be awarded to Ruscan Roofing and Sheet Metal since they have met the requirements of the contract. The low bid exceeds the approved capital budget for project BF-8273-11 and additional capital funding in the amount of \$54,242.50 is required to complete this project.

Should Council concur with this proposed 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 By-law 394-2002.

This project will commence immediately, after approval is granted and the completion of the necessary documents.

Attachments

None.

Report prepared by:

Jeff Peyton, Director Building and Facilities, Ext. 6173
Angelo Cioffi, Buildings Manager, Ext. 8101

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF DECEMBER 13, 2011

Item 42, Report No. 54, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on December 13, 2011.

**42 AWARD OF TENDER T11- 465, RESTORATION OF THE FLAT ROOFS AT THE CITY
PLAYHOUSE AND ROSEMOUNT COMMUNITY CENTRE
WARD 5**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Community Services, dated December 6, 2011:

Recommendation

The Commissioner of Community Services, in consultation with the Directors of Purchasing Services, Building and Facilities, and Budget and Financial Planning recommends:

1. That T11-465, Restoration of the Flat Roofs at the City Playhouse be awarded to Aseal Roofing and Sheet Metal, for the amount of \$284,700.00 (excluding HST); and,
2. That the budget for T11-465 be increased by \$32,322.60 including a 10% contingency and funded by Pre 99 – Building and Facilities Reserve ; and,
3. That the inclusion of the matter on a public Committee or Council agenda with respect to increasing the capital budget identified as Additional Funding - Award of Tender T11-465 Restoration of the Flat Roofs at the City Playhouse and the Rosemount Community Centre is deemed sufficient notice pursuant to Section 2 (1) (c) of By-law 394-2002; and,
4. That a bylaw be enacted authorizing the Mayor and the City Clerk to sign the necessary documents.

Contribution to Sustainability

This report is consistent with the priorities previously set by Council in the Green Directions, Vaughan, Community Sustainability Environmental Master Plan, Objective 6.1:

- To fully support the implementation of Green Directions at all levels of the City operations.

Economic Impact

The total cost to complete T11-465, Restoration of the Flat Roofs at the City Playhouse is \$322,565.10. Project BF-8277-11 was approved in the Building and Facilities 2011 Capital Budget in the amount of \$290,500.00. Additional funding from the Pre 99 - Building and Facilities Reserve in the amount of \$32,322.60 is requested.

Communications Plan

N/A.

Purpose

Approval is requested to award T11-465 Restoration of the Flat Roofs at the City Playhouse with additional funding.

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF DECEMBER 13, 2011

Item 42, CW Report No. 54 – Page 2

Background – Analysis

T11-465 is the restorations of the roofs at the City Playhouse at the Rosemount Community Centre. The flat roofs at City playhouse have deteriorated with splits in the flashing, bare felt areas. The splits in the roof membrane and damaged areas have been patched and repaired several times. The loss of water-proofing protection could lead to extensive damage and more costly repairs and eventually full replacement at four times the cost may be necessary in the next couple of years. The works included in this tender is to fully restore them by re-enforcing the perimeter flashing and applying a coating to the surface extending the service life by another fifteen to twenty years.

The tender was advertised in the Ontario Public Buyers Association (OPBA) website and Biddingo, Daily Commercial News and The City Webpage. Sixteen (16) bids were issued. Tenders were closed and publicly opened on Thursday November 24, 2011 at 3:00 p.m. with nine (9) bids received. The bid results are as follows:

<u>Contractor</u>	<u>Tendered Price (Excluding HST)</u>
Aseal Roofing & Sheet Metal Ltd. Etobicoke, Ontario	\$284,700.00
T. Hamilton and Son Roofing Inc. Scarborough, Ontario	\$289,000.00
Crawford Roofing Corporation Toronto, Ontario	\$290,000.00
Triumph Roofing and Sheet Metal Inc. Toronto, Ontario	\$296,522.00
Solar Roofing Toronto, Ontario	\$303,000.00
Sproule Specialty Roofing Ltd. Toronto, Ontario	\$357,000.00
Applewood Roofing and Sheet Metal Ltd. Toronto, Ontario	\$400,600.00
Nortex Roofing Ltd. Etobicoke, Ontario	\$430,000.00
Viana Roofing and Sheet Metal Ltd. Toronto, Ontario	\$454,000.00

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF DECEMBER 13, 2011

Item 42, CW Report No. 54 – Page 3

The estimated cost for this project, including a contingency allowance, expenditures to date and all applicable taxes is calculated as follows:

Financial Summary	
Tender Cost T11-465 (excluding HST)	\$284,700.00
Contingency (10%)	\$28,470.00
HST (1.76%) Not applicable	\$0
3% administration fees	\$9,395.10
Total Cost	\$322,565.10
BF-8277-11 Budget	\$290,500.00
Less: Commitments/Expenses to Date	\$250.00
3% administration fees	\$7.50
Tender Total Cost T11-465	\$322,565.10
Budget Shortfall	(\$32,322.60)

Relationship to Vaughan Vision 2020

In consideration of the strategic priorities related to Vaughan Vision 2020, this project will provide:

- STRATEGIC GOAL:
Management Excellence - Providing excellence in the management of our city.
- STRATEGIC OBJECTIVE:
Maintain Assets and Infrastructure - To optimize existing infrastructure through sound asset management.

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

Regional Implications

None.

Conclusion

Building and Facilities Department and Purchasing Services Department staff has reviewed the tender submissions and have determined that T11-465, Restoration of the Flat Roofs at the City Playhouse at the Rosemount Community Centre be awarded to Aseal Roofing and Sheet Metal since they have met the requirements of the contract. The low bid exceeds the approved capital budget for project BF-8277-11 and additional capital funding in the amount of \$32,322.60 is required to complete this project.

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF DECEMBER 13, 2011

Item 42, CW Report No. 54 – Page 4

Should Council concur with this proposed 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 By-law 394-2002.

This project will commence immediately, after approval is granted and the completion of the necessary documents.

Attachments

None

Report prepared by:

Jeff Peyton, Director Building and Facilities, Ext. 6173
Angelo Cioffi, Buildings Manager, Ext. 8101

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF DECEMBER 13, 2011

Item 43, Report No. 54, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on December 13, 2011.

**43 AWARD OF TENDER T11-491, SINGLE PLY ROOF RESTORATION AT THE ROSEMOUNT
COMMUNITY CENTRE ARENA
WARD 5**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Commissioner of Community Services, dated December 6, 2011:

Recommendation

The Commissioner of Community Services, in consultation with the Directors of Purchasing Services, Building and Facilities, and Budget and Financial Planning recommends:

1. That T11-491 Single Ply Roof Restoration at the Rosemount Community Centre Arena be awarded to Triumph Roofing and Sheet Metal Inc., for the amount of \$120,745.00 (excluding HST); and,
2. That a contingency allowance in the amount of 10% be approved within which the Director of Building and Facilities is authorized to approve amendments to the contract; and,
3. That a bylaw be enacted authorizing the Mayor and the City Clerk to sign the necessary documents.

Contribution to Sustainability

This report is consistent with the priorities previously set by Council in the Green Directions, Vaughan, Community Sustainability Environmental Master Plan, Objective 6.1:

- To fully support the implementation of Green Directions at all levels of the City operations.

Economic Impact

The total cost to complete T11-491, Single Ply Roof Restoration at the Rosemount Community Centre Arena is \$136,804.00. Project BF-8272-11 was approved in the Capital Budget and there is sufficient funding for this project.

Communications Plan

N/A.

Purpose

Approval is requested to award T11-491, Single Ply Roof Restoration at the Rosemount Community Centre Arena.

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF DECEMBER 13, 2011

Item 43, CW Report No. 54 – Page 2

Background – Analysis

T11-491 is the single ply roof restoration at Rosemount Community Centre Arena. The Rosemount arena roof is a single-ply roof that has exceeded its life expectancy. The re-enforcement scrim in the membrane is showing through. If the re-coating work is not done this roof will need to be fully replaced at three times the cost. Minor repairs have been done over the years, however if it's not re-coated, there will be eventual damage to all insulation and causing interruption to service or closure of the arena. The application of this coating will protect the existing membrane and extend the roof service life by fifteen more years

The tender was advertised in the Ontario Public Buyers Association (OPBA) website and Biddingo, Daily Commercial News and The City Webpage. Sixteen (16) bids were issued. Tenders were closed and publicly opened on Thursday November 24, 2011 at 3:00 p.m. with nine (9) bids received. The bid results are as follows:

<u>Contractor</u>	<u>Tendered Price (Including HST)</u>
T. Hamilton and Son Roofing Inc. Scarborough, Ontario	\$57,800.00
Triumph Roofing and Sheet Metal Inc. Toronto, Ontario	\$120,745.00
Viana Roofing and Sheet Metal Ltd. Toronto, Ontario	\$142,500.00
Applewood Roofing and Sheet Metal Ltd. Toronto, Ontario	\$150,000.00
Sroule Specialty Roofing Ltd. Toronto, Ontario	\$162,500.00
Aseal Roofing & Sheet Metal Ltd. Etobicoke, Ontario	\$164,600.00
Nortex Roofing Ltd. Etobicoke, Ontario	\$170,000.00
Crawford Roofing Corporation Toronto, Ontario	\$198,000.00
Solar Roofing Toronto, Ontario	\$204,500.00

The second lowest bid is Triumph Roofing and Sheet Metal Inc. is recommended for award in the amount of \$120,745.00 (excluding HST). Staff reviewed the lowest bid and confirmed that T. Hamilton and Son Roofing, in their bid submission, showed inability to perform the Contract due to cost calculation mistake in their Bid.

The estimated cost for this project, including a contingency allowance, expenditures to date and all applicable taxes is calculated as follows:

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF DECEMBER 13, 2011

Item 43, CW Report No. 54 – Page 3

Financial Summary		
Tender Cost T11-491 (excluding HST)		\$120,745.00
Contingency (10%)		\$12,074.00
HST (1.76%) (Not applicable)		\$0
3% administration fees		\$3,984.59
Total Cost		\$136,804.08
BF-8272-11 Budget		\$159,350.00
Less:	Commitments/Expenses to Date	\$250.00
	3% administration fees	\$7.50
	Tender Total Cost T11-491	\$136,804.08
Budget Remaining for future expenses		\$22,288.42

Relationship to Vaughan Vision 2020

In consideration of the strategic priorities related to Vaughan Vision 2020, this project will provide:

- STRATEGIC GOAL:
Management Excellence - Providing excellence in the management of our city.
- STRATEGIC OBJECTIVE:
Maintain Assets and Infrastructure - To optimize existing infrastructure through sound asset management.

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

Regional Implications

None.

Conclusion

Building and Facilities Department and Purchasing Services Department staff has reviewed the tender submissions. Tender 11-491, Single Ply Roof Restoration at the Rosemount Community Centre Arena, Project BF-8272-11 was approved in the Capital Budget and there is sufficient funding for this project.

This project will commence immediately, after approval is granted and the completion of the necessary documents.

Attachments

None.

Report prepared by:

Jeff Peyton, Director Building and Facilities, Ext. 6173
Angelo Cioffi, Buildings Manager, Ext. 8101

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF DECEMBER 13, 2011

Item 44, Report No. 54, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on December 13, 2011.

44 DEPUTATION – MR. MARCO TIMPANO WITH RESPECT TO SHARK FIN BAN

No action was taken on this matter in accordance with Communication C7, Mr. Marco Timpano, dated December 5, 2011, requesting a postponement on his deputation request (C1, dated December 6, 2011).

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF DECEMBER 13, 2011

Item 45, Report No. 54, of the Committee of the Whole, which was adopted, as amended, by the Council of the City of Vaughan on December 13, 2011, as follows:

By approving that the following phrase be added to the end of recommendation 1:

“either online or in person at City facilities and a report be provided in early 2012”

45 DEPUTATION – MS. DORA COHEN-MACHTINGER WITH RESPECT TO PARKING SPACES FOR RESIDENTS (DISERA DRIVE, NORTH PARK AND SURROUNDINGS)

The Committee of the Whole recommends:

- 1) That the deputation of Ms. Dora Cohen-Machtinger, 15 North Park Road, Suite 1612, Thornhill, L4J 0A1 and Communications C2, dated November 21, 2011, C4, dated November 11, 2011 and C15, dated December 6, 2011, be received and referred to staff to explore options with respect to this issue, including on-street parking in this area and consideration for permit purchases; and
- 2) That Communication C5 Memorandum from the Commissioner of Legal and Administrative Services and City Solicitor, dated December 1, 2011, be received.

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF DECEMBER 13, 2011

Item 46, Report No. 54, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on December 13, 2011.

46

OTHER ITEMS CONSIDERED BY THE COMMITTEE

46.1 CONSIDERATION OF AD HOC COMMITTEE REPORTS

The Committee of the Whole recommends:

That the following Ad Hoc Committee reports be received:

- 1. Pierre Berton Artifacts and Memorabilia Task Force meeting of October 31, 2011 (Report No. 1)**
- 2. Task Force on Advisory Committees meeting of November 14, 2011 (Report No. 5)**
- 3. Heritage Vaughan meeting of October 12, 2011 (Report No. 8)**
- 4. Pierre Berton Artifacts and Memorabilia Task Force meeting of November 16, 2011(Report No. 2)**
- 5. Telecommunication Facility Siting Protocol Task Force meeting of November 10, 2011 (Report No. 1)**
- 6. Task Force on the City's Role in Festivals and Community Events meeting of October 24, 2011 (Report No. 1)**
- 7. Accessibility Advisory Committee meeting of October 18, 2011 (Report No. 4)**
- 8. Task Force on the City's Role in Festivals and Community Events meeting of November 21, 2011 (Report No. 2)**

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF DECEMBER 13, 2011

Item 47, Report No. 54, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on December 13, 2011.

**47 COMMITTEE OF THE WHOLE (CLOSED SESSION) RESOLUTION
DECEMBER 6, 2011**

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

1. **CIVIC HERO AWARD – WARD 5**
(personal matters about an identifiable individual)
2. **PROPERTY MATTER
SALE OF CITY LANDS
BLOCK 222 PLAN 65M-2884
ABUTTING 497 WORTH BOULEVARD, THORNHILL – WARD 5**
(acquisition or disposition of land)
3. **PROPERTY MATTER
LEASE OF CITY LANDS
CITY OF VAUGHAN JOINT OPERATIONS CENTRE – WARD 1**
(acquisition or disposition of land)
4. **PROPERTY MATTER
VAUGHAN FIRE HALL #7-3
325 WOODBRIDGE AVENUE – WARD 2**
(acquisition or disposition of land)
5. **CONTRIBUTION AGREEMENT BETWEEN THE
CITY OF VAUGHAN AND THE VAUGHAN HEALTH CAMPUS OF CARE - UPDATE
LEGAL ADVICE SUBJECT TO SOLICITOR/CLIENT PRIVILEGE**
(advice subject to solicitor-client privilege)
6. **ONTARIO MUNICIPAL BOARD HEARING
REGIONAL OFFICIAL PLAN AND ROPA 1, 2 AND 3**
(litigation or potential litigation)
7. **LITIGATION MATTER – COURT PROCESS**
(litigation or potential litigation)