

**COUNCIL
OF
THE REGIONAL MUNICIPALITY OF YORK**

April 24, 2008

Regional Council met at 9:33 a.m. in the Council Chambers, York Region Administrative Centre, 17250 Yonge Street, Newmarket, with Regional Chair Fisch presiding.

The following were present at this Meeting:

Mayor: Barrow, Black, Emmerson, Grossi, Jackson, Morris, Scarpitti, Van Bynen and Young

Regional Councillor: Ferri, Frustaglio, Heath, Hogg, Jones, Landon, Spatafora, Taylor, Wheeler and Wong

Staff: Davidson, Hulton, Kurji, Llewellyn-Thomas, Macgregor, Mahoney, Russell, Simmons and Tuckey

TRIBUTE

52 Robert (Bob) Scott, Former Regional Councillor

Regional Chair Fisch expressed condolences on behalf of Council to the family of former Regional Councillor Robert (Bob) Scott from the Town of Newmarket. Bob Scott, who passed away a few weeks ago, was a Regional Councillor from 1985 to 1994. He participated on the Region's Management, Community Services and Health Committees and was a member of the York County Hospital Board during his three terms.

Mayor Van Bynen noted that Bob Scott, also known as 'Senator' Scott, was a Councillor with the Town of Newmarket from 1973 to 1985 and again from 1997 to 2003, and was also Acting Mayor in 1978-79 and 1994. He was extremely active in the community in many areas and his relentless commitment to the community is appreciated and will be sorely missed.

Regional Council and all those present observed a moment of silence in memory of Robert Scott.

53 MINUTES

It was moved by Mayor Barrow, seconded by Regional Councillor Heath, that the Minutes of the Council meeting held on March 27, 2008 be confirmed in the form supplied to the Members.

Carried

54 PRESENTATION

2008 Business Plan and Budget

(Report No. 2 of the Chief Administrative Officer and the Commissioner of Finance and Clauses 2 and 3 of Finance and Administration Committee Report No. 4).

Bruce Macgregor, Chief Administrative Officer and Lloyd Russell, Commissioner of Finance provided Council with an overview and highlights of the proposed 2008 Operating Business Plan and Budget, including the budget process, results of the Committee reviews, provincial gas tax funding and additional initiatives, and operating budget highlights.

The proposed 2008 Operating Business Plan and Budget contains a gross operating budget of \$1,279 million, a \$683 million net operating budget, and property tax supported expenditures of \$701.351 million. This results in a recommended Regional tax levy increase of 3.94% with the impact for the average residential property assessed at \$371,070 at \$72.

It was moved by Mayor Van Bynen, seconded by Mayor Grossi, that the presentation be received and that Report No. 2 of the Chief Administrative Officer and the Commissioner of Finance and Clause 2 and 3 of the Finance and Administration Committee Report No. 4 be considered at this time.

Carried

- 55** It was moved by Mayor Van Bynen, seconded by Regional Councillor Heath, that Council adopt the recommendations contained in Report No. 2 of the Chief Administrative Officer and the Commissioner of Finance and Clauses 2 and 3 of Finance and Administration Committee Report No 4, including the recommendation to approve the 2008 operating business plan and budget.

A recorded vote on the motion was as follows:

FOR: Barrow, Black, Emmerson, Ferri, Frustaglio, Grossi, Heath, Hogg, Jackson, Jones, Landon, Morris, Scarpitti, Spatafora, Taylor, Van Bynen, Wheeler, Young, Wong (19)

AGAINST: (0)

Carried Unanimously

COMMUNICATIONS

Council considered the following communications:

56 Pride Week - June 16 – June 22, 2008

John O'Mara, Committee Co-Chair, Addiction Services for York Region and Barb Urman, Committee Co-Chair, York Region Lesbian, Gay, Bisexual, Trans Community Outreach Project, March 19, 2008, requesting that Regional Council recognize June 16 – 22nd, 2008 as "Pride Week."

It was moved by Regional Councillor Heath, seconded by Mayor Barrow, that the communication be received and Regional Council recognize the week of June 16 to June 22, 2008 as "Pride Week".

Carried

57 Girl's Rights Week – April 28 - May 2, 2008

Lyn Thompson-Alcock, Executive Director, Girls Incorporated of York Region, March 28, 2008, requesting that Regional Council recognize April 28 to May 2, 2008, as "Girl's Rights Week".

It was moved by Regional Councillor Spatafora, seconded by Mayor Black, that the communication be received and Regional Council recognize the week of April 28 to May 2, 2008 as "Girl's Rights Week".

Carried

58 2nd Annual Blue Bridge Festival

Diane Humeniuk, Diane Humeniuk & Associates Inc., requesting deputation status for Brenda Muller, regarding the 2nd Annual Blue Bridge Festival.

It was moved by Mayor Grossi, seconded by Mayor Van Bynen, that the communication be received and deputation status be granted.

Carried

59 New Official Plan for the Town of Newmarket

(Clause 6 of Planning and Economic Development Committee Report No. 5)

Peter Allen, Peter E. Allen & Associates, Planning Consultants, April 17, 2008, regarding the New Official Plan for the Town of Newmarket.

It was moved by Mayor Van Bynen, seconded by Regional Councillor John Taylor, that the communication be received.

Carried

DEPUTATION

60 2nd Annual Blue Bridge Festival

Brenda Muller, Director, Blue Bridge Festival, noted that the 2nd Annual Blue Bridge Festival of classical music, poetry and song will be held from June 6, 2008 to June 8, 2008 in Sutton and at Jackson's Point in Georgina. She extended an invitation to all Members of Council and presented Mayor Grossi with a paddle in recognition of his and the Town of Georgina's support of the Festival.

It was moved by Mayor Grossi, seconded by Regional Councillor Wheeler that the deputation be received.

Carried

61 City of Vaughan Youth Councillor

Regional Chair Fisch recognized and introduced Michael Radov as the new Youth Councillor for the City of Vaughan. Regional Councillor Ferri indicated that Michael is a student at Maple High School who as Youth Councillor and a member of the Youth Cabinet at the City meets with youth, represents their needs and issues and helps out with the Youth Festival.

62 COMMITTEE REPORTS

Mayor Emmerson presented the following reports for the consideration of Council:

Report No. 3 of the Community Services and Housing Committee
Report No. 1 of the De-Watering Committee
Report No. 4 of the Finance and Administration Committee
Report No. 3 of the Health and Emergency Medical Services Committee
Report No. 5 of the Planning and Economic Development Committee
Report No. 4 of the Rapid Transit Public/Private Partnership Steering Committee
Report No. 3 of the Solid Waste Management Committee
Report No. 3 of the Transit Committee
Report No. 4 of the Transportation and Works Committee
Report No. 2 of the Chief Administrative Officer and the Commissioner of Finance

It was moved by Mayor Emmerson, seconded by Regional Councillor Ferri, that the reports be received and that Council resolve itself into Committee of the Whole to consider them.

Carried

Regional Chair Fisch chaired the Committee of the Whole.

The Committee of the Whole rose after making the following recommendations:

Report No. 3 of the Community Services and Housing Committee be adopted without amendment;

Report No. 1 of the De-Watering Committee be adopted with the following amendment:

Clause 1, relating to the Close-Out of the Dewatering Complaint Review Committee Process, 12900 Kennedy Road, Whitchurch-Stouffville, 4133 Bethesda Road, Whitchurch-Stouffville, be amended by adding the following recommendation:

6. That staff provide the existing information to Mr. Ray Blackport.

Report No. 4 of the Finance and Administration Committee be adopted without amendment;

See Minute No. 55 for the recorded vote on the adoption of Clauses 2 and 3 regarding the 2008 Business Plan and Budget.

Report No. 3 of the Health and Emergency Medical Services Committee be adopted without amendment;

Report No. 5 of the Planning and Economic Development Committee be adopted without amendment;

Report No. 4 of the Rapid Transit Public/Private Partnership Steering Committee be adopted without amendment;

Report No. 3 of the Solid Waste Management Committee be adopted without amendment;

Report No. 3 of the Transit Committee be adopted without amendment;

Report No. 4 of the Transportation and Works Committee be adopted with the following amendment:

Clause 9, relating to the Roadside Memorial Signage Program, was not recommended for adoption. See recorded vote in Minute No. 63.

Report No. 2 of the Chief Administrative Officer and the Commissioner of Finance - 2008 Business Plan and Budget, be adopted without amendment.

See Minute No. 55 for the recorded vote on the 2008 Business Plan and Budget.

It was moved by Regional Councillor Spatafora, seconded by Mayor Scarpitti, that Council adopt the recommendations of the Committee of the Whole, with the exception of Clause 9 of

Report No. 4 of the Transportation and Works Committee relating to the Roadside Memorial Signage Program.

Carried

- 63** A recorded vote on the adoption of the recommendations in Clause 9 of Report No. 4 of the Transportation and Works Committee, relating to the Roadside Memorial Signage Program, was as follows:

FOR: Emmerson, Jones, Landon, Morris, Wheeler (5)

AGAINST: Barrow, Black, Ferri, Frustaglio, Grossi, Heath, Hogg, Jackson, Scarpitti, Spatafora, Taylor, Van Bynen, Wong, Young (14)

Lost

64 BY-LAWS

It was moved by Mayor Young, seconded by Regional Councillor Jones, that certain Bills be introduced and approved in the form as noted on the Revised Agenda, and enacted as By-laws.

By-law No. 2008-26 A by-law respecting dedicated funds for capital investment in roads and bridges

By-law No. 2008-27 A by-law respecting dedicated funds for capital expenditures for transit purposes

By-law No. 2008-28 A by-law respecting dedicated funds for bicycle-related infrastructure

By-law No. 2008-29 A By-law to amend By-law No. R-1324-2002-126 being a by-law to prescribe maximum rates of speed on Highway 9/Davis Drive (Y.R. 31)

By-law No. 2008-30 To amend By-law No. R-1102-96-100 to prohibit or regulate parking and stopping on Regional Roads

By-law No. 2008-31 To dedicate certain lands for the purposes of public highways

By-law No. 2008-32 To acquire certain lands for or in connection with the widening and reconstruction of Stouffville Road (YR 14), in the Town of Whitchurch-Stouffville

By-law No. 2008-33 A by-law to establish tax ratios and to specify the percentage by which tax rates are to be reduced for prescribed property subclasses for 2008

By-law No. 2008-34

A by-law to set and levy the rates of taxation for Regional general purposes for the year 2008

Carried

OTHER BUSINESS

65 PRIVATE SESSION

It was moved by Regional Councillor Spatafora, seconded by Mayor Barrow that Council convene in Private Session for the purpose of considering the following:

1. Rapid Transit Public/Private Partnership Steering Committee - York University Development Corporation, Steeles West Transit Node - Future Development Opportunity – *Security of Municipal Property*
2. Rapid Transit Public/Private Partnership Steering Committee - Potential Land Acquisitions, Town of Newmarket – *Land Acquisition*
3. Private Memorandum from Associate Counsel, Construction Law – Consultant Fee Increase – Major Mackenzie Watermain, Town of Richmond Hill – *Solicitor/Client*
4. Private Memorandum from Associate Counsel, Development Law – Prepaid Development Charge Credit Agreement Between The Regional Municipality of York, The Corporation of The Township of King and Slokker Canada Corp. (1083951 Ontario Ltd.) Legal Implications of Slokker Canada's Objection Notice – *Solicitor/Client*
5. Finance and Administration Committee – Bales Drive Subdivision Cost Sharing Agreement – *Security of Municipal Property*
6. Report of the Regional Solicitor - Indemnification By-Law Issue – *Personal Matter about an Identifiable Individual*

Carried

Council recessed to meet in Private Session at 12:08 p.m. and reconvened in Council at 12:53 p.m.

It was moved by Mayor Emmerson, seconded by Regional Councillor Ferri, that Council rise and report from Private Session.

Carried

66 Bales Drive Subdivision Cost Sharing Agreement
(Report No. 5 of the Finance and Administration Committee)

It was moved by Mayor Young, seconded by Mayor Grossi, that Council adopt the report (April 17, 2008) of the Finance and Administration Committee, including its recommendations as follows:

1. Regional Council approve the cost sharing arrangements negotiated with a landowner in the Town of East Gwillimbury which relate to the construction of a watermain and a stormwater management pond which were required to facilitate the development of the Regional Material Recovery Transfer facility and other Regional uses that are located on Bales Drive, north of Davis Drive and east of Woodbine Avenue.
2. The Regional Chair and Clerk be authorized to execute a cost sharing agreement with the landowner, upon review of the Regional Solicitor, which is in accordance with the terms and conditions outlined in this report.

Carried

67 Yonge Subway Advisory Task Force Appointments

Regional Chair Fisch advised Council of his intention to appoint Mayor Jackson and Regional Councillor Jones as Regional Council representatives, and Bill O'Donnell as the non-elected representative appointed by the Region to the Yonge Subway Advisory Task Force.

68 CONFIRMATORY BY-LAW

It was moved by Mayor Morris, seconded by Regional Councillor Taylor, that the following by-law be enacted to confirm the proceedings of this meeting of Council.

By-law No. 2008-35

To confirm the proceedings of Council at its meeting held on April 24, 2008.

Carried

The Council meeting adjourned at 12:57 p.m.

Regional Clerk

Minutes confirmed and adopted at the meeting of Regional Council held on the 15th day of May, 2008.

Regional Chair