

**COUNCIL
OF
THE REGIONAL MUNICIPALITY OF YORK**

April 27, 2006

Regional Council met at 9:36 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: Bell, Black, Cousens, Di Biase, Grossi, Jones, Sherban, Taylor and Young.

Regional Councillor: Barrow, Ferri, Frustaglio, Heath, Hogg, Jackson, Jones, O'Donnell, Scarpitti, Van Bynen, and Wheeler.

Staff: Davidson, Garrett, Hulton, Kurji, Macgregor, Russell, Simmons, Tuckey.

45 DISCLOSURES

No member of Council disclosed an interest in any item.

46 MINUTES

It was moved by Regional Councillor Van Bynen, seconded by Regional Councillor O'Donnell, that the Minutes of the Council meeting held on the 23rd of March, 2006, be confirmed in the form supplied to the Members.

Carried

PRESENTATION

47 Statistics Canada – 2006 Census

(Minute No. 53, Clause 7, Report No. 4 of the Planning and Economic Development Committee.)

Jim McKibbin, Census Communications Manager, Statistics Canada - Central Region, regarding "York Counts: A Brief Overview of the 2006 Census". Mr. McKibbin informed Council of the various methods being employed by the Federal Government to ensure that as many residents of York Region as possible are included in the 2006 Census. Census Day is May 16, 2006.

It was moved by Regional Councillor Frustaglio, seconded by Regional Councillor Ferri, that the presentation be received.

Carried

COMMUNICATIONS

48 Persechini Easter Seals Run/Walkathon *(See Minute No. 51.)*

Shannon Ketelaars, Manager, Special Events, York Region Easter Seals Society Persechini Easter Seals Run/Walkathon, April 3, 2006, regarding the 30th Anniversary of the Persechini Easter Seals Run/Walkathon and requesting deputant status.

It was moved by Mayor Taylor, seconded by Regional Councillor Van Bynen, that the communication be received and deputation status be granted to Bruno Tombari, a volunteer on the Run/Walkathon's Executive Committee.

Carried

49 National Access Awareness Week

Wilf Morley, Chair, York Region Accessibility Advisory Committee, April 11, 2006, requesting that the Region recognize May 28 – June 3, 2006 as “National Access Awareness Week.”

It was moved by Regional Councillor Jackson, seconded by Mayor Sherban, that the communication be received and that Council recognize May 28 – June 3, 2006 as “National Access Awareness Week.”

Carried

50 Community Living Month

Ron Rose, President, Board of Directors, Community Living Newmarket/Aurora District, Phil Lanzarotta, President, Board of Directors, Community Living York South and Roy O’Leary, President, Board of Directors, Community Living Georgina, March 30, 2006, requesting that the Region proclaim the month of May 2006 "Community Living Month".

It was moved by Regional Councillor Hogg, seconded by Mayor Grossi, that the communication be received and that Council recognize the month of May 2006 as "Community Living Month".

Carried

DEPUTATIONS

51 Persechini Easter Seals Run/Walkathon

Bruno Tombari, Volunteer, York Region Easter Seals Society and Joe Persechini made a presentation regarding the 30th Anniversary of the Persechini Easter Seals Run/Walkathon. This year's Run/Walkathon will take place on May 28, 2006. It is dedicated to raising funds to help children with disabilities. The Run/Walkathon has raised about three million dollars since its inception.

Mr. Tombari and Mr. Persechini presented a plaque in appreciation to Regional Chair Fisch and Mayor Taylor, the Honorary Chairs for this year's Run/Walkathon.

Regional Chair Fisch, Mayor Taylor and Regional Councillor Van Bynen, on behalf of Council, and Mr. Tombari on behalf of the York Region Easter Seals Society, presented a plaque to Mr. Persechini in appreciation for his years of commitment to the event.

It was moved by Mayor Taylor, seconded by Regional Councillor Van Bynen, that the deputation be received and Council recognize the 30th Anniversary of the Persechini Easter Seals Run/Walkathon.

Carried

52 Vaughan Youth Councillor

Mark Anthony Frisoli, Vaughan Youth Councillor, made a deputation regarding youth issues in Vaughan. Mr. Frisoli indicated that he attends all Vaughan Council meetings. He brings the youth perspective to Vaughan Council and speaks to the concerns of youth including gangs, racial discrimination and drugs. He also hopes to raise political awareness among his peers this year leading up to a "mock vote" for members of Regional and Vaughan Council coinciding with the November municipal election.

It was moved by Regional Councillor Frustaglio, seconded by Regional Councillor Ferri, that the deputation be received.

Carried

53 REPORTS

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

Report No. 3 of the Community Services and Housing Committee

Report No. 4 of the Finance and Administration Committee

Report No. 3 of the Health and Emergency Medical Services Committee

Report No. 4 of the Planning and Economic Development Committee

Report No. 3 of the Rapid Transit Public/Private Partnership Steering Committee

Report No. 4 of the Transit Committee

Report No. 4 of the Transportation and Works Committee
Report No. 2 of the Commissioner of Transportation and Works

It was moved by Mayor Grossi, seconded by Regional Councillor Hogg, 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;

In adopting Clause 2, Council received a presentation by Joanne Simmons, Commissioner of Community Services, Housing and Health Services providing a brief overview of the Community Snapshots Report. Highlights of the Report were given by Cordelia Abankwa-Harris, Director of Policy and Program Support Services.

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

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

Report No. 4 of the Planning and Economic Development Committee be adopted, with the following amendment:

Clause 3, regarding the Central Pickering (Seaton) Development Plan, be adopted and staff be requested to inform the Ministry of Municipal Affairs and Housing of Council's concerns with the population/jobs ratio in the Plan and the lack of transportation infrastructure required to support the increase in the number of people expected to be traveling to jobs outside the Seaton area.

Report No. 3 of the Rapid Transit Public/Private Partnership Steering Committee be adopted, without amendment;

Report No. 4 of the Transit Committee be adopted, without amendment;

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

Clause 12, recommendation 2, relating to traffic control signals on Islington Avenue at Pine Grove/Gamble Street in the City of Vaughan, be amended as follows:

2. *The matter be referred back to staff for further consideration in relation to ongoing concerns in the vicinity of Hayhoe Mills Ltd. on Pine Grove Road and Pine Grove Public School on Gamble Street.*

Report No. 2 of the Commissioner of Transportation and Works be adopted, with the following amendment:

Recommendation 1, relating to the temporary closure of Nashville Road(Y.R. 49) east of Huntington Road, was amended by giving approval for temporary closures as needed for railway construction and by directing the Commissioner of Transportation and Works to report back to the Transportation and Works Committee if closure exceeds three days.

(See Minute No. 68.)

It was moved by Regional Councillor Hogg, seconded by Mayor Jones that Council adopt the recommendations of the Committee of the Whole.

Carried

54 BY-LAWS

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

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| By-law No. R-1438-2006-034 | To stop up and close a portion of Lloydtown/Aurora Road (Y.R. 16) in the Township of King |
| By-law No. R-1439-2006-035 | To authorize the Commissioner of Transportation and Works to temporarily close certain Regional roads |
| By-law No. R-1440-2006-036 | To acquire certain lands for or in connection with the widening and reconstruction of Woodbine Avenue, Town of Georgina |
| By-law No. R-1441-2007-037 | To acquire certain lands for or in connection with the construction of the 16th Avenue Trunk Sewer, Town of Markham |
| By-law No. R-1442-2006-038 | To acquire certain lands for or in connection with constructing the Markham By-pass, Town of Markham |
| By-law No. L-0134(a)-2006-039 | A by-law to amend by-law L-0134-2006-025, being a by-law to set and levy the rates of taxation for Regional general purposes for the year 2006 |

Carried

OTHER BUSINESS

55 Viva Bus Shelters

Regional Councillor Frustaglio requested staff to report back to the Rapid Transit Public/Private Partnership Steering Committee regarding the weather protection elements of the design of Viva Bus shelters.

Carried

56 Federal *InfraGuide* and Infrastructure Funding

It was moved by Regional Councillor Hogg, seconded by Regional Councillor Barrow, that:

1. the Federal Government be requested to: 1) continue to support the *InfraGuide* program and 2) renew infrastructure funding as part of its budget, and
2. the Regional Chair forward a letter to the Prime Minister and Minister of Finance setting out Council's position.

Carried

57 Truck Ban on Ninth Line

Regional Councillor Heath requested that staff report to the Transportation and Works Committee regarding the status of the request for a truck ban on Ninth Line by Markham residents and the possible extension of this ban to south of Highway 407.

Carried

58 Markham By-Pass East of Cornell

Regional Councillor Heath requested that staff report to the Transportation and Works Committee regarding the status of the construction begun on Phase 1 of the By-Pass east of Cornell beyond the Markham-Stouffville Hospital.

Carried

59 Lowering of Flags at Regional Facilities

Leave was granted for the introduction of this item by a two-thirds majority vote.

It was moved by Regional Councillor Grossi, seconded by Regional Councillor O'Donnell that flags on all Regional facilities be lowered to half mast when members of the armed forces die in the line of duty, and be restored to full mast after the funeral is held.

It was moved by Regional Councillor Frustaglio, seconded by Mayor Bell, that the flags at the Regional Administrative Centre be lowered to half mast to honour the soldiers from York Region who were recently killed in action overseas and that the matter be referred to the Regional Chair to report back to Council with an appropriate policy.

The motion moved by Regional Councillor Frustaglio and seconded by Mayor Bell carried.

60 PRIVATE SESSION

It was moved by Regional Councillor Frustaglio, seconded by Regional Councillor Scarpitti, that Council convene in Private Session for the purpose of considering certain personnel, property and legal matters.

Carried

Council met in Private Session at 11:28 a.m. and reconvened in Council at 12:07 p.m.

It was moved by Regional Councillor Jones, seconded by Regional Councillor Heath, that Council rise and report from Private Session.

Carried

61 Appointment of an Associate Medical Officer of Health *(See Minute No. 68.)*

It was moved by Mayor Sherban, seconded by Mayor Black, that Council adopt the recommendations contained in the confidential report of the Health and Emergency Medical Services Committee as follows:

1. The current Public Health Physician position be reclassified into an Associate Medical Officer of Health (AMOH) position.
2. Regional Council appoint Dr. Erica Weir to the newly-created AMOH position, subject to approval by the Minister of Health and Long-Term Care.
3. Regional staff be authorized to do all things necessary to carry out the above recommendations.

Carried

The balance of the report to remain confidential under the provisions of the *Municipal Act* as it contains information relating to personal matters about an identifiable individual.

62 Stabilization Plan for Thornhill Green Co-operative Homes Inc.

It was moved by Mayor Sherban, seconded by Mayor Black, that Council adopt the recommendations contained in the confidential report of the Community Services and Housing Committee as follows:

1. Upon receipt of the requisite consent from the Minister of Municipal Affairs and Housing (MMAH), the Region appoint a Receiver under the *Social Housing Reform Act, 2000*, (SHRA) to operate Thornhill Green Co-operative Homes Inc. (the Co-operative).
2. The Region retain the services of Mintz and Partners to act as the Receiver appointed under the SHRA, without issuing a call for bids, pursuant to the emergency purchases provisions of the Region's Purchasing By-law.
3. The Region enter into a loan agreement with the Co-operative, providing a maximum of \$2.1 million to fund capital repairs, with terms and condition of the loan to be established in consultation with the Commissioner of Finance, and the Regional Chair and the Regional Clerk be authorized to execute such agreement and any ancillary documentation, subject to the prior review by Legal Services.
4. The Region request Ministerial consent to register the loan on title or otherwise secure its position and to appoint a Receiver.
5. The Region fund any receivership related costs in excess of the Co-operative's revenues.
6. The Region seek court approval for the extension of the receivership beyond one year, if required.
7. The Province of Ontario be notified by the Regional Chair that The Regional Municipality of York expects to be reimbursed for all costs associated with the loan and the receivership.

Carried

The balance of the report to remain confidential under the provisions of the *Municipal Act* as it contains information relating to the security of municipal property.

63 Ministry of the Environment Grant Funding Source Water Protection Studies
(*Clause 1 of Transportation and Works Committee Report No. 5*)

It was moved by Mayor Sherban, seconded by Mayor Black, that Council adopt the recommendation contained in Transportation and Works Committee Report No. 5, as follows:

1. Council authorize a Regional funding agreement with the Ministry of the Environment to receive funding and conduct technical studies in support of the proposed *Clean Water Act*.

Carried

64 Implementation of GO Transit Memorandum of Understanding Capital Works - Update

It was moved by Mayor Sherban, seconded by Mayor Black, that Council adopt the recommendations contained in the confidential report of the Rapid Transit Public/Private Partnership Steering Committee as follows:

1. Committee and Council authorize additional funding in the amount of \$1.35 million from the Quick Start budget, for the implementation of capital works associated with the Memorandum of Understanding between York Region and GO Transit.
2. That Council instruct staff to inform GO Transit staff of York Council's approval of the new project cost estimate and request GO Board approval of the project costs.

Carried

The balance of the report to remain confidential under the provisions of the *Municipal Act* as it contains information relating to the security of municipal property.

65 Interim Work Program Extension York Consortium 2002 and York Region Rapid Transit Corporation

It was moved by Mayor Sherban, seconded by Mayor Black, that Council adopt the recommendations contained in the confidential report of the Rapid Transit Public/Private Partnership Steering Committee as follows:

1. Council authorize York Region Rapid Transit Corporation to proceed with an interim Viva Phase 2 work program extension with York Consortium 2002 (YC2002) until such time as a long term Viva Phase 2 work program is finalized within the context of senior government funding.
2. Staff, subject to the receipt of a satisfactory cost to prepare the work, instruct outside project counsel to prepare the appropriate agreement between the Region and YC2002 for the interim work program.

Carried

The balance of the report to remain confidential under the provisions of the *Municipal Act* as it contains information relating to the security of municipal property.

66 YC2002 Business Proposal for Initial Work of Viva Phase 2

It was moved by Mayor Sherban, seconded by Mayor Black, that Council adopt the recommendations contained in the confidential report of the Rapid Transit Public/Private Partnership Steering Committee, as amended, as follows:

1. Council endorse issuing a Request for Proposal for an Owner's Engineer for the Rapid Transit Project.
2. Council endorse the retention of the Elliot Consulting Group Inc. to assist in providing strategic advice respecting the partnership.

Carried

The balance of the report to remain confidential under the provisions of the *Municipal Act* as it contains information relating to the security of municipal property.

67 Community Environmental Centre Alternate Site in the City Of Vaughan

It was moved by Mayor Sherban seconded by Mayor Black, that Council adopt the recommendations contained in the confidential report of the Commissioner of Transportation and Works as follows:

1. The Region establish and operate a Community Environmental Centre (CEC) at a proposed site that is located at the easterly end of McCleary Court in the City of Vaughan instead of the previously approved Dufferin Street site.
2. The Region amend its contract with SNC-Lavalin Engineers and Constructors Inc. and increase the company's upset limit by \$25,000 plus GST due to the change in scope of the project.
3. The Regional Chair and Regional Clerk be authorized to execute the amendment to the contract subsequent to Recommendation 2, subject to the prior review of Legal Services.
4. Regional staff be authorized to apply to the Ministry of the Environment (MOE) for a Certificate of Approval for the operation of the CEC and carry out any public consultation that may be necessary for the application.
5. The Council of the City of Vaughan be requested to provide its concurrence to the MOE with respect to the issuance of the above Certificate of Approval.

Carried

The balance of the report to remain confidential under the provisions of the *Municipal Act* as it contains information relating to the acquisition of land by the Region.

68 BY-LAWS

It was moved by Regional Councillor Hogg, seconded by Mayor Grossi, that Bill No. 41, as amended and By-law No. 43 be introduced and enacted as By-laws:

By-law No. R-1443-2006-040 To authorize the temporary closure of part of Nashville Road (Y.R. 49) in the City of Vaughan

By-law No. A-0379-2006-041 To provide for the appointment of an Associate Medical Officer of Health

Carried

69 CONFIRMATORY BY-LAW

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

By-law No. M-0728-2006-042 To confirm the proceedings of Council at its meeting held on April 27, 2006.

Carried

The Council meeting adjourned at 12:11 p.m.

Regional Clerk

Minutes confirmed and adopted at the meeting of Regional Council held on the 25th of May, 2006.

Regional Chair