

**COUNCIL
OF
THE REGIONAL MUNICIPALITY OF YORK**

December 13, 2007

Regional Council met at 9:30 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

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

Staff: Davidson, Hulton, Jankowski, Kurji, Macgregor, Russell, Simmons and Tuckey

DECLARATIONS

- 182 Expropriation of Land, Schomberg Water Supply System Upgrade, Project 7315, Township of King**
(Clause 10 of Transportation and Works Committee Report No. 10)

Mayor Black declared an interest in Clause 10 of Transportation and Works Committee Report No. 10, regarding Expropriation of Land, Schomberg Water Supply System Upgrade, Project 7315, Township of King, as the Schomberg Agricultural Society is a client of her law firm. Mayor Black did not take part in the consideration or discussion of or vote on this item.

183 MINUTES

It was moved by Regional Councillor Taylor, seconded by Mayor Morris, that the Minutes of the Council meeting held on the 15th of November, 2007, be confirmed in the form supplied to the Members.

Carried

COMMUNICATION

Council then considered the following communication:

184 2008 Capital Budgets
(Clause 1 of Finance and Administration Committee Report No. 10)

Lloyd Russell, Commissioner of Finance and Treasurer, December 5, 2007, regarding the 2008 Capital Budgets.

It was moved by Mayor Barrow, seconded by Mayor Grossi, that the communication be received and referred to consideration of Clause 1 of Finance and Administration Committee Report No. 10 regarding the 2008 Capital Budgets.

Carried

185 COMMITTEE REPORTS

The following reports were presented for the consideration of Council:

Report No. 10 of the Community Services and Housing Committee
Report No. 10 of the Finance and Administration Committee
Report No. 7 of the Health and Emergency Medical Services Committee
Report No. 10 of the Planning and Economic Development Committee
Report No. 11 of the Solid Waste Management Committee
Report No. 10 of the Transportation and Works Committee
Report No. 2 of the General Manager, Roads

It was moved by Mayor Morris, seconded by Regional Councillor Jones, 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. 10 of the Community Services and Housing Committee be adopted without amendment;

Report No. 10 of the Finance and Administration Committee be adopted with the following amendment:

Recommendation 1 in Clause 1, relating to the 2008 Capital Budgets, be adopted as amended to include the revised expenditures totaling \$678,111,000 submitted by the Commissioner of Finance and Treasurer in his memorandum dated December 5, 2007 and an additional \$650,000 for the construction of the Whitchurch-Stouffville EMS

facility in 2008, as outlined in Clause 1 of Health and Emergency Medical Services Committee Report No. 7, for total gross expenditures of \$678,761,000.

Clause 4, relating to the 2008 Schedule of Fees and Charges, be adopted as amended to include the revised Waste Management User Fees recommended in Clause 1 of Solid Waste Management Committee Report No. 11, as Items 17 to 21 in Attachment 1 to that Report.

Clause 15, relating to GTA Pooling, be adopted subject to amending the resolution by removing the words “as a reduction to the overall tax requirement of the Region” from the last paragraph, so that the last paragraph in the resolution now reads:

“Be it resolved that:

The GTA pooling savings be contained fully within the York Region budget and that the reduction in GTA pooling be clearly illustrated to the public in all future budgets until such time as the full phase-out of these costs is completed”.

Report No. 7 of the Health and Emergency Medical Services Committee be adopted without amendment;

Report No. 10 of the Planning and Economic Development Committee be adopted without amendment;

Report No. 11 of the Solid Waste Management Committee be adopted without amendment;

Report No. 10 of the Transportation and Works Committee be adopted with the following amendment:

Clause 1 be amended to provide that the Commissioner of Environmental Services be requested to provide a report in 2008 on the Stouffville Water Supply referred to in paragraph 6.7 of the report.

Report No. 2 of the General Manager, Roads be adopted without amendment;

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

Carried

186 BY-LAWS

It was moved by Regional Councillor Ferri, seconded by Regional Councillor Heath, that certain Bills be introduced and approved in the form as noted on the Revised Agenda, waiving notice as required, and enacted as By-laws.

By-law No. R-1472-2007-086	To provide for restricted loads on certain Regional Roads
By-law No. B-0044-2007-087	A by-law to authorize the temporary borrowing of monies to meet the current expenditures of The Regional Municipality of York for the year 2008
By-law No. RD-0540-2007-088	To dedicate certain lands for the purposes of public highways
By-law No. A-0392-2007-089	A by-law to govern the proceedings of Council and its Committees
By-law No. OP-0041-2007-090	A by-law to adopt Amendment 54 to the Official Plan for The Regional Municipality of York
By-law No. A-0393-2007-091	A By-law to prescribe fees for processing planning applications
By-law No. A-0394-2007-092	A by-law to establish fees for waste management services in The Regional Municipality of York
By-law No. A-0395-2007-093	A by-law to establish the Ontario Bus Replacement Program Reserve Fund
By-law No. A-0396-2007-094	A by-law to appoint Local Authority Services Limited as the Investigator pursuant to Section 239.2 of the <i>Municipal Act, 2001</i>

Carried

187 PRIVATE SESSION

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

1. Private Report of the Commissioner of Finance, Commissioner of Planning and Development and the Regional Solicitor – Status of Appeals to the 2007 Development Charges By-Law - Litigation matter
2. Private Report of the Commissioner of Corporate Services – CUPE 905 (York Region Unit) Bargaining Status Update - Labour Relations matter

3. Personnel Matter - Personal matters about identifiable individuals

Carried

Council met in Private Session at 10:32 a.m. and reconvened in Council at 11:05 a.m.

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

Carried

188 Status of Appeals to the 2007 Development Charges By-Law

It was moved by Mayor Scarpitti, seconded by Mayor Jackson, that Council adopt the recommendations contained in the confidential report of the Commissioner of Finance, Commissioner of Planning and Development and Regional Solicitor, as follows:

1. Council authorize staff to settle the appeal of the 2007 Development Charges By-law (the “2007 DC By-law”) filed by United Parcel Services of Canada Ltd. and 724352 Ontario Ltd. (the “UPS Appeal”) on the terms set out in this report; and
2. Council authorize the Regional Chairman and Regional Clerk to execute any documents required to finalize the settlement of the UPS Appeal, subject to review by Legal Services.

Carried

The balance of the report to remain confidential under the provisions of the *Municipal Act* as it pertains to litigation.

189 CUPE 905 (York Region Unit) Bargaining Status Update

It was moved by Mayor Barrow, seconded by Mayor Black, that Council adopt the recommendation in the confidential report (December 3, 2007) of the Commissioner of Corporate Services, as amended, as follows:

1. The Regional Chair and Regional Chief Administrative Officer be authorized to execute a collective agreement reflecting the minutes of settlement.

Carried

The balance of the report to remain confidential under the provisions of the *Municipal Act* as it pertains to a labour relations matter.

190 Appointments to the Spadina Subway Transit Oriented Development (TOD) Advisory Task Force

Regional Chair Fisch informed Council that he had made the following appointments from York Region Council to the Spadina Subway TOD Advisory Task Force:

Regional Chair Fisch
Mayor Jackson
Regional Councillor Frustaglio.

It was moved by Regional Councillor Spatafora, seconded by Mayor Jackson, that Council receive this as information.

Carried

191 Appointments — Commissioner of Transportation Services and Commissioner of Environmental Services

It was moved by Regional Councillor Frustaglio, seconded by Regional Councillor Spatafora that Kathleen Llewellyn-Thomas be appointed as Commissioner of Transportation Services, and Erin Mahoney be appointed as Commissioner of Environmental Services, effective January 21, 2008.

Carried

192 CONFIRMATORY BY-LAW

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

By-law No. M-0745-2007-095

To confirm the proceedings of Council at its meeting held on December 13, 2007.

Carried

The Council meeting adjourned at 11:10 a.m.

Regional Clerk

Minutes confirmed and adopted at the meeting of Regional Council held on January 24, 2008.

Regional Chair