

**COUNCIL
OF
THE REGIONAL MUNICIPALITY OF YORK**

February 16, 2006

Regional Council met at 9:38 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: Black, Cousens, Di Biase, Grossi, Jones, Sherban, Taylor and Young

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

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

18 DISCLOSURES

There was no disclosure by any Member of Regional Council.

19 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 26th of January, 2006, be confirmed in the form supplied to the Members.

Carried

20 PRESENTATION

Additional Vehicles for Viva Fleet

(Clause 2 of Report 2 of the Rapid Transit Public/Private Partnership Steering Committee)

Mary-Frances Turner, Vice President of the York Region Rapid Transit Corporation, made a presentation on the costs and additional capacity that would be generated by the purchase of five additional articulated rapid transit vehicles.

It was moved by Mayor Black, seconded by Regional Councillor Jones, that the presentation be received and referred to discussion of the report.

Carried

(See Minute No. 24.)

COMMUNICATIONS

Council proceeded to consider the following communications:

21 Road Watch Program

Linda Pabst, Chair of the Regional Road Watch Committee, December 7, 2005, seeking support from Regional Council on Road Watch initiatives and requesting deputation status.

It was moved by Regional Councillor Wheeler, seconded by Mayor Black, that the communication be received and deputation status be granted.

Carried

22 Canadian Red Cross Month

Bryan Thorne, District Branch Manager, Canadian Red Cross, February 6, 2006, regarding recognition of March, 2006 as “Red Cross Month”.

It was moved by Mayor Taylor, seconded by Regional Councillor Frustaglio, that the communication be received and the month of March, 2006 be recognized as “Red Cross Month”.

Carried

DEPUTATION

Road Watch Program

- 23** Linda Pabst, a Councillor from the Township of King, Chair of the Road Watch Committee, and Councillors Larry Blight (Newmarket) and Cathy Morton (East Gwillimbury) of the Regional Road Watch Committee made a deputation expressing appreciation for the ongoing support of members of Regional Council and requesting further support for Road Watch initiatives.

It was moved by Mayor Young, seconded by Mayor Jones, that the deputation be received and referred to the Commissioner of Transportation and Works for a report to the Transportation and Works Committee.

Carried

24 COMMITTEE REPORTS

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

Report No. 2 of the Finance and Administration Committee

Report No. 2 of the Planning and Economic Development Committee

Report No. 2 of the Rapid Transit Public/Private Partnership Committee
Report No. 2 of the Transit Committee
Report No. 2 of the Transportation and Works Committee
Report No. 1 of the Commissioner of Transportation and Works
Report No. 1 of the Commissioner of Community Services and Housing
Report No. 1 of the Vice-President of the York Region Rapid Transit Corporation

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. 2 of the Finance and Administration Committee be adopted, without amendment:

Report No. 2 of the Planning and Economic Development Committee be adopted, without amendment:

Report No. 2 of the Rapid Transit Public/Private Partnership Committee be adopted, with the following amendment:

Clause 3, relating to the purchase of Viva maintenance equipment, be received. (See adoption of Report No. 1 of the Vice-President of the York Region Rapid Transit Corporation.)

Report No. 2 of the Transit Committee be adopted, with the following amendment:

Clause 1 be adopted, subject to requesting staff to provide clarification to the next Transit Committee meeting regarding the 4256 Bathurst Street location as a possible additional cross-boundary location.

Report No. 2 of the Transportation and Works Committee be adopted, without amendment:

Report No. 1 of the Commissioner of Transportation and Works:

Clause 1 relating to re-instatement of the Provincial Certificate of Approval for the waste transfer and processing facility at 10525 Keele Street, Vaughan, be referred back for a further report to the next Solid Waste Management Committee meeting.

Report No. 1 of the Commissioner of Community Services and Housing be adopted, without amendment

Report No. 1 of the Vice-President of the York Region Rapid Transit Corporation be adopted, without amendment.

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

Carried

25 BY-LAWS

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

By-law No. R-1334(a)-2006-012	A By-law to amend By-law No. R-1334-2002-136 being a by-law to prescribe maximum rates of speed on Jane Street (Y.R. 55)
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By-law No. A-0376-2006-013	A by-law to establish fees for the disposal of septage at the Aurora Pumping Station and the Sutton Wastewater Treatment Plant
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By-law No. R-1435-2006-014	To provide for restricted loads on certain Regional Roads
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By-law No. RD-0523-2006-015	To dedicate certain lands for the purposes of public highways
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Carried

OTHER BUSINESS

25 Recognition of Sandra Cartwright

Regional Chair Fisch, on behalf of Council and the residents of York Region, thanked Sandra Cartwright, who is retiring after more than 10 years of service to the Region as Commissioner of Finance and Treasurer. Regional Chair Fisch noted Ms. Cartwright's professionalism, knowledge, ability and integrity. He indicated that she had been a force, not only when it came to the annual business plan and budget and other financial issues but also on other corporate issues and when working with the GTA Treasurers, GO Transit, the Province and even another country on financial issues.

Mayor Cousens indicated that it had been a pleasure to work with Sandra both at Council and as Chair or Vice-Chair of the Finance and Administration Committee over the years. He noted that Sandra's professionalism and integrity showed the character that embodies the best of the public service.

Mayor Jones thanked Sandra for all of her assistance over the years, both at the Town of Aurora and at the Region. He expressed appreciation for her support and guidance to him as Chair or Vice-Chair of the Finance and Administration Committee. Mayor Jones cited Sandra's

leadership in the Region being the winner of various financial reporting awards and achieving a AAA credit rating while tackling a number of difficult issues over the past number of years.

Mayor Di Biase thanked Sandra for her briefings and for all of the assistance she had provided to the benefit of the Region and the City of Vaughan.

Sandra Carwright thanked the Regional Chair, Members of Council, the Chief Administrative Officer and members of the Senior Management Group and her staff for all their support over the years.

The Members of Council and those in attendance gave Sandra Cartwright a standing ovation in recognition of her service to the Region.

26 Dan Myles

Regional Chair Fisch indicated that Dan Myles, who has served the Region in a number of capacities over the past few years, particularly relating to Rapid Transit, is leaving the Region to join the new Federal Minister of Finance as Communications Director. The Regional Chair thanked Mr. Myles and wished him success in his new capacity.

27 Health Services Department

Regional Chair Fisch welcomed Joann Simmons in her new capacity as Commissioner of Community Services, Housing and Health Services and Dr. Karim Kurji as Acting Medical Officer of Health.

28 PRIVATE SESSION

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

Carried

Council met in Private Session at 11:13 a.m. and reconvened in Council at 12:12 p.m.

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

Carried

29 Tender Award
Bathurst Street Road Widening and Watermain Construction Contract No. 05-111, Towns of Richmond Hill And Aurora

It was moved by Regional Councillor Wheeler, seconded by Regional Councillor Jones, that Council adopt the recommendations contained in the Private Report of the Transportation and Works Committee (January 18, 2006) as follows:

1. The tender for Contract No. 05-111 for the widening of Bathurst Street (Y.R. 38), including a bridge widening, and watermain construction from King-Vaughan Road to Wellington Street (Y.R. 15), in the Towns of Richmond Hill and Aurora be awarded to Mardave Construction Limited in the amount of \$24,385,300.
2. The Regional Chair and Regional Clerk be authorized to sign the contract, subject to review by Legal Services.
3. The Commissioner of Transportation and Works be authorized to disburse the funds as outlined in this report.

Carried

The balance of the report to remain confidential under the provisions of the *Municipal Act* as it contains information pertaining to solicitor – client privilege.

30 North Leslie OMB Hearing – Motion Filed by Save the Rouge Valley System Inc.

It was moved by Regional Councillor Jones, seconded by Regional Councillor Van Bynen, that Council adopt the recommendation contained in the Private Report of the Regional Solicitor (February 16, 2006) as follows:

1. Regional Council oppose the motion of Save the Rouge Valley System Inc. which requests an Ontario Municipal Board decision with respect to the following:
 - transcription service;
 - adjournment pending provincial consideration of intervenor funding or other funding arrangements through the Town of Richmond Hill;
 - a stated case to the Divisional Court to determine if the cost and complexity of the North Leslie OMB hearing precludes a fair hearing for SRVS under the rules of natural justice; or
 - a decision from the OMB that unless the Parties agree to provide reasonable intervenor funding to SRVS the Board is not capable of rendering a fair and reasonable decision.
2. Staff be authorized to advise the Ontario Municipal Board of Council's position and to oppose the motion.

Carried

The balance of the report to remain confidential under the provisions of the *Municipal Act* as it contains information pertaining to solicitor – client privilege.

31 CONFIRMATORY BY-LAW

It was moved by Mayor Jones, seconded by Mayor Black, that the following by-law be enacted to confirm the proceedings of this meeting of Council.

By-law No. M-0726-2006-016

To confirm the proceedings of Council at its meeting held on February 16, 2006.

Carried

The Council meeting adjourned at 12:14 p.m.

Regional Clerk

Minutes confirmed and adopted at the meeting of Regional Council held on the 23rd of March, 2006.

Regional Chair