

**COUNCIL
OF
THE REGIONAL MUNICIPALITY OF YORK**

February 18, 2010

Regional Council met at 9:34 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, Morris, Scarpitti, Van Bynen and Young

Regional Councillor: Ferri, Frustaglio, Heath, Jones, Landon, Rosati, Spatafora, Taylor, Virgilio and Wheeler

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

14 DISCLOSURES

(Clause 3 of Finance and Administration Committee Report No. 2 and Private Session Item 6)

Regional Councillor Frustaglio declared an interest in Clause 3 of Finance and Administration Committee Report No. 2, regarding the Tender Awards Report, October 1, 2009 – December 31, 2009, Contract B11680 and in Item 6 of the Private Session relating to the York Peel Feedermain Status Update as her son has been retained by Clearway Construction Inc. Regional Councillor Frustaglio did not participate in the consideration, discussion or vote on these matters, and was not present when the York Peel Feedermain Status Update was discussed in Private Session.

15 MINUTES

It was moved by Mayor Van Bynen, seconded by Regional Councillor Jones that Council confirm the Minutes of the Council meeting held on January 21, 2010 in the form supplied to the Members.

Carried

16 New Commissioner of Community and Health Services

Regional Chair Fisch introduced and welcomed Adelina Urbanski as the new Commissioner of Community and Health Services. Ms. Urbanski began her position with York Region on February 1, 2010 after a 26-year career with the Region of Halton, the last eleven years as

Commissioner of Social and Community Services where she was the Commissioner to over 800 staff.

COMMUNICATIONS

Council considered the following communications:

17 Appointments to York Region's Community Partnership Council

1. Adelina Urbanski, Commissioner of Community and Health Services, February 18, 2010, regarding the Appointment of York Region's Community Partnership Council.

It was moved by Mayor Scarpitti, seconded by Mayor Van Bynen that Council receive the communication and endorse the listed appointments to the Community Partnership Council for York Region's Local Immigration Partnership initiative for the term February 18, 2010 to March 31, 2011.

Carried

18 COMMITTEE REPORTS

It was moved by Regional Councillor Landon, seconded by Regional Councillor Ferri that Council resolve itself into Committee of the Whole to consider the following reports:

Report No. 1 of the Audit Committee
Report No. 2 of the Environmental Services Committee
Report No. 2 of the Finance and Administration Committee
Report No. 1 of the Planning and Economic Development Committee
Report No. 2 of the Transportation Services Committee

Carried

Regional Chair Fisch chaired the Committee of the Whole.

The Committee of the Whole rose and recommended that Council adopt the recommendations in the following reports with amendments as noted:

Report No. 1 of the Audit Committee

Report No. 2 of the Environmental Services Committee

Report No. 2 of the Finance and Administration Committee

Clause 1, regarding the Municipal Infrastructure Lending Program, be amended by adding Recommendation No. 2 as follows:

2. *The Regional Chair and the Commissioner of Finance be authorized to execute any documents including financial instruments necessary to secure the debt financing from CMHC referred to in this report, subject to the review of Legal Services.*

Clause 2, regarding the 2009 Annual Investment Report, be amended by adding Recommendation No. 2 as follows:

2. *The Regional Clerk forward this report to the Ontario Municipal Employees Retirement System (OMERS) for information.*

Report No. 1 of the Planning and Economic Development Committee

Report No. 2 of the Transportation Services Committee

*Clause 2, regarding Speed Limit Revisions and Review, Various Regional Roads, be amended by deferring Recommendation No. 3 relating to the speed limit on 16th Avenue (Y.R. 73) from Highway 48 to Heritage Corners Lane until completion of the review by the local municipalities and the staff report back to the Committee in 2011 as referred to in Clause 1.
(See Minute No. 20.)*

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

Carried

19 BY-LAWS

It was moved by Regional Councillor Rosati, seconded by Mayor Scarpitti that Council introduce and approve certain Bills in the form as noted on the Revised Agenda and enact them as By-laws.

By-law No. 2010-8	A By-law to authorize the borrowing upon amortizing debentures in the principal amount of \$13,400,000.00 towards the cost of certain capital works of the Corporation of the Town of Whitchurch-Stouffville
By-law No. 2010-9	To dedicate certain lands for the purposes of a public highway
By-law No. 2010-10	To levy against the Township of King for the purposes of the Tile Drainage Act

By-law No. 2010-11	A By-law to amend By-law No. R-1316-2002-118 being a by-law to prescribe maximum rates of speed on Park Road (Y.R. 18)
By-law No. 2010-12	A By-law to amend By-law No. R-1327-2002-129 being a by-law to prescribe maximum rates of speed on Bayview Avenue/Prospect Street (Y.R. 34)
By-law No. 2010-14	A by-law to authorize the execution of a governance agreement for the joint procurement of mobility buses
By-law No. 2010-15	A by-law to impose fees and charges for services and activities provided by The Regional Municipality of York

Carried

20 Bill 13, 16th Avenue (Y.R. 73) from Highway 48 to Heritage Corners Lane
(Clause 2 of Transportation Services Committee Report No. 2, as amended)

It was moved by Regional Councillor Landon, seconded by Mayor Van Bynen that consideration of Bill 13 be deferred until completion of the review by the local municipalities and the staff report back to the Committee in 2011 as referred to in Clause 1 of Transportation Services Committee Report No. 2, as amended.

Carried

OTHER BUSINESS

21 Aurora Heritage Award

Regional Councillor Fisch congratulated Mayor Morris and the Town of Aurora as the recipient of the 2009 Lieutenant Governor's Ontario Heritage Award for Community Leadership in heritage conservation or promotion.

22 Water Crossing Signs

Regional Councillor Heath displayed the new water crossing signs to be erected in the Don River watershed.

MOTION

23 Earth Hour 2010

It was moved by Regional Councillor Taylor, seconded by Mayor Van Bynen:

WHEREAS climate change is the biggest environmental threat to our planet and a major concern for all Canadians;

AND WHEREAS at exactly 8:30 p.m. on Saturday, March 27, 2010, major cities around the world will turn off their lights for one hour to raise awareness about climate change and to symbolize that, working together, the people of the world can make a difference in the fight against global warming;

AND WHEREAS the event, called “Earth Hour”, began in one city just three years ago and has now grown to be the largest environmental movement in history;

AND WHEREAS significant action by world leaders has not taken place on climate change despite the efforts of the United Nations Climate Change Summit in Copenhagen last December;

AND WHEREAS strong participation in Earth Hour 2010 will send a message to world leaders to finish the job by quickly completing fair, ambitious and binding targets in order to avert the repercussions of climate change;

AND WHEREAS Canada will be in the spotlight this year as our country hosts the next meeting of the G20 leaders this June – and climate talks will resume;

AND WHEREAS participating in Earth Hour sends a powerful message to every citizen and business around the world that it’s possible to take action on climate change and that switching off our lights is just one simple action we can take to help make a difference;

THEREFORE BE IT ENACTED by the Council of The Regional Municipality of York:

1. THAT at 8:30 p.m. on Saturday, March 27, 2010, The Regional Municipality of York will join other municipalities and cities around the world in literally “turning out the lights” by shutting off all non-essential lighting in all of its facilities, where feasible, and without jeopardizing safety, for one full hour;
2. AND THAT, to be formally recognized around the world as an Earth Hour participant, the appropriate staff will register at http://wwf.ca/Earth_Hour, the official website for this initiative.

Carried

24 PRIVATE SESSION

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

1. Private Attachment to Report of the Finance and Administration Committee – Acquisition of Lands York Regional Police – Egypt Communications Tower, Town of Georgina – Land Acquisition.
2. Private Attachments to Report of the Finance and Administration Committee – Telecommunications Structure License Agreements – 1st Annual Status Report (January 1 – December 31, 2009) – Security of Municipal Property.
3. Private Report of the Finance and Administration Committee – Disposition of Matters under the Amended Purchasing By-law, 2009 Annual Report – Litigation.
4. Private Report of the Finance and Administration Committee – Leased Space - Yonge Street, Newmarket – Land Acquisition.
5. Private Report of the Finance and Administration Committee – Leased Space – Mulock Drive, Newmarket – Land Acquisition.
6. Private Presentation of the Environmental Services Committee – York Peel Feedermain Status Update – Security of Municipal Property and Potential Litigation.

Carried

Council met in Private Session at 10:34 a.m. and reconvened in Council at 11:17 a.m.

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

Carried

It was moved by Regional Councillor Jones, seconded by Mayor Barrow that Council receive the private items listed as 1, 2, 3 and 6 above and that these remain private under the provisions of the *Municipal Act*.

Carried

25 Leased Space – Gates of York Plaza, 17310 Yonge Street, Newmarket

It was moved by Regional Councillor Ferri, seconded by Regional Councillor Landon that Council adopt the recommendations contained in the private report of the Finance and Administration Committee, dated February 4, 2010, as follows:

1. The Region be authorized to enter into a lease for a four-year term, commencing on March 1, 2010 with Yongemill Group Inc., for the Human Resources Branch, located at the Gates of

York Plaza, 17310 Yonge Street, Unit 5, in the Town of Newmarket, consisting of 7,777 square feet.

2. The Region be authorized to enter into a lease extension agreement for a three-year term, commencing on January 1, 2011 with Yongemill Group Inc., for the Human Resources Branch, located at the Gates of York Plaza, 17310 Yonge Street, Unit 9, in the Town of Newmarket, consisting of 6,911square feet.
3. The Region be authorized to enter into a lease extension agreement for a three-year term, commencing on January 1, 2011 with Yongemill Group Inc., for Environmental Services' Water for Tomorrow program, located at the Gates of York Plaza, 17310 Yonge Street, Unit 3, in the Town of Newmarket, consisting of 2,660 square feet.
4. The Commissioner of Corporate Services be authorized to enter into lease extension agreements with Yongemill Group Inc. for an additional one-year term, for each of the above-noted lease agreements, at the then current market rent.

Carried

The balance of the report is to remain private under the provisions of the *Municipal Act*.

26 Leased Space – 130 Mulock Drive, Newmarket

It was moved by Regional Councillor Spatafora, seconded by Mayor Grossi that Council adopt the recommendations contained in the private report of the Finance and Administration Committee, dated February 4, 2010, as follows:

1. The Region be authorized to enter into a lease for a three-year term, commencing on April 1, 2010 with 649501 Ontario Ltd., for the Corporate Services Department, located at 130 Mulock Drive, in the Town of Newmarket, consisting of 12,129 square feet.
2. The Commissioner of Corporate Services be authorized to sign a lease extension agreement with the landlord, if required, for an additional period of up to two (2) years, at the same rental rate, for the above-noted lease, subject to review by Legal Services.

Carried

The balance of the report is to remain private under the provisions of the *Municipal Act*.

27 CONFIRMATORY BY-LAW

It was moved by Regional Councillor Spatafora, seconded by Regional Councillor Taylor that Council enact the following by-law to confirm the proceedings of this meeting of Council.

By-law No. 2010-16	To confirm the proceedings of Council at its meeting held on February 18, 2010.
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Carried

The Council meeting adjourned at 11:20 a.m.

Denis Kelly
Regional Clerk

Minutes confirmed and adopted at the meeting of Regional Council held on March 25, 2010.

Bill Fisch
Regional Chair