

**COUNCIL  
OF  
THE REGIONAL MUNICIPALITY OF YORK**

June 10, 2004

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, Jones, Sherban, Taylor and Young.

Regional Councillor: Barrow, Ferri, Heath, Hogg, Jackson, Scarpitti, Van Bynen and Wheeler.

Staff: Cartwright, Davidson, Garrett, Hulton, Jaczek, Schipper, Simmons, Tuckey.

**DECLARATIONS**

- 131** Mayor Black, having been absent from Council's meeting of May 20, 2004, declared an interest in Clause 6 of Transportation and Works Committee Report No. 5, as referred to in Minute No. 124 of that meeting, and in any related matters that could be the subject of consideration in Council's Private Session today. She declared this interest due to the fact that her spouse works for a company that is doing work on the 19<sup>th</sup> Avenue interceptor sewer. She did not take part in the consideration or discussion of or vote on this matter at either meeting.

**132 MINUTES**

It was moved by Mayor Jones, seconded by Mayor Bell, that the Minutes of the Council meeting held on the 20th of May, 2004, be confirmed in the form supplied to the Members.

Carried.

**133 COMMITTEE REPORTS**

Regional Councillor Barrow presented the following reports for the consideration of Council:

Report No. 6 of the Community Services and Housing Committee  
Report No. 8 of the Finance and Administration Committee  
Report No. 5 of the Health and Emergency Medical Services Committee  
Report No. 5 of the Solid Waste Management Committee

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

Carried.

Chair Fisch chaired the Committee of the Whole.

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

Report No. 6 of the Community Services and Housing Committee be adopted, without amendment;

Report No. 8 of the Finance and Administration Committee be adopted with the following amendments:

*Clause 1 be considered during the Private Session—see Minute No. 137 for Council decision*

*Clause 10 be referred to the June 16, 2004 meeting of the Transportation and Works Committee*

*Clause 17 be adopted and the Chief Administrative Officer be requested to develop a policy that in the Chief Administrative Officer's absence, contracts be signed by a Commissioner other than the Commissioner of the affected Department.*

Report No. 5 of the Health and Emergency Medical Services Committee be adopted, without amendment;

Report No. 5 of the Solid Waste Management Committee be adopted, without amendment;

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

Carried

## **134 BY-LAWS**

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

By-law No. A-0341-2004-047

A by-law to delegate authority to the Regional Treasurer to establish “clawback” percentages for the 2004 taxation year for the commercial, industrial, and multi-residential property classes

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|-------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| By-law No. A-0342-2004-048    | Respecting the assignment of duties in the absence of the Chief Administrative Officer                                                                                                                 |
| By-law No. A-0343-2004-049    | Respecting the assignment of duties in the Transportation and Works Department                                                                                                                         |
| By-law No. A-0279(a)-2004-050 | A by-law to amend by-law No. A-0279-2000-070 being a by-law to provide for the appointment of a Commissioner for the Planning and Development Services Department of The Regional Municipality of York |
| By-law No. A-0344-2004-051    | Respecting the assignment of duties in the Health Services Department                                                                                                                                  |
| By-law No. A-0345-2004-052    | Respecting the assignment of duties in the Corporate Services Department                                                                                                                               |
| By-law No. A-0346-2004-053    | Respecting the assignment of duties in the Community Services and Housing Department                                                                                                                   |
| By-law No. A-0347-2004-054    | Respecting the assignment of duties in the Finance Department                                                                                                                                          |

Carried.

## OTHER BUSINESS

### **135 Re-Election of Regional Councillor Hogg to Federation of Canadian Municipalities**

Regional Chair Fisch on behalf of Regional Council congratulated Regional Councillor Hogg on her eighth consecutive election to the Board of Directors of the Federation of Canadian Municipalities (FCM).

### **136 PRIVATE SESSION**

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

Carried.

Council met in Private Session at 10:15 a.m. and reconvened in Council at 11:35 a.m.

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

Carried.

**137 Request for Funding Assistance—Ansnorveldt Water Supply, Township of King**  
(*Clause 1 of Finance and Administration Committee Report No.8*)

It was moved by Mayor Black, seconded by Mayor Jones, that Council adopt recommendations 1, 2, 3 and 4 in Clause 1 of Finance and Administration Report No.8 and replace recommendation 5 with the following:

5. Any contribution of these funds by the Region to the Township of King be conditional on the Township of King taking all reasonable efforts and continuing dialogue with the Region to obtain the withdrawal of any related law suits against the Region.

Carried.

It was moved in amendment by Regional Councillor Wheeler, seconded by Mayor Black, that recommendation 3 be amended by deleting reference to “\$200,000” and replacing it with “\$414,000”.

Deferred.

It was moved by Mayor Cousens, seconded by Mayor Bell, that Council defer the amendment moved by Regional Councillor Wheeler to its meeting of September 23, 2004 and that staff provide a report to that meeting recommending a policy on how the Region could be involved in the future distribution of funds for water supply works required by the Region.

Carried.

The motion moved by Mayor Black, seconded by Mayor Jones, carried, as amended by the deferral motion.

**138 Bill C-45, An Act to Amend the *Criminal Code***

It was moved by Regional Councillor Barrow, seconded by Mayor Cousens, that Council receive the presentation made by Joy Hulton, Regional Solicitor, on Bill C-45, which recently was proclaimed and which amends the *Criminal Code* relating to criminal liability of corporations.

Carried.

**139 Tender Award T-04-09, Woodbine Avenue Watermain and Sewage Forcemain, Town of Georgina, Projects 72110 and 72220**

It was moved by Regional Councillor Wheeler, seconded by Mayor Young, that Council adopt the recommendations contained in the report of the Commissioner of Transportation and Works, as follows:

1. The contract for the construction of a watermain and a sewage forcemain on Woodbine Avenue (Y.R. 8) from Metro Road (Y.R. 78) to Morton Avenue, (Y.R. 78) on Morton Avenue (Y.R. 78) from Woodbine Avenue (Y.R. 8) to the Keswick Water Pollution Control Plant (WPCP) and on Boyer’s Sideroad from Woodbine Avenue (Y.R. 8) to the Queensway

North, in the Town of Georgina be awarded to Mardave Construction Limited in the amount of \$13,933,162.29.

2. The Regional Solicitor be authorized to prepare the contract documents.
3. The Regional Chair and Clerk be authorized to sign the contract on behalf of the Region.
4. The Commissioner of Transportation and Works be authorized to disburse the funds as outlined.

Carried.

#### **140 CONFIRMATORY BY-LAW**

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

By-law No. M-0708-2004-055

To confirm the proceedings of Council at its meeting held on June 10, 2004.

Carried.

The Council meeting adjourned at 11:50 a.m.

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Regional Clerk

Minutes confirmed and adopted at the meeting of Regional Council held on June 24, 2004.

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Regional Chair