

**COUNCIL
OF
THE REGIONAL MUNICIPALITY OF YORK**

June 24, 2004

Regional Council met at 9:35 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 and Young.

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

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

141 DECLARATIONS

Mayor Black declared an interest in any discussions in public or private session relating to the provision of infrastructure improvements on 19th Avenue. She declared this interest due to the fact that her spouse works for a company that is doing work on the 19th Avenue interceptor sewer. She did not take part in the consideration or discussion of or vote on any of these matters at this meeting.

142 MINUTES

It was moved by Mayor Sherban, seconded by Mayor Cousens, that the Minutes of the Council meeting held on June 10, 2004, be confirmed in the form supplied to the Members.

Carried.

PRESENTATIONS

143 Asian Long-Horned Beetle

Kees Schipper, Commissioner of Transportation and Works, made a presentation on behalf of Lesley Buresh, Executive Director of the Ontario Federal Council, of the Leadership through Collaboration Award 2004. This was awarded to recognize the Region's efforts to contain the infestation of the Asian Long-Horned Beetle.

Regional Chair Fisch thanked and congratulated staff for their leadership role in the Asian Long-Horned Beetle emergency response. He joined Mr. Schipper and Ian Buchanan, Manager of Natural Heritage and Forestry Services, in accepting the award on behalf of Council and staff.

144 Mobility Foundation of York Region

Pat Plewman, Chair of the Mobility Foundation of York Region, Reverend John Smith and various members of the Foundation's Board of Directors (Linda Doyle, Sandra Sillcox, Gord Kyle, Bob Sherwood and Brent MacKinnon) presented a cheque in the amount of \$10,000 to the Region on behalf of York's Mobility Plus Operation.

Ms. Plewman thanked various people who were involved in the work of the Foundation, including Regional Chair Fisch, Maurizio Bevilacqua, M.P., Mayor Jones, Don Gordon, General Manager of York Region Transit, and Reverend John Smith. Ms. Plewman also provided Council with a fact sheet relating to the Mobility Foundation of York Region.

Regional Chair Fisch, Mayor Jones, Regional Councillor Jones, in his capacity as Chair of Transit Committee, and Don Gordon accepted the donation for use in increasing transit capacity for people with disabilities in York Region.

Regional Chair Fisch, on behalf of Council, thanked the Mobility Foundation for its generous donation.

145 Boys & Girls Club of York Region

Regional Councillor Ferri introduced Patricia Robertson, CEO of York Region Neighbourhood Services Inc. and Randy Reid, Regional Manager, Boys & Girls Club of York Region. The Club was one of only five recipients of the prestigious 2004 Bell Canada national Awards of Excellence. Regional Chair Fisch, on behalf of Council, congratulated Mr. Reid on winning the award.

It was moved by Regional Councillor Jackson, seconded by Mayor Sherban, that the presentations be received.

Carried.

COMMUNICATIONS

Council proceeded to consider the following communication:

146 Hydro One Electric Power Supply to York Region

(Clause 4 of Planning and Economic Development Committee Report No. 6)

1. J. D. Leach, City Clerk, City of Vaughan, June 18, 2004, forwarding a resolution regarding the Hydro One Transmission Project, adopted by the Council of the City of Vaughan at its meeting on June 14, 2004.

It was moved by Regional Councillor Frustaglio, seconded by Mayor Di Biase, that the communication be referred to consideration of Clause 4 of Report 6 of the Planning and Economic Development Committee.

Carried.

DEPUTATIONS

147 Hydro One Electric Power Supply to York Region

(Clause 4 of Planning and Economic Development Committee Report No. 6)

It was moved by Regional Councillor Jones, seconded by Regional Councillor Jackson, that Council grant two requests for deputation relating to this matter.

Carried.

Council then heard deputations from the following:

1. Sue Fusco, on behalf of STOP (Stop Transmission Lines Over People), who also provided a copy of written material;
2. Michael E. Kussner, Professor *Emeritus* Ryerson University, Gormley resident and supporter of STOP.

It was moved by Regional Councillor Jones, seconded by Regional Councillor Jackson, that the deputations and materials be received and referred to consideration of Clause 4 of Planning and Economic Development Committee Report No. 6.

Carried.

148 COMMITTEE REPORTS

Regional Councillor Van Bynen presented the following reports for the consideration of Council:

Report No. 1 of the Audit Committee
Report No. 6 of the Planning and Economic Development Committee
Report No. 6 of the Rapid Transit Public/Private Steering Committee
Report No. 6 of the Solid Waste Management Committee
Report No. 6 of the Transit Committee
Report No. 6 of the Transportation and Works Committee
Report No. 1 of the Chief Administrative Officer

Report No. 3 of the Commissioner of Transportation and Works
Report No. 3 of the Commissioner of Corporate Services

It was moved by Regional Councillor Van Bynen, seconded by Regional Councillor Barrow, 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. 1 of the Audit Committee, be adopted without amendment;

Report No. 6 of the Planning and Economic Development Committee, be adopted with the following amendments:

Clause 4 be amended to include receipt of the following communication:

2.(c) J. D. Leach, City Clerk, City of Vaughan, June 18, 2004, forwarding a resolution regarding the Hydro One Transmission Project, adopted by the Council of the City of Vaughan at its meeting on June 14, 2004.

(See Minute No. 149 for recorded vote.)

Clause 8 be amended to include the following:

WHEREAS a Statutory Public Meeting has been scheduled for the evening of June 24, 2004 at the Region's South Service Centre in Richmond Hill regarding Draft ROPA 43 - Regional Centres and Corridors;

AND WHEREAS this location was chosen in order to provide convenient access to the public in the southern municipalities most impacted by the proposed amendment;

AND WHEREAS this amendment deals with both the Highway 7 and Yonge Street Regional Corridors and the four Regional Centres;

AND WHEREAS there is both a Regional Centre and Corridor in Newmarket;

IT IS THEREFORE RESOLVED that an additional statutory public meeting be held in Newmarket at the September 8, 2004 Regional Planning and Economic Development Committee regular meeting in order to provide convenient access to the public in the northern area municipalities.

Report No. 6 of the Rapid Transit Public/Private Steering Committee, be adopted with the following amendment;

Clause 2 be amended to adopt the following recommendations:

The recommendations of the Committee be received and the following recommendations be adopted:

- 1. Council authorize this work program and the Regional Chair and President and CEO of the York Region Rapid Transit Corporation be authorized to enter into appropriate legal arrangements to undertake the first three months of the Year Three Work Program at a cost not to exceed \$1.5 million.*
- 2. Regional Council release one half of the remaining \$1.06 million, from the authorized of \$8.8 million Year Two Work Plan, and that the remaining one half be held pending a full review of the deliverables to be completed by September, 2004.*
- 3. Staff report back to Council in September 2004 as to any adjustments recommended to the proposed Year Three Program as a result of the submission and follow up on the business plan during the summer months.*
- 4. The funding for the work be allocated to the Quick Start budget and the 2004 Rapid Transit budget.*
- 5. The Regional Treasurer report back to Council in September with a complete financial statement for all functional components of the Quick Start budget and expenditures to date.*

Report No. 6 of the Solid Waste Management Committee, be adopted with the following amendment:

Clause 1 be amended by adding the words “at this time” to recommendation 2 so that it reads as follows:

*“2. Plastic bag breaking equipment not be installed in the Bales Drive Materials Recycling Facility (MRF) **at this time.**”*

Report No. 6 of the Transit Committee, be adopted without amendment;
(See Minute No. 150 for recorded vote on the adoption of the recommendations in Clause 1.)

Report No. 6 of the Transportation and Works Committee, be adopted with the following amendments:

Clause 1 be amended to include the following as an addendum to section 4.2 of the report relating to Proposed GO Capital Projects in York Region:

13. The Keswick parking lot

Clause 26, Item 11, relating to Prepaid Development Charge Credit Agreement Principles for Phase 3 of the Bathurst Trunk Sewer be referred to Council's Private Session.

(See Minute No. 159.)

Report No. 1 of the Chief Administrative Officer, be adopted, without amendment;

Report No. 3 of the Commissioner of Transportation and Works, be adopted, without amendment;

Report No. 3 of the Commissioner of Corporate Services, be adopted, without amendment.

- 149** A recorded vote on an amendment moved by Mayor Black, seconded by Mayor Sherban that Clause 4, recommendation 4.1 of Planning and Economic Development Committee Report No. 6 relating to the Hydro One Electric Power Supply to York Region, be amended by deleting the words “pursuing new corridors on rural lands”, was as follows:

For: Black, Sherban (2)

Against: Barrow, Bell, Cousens, Di Biase, Ferri, Frustaglio, Grossi, Heath, Jackson, T. Jones, O'Donnell, Scarpitti, Van Bynen, Wheeler (14)

Lost.

- 150** A recorded vote on the adoption of the recommendations contained in Clause 1 of Transit Committee Report No. 6, relating to the Policy for Traffic Calming on Public Transit Routes, was as follows:

For: Barrow, Bell, Black, Cousens, Di Biase, Ferri, Frustaglio, Grossi, Jackson, T. Jones, O'Donnell, Scarpitti, Sherban, Van Bynen, Wheeler (15)

Against: Heath (1)

Carried.

It was moved by Regional Councillor Van Bynen, seconded by Regional Councillor Barrow, that Council adopt the proceedings of the Committee of the Whole

Carried.

151 BY-LAWS

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

By-law No. RD-0513-2004-056	To dedicate certain lands for the purposes of public highways
By-law No. R-1102(au)-2004-057	To amend By-law No. R-1102-96-100 to prohibit or regulate parking and stopping on Regional Roads
By-law No. R-1396-2004-058	To stop up and close a portion of Major Mackenzie Drive East (Y.R. 25) In the Town of Markham
By-law No. R-1397-2004-059	To authorize the temporary closure of Teston Road (Y.R. 49) from Weston Road (Y.R. 56) to Jane Street (Y.R. 55) in the City of Vaughan
By-law No. R-0393(ay)-2004-060	To amend By-law No. R-393-76-66 respecting turning movements on Regional Roads
By-law No. R-1195(a)-2004-061	To amend By-law No. R-1195-1999-077 to designate parts of Regional Roads as Community Safety Zones
By-law No. D-0162-2004-062	To authorize the borrowing upon debentures in the principal amount of \$16,054,000 of 20 year amortizing debentures for purposes of The Corporation of the Town of Newmarket
By-law No. D-0163-2004-063	To authorize the borrowing upon debentures in the principal amount of \$94,079,000 of 10 year instalment debentures for purposes of The Regional Municipality of York
By-law No. D-0164-2004-064	To authorize the borrowing upon debentures in the principal amount of \$1,025,000 of 10 year instalment debentures for purposes of The Corporation of the Town of Newmarket
By-law No. D-0165-2004-065	To authorize the borrowing of the aggregate of the sums authorized by By-laws Nos. D-0163-2004-063 and D-0164-2004-064 in the aggregate amount of \$95,104,000 and the issuing of one series of instalment debentures therefor

Carried.

OTHER BUSINESS

152 Appointment - Chair of Information Technology and Transformation Committee

It was moved by Regional Councillor Jackson, seconded by Regional Councillor Ferri, that Regional Councillor Jones be appointed as the Chair of the Information Technology and Transformation Committee.

Carried.

PRIVATE SESSION

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

Carried.

Council met in Private Session at 11:52 a.m. and reconvened in Council at 2:45 p.m.

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

Carried.

154 Acquisition of Transit Maintenance Facility

It was moved by Mayor Cousens, seconded by Regional Councillor Scarpitti, that:

1. Regional Council approve the acquisition of the Newmarket Truck Centre at a final purchase price of \$3,075,000, giving clear title subject only to the agreements, easements and encumbrances acceptable to the Region.
2. Funds, to a maximum of \$752,287, be set aside in the Rapid Transit 2004 Capital Budget for renovations to the building and that such renovations be coordinated through the Commissioner of Corporate Services.

Carried.

155 Marketing and Communications Plan - York Region Rapid Transit System

It was moved by Regional Councillor Jackson, seconded by Mayor Bell, that Council adopt the following recommendations:

1. Council endorse the rapid transit Marketing and Communications Plan
2. The cost for the work program “Phase 1 – Build Brand Foundation and Launch the Brand,” (July-September 2005) be approved at an upset cost of \$377,000, which amount has been included in the cost of the Year 3 work program.

Carried.

156 Regional Contribution to Servicing - Cachet Estates and Jennings Gate – 16th Avenue Trunk Sewer Well Mitigation Program, Town of Markham, Project 74030
(Clause 1, Report No. 7 of the Transportation and Works Committee)

It was moved by Regional Councillor Jones, seconded by Regional Councillor Scarpitti, that Council adopt Clause 1 of Report No. 7 of the Transportation and Works Committee, including the following recommendations :

1. Regional Council approve a financial contribution to the Town of Markham of \$320,000 to the Jennings Gate Municipal Water System Project as outlined in this report, subject to the Region receiving the necessary approvals from the Ministry of Environment (MOE) and the Town of Markham securing releases from all residents.
2. Regional Council approve in principle a financial contribution to the Town of Markham of \$1,650,000 based on similar principles and conditions for the Cachet Estates Municipal Water System Project and that staff report back to the Transportation and Works Committee in this regard.

Carried.

157 Contract Award --Reconstruction and Widening, Langstaff Road and Islington Avenue, City of Vaughan, Contract 04-107

It was moved by Regional Councillor Frustaglio, seconded by Regional Councillor O'Donnell, that:

1. The Commissioner of Transportation and Works be directed to meet with the Region's contractor prior to the start of construction to discuss timely completion and public relation concerns.
2. Regional staff be directed to provide quarterly status reports to the Transportation and Works Committee and Regional Council on the contractor's performance throughout the project.

Carried.

158 North Don Trunk Sewer Capacity Analysis

It was moved by Mayor Di Biase, seconded by regional Councillor Frustaglio, that:

1. Regional staff work with, and provide all background information to, Richmond Hill staff, should the Town of Richmond Hill wish to pursue the implementation of the potential Weldrick Road relief sewer to intercept flow from the Yonge Street Trunk Sewer and convey it to the North Don Trunk Sewer.
2. Following hydrogeological work which will be required to establish the feasibility and timing of the sewer construction, staff report back to a future meeting of Regional Council regarding this proposed project.
3. Costs of the hydrogeological work be borne by the Town of Richmond Hill initially, with the final recovery of costs to be determined following a cooperative review with the Town as to ownership of the sewer (Regional or local).

4. Regional staff continue to focus their efforts on obtaining approval for construction of the priority wastewater projects – 19th Avenue, 16th Avenue, Southeast collector, Bathurst/Langstaff and Duffin Creek WPCP expansion.

Carried.

159 Prepaid Development Charge Credit Agreement Principles Bathurst Trunk Sewer Phase 3
(Clause 10 of Finance and Administration Committee Report No. 8 and Item 11 of Clause 26 of Transportation and Works Committee Report No. 6)

It was moved by Mayor Di Biase, seconded by Regional Councillor Frustaglio, that Council adopt Clause 10 of Finance and Administration Committee Report No. 8, including the following recommendations:

1. Council authorize staff to proceed with negotiating the terms of a prepaid development charge credit agreement with the Block 12 Developer Group for the advanced construction of the Bathurst Trunk Sewer Phase 3 at an estimated cost of \$3.6 million, in accordance with the revised principles outlined herein.
2. The Commissioner of Transportation and Works may permit the Developer Group to tender and construct the Bathurst Trunk Sewer Phase 3 at an estimated cost of \$3.6 million, in conformance with the general requirements of the Purchasing By-law. In such case, Regional Council waive the Regional Purchasing By-law # A-0304-2002-031.
3. The Regional Chair and Clerk be authorized to execute the agreement for the advanced construction of the Bathurst Trunk Sewer Phase 3 subject to receipt of funding from the Block 12 Developer Group as outlined in this report.

Carried.

160 Georgina

It was moved by Mayor Grossi, seconded by Regional Councillor Wheeler, that:

1. Regional Council approve a financial contribution of up to \$50,000 to the Town of Georgina relative to the construction of the Georgina Water Treatment Facility in order to compensate those residents who have provided documentary proof to the Town of Georgina of adverse impacts to their water supplies from the dewatering and construction of the Georgina Water Treatment Facility.
2. The Town of Georgina release the Regional Municipality of York from all potential litigation relative to any compensation payments made by the Town of Georgina to affected property owners/residents.
3. The Town of Georgina secure releases from all compensated residents who have provided documentary proof to the Town of Georgina and supply copies to the Regional Municipality of York.

It was moved in amendment by Mayor Cousens, seconded by Regional Councillor O'Donnell, that:

1. The Town of Georgina work with the Region in approving the requests.
2. This matter be referred to staff for a report to the September 9, 2004 meeting of the Finance and Administration Committee, with the report to reference the Box Grove Community;
3. If the Regional Chair and the Chief Administrative Officer are satisfied with the results of the draft report over the summer, then funding may be approved over the summer.

The amendment carried.

The main motion carried, as amended.

OTHER BUSINESS

161 15 Year Service Awards

Regional Chair Fisch presented Mayor Bell, Regional Councillor Scarpitti and Regional Councillor Wheeler with plaques in recognition of their services to the Region as Members of Council over the past fifteen years.

162 Smog Summit

Regional Councillor Frustaglio noted that she had attended the recent Smog Summit and that the Region, King, Markham, Richmond Hill, Vaughan and Richmond Hill had all participated in the Summit.

163 CONFIRMATORY BY-LAW

It was moved by Mayor Bell, 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-0709-2004-066

To confirm the proceedings of Council at its meeting held on June 24, 2004.

Carried.

The Council meeting adjourned at 2:48 p.m.

Regional Clerk

Minutes confirmed and adopted at the meeting of Regional Council held on the 23rd of September 2004.

Regional Chair