

**COUNCIL
OF
THE REGIONAL MUNICIPALITY OF YORK**

March 24, 2011

Regional Council met at 9:33 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, Bevilacqua, Dawe, Emmerson, Hackson, Pellegrini, Scarpitti and Van Bynen
Regional Councillor:	Di Biase, Heath, Jones, Landon, Rosati, Schulte, Spatafora, Taylor, and Wheeler
Staff:	Davidson, Hulton, Kurji, Llewellyn-Thomas, Macgregor, Mahoney, Russell, Tuckey and Urbanski

PRESENTATIONS

58 Appointment of the Chair and Members of the 2011-2014 York Region Accessibility Advisory Committee

Regional Chair Fisch noted that Regional Council has been very committed to working with the Accessibility Advisory Committee since its formation in 2003. The Region has implemented over 600 accessibility planning initiatives since then. The Regional Chair indicated that there will be a number of accessibility forums on June 2, 2011 as part of National Access Awareness Week and invited all Members to attend.

It was moved by Regional Councillor Heath, seconded by Regional Councillor Wheeler that:

1. Regional Councillor Spatafora be appointed by Regional Council to the position of Chair of the York Region Accessibility Advisory Committee.
2. The following 11 citizen members be appointed to the 2011-2014 York Region Accessibility Advisory Committee for four consecutive one-year terms and in accordance with the York Region Accessibility Advisory Committee Terms of Reference:

- 1) Christine Arnold
- 2) Leslie Bolt
- 3) Bob Creighton
- 4) Steve Foglia
- 5) Margaret Gaukel
- 6) Cindy Gorlewski
- 7) Donna Hardaker
- 8) Lilian Hulme-Smith
- 9) Linda Jones
- 10) Brian Edward Lynch
- 11) Frank Maggisano

Carried Unanimously

Regional Councillor Heath introduced each of the new members. Regional Council then gave them a round of applause in appreciation for their commitment to serve on the Committee.

59 2011 Budget Overview

(Clause 1 of Finance and Administration Committee Report No. 3)

Bruce Macgregor, Chief Administrative Officer, presented an overview of the 2011 Budget. This included 2011 Budget highlights for Transportation Services, Environmental Services, Community and Health Services and Police Services, as well as an outline of new funding for capital projects. The proposed 2011 tax levy increase is 1.9% with gross operating expenditures being \$1.524 billion (gross) and \$766.6 million (net), new total project budget authority for capital being \$900 million and authorized capital expenditures being \$3.7267 billion.

It was moved by Mayor Barrow, seconded by Mayor Van Bynen that Council:

1. Receive the presentation by Bruce Macgregor, Chief Administrative Officer, regarding the 2011 Budget Overview.
2. Adopt the recommendations in Clause 1 of Finance and Administration Committee Report No. 3.
3. Adopt the recommendation in Clause 5 of Environmental Services Committee Report No. 3 relating to the additional total budget authority in the amount of \$1.42 million for the West Park Heights Reservoir Upgrade .

A recorded vote on this motion was as follows:

For: Barrow, Bevilacqua, Dawe, Di Biase, Emmerson, Hackson, Heath, Jones, Landon, Pellegrini, Rosati, Scarpitti, Schulte, Spatafora, Taylor, Van Bynen, Wheeler (17)

Against: (0)

Carried Unanimously

60 MINUTES

It was moved by Mayor Pellegrini, seconded by Regional Councillor Taylor that Council confirm the Minutes of the Council meeting held on February 17, 2011 in the form supplied to the Members.

Carried

COMMUNICATIONS

Council considered the following communications:

61 National Access Awareness Week

Adelina Urbanski, Commissioner of Community and Health Services, March 24, 2011, requesting that Council recognize May 29 to June 4, 2011 as National Access Awareness Week

It was moved by Regional Councillor Spatafora, seconded by Mayor Dawe that Council receive the communication and recognize May 29 to June 4, 2011 as National Access Awareness Week.

Carried

62 Girl's Rights Week

Susan Bowman-Stewart, Program Coordinator, Girls Incorporated of York Region, February 8, 2011, requesting that Council recognize May 2 to May 6, 2011 as Girl's Rights Week

It was moved by Mayor Hackson, seconded by Regional Councillor Schulte that Council receive the communication and recognize May 2 to May 6, 2011 as Girl's Rights Week.

Carried

63 York Region Pride Week

Elisha Laker, Executive Director, Family Services York Region, Mike Taggart, Committee Chair, York Pride Fest and Barbara Urman, Committee Co-Chair, York Pride Fest, March 3, 2011, requesting that Council recognize June 5 to June 12, 2011 as York Region Pride Week

It was moved by Mayor Barrow, seconded by Mayor Van Bynen that Council receive the communication and recognize June 5 to June 12, 2011 as York Region Pride Week.

Carried

64 Beacon Hall Golf Course, Town of Aurora, Forest Conservation By-law Special Permit Application

(Clause 3 of Transportation Services Committee Report No. 3)

Isobel Ralston and Jan Oudenes, March 21, 2011

David Main, CEO/GM, Beacon Hall and Bob Dengler, President, Beacon Hall, March 22, 2011

It was moved by Mayor Dawe, seconded by Mayor Emmerson that Council receive the communications and refer them to consideration of Clause 3 of Transportation Services Committee Report No. 3.

Carried

(See Minute No. 71.)

65 Traffic Noise Assessment on Teston Road, City of Vaughan

(Clause 5 of Transportation Services Committee Report No. 3)

Christine Radewych, March 22, 2011, requesting deputant status

It was moved by Regional Councillor Di Biase, seconded by Regional Councillor Rosati that Council receive the communication and grant deputant status.

Carried with two-thirds majority

66 Sutton/Jackson's Point Secondary Plan

(Clause 5 of Planning and Economic Development Committee Report No. 3)

Howard Friedman, Director of Planning, HBR Planning Centre, March 23, 2011, on behalf of GIC Enterprises

It was moved by Mayor Scarpitti, seconded by Regional Councillor Wheeler that Council receive the communication and refer it to consideration of Clause 5 of Planning and Economic Development Committee Report No. 3.

Carried

67 Updated Information Regarding Date of PRESTO Smart Card Launch for YRT/Viva

(Clause 9 of Transportation Services Committee Report No. 3)

Kathleen Llewellyn-Thomas, Commissioner of Transportation Services, March 23, 2011, indicating that the PRESTO Smart Card public launch for YRT/Viva is now scheduled for spring or early summer 2011.

It was moved by Mayor Emmerson, seconded by Regional Councillor Heath that Council receive the communication and refer it to consideration of Clause 9 of Transportation Services Committee Report No. 3.

Carried

68 2011 Capital and Operating Budgets - Nuisance Signs
(Clause 1 of Finance and Administration Committee Report No. 3)

Lyle Painter, February 27, 2011, addressed to Mayor R. Grossi

It was moved by Mayor Emmerson, seconded by Mayor Van Bynen that Council receive the communication and refer it to the Transportation Services Committee.

Carried

DEPUTATIONS

69 Traffic Noise Assessment Teston Road, City of Vaughan
(Clause 5 of Transportation Services Committee Report No. 3)

Christine Radewych, Resident, City of Vaughan

It was moved by Regional Councillor Schulte, seconded by Regional Councillor Di Biase that Council approve a deputation by Christine Radewych at the May 4, 2011 Transportation Services Committee meeting.

Carried

70 407 Transitway Environmental Assessment Project Update
(Clause 11 of Planning and Economic Development Committee Report No. 3)

It was moved by Regional Councillor Schulte, seconded by Regional Councillor Jones that Council suspend the provisions of the Procedure By-law and approve the deputation request by Dr. Paulo Correa.

Carried with two-thirds majority

Dr. Paulo Correa, on behalf of Concord West Residents Ad Hoc Committee

It was moved by Mayor Emmerson, seconded by Mayor Pellegrini that Council receive the deputation by Dr. Paulo Correa.

Carried

(See Minute No. 71.)

71 COMMITTEE REPORTS

It was moved by Mayor Barrow, seconded by Mayor Bevilacqua that Council resolve itself into Committee of the Whole to consider the following reports:

Report No. 3 of the Community and Health Services Committee

Report No. 3 of the Environmental Services Committee

Report No. 3 of the Finance and Administration Committee

Report No. 3 of the Planning and Economic Development Committee
Report No. 3 of the Transportation Services Committee
Report No. 1 of the Commissioner of Finance

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. 3 of the Community and Health Services Committee
Report No. 3 of the Environmental Services Committee
Report No. 3 of the Finance and Administration Committee

Clause 3 – 2010 Accounts Receivable Status and Write-Off Report – was referred to private session for further discussion of matters related to litigation (see Minute No. 76).

Report No. 3 of the Planning and Economic Development Committee

Clause 11 – 407 Transitway Environmental Assessment Project Update

(In considering this Clause, Regional Council had before it a letter from the Minister of the Environment, dated February 28, 2011, addressed to Robb Minnes, Project Manager, Ministry of Transportation, attaching a copy of the Notice to Proceed with the Transit Project.)

Committee recommendation 4 be deleted and replaced with the following:

- 4. Adoption of recommendations 1 and 2 contained in the following report dated February 25, 2011 from the Commissioner of Planning and Development Services with the following additional recommendation:*
- 3.(a) A letter be sent to Robb Minnes, Project Manager, Ministry of Transportation, Central Region, detailing Concord West, Richmond Hill/Langstaff and Markham Centre as the three areas of ongoing concern and reminding the Ministry of the responsibility to carry out the commitment as noted in the 407 Transitway Environmental Project Report, as follows:*

"It is important to emphasize that the preferred transitway alignment and station locations were selected based on designated Urban Growth Centres identified in the Growth Plan, approved municipal land use plans, and the location of existing and approved transit facilities including GO Transit rail, Subway and YRT/Viva corridors. MTO recognizes that there are ongoing studies within this section of the transitway including Richmond Hill-Langstaff Gateway and Markham Centre. Should significant changes to land use plans and planned transit alignments be

agreed to in the future by all parties, MTO will modify the 407 Transitway Environmental Project Report as required."

- b) the letter request that the Ministry include Concord West in the 407 Transitway EA Project Report and amend the Project Report if significant changes to land use plans and planned transit alignments are agreed to in the future, through the secondary plan process, and to protect for all options until the study is completed.*
- 4. Regional Council send a letter of thanks to the Minister of Transportation and the Minister of the Environment, copying Premier Dalton McGuinty, expressing the Region's appreciation for their consideration of the issues expressed and requesting that the Ministry of Transportation include Concord West in the 407 Transitway EA Project Report.*

Report No. 3 of the Transportation Services Committee

Clause 3 – Forest Conservation By-law Special Permit Application, Beacon Hall Golf Course, Town of Aurora – was referred to the April 6, 2011 Transportation Services Committee meeting.

Report No. 1 of the Commissioner of Finance

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

Carried

72 PRIVATE SESSION

It was moved by Mayor Bevilacqua, seconded by Regional Councillor Di Biase that Council meet in Private Session for the purpose of considering the following:

- 1. Private Report of the Finance and Administration Committee– Disposition of Matters under the Purchasing By-law, 2010 Annual Report – Litigation
- 2. Private Report of the Finance and Administration Committee – Regional Solicitor Use of Delegated Settlement Authority, 2010 Annual Report – Litigation
- 3. Private Attachments to Clause 8 of Report No. 3 of the Finance and Administration Committee – Telecommunications Structure License Agreements – Annual Status Report – 2010 – Security of Municipal Property
- 4. Clause 3 of Finance and Administration Committee Report No. 3 – 2010 Accounts Receivable Status and Write-Off Report – Solicitor-Client

Carried

Council met in Private Session at 11:43 and reconvened in Council at 11:50.

It was moved by Regional Councillor Di Biase, seconded by Regional Councillor Jones that Council rise and report from Private Session.

Carried

73 Disposition of Matters under the Purchasing By-law, 2010 Annual Report

It was moved by Mayor Emmerson, seconded by Regional Councillor Di Biase that Council receive the confidential report.

Carried

74 Regional Solicitor Use of Delegated Settlement Authority, 2010 Annual Report

It was moved by Regional Councillor Landon, seconded by Regional Councillor Rosati that Council receive the confidential report.

Carried

75 Telecommunications Structure License Agreements – Annual Status Report – 2010

It was moved by Mayor Bevilacqua, seconded by Mayor Hackson that Council receive the confidential attachments.

Carried

76 2010 Accounts Receivable Status and Write-Off Report
(Clause 3 of Finance and Administration Committee Report No. 3)

It was moved by Mayor Barrow, seconded by Mayor Van Bynen that Council receive the confidential update and adopt the recommendations contained in Clause 3 of Finance and Administration Committee Report No. 3 as follows:

1. Council receive for information accounts summarized in Attachment 1 which were approved for write-off by the Regional Treasurer in accordance with By-law No. A-0184(a)-2003-064 (updated June 24, 2010).
2. Council approve the write-off of uncollectible accounts totaling \$1,065,385, as listed in Attachment 2.
3. Council receive for information the status of Accounts Receivable as at December 31, 2010 reported in Attachment 3.

Carried

77 BY-LAWS

It was moved by Mayor Hackson, seconded by Regional Councillor Wheeler 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. 2011-8	To amend By-law No. R-1017-93-112 which prohibits heavy trucks on Regional Roads
By-law No. 2011-9	To establish charges for the uniform water service rate
By-law No. 2011-10	To establish charges for the uniform wastewater service rate
By-law No. 2011-11	To acquire certain lands for or in connection with constructing the Toronto-York Spadina Subway Extension, in the City of Vaughan
By-law No. 2011-12	A By-law to amend By-law No. 2011-6 being a by-law to acquire certain lands for or in connection with constructing the Toronto-York Spadina Subway Extension, in the City of Vaughan
By-law No. 2011-13	To acquire certain lands for or in connection with constructing the Toronto-York Spadina Subway Extension, in the City of Vaughan

Carried

MOTION

78 Earth Hour 2011

It was moved by Regional Councillor Taylor, seconded by Mayor Van Bynen that Council adopt the following:

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 26, 2011, 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 Sydney, Australia in 2007 as 2.2 million people turned off their lights to take a stand against climate change;

AND WHEREAS since then, it has become an annual, globally observed event, with recent estimates showing one billion supporters in 4,100 cities from 87 countries located on seven different continents joined in turning off their lights for Earth Hour in 2010;

AND WHEREAS the next UN Climate Change Conference (COP17) will take place in Durban, South Africa in December 2011, and a continued strong global participation in Earth Hour will send a powerful message to participating world leaders to move forward with global action to reduce greenhouse gas emissions;

AND WHEREAS participating in Earth Hour also sends a powerful message to every citizen and business around the world that it is 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 as follows:

1. THAT at 8:30 p.m. on Saturday, March 26, 2011, 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/earthour> the official website for this initiative.

79 OTHER BUSINESS

Regional Council Workshop – April 28, 2011

Regional Chair Fisch advised that there will be a Council Workshop on April 28, 2011 pertaining to Vision 2051.

GTA West Task Force

Regional Chair Fisch advised that he has appointed Mayor Bevilacqua and Regional Councillor Rosati to the GTA West Task Force.

80 CONFIRMATORY BY-LAW

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

By-law No. 2011-14

To confirm the proceedings of Council at its meeting held on
March 24, 2011.

Carried

The Council meeting adjourned at 11:58 a.m.

Regional Clerk

Minutes confirmed and adopted at the meeting of Regional Council held on April 21, 2011.

Regional Chair