

**COUNCIL
OF
THE REGIONAL MUNICIPALITY OF YORK**

May 24, 2007

Regional Council met at 9:30 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, Jackson, Morris, Scarpitti, Van Bynen and Young.

Regional Councillor: Ferri, Frustaglio, Heath, Hogg, Jones, Landon, Rosati, Spatafora, Taylor, Wheeler and Wong.

Staff: Davidson, Hulton, Jankowski, Kurji, Macgregor, Russell, Simmons, Tuckey.

DECLARATIONS

82 Tender Awards
(Clause 4 of Finance and Administration Committee Report No. 5)

Mayor Emmerson declared an interest in Clause 4 of Finance and Administration Committee Report No. 5 regarding Contract Q-05-08, Supply of Gradall Rental Services, as the contractor is his brother's company and did not take part in the consideration or discussion of or vote on this item.

83 Toronto Lester B. Pearson Airport
(Clause 10 of Planning and Economic Development Committee Report No 5)

Regional Councillor Taylor declared an interest in the communication item from Clause 10 of Planning and Economic Development Committee Report No 5 regarding a communication from Bryan Tuckey, Commissioner of Planning and Development Services, relating to the Toronto Lester B. Pearson Airport as he is an owner of a company that operates out of the Airport. Regional Councillor Taylor did not take part in the consideration or discussion of or vote on this item.

84 Langstaff Operations/Maintenance Facility
(Clause 4 of Rapid Transit Public/Private Partnership Steering Committee Report No. 4)

Regional Councillor Frustaglio declared an interest in Clause 4 of Rapid Transit Public/Private Partnership Steering Committee Report No 4 as her son is working as a consultant for a landowner who is part of a landowners group for the east side of Langstaff. Regional Councillor Frustaglio did not take part in the consideration or discussion of or vote on this item.

MINUTES

- 85** It was moved by Regional Councillor Spatafora, seconded by Regional Councillor Rosati, that the Minutes of the Council meeting held on the 19th of April 2007 be confirmed in the form supplied to the Members.

Carried

COMMUNICATIONS

Council proceeded to consider the following communications:

86 GTA/905 Healthcare Alliance

Tariq Asmi, Executive Director, GTA/905 Healthcare Alliance, February 5, 2007, regarding fair provincial funding for hospital and health care services in high growth regions, and requesting deputant status.

It was moved by Mayor Emmerson, seconded by Regional Councillor Spatafora, that the communication be received and deputant status be granted.

Carried

87 Canadian Cancer Society's Relay For Life

Pat Porth, Government Relations, Relay For Life, Holland River, February 5, 2007, regarding the Canadian Cancer Society's flagship fundraiser, Relay For Life.

It was moved by Mayor Grossi, seconded by Regional Councillor Landon, that the communication be received.

Carried

88 Community Living Month

Ron Rose, President, Board of Directors, Community Living Newmarket/Aurora District, Phil Lanza, President, Board of Directors, Community Living York South and Iain Donnell,

President, Board of Directors, Community Living Georgina, April 18, 2007, requesting that Council recognize the month of May 2007 as "Community Living Month".

It was moved by Regional Councillor Hogg, seconded by Regional Councillor Landon, that the communication be received and that Regional Council recognize May 2007 as "Community Living Month".

Carried

89 National Access Awareness Week

Regional Councillor Danny Wheeler, Chair, York Region Accessibility Advisory Committee, April 25, 2007, requesting that Council recognize May 28 – June 1, 2007 as National Access Awareness Week.

It was moved by Regional Councillor Wheeler, seconded by Mayor Morris, that the communication be received and that Regional Council recognize the week of May 28 to June 1, 2007 as "National Access Awareness Week".

Carried

90 Easter Seals 31st Run/Walkathon

Lorella (Lory) Paterson, District Manager, The Easter Seal Society of Ontario, April 26, 2007, regarding the 31st Easter Seals Run/Walkathon and requesting deputant status.

It was moved by Mayor Van Bynen, seconded by Mayor Barrow, that the communication be received and that deputant status be granted.

Carried

91 Acquisition of 25 Acres of the Jefferson Forest

Gerri Lynn O'Connor, Chair, Toronto and Region Conservation Authority, April 26, 2007, forwarding a resolution approved by the Authority at its Meeting on March 30, 2007, regarding acquisition of 25 acres of the Jefferson Forest.

It was moved by Mayor Barrow, seconded by Regional Councillor Rosati, that the communication be received.

Carried

92 Community Policing Partnerships Grant Program Extension

Connie Phillipson, Executive Director, York Police Services Board, May 2, 2007, forwarding recommendations adopted at the April 25, 2007, Board meeting, regarding the Community Policing Partnerships Grant Program Extension.

It was moved by Regional Councillor Wheeler, seconded by Mayor Barrow, that the communication be received, and that Council authorize the Regional Municipality of York to enter into an extension agreement with the Ministry of Community Safety and Correctional Services.

Carried

93 Dedicated VIVA Bus Line – Yonge Street between Steeles and Highway 7

Petition forwarded by Regional Councillor Jones containing 910 signatures of people identified as Yonge Street Area Residents and Businesses opposed to the Proposed Dedicated VIVA Bus Line on Yonge Street between Steeles and Highway 7. (A copy of the Petition is on file with the Regional Clerk.)

It was moved by Regional Councillor Ferri, seconded by Regional Councillor Taylor, that the petition be received and referred to the Rapid Transit Public/Private Partnership Steering Committee.

Carried

Development Charges By-Law

(Report No. 4 of the Commissioner of Finance and Clause 1 of Finance and Administration Committee Report No. 5)

94 Remo Ferri, President, Ferrari Maserati of Ontario, May 14, 2007, regarding the proposed Development Charges By-law.

It was moved by Regional Councillor Landon, seconded by Regional Councillor Spatafora, that the communication be received and referred to consideration of the reports relating to the 2007 Development Charges By-law.

Carried

95 Lloyd Russell, Commissioner of Finance, May 17, 2007, forwarding supplemental information regarding development charges.

It was moved by Mayor Grossi, seconded by Regional Councillor Landon, that the communication be received and referred to consideration of the reports relating to the 2007 Development Charges By-law.

Carried

96 Paula Tenuta, Director, Municipal Government Relations, GTHBA – UDI, May 22, 2007, regarding the proposed Development Charges By-law.

It was moved by Regional Councillor Ferri, seconded by Mayor Emmerson, that the communication be received and referred to consideration of the reports relating to the 2007 Development Charges By-law.

Carried

97 Fluorescent Yellow Green School Signs
(Clause 4 of Transportation and Works Committee Report No. 5)

Anita Moore, Town Clerk, Town of Newmarket, May 17, 2007, forwarding a resolution adopted by the Town of Newmarket at its meeting on May 14, 2007, regarding Fluorescent Yellow Green School Signs.

It was moved by Regional Councillor Taylor, seconded by Mayor Van Bynen, that the communication be received and referred to consideration of Clause 4 of Transportation and Works Committee Report No. 5.

Carried

DEPUTATIONS

98 GTA/905 Healthcare Alliance

Tariq Asmi, Executive Director, GTA/905 Healthcare Alliance, regarding provincial hospital and health care funding for high growth regions.

It was moved by Regional Councillor Taylor, seconded by Regional Councillor Jones that the deputation be received.

Carried

99 Easter Seals Run/Walkathon

Bruno Tombari, Member of the Executive Volunteer Committee and Kaitlyn Lenchak, Easter Seals Ambassador, regarding the annual Easter Seals Run/Walkathon.

Regional Chair Fisch congratulated Kaitlyn Lenchak and Joe Persechini for their continuing efforts to raise money for this important charity.

It was moved by Mayor Van Bynen, seconded by Mayor Morris that the deputation be received with thanks and that Members of Council and staff be encouraged to participate in the Run/Walkathon.

Carried

PRESENTATION and REPORTS

100 Development Charges By-law

(Clause 1 of Finance and Administration Committee Report No. 5 and Report 4 of the Commissioner of Finance)

Lloyd Russell, Commissioner of Finance, made a presentation regarding the proposed Development Charges By-law.

It was moved by Mayor Van Bynen, seconded by Regional Councillor Heath that the presentation be received and Clause 1 of Finance and Administration Committee Report No. 5, Report No. 4 of the Commissioner of Finance and the three items of correspondence referred to in Minutes 94, 95 and 96 be brought forward for discussion.

Carried

It was moved by Mayor Van Bynen, seconded by Mayor Jackson that Council adopt recommendation 1 of Report No. 4 of the Commissioner of Finance and recommendations 1, 2, 3, 4 (as it pertains to recommendations 3, 4, 5 and 6 in the report [May 3, 2007] from the Commissioner of Finance), 6, 7 and 8 contained in Clause 1 of Finance and Administration Committee Report No. 5.

Carried

Council then proceeded to consider the rates and phasing of development charges referred to in recommendation 2 of Report No. 4 of the Commissioner of Finance and recommendation 5 of Clause 1 of Finance and Administration Committee Report No. 5.

It was moved by Mayor Van Bynen, seconded by Regional Councillor Rosati, that Council adopt recommendation 2 in Report No. 4 of the Commissioner of Finance, as follows:

2. The recommended rates be implemented as follows:

- Residential: 10% Increase on June 18, 2007, Full Cost Recovery on September 18, 2007 for Singles / Multiple Unit Dwellings and on December 18, 2007 for Apartments. (Option 4 – revised Option 3 after Finance & Administration Committee meeting of May 4, 2007.) Includes subway: at approximately 70% of full charge on June 18, 2007; balance on September 18 / December 18, 2007 as per other charges.
- Non-Residential: 10% Increase for 6 months; Equal Phase-In to Full Cost Recovery over 3.5 years; Full Cost Recovery at Phase 5. (Option 4)
- Non-Residential Subway: at ½ Full Charge on June 18, 2007; balance on December 18, 2007.

It was moved in amendment by Mayor Scarpitti, seconded by Mayor Jackson that Council delay implementation of the residential and non-residential development charge increases, other than the 10% increases proposed for June 18, 2007, so that the further increases for Residential Singles and Multi-Unit Dwellings be deferred to February 18, 2008 and for Apartments and Non-Residential be deferred until May 30, 2008 for any projects that have been approved by their Councils.

Lost

It was moved in amendment by Mayor Jackson, seconded by Regional Councillor Rosati that the full cost recovery for Non-Residential office, industrial and institutional be phased in equally over four years.

Lost

It was moved in amendment by Mayor Emmerson, seconded by Mayor Young that recommendation 2 in Report No. 4 of the Commissioner of Finance be amended to read as follows:

2. The recommended rates be implemented as follows:

1. Residential

a. Single Family, Semis and Multiple Unit Dwellings

- 25 percent increase plus two-thirds subway development charge effective June 18, 2007 to September 17, 2007
- Full cost recovery including full subway charge effective September 18, 2007

b. Apartment Units

- 25 percent increase plus two-thirds subway development charge effective June 18, 2007 to December 17, 2007
- Full cost recovery including full subway charge effective December 18, 2007

2. Non-Residential

a. Retail

- 25 percent increase plus two-thirds subway charge effective June 18, 2007
- Full cost recovery including full subway charge effective June 18, 2008

b. Non-Retail

- 10 percent increase plus two-thirds subway development charge effective June 18, 2007
- Full cost recovery to be phased in equally over three (3) years by June 18, 2010

Carried

The main motion carried, as amended.

(See Minute Nos. 94, 95 and 96 for communications and Minute No. 104 for enactment of the Development Charges By-law.)

101 COMMITTEE REPORTS

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

Report No. 5 of the Community Services and Housing Committee
Report No. 5 of the Finance and Administration Committee
Report No. 3 of the Health and Emergency Medical Services Committee
Report No. 5 of the Planning and Economic Development Committee
Report No. 4 of the Rapid Transit Public/Private Partnership Steering Committee
Report No. 6 of the Solid Waste Management Committee
Report No. 4 of the Transit Committee
Report No. 5 of the Transportation and Works Committee
Report No. 3 of the Commissioner of Corporate Services

It was moved by Regional Councillor Landon, seconded by Mayor Van Bynen, 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. 5 of the Community Services and Housing Committee be adopted without amendment;

Report No. 5 of the Finance and Administration Committee be adopted with the following amendments:

See Minute No. 100 for amendments to Clause 1 (Recommendations 4 and 5) relating to the Development Charges By-law.)

Report No. 3 of the Health and Emergency Medical Services Committee be adopted without amendment;

Report No. 5 of the Planning and Economic Development Committee be adopted without amendment;

Report No. 4 of the Rapid Transit Public/Private Partnership Steering Committee be adopted without amendment;

Report No. 6 of the Solid Waste Management Committee be adopted without amendment;

Report No. 4 of the Transit Committee be adopted without amendment;

Report No. 5 of the Transportation and Works Committee be adopted without amendment; and

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

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

Carried

102 PRIVATE SESSION

It was moved by Mayor Emmerson, seconded by Regional Councillor Heath, that Council convene in Private Session for the purpose of considering the following three matters:

1. Litigation Matter Concerning Damage to Regional Property
2. Private Attachment to Clause 5, Report No. 4 of the Transit Committee (York Region Transit Mobility Plus, Appointment of Eligibility Appeal Panel), containing Personal Information about Identifiable Individuals.
3. Private Attachments to Clause 1, Report 3 Commissioner of Corporate Services (Acquisition of Land, Highway 427 Interim Arterial Extension Project 8136, City of Vaughan), relating to a land acquisition matter.

Carried

Council met in Private Session at 12:22 p.m. and reconvened in Council at 1:20 p.m.

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

Carried

103 York Region Transit Mobility Plus — Appointment of Eligibility Appeal Panel *(Clause 5 of Transit Committee Report No. 4)*

It was moved by Regional Councillor Frustaglio, seconded by Mayor Young that:

Mr. Ron Burrows be appointed to the York Region Transit Mobility Plus Eligibility Appeal Panel as the representative from the disabled community, and Ms. Wendy Kirkos be appointed on an interim basis as the medical health practitioner representative.

Carried

104 BY-LAWS

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

By-law No. DC-0007-2007-040	A by-law for the imposition of development charges (amended)
By-law No. D-0189-2007-041	To authorize the issue of Tile Drainage Debentures in the amount of \$100,000 for the Town of East Gwillimbury (revised)
By-law No. D-0190-2007-042	To authorize the issue of Tile Drainage Debentures in the amount of \$250,000 for the Town of Georgina (revised)
By-law No. R-1459-2007-043	To rename certain Regional Roads in the Town of East Gwillimbury
By-law No. A-0389-2007-044	A by-law to establish tax ratios and to specify the percentage by which tax rates are to be reduced for prescribed property subclasses for 2007
By-law No. RD-0534-2007-045	To dedicate certain lands for the purposes of public highways
By-law No. D-0185-2007-046	To authorize the borrowing upon 3 year installment debentures in the principal amount of \$20,725,000.00 and 10 year term debentures in the principal amount of \$58,660,000.00 (in the aggregate principal amount of \$79,385,000.00) for the purposes of The Regional Municipality of York
By-law No. D-0186-2007-047	To authorize the borrowing upon 3 year installment debentures in the principal amount of \$1,859,000.00 and 10 year term debentures in the principal amount of \$5,256,000.00 (in the aggregate principal amount of \$7,115,000.00) for the purposes of The Corporation of the City of Vaughan
By-law No. D-0187-2007-048	To authorize the borrowing upon 3 year installment debentures in the principal amount of \$3,916,000.00 and 10

year term debentures in the principal amount of \$11,084,000.00 (in the aggregate principal amount of \$15,000,000.00) for a purpose of The Corporation of the Township of King

By-law No. D-0188-2007-049 To authorize the borrowing of the aggregate of the principal amounts authorized by By-laws Nos. D-0185-2007-046, D-0186-2007-047 and D-0187-2007-048 in the aggregate principal amount of \$101,500,000.00 and the issuing of one series of installment debentures and term debentures therefore

By-law No. RD-0535-2007-050 To dedicate certain lands for the purposes of a public highway

Carried

105 Notice of Motion — Yonge Street Subway Environmental Assessment

It was moved by Regional Councillor Jones, seconded by Mayor Emmerson that the following Notice of Motion be received and referred to the June 21, 2007 Regional Council meeting:

WHEREAS it has been the desire of the Town of Markham for decades to see the Langstaff planning area redevelop to a High End Urban Centre; and

WHEREAS the Province of Ontario has in the past five years through the Central Ontario Smart Growth Plan report “Shape the Future” and the current Growth Plan for the Greater Golden Horseshoe designated the Langstaff planning area and the Richmond Hill Centre as the Richmond Hill/Langstaff Gateway and one of the four Urban Growth Centres in York Region; and

WHEREAS Urban Growth Centres are – “to accommodate and support major transit infrastructure” and “to serve as high density major employment centres that will attract provincially, nationally or international significant employment uses” and to “accommodate a significant share of population and employment growth”; and

WHEREAS the Region of York has implemented its Centres and Corridors Strategy through the approval of Regional Official Plan Amendment 43, and

WHEREAS the Richmond Hill/Langstaff Gateway is considered in the higher order areas in OPA 43; and

WHEREAS the Region of York in 2001 requested that the Toronto Transit Commission consider a subway on Yonge Street from Finch Ave to the Richmond Hill/Langstaff Gateway at Yonge Street and Highway 7; and

WHEREAS the response from TTC was that more intense development at subway stops was required i.e. 20,000 residents and jobs in the area of the stop; and

WHEREAS the Town of Richmond Hill adopted their long term transportation plan in 2006 that calls for the Yonge Street Subway to be extended to the Richmond Hill Centre by 2013; and

WHEREAS the Langstaff planning area is currently well served by infrastructure, such as Viva service on Yonge and Highway 7, York Region Transit, GO service on Yonge, the GO train, a planned transit system in the 407 area, a subway from Yonge and Highway 7 to Finch Ave will complete this most important transit hub; and

WHEREAS the Growth Plan for the Greater Golden Horseshoe required that the Major Transit Station Areas will be planned to achieve increased residential and employment densities that support and ensure the viability of existing and planned transit service levels; a mix of residential, office, institutional, and commercial development wherever appropriate; and be designed to provide access from various transportation modes to the transit facility, including consideration of pedestrians, bicycle parking and commuter pickup/drop-off areas; and

WHEREAS York Region is in full support of transit supportable development in the Markham Town centre, the Richmond Hill/Langstaff Gateway; and the Vaughan Corporate Centre; and

WHEREAS Viva carried out an Environmental Assessment for the Yonge Street and HWY 7 BRT/LRT Routes and discounted a subway on Yonge Street even though the report concluded that a subway is “the only practical method” to meet passenger demands in the area from Highway 7 to Finch Ave (section E.3.4); and

WHEREAS Markham has now received applications for high density development covering the whole of the Langstaff lands; and for the lands known as Hy-Zels property on Yonge Street North of Steeles Ave; and

WHEREAS these applications are in keeping with the long term desire of Markham Council and will assist it in meeting the Regional density targets required by Places to Grow and will minimize the need to expand settlements areas into Greenfields; and

WHEREAS the Regional Chair in his inaugural address to Regional Council indicated that he wishes the Region to “...begin work on the subway expansion on Yonge Street”; and

WHEREAS the Region of York have formed a Subway/Transit Committee to examine the feasibility of a subway extension from Finch Ave to the Langstaff/Richmond Hill Gateway; and

WHEREAS updating the environmental assessment to build a subway from Finch Avenue to the Richmond Hill/Langstaff Gateway could take from 6 to 36 months; and

WHEREAS a petition has been received from Thornhill and Richmond Hill residents and businesses requesting that the Region of York not build dedicated transit ways on Yonge Street but rather use the financial resources to build a subway as shown in the Environmental assessment as the only practical solution given the long term rider- ship and the physical restraints on Yonge Street in Thornhill; and

WHEREAS financial tools are now available such as alternate financing (P3), TIFS, GST, Development Charges, Bonusing, Fare Box Revenue, Provincial and Federal Grants

WHEREAS the Province of Ontario and Federal Government recently committed funding for the extension of the Spadina Subway to the Vaughan Corporate Centre; and

WHEREAS the Spadina project can not begin until an Environmental Assessment is carried out and approved by the Minister; and

WHEREAS the experience of the Region of York is that Environmental Assessments have the potential to delay projects by many years; and

WHEREAS it is in the interest of the Residents of the Region not to delay the Yonge Street Subway extension when funding is made available,

Now therefore be it resolved that the Chief Administrative Officer take all steps necessary to carry out an update of the YRRTC Environmental Assessment for the approval of a subway from Finch Avenue to the Richmond Hill/Langstaff Gateway. The CAO is to report back to York Region Council within 60 days as to the steps necessary and cost for this undertaking.

Carried

OTHER BUSINESS

106 Appointment – Member of Council to the Police Services Board

It was moved by Mayor Jackson, seconded by Regional Councillor Frustaglio that Mayor Frank Scarpitti be appointed to the Regional Municipality of York Police Services Board, effective Friday, May 25, 2007, for the term of Council.

Carried

Regional Chair Fisch thanked Mayor Barrow on behalf of Council for doing a terrific job during his tenure (1997-2007) on the Police Services Board.

107 Council Support for Regional Chair Fisch for 2007-2008 AMO Board of Directors Regional and Single-Tier Caucus

It was moved by Regional Councillor Frustaglio, seconded by Regional Councillor Heath that Regional Council pass resolution 2007-1 supporting the nomination of Regional Chair Fisch for the AMO Board of Directors Regional and Single-Tier Caucus for the 2007 – 2008 term.

Carried

108 Council Workshop

Regional Chair Fisch advised that a Council Workshop will be scheduled for the morning of Thursday, June 28, 2007 to discuss Rapid Transit issues.

109 Federation of Canadian Municipalities

Regional Councillor Hogg reminded Council of the Federation of Canadian Municipalities (FCM) Conference in Calgary from May 31 – June 5, 2007 and indicated that she will once again be running for the Board.

110 Bruce Macgregor, Chief Administrative Officer

Regional Chair Fisch congratulated Bruce Macgregor, the Region's new Chief Administrative Officer on having recently assumed his duties and participating in his first Council meeting in his new capacity.

Bruce Macgregor indicated how happy he was to be appointed and how much he is looking forward to working with Council towards many accomplishments over this term of Council.

111 CONFIRMATORY BY-LAW

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

By-law No. M-0740-2007-051

To confirm the proceedings of Council at its meeting held on May 24, 2007.

Carried

The Council meeting adjourned at 1:47 p.m.

Regional Clerk

Minutes confirmed and adopted at the meeting of Regional Council held on the 21st of June, 2007.

Regional Chair