

**COUNCIL
OF
THE REGIONAL MUNICIPALITY OF YORK**

May 25, 2006

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, Taylor and Young

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

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

DISCLOSURE

70 Consultant Award for Construction Inspection and Contract Administration Services for the YDSS Interceptor Trunk Sewer Project 76050

(Clause 11 of Transportation and Works Committee Report No. 6)

Mayor Black disclosed an interest in Clause 11 of Transportation and Works Committee Report No. 6 as it relates to the YDSS Interceptor Trunk Sewer as her spouse works for a company that is a sub-contractor on this project. Mayor Black did not take part in the consideration or discussion of or vote on this item.

(See Minute No. 75.)

71 MINUTES

It was moved by Regional Councillor Jones, seconded by Regional Councillor Barrow, that the Minutes of the Council meeting held on the 27th of April, 2006, be confirmed in the form supplied to the Members.

Carried

PRESENTATION

72 National Public Works Week

Regional Chair Fisch, Mayor Grossi, Regional Councillor B. O'Donnell and Mayor Bell made a presentation to Ms. Loughman's Grade 4 students from Fairwood Public School, Keswick. The students were the winners of the "Public Works: The Heart of Every Community" contest held by the Transportation and Works Department in recognition of National Public Works Week. The contest was for students to build a sculpture made entirely of recycled materials featuring a public works theme.

COMMUNICATIONS

Council proceeded to consider the following communications:

73 English as a Second Language Week

Claudie Graner, Co-President TESL North York/York Region and Susan Richarz, Co-President, TESL North York/York Region, April 10, 2006, regarding "English as a Second Language Week" – November 12 – 18, 2006.

It was moved by Mayor Young, seconded by Regional Councillor Ferri, that Council recognize November 12 – 18, 2006 as "English as a Second Language Week."

Carried

74 Pride Week, 2006

Marilyn Byers, President, PFLAG Canada – York Region, Director, PFLAG Canada, April 20, 2006, requesting that the Region recognize June 12 through June 18, 2006 as "Pride Week, 2006."

It was moved by Mayor Taylor, seconded by Regional Councillor Frustaglio, that the communication dated April 20, 2006 be received and Council recognize June 12 through 18, 2006 as "Pride Week, 2006."

Carried

75 COMMITTEE REPORTS

Mayor Taylor presented the following reports for the consideration of Council:

Report No. 4 of the Community Services and Housing Committee

Report No. 5 of the Finance and Administration Committee

Report No. 4 of the Health and Emergency Medical Services Committee

Report No. 5 of the Planning and Economic Development Committee

Report No. 3 of the Solid Waste Management Committee
Report No. 6 of the Transportation and Works Committee
Report No. 3 of the Commissioner of Transportation and Works

It was moved by Mayor Taylor, seconded by Mayor Young, 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. 4 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:

The staff recommendations contained in Clauses 1 through 5 of the Report be adopted; and

Clause 6, Update – Committee Proceedings, be received.

Report No. 4 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;

(Prior to adopting Clause 1, relating to Transportation Improvements, Markham Bypass to Morningside Avenue Link, Environmental Assessment, the Clause was referred to Private Session for discussion of legal issues pertaining to the project. The Clause was subsequently adopted, without amendment.)

(See Minute No. 82.)

Report No. 3 of the Solid Waste Management Committee be adopted, without amendment;

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

Clause 3, recommendation 4 relating to the Highway 404 Extension Update and Funding Contribution be amended to add “and must include a full interchange,” after the words “(Queensville Secondary Plan)” in the fourth line;

Clause 13 relating to the Temporary Road Closure, Davis Drive, Newmarket be amended to revise the scheduled closure dates to:

*12:01 a.m. Saturday, July 8, 2006 to 5:00 a.m. Monday, July 10, 2006;
12:01 a.m. Saturday July 15, 2006 to 5:00 a.m. Monday, July 17, 2006;
12:01 a.m. Saturday, July 22, 2006 to 5:00 a.m. Monday, July 24, 2006*

(See Minute No. 76 By-law No. R-1444-2006-046)

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

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

Carried

76 BY-LAWS

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

By-law No. OP-0036-2006-044	A by-law to adopt Amendment No. 49 to the Official Plan for the Region of York
By-law No. OP-0037-2006-045	A by-law to adopt Amendment No. 50 to the Official Plan for the Region of York
By-law No. R-1444-2006-046	To authorize the Commissioner of Transportation and Works to temporarily close of part of Davis Drive (Y.R. 31) in the Town of Newmarket, <i>(as amended)</i>
By-law No. R-1341(a)-2006-047	A By-law to amend By-law No. R-1341-2002-143 being a by-law to prescribe maximum rates of speed on 14 th Avenue/Centre Street (Y.R. 71)
By-law No. D-0178-2006-048	To authorize the borrowing upon instalment debentures in the aggregate principal amount of \$105,000,000.00 (10 year instalment debentures in the principal amount of \$104,500,000.00 and 5 year instalment debentures in the principal amount of \$500,000.00) for purposes of The Regional Municipality of York
By-law No. A-0380-2006-049	To impose fees and charges for services and activities provided by the Transportation and Works Department of The Regional Municipality of York
By-law No. RD-0525-2006-050	To dedicate certain lands for the purposes of public

highways

Carried

OTHER BUSINESS

77 2006 American Public Transit Association Innovation Award

Regional Chair Fisch announced that York Region will be awarded the prestigious American Public Transit Association (APTA) 2006 Innovation Award for its transit system at the Association's annual conference in San Jose California in October. This is only the second time in approximately twenty years that a Canadian public transit system has won the award.

78 Richmond Hill Mayor's Challenge

Regional Chair Fisch noted that the annual challenge issued by the Mayor of Richmond Hill was held on May 24th in which the members representing the ten councils in York Region competed in events such as sidewalk snowplow racing. Mayor Young, Mayor Grossi and Regional Councillor Jones were to be congratulated for their successes, with special note to be made of Mayor Sherban and the team from Whitchurch-Stouffville in winning the overall prize. Mayor Bell joined in congratulating all who participated.

79 Joe Dales

Regional Chair Fisch acknowledged with sadness the passing of Joe Dales on May 16, 2006.

Joe Dales will be remembered for his political activities from the 1950's through 1980's in York Region, having served as Mayor of Georgina, Reeve of the Town of Newmarket and on County and Regional Council, and for his long-standing service with the Lake Simcoe Region Conservation Authority. Known affectionately as "Coho Joe", Mr. Dales was the recipient of the George R. Richardson Conservation Award of Honour from Lake Simcoe Region Conservation Authority for his outstanding environmental efforts.

Regional Council observed a moment of silence in memory of the late Joe Dales.

PRIVATE SESSION

80 It was moved by Regional Councillor Jones, seconded by Regional Councillor Wheeler, that Council convene in Private Session for the purpose of considering a legal matter and matters relating to land acquisition and the security of municipal property.

Carried

Council met in Private Session at 10:10 a.m. and reconvened in Council at 11:25 a.m.

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

Carried

**81 York Region Transit,
Revised Financial Terms For Miller Transit Ltd.
Conventional Service Contract Extension**

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

1. The York Region Transit Division 1 (Markham/Whitchurch-Stouffville) contract with Miller Transit Ltd. be extended for a period of five years, to April 2, 2011, on the terms and conditions outlined in this report, including a year one hourly rate of \$68.08 for the January to May, 2006 period, and \$63.57 for the June to December, 2006 period, the latter to be adjusted in future years based on the Consumer Price Index (Toronto-All Items), with a minimum annual increase of 2.5%, and that the contract be converted to a performance-based contract.
2. The York Region Transit Division 3 (Richmond Hill) contract with Miller Transit Ltd. be merged with the Division 1 contract effective April 1, 2006, on the same terms and conditions as the Division 1 contract, and that the Region assume responsibility for the approximately \$120,000 cost of the automobile liability insurance for Division 3 effective January 1, 2006.
3. The consolidated contract include a provision for cost adjustments relating to vehicle blocking efficiencies identified by the Region and the resulting impact on driver change-offs to the contractor.
4. The Region enter into a ten year lease agreement with Miller Transit Ltd., commencing June 1, 2006, for the transit operations and maintenance facility located at 8050 Woodbine Avenue, Markham, at a year one rate of \$97,700 per month, to be adjusted in future years based on the Consumer Price Index (Toronto – All Items) and taking into account any property tax increases greater than 5%.
5. The foregoing recommendations supersede recommendations 1 and 2 embodied in Minute No. 176 of the Regional Council meeting held on October 27, 2005.
6. The Regional Chair and Regional Clerk be authorized to sign the necessary contracts subject to review by Legal Services.

Carried

The balance of the report to remain confidential under the provisions of the *Municipal Act* as it contains information relating to the security of municipal property.

**82 Transportation Improvements, Markham Bypass to Morningside Avenue Link,
Environmental Assessment**

(Clause 1 of Planning and Economic Development Committee Report No. 5)

It was moved by Mayor Sherban, seconded by Regional Councillor Wheeler, that Council adopt the recommendations contained Clause 1 of Planning and Economic Development Committee Report No. 5.

Carried

(See Minute No. 75)

83 CONFIRMATORY BY-LAW

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

By-law No. M-0729-2006-051

To confirm the proceedings of Council at its meeting held on May 25, 2006.

Carried

The Council meeting adjourned at 11:27 a.m.

Regional Clerk

Minutes confirmed and adopted at the meeting of Regional Council held on the 22nd of June 2006.

Regional Chair