

**COUNCIL
OF
THE REGIONAL MUNICIPALITY OF YORK**

November 18, 2004

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: Bell, Black, Cousens, Di Biase, Grossi, Jones, Sherban, Taylor and Young

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

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

PUBLIC MEETING

197 *Retail Business Holidays Act Exemptions*
(Report No. 1 of the Regional Solicitor.)

Pursuant to Section 4 of the *Retail Business Holidays Act*, Regional Council held a public meeting to consider a proposed by-law to permit the Vaughan Mills shopping centre (Vaughan) and the Kennedy & Denison Shopping Centre (Markham) to remain open on specified holidays.

It was moved by Regional Councillor Frustaglio, seconded by Regional Councillor Jackson, that Council bring forward Report No. 1 of the Regional Solicitor.

Carried.

198 Vaughan Mills

Donna Owens, Director of Tourism and Carol Hyams, General Manager, Vaughan Mills, addressed Council in support of the application by Vaughan Mills to be permitted to remain open on all holidays set out in the *Retail Business Holidays Act*, with the exception of Christmas Day, between 10:00 a.m. and 6:00 p.m.

No one appeared in opposition to the application.

It was moved by Regional Councillor Frustaglio, seconded by Regional Councillor Jackson, that Council approve the request by Vaughan Mills.

It was moved in amendment by Mayor Bell, seconded by Mayor Sherban, that Council not approve the request as it relates to Thanksgiving Day.

The amendment moved by Mayor Bell, seconded by Mayor Sherban lost.

The motion moved by Regional Councillor Frustaglio, seconded by Regional Councillor Jackson, carried.

(See Minute Nos. 203 and 206 and By-law No. LI-0008(i)-2004-086)

199 Kennedy & Denison Shopping Centre

Joseph Vieni, Solicitor, addressed Council in support of the application by Neamsby Investments, on behalf of the Kennedy and Denison Shopping Centre, to be permitted to remain open on all holidays set out in the *Retail Business Holidays Act*, between 8:00 a.m. and 12:00 a.m.

No one appeared in opposition to the application.

It was moved by Regional Councillor Heath, seconded by Mayor Cousens, that the application be approved as submitted.

Lost.

It was then moved by Mayor Bell, seconded by Regional Councillor Jones, that the application be approved for the hours requested on all holidays except Christmas Day.

Lost.

It was moved by Regional Councillor Jackson, seconded by Mayor Grossi, that Council defer this item relating to the Kennedy and Denison Shopping Centre until a report comes back from the Regional Solicitor at its meeting of December 16, 2004.

Carried.

(See Minute Nos. 203 and 206)

The public meeting ended.

REGULAR MEETING

PRESENTATIONS

200 Oak Ridges Moraine Foundation

Michael Scott, Executive Director, Oak Ridges Moraine Foundation, presented Council with a financial contribution in the amount of \$108,000 towards the expansion of the York Regional

Forest. This contribution has been allocated to the purchase of the Calandra property, approximately 60 acres in the Town of Whitchurch-Stouffville. This property will join together the Regional Forest Tract and help protect the natural habitat in the Oak Ridges Moraine.

Regional Chair Fisch and Mayor Sherban gratefully accepted the contribution on behalf of the Region.

It was moved by Mayor Taylor, seconded by Mayor Cousens, that the presentation be received.
Carried.

201 2005 Water and Wastewater Rates

Sandra Cartwright, Commissioner of Finance, circulated the proposed 2005 Water and Wastewater Rate Budget and made a presentation giving an overview of this Budget. The presentation included past and future trends, key cost drivers, proposed rates in future years and projected debt repayment and funding streams. The Commissioner indicated that the Budget will be reviewed in detail at the next Transportation and Works Committee meeting on December 1, 2004 and is scheduled to be considered by the Finance and Administration Committee and Council in January 2005.

It was moved by Mayor Bell, seconded by Mayor Cousens, that the presentation be received.
Carried.

202 MINUTES

It was moved by Regional Councillor Barrow, seconded by Regional Councillor Heath, that the Minutes of the Council meeting held on the 21st of October 2004, be confirmed in the form supplied to the Members.

Carried.

203 COMMITTEE REPORTS

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

Report No. 2 of the Audit Committee

Report No. 9 of the Community Services and Housing Committee

Report No. 11 of the Finance and Administration Committee

Report No. 7 of the Health and Emergency Medical Services Committee

Report No. 10 of the Planning and Economic Development Committee

Report No. 9 of the Rapid Transit Public/Private Partnership Steering Committee

Report No. 1 of the Rapid Transit Public/Private Partnership Steering Committee and Transit Committee

Report No. 9 of the Transit Committee

Report No. 11 of the Transportation and Works Committee

Report No. 1 of the Regional Solicitor

It was moved by Regional Councillor Van Bynen, seconded by Regional Councillor Jones, 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. 2 of the Audit Committee be adopted, without amendment;

Report No. 9 of the Community Services and Housing Committee be adopted, without amendment;

Report No. 11 of the Finance and Administration Committee be adopted, without amendment;

Report No. 7 of the Health and Emergency Medical Services Committee be adopted, without amendment;

Report No. 10 of the Planning and Economic Development Committee be adopted, without amendment;

Report No. 9 of the Rapid Transit Public/Private Partnership Steering Committee be adopted, without amendment;

Report No. 1 of the Rapid Transit Public/Private Partnership Steering Committee and Transit Committee be adopted, without amendment;

Report No. 9 of the Transit Committee be adopted, without amendment;

Report No. 11 of the Transportation and Works Committee be adopted, without amendment; and

Report No. 1 of the Regional Solicitor be adopted, without amendment.

It was moved by Regional Councillor Wheeler, seconded by Mayor Di Biase, that Council adopt the recommendations of the Committee of the Whole.

Carried.

204 BY-LAWS

It was moved by Regional Councillor O'Donnell, seconded by Regional Councillor Wheeler, that certain Bills be introduced and approved in the form as noted on the Revised Agenda, with an amendment to Bill 86 to delete reference to the Kennedy & Denison Shopping Centre, and enacted as By-laws.

By-law No. LI-0008(i)-2004-086

A by-law to amend By-law No. LI-8-95-76 to permit retail business establishments to be open on holidays

By-law No. R-1403-2004-087

Respecting parking on Keele Street (Y.R. 6) in the Township of King

By-law No. A-0352-2004088	A by-law to transfer funds to the Town of Richmond Hill for the rehabilitation of Old Bayview Avenue
By-law No. A-0353-2004-089	A by-law to provide for the procurement of goods and services
By-law No. R-1404-2004-090	To acquire certain lands for or in connection with the construction of the King City Sanitary Pumping Station, Township of King
By-law No. R-1405-2004-091	To acquire certain lands for or in connection with intersection improvements at Woodbine Avenue (YR 8) and Old Homestead Road (YR 79), Town of Georgina
By-law No. A-0354-2004-092	A by-law to authorize an agreement with the Province of Ontario related to Dedicated Gas Tax Funds

Carried.

MOTION

205 Highway 427 Extension Environmental Assessment (See Clause 7 of Transportation and Works Committee Report No. 11.)

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

Whereas the current terminus of Highway 427 at Highway 7 is within the designated urban area of the City of Vaughan; and

Whereas the Highway 427 Extension alignment uncertainty has resulted in significant delays in the development of employment lands west of Highway 27 and north of Highway 7 in the City of Vaughan; and

Whereas York Region has been assigned population and employment growth through a Provincial process to be one of the fastest growing municipalities in Ontario; and

Whereas the recent Provincial “Places to Grow” report continues to recommend this rate of growth in York Region; and

Whereas the Highway 427 Extension is a critical infrastructure necessary to support the assigned growth in York Region; and

Whereas the approved York Region Official Plan supports the planning, corridor protection and the early construction of Highway 427 north by way of local official plan amendments and secondary plans that integrate land and transportation planning and development for the Regional Official Plan Amendment 19 area; and

Whereas York Region and the City of Vaughan have completed all possible planning processes to provide for the extension of Highway 427 northerly:

THEREFORE BE IT RESOLVED THAT:

1. The Ministry of Transportation be requested to give the environmental assessment (EA) for the Highway 427 Extension a higher priority and resume work on the EA without further delay; and
2. The Ministry of Transportation be requested to undertake the route planning phase of the Highway 427 Extension EA in two sections so that the section of the route within the designated urban area of Vaughan can be identified and protected as soon as possible, and more particularly that portion lying between Highway 7 and Rutherford Road; and
3. Copies of this resolution be forwarded by the Regional Clerk to the Premier of Ontario, the Minister of Finance, the Minister of the Environment, the Minister of Infrastructure Renewal, the Minister of Municipal Affairs and Housing and the Minister of Transportation, and to the Clerks of the municipalities of Vaughan, King, Peel Region, Brampton and Caledon.

Carried.

OTHER BUSINESS

206 *Retail Business Holidays Act*

It was moved by Regional Councillor Heath, seconded by Regional Councillor Wheeler, that the Regional Solicitor provide a report to Council's meeting of December 16, 2004 on the current application of the *Retail Business Holidays Act* in York Region with recommendations on how to improve its operation.

Carried.

207 PRIVATE SESSION

It was moved by Regional Councillor Scarpitti, seconded by Regional Councillor Frustaglio, that Council convene in Private Session for the purpose of considering certain property, labour relations and legal matters.

Carried.

Council met in Private Session at 12:02 p.m. and reconvened in Council at 1:45 p.m.

It was moved by Mayor Bell, seconded by Regional Councillor Wheeler, that Council rise and report from Private Session.

Carried.

208 Rapid Transit Expenditures

It was moved by Mayor Jones, seconded by Mayor Black that Council receive Tables 1, 2 and 3 relating to expenditures for the Rapid Transit project.

Carried.

209 York Region Transit Bus Advertising Contracts

It was moved by Regional Councillor Jackson, seconded by Regional Councillor Barrow, that the following recommendations be adopted:

1. Regional Council authorize a six-month extension of the bus advertising contracts with Street Seen Media and On-Board Advertising Inc. to July 31, 2005.
2. The Regional Solicitor be authorized to prepare the necessary agreements.
3. The Regional Chair and Clerk be authorized to execute the agreements on behalf of the Region.

Carried.

210 CONFIRMATORY BY-LAW

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

By-law No. M-0712-2004-093

To confirm the proceedings of Council at its meeting held on November 18, 2004.

Carried.

The Council meeting adjourned at 1:50 p.m.

Regional Clerk

Minutes confirmed and adopted at the meeting of Regional Council held on the 16th of

December 2004.

Regional Chair