

**COUNCIL
OF
THE REGIONAL MUNICIPALITY OF YORK**

September 27, 2007

Regional Council met at 9:36 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, Heath, Hogg, Jones, Landon, Rosati, Spatafora, Taylor, Wheeler and Wong.

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

131 DECLARATIONS

City of Vaughan Official Plan Amendment No. 653

(Clause 6 of Planning and Economic Development Committee Report No. 7 and Minute No. 140)

Regional Councillor Taylor declared a pecuniary interest in Clause 6 of Planning and Economic Development Committee Report No. 7 regarding City of Vaughan Official Plan Amendment No. 653, and the communications relating to this Clause, as his father is employed by Magna International, which is affiliated with MI Developments, the owner of property contained within Vaughan OPA No. 653. Regional Councillor Taylor did not take part in the consideration or discussion of or vote on these items.

132 Toronto Pearson International Airport

(Clause 10, Item 4 of Planning and Economic Development Committee Report No. 7)

Regional Councillor Taylor declared an interest in Clause 10, Item 4 of Planning and Economic Development Committee Report No. 7 regarding a communication from The Honourable Lawrence Cannon, Minister of Transport, Infrastructure and Communities, relating to regional airport development and levying of airport rents, 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.

PRESENTATION

Council heard the following presentation:

133 Big Brothers Big Sisters Bowl for Kids Sake 2007

Moragh Wolfe, Executive Director and Maddy Nichol, Manager of Fund Development, Big Brothers Big Sisters of York, thanked Council for its continuing support and recognized the following members for their roles in Bowl for Kids Sake 2007: Mayor Black, Mayor Emmerson, Mayor Grossi, Mayor Morris, Mayor Van Bynen and Regional Councillor Rosati. Plaques were presented to Mayor Barrow and Mayor Young as campaign Champions and to Mayor Scarpitti as Honorary Co-chair.

134 MINUTES

It was moved by Regional Councillor Spatafora, seconded by Regional Councillor Rosati, that the Minutes of the Council meeting held on the 21st of June, 2007 be confirmed in the form supplied to the Members.

Carried

COMMUNICATIONS

Council proceeded to consider the following communications:

135 Restorative Justice Week, November 18 – 25, 2007

Keith Coulter, Correctional Service Canada, requesting that the Region of York recognize November 18-25 as Restorative Justice Week 2007.

It was moved by Regional Councillor Jones, seconded by Mayor Jackson, that the communication be received and that Council recognize November 18-25 as restorative Justice Week 2007.

Carried

136 Child Care Worker & Early Child Educator Appreciation Day, October 24, 2007

Sid Ryan, President, CUPE Ontario and Shellie Bird, President, OCBCC, August 24, 2007, requesting recognition of Wednesday, October 24, 2007 as Child Care Worker & Early Child Educator Appreciation Day.

It was moved by Regional Councillor Jones, seconded by Mayor Jackson, that the communication be received and that Council recognize Wednesday, October 24, 2007 as Child Care Worker & Early Child Educator Appreciation Day.

Carried

137 Character Community Week, October 15 – 19, 2007

Janet Rurak, Executive Director, Character Foundation of York Region, August 27, 2007, requesting that the Region recognize October 15 – 19, 2007 as Character Community Week.

It was moved by Regional Councillor Jones, seconded by Mayor Jackson, that the communication be received and that Council recognize October 15 – 19, 2007 as Character Community Week.

Carried

138 Child Abuse Prevention Month and Foster Family Week, October 22 – 29, 2007

Kristine Moore, Communications Coordinator, York Region Children's Aid Society, September 4, 2007, requesting that the Region of York recognize October as Child Abuse Prevention Month and October 22-29, 2007 as Foster Family Week.

It was moved by Regional Councillor Jones, seconded by Mayor Jackson, that the communication be received and that Council recognize October as Child Abuse Prevention Month and October 22-29, 2007 as Foster Family Week.

Carried

139 Car Free Day, September 22, 2007

Anita Moore, Town Clerk, Town of Newmarket, September 11, 2007, forwarding a resolution adopted by the Council of the Town of Newmarket supporting September 22, 2007 as "Car Free Day".

It was moved by Regional Councillor Taylor, seconded by Mayor Van Bynen, that the communication be received.

Carried

140 Vaughan Official Plan Amendment No. 653

(Clause 6 of Planning and Economic Development Committee Report No. 7)

Kate King, Executive Assistant, Townsend, Rogers LLP, on behalf of Lyn Townsend, Solicitor for Tesmar Holdings Inc., September 10, 2007, regarding Vaughan Official Plan Amendment No. 653, and requesting that Lyn Townsend be permitted deputant status.

Kate King, Executive Assistant, Townsend, Rogers LLP, on behalf of Lyn Townsend, Solicitor for Tesmar Holdings Inc., September 26, 2007, withdrawing Lyn Townsend's deputation request.

Eileen Costello, Aird & Berlis, Barristers and Solicitors, September 12, 2007, on behalf of MI Developments Inc., regarding Tesmar Holdings and Vaughan Official Plan Amendment No. 653,

and requesting that Steven Zakem be permitted deputant status. (A verbal communication was received from Steven Zakem withdrawing the deputation request.)

It was moved by Mayor Jackson, seconded by Regional Councillor Landon, that the communications be received.

Carried

141 EMS System Performance Overview

(Clause No. 4, Item 1 of Health and Emergency Medical Services Committee Report No. 5)

Joann Simmons, Commissioner of Community Services, Housing and Health Services, September 26, 2007, regarding EMS System Performance Overview. Commissioner Simmons advised Council that a report would be forthcoming to Council with additional information as requested.

It was moved by Regional Councillor Heath, seconded by Mayor Emmerson, that the communication be referred to the Health and Emergency Medical Services Committee when the staff report comes forward.

Carried

142 COMMITTEE REPORTS

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

Report No. 7 of the Community Services and Housing Committee
Report No. 7 of the Finance and Administration Committee
Report No. 5 of the Health and Emergency Medical Services Committee
Report No. 7 of the Planning and Economic Development Committee
Report No. 6 of the Rapid Transit Public/Private Partnership Steering Committee
Report No. 8 of the Solid Waste Management Committee
Report No. 6 of the Transit Committee
Report No. 7 of the Transportation and Works Committee
Report No. 4 of the Commissioner of Corporate Services
Report No. 1 of the General Manager, Roads

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. 7 of the Community Services and Housing Committee be adopted without amendment;

Report No. 7 of the Finance and Administration Committee be adopted with the following amendments:

Clause 1, relating to Funding of 2007 Property Tax Capping Requirements, was adopted with a request that staff prepare a report for the November 1, 2007 meeting of the Finance and Administration Committee regarding a final and appropriate resolution to the Province's 5% claw back formula.

Clause 10, relating to the 2007 Business Plan and Budget Mid-Year Report, was adopted with a request that staff prepare a report for the November 29, 2007 meeting of the Finance and Administration Committee that includes information relating to projects completed on time and within budget.

Clause 11, relating to Development Applications received prior to June 18, 2007, was adopted subject to staff reporting back to a private session at the November 1, 2007 meeting rather than the October 4, 2007 meeting of the Finance and Administration Committee.

Report No. 5 of the Health and Emergency Medical Services Committee be adopted without amendment;

Report No. 7 of the Planning and Economic Development Committee be adopted with the following amendment:

Clause 1, relating to the Designation and Alignment Update for Highway 404 and Bradford Bypass, be adopted with a request that the Commissioner of Planning and Economic Development and the General Manager, Roads provide a report within two months on the recognition of Green Lane as a critical bypass in the context of the identification of Highway 404 for development and the proposed Bradford By-pass.

Report No. 6 of the Rapid Transit Public/Private Partnership Steering Committee be adopted without amendment;

Report No. 8 of the Solid Waste Management Committee be adopted without amendment;

Report No. 6 of the Transit Committee be adopted with the following amendment:

Clause 2, relating to the York Region Transit 2008 Fare Rate Change, be referred to the Finance and Administration Committee meeting of October 4, 2007 and the Transit Committee meeting of October 11, 2007.

Report No. 7 of the Transportation and Works Committee be adopted with the following amendments:

Clause 8, relating to 2007 Weight Restrictions, Hard Surface Roads, be referred back to the October 3, 2007 Transportation and Works Committee meeting. (Please refer also to Minute No. 143.)

Clause 14, relating to Expropriation of Land, Donald Cousens Parkway extension to Morningside Avenue, be amended by deleting the reference to “Morningside Avenue” in the title of the report, so that the title of the report is now “Expropriation of Land, Donald Cousens Parkway, Project 9870, Town of Markham” and amending recommendation 1 to delete the words “to Morningside Avenue”.

Report No. 4 of the Commissioner of Corporate Services be adopted without amendment; and

Report No. 1 of the General Manager, Roads be adopted without amendment.

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

Carried

143 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. R-1468-2007-064	To stop up and close a portion of Major Mackenzie Drive East (Y.R. 25) in the Town of Markham
By-law No. A-0391-2007-065	To authorize adjustments between The Regional Municipality of York and the lower-tier municipalities in respect of the capping of property tax increases for the 2007 taxation year
By-law No. R-629(aad)-2007-066	To amend by-law no. R-629-79-109 to designate through highways
By-law No. R-1305(a)-2007-067	A By-law to amend By-law No. R-1305-2002-107 being a by-law to prescribe maximum rates of speed on Highway 7 (Y.R. 7)

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| Bill No. 68 | To provide for restricted loads on certain Regional Roads
<i>(Referred back to Transportation and Works Committee for a further report, Clause 8, Report 7. See Minute No. 142)</i> |
| By-law No. R-1102-(bj)-2007-068 | To amend By-law No. R-1102-96-100 to prohibit or regulate parking and stopping on Regional Roads |
| By-law No. R-1469-2007-069 | To acquire certain lands for or in connection with intersection improvements at Warden Avenue (YR 65) and Mount Albert Road (YR 13), Town of East Gwillimbury |
| By-law No. RD-0537-2007-070 | To dedicate certain lands for the purposes of public highways |

Carried.

MOTION

144 2008 Calendar of Council and Committee Meetings

It was moved by Mayor Jackson, seconded by Mayor Emmerson, that the 2008 Calendar of Council and Committee Meetings be approved as circulated with the following amendments:

Solid Waste Management Committee and Community Services and Housing Committee be held on January 9, 2008; and

Transportation and Works Committee and Planning and Economic Development Committee be held on January 16, 2008.

Carried

OTHER BUSINESS

145 Association of Municipalities of Ontario (AMO)

Regional Chair Fisch congratulated Mayor Van Bynen on receiving the AMO Peter J. Marshall Award.

Regional Chair Fisch informed Council that he had been elected to the AMO Board of Directors.

146 Character Communities Committee

Regional Chair Fisch informed Council that Regional Councillor Taylor has resigned as a member of the Character Communities Committee.

147 Federation of Canadian Municipalities (FCM)

Regional Councillor Hogg informed Council that she was appointed Executive Chair of the Social and Economic Development Committee for the Federation of Canadian Municipalities, which will be working on a strategy for homelessness to be released in early 2008.

148 Town of Richmond Hill – “Taste of the Hill”

Regional Councillor Spatafora invited all members of Council and Regional staff to attend the Town of Richmond Hill’s “Taste of the Hill” event on October 14, 2007 to raise money for the Richmond Hill Food Bank and the Mayor’s Endowment Fund for the Arts.

149 City of Vaughan Rally for Seniors

Regional Councillor Rosati invited all members of Council to attend the City of Vaughan’s rally for Seniors Education Tax Refund on September 30, 2007.

150 Declaration of Support for “Take Back the Night”

Mayor Grossi thanked members of Council for their support in raising awareness for the Women’s Support Network of York Region by signing the declaration of support.

151 PRIVATE SESSION

It was moved by Regional Councillor Spatafora, seconded by Mayor Van Bynen, that Council convene in Private Session for the purpose of considering the following matters:

1. Private Report of the Finance and Administration Committee – 2007 Development Charges By-law Appeals – Litigation.
2. Private Report of the Transit Committee – York Region Transit – Bus Storage and Maintenance Facility Strategy – Update – Land Acquisition.
3. Private Report of the Chief Administrative Officer – Corporate Organizational Review – Personal Matters about Identifiable Individuals.

4. Private Report of the Regional Solicitor – Contract Award – Litigation Update – Litigation Matter.

Carried

Council met in Private Session at 11:32 a.m. and reconvened in Council at 12:24 p.m.

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

Carried

152 Corporate Organizational Review
(Report No. 2 of the Chief Administrative Officer)

It was moved by Regional Councillor Jones, seconded by Mayor Black, that Council adopt the report (September 25, 2007) of the Chief Administrative Officer, including its recommendations as follows:

1. Regional Council approve the administrative organization structure as shown in Figure 2 of the report.
2. The Chief Administrative Officer be authorized to initiate the recruitments for a Commissioner of Transportation Services and a Commissioner of Environmental Services.
3. Joann Simmons be appointed Commissioner of Community and Health Services.
4. The Regional Solicitor prepare the appropriate by-laws for implementation of the administrative organizational structure.

Carried

153 CONFIRMATORY BY-LAW

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

By-law No. M-0742-2007-071

To confirm the proceedings of Council at its meeting held on September 27, 2007.

Carried

The Council meeting adjourned at 12:27 p.m.

Regional Clerk

Minutes confirmed and adopted at the meeting of Regional Council held on the 18th of October, 2007.

Regional Chair