

**MINUTES OF COUNCIL  
OF  
THE REGIONAL MUNICIPALITY OF YORK**

May 22, 2003

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, Emmerson, Holec, Jones, and Young

Regional Councillor: Barrow, Frustaglio, Hogg, Humeniuk, O'Donnell, Rosati, Scarpitti, Wheeler and Wong

Staff: Cartwright, Davidson, Garrett, Kassam, Schipper, Simmons, Tuckey and Wilson

**DECLARATIONS**

- 74** Mayor Black declared an interest in certain legal matters to be considered in Private Session.

Mayor Black made her declaration on certain legal matters in the Town of Markham due to the fact that her spouse is an environmental engineer who has given advice to the Town of Markham, and did not take part in the consideration or discussion of, or vote on these matters.

Mayor Black made her declaration on a matter pertaining to litigation with King City due to the fact that she has a fiduciary duty to both the Township of King and York Region Councils and not due to any pecuniary interest. She did not take part in the consideration or discussion of, or vote on this matter.

- 75** **MINUTES**

It was moved by Mayor Bell, seconded by Mayor Cousens, that the Minutes of the Council meeting held on the 17th day of April, 2003, be confirmed in the form supplied to the Members.

Carried.

## PRESENTATIONS

### 76 **Persechini Easter Seal Run/Walkathon Kickoff**

Joe Persechini made a presentation on the Persechini Easter Seal Run/Walkathon that will be held on Sunday, May 25, 2003. This event has been raising money for children with disabilities for 27 years. He was assisted by the Easter Seal Society's "Timmy" (Andrew Morrison) and "Tammy" (Amanda Tite). They thanked Council for its support and invited everyone to the Run/Walkathon.

It was moved by Mayor Jones, seconded by Mayor Di Biase, that the presentation be received.

Carried.

### 77 **Firefighters of York Region Calendar**

Alf Beasley, a firefighter from the City of Vaughan, and Shaun Mitchell, a firefighter with Central York Region Firefighters presented a plaque to Regional Council as a thank you for the Region's support with the first annual Firefighters of York Region calendar. The firefighters have raised almost \$200,000 from the proceeds of this calendar and will be donating about \$120,000 to the Canadian Breast Cancer Foundation and to the Region's three hospitals.

It was moved by Mayor Jones, seconded by Mayor Di Biase, that the presentation be received.

Carried.

### 78 ***Youth Criminal Justice Act***

Superintendent Randy Horne and Constable Stuart Betts, York Regional Police, made a presentation regarding the *Youth Criminal Justice Act*. This Act was proclaimed on April 1, 2003.

(A copy of the presentation materials is on file with the Regional Clerk.)

It was moved by Mayor Jones, seconded by Mayor Di Biase, that the presentation be received.

Carried.

### 79 **Canadian Red Cross Response to SARS**

Bryan Thorne, Branch Manager, and Carol Law, Community Services Coordinator, Canadian Red Cross, Region of York Branch, made a presentation regarding the local Canadian Red Cross response to SARS. 609 volunteers dedicated 6,150 total hours over 27 days to serving 3,764 people in York Region during the recent SARS crisis. This helped

people to stay in quarantine and thereby served everyone in York Region. Mr. Thorne and Ms. Law thanked York Region staff, and in particular Community Services and Housing Department staff, for their excellent partnership with the Canadian Red Cross through this period.

(A copy of the presentation brochure is on file with the Regional Clerk.)

Regional Chair Fisch, on behalf of Council, asked Mr. Thorne and Ms. Law to relay Council's sincere thanks to the Canadian Red Cross and all its volunteers for their assistance throughout the SARS crisis.

It was moved by Mayor Jones, seconded by Mayor Di Biase, that the presentation be received.

Carried.

**80 West Nile Virus**

*(Clause 1 of Report 4 of the Health and Emergency Medical Services Committee)*

Dr. Hanif Kassam, Acting Commissioner of Health Services, made a presentation on the Region's West Nile Virus surveillance and mosquito control activities for 2003. The presentation covered the number of reported cases of people afflicted with West Nile Virus over the past few years, the mosquito species that carry the virus, treatment of horses and specific activities planned by York Region Health Services staff in 2003. These activities are primarily geared to surveillance, public education and mosquito control. Dr. Kassam was assisted by Joe Mancuso, Senior Public Health Inspector.

(A copy of the Presentation Materials and a Map entitled "West Nile Virus Positive Cases and Monitoring Grid" that was presented to Council is on file with the Regional Clerk)

It was moved by Mayor Jones, seconded by Mayor Di Biase, that the presentation be received.

Carried.

*(See also Minute No. 90.)*

**81 Vision 2026 - "Towards the Vision"**

Regional Chair Fisch and Michael Garrett, Chief Administrative Officer, made a brief presentation regarding the launching of the first annual report on Vision 2026 - "Towards the Vision - Indicators of Progress". This report sets out various initiatives, successes and innovations emanating from the eight goals of Vision 2026. The report is being produced in hard copy and is also on the Region's web site.

(A copy of the report is on file with the Regional Clerk.)

It was moved by Mayor Jones, seconded by Mayor Di Biase, that the presentation be received.

Carried.

**82 2003 Development Charges By-law**  
*(Report No. 3 of the Commissioner of Finance)*

*Sandra Cartwright, Commissioner of Finance, made a presentation regarding the 2003 Development Charges By-law. The presentation updated Council on the process relating to the recommendation of the proposed by-law, the recommendations contained in Report No. 3 of the Commissioner of Finance and the proposed residential and non-residential development charge rates for the five one-year periods between June 23, 2003 and June 22, 2008.*

*(A copy of the presentation materials is on file with the Regional Clerk.)*

It was moved by Mayor Jones, seconded by Mayor Di Biase, that the presentation be received.

Carried.

*(See also Minutes No. 90 and 91.)*

**COMMUNICATIONS**

Council proceeded to consider the following communications:

**83 Electronic Bulletin Board Sign --Vaughan**  
*(Clause 3 of Transportation and Works Committee Report No. 5)*

Rabbi Ahnon Grossbaum, Executive Vice President, Chabad Lubavitch of Ontario, May 12, 2003, regarding the erection of an electronic bulletin board at Bathurst Street and Chabad Gate in Vaughan, and requesting deputation status.

It was moved by Mayor Di Biase, seconded by Regional Councillor Scarpitti, that this communication be received and deputation status be granted.

Carried.

**84 SARS**

Fred Ruf, Outsourcing Services Inc. Environmental & Public Health Consulting & Project Management, April 16, 2003, complimenting the Region for a job well done with regard to the SARS issue.

It was moved by Regional Councillor Frustaglio, seconded by Regional Councillor Humeniuk, that this communication be received.

Carried.

- 85** *2003 Development Charges By-law*  
(*Clause 1 of Finance and Administration Committee Report No. 5, Report No. 3 of the Commissioner of Finance, and Bill No. 51*)

*Lynda Townsend Renaud, May 20, 2003, regarding the 2003 Development Charges By-law, and requesting deputant status for herself and the following:*

Frank Clayton  
Howard Shrimpton  
Tyrone Gan

It was moved by Regional Councillor Scarpitti, seconded by Mayor Di Biase, that these communications be received and deputant status be granted to each on the basis of each providing different information to Council.

Carried.

- 86** *Regional Official Plan Amendment No. 41*  
(*Clause 4 of Planning and Economic Development Committee Report No. 5*)

Glenn Lucas, Lucas & Associates, May 21, 2003, regarding Regional Official Plan Amendment No. 41.

It was moved by Mayor Bell, seconded by Mayor Emmerson, that this communication be received and deputant status be granted.

Carried.

## **DEPUTATIONS**

- 87** **Electronic Bulletin Board Sign --Vaughan**  
(*Clause 3 of Transportation and Works Committee Report No. 5*)

Rabbi Ahnon Grossbaum, Executive Vice President, Chabad Lubavitch of Ontario, made a presentation regarding the erection of an electronic bulletin board sign at Bathurst Street and Chabad Gate in Vaughan.

It was moved by Mayor Holec, seconded by Mayor Young, that the deputation be received and referred to discussion of Clause No. 3 of Report No. 5 of the Transportation and Works Committee.

Carried.

*(See Minute No. 90.)*

**88 2003 Development Charges By-law**

*(Clause 1 of Finance and Administration Committee Report No. 5, Report No. 3 of the Commissioner of Finance and Bill No. 51)*

Lynda Townsend Renaud, Barrister and Solicitor, representing First Professional (Retail), made a deputation regarding the 2003 Development Charges By-law, and introduced the following:

Frank Clayton  
Howard Shrimpton  
Tyrone Gan

It was moved by Mayor Holec, seconded by Mayor Young, that the deputation be received and referred to discussion of Clause No. 1 of Report No. 5 of the Finance and Administration Committee.

Carried.

**89 Regional Official Plan Amendment No. 41**

*(Clause 4 of Planning and Economic Development Committee Report No. 5)*

Glenn Lucas, Lucas & Associates, May 21, 2003, made a deputation regarding Regional Official Plan Amendment No. 41.

It was moved by Mayor Holec, seconded by Mayor Young, that the deputation be received and referred to discussion of Clause No. 4 of Report No. 5 of the Planning and Economic Development Committee.

Carried.

*(See Minute No. 90.)*

**90 COMMITTEE REPORTS**

Mayor Jones 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. 4 of the Health and Emergency Medical Services Committee  
Report No. 5 of the Planning and Economic Development Committee  
Report No. 5 of the Rapid Transit Public/Private Partnership Steering Committee  
Report No. 3 of the Transit Committee  
Report No. 5 of the Transportation and Works Committee  
Report No. 3 of the Commissioner of Finance  
Report No. 3 of the Commissioner of Transportation and Works

It was moved by Mayor Jones, seconded by Mayor Black, that the reports be received and that Council resolve itself into Committee of the Whole to consider them.

Carried.

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 amendment;

*Clause 1 relating to the 2003 Development Charges By-law be amended as follows:*

*The proposed Development Charges By-law be effective for four years, until June 22, 2007.*

Report No. 4 of the Health and Emergency Medical Services Committee, be adopted, with the following amendment;

*Clause 1 be amended to read as follows:*

*Where possible a sign or demarcation be posted in areas to indicate larviciding has been completed.*

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

Report No. 5 Rapid Transit Public/Private Partnership Steering Committee, be adopted, without amendment;

Report No. 3 of the Transit Committee, be adopted, with the following amendment:

*Clause 4, Item 3 be referred back to Transit staff to look at options and report back to the Transit Committee meeting scheduled for June 19, 2003; and*

*Clause 4, Item 4 be amended to indicate that the resolution be circulated to: all Ontario municipalities having a population of 50,000 or more; all municipalities in the Greater Toronto Area; area Members of Parliament and Members of Provincial Parliament; the Association of Municipalities of Ontario; the Federation of Canadian Municipalities; the Urban Development Institute; the Canadian Urban Transit Association; area Chambers of Commerce and Boards of Trade; and the Ontario and Canadian Chambers of Commerce for their support and endorsement.*

Report No. 5 of the Transportation and Works Committee, be adopted, with the following amendment:

*Clause 2 relating to Cost Sharing for Road Improvements, Major Mackenzie Drive at McNaughton Road, be referred to the Private Session of Council.*

*Clause 3 relating to the erection of an electronic bulletin board sign in Vaughan be amended as follows:*

*Whereas the City of Vaughan has approved the request to erect an electronic bulletin board sign at the corner of Bathurst Street and Chabad Gate; and*

*Whereas erection of the sign requires the approval of Regional Council since the sign is being erected on a Regional road allowance:*

- 1. The request by Chabad Lubavitch for the installation of an electronic bulletin board sign at the corner of Bathurst Street and Chabad Gate be approved, subject to the following conditions:
  - (a) Final design of the sign to be approved by Regional staff;*
  - (b) No improvements can be made to the sign without prior consent of the Region;*
  - (c) The applicant must remove the sign upon written notice from the Region; and*
  - (d) the City of Vaughan shall indemnify the Region for all claims attributable to the encroachment, subject to review by Vaughan's Legal Department as to the issue of whether Vaughan can provide the indemnity and then subject to the review and approval of the form of the indemnification by the Region's Legal Department.**

Report No. 3 of the Commissioner of Finance be adopted, with the following amendments:

- (a) The proposed Development Charges By-law be effective for four years, until June 22, 2007; and*
- (b) staff report back by March, 2004 on a strategy to assess residential and non-residential development charge options to support development in regional centres and corridors.*

*(In considering this matter, Council also had before it a letter dated May 22, 2003 from David J. Drake, Manager of Development, GTA Market, Canadian Tire Real Estate Limited.)*

Report No. 3 of the Commissioner of Transportation and Works be amended as follows:

*Consideration of the Commissioner's recommendations relating to Cost Sharing for Road Improvements, Major Mackenzie Drive at McNaughton Road, be referred to the Private Session of Council.*

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

Carried.

## **91 BY-LAWS**

It was moved by Regional Councillor Hogg, seconded by Regional Councillor Wong, that certain Bills be introduced and approved in the form as noted on the Revised Agenda, or as revised in the case of the Development Charges By-law, and enacted as By-laws.

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|-----------------------------|---|
| By-law No. R-1369-2003-043  | To authorize the temporary closure of St. John's Sideroad (Y.R. 26) from Bathurst Street (Y.R. 38) to Yonge Street (Y.R. 1) Town of Aurora  |
| By-law No. R-1370-2003-044  | To authorize the Commissioner of Transportation and Works to temporarily close portions of Leslie Street, Warden Avenue, Old Homestead Road, Vivian Road, Park Road and Pefferlaw Road for the purposes of Railway Crossing Maintenance |
| By-law No. R-1371-2003-045  | Respecting temporary speed limits on Regional Roads   |
| By-law No. A-0327-2003-046  | To provide for the appointment of a Commissioner of Corporate Services  |
| By-law No. A-0328-2003-047  | To provide a tax rebate for not-for-profit childcare centres  |
| By-law No. L-0128-2003-048  | A by-law to set and levy the rates of taxation for regional general purposes for the year 2003  |
| By-law No. A-0329-2003-049  | 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 2003   |
| By-law No. DC-0005-2003-050 | A by-law for the imposition of development charges  |

By-law No. A-0330-2003-051      A By-law to authorize the incorporation of the York Region Rapid Transit Corporation

A recorded vote on the enactment of By-law Number A-0328-2003-047 to provide a tax rebate for not-for-profit childcare centres was as follows:

FOR:            Black, Di Biase, Emmerson, Frustaglio, Humeniuk, Rosati, Scarpitti,  
                    Wheeler, Wong (9)

AGAINST:      Barrow, Bell, Cousens, Hogg, Holec, O'Donnell, Young (7)

Carried.

## **92      PRIVATE SESSION**

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

Carried.

Council met in Private Session at 2:27 p.m. and reconvened in Council at 3:58 p.m.

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

Carried.

**93 16<sup>th</sup> Avenue Trunk Sewer Enhanced Mitigation Program  
Complaint Review Committee**

*(Report No. 4 of the Commissioner of Transportation and Works)*

It was moved by Mayor Cousens, seconded by Regional Councillor Wheeler, that Council adopt the recommendations in the Report from the Commissioner of Transportation and Works, as follows:

1. Regional Council establish and appoint a Complaint Review Committee comprised of five members of Regional Council.
2. Regional Council authorize the Complaint Review Committee to review and determine whether York Region should provide alternate permanent water supply to a dissatisfied resident in relation to a capital infrastructure project dewatering activity.
3. Regional Council adopt the Terms of Reference for the Complaint Review Committee as outlined in the Commissioner's Report and that the Complaint Review Committee provide its written findings to Regional Council for approval of the Complaint Review Committee's recommendations.
4. The Chief Administrative Officer report back to Regional Council on the costs of implementation of the Complaint Review Committee recommendations.

Carried.

**94 York Region Transit  
Bus Advertising Contract for the Vaughan Area**

*(Transit Committee Report No. 4)*

It was moved by Mayor Cousens, seconded by Regional Councillor Wheeler, that Council adopt the recommendations contained in Transit Committee Report No. 4, as follows:

1. Regional Council authorize the extension of the bus advertising contract for the Vaughan area with Street Seen Media to January 31, 2005 as outlined in the report from the Commissioner of Transportation and Works.
2. The Regional Solicitor be authorized to prepare the necessary agreement.
3. The Regional Chair and Clerk be authorized to execute the agreement on behalf of the Region.

Carried.

**95 CONFIRMATORY BY-LAW**

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

By-law No. M-0692-2003-052      To confirm the proceedings of Council at its meeting held on May 22, 2003.

Carried.

The Council meeting adjourned at 4:01 p.m.

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Regional Clerk

Minutes confirmed and adopted at the meeting of Regional Council held on the 12th day of June, 2003.

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Regional Chair