

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

March 27, 2003

The Regional Council met at 9:35 a.m. in the Council Chambers, York Region Administrative Centre, 17250 Yonge Street, Newmarket, with Chair Fisch presiding.

The following were present at this Meeting:

Mayor: Black, Cousens, Di Biase, Emmerson, Holec, Jones, Taylor and Young.

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

Staff: Cartwright, Davidson, Garrett, Kassam, Norton, Schipper, Simmons, Sinclair, Tuckey .

**28 DECLARATION OF INTEREST**

**16<sup>th</sup> Avenue Trunk Sewer**

*(Clause 5 of Transportation and Works Committee Report No. 3)*

Mayor Black declared an interest in Clause 5 of Transportation and Works Committee Report No. 3, relating to the 16<sup>th</sup> Avenue Trunk Sewer, due to the fact that her spouse is an environmental engineer who gave advice to the Town of Markham on groundwater in 2001. She did not take part in the consideration or discussion of, or vote on this matter.

**29 MINUTES**

It was moved by Mayor Emmerson, seconded by Mayor Taylor, that the Minutes of the Council meeting held on the 20<sup>th</sup> day of February, 2003, be confirmed in the form supplied to the Members.

Carried.

**PRESENTATIONS**

**30 Accessibility Advisory Committee**

Regional Chair Fisch welcomed the prospective members of the Accessibility Advisory Committee to Council, along with their families and friends. He also welcomed staff from the Province's Accessibility Directorate and from the Accessibility Advisory

Council of Ontario. The Regional Chair thanked Regional Councillors Humeniuk, Wheeler and Frustaglio—the other members of the Interim Accessibility Advisory Committee, and Regional staff - particularly Joann Simmons, Cordelia Abankwa-Harris and Lisa Gonsalves, for their hard work and successes.

Regional Councillor Humeniuk, Chair of the Interim Advisory Committee, then reviewed the Region's and the Committee's accomplishments to date. This includes the development of terms of reference for the Accessibility Advisory Committee after extensive consultation with the public, other municipalities, school boards and hospitals. It also includes a proactive recruitment strategy that resulted in 59 applications being submitted, many from outstanding candidates, for membership on the Accessibility Advisory Committee. She thanked her fellow members of the Interim Accessibility Advisory Committee, the public, representatives from the area municipalities, hospitals and school boards and staff for all of their assistance in this regard.

It was moved by Regional Councillor Humeniuk, seconded by Regional Councillor Frustaglio:

1. That Regional Council appoint the following members to the York Region Accessibility Advisory Committee, for the balance of the term of Regional Council or until their successors are appointed:
  - 1) Sharon Abrahams
  - 2) Barbara Caiger
  - 3) Kirsten Hill
  - 4) Robert Hunn
  - 5) Wilf Morley
  - 6) Mary Ann Proulx
  - 7) Trish Robichaud
  - 8) Anwar Yussuff
2. That Regional Councillors Diane Humeniuk, Joyce Frustaglio, Danny Wheeler and Regional Chair Fisch (ex officio) be appointed as the Council representatives to the York Region Accessibility Advisory Committee.
3. That the newly appointed York Region Accessibility Advisory Committee replace the Interim Accessibility Advisory Committee.

4. That the Terms of Reference for the York Region Accessibility Advisory Committee be amended to give the Regional Chair authority to fill any vacancies due to the resignation or otherwise of any members who are unable to complete their term.  
Carried.

Regional Councillor Humeniuk then introduced the members of the Accessibility Advisory Committee. She joined Regional Chair Fisch, Regional Councillor Wheeler, Regional Councillor Frustaglio and Commissioner Simmons in formally welcoming the members in the centre of the Council Chamber.

### **Water for Tomorrow Program**

Regional Chair Fisch indicated that the Water for Tomorrow program had recently been nominated for an international prize at the World Water Forum hosted by the Japanese Government. It was attended by 14,000 delegates from 182 countries. The Regional Chair indicated that the Region's project was absolutely the best in terms of water conservation in its conservation of 15 million litres of water each day and that the judges were very impressed by the Region's program. He thanked Debbie Korolnek, Director of Water and Wastewater, and Michael Brooks for their continuing efforts in making the program such a success.

### **Severe Acute Respiratory Syndrome (SARS) Update**

The Region's Acting Medical Officer of Health, Dr. Hanif Kassam, provided Council with an update on the recent outbreak of Severe Acute Respiratory Syndrome (SARS). He outlined the number of cases, the symptoms and what individuals should do if they suspect they might have some of the symptoms. He also outlined the various steps being taken by York Region's Health Services Department to address this outbreak and to assist the public.

### **Rapid Transit Proposal**

Regional Chair Fisch referred to the Federal Government's announcement of funding for the Region's Rapid Transit initiative and indicated that there is hope that the Provincial Government will make a similar announcement in the near future.

### **Federation of Canadian Municipalities—Regional Councillor Hogg**

Regional Chair Fisch congratulated Regional Councillor Hogg on her recent appointment as Vice-President of the Federation of Canadian Municipalities (FCM).

It was moved by Regional Councillor Wong, seconded by Regional Councillor Frustaglio, that these presentations be received.

Carried.

## **COMMUNICATIONS**

Council proceeded to consider the following communications:

### **31 Smoking in Public Places and Workplaces in Ontario**

Premier Ernie Eves, MPP, March 5, 2003, regarding smoking in public places and workplaces in Ontario.

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

Carried.

### **32 Prime Minister's Caucus Task Force on Urban Issues**

K. Mayer, Executive Correspondence Officer, Office of the Prime Minister, March 11, 2003, regarding the Final Report of the Prime Minister's Caucus Task Force on Urban Issues.

It was moved by Regional Councillor Scarpitti, seconded by Regional Councillor O'Donnell, that this communication be received.

Carried.

### **33 Highway 427 Extension Environmental Assessment** *(Clause 4 of Transportation and Works Committee Report No. 3)*

Mayor Margaret Black, Township of King, March 19, 2003, regarding Highway 427 Extension Environmental Assessment, March 5, 2003.

It was moved by Mayor Black, seconded by Mayor Jones, that this communication be received and referred to the discussion of Clause 4 of Transportation and Works Committee Report No. 3. (*See Minute No. 43.*)

Carried.

### **34 West Nile Virus - Control**

Dr. Karim Kurji, Associate Chief Medical Officer of Health, Ministry of Health and Long-Term Care, February 4, 2003, regarding co-ordinated response for the West Nile Virus control.

It was moved by Mayor Taylor, seconded by Mayor Emmerson, that this communication be received.

Carried.

**35 PRIDE Week**

Ian McCallum and Cheryle Cooke Harrington, Co-Chairs, PRIDE York Region, February 3, 2002, requesting recognition of PRIDE Week - June 15 - 21, 2003.

It was moved by Mayor Holec, seconded by Mayor Taylor, that this communication be received and the week of June 15 – 21, 2003 be recognized as PRIDE Week in York Region.

Carried.

**36 Community Legal Clinic of York Region**

Dennis Bailey, Executive Director, Georgina Community Legal Services, March 5, 2003, requesting Council's consent to changing the organization's name to "Community Legal Clinic of York Region".

It was moved by Mayor Taylor, seconded by Regional Councillor Humeniuk, that this communication be received and deputation status be granted. (*See Minute No. 41.*)

Carried.

**37 National Volunteer Week**

Andrea Bourrie, Project Manager 211 Community Information and Volunteer Centre – York Region, Bourrie & Associates, March 5, 2003, requesting a National Volunteer Week Proclamation.

It was moved by Mayor Taylor, seconded by Regional Councillor Wong, that this communication be received and the week of April 27 – May 3, 2003 be recognized as National Volunteer Week in York Region.

Carried.

**38 Lake Simcoe Region Conservation Authority Jurisdiction Expansion**

John Sisson, City Clerk, The Corporation of the City of Barrie, March 12, 2003, regarding the Lake Simcoe Region Conservation Authority Jurisdiction Expansion.

It was moved by Mayor Holec, seconded by Mayor Young, that this communication be received. (*See Minute No. 45.*)

Carried.

**39 Community Policing Partnerships Program**

Connie Mahaffy, Executive Director, York Regional Police Services Board, March 27, 2003, regarding the Community Policing Partnerships Program.

It was moved by Regional Councillor Barrow, seconded by Mayor Taylor, that this communication be received and Regional Council approve the following recommendations:

1. That Chief of Police Report C-03-52 be received and the recommendations contained therein be endorsed; and
2. That Regional Chair Fisch be authorized to execute the Agreement between the Regional Municipality of York Police Services Board, Her Majesty the Queen in Right of Ontario as represented by the Ministry of Public Safety and Security, and the Regional Municipality of York relating to the Community Policing Partnerships Program.

Carried.

**DEPUTATIONS**

Council then heard the following deputations:

**40 Roadwatch Program**

Linda Pabst, Councillor, Township of King and Marolyn Morrison, Councillor, Town of Caledon, regarding the Roadwatch Program. (Councillors Pabst and Morrison presented a Roadwatch Implementation Manual to Regional Chair Fisch and Regional Councillor Barrow, Chair of the Police Services Board.)

It was moved by Regional Councillor Wong, seconded by Regional Councillor Barrow, that the deputation be received.

Carried.

**41 Community Legal Clinic of York Region**

Dennis Bailey, Executive Director, Georgina Community Legal Services, requesting Council's consent to changing the organization's name to "Community Legal Clinic of York Region".

It was moved by Mayor Jones, seconded by Regional Councillor Wheeler, that the deputation be received and Council approve the use of the name "Community Legal Clinic of York Region".

Carried.

**42 Canadian Cancer Society**

Lynn Fairweather-Leinster, Coordinator, Canadian Cancer Society, regarding the kickoff of the annual Daffodil Campaign, “Hope Blooms”.

It was moved by Mayor Black, seconded by Regional Councillor O'Donnell, that the deputation be received.

Carried.

**43 COMMITTEE REPORTS**

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

- Report No. 1 of the Audit Committee
- Report No. 3 of the Community Services and Housing Committee
- Report No. 3 of the Finance and Administration Committee
- Report No. 3 of the Planning and Economic Development Committee
- Report No. 3 of the Rapid Transit Public/Private Partnership Steering
- Report No. 1 of the Solid Waste Management Committee
- Report No. 2 of the Transit Committee
- Report No. 3 of the Transportation and Works Committee
- Report No. 1 of the Chief Administrative Officer
- Report No. 1 of the Commissioner of Finance
- Report No. 2 of the Commissioner of Finance
- Report No. 1 of the Commissioner of Finance and the Commissioner of Transportation and Works

It was moved by Regional Councillor Barrow, seconded by Regional Councillor Wheeler, 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. 1 of the Audit Committee, be adopted, without amendment;

Report No. 3 of the Community Services and Housing Committee, be adopted, without amendment;

Report No. 3 of the Finance and Administration Committee, be adopted, without amendment;

Report No. 3 of the Planning and Economic Development Committee, be adopted, with the following amendment:

*Clause 10 regarding the Smart Growth Panel Report be amended by including additional recommendations as follows:*

- 3. That the Central Ontario Smart Growth Panel be requested to include the existing and proposed Highway 404 corridor as part of the Economic Corridors (road-based) illustrated on page 7 of the "Shape of the Future" Discussion Paper dated February/March 2003. The Economic Corridor Map should also be further amended to show the future Highway 427 corridor connected to the existing corridor location.*
- 4. That the proposed rapid transit route on Highway 404 found in the York Region Transportation Master Plan be recognized as part of the Rapid Transit System illustrated on page 7 of the Discussion Paper.*
- 5. That the Smart Growth Panel also be advised that the urban areas illustrated in its report for Sutton and Keswick in the Town of Georgina do not reflect the approved urban areas.*
- 6. That the Smart Growth Panel also be requested to include the Rouge Park in the Selected Natural Heritage and Agriculture system illustrated on page 5 of the Discussion Paper.*

Report No. 3 of the Rapid Transit Public/Private Partnership Steering Committee, be adopted, without amendment;

Report No. 1 of the Solid Waste Management Committee, be adopted, with the following amendment:

*Clause 1 regarding Waste Management Planning be amended to add the following recommendation:*

- "2. That a Council Work Session be held on April 24, 2003 regarding this matter."*

Report No. 2 of the Transit Committee, be adopted, without amendment;

Report No. 3 of the Transportation and Works Committee, be adopted, with the following amendments:

*Clause 4 regarding the Highway 427 Extension Environmental Assessment be amended to provide that Item 6 in the Staff Report under “Local Municipal Impact” be amended to delete the reference to King Township requesting the earlier resolution of the Highway 427 Extension.*

*(In considering this matter, Council had before it a letter dated March 19, 2003 from Mayor Black, Township of King, attaching a letter dated October 30, 2002 from the Chairman of the Joint Highway 427 Extension Committee to the Minister of Transportation and an extract from the Minutes of King Council’s meeting of February 10, 2003.)*

*Clause 5 regarding the 16<sup>th</sup> Avenue Trunk Sewer Enhanced Mitigation Program Update be referred back to staff for additional refinements to the proposed appeal mechanism resulting from comments and input received recently; and*

*Staff report back to the April 17, 2003 meeting of Council on all aspects of the 16<sup>th</sup> Avenue Trunk Sewer Enhanced Mitigation Program.*

Report No. 1 of the Chief Administrative Officer, be adopted, without amendment;

Report No. 1 of the Commissioner of Finance, be adopted, without amendment;

Report No. 2 of the Commissioner of Finance, be adopted, without amendment; and

Report No. 1 of the Commissioner of Finance and the Commissioner of Transportation and Works, be adopted, without amendment.

It was moved by Regional Councillor Scarpitti, seconded by Regional Councillor O'Donnell, that Council adopt the recommendations of the Committee of the Whole.

Carried.

#### **44 BY-LAWS**

It was moved by Regional Councillor O'Donnell, seconded by Regional Councillor Humeniuk, that certain Bills be introduced and approved in the form as noted on the Agenda and enacted as By-laws.

By-law No. R-1313(a)-2003-019      A By-law to amend By-law No. R-1313-2002-115 being a by-law to prescribe maximum rates of speed on Aurora Road/Wellington Street (Y.R. 15)

By-law No. R-1358-2003-020      To provide for restricted loads on certain Regional Roads

By-law No. R-1359-2003-021	Respecting parking on Keele Street (Y.R. 6) in the City of Vaughan
By-law No. A-0324-2003-022	Respecting the assignment of duties in the Health Services Department
By-law No. R-1327(a)-2003-023	A By-law to amend By-law No. R-1327-2002-129 being a by-law to prescribe maximum rates of speed on Bayview Avenue/Prospect Street (Y.R. 34)
By-law No. R-0629(ay)-2003-024	To amend By-law No. R-629-79-109 to authorize through highways
By-law No. OP-0031-2003-025	A by-law to adopt Amendment No. 41 to the Official Plan for the Region of York
By-law No. R-1360-2003-026	To acquire certain lands and interest in lands for or in connection with the construction of the Markham By-pass, in the Town of Markham
By-law No. R-1361-2003-027	To acquire certain lands for or in connection with the widening and reconstruction of Major Mackenzie Drive East (YR 25) from Highway 48 to Woodbine Avenue (YR 8), in the Town of Markham
By-law No. R-1362-2003 -028	To acquire certain lands for or in connection with the reconstruction of the intersection at Lloydtown/Aurora Road (YR 16) and Jane Street (northerly intersection) (YR 55), in the Township of King
By-law No. R-1363-2003-029	To acquire certain lands for or in connection with the reconstruction of the intersection at Lloydtown/Aurora Road (YR 16) and Jane Street (southerly intersection) (YR 55), in the Township of King
By-law No. RD-0504-2003-030	To dedicate certain lands for the purposes of public highways

Carried.

**MOTIONS**

**45 Lake Simcoe Region Conservation Authority -  
Expansion of Jurisdiction to include part of the City of Barrie**

It was moved by Mayor Holec, seconded by Regional Councillor Wheeler, that:

WHEREAS the Region has received a letter from the City of Barrie, March 12, 2003, regarding the Lake Simcoe Region Conservation Authority and the expansion of jurisdiction to include all areas within the City of Barrie that are within the Lake Simcoe watershed; and

WHEREAS the letter requested that every participating municipality completely or partly within the jurisdiction of the Lake Simcoe Region Conservation Authority be requested to appoint a specific number of representatives, in accordance with a formula set out in the *Conservation Authorities Act*, to attend a meeting to consider the expansion of the Authority; and

WHEREAS the specified municipalities are requested to provide their respective choices for representation at a meeting to be held on either Thursday, May 22, 2003 or Thursday, May 29, 2003, to consider expansion of the Authority to include the areas within the City of Barrie that are within the Lake Simcoe watershed;

THEREFORE BE IT RESOLVED THAT the following area municipalities be requested to advise the Regional Clerk, no later than April 16, 2003, of their representatives (not including current members of the Lake Simcoe Region Conservation Authority):

Town of Aurora	2 representatives
Town of East Gwillimbury	2 representatives
Town of Georgina	2 representatives
Township of King	2 representatives
Town of Newmarket	3 representatives
Town of Richmond Hill	4 representatives
Town of Whitchurch-Stouffville	2 representatives

AND BE IT FURTHER RESOLVED THAT the Chair of Regional Council be authorized to appoint representatives upon receipt of the information from the area municipalities;

AND BE IT FURTHER RESOLVED that the Regional Clerk advise the Lake Simcoe Region Conservation Authority and the City of Barrie of the appointments.

**OTHER BUSINESS**

**46 Regional Councillor Landon**

It was moved by Regional Councillor Scarpitti, seconded by Regional Councillor Wong, that:

WHEREAS Section 259 of the *Municipal Act* provides that the seat of a member becomes vacant if the member is absent from the meetings of the council for three consecutive months without being authorized to do so by resolution of the council;

AND WHEREAS Regional Councillor Landon last attended Regional Council on December 19, 2002;

AND WHEREAS Regional Councillor Landon was first absent from Regional Council on January 23, 2003, and has been absent since that date due to illness;

NOW THEREFORE BE IT RESOLVED THAT Council permit the absence of Regional Council Landon to continue until he feels his health has improved so that he may resume his duties as a Member of this Council.

Carried.

**PRIVATE SESSION**

**47** It was moved by Regional Councillor Wheeler, seconded by Mayor Taylor, that Council convene in Private Session, for the purpose of considering a legal matter.

Carried.

Council met in Private Session at 11:40 a.m. and reconvened in Council at 1:12 p.m.

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

Carried.

**48 Household Organic Waste Processing**

It was moved by Mayor Cousens, seconded by Regional Councillor Wheeler, that:

WHEREAS centralized composting facilities will represent a significant investment and commitment for the Region;

AND WHEREAS the Region is legally required to close off its current procurement process before it can investigate a range of potential options which may be available to the Region before it makes a decision;

THEREFORE BE IT RESOLVED THAT:

1. Staff not proceed with the Miller Waste Systems household organic waste processing proposal.
2. Staff investigate the purchase of Canada Composting Newmarket Ltd. and report to Committee and Council in April.
3. Staff investigate a series of options involving potential partners and alternate technologies and report back in this regard.

Carried.

**49 CONFIRMATORY BY-LAW**

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

By-law No. M-0689-2003-031      To confirm the proceedings of Council at its meeting held on March 27, 2003.

Carried.

The Council meeting adjourned at 1:20 p.m.

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Regional Clerk

Minutes confirmed and adopted at the meeting of Regional Council held on the 17th day of April, 2003.

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Regional Chair