



*Corporate Services Department
Regional Clerk's Office*

NOTICE OF MEETING

FINANCE AND ADMINISTRATION COMMITTEE

A meeting of the Regional **Finance and Administration Committee** will be held on **Thursday, September 16, 2010**, in Committee Room "A", York Region Administrative Centre, 17250 Yonge Street, in the Town of Newmarket, at **9:00 a.m.**

DENIS KELLY
REGIONAL CLERK

DK/lmb

September 9, 2010
Attachment

Committee Members

Mayor T. Van Bynen, Chair
Mayor D. Barrow, Vice-Chair
Mayor M. Black
Mayor W. Emmerson
Mayor R. Grossi
Mayor L. Jackson
Mayor P. Morris
Mayor F. Scarpitti
Mayor J. Young
Regional Chair B. Fisch, ex officio

Regional Clerk's Office
CORPORATE SERVICES DEPARTMENT

REVISED AGENDA

FINANCE AND ADMINISTRATION COMMITTEE

Committee Room "A"
Administrative Centre
17250 Yonge Street
Newmarket, Ontario

September 16, 2010

9:00 a.m.
Quorum: 5

DISCLOSURES OF INTERESTS

Page No.

A. DEPUTATIONS

(Subject to the Committee granting deputant status.)

1. None

B. PRESENTATIONS

1. None

C. COMMUNICATION

1. Mafalda Avellino, Executive Director, The Regional Municipality of York Police Services Board, June 28, 2010, forwarding a report approved by the Police Services Board at its meeting on June 23, 2010, entitled Armoured Tactical Support Vehicle and communicating the transfer of debenture funding from the Automated Palm and Fingerprint Information System capital project to the Armoured Tactical Support Vehicle capital project.

1

**D. REPORTS SUBMITTED BY THE
COMMISSIONER OF FINANCE AND
COMMISSIONER OF ENVIRONMENTAL SERVICES**

1. Prepaid Development Charge Credit Agreement Principles Sharon Trunk Sewer – Town of East Gwillimbury 9

September 8, 2010, recommending that:

1. Regional staff be authorized to proceed with negotiating the terms of a prepaid development charge credit agreement with the Sharon Developer Group in the Town of East Gwillimbury for the accelerated construction of the Sharon Trunk Sewer, at an estimated total project cost of \$10.5 million.
2. The Commissioner of Environmental Services may at their discretion, permit the Developer Group to deliver any portion of the Sharon Trunk Sewer which may be subject to a fixed price contract, at an estimated cost of \$10.5 million, in conformance with the general requirements of the Region's Purchasing By-law.
3. The Regional Chair and Clerk be authorized to execute the agreement for the advanced construction of the Sharon Trunk Sewer subject to the proposed principles and receipt of funding from the Sharon Developer Group as outlined in this report and subject to the prior review of Legal Services.

2. Prepaid Development Charge Credit Agreement for the YDSS Extension to Holland Landing, Queensville and Sharon – Status Update 21

Recommending that:

1. Regional Council authorize an amendment to the 2010 Capital Budget to increase the Total Project Budget Authority for the YDSS Extension to Queensville, Holland Landing and Sharon to the updated estimated total project cost of \$112,500,000.
2. The Regional Chair and Clerk be authorized to execute an amendment to the Development Charge Credit agreement for the YDSS Sewer Extension to Queensville, Holland Landing and Sharon in accordance with the conditions outlined in Section 4 of this report.

**REPORT SUBMITTED BY THE
COMMISSIONER OF FINANCE AND
COMMISSIONER OF COMMUNITY & HEALTH SERVICES**

3. Conditional Grants Equal to Development Charges for Affordable Housing Projects – Deafblind Ontario Services 27

Recommending that:

1. A site specific by-law, as set out in Attachment 1 be enacted pursuant to the Municipal Housing Facilities By-law, to permit the Region to enter into a municipal housing project facilities agreement with DeafBlind Ontario Services for their affordable housing project known as DeafBlind Ontario Services (Project #2).
2. Council authorize conditional grants equal to the amount of Regional development charges payable on the affordable housing project listed above, which shall be paid from the Social Housing Reserve Fund, subject to confirmation that the project has received all necessary municipal approvals and meets the criteria outlined in this report.
3. The Commissioner of Community and Health Services be authorized to execute municipal housing project facilities agreement and other ancillary documents, including security documents, to give effect to the above recommendations.

**REPORT SUBMITTED BY THE
COMMISSIONER OF FINANCE AND
COMMISSIONER OF CORPORATE SERVICES AND
COMMISSIONER OF PLANNING AND DEVELOPMENT SERVICES**

4. Representation Before the Ontario Municipal Board in Regional Official Plan Appeal Matters 35

September 8, 2010, recommending that:

1. The Regional Solicitor be authorized to engage external legal services for matters associated with Regional Official Plan and/or Regional Official Plan Amendment.
2. The Commissioner of Planning and Development Services be authorized to engage external planning services for matters associated with Regional Official Plan and/or Regional Official Plan Amendment appeals.

3. The Commissioner of Finance and Regional Treasurer be authorized to transfer funds from the Tax Stabilization Reserve for costs associated with Regional Official Plan appeals.
4. The Province of Ontario be approached through a letter from the Regional Chair to assist the Region in the costs of defending the Provincial Plans through the York Region Official Plan. Such costs include in-kind support and witnesses, but also direct financial contributions to offset the costs to Regional taxpayers to defend Provincial Plans and policies.
5. A report is to be forwarded to Council annually outlining any use of this delegation of authority.

**REPORTS SUBMITTED BY THE
COMMISSIONER OF FINANCE**

41

5. 2010 Review of Reserves and Reserve Funds

September 6, 2010, recommending that:

1. The following reserve funds be established:
 - a) An Information Technology Development Reserve Fund for information technology capital projects related to expansion, enhancement or improvement, as approved by Council.
 - b) A Fuel Cost Stabilization Reserve Fund for differences between actual and budgeted fuel rates during the year (based on projected volumes) as well as any costs or savings arising from fuel price hedging transactions.
2. The Social Housing Reserve Fund be renamed the Social Housing Development Reserve Fund and its purpose clarified to state that the funds are to be used for expenditures related to new affordable housing projects either developed for Housing York Inc., or third parties as approved by the Region.
3. The transfers between reserves, reserve funds and deferred revenue accounts shown in Table 2 of this report be approved.
4. The Regional Solicitor be authorized to prepare all necessary by-law(s) to give effect to these recommendations.

6. Establishment of a Debenture Committee **51**

August 6, 2010, recommending that:

1. a. A Debenture Committee be established in accordance with the Terms of Reference outlined in Appendix 1 to this report;
 - b. Council delegate to the Debenture Committee the authority to enact by-laws authorizing the issuance of debentures;
 - c. Council delegate to the Debenture Committee the power to authorize by by-law any one or more officers of the Region to do all things including the execution of all debentures and all ancillary documents necessary in order to give effect to the issuance of any debentures;
 - d. The delegation of authority to the Debenture Committee will be held exclusively by the Committee as set out in the attached Terms of Reference.
2. The Region's Capital Financing and Debt Policy be amended to reflect the establishment of the Debenture Committee and to indicate that the authority to enact debenture by-laws has been delegated to the Debenture Committee.
 3. A by-law be presented to Council to give effect to these recommendations.

7. The Renewal of the Covered Network Contract with Bell Canada (Bell) And the Resulting Assumption of Certain Responsibilities by the Region **59**

August 24, 2010, recommending that:

1. Council approve the Information Technology Services' Staffing Plan to perform network operations monitoring and technology assets management.
2. The Staffing Plan be funded from savings in the Information Technology Services' operating budget resulting from reductions in the converged network contract renewal with Bell.

**8. Federal Flow Contribution Agreement
Rapid Transit Projects** **65**

September 16, 2010, recommending that:

1. The Region enter into an agreement with Her Majesty the Queen in Right of Canada, as represented by the Minister of Transport, for the provision of funding for Viva Phase 2, Stage 1 Bus Rapid Transit project in the amount of \$85,000,000.
2. A By-law be presented to Regional Council to authorize the execution of the contribution agreement.

9. Infrastructure Ontario Loan – Whitchurch-Stouffville **71**

August 20, 2010, recommending that:

1. Long-term financing for the Town of Whitchurch-Stouffville either through the issuance of debentures or a long-term loan from Infrastructure Ontario for an amount not to exceed \$6 million for a term not exceeding 40 years for the construction of the new Municipal Administration Building be approved.
2. An application to Infrastructure Ontario for all or part of the above-noted financing requirement for the Town of Whitchurch-Stouffville be authorized.
3. The Regional Chair, Treasurer and Clerk be authorized to execute all documents required from the Region to effect the foregoing.
4. The Regional Solicitor be authorized to prepare the necessary by-law(s) to give effect to these recommendations.

**10. York Region Hospitals Capital Funding
Memorandum of Understanding
Markham Stouffville Redevelopment Project** **73**

August 20, 2010, recommending that:

1. Regional Council approve the amendment of Schedule A of the Memorandum of Understanding (MOU) between the Regional Municipality of York and York Region Hospitals as indicated in Attachment 1 of this report to include:

- a) the Redevelopment Project of Markham Stouffville Hospital as an approved Project
- b) associated Eligible Capital Costs of \$50.9 million for the Redevelopment Project of Markham Stouffville Hospital.

11. 2010 Business Plan & Budget Mid-Year Report 91

Recommending that:

1. This report outlining mid-year program highlights and financial results be received for information.

12. Renewal of Non-Cash Fare Payment Processor Agreement with Moneris Solutions 115

August 31, 2010, recommending that:

1. The Region renew the non-cash fare payment processor agreement with Moneris Solutions for a period of five years.

13. Development Charge Exemption/Deferral Request Dongara Pellet Plant 117

August 24, 2010, recommending that:

1. The request from Dongara Pellet Plant LP for exemption from payment of development charges as a municipal capital facility be denied.
2. A consideration on the deferral of regional development charges, as detailed in the October 23, 2008 report to Finance and Administration Committee, be deferred until such time as the Region has received the full service for which it has contracted for a continuous six month period.

14. Delegation of Authority to Approve Roads or Water Development Charge Credit Requests During Council Recess 129

August 27, 2010, recommending that:

1. During the period that regular Council meetings are suspended including the summer recess and any period when the acts of Council are restricted in accordance with the Municipal Act 2001, the Regional Chair, Chief Administrative Officer and Regional Treasurer be authorized to approve roads and water Development Charge (DC) credits.
2. The exercise of this authority be subject to:
 - a) The criteria outlined in Section 4 of this report.
 - b) A report be submitted to Regional Council once sessions resume, detailing the DC credits approved under this authority.
3. The Regional Solicitor be authorized to include development charge credit provisions in the subdivision agreement for which DC Credit requests that have been approved through the delegated approval authority detailed in this report.

15. Development Charge Credit Request 133
Whitwell Developments Limited
Wellington Street East From Leslie Street to Highway 404
Town of Aurora

August 27, 2010, recommending that:

1. Council authorize a development charge (“DC”) credit in the amount of \$517,735 (88%) for the growth-related component (development charges) and a recovery of \$70,600 (12%) for the non-growth component (tax levy) of the proposed road works undertaken by Whitwell Developments Limited in the Town of Aurora, subject to completion of the works to the satisfaction of the Commissioner of Transportation Services.
2. The Regional Solicitor be authorized to include the development charge credit provisions in the subdivision agreement regarding the above-noted subdivision with credits to be funded from future Regional road DC Credits otherwise payable at the time of subdivision registration.

16. Development Charge Credit Request **141**
State Farm Insurance Company
Leslie Street (North of Wellington Street) and
Wellington Street (West of Leslie Street)
Town of Aurora

August 27, 2010, recommending that:

1. Council authorize a development charge (“DC”) credit in the amount of \$1,662,196 for the growth-related component (development charges) and a recovery of \$185,463 for the non-growth component (tax levy) of the proposed road improvements undertaken by State Farm Insurance Company in the Town of Aurora, subject to completion of the works to the satisfaction of the Commissioner of Transportation Services.
2. The Regional Treasurer be authorized to fund the growth component of the development charge credit regarding the noted works totalling \$1,662,196 from Regional road DC’s collected within the area to date.

17. Development Charge Credit Request **151**
Block 18 Properties Inc.
Major Mackenzie Drive (West of Dufferin) and
Rutherford Road at Peter Rupert
City of Vaughan

August 27, 2010, recommending that:

1. Council authorize a development charge (“DC”) credit in the amount of \$231,497 for the combined growth-related component (development charges) and a recovery of \$7,174 for the combined non-growth component (tax levy) of the proposed intersection and road works undertaken by Block 18 Properties Inc. in the City of Vaughan, subject to completion of the works to the satisfaction of the Commissioner of Transportation Services.
2. The Regional Solicitor be authorized to include the development charge credit provisions in the subdivision agreement regarding the above-noted subdivision with credits to be funded from future Regional road DC Credits otherwise payable at the time of subdivision registration.

18. Development Charge Credit Request **167**
Wheler's Mill Phase 1 – Mattamy (Hoover Park) Ltd.
Ninth Line at Hoover Park Drive
Town of Whitchurch-Stouffville

August 27, 2010, recommending that:

1. Council authorize a development charge (“DC”) credit in the amount of \$697,830 for the growth-related component (development charges) and a recovery of \$89,004 for the non-growth component (tax levy) of the proposed intersection improvement works undertaken by Wheler’s Mill Phase 1 – Mattamy (Hoover Park) Ltd. in the Town of Whitchurch-Stouffville, subject to completion of the works to the satisfaction of the Commissioner of Transportation Services.
2. The Regional Treasurer be authorized to fund the growth component of the development charge credit regarding the noted works totalling \$697,830 from Regional road DC’s collected to date from the development at subdivision registration.

19. Development Charge Credit Request – Kinghill Estates Inc. **177**
Jane Street and Mount Mellick Drive, Township of King

September 7, 2010, recommending that:

1. Council authorize a development charge (“DC”) credit in the amount of \$236,699 for the growth-related component (development charges) and a recovery of \$32,278 for the non-growth component (tax levy) of the proposed intersection improvement works undertaken by Kinghill Estates Inc. in the Township of King, subject to completion of the works to the satisfaction of the Commissioner of Transportation Services.
2. The Regional Solicitor be authorized to include the development charge credit provisions in the subdivision agreement regarding the above-noted subdivision with credits to be funded from future Regional road DC Credits otherwise payable at the time of subdivision registration.

20. Development Charge Credit Request 185
The Gates of Newmarket / 724903 Ontario Inc.
Leslie Street at Veterans Way and Poppy Lane
Town of Newmarket

August 27, 2010, recommending that:

1. Council authorize a combined development charge (“DC”) credit in the amount of \$170,955 for the growth-related component (development charges) and a combined recovery of \$19,723 for the non-growth component (tax levy) of the proposed intersection improvement works undertaken by The Gates of Newmarket/724903 Ontario Inc. in the Town of Newmarket, subject to completion of the works to the satisfaction of the Commissioner of Transportation Services.
2. The Regional Solicitor be authorized to include the development charge credit provisions in the subdivision agreement regarding the above-noted subdivision with credits to be funded from future Regional road DC Credits otherwise payable at the time of subdivision registration.

21. Development Charge Credit Request 193
Harvest Hills Development Corporation and
Minto Communities Inc.
Woodspring and Yonge Street West Meter Chambers
Town of East Gwillimbury

August 27, 2010, recommending that:

1. Council authorize a development charge (“DC”) credit in the amount of \$810,598 (95%) for the combined growth-related component (development charges) and a recovery of \$42,663 (5%) for the combined non-growth component (user rate) of the proposed water works undertaken by Harvest Hills Development Corporation and Minto Communities Inc. in the Town of East Gwillimbury, subject to completion of the works to the satisfaction of the Commissioner of Environmental Services.
2. The Regional Solicitor be authorized to include the development charge credit provisions in the subdivision agreement regarding the above-noted subdivision with credits to be funded from future Regional water DC Credits otherwise payable at the time of subdivision registration.

22. Development Charge Credit Request **201**
Drynoch Estates Phase 4 West
Bathurst Street at Milos Road
Town of Richmond Hill

August 27, 2010, recommending that:

1. Council authorize a development charge (“DC”) credit in the amount of \$276,431 for the growth-related component (development charges) and a recovery of \$37,695 for the non-growth component (tax levy) of the proposed road works undertaken by Drynoch Estates Phase 4 West in the Town of Richmond Hill, subject to completion of the works to the satisfaction of the Commissioner of Transportation Services.
2. The Regional Treasurer be authorized to fund the growth component of the development charge credit regarding the noted works totalling \$276,431 from Regional road DC’s collected to date from the development at subdivision registration.

23. Ministry of Municipal Affairs and Housing **207**
Year 2009 Municipal Performance Measurement Program

August 20, 2010, recommending that:

1. In accordance with MPMP public reporting requirements, staff be authorized to post the report outlining MPMP results on York Region’s website by the deadline of September 30, 2010.

24. Funding of 2010 Property Tax Capping Requirements **235**

August 4, 2010, recommending that:

1. Council receive this report for information.

25. Distinguished Budget Presentation Award **237**
Government Finance Officers Association (GFOA)

August 27, 2010, recommending that:

1. This report acknowledging the receipt of the Distinguished Budget Presentation Award from the Government Finance Officers Association (GFOA) for the 2010 York Region budget be received for information.

26. Tender Awards Report **243**
April 1, 2010 – June 30, 2010

August 10, 2010, recommending that:

1. This report be received for information.

**REPORT SUBMITTED BY THE
COMMISSIONER OF CORPORATE SERVICES**

27. Expropriation of Land **255**
Ninth Line in the Towns of Markham and Whitchurch-Stouffville
Projects 8066 and 8578

September 1, 2010, recommending that:

1. Council authorize the application for approval to expropriate the following lands within the Towns of Markham and Whitchurch-Stouffville:
 - (a) a fee simple interest in approximately 8,817.5 m² (2.179 acres), being
 - Parts 1, 2, 3 and 4 on Reference Plan 65R-31442
 - Parts 1, 5, on Reference Plan 65R-31445
 - Parts 1 and 2 on Reference Plan 65R-31446
 - Parts 1 and 3 on Reference Plan 65R-31447
 - Parts 6, 15, 16, 17, 18, 19, 23, 24, 25, 26 and 27 on Reference Plan 65R-31664
 - Parts 1, 2, 3, 4 and 5 on Reference Plan 65R-32524
 - Part 1 on Reference Plan 65R-32477
 - (b) temporary limited interests in approximately 1,483.7 m² (0.367 acres) terminating December 31, 2012 are required for the purposes of building demolition. The lands are legally described as Part 1 on Plan L12-011028, Parts 1 and 2 on Plan L12-011026 and Part 1 on Plan L12-011027.
2. The Commissioner of Corporate Services be authorized to serve and publish Notice of Application as required by the *Expropriations Act*.
3. The Commissioner of Corporate Services be authorized to forward to the Chief Inquiry Officer any requests for a Hearing of Necessity that may be received and conduct such hearings as may proceed pursuant to the provisions of the *Expropriations Act*.

4. Regional Council, as approving authority, approve of the expropriation of the lands described in Recommendation 1, provided there is no Hearing of Necessity.
5. If approval to expropriate the lands is given, the Manager, Realty Services, Property Services Branch, be authorized to execute and serve any notices required by the *Expropriations Act*.
6. Authority be granted for the introduction of the necessary bills in Council to give effect to the forgoing.

**REPORTS SUBMITTED BY THE
CHIEF ADMINISTRATIVE OFFICER**

28. Provincial Offences Act Courts Update on Amendment to Intermunicipal Agreement 261

September 7, 2010, recommending:

1. That Council receive this report for information.

29. Status of Infrastructure Stimulus Fund Projects 265

September 7, 2010, recommending:

1. That this report be received for information.

30. Funding VIVA Underground Connection to Spadina Subway at Vaughan Metropolitan Centre

September 10, 2010, recommending that:

1. Council approve the June 2010 request of the York Region Rapid Transit Board to provide funding support of up to \$1.3M from the General Capital Reserve funds.

OTHER BUSINESS

**MOTION TO RESOLVE INTO PRIVATE SESSION
TO CONSIDER THE FOLLOWING MATTER(S):**

1. Private Report of the Commissioner of Corporate Services – UPS Land Exchange Update for the Toronto-York Spadina Subway Extension Project 90996, City of Vaughan – Land Acquisition.
2. Private Report of the Regional Solicitor – Settlement of Site Plan Appeal – Solicitor-client.
3. Private Report of the Commissioner of Finance and the Regional Solicitor – Development Charge By-law Amendment Appeals – Litigation.

ADJOURNMENT

Note: There may be additional items considered that do not appear on this Agenda. Please refer to the Committee Report to Council, found in Agendas, Minutes and Reports under Regional Government at: www.york.ca, for all items considered at this meeting.