

**CITY OF VAUGHAN
COUNCIL MINUTES
FEBRUARY 21, 2018**

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CITY OF VAUGHAN

COUNCIL MEETING

WEDNESDAY, FEBRUARY 21, 2018

MINUTES

1:00 P.M.

Council convened in the Municipal Council Chamber in Vaughan, Ontario, at 1:02 p.m.

The following members were present:

Hon. Maurizio Bevilacqua, Mayor
Regional Councillor Mario Ferri
Regional Councillor Gino Rosati
Regional Councillor Sunder Singh
Councillor Tony Carella
Councillor Rosanna DeFrancesca
Councillor Marilyn Iafrate
Councillor Alan Shefman
Councillor Sandra Yeung Racco

21. CONFIRMATION OF AGENDA

MOVED by Regional Councillor Ferri
seconded by Councillor Yeung Racco

THAT the agenda be confirmed.

AMENDMENT

MOVED by Councillor Iafrate
seconded by Regional Councillor Rosati

That the following addendums be added to the agenda:

1. **ONTARIO MUNICIPAL COMMUTER CYCLING PROGRAM –
ENABLING BY-LAW FOR TRANSFER PAYMENT AGREEMENT
EXECUTION**

Report of the Chief Financial Officer and City Treasurer and Deputy City Manager, Public Works with respect to the above.

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2. **UPDATE ON THE RECRUITMENT PROCESS FOR
DIRECTOR OF BUILDING STANDARDS AND CHIEF BUILDING
OFFICIAL**

Confidential verbal report of the Chief Human Resources Officer with respect to the above.

CARRIED UNANIMOUSLY

Upon the question of the main motion:

CARRIED AS AMENDED

22. DISCLOSURE OF INTEREST

There was no disclosure of interest by any member.

**23. CEREMONIAL PRESENTATION – RETIREMENT OF THE CITY CLERK
BARBARA A. MCEWAN**

A presentation was made by Mayor Maurizio Bevilacqua and Members of Council to Barbara A. McEwan, City Clerk, in honour of her retirement and many significant achievements after over 30 years of dedicated public service.

24. ADOPTION OR CORRECTION OF MINUTES

MOVED by Councillor Yeung Racco
seconded by Councillor Iafrate

THAT the minutes of the Council and the Special Council (Budget) meetings of January 30, 2018, be adopted as presented.

CARRIED

25. COMMUNICATIONS

MOVED by Councillor Yeung Racco
seconded by Regional Councillor Singh

THAT Communications C1 to C5 inclusive be received and referred to their respective items on the agenda.

CARRIED

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26. DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION

The following items were identified for separate discussion:

Finance, Administration and Audit Committee Report No. 1

Item 2

Committee of the Whole Report No. 6

Item 7

Committee of the Whole (Working Session) Report No. 8

Item 1

Addendum Items

Items 1 and 2

MOVED by Councillor DeFrancesca
seconded by Councillor Iafrate

THAT Items 1 to 5 of the Finance, Administration and Audit Committee Report No. 1, with the exception of the item identified for separate discussion, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 5 of the Committee of the Whole (Closed Session) Report No. 5, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 20 of the Committee of the Whole Report No. 6, with the exception of the item identified for separate discussion, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 and 2 of the Committee of the Whole (Public Hearing) Report No. 7, BE APPROVED and the recommendations therein be adopted; and

THAT Items 1 to 3 of the Committee of the Whole (Working Session) Report No. 3, with the exception of the item identified for separate discussion, BE APPROVED and the recommendations therein be adopted.

CARRIED

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27. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

FINANCE, ADMINISTRATION AND AUDIT COMMITTEE REPORT NO. 1

(Refer to Committee Report for complete recommendations and documentation on all Committee items.)

ITEM - 3 BUDGET AMENDMENT DESIGN AND CONSTRUCTION OF FIRE STATION 7-4

MOVED by Councillor Iafrate
seconded by Councillor Yeung Racco

THAT Item 3, Finance, Administration and Audit Committee Report No. 2 be adopted and amended, as follows:

By approving the following in accordance with Communication C4, from the Chief Financial Officer and City Treasurer, Interim Director, Financial Planning and Development Finance and Deputy City Treasurer, dated February 21, 2018:

- 1) That Council approve a budget amendment to Capital Project FR-3582-16 - Reposition Stn 7-4 Kleinburg Build and Design inclusive of administration recovery and applicable taxes in the amount of \$1,881,000, funded \$1,767,506 from City-Wide Fire Development Charges and \$113,494 from the Building and Facilities Infrastructure Reserve.

CARRIED

COMMITTEE OF THE WHOLE REPORT NO. 6

(Refer to Committee Report for complete recommendations and documentation on all Committee items.)

ITEM - 7 ANIMAL CONTROL AND LICENSING BY-LAWS – TECHNICAL AMENDMENTS

MOVED by Councillor Iafrate
seconded by Councillor Carella

THAT Item 7, Committee of the Whole Report No. 6 be adopted and amended, as follows:

By approving the following in accordance with Communication C5, from the Deputy City Manager, Community Services, Director, By-law and

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Compliance, Licensing and Permit Services, dated February 20, 2018:

- 1) That City Council approve the proposed revised amendments to the Animal Control By-law and the Licensing By-law in accordance with Attachment 1 of this report; and
- 2) That City Council authorize staff to amend, in a form satisfactory to the City Solicitor, the Animal Control By-law No. 53-2002, as amended, and the Licensing By-law No. 315-2005, and to take any other necessary actions to give effect to the recommendations herein; and

By receiving the report of the Deputy City Manager, Community Services, dated February 6, 2018.

AMENDMENT

MOVED by Councillor Carella
seconded by Councillor Yeung Racco

THAT Item 7, Committee of the Whole Report No. 6 be further amended, as follows:

By approving that in recognition of the exemplary record of the Pine Valley Racing Pigeon Club in setting the standard for pigeon keeping best practices in Vaughan, inspections of other miscellaneous exempt locations shall be every two years.

CARRIED

Upon the question of the main motion, as amended, as follows:

By approving the following in accordance with Communication C5, from the Deputy City Manager, Community Services, Director, By-law and Compliance, Licensing and Permit Services, dated February 20, 2018:

- 1) That City Council approve the proposed revised amendments to the Animal Control By-law and the Licensing By-law in accordance with Attachment 1 of this report; and
- 2) That City Council authorize staff to amend, in a form satisfactory to the City Solicitor, the Animal Control By-law No. 53-2002, as amended, and the Licensing By-law No. 315-2005, and to take any other necessary actions to give effect to the recommendations herein;

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By approving that in recognition of the exemplary record of the Pine Valley Racing Pigeon Club in setting the standard for pigeon keeping best practices in Vaughan, inspections of other miscellaneous exempt locations shall be every two years; and

By receiving the report of the Deputy City Manager, Community Services, dated February 6, 2018.

CARRIED AS AMENDED

COMMITTEE OF THE WHOLE (WORKING SESSION) REPORT NO. 8

(Refer to Committee Report for complete recommendations and documentation on all Committee items.)

ITEM - 1 VAUGHAN CITY-WIDE URBAN DESIGN GUIDELINES

MOVED by Councillor Carella
seconded by Councillor Iafrate

THAT Item 1, Committee of the Whole (Working Session) Report No. 8 be adopted without amendment.

CARRIED

28. ONTARIO MUNICIPAL COMMUTER CYCLING PROGRAM – ENABLING BY-LAW FOR TRANSFER PAYMENT AGREEMENT EXECUTION (Addendum No. 1)

MOVED by Regional Councillor Singh
seconded by Regional Councillor Ferri

That the recommendation contained in the following report of the Chief Financial Officer and City Treasurer and Deputy City Manager, Public Works, dated February 21, 2018, be approved.

CARRIED

Purpose

To provide Council with a status update on the Ontario Municipal Commuter Cycling (OMCC) program funding allocation for the City of Vaughan and to obtain Council authorization on the execution of the OMCC Transfer Payment Agreement documentation package.

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Recommendations

1. That the Mayor, the City Clerk and/or the City Treasurer be authorized to execute the OMCC Transfer Payment Agreement;
2. That the City Clerk and/or the City Treasurer have the delegated authority to execute any and all other documentation required by OMCC program on behalf of the City;
3. That a segregated obligatory reserve fund be established for the purpose of OMCC program funding;
4. That the City commit to implementing projects and spending OMCC funding in accordance with provisions specified in the OMCC Transfer Payment Agreement; and
5. That the approved OMCC year one funding of \$908,612.25 be applied to one or more of the eligible cycling infrastructure projects identified in the City's OMCC application and that a minimum of twenty percent of the eligible project costs be funded from the existing approved capital plan.

Report Highlights

- Funding of \$908,612.25 is allocated to the City in year one of the four-year non-competitive Ontario Municipal Commuter Cycling (OMCC) program.
- Prior to receiving funding in the first year of participation, the City must execute a Transfer Payment Agreement (TPA) with the Ministry of Transportation (Ministry) by February 23, 2018 and submit a council approved Enabling By-Law by March 15, 2018.
- Any eligible project the City chooses to implement needs to be completed no later than December 30, 2020.

Background

In June 2017, Council authorized City staff to submit an application for the Ontario Municipal Commuter Cycling (OMCC) Program (an extension of the Ontario Municipal Cycling Infrastructure Program (OMCIP)). OMCC is a non-competitive, four-year program that will provide direct, dedicated, annual funding to Ontario municipalities for the implementation of commuter cycling infrastructure. As part of this report, City staff included a preliminary list of potential projects for consideration. An application was submitted on August 2, 2017.

On December 4, 2017, the Province announced total year one funding of \$93 million (an increase from the \$42.5 million announced earlier in the year) for 120 municipalities across Ontario. The year one funding allocation for the City of Vaughan is \$908,612.25. For a full list of recipients visit:

<https://news.ontario.ca/mto/en/2017/12/ontario-municipal-commuter-cycling-program-omcc-recipients.html>

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Prior to receiving funding, the City must execute a Transfer Payment Agreement (TPA) with the Ministry of Transportation (Ministry) and provide a copy of a council approved Enabling By-Law. The City must pass an Enabling By-law each year an application is submitted for funding. No deadlines were identified for agreement execution. On February 8, 2018, the City received notification from the Ministry that the deadline to send the executed Transfer Payment Agreement along with all required documents is February 23, 2018 and a council approved year-one Enabling By-law is to be submitted no later than March 15, 2018 to ensure transfer of funds before March 23, 2018.

Previous Reports/Authority

[Ontario Municipal Cycling Infrastructure Program and Other Grant Funding Opportunities - June 27, 2017, Finance, Administration and Audit Committee \(Item 8, Report No. 6, Recommendation 1 and 2\)](#)

Analysis and Options

OMCC Transfer Payment Agreement sets out the terms and conditions upon which the Province has agreed to provide the City with funding towards the eligible costs of eligible commuter cycling projects. Some key provisions include:

- An interest-bearing account is needed to place the funds received and to fund the approved eligible projects.
- The funds can only be used for carrying out the approved eligible projects and the City shall contribute a minimum amount of twenty percent towards the total eligible costs of each eligible project.
- Projects need to be completed no later than December 30, 2020.
- Future years' funding allocation is subject to review and approval based on the mandatory reporting for projects completed in the previous years.

The list of projects that was submitted as part of the year-one OMCC program application was the result of extensive collaboration across several City departments between April and August 2017. The following criteria were used to assist in the selection of eligible projects:

- Alignment with City's strategic objectives
- Alignment with program objectives
- Network connectivity
- Project readiness and feasibility of implementation
- Cost of project

Staff are reviewing the eligible projects list to identify which projects will be

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implemented using OMCC funding considering that the selected projects must be delivered by December 30, 2020.

Participation in the program supports Term of Council's priority to continue to develop transit, cycling and pedestrian options to get around the City and continue to cultivate an environmentally sustainable city.

Financial Impact

OMCC is supported by proceeds from Ontario's cap and trade program and contributes up to eighty percent of eligible costs, to the maximum funding allocation for the City; the City is responsible for contributing minimum twenty percent of the eligible project costs. The 2017/2018 OMCC funding allocation for the City is \$908,612.25, as such the City's required year one commitment is \$227,153.06 at the minimum. The City's existing budget has approved funding for this initiative in the capital projects. Any required reallocations of existing approved capital funding arising from the OMCC funding award will be reported through the City's Quarterly Fiscal Health Report presented at the Finance, Administration and Audit Committee.

Broader Regional Impacts/Considerations

There are no direct impacts to other governments/organizations that would result from the program/decision.

Conclusion

Funding of \$908,612.25 is allocated to the City in year one of the four-year non-competitive Ontario Municipal Commuter Cycling (OMCC) program. Prior to receiving funding in the first year of participation, the City must execute a Transfer Payment Agreement (TPA) with the Ministry of Transportation (Ministry) by February 23, 2018 and submit a council approved Enabling By-Law by March 15, 2018. An addendum report was required to meet these deadlines.

For more information, please contact:

Maggie Wang, Ext. 8029

Prepared by

Maggie Wang, MBA, CPA, CGA, A.I.M.A, Manager, Corporate Financial Planning & Analysis

Dorothy Kowpak, P.Eng, RPP, Project Manager, Active and Sustainable Transportation

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29. RESOLUTION TO RESOLVE INTO CLOSED SESSION

MOVED by Councillor DeFrancesca
seconded by Councillor Iafrate

That Council resolve into Closed Session for the purpose of discussing the following matter:

1. UPDATE ON THE RECRUITMENT PROCESS FOR
DIRECTOR OF BUILDING STANDARDS AND
CHIEF BUILDING OFFICIAL
(Addendum No. 2)
(personal matters about identifiable individuals)

CARRIED

Council recessed at 1:28 p.m.

MOVED by Regional Councillor Rosati
seconded by Councillor DeFrancesca

THAT Council reconvene at 1:51 p.m.

CARRIED

Council reconvened at 1:51 p.m. with all members present.

30. UPDATE ON THE RECRUITMENT PROCESS FOR DIRECTOR OF BUILDING STANDARDS AND CHIEF BUILDING OFFICIAL (Addendum No. 2)

MOVED by Councillor Carella
seconded by Councillor Yeung Racco

- 1) That the confidential recommendation of the Council (Closed Session) meeting of February 21, 2018, be approved.

CARRIED

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31. BY-LAWS

MOVED by Regional Councillor Singh
seconded by Councillor Shefman

THAT the following by-laws be enacted:

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| By-Law Number 025-2018 | A By-law to authorize the temporary borrowing of a sum that shall not exceed \$50,000,000 during the year 2018. (Item 2, Finance, Administration and Audit Committee, Report No. 2) |
| By-Law Number 026-2018 | A By-law to assume Municipal Services in Kleinburg Estates Subdivision, 19T-95098, Registered Plan 65M-4129. (City of Vaughan and Kleinburg Residential Estates Ltd. dated February 26, 2009, Ward 1, Block 62) (Delegation By-law 005-2018) |
| By-Law Number 027-2018 | A By-law to assume Municipal Services in Lormel/Ozner Phase 2A Subdivision, 19T-00V03, Registered Plan 65M-4104. (the City of Vaughan and Lormel Developments (Weston) Inc./Ozner Corporation (South) dated April 11, 2011, (65M-4283), Ward 3, Block 33) (Delegation By-law 005-2018) |
| By-Law Number 028-2018 | A By-law to assume Municipal Services in Vista Parc Limited, External Services related file DA.11.069. (City of Vaughan and Vista Parc Limited dated November 27, 2012, Ward 2, Block 44) (Delegation By-law 005-2018) |
| By-Law Number 029-2018 | A By-law to exempt parts of Plan 65M-4569 from the provisions of Part Lot Control. (PLC.18.001, Vogue Homes (Block 12) Inc., located at Dufferin Street and Major MacKenzie Drive, being Lots 27 and 45 on Registered Plan 65M-4569, in Lot 21, Concession 2) (Delegation By-law 005-2018) |

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| By-Law Number 030-2018 | A By-law to exempt parts of Plan 65M-4568 from the provisions of Part Lot Control. (PLC.18.002, Vogue Homes (Weston) Inc., located on Vellore Park Avenue (Lots 1, 2, and 4) and Velia Court (Lots 20 to 24) in the vicinity of Major Mackenzie Drive and Weston Road) (Delegation By-law 005-2018) |
| By-Law Number 031-2018 | A By-law to exempt parts of Plan 65M-4568 from the provisions of Part Lot Control. (PLC.18.003, Ozner Corporation (south), located on Vellore Park Avenue (Lots 10 to 13) and Velia Court (Lots 16 to 20 and 36) in the vicinity of Major Mackenzie Drive and Weston Road) (Delegation By-law 005-2018) |
| By-Law Number 032-2018 | A By-law to exempt parts of Plan 65M-4486 from the provisions of Part Lot Control. (PLC.18.004, Nine-Ten West Ltd., located in proximity to Dufferin Street and Rutherford Road, being Blocks 2 and 3 and Blocks 38 and 39 on Registered Plan 65M-4486, in Part of Lots 16 and 17, Concession 2) (Delegation By-law 005-2018) |
| By-Law Number 033-2018 | A By-law of the Corporation of the City of Vaughan to provide delegated authority to the City Manager to approve policies that are administrative in nature as defined in the Corporate policy “Corporate Policy Development”. (Item 2, Committee of the Whole (Working Session), Report No. 8) |

CARRIED

32. CONFIRMING BY-LAW

MOVED by Regional Councillor Singh
seconded by Councillor DeFrancesca

THAT By-law Number 034-2018, being a by-law to confirm the proceedings of Council at its meeting on February 21, 2018, be enacted.

CARRIED

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33. ADJOURNMENT

MOVED by Councillor Carella
seconded by Regional Councillor Singh

THAT the meeting adjourn at 1:52 p.m.

CARRIED

Hon. Maurizio Bevilacqua, Mayor

Barbara A. McEwan, City Clerk