

**CITY OF VAUGHAN
COUNCIL MINUTES
MAY 16, 2017**

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CITY OF VAUGHAN

COUNCIL MEETING

TUESDAY, MAY 16, 2017

MINUTES

1:00 P.M.

Council convened in the Municipal Council Chamber in Vaughan, Ontario, at 1:05 p.m.

The following members were present:

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

54. CONFIRMATION OF AGENDA

MOVED by Regional Councillor Ferri
seconded by Regional Councillor Di Biase

THAT the agenda be confirmed.

AMENDMENT

MOVED by Councillor Iafrate
Seconded by Councillor Shefman

That the following addendums be added to the agenda:

1. PROCLAMATION AND FLAG RAISING REQUEST
FILIPINO DAY
Report of the City Clerk with respect to the above.
2. PROPOSED RIB FEST PLANNED IN DUFFERIN CLARK PARK
Verbal report of Councillor Shefman with respect to the above.

CARRIED UNANIMOUSLY

Upon the question of the main motion:

CARRIED AS AMENDED

55. DISCLOSURE OF INTEREST

Regional Councillor Ferri declared an interest with respect to Item 13, Committee of the Whole Report No. 17, ZONING BY-LAW AMENDMENT FILE Z.16.053, SITE DEVELOPMENT FILE DA.16.111, ROYAL 7 DEVELOPMENTS LTD., WARD 4 - VICINITY OF MAPLECRETE ROAD AND REGIONAL ROAD 7, as his son is a partner with a law firm representing the applicant and did not take part in the discussion or vote on the matter.

Regional Councillor Di Biase declared an interest with respect to Item 1, Committee of the Whole (Working Session) Report No. 19, METROLINX REGIONAL EXPRESS RAIL UPDATE, CITY WIDE, with respect to this matter insofar as it relates to Block 27, as his children own land in Block 27 given to them by their maternal Grandfather and did not take part in the discussion or vote on the matter.

Having been absent at the Council meeting of April 19, 2017, and this being the first Council Meeting to be given an opportunity to declare an interest, Councillor Carella declared an interest with respect to Item 3, Committee of the Whole Report No. 13, SITE DEVELOPMENT FILE DA.16.102, VITANOVA SHELTER CORPORATION, WARD 2 – VICINITY OF RUTHERFORD ROAD AND REGIONAL ROAD 27, as he is an officer of the Vitanova Shelter Corporation that owns the property at 6299 Rutherford Road, and did not take part in the discussion or vote on the matter.

56. ADOPTION OR CORRECTION OF MINUTES

MOVED by Councillor Yeung Racco
seconded by Councillor Iafrate

That the minutes of the meeting of April 19, 2017, be adopted and amended, as follows:

1. That Committee of the Whole Report No. 13, Item 3, SITE DEVELOPMENT FILE DA.16.102, VITANOVA SHELTER CORPORATION, WARD 2 – VICINITY OF RUTHERFORD ROAD AND REGIONAL ROAD 27, adopted at the Council meeting of April 19, 2017, be amended by including the following:

Having been absent at the Council meeting of April 19, 2017, Councillor Carella declared an interest in this matter at the Council meeting of May 16, 2017, this being the earliest opportunity to do so, as he is an officer of the Vitanova Shelter Corporation that owns the property at 6299 Rutherford Road, and did not take part in the discussion or vote on the matter.

CARRIED

57. COMMUNICATIONS

MOVED by Councillor Yeung Racco
seconded by Councillor DeFrancesca

THAT Communications C1 to C4 inclusive be received and referred to their respective items on the agenda.

CARRIED

58. DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION

The following items were identified for separate discussion:

Committee of the Whole (Closed Session) Report No. 16

Items 2 and 4

Committee of the Whole Report No. 17

Item 13

Committee of the Whole (Working Session) Report No. 19

Item 1

Addendum Items

Items 1 and 2

MOVED by Regional Councillor Di Biase
seconded by Councillor DeFrancesca

THAT Items 1 to 11 of the Finance, Administration and Audit Committee Report No. 5, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 4 of the Committee of the Whole (Closed Session) Report No. 16, with the exception of the items identified for separate discussion, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 16 of the Committee of the Whole Report No. 17, with the exception of the item identified for separate discussion, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 2 of the Committee of the Whole (Public Hearing) Report No. 18, BE APPROVED and the recommendations therein be adopted; and

THAT Items 1 to 3 of the Committee of the Whole (Working Session) Report No. 19, with the exception of the item identified for separate discussion, BE APPROVED and the recommendations therein be adopted.

CARRIED

59. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

COMMITTEE OF THE WHOLE REPORT NO. 17

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

ITEM - 13 ZONING BY-LAW AMENDMENT FILE Z.16.053
SITE DEVELOPMENT FILE DA.16.111
ROYAL 7 DEVELOPMENTS LTD.
WARD 4 - VICINITY OF MAPLECRETE ROAD AND REGIONAL
ROAD 7

MOVED by Councillor DeFrancesca
seconded by Regional Councillor Ferri

THAT Item 13, Committee of the Whole Report No. 17 be adopted without amendment.

CARRIED

Having previously declared an interest Regional Councillor Ferri did not take part in the discussion or vote on the foregoing matter.

COMMITTEE OF THE WHOLE (WORKING SESSION) REPORT NO. 19

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

ITEM - 1 **METROLINX REGIONAL EXPRESS RAIL UPDATE**
 CITY WIDE

MOVED by Councillor Iafrate
seconded by Regional Councillor Ferri

THAT Item 1, Committee of the Whole (Working Session) Report No. 19 be adopted and amended, as follows:

By receiving the following Communications:

- C2 Confidential Communication from the Deputy City Manager, Legal and Human Resources, dated May 15, 2017; and
- C3 Deputy City Manager, Planning & Growth Management, Deputy City Manager, Public Works, Deputy City Manager, Community Services, Deputy City Manager, Legal & Human Resources, dated May 15, 2017.

CARRIED

Having previously declared an interest Regional Councillor Di Biase did not take part in the discussion or vote on the foregoing matter.

This matter was reconsidered. Refer to Minute Nos. 60 and 64.

60. RECONSIDERATION
METROLINX REGIONAL EXPRESS RAIL UPDATE
CITY WIDE

MOVED by Councillor Shefman
seconded by Councillor Iafrate

That Item 1, Committee of the Whole (Working Session) Report No. 19, be reconsidered for the purposes of receiving legal advice.

CARRIED UPON A 2/3 VOTE

Refer to Minute Nos. 59 and 64 for disposition regarding this matter.

Addendums

61. PROCLAMATION AND FLAG RAISING REQUEST

FILIPINO DAY

(Addendum No. 1)

MOVED by Regional Councillor Ferri
seconded by Councillor Carella

That the recommendation contained in the following report of the City Clerk, dated May 16, 2017, be approved:

CARRIED

Recommendation

The City Clerk recommends:

1. That June 11, 2017 be proclaimed as “Filipino Day”;
2. That the Philippine flag be raised at Vaughan City Hall on June 11, 2017 for a period no longer than one week in accordance with the Flag Raising/Half Masting Policy; and
3. That the proclamation be posted on the City’s website and published on the City Page online.

Contribution to Sustainability

No direct contribution

Economic Impact

No direct impact

Communications Plan

The Office of the City Clerk posts proclamations issued by the City on the City’s website under “Proclamations” and on the City Page Online.

Purpose

To respond to the request received from President of the Filipino Canadian Association of Vaughan.

Background - Analysis and Options

Correspondence was received from the President of the Filipino Canadian Association of Vaughan on May 2, 2017.

The proclamation request meets the City’s Proclamation Policy, as follows:

“That upon request, the City of Vaughan issue Proclamations for events, campaigns or other similar matters:

In recognition of the ethnic diversity of the residents of a municipality the City of Vaughan will fly at the Vaughan City Hall the flag of any nation, country or ethnic group on the national day or on the anniversary of a special occasion, upon written request to the City Clerk submitted one month in advance by that nation, or ethnic group or its representatives”.

This year marks the 119th Anniversary of Philippine Independence. This is a national day of the Philippines to honour forefathers who sacrificed their lives to give future generations the gift of sovereignty. This request was previously granted by Council.

Relationship to Term of Council Service Excellence Strategy Map (2014-2018)

This report supports the Term of Council priorities, as outlined in the Service Excellence Strategy Map:

- Support and promote arts, culture, heritage and sports in the community

Regional Implications

No direct implications

Conclusion

Staff is recommending that June 11, 2017 be proclaimed as “Filipino Day”, that the Philippine flag be raised on June 11, 2017 for a period no longer than one week in accordance with the Flag Raising/Half Masting Policy, and that the proclamation be posted on the City’s website and the City Page Online.

Attachment

Attachment 1 Correspondence from President, Filipino Canadian Association of Vaughan

Report prepared by:

Shari Gouzvaris, Supervisor, City Clerk’s Administrative Services

(A copy of the attachments referred to in the foregoing have been forwarded to each Member of Council and a copy thereof is also on file in the office of the City Clerk.)

62. PROPOSED RIB FEST PLANNED IN DUFFERIN CLARK PARK
(Addendum No. 2)

MOVED by Councillor Shefman
seconded by Councillor Iafrate

That staff prepare a detailed report addressing the concerns and impact of this commercial event being held in a City Park in a residential neighbourhood.

CARRIED

63. RESOLUTION TO RESOLVE INTO CLOSED SESSION

MOVED by Regional Councillor Ferri
seconded by Councillor Iafrate

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

1. ONTARIO MUNICIPAL BOARD HEARING
VAUGHAN OFFICIAL PLAN 2010
VAUGHAN METROPOLITAN CENTRE SECONDARY PLAN
1834371 ONTARIO INC. (LIBERTY DEVELOPMENT CORPORATION)
VICINITY OF REGIONAL ROAD 7 AND MAPLECRETE ROAD
WARD 4
Committee of the Whole (Closed Session) Report No. 16, Item 2
(litigation or potential litigation)
2. ANNUAL PERFORMANCE REVIEW – DIRECTOR OF INTERNAL AUDIT
Committee of the Whole (Closed Session) Report No. 16, Item 4
(personal matters about identifiable individuals)
3. METROLINX REGIONAL EXPRESS RAIL UPDATE
CITY WIDE
(Committee of the Whole (Working Session) Report No. 19, Item 1
(solicitor/client privilege)

CARRIED

Council recessed at 1:19 p.m.

MOVED by Councillor Yeung Racco
seconded by Councillor DeFrancesca

THAT Council reconvene at 2:52 p.m.

CARRIED

Council reconvened at 2:52 p.m. with all members present.

64. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

COMMITTEE OF THE WHOLE (CLOSED SESSION) REPORT NO. 16

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

ITEM - 2 ONTARIO MUNICIPAL BOARD HEARING
 VAUGHAN OFFICIAL PLAN 2010
 VAUGHAN METROPOLITAN CENTRE SECONDARY PLAN
 1834371 ONTARIO INC. (LIBERTY DEVELOPMENT CORPORATION)
 VICINITY OF REGIONAL ROAD 7 AND MAPLECRETE ROAD
 WARD 4

MOVED by Councillor Yeung Racco
seconded by Councillor Shefman

THAT Item 2, Committee of the Whole (Closed Session) Report No. 16 be adopted and amended, as follows:

By approving the confidential recommendation of the Council (Closed Session) meeting of May 16, 2017.

CARRIED

ITEM - 4 ANNUAL PERFORMANCE REVIEW – DIRECTOR OF INTERNAL AUDIT

MOVED by Councillor DeFrancesca
seconded by Councillor Yeung Racco

THAT Item 4, Committee of the Whole (Closed Session) Report No. 16 be adopted and amended, as follows:

By approving the confidential recommendation of the Council (Closed Session) meeting of May 16, 2017; and

By receiving Confidential Communication C1 from the Deputy City Manager, Legal and Human Resources, dated May 12, 2017.

CARRIED

COMMITTEE OF THE WHOLE (WORKING SESSION) REPORT NO. 19

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

ITEM - 1 METROLINX REGIONAL EXPRESS RAIL UPDATE
CITY WIDE

MOVED by Councillor Shefman
seconded by Councillor Iafrate

THAT Item 1, Committee of the Whole (Working Session) Report No. 19 be adopted and amended, as follows:

By receiving the following Communications:

- C2 Confidential Communication from the Deputy City Manager, Legal and Human Resources, dated May 15, 2017; and
- C3 Deputy City Manager, Planning & Growth Management, Deputy City Manager, Public Works, Deputy City Manager, Community Services, Deputy City Manager, Legal & Human Resources, dated May 15, 2017.

CARRIED

Having previously declared an interest Regional Councillor Di Biase did not take part in the discussion or vote on the foregoing matter.

This matter was reconsidered. Refer to Minute Nos. 59 and 60.

65. BY-LAWS

MOVED by Regional Councillor Di Biase
seconded by Regional Councillor Ferri

THAT the following by-laws be enacted:

- | | |
|------------------------|---|
| By-Law Number 043-2017 | A By-law to amend the Consolidated Traffic By-law 284-94, as amended, to govern and control traffic in the City of Vaughan. (Via Romano Boulevard, Fitzmaurice Drive) (Item 4, Committee of the Whole, Report No. 17) |
|------------------------|---|

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- By-Law Number 044-2017 A By-law to repeal and replace by-law 074-2016, and a by-law to reappoint the Chief Building Official and the Deputy Chief Building Officials, and to appoint Inspectors, for the enforcement of the *Building Code Act*, 1992, as amended, for the City of Vaughan. (Item 8, Committee of the Whole, Report No. 17)
- By-Law Number 045-2017 A By-law to assume Municipal Services in Churchill Estates Subdivision, 19T-84029, Registered Plan 65M-4155. (Balport Estates Corp. dated August 12, 2009) (Item 9, Committee of the Whole, Report No. 17)
- By-Law Number 046-2017 A By-law to establish retention periods for records of the City of Vaughan; to delegate authority for the retention and disposition of records to the City Clerk; and, to repeal By-law 113-97. (Retention Authority Delegation, Records Management, Records Retention Schedule) (Item 8, Finance, Administration and Audit Committee, Report No. 5)
- By-Law Number 047-2017 A By-law to exempt parts of Plan 65M-4481 from the provisions of Part Lot Control. (PLC.17.003, Elm Thornhill Woods (2013) Inc., located north of Summeridge Drive on the west side of Thornhill Woods Drive, on Elmway Court, in Planning Block 10, being Lots 2 to 8, 11, 12, and 14 to 17 on Registered Plan 65M-4481, in Part of Lot 12, Concession 2) (Delegation By-law 195-2015)
- By-Law Number 048-2017 A By-law to amend City of Vaughan By-law 1-88. (Z.16.053, DA.16.111, Royal 7 Developments Ltd., located at 2900, 2908, 2910, 2916 and 2920 Regional Road 7, on the north side of Region Road 7, between Jane Street and Creditstone Road, in Part of Lot 6, Concession 4) (Item 13, Committee of the Whole, Report No. 17)
- By-Law Number 049-2017 A By-law to amend City of Vaughan By-law 1-88 as amended. (Z.14.066, Z.13.009, 19T-13V004, 19T-13V005, Quadrant Holdings Inc., located north of Rutherford Road, on the east and west sides of Thomas Cook Avenue, in Part of Lot 17, Concession 2) (Council, June 24, 2014, Item 53, Committee of the Whole, Report No. 30)
- By-Law Number 050-2017 A By-law to amend City of Vaughan By-law 1-88. (Z.16.004, City of Vaughan, Air Conditioner (AC) Regulations) (Council, April 19, 2017, Item 4, Committee of the Whole, Report No. 13)

CARRIED

66. **CONFIRMING BY-LAW**

MOVED by Councillor Shefman
seconded by Councillor DeFrancesca

THAT By-law Number 051-2017, being a by-law to confirm the proceedings of Council at its meeting on May 16, 2017, be enacted.

CARRIED

67. ADJOURNMENT

MOVED by Councillor Carella
seconded by Regional Councillor Rosati

THAT the meeting adjourn at 2:54 p.m.

CARRIED

Hon. Maurizio Bevilacqua, Mayor

Barbara A. McEwan, City Clerk