



CITY OF VAUGHAN
COUNCIL MINUTES
SEPTEMBER 25, 2012

Table of Contents

<u>Minute No.</u>		<u>Page No.</u>
133.	CONFIRMATION OF AGENDA	174
134.	DISCLOSURE OF INTEREST	175
135.	ADOPTION OR CORRECTION OF MINUTES	175
136.	COMMUNICATIONS	176
137.	TAX ADJUSTMENTS PURSUANT TO SECTIONS 357 AND 358 OF THE MUNICIPAL ACT, S.O. 2001 - ALL WARDS	176
138.	DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION	177
139.	CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION	177
140.	RECONSIDERATION	180
141.	CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION	180
142.	PROCLAMATION REQUEST AUTISM AWARENESS MONTH (Addendum No. 1)	182
143.	RFP FOR ARCHITECT – CIVIC CENTRE RESOURCE LIBRARY WARD 1 (Addendum No. 2)	183
144.	PROCLAMATION REQUEST NATIONAL SENIORS DAY (Addendum No. 3)	187
145.	PROCLAMATION REQUEST LEARNING DISABILITIES AWARENESS MONTH (Addendum No. 4)	188
146.	EXTENSION OF INVITATION TO LIEUTENANT GOVERNOR – CELEBRATING INTERNATIONAL DAY OF PERSONS WITH DISABILITIES (Addendum No. 5)	190
147.	TAX ADJUSTMENTS PURSUANT TO SECTIONS 357 AND 358 OF THE MUNICIPAL ACT, S.O. 2001 - ALL WARDS	191
148.	BY-LAWS	192
149.	RESOLUTION TO RESOLVE INTO CLOSED SESSION	196
150.	CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION	197
151.	CONFIRMING BY-LAW	197
152.	ADJOURNMENT	197

CITY OF VAUGHAN

COUNCIL MEETING

TUESDAY, SEPTEMBER 25, 2012

MINUTES

1:00 P.M.

Council convened in the Municipal Council Chamber in Vaughan, Ontario, at 1:06 p.m.

The following members were present:

Regional Councillor and Deputy Mayor, Gino Rosati, Chair
Regional Councillor Michael Di Biase
Regional Councillor Deb Schulte
Councillor Tony Carella
Councillor Marilyn Iafrate
Councillor Alan Shefman
Councillor Sandra Yeung Racco

133. CONFIRMATION OF AGENDA

MOVED by Regional Councillor Schulte
seconded by Councillor Iafrate

THAT the agenda be confirmed.

AMENDMENT

MOVED by Councillor Racco
seconded by Regional Councillor Schulte

That the following addendums be added to the agenda:

- 1) PROCLAMATION REQUEST
AUTISM AWARENESS MONTH

Report of the City Clerk with respect to the above.
- 2) RFP FOR ARCHITECT – CIVIC CENTRE RESOURCE LIBRARY
WARD 1

Report of the Commissioner of Community Services with respect to the above.
- 3) PROCLAMATION REQUEST
NATIONAL SENIORS DAY

Report of the City Clerk with respect to the above.
- 4) PROCLAMATION REQUEST
LEARNING DISABILITIES AWARENESS MONTH

Report of the City Clerk with respect to the above.

5) EXTENSION OF INVITATION TO LIEUTENANT GOVERNOR - CELEBRATING INTERNATIONAL DAY OF PERSONS WITH DISABILITIES

Resolution of Councillor Yeung Racco with respect to the above.

6) BY-LAW NUMBER 153-2012

(Council, September 27, 2011, Item 36, Committee of the Whole Report No. 40) (Council, March 20, 2012, Item 20, Committee of the whole Report No. 8)

A By-law to amend City of Vaughan Zoning By-law 1-88. (Z.08.036, 19T-08V05, Kleinvit Estates Inc., are located on the west side of Regional Road 27, south of Kirby Road, being Part of Lot 30, Concession 9)

7) BY-LAW NUMBER 154-2012

(Council, September 27, 2011, Item 38, Committee of the Whole Report No. 40) (Council, March 20, 2012, Item 20, Committee of the whole Report No. 8)

A By-law to amend City of Vaughan Zoning By-law 1-88. (Z.08.035, 19T-08V04, 11336 Highway 27 Limited Partnership, located on the west side of Regional Road 27, south of Kirby Road, being Part of Lot 30, Concession 9)

8) BY-LAW NUMBER 155-2012

(Council, September 27, 2011, Item 37, Committee of the Whole Report No. 40) (Council, March 20, 2012, Item 20, Committee of the whole Report No. 8)

A By-law to amend City of Vaughan Zoning By-law 1-88. (Z.03.008, 19T-03V02, 1321362 Ontario Inc. located on the west side of Regional Road 27, south of Kirby Road, being Part of Lot 29, Concession 9)

CARRIED UNANIMOUSLY

Upon the question of the main motion:

CARRIED AS AMENDED

134. DISCLOSURE OF INTEREST

Regional Councillor Di Biase declared an interest with respect to ITEM 18, COMMITTEE OF THE WHOLE REPORT NO. 33 as his children have had a long standing interest in a parcel of land given to them by their maternal Grandfather and did not take part in the discussion or vote on the matter.

Councillor Racco declared an interest with respect to ITEM 1, COMMITTEE OF THE WHOLE (CLOSED SESSION) REPORT NO. 36 as her daughter is working for a related company and did not take part in the discussion or vote on the matter.

135. ADOPTION OR CORRECTION OF MINUTES

MOVED by Regional Councillor Schulte
seconded by Councillor Iafrate

THAT the minutes of the meeting of June 26, 2012 and Special Council meetings of June 26, 2012 and August 1, 2012 be adopted as presented; and

THAT in accordance with Communication C1, dated September 21, 2012, from the City Clerk the following administrative correction be made:

- "1. That an administrative correction be made to the Council Meeting Minutes of March 8, 2011, Minute No. 35, Item 17, Report No. 11, Committee of the Whole, by deleting the date "March 1, 2011" and inserting the date "February 22, 2011" in lieu thereof, so that the Council resolution now reads:

ITEM - 17 NEW CITY HALL – FINAL REPORT

MOVED by Councillor Shefman
seconded by Councillor Racco

THAT Item 17, Committee of the Whole Report No. 11 be adopted and amended, as follows:

By approving the recommendation contained in the following report of the Commissioner of Community Services, dated ~~March 1, 2011~~ February 22, 2011;

By approving that consideration of the recommended Terms of Reference and scope be referred to a Special Council meeting before the end of March 2011; and

By receiving the memorandum from the City Manager, C3, dated March 4, 2011.

CARRIED"

CARRIED

136. COMMUNICATIONS

MOVED by Councillor Carella
seconded by Councillor Shefman

THAT Communications C1 to C17 inclusive be received and referred to their respective items on the agenda.

CARRIED

137. TAX ADJUSTMENTS PURSUANT TO SECTIONS 357 AND 358 OF THE MUNICIPAL ACT, S.O. 2001 - ALL WARDS

MOVED by Councillor Racco
seconded by Councillor Carella

- 1) That the deputation of Ms. Shaheen Chehreh, Bloorview Place, Toronto, be received; and
- 2) THAT this matter be stood down to allow further discussion with the deputant.

CARRIED

Refer to Minute No. 147 with respect to disposition of this matter.

138. DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION

The following items were identified for separate discussion:

Committee of the Whole Report No. 33

Items 9, 18, 21, 29, 30, 41, 46, 51, 54

Committee of the Whole (Closed Session) Report No. 34

Items 1, 3, 4

Committee of the Whole (Public Hearing) Report No. 35

Items 1, 3, 4

MOVED by Councillor Iafrate
seconded by Councillor Carella

THAT Items 1 to 54 of the Committee of the Whole Report No. 33, with the exception of the items 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. 34, with the exception of the items identified for separate discussion, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 5 of the Committee of the Whole (Public Hearing) Report No. 35, with the exception of the items identified for separate discussion, BE APPROVED and the recommendations therein be adopted;

THAT Item 1 of the Special Committee of the Whole (Closed Session) Report No. 36, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 7 of the Finance and Administration Committee Report No. 8, BE APPROVED and the recommendations therein be adopted;

THAT Item 1 of the Committee of the Whole (Working Session) Report No. 37, BE APPROVED and the recommendations therein be adopted; and

THAT Items 3 and 4 of the Finance and Administration Committee Report No. 9, BE APPROVED and the recommendations therein be adopted;

CARRIED

139. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

COMMITTEE OF THE WHOLE REPORT NO. 33

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

ITEM - 9 AWARD OF TENDER T12-141
 FIRGLEN RIDGE WATERMAIN REPLACEMENT
 WARD 2

MOVED by Councillor Carella
seconded by Regional Councillor Di Biase

THAT Item 9, Committee of the Whole Report No. 33 be adopted without amendment.

CARRIED

ITEM - 18 IMPLEMENTATION MEASURES: VAUGHAN OFFICIAL PLAN 2010
APPROVAL OF TERMS OF REFERENCE AND AUTHORIZATION TO
ISSUE RFP
NATURAL HERITAGE NETWORK STUDY PHASES 2, 3 AND 4
FILE 25.1

MOVED by Regional Councillor Schulte
seconded by Councillor Iafrate

THAT Item 18, Committee of the Whole Report No. 33 be adopted and amended, as follows:

By approving the following in accordance with Communication C12, from the Commissioner of Planning, dated September 25, 2012:

“The draft Terms of Reference for the undertaking of Phases 2, 3 and 4 of the Natural Heritage Network Study, forming Attachment 1 to this report and revised following the Committee of the Whole meeting of September 5, 2012, be approved and that staff be authorized to issue a Request for Proposal for the retention of the consulting services specified in the draft Terms of Reference.”

CARRIED

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

ITEM - 21 SITE DEVELOPMENT FILE DA.12.036
CANADIAN NATIONAL RAILWAY COMPANY
WARD 4 - VICINITY OF JANE STREET AND REGIONAL ROAD 7

MOVED by Councillor Racco
seconded by Regional Councillor Schulte

THAT Item 21, Committee of the Whole Report No. 33 be adopted and amended, as follows:

By approving the recommendation of the Commissioner of Planning, dated September 4, 2012; and

By receiving Communication C13, from the Commissioner of Planning, dated September 20, 2012.

CARRIED

ITEM - 29 AWARD OF TENDER T12-257
CONCORD THORNHILL REGIONAL PARK ARTIFICIAL TURF
SOCCER FIELD
WARD 5

MOVED by Councillor Racco
seconded by Councillor Shefman

THAT Item 29, Committee of the Whole Report No. 33 be adopted and amended, as follows:

COUNCIL MEETING MINUTES - SEPTEMBER 25, 2012

By approving the following in accordance with Communication C11, from the Commissioner of Community Services, dated September 25, 2012:

- 1) That the tender T12-257 for Concord Thornhill Regional Park Artificial Turf Soccer Field construction works be awarded to Gateman Milloy Inc. in the amount of \$965,310.88, plus HST; and,
- 2) That provisional items P.1 and P.2 be also awarded to Gateman-Milloy Inc. in the amount of \$ 21,000.77, plus applicable taxes and administration recovery; and,
- 3) That a 15% contingency in the amount of \$147,946.75, plus applicable taxes and administrative recovery be approved within which Parks Development is authorized to approve amendments to the contract; and,
- 4) That a bylaw be enacted authorizing the Mayor and the City Clerk to sign the necessary documents.

CARRIED

ITEM - 30 AWARD OF TENDER T12-041
FOREST VIEW PARK – WARD 4

MOVED by Councillor Racco
seconded by Councillor Iafrate

THAT Item 30, Committee of the Whole Report No. 33 be adopted and amended, as follows:

By approving the following in accordance with Communication C10, from the Commissioner of Community Services, dated September 25, 2012:

- 1) That Tender T12-041 for the Construction of Forest View Park be awarded to the lowest bidder Gateman-Milloy Inc. in the amount of \$489,351.57 plus applicable taxes and administration recovery; and,
- 2) That provisional items P.1, P.2, P.3 and P.5 be also awarded to Gateman-Milloy Inc. in the amount of \$46,885.81, plus applicable taxes and administration recovery; and,
- 3) That a 15% contingency in the amount of \$80,435.60, plus applicable taxes and administration recovery be approved within which Parks Development is authorized to approve amendments to the contract; and,
- 4) That the Mayor and City Clerk be authorized to sign all documentation necessary to complete the contract.

CARRIED

ITEM - 41 FENCE HEIGHT EXEMPTION – 25 AND 31 FIORELLO COURT –
WARD 3

MOVED by Councillor Racco
seconded by Councillor Iafrate

That consideration of this matter be deferred to the October 16, 2012 Committee of the Whole meeting; and

That the following Communications be received:

- C15. Mr. Frank Torchia, Gray & Associates, Barristers & Solicitors, Zenway Boulevard, Vaughan; and
- C17. Mr. Michael DeGasperis, Arista Homes, Applewood Crescent, Vaughan.

CARRIED

ITEM - 46 AWARD OF REQUEST FOR PROPOSAL 12-304
CONSULTING SERVICES FOR THE CITY OF VAUGHAN
HEALTH CARE CAMPUS CENTRE
WARD 1

MOVED by Councillor Iafrate
seconded by Councillor Shefman

THAT Item 46, Committee of the Whole Report No. 33 be adopted and amended, as follows:

By approving the following in accordance with Communication C14, from the City Manager, the Commissioner of Planning, the Commissioner of Engineering & Public Works, the Director of Legal Services and the Acting Director of Purchasing Services, dated September 25, 2012:

1. That Prism Partners Inc. be retained to provide consulting services as Development Facilitator for the City of Vaughan Health Care Campus Centre at an estimated cost of \$300,000.00 plus applicable taxes and administration recovery;
2. That a contingency allowance in the amount of \$30,000.00, plus applicable taxes and administration recovery, be approved within which the Director of Legal Services is authorized to approve amendments to the contract; and
3. That the Mayor and City Clerk be authorized to sign the appropriate documents.

CARRIED

140. RECONSIDERATION

MOVED by Councillor Shefman
seconded by Councillor Carella

That Item 4, Committee of the Whole (Closed Session) Report No. 34, CONTRIBUTION AGREEMENT BETWEEN THE CITY OF VAUGHAN AND THE VAUGHAN HEALTH CAMPUS OF CARE-UPDATE LEGAL ADVICE SUBJECT TO SOLICITOR/CLIENT PRIVILEGE, be reconsidered.

CARRIED

Refer to Minute No. 150 for disposition regarding this matter.

141. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

COMMITTEE OF THE WHOLE REPORT NO. 33

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

ITEM - 51 DEPUTATION – MS. RINA DE DONATO
WITH RESPECT TO GIRLS ON THE RUN

MOVED by Regional Councillor Di Biase
seconded by Councillor Iafrate

THAT Item 51, Committee of the Whole Report No. 33 be adopted and amended, as follows:

By receiving Communication C8, from the Commissioner of Community Services, dated September 25, 2012.

CARRIED

ITEM - 54 DEPUTATION – MS. RINA DE DONATO
WITH RESPECT TO GIRLS ON THE RUN

MOVED by Councillor Racco
seconded by Regional Councillor Di Biase

THAT Item 54, Committee of the Whole Report No. 33 be adopted and amended, as follows:

By receiving Communication C9, from the Commissioner of Community Services, dated September 25, 2012.

CARRIED

COMMITTEE OF THE WHOLE (CLOSED SESSION) REPORT NO. 34

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

ITEM - 1 PROPERTY STANDARDS COMMITTEE
VACANCY

MOVED by Councillor Carella
seconded by Regional Councillor Di Biase

THAT Item 1, Committee of the Whole Report (Closed Session) Report No. 34 be adopted and amended, as follows:

By approving the following in accordance with confidential Communication C7, from the City Clerk, dated September 21, 2012:

- 1) That the position of Mr. Rahul Matta be declared vacant; and
- 2) That Mr. Mario Di Nardo be appointed a member on the Property Standards Committee for the current term of Council (2010 – 2014).

CARRIED

ITEM - 3 ONTARIO MUNICIPAL BOARD APPEAL
2109179 ONTARIO INC.
FILES Z.10.002 AND DA.11.086
3501 KING-VAUGHAN ROAD – WARD 1

MOVED by Regional Councillor Schulte
seconded by Councillor Shefman

THAT Item 3, Committee of the Whole Report (Closed Session) Report No. 34 be adopted and amended, as follows:

By receiving the confidential Communication C16, from Legal Counsel, dated September 24, 2012.

CARRIED

Addendum Items

**142. PROCLAMATION REQUEST
AUTISM AWARENESS MONTH**
(Addendum No. 1)

MOVED by Councillor Racco
seconded by Councillor Iafrate

That the recommendation contained in the following report of the City Clerk, dated September 25, 2012, be approved:

CARRIED

Recommendation

The City Clerk recommends:

- 1) That October 2012 be proclaimed as “Autism Awareness Month” in the City of Vaughan;
and
- 2) That the proclamation be posted on the City’s website and published on the City Page Online.

Contribution to Sustainability

N/A

Economic Impact

N/A

Communications Plan

The Corporate Communications Department posts proclamations issued by the City on the City’s website under “Events – Proclamations” and on the City Page Online.

Purpose

To respond to the request received from the President-Parent Volunteer, Autism Ontario York Region.

Background - Analysis and Options

The correspondence received from the President-Parent Volunteer, Autism Ontario York Region, dated September 4, 2012, is attached. (Attachment 1) This request was received too late to be placed on the last Committee of the Whole meeting Agenda. Due to the time-sensitivity of the proclamation request to proclaim October as Autism Awareness Month, we respectfully request that Council ratify the action taken.

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:

- (i) which are promoted by any organization that is a registered charity pursuant to Section 248 of the Income Tax Act"

Autism Ontario established in 1973 has been providing support to many families across York Region and Ontario to help them cope with this devastating disorder. They are a leading source of information and referral on autism and their mandate is to ensure that each individual with autism is provided the means to achieve a better quality of life in the community. The proclamation would raise awareness as well as much needed support.

Relationship to Vaughan Vision 2020/Strategic Plan

This report supports the strategic priorities established by Vaughan Vision 20/20 Strategic Plan:

Service Excellence

- Promote Community Safety, Health & Wellness

Regional Implications

This report supports the promotion of awareness throughout the Region about autism.

Conclusion

Staff is recommending that October 2012 be proclaimed as "Autism Awareness Month" in the City of Vaughan, and that the proclamation be posted on the City's website and on the City Page Online. Given that the next meeting of Council is on October 30, 2012, this report recommends that Council ratify the decision at its meeting of September 25, 2012.

Attachments

Attachment 1 Correspondence from the President-Parent Volunteer, Autism Ontario York Region, dated September 4, 2012

Report prepared by

Connie Bonsignore, Administrative Assistant to the City Clerk

(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.)

**143. RFP FOR ARCHITECT – CIVIC CENTRE RESOURCE LIBRARY
WARD 1**

(Addendum No. 2)

MOVED by Councillor Iafrate
seconded by Regional Councillor Di Biase

That the recommendation contained in the following report of the Commissioner of Community Services, dated September 25, 2012, be approved:

CARRIED

Recommendation

The Commissioner of Community Services in consultation with the Acting Director of Purchasing Services and the Chief Executive Officer of Vaughan Public Libraries provides the following recommendation on behalf of the Vaughan Public Library Board for Council's approval:

1. That the firm of ZAS Architects Inc. be retained to provide architectural services for the design, development and construction of the Civic Centre Resource Library in the amount of \$528,000 including disbursements, excluding Taxes and administrative recovery;(extra as indicated in chart on page 3) and,
2. That the contingency allowance of 15% be approved within which the Commissioner of Community Services be authorized to approve amendments to the contract; and,
3. That the Mayor and City Clerk be authorized to sign the necessary documents.

Contribution to Sustainability

This report is consistent with the priorities previously set by Council in the Green Directions Vaughan, Community Sustainability Environmental Master Plan:

Goal 6, Objective 6.1: To fully support the implementation of Green Directions at all levels of City operations.

Economic Impact

The Funds for the RFP for the Architect for the Civic Centre Resource Library were approved in the 2009 capital budget.

Communications Plan

The decision of Council will be communicated to the Chief Executive Officer, Vaughan Public Library Board.

Purpose

The purpose of this report is to award the Request for Proposal 12-018 – Architectural Services for the Civic Centre Resource Library.

Background - Analysis and Options

The Vaughan Public Library Board, at its Special Board meeting on August 22, 2012 considered the report entitled "RFP for Architect – Civic Centre Resource Library" and approved the following recommendation:

THAT the Vaughan Public Library Board recommend to the City of Vaughan Council that the firm of ZAS Architects Inc. be appointed to provide architectural services for the design, development and construction of the Civic Centre Resource Library in the amount of

\$528,000, including disbursements, plus contingency, applicable taxes and administrative recovery.

The Vaughan Public Libraries in accordance with *Active Together Master Plan Parks, Recreation, Culture and Libraries*, is adding a third Resource Library on the site of the City Hall campus. In keeping with VPL vision of a third Resource Library, the Library Board developed a *Statement of Purpose and Architectural Considerations*.

The *Statement of Purpose and Architectural Considerations* was later revised and approved by the Library Board on April 19, 2012. This document was included in the Terms of Reference of the Request for Proposal (RFP) for Architectural Services as it succinctly defined the Board's vision for the third Resource Library.

This Request for Proposal (RFP 12-018) was advertised on the Ontario Public Buyers Association and the Bidingo (formerly called Electronic Tender Network - ETN) and on the City Web Page on May 10, 2012. One addendum was issued May 29, 2012 to clarify questions received from the proponents. The RFP was closed at 3:00 p.m. and were publicly opened on June 4, 2012 at 3:30 p.m. Fifty-one (51) RFP documents were issued and fifteen (15) RFP documents were received. The following bids were received and reviewed by the Purchasing Services Department:

1. Diamond and Schmitt Architects, Toronto, ON
2. ZAS Architects Inc., Toronto, ON
3. Teeple Architects Inc., Toronto, ON
4. Rounthwaite Dick & Hadley Architects Inc., Toronto, ON
5. MacLennan Javnkals Miller Architects, Toronto, ON
6. Perkins & Will Canada Inc., Toronto, ON
7. Kongats Architects, Toronto, ON
8. Bogdan Newman Caranci Inc., in Association with Phillip H. Carter, Toronto, ON
9. Studio Archifad, in Association with Ted Handy & Associates Inc., Vaughan, ON
10. Stile Architect, Woodbridge, ON
11. The Ventin Group (Toronto) Ltd.
12. Sa Sero SRMA Architects Inc., Toronto, ON
13. Zeidler Architects Inc., Toronto, ON
14. Moriyama & Teshima Architects, Toronto, ON
15. Kasian Architecture Ontario Incorporated, Toronto, ON

After the initial review by the Purchasing services department, four (4) bids were deemed non-compliant, with one no bid. The ten (10) compliant RFP documents were evaluated by a committee, composed of City of Vaughan and Vaughan Public Libraries staff. Submissions were evaluated using the following criteria:

- | | | |
|----|-------------------------------------|----|
| 1. | Qualification and Experience | 25 |
| | a. Resource Library or Library Firm | |
| | b. Similar projects | |
| | c. References | |
| 2. | Personnel | 15 |
| | a. In-house team | |
| | b. Reporting structure | |
| | c. Experience of team | |
| 3. | Sub Consultant Team | 20 |
| | a. Experience | |
| | b. Assignment to this project | |
| 4. | Understanding of Project | 15 |
| | a. Design philosophy | |
| | b. Meeting requirements | |

- | | | |
|----|----------------------------------|----|
| 5. | Timing and Schedule | 10 |
| | a. Proposed project work plan | |
| | b. Meeting completion schedule | |
| 6. | Fee Structure | 15 |
| | a. Outlines all associated costs | |
| | b. Meets budget | |

Total Points: 100

The cost of the RFP for the Architect for the Civic Centre Resource Library including a 15% contingency allowance and all applicable taxes is \$631,708.00 and is calculated as follows:

Financial Summary	
Capital Budget (2009)	1,000,000.00
Total Capital Budget	1,000,000.00
Costs:	
RFP 12-018	\$528,000.00
Contingency – 15%	74,700.00
HST (1.76%)	10,608.00
3% Administrative Recovery	18,400.00
Total Cost	\$631,708.00
Budget Balance Remaining	\$368,292.00

Relationship to Vaughan Vision 2020 / Strategic Plan

In consideration of the strategic priorities related to Vaughan Vision 2020, the project will provide:

- **STRATEGIC GOAL:**
Service Excellence - Providing service excellence to citizens.
- **STRATEGIC OBJECTIVES:**
Pursue Excellence in Service Delivery; and Enhance and Ensure Community Safety, Health and Wellness; and,
To deliver high quality services and to promote health and wellness through design and program.

This report is consistent with the priorities previously set by Council.

Regional Implications

Not applicable.

Conclusion

The Evaluation Committee determined ZAS Architects Inc. as the highest scoring proposal, thus the recommended architectural firm to complete the project. In addition to obtaining the highest score, ZAS Architects Inc. was also the lowest bidder, with a total cost excluding administrative costs, taxes and disbursements of \$528,000 and received favorable references. This cost falls within the 2009 approved capital budget.

Attachments

Not applicable.

Report prepared by:

Marlon Kallideen
Commissioner of Community Services

**144. PROCLAMATION REQUEST
NATIONAL SENIORS DAY
(Addendum No. 3)**

MOVED by Regional Councillor Di Biase
seconded by Regional Councillor Schulte

That the recommendation contained in the following report of the City Clerk, dated September 25, 2012, be approved:

CARRIED

Recommendation

The City Clerk recommends:

- 1) That October 1, 2012 be proclaimed "National Seniors Day"; and
- 2) That the proclamation be posted on the City's website and published on the City Page Online.

Contribution to Sustainability

N/A

Economic Impact

N/A

Communications Plan

The Corporate Communications Department posts proclamations issued by the City on the City's website under "Events – Proclamations" and on the City Page Online.

Purpose

The purpose of this report is to respond to the request received from the Minister of Human Resources and Skills Development and the Minister of State (Seniors).

Background - Analysis and Options

The correspondence from the Minister of Human Resources and Skills Development and the Minister of State (Seniors), received September 10, 2012 is attached. (Attachment 1) This request was received too late to be placed on the last Committee of the Whole meeting Agenda. Due to the time-sensitivity of the proclamation to proclaim October 1, 2012 National Seniors Day, we respectfully request that Council ratify the action taken.

The proclamation request meets the requirements of the City's Proclamation Policy as the matter relates to matters over which the City has jurisdiction. The City has proclaimed this proclamation in the past.

On October 1, 2012 the Government of Canada is encouraging communities across Canada to join together to recognize National Seniors Day. National Seniors Day focuses on celebrating and recognizing the contributions made by seniors to improve their communities, families and workplaces. Seniors are active, engaged and informed mentors and leaders and this would be an opportunity to thank and celebrate their ongoing contributions. This proclamation would also raise awareness on the many services introduced by the Government of Canada to improve the well-being and quality of life for Canada's seniors.

Relationship to Vaughan Vision 2020/Strategic Plan

This report supports the strategic priorities established by Vaughan Vision 20/20 Strategic Plan:

Service Excellence

- Promote Community Safety, Health & Wellness

Regional Implications

N/A

Conclusion

Staff is recommending that October 1, 2012 be proclaimed as "National Seniors Day", and that the proclamation be posted on the City's website and on the City Page Online. Given that the next meeting of Council is on October 30, 2012, this report recommends that Council ratify the decision at its meeting of September 25, 2012.

Attachments

Attachment 1 Correspondence from the Minister of Human Resources and Skills Development and the Minister of State (Seniors), received September 10, 2012

Report prepared by

Connie Bonsignore, Administrative Assistant to the City Clerk

(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.)

**145. PROCLAMATION REQUEST
LEARNING DISABILITIES AWARENESS MONTH
(Addendum No. 4)**

MOVED by Councillor Carella
seconded by Councillor Iafrate

That the recommendation contained in the following report of the City Clerk, dated September 25, 2012, be approved:

CARRIED

Recommendation

The City Clerk recommends:

- 1) That October 2012 be proclaimed as “Learning Disabilities Awareness Month”; and
- 2) That the proclamation be posted on the City’s website and published on the City Page Online.

Contribution to Sustainability

N/A

Economic Impact

N/A

Communications Plan

The Corporate Communications Department posts proclamations issued by the City on the City’s website under “Events – Proclamations” and on the City Page Online.

Purpose

The purpose of this report is to respond to the request received from the Executive Director of the Learning Disabilities Association of York Region.

Background - Analysis and Options

The correspondence from the Executive Director of the Learning Disabilities Association of York Region, received September 19, 2012 is attached. (Attachment 1) This request was received too late to be placed on the last Committee of the Whole meeting Agenda. Due to the time-sensitivity of the proclamation to proclaim October 2012 as “Learning Disabilities Awareness Month”, we respectfully request that Council ratify the action taken.

The proclamation request meets the requirements of the City’s Proclamation as follows:

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

- (i) Which are promoted by any organization that is a registered charity pursuant to Section 248 of the Income Tax Act”

The Learning Disabilities Association of York Region is a member of the Learning Disabilities Association of Canada (LDAC) which is a registered charitable organization. Their mandate is to raise awareness and celebrate the unique achievements and capabilities of people living with learning disabilities. The focus on this year’s campaign is on adolescents and adults with learning disabilities as well as their families and friends. The campaign also seeks to encourage young people to reach their fullest potential.

Relationship to Vaughan Vision 2020/Strategic Plan

This report supports the strategic priorities established by Vaughan Vision 20/20 Strategic Plan:

Service Excellence

- Promote Community Safety, Health & Wellness

Regional Implications

N/A

Conclusion

Staff is recommending that October 2012 be proclaimed as "Learning Disabilities Awareness Month", and that the proclamation be posted on the City's website and on the City Page Online. Given that the next meeting of Council is on October 30, 2012, this report recommends that Council ratify the decision at its meeting of September 25, 2012.

Attachments

Attachment 1 Correspondence from the Executive Director of the Learning Disabilities Association of York Region, received September 19, 2012

Report prepared by

Connie Bonsignore, Administrative Assistant to the City Clerk

(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.)

146. EXTENSION OF INVITATION TO LIEUTENANT GOVERNOR – CELEBRATING INTERNATIONAL DAY OF PERSONS WITH DISABILITIES

(Addendum No. 5)

MOVED by Councillor Racco
seconded by Councillor Carella

That the following Member's Resolution submitted Councillor Racco, dated September 25, 2012, be approved:

CARRIED

Member's Resolution

Submitted by Councillor Sandra Yeung Racco

Whereas, the City of Vaughan celebrates International Day of Persons with Disabilities on an annual basis through the holding of small celebrations; and

Whereas, an opportunity may exist for the Lieutenant Governor of Ontario, the Honourable David C. Onley, O. Ont., to attend this year's event to be held in early December and tentatively scheduled for December 3, 2012; and

Whereas, by protocol, a formal invitation from Council is required in order for the Lieutenant Governor to attend; and

Whereas, the details of the event will be presented to Committee of the Whole at its meeting of October 16, 2012, for approval; and

Whereas the Vaughan Accessibility Advisory Committee's recommendations for the event will be presented to Committee of the Whole at its meeting of October 16, 2012, for approval

It is therefore recommended that

1. The City Clerk be requested to issue an invitation to the Lieutenant Governor of Ontario, the Honourable David C. Onley, O. Ont., to attend the City of Vaughan's celebration of International Day of Persons with Disabilities tentatively scheduled for December 3, 2012;

That a copy of this resolution be sent to local MPs and MPPs.

Attachments

None

147. TAX ADJUSTMENTS PURSUANT TO SECTIONS 357 AND 358 OF THE MUNICIPAL ACT, S.O. 2001 - ALL WARDS

MOVED by Councillor Racco
seconded by Councillor Shefman

That the recommendation contained in the following report of the Commissioner of Finance & City Treasurer and the Director of Financial Services, dated September 25, 2012, be approved:

CARRIED

Recommendation

The Commissioner of Finance & City Treasurer and the Director of Financial Services, in consultation with the Manager of Property Tax & Assessment recommends:

That the tax adjustments as outlined on the attached report be approved.

Contribution to Sustainability

This is not applicable to this report.

Economic Impact

The City's share of these property tax adjustments is approximately \$104,429. A provision for tax adjustments has been budgeted.

Communications Plan

As required by the Act, notification of this meeting has been sent to all applicants and persons in respect of whom the applications were made, at least 14 days prior to the meeting. Notices of Decisions will be issued to all applicants detailing the total amount of the adjustment and the right of the applicant to appeal the decision to the Assessment Review Board.

Purpose

To obtain Council's approval for the increase or cancellation of property taxes as permitted under Section 357 and 358 of the *Municipal Act, 2001*.

Background - Analysis and Options

Seventy-seven (77) applications have been prepared for Council's consideration for the cancellation, reduction or refund of taxes for the current and prior tax years, under sections 357 and 358 of the *Municipal Act, 2001, as amended*. There are various reasons for tax adjustments such as property becoming exempt, roll numbers being cancelled by the Municipal Property Assessment Corporation (MPAC), buildings that have been demolished or razed by fire, and properties that have been over assessed by a gross or manifest clerical error. These tax adjustments do not relate to collection issues.

Three (3) applications have been included for Council's consideration but do not require adjustment. They have not qualified for any adjustment under sections 357 and 358 of the *Municipal Act, 2001, as amended*.

The total cancellation, reduction or refund of taxes, as recommended is \$512,432. The City portion of this amount is approximately \$104,429, or approximately 20%.

Approval of these adjustments will allow the applicant the right to appeal the decision to the Assessment Review Board.

Relationship to Vaughan Vision 2020

This report is consistent with the priorities previously set by Council and the necessary resources have been allocated and approved.

Regional Implications

The Region's share of these property tax adjustments is approximately \$190,102 or approx. 37%.

Conclusion

Council approval of the applications in this report will allow staff to proceed with the property tax adjustments as applicable. Council approval also gives the applicant the right to appeal the decision to the Assessment Review Board if so desired.

Attachments

Attachment 1 - Tax Appeal Report

Report prepared by:

Maureen E. Zabiuk, CMTP, A.I.M.A.
Manager, Property Tax & Assessment
Ext. 8268

Refer to Minute No. 137 for further disposition regarding this matter.

(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.)

148. BY-LAWS

MOVED by Councillor Iafrate
seconded by Regional Councillor Schulte

THAT the following by-laws be enacted:

- | | |
|------------------------|--|
| By-Law Number 124-2012 | A By-law to amend By-law 1-96 as amended, to govern and control the parking of vehicles in the City of Vaughan. (Council, June 26, 2012, Item 31, Committee of the Whole, Report No. 29) |
| By-Law Number 125-2012 | A By-law to authorize certain capital works of the Corporation of the City of Vaughan (the "Lower-tier Municipality"); to authorize the submission of an application to the Ontario Infrastructure and Lands Corporation ("OILC") for financing such works and certain other ongoing works; to authorize temporary borrowing from OILC to meet expenditures made in connection with such works; and to |

	authorize long term borrowing for such works through the issue of debentures by the Regional Municipality of York (the "Upper-tier Municipality") to OILC. (Item 3, Finance and Administration Committee, Report No. 8)
By-Law Number 126-2012	A By-Law to amend Appointment By-law 73-2007. (A by-law to appoint Officers and Servants for the purposes of the Corporation of the City of Vaughan) (Delegation By-law 196-2010)
By-Law Number 127-2012	A By-law to assume Municipal Services for the McNaughton Road East Extension, Keele Street East to Major Mackenzie Drive. (York Major Holdings Inc. dated December 16, 2004) (Item 24, Committee of the Whole, Report No. 33)
By-Law Number 128-2012	A By-law to assume Municipal Services in Herrmann - Windemere Heights Subdivision, Phase 1, 19T-87118, Registered Plan 65M-2912. (Carl F. Herrmann and Gloria M. Herrmann dated March 2, 1992) (Item 25, Committee of the Whole, Report No. 33)
By-Law Number 129-2012	A By-law to assume Municipal Services in Bluewinter Residential Subdivision, 19T-99V12, Registered Plan 65M-3598. (Bluewinter Investments Limited dated July 17, 2002) (Item 26, Committee of the Whole, Report No. 33)
By-Law Number 130-2012	A By-law to assume Municipal Services in Herrmann – Windemere Heights Subdivision, Phase 2, 19T-87118, Registered Plan 65M-3041. (Carl F. Herrmann and Gloria M. Herrmann dated October 18, 1994) (Item 36 Committee of the Whole, Report No. 33)
By-Law Number 131-2012	A By-law to dedicate certain lands as part of the public highway. (Thornhill Woods Drive, Bathurst Contwo Subdivision, 19T-98V11 (65M-3650) Block 10, Block 104 - PIN 03271-2809(LT) (Delegation By-law 196-2010)
By-Law Number 132-2012	A By-law to dedicate certain lands as part of the public highway. (Stonebriar Drive, 10117 Keele Street, Part 4 on Reference Plan 65R-33423, PIN 03343-0177 (LT) (Delegation By-law 196-2010)
By-Law Number 133-2012	A By-law to dedicate certain lands as part of the public highway. (Langtry Place, Zureit II Subdivision, 19T-88096 (65M-3160) - Block 2, Block 48 - PIN 03259-1232(LT) (Delegation By-law 196-2010)
By-Law Number 134-2012	A By-law to dedicate certain lands as part of the public highway. (281 Woodbridge Avenue, Site Plan Application DA.04.050, Parts 1, 2, 4, 5, 6, 7 and 8 on Plan 65R-33031, PIN – 03299-0377(LT) (Delegation By-law 196-2010)
By-Law Number 135-2012	A By-law to authorize the Mayor and Clerk to execute a Tri-Party Agreement on behalf of the City of Vaughan between The Corporation of the City of Vaughan and the Regional Municipality of York and the Huntington Landowners Trustee Inc. (Council, April 5, 2011, Item 2, Priorities and Key Initiatives Committee, Report No. 3)
By-Law Number 136-2012	A By-law to amend City of Vaughan By-law 1-88 as amended by By-law 126-2011. (Z.11.039. 1231674 Ontario Inc., located

	northeast of Martin Grove Road and Langstaff Road, being Blocks 120 and 121 within Registered Plan 65M-2984, in Part of Lot 12, Concession 8) (Lifting “(H)” Symbol) (Council, December 13, 2011, Item 30, Committee of the Whole, Report No. 54)
By-Law Number 137-2012	A By-law to amend City of Vaughan By-law 1-88 as amended by By-law 260-2009. (Z.12.027, Z.09.009, Madison Bathurst Holdings Limited, located on the north west corner of Lebovic Campus Drive and Bathurst Street, being Part of Lot 17, Concession 2) (Council, June 26, 2012, Item 30, Committee of the Whole, Report No. 25)(Council July 13, 2010, Item 18, Report 36) (Lifting “(H)” Symbol)
By-Law Number 138-2012	A By-law to amend City of Vaughan By-law 1-88 as amended by By-law 185-2008 and By-law 176-2011. (Z.10.016 / Z.06.049, 2088756 Ontario Limited, located on the east side of Islington Avenue, south of Langstaff Road, in Part of Lot 10, Concession 7) (Administrative Correction) (Item 22, Committee of the Whole, Report No. 33)
By-Law Number 139-2012	A By-law to amend City of Vaughan By-law 1-88 as amended by By-law 287-2008. (Z.12.032, DA.11.058, 19T-00V21, Z.06.051, Royal 7 Developments Ltd., located at 2900 Regional Road 7, on the north side of Regional Road 7, between Jane Street and Creditstone Road, in Part of Lot 6, Concession 4) (Lifting “(H)” Symbol) (Item 45, Committee of the Whole, Report No. 33)
By-Law Number 140- 012	A By-law to amend City of Vaughan Zoning By-law 1-88. (Z.10.031, OPA 699, 19T-10V004, Nashville Developments Inc., located on the north side of Major Mackenzie Drive, on the east side of Huntington Road, being Part of Lots 21 to 23 inclusive, Concession 9) (Administrative Correction) (Item 47, Committee of the Whole, Report No. 33)
By-Law Number 141-2012	A By-law to exempt parts of Plan 65M-4313 from the provisions of Part Lot Control. (PLC.12.009, Sailfish Home Builders Inc., located south of Major Mackenzie Drive, and east of Vellore Avenue with frontage onto Via Toscana, specifically Block 46 on Registered Plan 65M-4313, in Part of Lot 20, Concession 6) (Delegation By-law 196-2010)
By-Law Number 142-2012	A By-law to repeal By-law 141-2012. ((PLC.12.009, Sailfish Home Builders Inc., located south of Major Mackenzie Drive, and east of Vellore Avenue with frontage onto Via Toscana, specifically Block 46 on Registered Plan 65M-4313, in Part of Lot 20, Concession 6) (Delegation By-law 196-2010)
By-Law Number 143-2012	A By-law to exempt parts of Plan 65M-4313 from the provisions of Part Lot Control. (PLC.12.011, Sailfish Home Builders Inc., located south of Major Mackenzie Drive between Vellore Avenue and Fossil Hill Road, with frontage onto Via Toscana, being Lots 21 to 25 inclusive and Block 53 on Registered Plan 65M-4313, in Part of Lot 20, Concession 6) (Delegation By-law 196-2010)
By-Law Number 144-2012	A By-law to repeal By-law 143-2012. (PLC.12.011, Sailfish Home Builders Inc., located south of Major Mackenzie Drive between Vellore Avenue and Fossil Hill Road, with frontage onto Via

	Toscana, being Lots 21 to 25 inclusive and Block 53 on Registered Plan 65M-4313, in Part of Lot 20, Concession 6) (Delegation By-law 196-2010)
By-Law Number 145-2012	A By-law to exempt parts of Plan 65M-4313 from the provisions of Part Lot Control. (PLC.12.012, Bralawn Development Inc., located south of Major Mackenzie Drive between Vellore Avenue and Fossil Hill Road, with frontage onto Via Toscana, Alexia Way and Sibella Way, being Lots 10 to 18 inclusive, and Lot 52 Blocks 34 to 41 inclusive and Blocks 47 to 51 inclusive on Registered Plan 65M-4313, in Part of Lot 20, Concession 6) (Delegation By-law 196-2010)
By-Law Number 146-2012	A By-law to repeal By-law 145-2012. (PLC.12.012, Bralawn Development Inc., located south of Major Mackenzie Drive between Vellore Avenue and Fossil Hill Road, with frontage onto Via Toscana, Alexia Way and Sibella Way, being Lots 10 to 18 inclusive, and Lot 52 Blocks 34 to 41 inclusive and Blocks 47 to 51 inclusive on Registered Plan 65M-4313, in Part of Lot 20, Concession 6) (Delegation By-law 196-2010)
By-Law Number 147-2012	A By-law to exempt parts of Plan 65M-4250 and 65M-4275 from the provisions of Part Lot Control. (PLC.12.013, Country Wide Homes At Vaughan Inc., located north of Major Mackenzie Drive, east of Pine Valley Drive, with frontage onto Isherwood Crescent, being Blocks 71 to 73 inclusive on Registered Plan 65M-4250 and Blocks 56 to 58 inclusive on Registered Plan 65M-4275, in Part of Lot 21, Concession 6) (Delegation By-law 196-2010)
By-Law Number 148-2012	A By-law to to repeal By-law 147-2012. (PLC.12.013, Country Wide Homes At Vaughan Inc., located north of Major Mackenzie Drive, east of Pine Valley Drive, with frontage onto Isherwood Crescent, being Blocks 71 to 73 inclusive on Registered Plan 65M-4250 and Blocks 56 to 58 inclusive on Registered Plan 65M-4275, in Part of Lot 21, Concession 6) (Delegation By-law 196-2010)
By-Law Number 149-2012	A By-law to exempt parts of Plan 65M-4046 from the provisions of Part Lot Control. (PLC.12.014, Tiffany Park Homes (Maple) Ltd., located south of Major Mackenzie Drive, east of Peter Rupert Avenue, with frontage onto Chayna Crescent, being Block 67 on Registered Plan 65M-4046, in Part of Lot 20, Concession 3) (Delegation By-law 196-2010)
By-Law Number 150-2012	A By-law to repeal By-law 149-2012. (PLC.12.014, Tiffany Park Homes (Maple) Ltd., located south of Major Mackenzie Drive, east of Peter Rupert Avenue, with frontage onto Chayna Crescent, being Block 67 on Registered Plan 65M-4046, in Part of Lot 20, Concession 3) (Delegation By-law 196-2010)
By-Law Number 151-2012	A By-law to exempt parts of Plan 65M-4104 and 65M-4283 from the provisions of Part Lot Control. (PLC.12.015, Ozner Corporation (South), located north of Major Mackenzie Drive, east of Weston Road, with frontage onto Zachary Place, being Blocks 139 to 142 inclusive on Registered Plan 65M-4104, and Blocks 2 to 9 inclusive on Registered Plan 65M-4283, in Part of Lots 20 and 21, Concession 5) (Delegation By-law 196-2010)

COUNCIL MEETING MINUTES - SEPTEMBER 25, 2012

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|------------------------|---|
| By-Law Number 152-2012 | A By-law to repeal By-law 151-2012. (PLC.12.015, Ozner Corporation (South), located north of Major Mackenzie Drive, east of Weston Road, with frontage onto Zachary Place, being Blocks 139 to 142 inclusive on Registered Plan 65M-4104, and Blocks 2 to 9 inclusive on Registered Plan 65M-4283, in Part of Lots 20 and 21, Concession 5) (Delegation By-law 196-2010) |
| By-Law Number 153-2012 | A By-law to amend City of Vaughan Zoning By-law 1-88. (Z.08.036, 19T-08V05, Kleinvit Estates Inc., are located on the west side of Regional Road 27, south of Kirby Road, being Part of Lot 30, Concession 9) (Council, September 27, 2011, Item 36, Committee of the Whole Report No. 40) (Council, March 20, 2012, Item 20, Committee of the whole Report No. 8) |
| By-Law Number 154-2012 | A By-law to amend City of Vaughan Zoning By-law 1-88. (Z.08.035, 19T-08V04, 11336 Highway 27 Limited Partnership, located on the west side of Regional Road 27, south of Kirby Road, being Part of Lot 30, Concession 9) (Council, September 27, 2011, Item 38, Committee of the Whole Report No. 40) (Council, March 20, 2012, Item 20, Committee of the whole Report No. 8) |
| By-Law Number 155-2012 | A By-law to amend City of Vaughan Zoning By-law 1-88. (Z.03.008, 19T-03V02, 1321362 Ontario Inc. located on the west side of Regional Road 27, south of Kirby Road, being Part of Lot 29, Concession 9) (Council, September 27, 2011, Item 37, Committee of the Whole Report No. 40) (Council, March 20, 2012, Item 20, Committee of the whole Report No. 8) |

CARRIED

149. RESOLUTION TO RESOLVE INTO CLOSED SESSION

MOVED by Councillor Carella
seconded by Regional Councillor Schulte

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

1. CONTRIBUTION AGREEMENT BETWEEN THE
CITY OF VAUGHAN AND THE VAUGHAN HEALTH CAMPUS OF CARE-UPDATE
LEGAL ADVICE SUBJECT TO SOLICITOR/CLIENT PRIVILEGE
(Report 34, Item 4)

(solicitor/client privilege)

CARRIED

Council recessed at 1:59 p.m.

MOVED by Councillor Carella
seconded by Councillor Shefman

THAT Council reconvene at 2:41 p.m.

CARRIED

Council reconvened at 2:41 p.m. with the following members present:

Regional Councillor and Deputy Mayor Gino Rosati
Regional Councillor Di Biase
Regional Councillor Deb Schulte
Councillor Marilyn Iafrate
Councillor Carella
Councillor Sandra Yeung Racco
Councillor Alan Shefman

150. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

COMMITTEE OF THE WHOLE (CLOSED SESSION) REPORT NO. 34

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

ITEM - 4 CONTRIBUTION AGREEMENT BETWEEN THE
 CITY OF VAUGHAN AND THE VAUGHAN HEALTH CAMPUS OF CARE-
 UPDATE
 LEGAL ADVICE SUBJECT TO SOLICITOR/CLIENT PRIVILEGE

MOVED by Councillor Carella
seconded by Regional Councillor Di Biase

THAT Item 4, Committee of the Whole (Closed Session) Report No. 34 be adopted and amended, as follows:

By approving the confidential recommendation of the Council (Closed Session) meeting of September 25, 2012, 2012.

CARRIED

Please also refer to Minute No. 140.

151. CONFIRMING BY-LAW

MOVED by Regional Councillor Di Biase
seconded by Regional Councillor Schulte

THAT By-law Number 156-2012, being a by-law to confirm the proceedings of Council at its meeting on September 25, 2012, be enacted.

CARRIED

152. ADJOURNMENT

MOVED by Councillor Carella
seconded by Councillor Shefman

THAT the meeting adjourn at 2:43 p.m.

CARRIED

COUNCIL MEETING MINUTES - SEPTEMBER 25, 2012

Regional Councillor Gino Rosati, Deputy Mayor

Jeffrey A. Abrams, City Clerk