



CITY OF VAUGHAN
COUNCIL MINUTES
OCTOBER 8, 2013

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CITY OF VAUGHAN
COUNCIL MEETING
TUESDAY, OCTOBER 8, 2013

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 Gino Rosati (1:08 p.m.)
Regional Councillor Deb Schulte
Councillor Tony Carella
Councillor Rosanna DeFrancesca
Councillor Marilyn Iafrate
Councillor Sandra Yeung Racco

172. CONFIRMATION OF AGENDA

MOVED by Regional Councillor Schulte
seconded by Councillor Racco

THAT the agenda be confirmed.

AMENDMENT

MOVED by Councillor DeFrancesca
seconded by Councillor Iafrate

That the following addendum be added to the agenda:

1. **PROCLAMATION REQUEST**
LEARNING DISABILITIES AWARENESS MONTH

Report of the City Clerk with respect to the above.

CARRIED UNANIMOUSLY

Upon the question of the main motion:

CARRIED AS AMENDED

173. DISCLOSURE OF INTEREST

Having been absent from the September 17, 2013 meeting of Council, when this matter was under consideration, Councillor Iafrate declared an interest with respect to Item 4, Committee of the Whole, Report No. 36, as she has a non-arm's length financial familial interest.

Councillor Iafrate declared an interest with respect to Item 16, Committee of The Whole, Report No. 39, as a family member has purchased a unit in the development and did not take part in the discussion or vote on the matter.

Councillor Iafrate declared an interest with respect to Item 4, Committee of The Whole (Closed Session), Report No. 40, as she has a non-arm's length financial familial interest and did not take part in the discussion or vote on the matter.

Councillor Iafrate declared an interest with respect to Item 5, Committee of The Whole (Closed Session), Report No. 40, as she has a non-arm's length financial familial interest and did not take part in the discussion or vote on the matter.

174. CEREMONIAL PRESENTATIONS

1. Mayor Bevilacqua welcomed Lena Ciccotelli, Area Manager for the Heart and Foundation and thanked all the staff that participated in the Big Bike annual event and acknowledged Team Buccaneers for raising the most dollars for the Heart and Stroke Foundation of Canada.
2. Mayor Bevilacqua offered congratulations to the Vaughan Fire and Rescue Service for the launching of the new online and interactive 3-D animation video game designed to educate youth about fire safety and fire prevention.

175. ADOPTION OR CORRECTION OF MINUTES

MOVED by Councillor Carella
seconded by Councillor Iafrate

THAT the minutes of the meeting of September 17, 2013 be adopted as presented.

CARRIED

176. COMMUNICATIONS

MOVED by Regional Councillor Schulte
seconded by Regional Councillor Rosati

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

CARRIED

177. DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION

The following items were identified for separate discussion:

Finance and Administration Committee Report No. 10

Item 5

Committee of the Whole Report No. 39

Items 10, 14, 16

Committee of the Whole (Closed Session) Report No. 40

Items 3, 4, 5, 6, 7

MOVED by Councillor Iafrate
seconded by Councillor DeFrancesca

THAT Item 1 of the Priorities and Key Initiatives Committee Report No. 5, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 6 of the Finance and Administration Committee Report No. 10, with the exception of the items identified for separate discussion, BE APPROVED and the recommendations therein be adopted; and

THAT Items 1 to 26 of the Committee of the Whole Report No. 39, with the exception of the items identified for separate discussion, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 7 of the Committee of the Whole (Closed Session) Report No. 40, with the exception of the items 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. 41, BE APPROVED and the recommendations therein be adopted;

CARRIED

178. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

FINANCE AND ADMINISTRATION COMMITTEE REPORT NO. 10

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

ITEM - 5 ACCOUNTS PAYABLE CHEQUE SIGNING

MOVED by Regional Councillor Schulte
seconded by Councillor Racco

THAT Item 5, Finance and Administration Committee Report No. 10 be adopted and amended, as follows:

By approving the following:

That recommendation 2 of the Finance and Administration Committee be replaced with the following:

2. That the banking authority and signatures on all electronic accounts payable cheques be amended to:
 - i. City Manager and Commissioner of Finance & City Treasurer;
3. And that the banking authority and signatures on all manual accounts payable cheques be amended to any one of the following three (3) combinations:
 - i. City Manager and Commissioner of Finance & City Treasurer;
 - ii. City Manager and Director of Financial Services or Director of Budgets and Financial Planning; and
 - iii. Commissioner of Finance & City Treasurer and Director of Financial Services or Director of Budgets and Financial Planning; and

That Communication C4 from the Interim City Manager, dated October 8, 2013, be received.

CARRIED

COMMITTEE OF THE WHOLE REPORT NO. 39

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

ITEM - 10 2014 SCHEDULE OF MEETINGS

MOVED by Councillor Racco
seconded by Councillor Carella

THAT Item 10, Committee of the Whole Report No. 39 be adopted and amended, as follows:

By approving the following:

That Committee of the Whole (Closed Session) and Committee of the Whole (Public Hearing) be re-scheduled from May 13, 2014 to May 14, 2014 at 5:00 pm and 7:00 pm, respectively.

CARRIED

COMMITTEE OF THE WHOLE (CLOSED SESSION) REPORT NO. 40

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

ITEM - 14 SITE DEVELOPMENT FILE DA.13.006
THE JEWISH CENTRE FOR LEARNING AND LIVING
WARD 4 – VICINITY OF THORNHILL WOODS DRIVE AND
REGIONAL ROAD #7

MOVED by Councillor Racco
seconded by Councillor Carella

THAT Item 14, Committee of the Whole (Closed Session) Report No. 40 be adopted without amendment.

CARRIED

ITEM - 16 DRAFT PLAN OF CONDOMINIUM FILE 19CDM-13V008
ARVIT INVESTMENTS INC.
WARD 1 - VICINITY OF JANE STREET AND MAJOR MACKENZIE
DRIVE

MOVED by Councillor Carella
seconded by Regional Councillor Schulte

THAT Item 16, Committee of the Whole (Closed Session) Report No. 40 be adopted without amendment.

CARRIED

Councillor Iafrate declared an interest with respect to the foregoing matter on the basis that a family member has purchased a unit in the development and did not take part in the discussion or vote on the foregoing matter.

Addendum Item

179. PROCLAMATION REQUEST
LEARNING DISABILITIES AWARENESS MONTH
(Addendum No. 1)

MOVED by Councillor Carella
seconded by Councillor Racco

That the recommendation contained in the following report submitted by the City Clerk, dated October 8, 2013, be approved:

Recommendation

The City Clerk recommends:

1. That October 2013 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 “Council – 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 October 1, 2013 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 2013 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, reduce the stigma, and celebrate the unique achievements and capabilities of people living with learning disabilities. The theme of this year's campaign is **"LD is Not who I am. It's what I have"** and will focus on children, youth, and adults with learning disabilities, with emphasis on encouragement to reach their full potential. Council has granted this proclamation in the past.

Relationship to Vaughan Vision 2020/Strategic Plan

This report supports the strategic priorities established by Vaughan Vision 2010 plan:

Service Excellence

- Promote Community Safety, Health & Wellness

Regional Implications

The proclamation will raise awareness across the region.

Conclusion

Staff is recommending that October 2013 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 29, 2013, this report recommends that Council ratify the decision at its meeting of October 8, 2013.

Attachments

Attachment 1 Correspondence from the Executive Director of the Learning Disabilities Association of York Region, received October 1, 2013

CARRIED

180. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

COMMITTEE OF THE WHOLE (CLOSED SESSION) REPORT NO. 40

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

ITEM - 4 2013 COLLECTIVE AGREEMENT WITH THE
VAUGHAN PROFESSIONAL FIREFIGHTERS ASSOCIATION

MOVED by Councillor Carella
seconded by Councillor Racco

THAT Item 4, Committee of the Whole (Closed Session) Report No. 40 be adopted without amendment.

CARRIED

Councillor lafrate declared an interest with respect to the foregoing matter on the basis that she has a non-arm's length financial familial interest and did not take part in the discussion or vote on the foregoing matter.

ITEM - 5 CANADIAN UNION OF PUBLIC EMPLOYEES (CUPE), LOCAL 905,
VAUGHAN UNIT FULL TIME CLERICAL & TECHNICAL AND HOURLY
RATED
COLLECTIVE AGREEMENTS UPDATE

MOVED by Councillor Carella
seconded by Councillor Racco

THAT Item 5, Committee of the Whole (Closed Session) Report No. 40 be adopted without amendment.

CARRIED

Councillor Iafrate declared an interest with respect to the foregoing matter on the basis that she has a non-arm's length financial familial interest and did not take part in the discussion or vote on the foregoing matter.

181. 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 matters:

1. LEGAL ADVICE
 REGARDING PROPERTY MATTER
 DONGARA PELLET FACTORY INC. WARD 2
 (Item 3, Committee of the Whole, Report No. 40)
(solicitor/client privilege)

2. CITY LANDS
 NORTHWEST QUADRANT
 JANE STREET AND MAJOR MACKENZIE DRIVE
 LEGAL ADVICE SUBJECT TO SOLICITOR/CLIENT PRIVILEGE
 WARD 1
 (Item 6, Committee of the Whole, Report No. 40)
(solicitor/client privilege)

3. FORMER EMPLOYEE MATTER
 STATUS UPDATE
 (Item 7, Committee of the Whole, Report No. 40)
(litigation or potential litigation)

CARRIED

Council recessed at 1:45 p.m.

MOVED by Councillor Iafrate
seconded by Regional Councillor Schulte

THAT Council reconvene at 6:35 p.m.

CARRIED

Council reconvened at 6:35 p.m. with the following members present:

Hon. Maurizio Bevilacqua, Mayor
Regional Councillor Deb Schulte
Councillor Marilyn Iafrate
Councillor Tony Carella
Councillor Sandra Yeung Racco

182. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

COMMITTEE OF THE WHOLE (CLOSED SESSION) REPORT NO. 40

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

ITEM - 3 LEGAL ADVICE
 REGARDING PROPERTY MATTER
 DONGARA PELLET FACTORY INC. – WARD 2

MOVED by Councillor Iafrate
seconded by Councillor Carella

THAT Item 3, Committee of the Whole (Closed Session) Report No. 40 be adopted and amended, as follows:

By approving the confidential recommendation of the Council (Closed Session) meeting of October 8, 2013; and

By receiving confidential Communication C1, from the Commissioner of Legal and Administrative Services/City Solicitor, dated October 4, 2013.

CARRIED

ITEM - 6 CITY LANDS
 NORTHWEST QUADRANT
 JANE STREET AND MAJOR MACKENZIE DRIVE
 LEGAL ADVICE SUBJECT TO SOLICITOR/CLIENT PRIVILEGE
 WARD 1

MOVED by Councillor Racco
seconded by Regional Councillor Schulte

THAT Item 6, Committee of the Whole (Closed Session) Report No. 40 be adopted and amended, as follows:

By approving the confidential recommendation of the Council (Closed Session) meeting of October 8, 2013; and

By receiving confidential Communication C2, from the Commissioner of Legal & Administrative Services/City Solicitor, dated October 7, 2013.

CARRIED

ITEM - 7 FORMER EMPLOYEE MATTER
 STATUS UPDATE

MOVED by Councillor Carella
seconded by Councillor Iafrate

THAT Item 7, Committee of the Whole (Closed Session) Report No. 40 be adopted and amended, as follows:

By approving the confidential recommendation of the Council (Closed Session) meeting of October 8, 2013; and

By receiving Confidential Communication C5.

CARRIED

183. BY-LAWS

MOVED by Councillor Carella
seconded by Councillor Iafrate

THAT the following by-laws be enacted:

- | | |
|------------------------|--|
| By-Law Number 129-2013 | A By-law to amend the Consolidated Traffic By-law 284-94, as amended, to govern and control traffic in the City of Vaughan. (Valley Vista Drive, Ilan Ramon Boulevard, Lebovic Campus Drive, Marc Santi Boulevard) (Council, September 17, 2013, Item 16, Committee of the Whole, Report No. 35) |
| By-Law Number 130-2013 | A By-law to restrict the weight of vehicles passing over a bridge in the City of Vaughan. (Humber Bridge Trail Bridge (Bridge No. 008601) located on Humber Bridge Trail, 0.4 km east of Highway 27) (Council, September 17, 2013, Item 12, Committee of the Whole, Report No. 35) |
| By-Law Number 131-2013 | A By-law to restrict the weight of vehicles passing over a bridge in the City of Vaughan. (King Vaughan Road Bridge (Bridge No. 014401) located on King Vaughan Road, 1.0 km west of Kipling Avenue) (Council, September 17, 2013, Item 13, Committee of the Whole, Report No. 35) |
| By-Law Number 132-2013 | A By-law to assume Municipal Services in Hyatt Homes Subdivision, 19T-89080, Registered Plan 65M-3912. (Subdivision Agreement between City of Vaughan and Hyatt Homes (Wigston) Inc. dated April 18, 2006) (Item 4, Committee of the Whole, Report No. 39) |
| By-Law Number 133-2013 | A By-law to assume Municipal Services in Dreamwood Subdivision, Phase 2, 19T-02V08, Registered Plan 65M-3878. (Subdivision Agreement between City of Vaughan and Dream Works Properties Inc. dated December 12, 2005) (Item 5, Committee of the Whole, Report No. 39) |
| By-Law Number 134-2013 | A By-law to assume Municipal Services in York Major Holdings. (Development Agreement between City of Vaughan and York Major Holdings Inc. dated June 24, 2002) (Item 6, Committee of the Whole, Report No. 39) |

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- By-Law Number 135-2013 A By-law to assume Municipal Services in Lindvest Subdivision, Phase 1, 19T-04V05, Registered Plan 65M-3985. (Subdivision Agreement between City of Vaughan and Lindvest Properties (Bathurst Mackenzie) Limited dated November 23, 2006) (Item 7, Committee of the Whole, Report No. 39)
- By-Law Number 136-2013 A By-law to assume Municipal Services in North Bathurst Subdivision, Phase 1, 19T-95044, Registered Plan 65M-3962. (Subdivision Agreement between City of Vaughan and North Bathurst Developments Limited dated December 14, 2006) (Item 8, Committee of the Whole, Report No. 39)
- By-Law Number 137-2013 A By-law to authorize the execution of settlement documents and for final payment for the acquisition of lands municipally known as 11067 Keele Street. (Council, February 19, 2013, Item 1, Committee of the Whole, Report No. 6)
- By-Law Number 138-2013 A By-law to adopt Amendment Number 740 to the Official Plan of the Vaughan Planning Area. (Z.12.035, OP.12.015 & 19T-12V009, Nine-Ten West Limited, bound by Dufferin Street, Rutherford Road, Crimson Forrest Drive, and the MacMillan Reserve located north of Marc Santi Boulevard, in Lots 16 and 17, Concession 2, within Planning Block 11) (Council, June 25, 2013, Item 37, Committee of the Whole, Report No. 32)
- By-Law Number 139-2013 A by-law to amend City of Vaughan By-law 1-88. (Z.12.035, OP.12.015 & 19T-12V009, Nine-Ten West Limited, bound by Dufferin Street, Rutherford Road, Crimson Forrest Drive, and the MacMillan Reserve located north of Marc Santi Boulevard, in Lots 16 and 17, Concession 2, within Planning Block 11) (Council, June 25, 2013, Item 37, Committee of the Whole, Report No. 32)

CARRIED

184. CONFIRMING BY-LAW

MOVED by Councillor Racco
seconded by Regional Councillor Schulte

THAT By-law Number 140-2013, being a by-law to confirm the proceedings of Council at its meeting on October 8, 2013, be enacted.

CARRIED

185. ADJOURNMENT

MOVED by Councillor Carella
seconded by Councillor Iafrate

THAT the meeting adjourn at 6:37 p.m.

CARRIED

Hon. Maurizio Bevilacqua, Mayor

Jeffrey A. Abrams, City Clerk