



**CITY OF VAUGHAN
COUNCIL MINUTES
NOVEMBER 20, 2012**

Table of Contents

<u>Minute No.</u>		<u>Page No.</u>
177.	CONFIRMATION OF AGENDA	218
178.	DISCLOSURE OF INTEREST	218
179.	ADOPTION OR CORRECTION OF MINUTES	219
180.	COMMUNICATIONS	219
181.	DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION	219
182.	CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION	220
183.	RECONSIDERATION	223
184.	RESOLUTION TO RESOLVE INTO CLOSED SESSION.....	223
185.	CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION	224
186.	PROPERTY MATTER TORONTO YORK SPADINA SUBWAY EXTENSION PROJECT WARD 4 Addendum No. 1	225
187.	BY-LAWS	225
188.	CONFIRMING BY-LAW	226
189.	ADJOURNMENT	226

CITY OF VAUGHAN

COUNCIL MEETING

TUESDAY, NOVEMBER 20, 2012

MINUTES

1:00 P.M.

Council convened in the Municipal Council Chamber in Vaughan, Ontario, at 1:08 p.m.

The following members were present:

Hon. Maurizio Bevilacqua, Mayor
Regional Councillor Gino Rosati
Regional Councillor Michael Di Biase
Regional Councillor Deb Schulte
Councillor Tony Carella
Councillor Rosanna DeFrancesca
Councillor Marilyn Iafrate
Councillor Alan Shefman

177. CONFIRMATION OF AGENDA

MOVED by Councillor Iafrate
seconded by Regional Councillor Schulte

THAT the agenda be confirmed.

AMENDMENT

MOVED by Councillor Iafrate
seconded by Regional Councillor Schulte

That the following addendum be added to the agenda:

1. PROPERTY MATTER
TORONTO YORK SPADINA SUBWAY EXTENSION PROJECT
WARD 4

Confidential report of the Acting Commissioner of Legal and Administrative Services with respect to the above.

CARRIED UNANIMOUSLY

Upon the question of the main motion:

CARRIED AS AMENDED

178. DISCLOSURE OF INTEREST

Councillor Iafrate declared an interest with respect ITEM 2 FINANCE AND ADMINISTRATION COMMITTEE REPORT NO. 12, insofar as it relates to contingency funds, as her spouse is an employee of the City of Vaughan.

Councillor DeFrancesca declared an interest with respect to ITEM 16, COMMITTEE OF THE WHOLE REPORT NO. 43, as it pertains to site specific appeals 26a (Roybridge Holdings Limited), 26b (Vaughan West II Limited), 26c (Squire Ridge Investments Limited), 27a (Adidas Canada Ltd.) 27b (2029832 Ont. Inc), 27c (Conair Consumers Products Inc.), and 36 (2107683 Ontario Limited, RioCan PS Incorporated, SRF Vaughan Property Incorporated) as the appeals involve Milani lands, in that Lucia Milani is seeking a compliance audit of her 2010 election finances.

Councillor DeFrancesca declared an interest, with respect to ITEM 2, COMMITTEE OF THE WHOLE (CLOSED SESSION) REPORT NO. 44, as it pertains to site specific appeals 26a (Roybridge Holdings Limited), 26b (Vaughan West II Limited), 26c (Squire Ridge Investments Limited), 27a (Adidas Canada Ltd.) 27b (2029832 Ont. Inc), 27c (Conair Consumers Products Inc.), and 36 (2107683 Ontario Limited, RioCan PS Incorporated, SRF Vaughan Property Incorporated) as the appeals involve Milani lands, in that Lucia Milani is seeking a compliance audit of her 2010 election finances.

179. ADOPTION OR CORRECTION OF MINUTES

MOVED by Regional Councillor Schulte
seconded by Councillor Carella

THAT the minutes of the meeting of October 30, 2012 be adopted and amended as follows:

That Minute 160 be amended to add an “e” to the name ‘Huyck so as to read ‘Huycke’.

CARRIED

180. COMMUNICATIONS

MOVED by Councillor Carella
seconded by Regional Councillor Di Biase

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

CARRIED

181. DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION

The following items were identified for separate discussion:

Committee of the Whole Report No. 43

Items 9 and 16

Committee of the Whole (Closed Session) Report No. 44

Items 2 and 4

Finance and Administration Committee Report No. 12

Items 1, 2 and 4

Committee of the Whole (Working Session) Report No. 46

Item 1

Addendum

1 (refer to Reconsideration, Minute No. 183)

MOVED by Regional Councillor Schulte
seconded by Councillor Iafrate

THAT Items 1 to 3 of the Finance and Administration Committee Report No. 11, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 22 of the Committee of the Whole Report No. 43, with the exception of the items identified for separate discussion, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 4 of the Committee of the Whole (Closed Session) Report No. 44, 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. 45, BE APPROVED and the recommendations therein be adopted;

THAT Items 1 to 6 of the Finance and Administration Committee Report No. 12, with the exception of the items identified for separate discussion, BE APPROVED and the recommendations therein be adopted; and

THAT Items 1 and 2 of the Committee of the Whole (Working Session) Report No. 46, with the exception of the items identified for separate discussion, BE APPROVED and the recommendations therein be adopted.

CARRIED

182. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

FINANCE AND ADMINISTRATION COMMITTEE REPORT NO. 12

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

ITEM - 1 GFOA DISTINGUISHED BUDGET PRESENTATION AWARD

MOVED by Councillor Iafrate
seconded by Councillor Shefman

THAT Item 1, Finance and Administration Committee Report No. 12 be adopted without amendment.

CARRIED

COMMITTEE OF THE WHOLE REPORT NO. 43

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

ITEM - 9 DRAINAGE ISSUES ON ANTHONY LANE
WARD 5

MOVED by Regional Councillor Schulte
seconded by Regional Councillor Di Biase

THAT Item 9, Committee of the Whole Report No. 43 be adopted without amendment.

CARRIED

ITEM - 16 COMMITTEE OF THE WHOLE (CLOSED SESSION) RESOLUTION
NOVEMBER 6, 2012

THAT Item 16, Committee of the Whole Report No. 43 be adopted without amendment.

Voting upon the foregoing motion was split as follows:

MOVED by Regional Councillor Rosati
seconded by Councillor Iafrate

That Items 1, 3 and 4 of the Closed Session resolution, be approved.

CARRIED

MOVED by Councillor Shefman
seconded by Councillor Iafrate

That Item 2 of the Closed Session resolution, be approved.

CARRIED

Councillor DeFrancesca declared an interest with respect to Item 2, ONTARIO MUNICIPAL BOARD HEARING, CITY OF VAUGHAN OFFICIAL PLAN 2010, as it pertains to site specific appeals 26a (Roybridge Holdings Limited), 26b (Vaughan West II Limited), 26c (Squire Ridge Investments Limited), 27a (Adidas Canada Ltd.) 27b (2029832 Ont. Inc), 27c (Conair Consumers Products Inc.), and 36 (2107683 Ontario Limited, RioCan PS Incorporated, SRF Vaughan Property Incorporated) as the appeals involve Milani lands, in that Lucia Milani is seeking a compliance audit of her 2010 election finances, and did not take part in the discussion or vote on the resolution as it pertains to item 2.

COMMITTEE OF THE WHOLE (CLOSED SESSION) REPORT NO. 44

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

ITEM - 2 ONTARIO MUNICIPAL BOARD HEARING
CITY OF VAUGHAN OFFICIAL PLAN 2010

THAT Item 2, Committee of the Whole (Closed Session) Report No. 44 be adopted without amendment.

Voting upon the foregoing motion was split as follows:

MOVED by Regional Councillor Schulte
seconded by Regional Councillor Di Biase

That the confidential recommendation of the of the Committee of the Whole (Closed Session), November 6, 2012, be approved, with the exception of matters pertaining to site specific appeals 26a (Roybridge Holdings Limited), 26b (Vaughan West II Limited), 26c (Squire Ridge Investments Limited), 27a (Adidas Canada Ltd.) 27b (2029832 Ont. Inc), 27c (Conair Consumers Products Inc.), and 36 (2107683 Ontario Limited, RioCan PS Incorporated, SRF Vaughan Property Incorporated).

CARRIED

MOVED by Regional Councillor Schulte
seconded by Regional Councillor Di Biase

That the confidential recommendation of the Committee of the Whole (Closed Session), November 6, 2012, be approved, as it pertains to site specific appeals 26a (Roybridge Holdings Limited), 26b (Vaughan West II Limited), 26c (Squire Ridge Investments Limited), 27a (Adidas Canada Ltd.) 27b (2029832 Ont. Inc), 27c (Conair Consumers Products Inc.), and 36 (2107683 Ontario Limited, RioCan PS Incorporated, SRF Vaughan Property Incorporated).

CARRIED

Councillor DeFrancesca declared an interest, as it pertains to site specific appeals 26a (Roybridge Holdings Limited), 26b (Vaughan West II Limited), 26c (Squire Ridge Investments Limited), 27a (Adidas Canada Ltd.) 27b (2029832 Ont. Inc), 27c (Conair Consumers Products Inc.), and 36 (2107683 Ontario Limited, RioCan PS Incorporated, SRF Vaughan Property Incorporated) as the appeals involve Milani lands, in that Lucia Milani is seeking a compliance audit of her 2010 election finances, and did not take part in the discussion or vote on those portions of the matter.

FINANCE AND ADMINISTRATION COMMITTEE REPORT NO. 12

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

ITEM - 2 DRAFT 2013 BUDGET AND 2014-2016 OPERATING PLAN

THAT Item 2, Finance and Administration Committee Report No. 12 be adopted without amendment.

Voting upon the foregoing motion was split as follows:

MOVED by Regional Councillor Schulte
seconded by Councillor Carella

That the recommendation of the Finance and Administration Committee, November 12, 2012, be approved with the exception of matters as it relates to contingency funds.

CARRIED

MOVED by Regional Councillor Schulte
seconded by Councillor Carella

That the recommendation of the Finance and Administration Committee, November 12, 2012, be approved as it relates to contingency funds.

CARRIED

Councillor Iafrate declared an interest with respect to the foregoing matter insofar as it relates to contingency funds, as her spouse is an employee of the City of Vaughan, and did not take part in the discussion or vote on the particular matter.

ITEM - 4 PEDESTRIAN LINKAGES IN WEST WOODBRIDGE
WARD 2

MOVED by Regional Councillor Rosati
seconded by Councillor DeFrancesca

THAT Item 4, Finance and Administration Committee Report No. 12 be adopted without amendment.

CARRIED

COMMITTEE OF THE WHOLE (WORKING SESSION) REPORT NO. 46

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

ITEM - 1 THE PIERRE BERTON ARTIFACTS AND MEMORABILIA TASK FORCE –
FINDINGS REPORT

MOVED by Regional Councillor Di Biase
seconded by Councillor Iafrate

THAT Item 1, Committee of the Whole (Working Session) Report No. 46 be adopted and amended as follows:

By approving the following in accordance with Communication C1, from the Commissioner of Community Services, dated November 16, 2012:

That the attached revised Terms of Reference for the Pierre Berton Discovery Centre Fundraising Task Force, be approved.

CARRIED

183. RECONSIDERATION

PROPERTY MATTER
TORONTO YORK SPADINA SUBWAY EXTENSION PROJECT
WARD 4
(Addendum No. 1)

MOVED by Councillor Iafrate
seconded by Regional Councillor Schulte

That the foregoing matter be reconsidered.

CARRIED

Refer to Minute No. 186 for disposition regarding this matter.

184. RESOLUTION TO RESOLVE INTO CLOSED SESSION

MOVED by Regional Councillor Schulte
seconded by Councillor Iafrate

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

1. PROPERTY MATTER
EASEMENTS ON CITY LANDS
NORTHWEST CORNER OF JANE STREET AND MAJOR MACKENZIE DRIVE
WARD 1
(Report 44, Item 4)

(acquisition or disposition of land)
 2. PROPERTY MATTER
TORONTO YORK SPADINA SUBWAY EXTENSION PROJECT
WARD 4
(Addendum No. 1)

(acquisition or disposition of land)
- CARRIED

Council recessed at 1:33 p.m.

MOVED by Councillor DeFrancesca
seconded by Regional Councillor Rosati

THAT Council reconvene at 2:03 p.m.

CARRIED

Council reconvened at 2:03 p.m. with the following members present:

Hon. Maurizio Bevilacqua, Mayor
Regional Councillor Gino Rosati
Regional Councillor Michael Di Biase
Regional Councillor Deb Schulte
Councillor Tony Carella
Councillor Rosanna DeFrancesca
Councillor Marilyn Iafrate
Councillor Alan Shefman

185. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION

COMMITTEE OF THE WHOLE (CLOSED SESSION) REPORT NO. 44

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

ITEM - 4 PROPERTY MATTER
EASEMENTS ON CITY LANDS
NORTHWEST CORNER OF JANE STREET AND MAJOR MACKENZIE
DRIVE
WARD 1

MOVED by Councillor Iafrate
seconded by Regional Councillor Rosati

THAT Item 4, Committee of the Whole (Closed Session) Report No. 44 be adopted and amended, as follows:

By approving the following in accordance with Confidential Communication C2, from the Acting Commissioner of Legal and Administrative Services and the Commissioner of Engineering and Public Works, dated November, 20, 2012:

1. THAT a By-law be enacted to authorize the transfer of replacement easements and the release of existing easements; and
2. THAT the Clerk is authorized to execute a Letter of Understanding with Cedar Fair regarding the location and implementation of the replacement easements on the City lands.

CARRIED

186. PROPERTY MATTER
TORONTO YORK SPADINA SUBWAY EXTENSION PROJECT
WARD 4

Addendum No. 1

MOVED by Regional Councillor Rosati
seconded by Regional Councillor Di Biase

That the following recommendation of the Council (Closed Session) meeting of November 20, 2012, be approved:

1. THAT in recognition of SmartCentres commitment to fund the capital cost of the underground pedestrian tunnel on Millway Avenue, that the grant of a permanent easement for the tunnel at no cost be authorized; and
2. THAT the City agrees that SmartCentres will own the tunnel structure through the City's ultimate road allowance; and
3. That without fettering Council's discretion regarding its site plan approval authority, the City acknowledges the in-effect C1O (Corporate District Centre) zone on the Bus Terminal lands and that SmartCentres intends to construct and operate retail and other permitted uses on the areas identified as Parts D and E on Schedule E-2 to the Transfer Agreement, provided the design is comprehensive for the site, is integral to and shall maintain the integrity of the Bus Terminal design, and shall not adversely affect proper functioning of the Bus Terminal.

CARRIED

187. BY-LAWS

MOVED by Councillor Iafrate
seconded by Regional Councillor Schulte

THAT the following by-laws be enacted:

- | | |
|------------------------|---|
| By-Law Number 174-2012 | A By-law to assume Municipal Services in Bath-Von Limited (Block 10 – Thornhill Woods) Subdivision, Phase 1, 19T-89053, Registered Plan 65M-3618 and 65M-3619. (Bath-Von Limited dated July 31, 2002) (Item 7, Committee of the Whole, Report No. 43) |
| By-Law Number 175-2012 | A By-law to assume Municipal Services in Bath-Von Limited (Block 10 – Thornhill Woods) Subdivision, Phase 2, 19T-89053, Registered Plan 65M-3777. (Bath-Von Limited dated June 30, 2004) (Item 8, Committee of the Whole, Report No. 43) |

COUNCIL MEETING MINUTES – NOVEMBER 20, 2012

- By-Law Number 176-2012 A By-law to authorize the Mayor and Clerk to execute a Lease/License Agreement between The Corporation of the City of Vaughan and Trustees of the Calvary Baptist Church. (Council, June 28, 2011, Item 35, Committee of the Whole, Report No. 32)
- By-Law Number 177-2012 A By-law to amend City of Vaughan By-law 1-88 as amended by By-law 26-2012. (located on the east side of Jane Street, south of Norwood Avenue, Part of Blocks 133 and 137 on Plan 65M-3505 and Parts 1 and 4 on Plan 65R-31431) (Council, January 31, 2012, Item 15, Committee of the Whole, Report No. 1)
- By-Law Number 178-2012 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) (Council, November 29, 2011, Item 16, Committee of the Whole, Report No. 50)
- By-Law Number 179-2012 A By-law to amend City of Vaughan By-law 1-88. (Z.11.036, Her Majesty The Queen in Right of Ontario c/o Infrastructure Ontario, located on the north side of Great Gulf Drive, east of Keele Street, and south of Highway 407, in Part of Lot 3, Concession 3)(Council, May 8, 2012, Item 24, Committee of the Whole, Report No. 16)

CARRIED

188. **CONFIRMING BY-LAW**

MOVED by Councillor Shefman
seconded by Councillor DeFrancesca

THAT By-law Number 181-2012, being a by-law to confirm the proceedings of Council at its meeting on November 20, 2012, be enacted.

CARRIED

189. **ADJOURNMENT**

MOVED by Councillor Carella
seconded by Councillor Iafrate

THAT the meeting adjourn at 2:06 p.m.

CARRIED

Hon. Maurizio Bevilacqua, Mayor

Jeffrey A. Abrams, City Clerk