

**CITY OF VAUGHAN
COUNCIL MINUTES
MAY 14, 2019**

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CITY OF VAUGHAN

COUNCIL MEETING

TUESDAY, MAY 14, 2019

MINUTES

1:00 P.M.

Council convened in the Municipal Council Chamber in Vaughan, Ontario, at 1:03 p.m.

The following members were present:

Hon. Maurizio Bevilacqua, Mayor
Regional Councillor Mario Ferri
Regional Councillor Gino Rosati
Regional Councillor Linda D. Jackson
Councillor Tony Carella
Councillor Rosanna DeFrancesca
Councillor Alan Shefman
Councillor Sandra Yeung Racco

85. CONFIRMATION OF AGENDA

MOVED by Councillor Carella
seconded by Councillor Yeung Racco

THAT the agenda be confirmed.

AMENDMENT

MOVED by Regional Councillor Ferri
seconded by Councillor Shefman

That the following addendums be added to the agenda:

1. **PROCLAMATION AND FLAG RAISING REQUEST PRIDE WEEK**

Report of the Deputy City Manager, Corporate Services with respect to the above.

2. **BY-LAW NUMBER 075-2019**

(Communication C2, dated May 13, 2019)

A By-law of the Corporation of the City of Vaughan to amend Parking By-

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law 064-2019 with respect to the fine schedule and other minor technical amendments.

3. **UPDATE ON RECRUITMENT OF DEPUTY CITY MANAGER, PUBLIC WORKS**

Confidential verbal update of the Interim City Manager with respect to the above.

CARRIED UNANIMOUSLY

Upon the question of the main motion:

CARRIED AS AMENDED

86. **DISCLOSURE OF INTEREST**

There was no disclosure of interest by any member.

87. **CEREMONIAL PRESENTATIONS**

The Government Finance Officers Association (GFOA) Distinguished Budget Presentation Award was presented to the Finance Department for the 2018 Budget presentation.

88. **ADOPTION OR CORRECTION OF MINUTES**

MOVED by Regional Councillor Ferri
seconded by Councillor Yeung Racco

THAT the minutes of the meeting of May 1, 2019 be adopted as presented.

CARRIED

89. **COMMUNICATIONS**

MOVED by Regional Councillor Jackson
seconded by Regional Councillor Rosati

THAT Communications C1 to C7 inclusive be received and referred to their respective items on the agenda.

CARRIED

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90. DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION

Committee of the Whole Report No. 17

Items 2, 8, 22, 27 and 28

Addendum Items

Items 1, 2 and 3

MOVED by Councillor Yeung Racco
seconded by Regional Councillor Ferri

THAT Items 1 to 11 of the Finance, Administration and Audit Committee Report No. 7 BE APPROVED, and the recommendations therein be adopted;

THAT Items 1 to 3 of the Committee of the Whole (Closed Session) Report No. 16 BE APPROVED, and the recommendations therein be adopted;

THAT Items 1 to 29 of the Committee of the Whole Report No. 17 with the exception of the items identified for separate discussion, BE APPROVED and the recommendations therein be adopted;

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

THAT Items 1 to 5 of the Committee of the Whole (Working Session) Report No. 19 BE APPROVED and the recommendations therein be adopted.

CARRIED

91. 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 – 2 PENGUIN-CALLOWAY (VAUGHAN) LTD.
OFFICIAL PLAN AMENDMENT FILE OP.18.018
ZONING BY-LAW AMENDMENT FILE Z.18.030
SITE DEVELOPMENT FILE DA.18.074
VICINITY OF JANE STREET AND PORTAGE PARKWAY

MOVED by Councillor Yeung Racco
seconded by Regional Councillor Jackson

THAT Item 2, Committee of the Whole Report No. 17 be adopted and

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amended, as follows:

By approving the following in accordance with Communication C1, Memorandum from the Deputy City Manager, Planning and Growth Management, dated, May 10, 2019:

- 1) That the Recommendation No. 9 a) viii) identified in the Technical Report dated May 7, 2019 (Item 2 of Report 17) from the Deputy City Manager, Planning & Growth Management, Director of Vaughan Metropolitan Centre (VMC), be amended as follows:
 - deleting the text “The Owner should note that the certification date of the RSC should occur only after the last day of use as a commercial parking lot.”.

CARRIED

92. RESOLUTION TO RESOLVE INTO CLOSED SESSION

MOVED by Councillor Carella
seconded by Regional Councillor Jackson

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

- 1) DEPUTATION – MS. FRANCES TIBOLLO
(Committee of the Whole Report No.17, Item 27)
(legal advice)
- 2) DEPUTATION – MR. NICHOLAS C. TIBOLLO
(Committee of the Whole Report No.17, Item 28)
(legal advice)

CARRIED

Council recessed at 1:20 p.m.

MOVED by Regional Councillor Ferri
seconded by Councillor Yeung Racco

THAT Council reconvene at 1:44 p.m.

CARRIED

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Council reconvened at 1:44 p.m. with the following members present:

Hon. Maurizio Bevilacqua, Mayor
Regional Councillor Mario Ferri
Regional Councillor Gino Rosati
Regional Councillor Linda D. Jackson
Councillor Tony Carella
Councillor Rosanna DeFrancesca
Councillor Alan Shefman
Councillor Sandra Yeung Racco

93. 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 – 27 DEPUTATION - MS. FRANCES TIBOLLO

MOVED by Councillor Carella
seconded by Regional Councillor Jackson

THAT Item 27, Committee of the Whole Report No. 17 be adopted and amended, as follows:

By approving that the following phrase contained in Recommendation 1) of the Committee of the Whole meeting of May 7, 2019 be deleted:

“and staff bring forward a report to the June 4, 2019 Committee of the Whole meeting responding to the questions raised by the Deputant”;

By approving confidential recommendation of the Council (Closed Session) meeting of May 14, 2019; and

By receiving the following Communications:

- C3 Mr. Daniel Tiberini, Rainbow’s End, Kleinburg, dated May 13, 2018;
- C4 Mr. Claudio D’Uva, Wishing Well Court, Kleinburg, dated May 13, 2019;
- C5 Fabio and Sulamith Fata, Autumn Wind Court, Kleinburg, dated May 13, 2019;
- C6 Mr. Enzo Di Iorio, Practice Chair, Litigation, Miller Thompson LLP, New Park Place, Vaughan, and Vera Di Iorio, dated May 13, 2019; and

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- C7 Mr. Nicholas C. Tibollo, Professional Corporation, Litigation Lawyers, Milani Boulevard, Vaughan, dated May 14, 2019.

CARRIED

ITEM 28 DEPUTATION - MR. NICHOLAS C. TIBOLLO

MOVED by Councillor Carella
seconded by Regional Councillor Jackson

THAT Item 28, Committee of the Whole Report No. 17 be adopted and amended, as follows:

By approving that the following phrase contained in Recommendation 1) of the Committee of the Whole meeting of May 7, 2019 be deleted:

“and staff bring forward a report to the June 4, 2019 Committee of the Whole meeting responding to the questions raised by the Deputant”;

By approving confidential recommendation of the Council (Closed Session) meeting of May 14, 2019; and

By receiving the following Communications:

- C3 Mr. Daniel Tiberini, Rainbow’s End, Kleinburg, dated May 13, 2018;
C4 Mr. Claudio D’Uva, Wishing Well Court, Kleinburg, dated May 13, 2019;
C5 Fabio and Sulamith Fata, Autumn Wind Court, Kleinburg, dated May 13, 2019;
C6 Mr. Enzo Di Iorio, Practice Chair, Litigation, Miller Thompson LLP, New Park Place, Vaughan, and Vera Di Iorio, dated May 13, 2019; and
C7 Mr. Nicholas C. Tibollo, Professional Corporation, Litigation Lawyers, Milani Boulevard, Vaughan, dated May 14, 2019.

CARRIED

ITEM – 8 2564454 ONTARIO INC. SITE DEVELOPMENT FILE DA.18.038 VICINITY OF CITYVIEW BOULEVARD AND CANADA DRIVE

MOVED by Councillor DeFrancesca
seconded by Regional Councillor Ferri

COUNCIL MEETING MINUTES - MAY 14, 2019

THAT Item 8, Committee of the Whole Report No. 17 be adopted and amended, as follows:

By approving the recommendation contained in the report of the Deputy City Manager, Planning and Growth Management dated May 7, 2019; and

By approving that the community and the Local Councillor have an opportunity to review and comment on the final site plan, including architecture and design.

CARRIED

Addendum Items

94. **PROCLAMATION AND FLAG RAISING REQUEST PRIDE WEEK**

(Addendum No. 1)

MOVED by Regional Councillor Jackson
seconded by Councillor DeFrancesca

That the recommendation contained in the following report of the Deputy City Manager, Corporate Services dated May 14, 2019 be approved:

CARRIED

Report of the Deputy City Manager, Corporate Services, dated May 14, 2019

Purpose

To seek Council approval to proclaim June 7 – 16, 2019 as Pride Week, to raise the Rainbow flag and Transgender Pride flag at Vaughan City Hall on a date during Pride Week, and to post the proclamation on the City's website.

Report Highlights

- Respond to the request received from York Pride Fest, received on May 7, 2019.
- Proclamation and flag raising requested in the period of June 7 – 16, 2019.

Recommendations

1. That June 7 – 16, 2019 be proclaimed as Pride Week;
2. That the Rainbow flag and Transgender Pride flag are raised at Vaughan City Hall on a date between June 7 – 16, 2019 to be determined, with the flags remaining raised for the balance of Pride Week; and
3. That the proclamation be posted on the City's website.

COUNCIL MEETING MINUTES - MAY 14, 2019

Background

Correspondence was received from York Pride Fest on May 7, 2019 requesting a proclamation and flag raising.

Council has previously granted this request.

Previous Reports/Authority

[Committee of the Whole - Item 27, Report No. 18](#)

Analysis and Options

The proclamation and flag raising request meets the requirements of the City's Proclamation Policy and Flag Raising/Half Masting Policy, as follows:

"That upon request, the City of Vaughan issues Proclamations for events, campaigns, or other similar matters: If the event, campaign or declaration is directly related to matters over which the City has jurisdictions or the City directly sponsors the event, campaign, or other matter", and,

"The City Clerk be delegated authority to administer the Flag Raising/Half Masting Policy".

A proclamation and flag raising would be a celebration of diversity, inclusivity and equality.

Financial Impact

There is no expected financial impact with respect to this request.

Broader Regional Impacts/Considerations

For almost two decades, York Region's Pride Week has been recognized by the Regional Municipality of York and proclaimed by many of York Region's municipalities.

Conclusion

Staff is recommending that June 7 – 16, 2019 is proclaimed as Pride Week, to raise the Rainbow flag and Transgender Pride flag at Vaughan City Hall on a date during Pride Week, and to post the proclamation on the City's website.

For more information, please contact: Todd Coles, City Clerk

Attachment

1. Correspondence from York Pride Fest, received May 7, 2019

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Prepared by

Julia Bartolomeo, Supervisor, City Clerk's Administrative Services, ext. 8280

(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.)

95. RESOLUTION TO RESOLVE INTO CLOSED SESSION

MOVED by Regional Councillor Jackson
seconded by Regional Councillor Ferri

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

- 1) APPOINTMENTS TO THE OLDER ADULT TASK FORCE
(Committee of the Whole Report No.17, Item 22)
(personal matters about identifiable individuals)
- 2) UPDATE ON RECRUITMENT OF DEPUTY CITY MANAGER,
PUBLIC WORKS
(Addendum No. 3)
(personal matters about identifiable individuals)

CARRIED

Council recessed at 1:55 p.m.

MOVED by Regional Councillor Ferri
seconded by Councillor Yeung Racco

THAT Council reconvene at 2:02 p.m.

CARRIED

Council reconvened at 2:02 p.m. with the following members present:

Hon. Maurizio Bevilacqua, Mayor
Regional Councillor Mario Ferri
Regional Councillor Gino Rosati
Regional Councillor Linda D. Jackson
Councillor Tony Carella
Councillor Rosanna DeFrancesca
Councillor Alan Shefman
Councillor Sandra Yeung Racco

COUNCIL MEETING MINUTES - MAY 14, 2019

96. 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 22 APPOINTMENTS TO THE OLDER ADULT TASK FORCE

MOVED by Councillor DeFrancesca
seconded by Regional Councillor Ferri

THAT Item 22, Committee of the Whole Report No. 17 be adopted and amended, as follows:

By approving the following confidential recommendation of the Council (Closed Session) meeting of May 14, 2019:

1. That George Mathew be appointed as a citizen member to the Older Adult Task Force.

CARRIED

Addendum Items

97. UPDATE ON RECRUITMENT OF DEPUTY CITY MANAGER, PUBLIC WORKS

(Addendum No. 3)

MOVED by Councillor DeFrancesca
seconded by Councillor Yeung Racco

That the confidential recommendation of the Council (Closed Session) meeting of May 14, 2019, be approved.

CARRIED

COUNCIL MEETING MINUTES - MAY 14, 2019

98. BY-LAWS

MOVED by Regional Councillor Jackson
seconded by Councillor Yeung Racco

That the following be approved in accordance with Communication C2, Memorandum from the Director & Chief Licensing Officer, By-law & Compliance, Licensing and Permit Services, dated May 10, 2019, regarding By-law 075-2019:

1. Amend Parking By-law 064-2019, Section 7.0(5) to state, "If the signs under 7.0(4) are not erected within ten (10) business days of the delivery of the notice from the *City*, the *City* may enter the lands in question and erect the required signs at the expense of the *Owner*, which may be recovered by action in like manner as municipal taxes;"
2. Amend Parking By-law 064-2019, Subsection 5.0(11)(h) to state, "on the inside or outside curve portion of an angle bend from the beginning of the curve to the end of the curve;" and
3. Replace the Table in Schedule 10 – Offences and Corresponding Administrative Monetary Penalties with the Table contained in C2.

CARRIED

MOVED by Councillor DeFrancesca
seconded by Councillor Shefman

THAT the following by-laws, including Addendum By-Law 075-2019, be enacted:

By-Law Number 066-2019	A By-law to assume Municipal Services in Nine-Ten West Subdivision Phase 2, 19T-95066, Registered Plan 65M-4089. (Nine-Ten West Limited dated June 13, 2008) (Delegation By-law 005-2018)
By-Law Number 067-2019	A By-law to assume Municipal Services in Nine-Ten West Subdivision Phase 2A, 19T-00V17, Registered Plan 65M-4188. (Nine-Ten West Limited dated June 15, 2010) (Delegation By-law 005-2018)
By-Law Number 068-2019	A By-law to authorize the sale of lands and interests in lands and to authorize the Mayor and Clerk to execute Agreement(s) of Purchase and Sale between the Corporation of the City of Vaughan and The Regional Municipality of York. (Item 3, Committee of the Whole (Closed Session) Report No. 16)

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By-Law Number 069-2019	A By-law to establish procedures for the City of Vaughan Committee of Adjustment. (May 1, 2019, Item 11, Committee of the Whole Report No. 14)
By-Law Number 070-2019	A By law to appoint a Deputy City Clerk. (May 1, 2019, Item 14, Committee of the Whole Report No. 14)
By-Law Number 071-2019	A By-law to amend City of Vaughan By-law 1-88. (Z.18.030, OP.18.018, Penguin-Calloway (Vaughan) Inc., south of Portage Parkway, and west of Jane Street in Part of Lots 6 and 7, in the Vaughan Metropolitan Centre) (Item 2, Committee of the Whole Report No. 17)
By-Law Number 072-2019	A By-law to adopt Amendment Number 43 to the Vaughan Official Plan 2010 for the Vaughan Planning Area. (OP.18.018, Z.18.030, DA.18.074, Penguin-Calloway (Vaughan) Inc, south side of Portage Parkway, west of Jane Street, within the Vaughan Metropolitan Centre ("VMC")) (Item 2, Committee of the Whole Report No. 17)
By-Law Number 073-2019	A By-law to amend City of Vaughan By-law 1-88. (Z.17.039, DA.16.061, east side of Keele Street, south of Gantner Gate, being 9111 Keele Street and Blocks 14 and 15 on Registered Plan 65M-3077, in Lot 14, Concession 3) (May 1, 2019, Item 14, Committee of the Whole Report No. 14)
By-Law Number 074-2019	A By-law to regulate the smoking of tobacco, cannabis, electronic cigarettes and other like substances within the boundaries of the City of Vaughan, and to repeal Smoking By-law 84-2012, as amended. (March 19, 2019, Item 11, Committee of the Whole Report. No. 11)
By-Law Number 075-2019	(Addendum No. 2) A By-law of the Corporation of the City of Vaughan to amend Parking By-law 064-2019 with respect to the fine schedule and other minor technical amendments. (Communication C2, dated May 13, 2019. Council May 14, 2019, Minute 99).

CARRIED

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99. CONFIRMING BY-LAW

MOVED by Councillor Shefman
seconded by Councillor DeFrancesca

THAT By-law Number 076-2019, being a by-law to confirm the proceedings of Council at its meeting on May 14, 2019, be enacted.

CARRIED

100. ADJOURNMENT

MOVED by Councillor Carella
seconded by Councillor DeFrancesca

THAT the meeting adjourn at 2:05 p.m.

CARRIED

Hon. Maurizio Bevilacqua, Mayor

Todd Coles, City Clerk