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**Council
C#33-17**

**Tuesday, October 10, 2017
7:30 p.m.**

**Council Chambers
Richmond Hill Town Hall
225 East Beaver Creek Road
Richmond Hill, Ontario**

Mayor Dave Barrow

Minutes

A meeting of the Council of the Town of Richmond Hill was held on Tuesday, October 10, 2017 at 7:30 p.m. in the Council Chambers. There were no members of the public who addressed Council during the Public Forum.

The following Members of Council were present:

Mayor Barrow
Regional and Local Councillor Spatafora
Regional and Local Councillor Hogg
Councillor Beros
Councillor Muench
Councillor Liu
Councillor West
Councillor Cilevitz
Councillor Chan

The following members of Staff were present:

N. Garbe, Chief Administrative Officer
S. Baker, Commissioner of Community Services
I. Brutto, Commissioner of Environment and Infrastructure Services
M. Dempster, Commissioner of Corporate and Financial Services
K. Kwan, Commissioner of Planning and Regulatory Services
A. Dimilta, Town Solicitor
D. Dexter, Director, Financial Services and Treasurer
D. Joslin, Director, Recreation and Culture
G. Manderson, Director, Strategic Initiatives
D. Terzievski, Director, Development Engineering & Transportation
P. Waddell, Interim Manager, Client Support
A. Horghidan, Small Business Consultant
C. Pitcher, Communications Advisor
S. Huycke, Town Clerk
L. Sampogna, Council/Committee Coordinator

Council Announcements

Councillor West extended a Happy Thanksgiving to everyone.

Councillor West advised of the upcoming screening of "The Secret Path" by Gord Downie and Jeff Lemire on October 22 at the Richmond Hill Centre for the Performing Arts. He provided details of the film, program schedule, and noted the event provides community support services to people identifying as indigenous and living in York Region.

Councillor Cilevitz extended a Happy Thanksgiving to everyone. She advised of the Canada 150 Ward 5 event she would be hosting on October 15, 2017, in front of the Central Library (at the Horticultural Society's Arch) and extended an invitation for all to attend the informative and interactive discussion about Ward 5's heritage and historical points of interest.

Mayor Barrow proudly announced that the Town of Richmond Hill would be awarded the Living City Energy Efficiency Leadership Award for The Town Hall Challenge at the Mayors' Megawatt Challenge Annual Forum 2017 being held on November 22. He advised the Challenge recognizes leadership to substantial energy efficiency improvements at Town Halls and highlighted the Towns kilowatt targets and achievements in past years. On behalf of Members of Council, Mayor Barrow congratulated Environment Services staff involved in meeting and exceeding the standard of excellence.

Councillor Chan acknowledged the success of the events held on September 30 at Richmond Hill Fire Station 8-1 in celebration of Fire Prevention Week. Councillor Chan advised of the Domino's Pizza Contest being held on October 12 as part of Fire Prevention Week, for a chance of having pizza delivered by local firefighters who would test all smoke alarms in your home.

Introduction of Emergency/Time Sensitive Matters

There were no emergency/time sensitive matters raised by Members of Council.

Adoption of Agenda

Moved by: Regional and Local Councillor Spatafora
Seconded by: Councillor Cilevitz

That the agenda be adopted as distributed by the Clerk with following addition:

- a) Potential Increase of Freight Rail Traffic in York Region – (Staff Report SRPRS.17.174) – Agenda Item 4.0

Carried

Disclosures of Pecuniary Interest and General Nature Thereof

There were no disclosures of pecuniary interest by Members of Council under the *Municipal Conflict of Interest Act*.

Adoption of Previous Council Minutes

Special Council Meeting C#29-17

September 19, 2017

Moved by: Councillor Chan
Seconded by: Regional and Local Councillor Hogg

That the minutes of Special Council Meeting C#29-17 held on September 19, 2017 be adopted.

Carried Unanimously

Council Meeting C#31-17

September 25, 2017

Moved by: Regional and Local Councillor Spatafora
Seconded by: Councillor Cilevitz

That the minutes of Council Meeting C#31-17 held on September 25, 2017 be adopted.

Carried Unanimously

Adoption of Reports Not Requiring Separate Discussion

Moved by: Regional and Local Councillor Spatafora
Seconded by: Regional and Local Councillor Hogg

That the following Items be approved and that the various officials of the Corporation be hereby authorized and directed to take such action as may be necessary to give effect to the recommendations contained therein:

1.0 Minutes – Budget Committee of the Whole meeting BCW#06-17 held on September 26, 2017

That the minutes of the Budget Committee of the Whole meeting BCW#06-17 held on September 26, 2017 be adopted as circulated and the following recommendations be approved:

1.1 Pricing Policy Update – (Staff Report SRCS.17.17) – (Item 4.3)

Recommendation 1

- a) That Council receive the User Fee and Subsidy Study Report, attached as Appendix 'A' to staff report SRCS.17.17;
- b) That staff incorporate the additional \$12,000 required for the affordable access grant for low-income families into the 2018 operating budget process for an annual budget of \$20,000;
- c) That staff eliminate the 50% subsidy for affiliated community group rental of recreation facilities over a 5 year period effective January 1, 2018;
- d) That staff eliminate the 40% subsidy for affiliated community groups leasing Town property exclusively for their club activities over a three year period effective January 1, 2018;
- e) That the 2018 Fees and Charges By-Law be amended to reflect the recommendations of the Recreation User Fee and Pricing Policy;
- f) That the Community Services Department undertake a comprehensive fee review every five years to ensure that its fees are achieving the principles of this policy.

1.2 Tariff of Fees Update – (Staff Report SRCFS.17.035) – (Item 4.2)

Recommendation 2

- a) That the proposed fees as set out in the draft By-law 79-17, attached as Appendix 'D' to staff report SRCFS.17.035, with adjustments that reflect Committee's recommendations in respect of staff report SRCS.17.17, be adopted;

- b) That draft By-law 79-17, attached as Appendix 'D' to staff report SRCFS.17.035, be presented to the October 10, 2017 Council meeting for enactment;
- c) That staff be authorized to present to Council updates to the Tariff of Fees By-law throughout the year, without the need for a previous staff report, when the following conditions are met:
 - i. The service contract follows the Town's established procurement process(es);
 - ii. Results in revised costs for municipal services provided in the Tariff of Fees schedules; and
 - iii. The new fees represent contractor's rate and a reasonable cost recovery for program administration.

2.0 Minutes – Committee of the Whole meeting CW#14-17 held on October 2, 2017

That the minutes of the Committee of the Whole meeting CW#14-17 held on October 2, 2017 be adopted as circulated and the following recommendations be approved:

2.1 Contract Administration of Lake Wilcox Park – Youth Area – (Staff Report SREIS.17.18) – (Item 4)

Recommendation 1

- a) That staff be authorized to enter into a sole source agreement for the Contract Administration and Warranty Services for construction of the Lake Wilcox Park - Youth Area with Brook McIlroy Inc. for a cost of \$152,910.00 (exclusive of tax) pursuant to Article 10.4.4 (c) and Appendix B – Part 1 (g) of the Procurement By-law 113-16;
- b) That the Mayor and Clerk be authorized to execute any necessary documentation to affect the contract upon written approval of the Commissioner of Environment and Infrastructure Services.

2.2 Acquisition of Block 15 and 16 within the Calgas Plan of Subdivision – File Number 19T-81038 – (Staff Report SRPRS.17.157) – (Item 5)

Recommendation 2

- a) That the Town accept conveyance of Block 15 (EPA 2) within Draft Plan of Subdivision 19T-81038 for natural heritage protection purposes;
- b) That the Town accept conveyance of Block 16 within Draft Plan of Subdivision 19T-81038 in fulfillment of the parkland dedication requirements for the development.

2.3 Request for Approval – Draft Plan of Condominium - New Era Development (2011) Inc. – 11611 Yonge Street – File Number D05-17001 (19CDM(R)-17001 – (Staff Report SRPRS.17.156) – (Item 6)

Recommendation 3

That the proposed draft Plan of Condominium submitted by New Era Development (2011) Inc. for lands known as Part of Lot 56, Concession 1, E.Y.S. (municipal address: 11611 Yonge Street), File Number D05-17001 (19CDM(R)-17001), be draft approved, subject to the following:

That draft approval be subject to the conditions as set out in Appendix “A” to staff report SRPRS.17.156.

2.4 Proposed Amendment to the Barker Business Park Phase 2 Limited Subdivision Agreement with respect to Development charges Provisions – File Number 19T-06005 – (Staff Report SRCFS.17.034) – (Item 8)

Recommendation 4

That upon the written recommendation of the Town Treasurer, the Mayor and Clerk be authorized to execute an amending agreement to the Barker Business Park Phase II Limited Subdivision Agreement (File Number 19T-06005) to retroactively increase a Town contribution towards development charge services in the amount of \$438,645.31.

2.5 Extract – Heritage Richmond Hill Committee meeting HRH#05-17 held on September 12, 2017 – (Item 10)

Notice of Intent to Demolish 273 Jefferson Sideroad (File Numbers D12-14003 and BP#-2017-42025) - (Staff Report SRPRS.17.151) – (Item 10.1)

Recommendation 5

- a) That the property located at 273 Jefferson Sideroad does not merit cultural heritage designation under Part IV of the *Ontario Heritage Act*;
- b) That as a condition of the issuance of a Building Demolition Permit, the owner be required to have a heritage consultant photograph the house at 273 Jefferson Sideroad during the demolition process; and
- c) That 273 Jefferson Sideroad be removed from the Town of Richmond Hill *Inventory of Buildings of Architectural and Historical Importance*.

2.7 Consideration of a Whistleblower Policy – (Staff Report SRCAO.17.25) – (Item 7)

Recommendation 7

- a) That staff report SRCAO.17.25 regarding consideration of a Whistleblower Policy be received;
- b) That staff review and revise the Town’s Employee Code of Conduct to include more specific whistleblower provisions, as outlined in staff report SRCAO.17.25;
- c) That staff be directed to report back on the implementation of the direction in clause (b) by the end of the first quarter of 2018.

3.0 World Homelessness Day – October 10, 2017

That October 10, 2017 be proclaimed World Homelessness Day in the Town of Richmond Hill.

That the following By-law be passed:

By-law 79-17 – A By-law to Authorize Fees or Charges for Certain Services (Tariff of Fees By-law)

Carried

Presentation

Mayor Barrow together with John Bell presented David Gu with the 2017 William F. Bell Entrepreneur Award for his small business success. LearnVR, is a company that educates youths between the ages of 8 and 18 on how to create, plan, design, and develop a personal virtual reality experience. On behalf of Members of Council, Mayor Barrow and Mr. Bell congratulated David on his summer business achievement and wished him continued success.

Separation of Issues Requiring Discussion

2.0 Minutes – Committee of the Whole meeting CW#14-17 held on October 2, 2017

2.6 Approval in Principle of the Draft Official Plan Amendment and Draft Zoning By-law Amendment for the Lake Wilcox Special Policy Area – File Number D10-PL-SPA – (Staff Report SRPRS.17.103) – (Item 3)

Moved by: Councillor Beros
Seconded by: Councillor Muench

In accordance with the Ministry of Natural Resources and Forestry's (MNRF) procedures for approval of modifications to existing special policy areas (SPA), it is recommended:

- a) That the Draft Official Plan Amendment and Draft Zoning By-law Amendment for the Lake Wilcox Special Policy Area, attached as Appendix 'A' and Appendix 'B' to staff report SRPRS.17.103, be approved in principle;
- b) That a copy of staff report SRPRS.17.103 be provided to the Region of York for a resolution supporting approval in principle for the Lake Wilcox Special Policy Area;
- c) That a copy of staff report SRPRS.17.103 be provided to the Toronto and Region Conservation Authority (TRCA) for a resolution supporting approval in principle for the Lake Wilcox Special Policy Area;
- d) That subject to resolutions a), b) and c) outlined above, Town staff be directed to submit a request for approval of the Official Plan amendment, attached as Appendix 'A' to staff report SRPRS.17.103, from the Minister of Municipal Affairs and the Minister of Natural Resources and Forestry.
- e) That severances applications be considered on properties where the lots have been previously merged.

Clauses a) to d) of the Motion Carried Unanimously

Clause e) of the Motion Failed to Carry

Confirmatory By-law 95-17

The complete motion to read as follows:

Moved by: Councillor Beros
Seconded by: Councillor Muench

- a) That the Draft Official Plan Amendment and Draft Zoning By-law Amendment for the Lake Wilcox Special Policy Area, attached as Appendix 'A' and Appendix 'B' to staff report SRPRS.17.103, be approved in principle;
- b) That a copy of staff report SRPRS.17.103 be provided to the Region of York for a resolution supporting approval in principle for the Lake Wilcox Special Policy Area;
- c) That a copy of staff report SRPRS.17.103 be provided to the Toronto and Region Conservation Authority (TRCA) for a resolution supporting approval in principle for the Lake Wilcox Special Policy Area;
- d) That subject to resolutions a), b) and c) outlined above, Town staff be directed to submit a request for approval of the Official Plan amendment, attached as Appendix 'A' to staff report SRPRS.17.103, from the Minister of Municipal Affairs and the Minister of Natural Resources and Forestry.

Carried Unanimously

4.0 Potential Increase of Freight Rail Traffic in York Region – (Staff Report SRPRS.17.174)

Moved by: Councillor Chan
Seconded by: Regional and Local Councillor Spatafora

- a) That the Brief prepared by York Region entitled Potential Increase of Freight Rail Traffic in York Region, dated May 2017, with a cover memo, dated September 22, 2017, and attached as Appendix A to staff report SRPRS.17.174, be endorsed;
- b) That Council adopt the recommendations contained in the Brief as the Town's position with respect to the construction of the Missing Link proposal, and the rerouting of freight rail traffic through York Region;
- c) That the Town Clerk forward a copy of staff report SRPRS.17.174 to York Region, the City of Markham, and the City of Vaughan;
- d) That staff be directed to continue to work with York Region with respect to the re-routing of the CP rail corridor.

Carried Unanimously

By-Law to Confirm the Proceedings of Council at This Meeting

Moved by: Councillor Chan
Seconded by: Councillor Cilevitz

That By-law 95-17, A By-law to confirm the proceedings of Council at this meeting, be passed.

Carried

Adjournment

Moved by: Councillor West
Seconded by: Regional and Local Councillor Hogg

That the meeting be adjourned.

Carried

The meeting was adjourned at 8:54 p.m.

Dave Barrow
Mayor

Stephen M.A. Huycke
Town Clerk