



Council Meeting

Minutes

C#19-21

Wednesday, April 28, 2021, 9:30 a.m.

(Electronic Meeting pursuant to Section 238(3.3) of the Municipal Act, 2001)

An electronic Council meeting, pursuant to Section 238(3.3) of the *Municipal Act, 2001*, of the Council of the City of Richmond Hill was held on Wednesday, April 28, 2021 at 9:30 a.m. in Committee Room 1 via videoconference.

Council Members present via videoconference:

Acting Mayor DiPaola
Regional and Local Councillor Perrelli
Councillor Beros
Councillor Muench
Councillor Liu
Councillor Cilevitz
Councillor West
Councillor Chan

Regrets: Mayor Barrow

Staff Members present via videoconference:

M. Dempster, City Manager
S. Adams, Commissioner of Corporate and Financial Services
D. Joslin, Commissioner of Community Services
K. Kwan, Commissioner of Planning and Infrastructure
A. Dimilta, City Solicitor
P. Masaro, Executive Director, Infrastructure and Engineering Services
D. Flaherty, Chief of Staff
A. Iannucci, Chief Transformation Officer
D. Dexter, Director, Financial Services/Treasurer
G. Galanis, Director, Development Planning
T. Steele, Director, Community Standards
D. Terzievski, Director, Infrastructure Planning and Development Engineering
L. Conde, Manager, Strategy and Government Relations
D. DiRuscio, Acting Manager, Events and Marketing Services
D. Giannetta, Manager, Development Site Plan

D. Olding, Senior Manager, Richmond Hill Centre Subway
J. Walters, Manager, Engineering Subdivisions and Infrastructure Planning
D. Guy, Supervisor, By-law and Licensing Enforcement
S. Rene, Planner I, Development

Staff Members present in Committee Room 1:

S. Huycke, City Clerk
R. Ban, Deputy City Clerk
L. Sampogna, Council/Committee Coordinator

1. Call to Order/National Anthem

The Acting Mayor called the meeting to order at 9:30 a.m.

2. Public Forum (not to exceed 15 minutes)

There were no members of the public who addressed Council during the Public Forum.

3. Council Announcements

Councillor Chan announced that today was National Day of Mourning, a day to remember workers who have suffered work-related disability, disease and death and advised that flags at the municipal offices were lowered at half-mast to observe the day.

Councillor Chan advised that both the federal and provincial government of Canada had declared the month of May as Asian Heritage Month. He stated that the City takes great pride in welcoming diverse cultures into the community, and noted that since the pandemic there had been an increased number of hate crimes towards Canadians of Asian descent. Councillor Chan invited Council to celebrate in the 20th anniversary of Asian Heritage Month to make a strong statement for the City of Richmond Hill not tolerating any hate, crime, behavior, or conduct towards citizens of Asian descent and encouraged Members of Council to participate in any virtual Asian Heritage Month celebrations.

Acting Mayor DiPaola recognized the increase in hate crimes in York Region toward Canadians of Asian descent, acknowledged that the City of Richmond Hill does not condone any acts of hate, and affirmed that the City of Richmond Hill was a strong supporter of Asian Heritage Month.

Councillor West extended appreciation to Acting Mayor DiPaola and Councillor Chan for their acknowledgment of Asian Heritage Month and expressed his support.

Councillor West extended his appreciation to City staff for a successful virtual Earth Day event, and noted the range of information provided and environmental achievements in Richmond Hill by staff and other citizen groups. Councillor West acknowledged staffs advanced technical skill in conducting virtual webinar events during the pandemic.

Acting Mayor DiPaola also acknowledged Earth Day and advised that Arbour Week was an upcoming event, and recognized the City's tree-planting program.

Acting Mayor DiPaola announced that May 1st was being proclaimed as Doctors and Healthcare Workers Day in the City of Richmond Hill, included as Agenda Item 13.8. He recognized how essential our public health efforts and public health workers truly are and extended gratitude to all doctors, healthcare and frontline workers as they continue to provide exceptional work and around the clock care.

Councillor Muench announced that April 28 was dedicated to recognizing all workers who were injured, killed or disabled from occupational illnesses and challenges, and stated that more than 100 countries acknowledge the same. Councillor Muench extended well wishes to all impacted, including doctors and health workers for their continued support.

4. Introduction of Emergency/Time Sensitive Matters

4.1 Time Sensitive Closed Session Matter pursuant to Section 239(2)(b) of the *Municipal Act, 2001*

Moved by: Regional and Local Councillor Perrelli
Seconded by: Councillor Beres

That the following item be added to the agenda as a Time Sensitive Matter:

- a) A Time Sensitive Closed Session matter to consider personal matters about an identifiable individual, including municipal or local board employees; pursuant to Section 239(2)(b) of the *Municipal Act, 2001* - (Agenda Item 17.1)

A recorded vote was taken:

In favour: (6): Regional and Local Councillor Perrelli, Councillor Muench, Councillor West, Councillor Liu, Councillor Beros, Councillor Chan

Opposed: (2): Councillor Cilevitz, Acting Mayor DiPaola

Motion Carried (6 to 2)

5. Adoption of Agenda

Moved by: Councillor Beros

Seconded by: Regional and Local Councillor Perrelli

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

a) Proclamation - Doctors and Healthcare Workers Day - May 1, 2021 – (Item 13.8)

b) Time Sensitive Closed Session Matter - (Item 17.1 a)

Carried Unanimously

6. 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*.

7. Adoption of Previous Council Minutes

7.1 Council Public Meeting C#14-21 held April 7, 2021

Moved by: Councillor Chan

Seconded by: Councillor West

That the minutes of Council Public Meeting C#14-21 held on April 7, 2021, be adopted.

Carried Unanimously

7.2 Council Meeting C#15-21 held April 14, 2021

Moved by: Councillor Chan

Seconded by: Councillor West

That the minutes of Council Meeting C#15-21 held on April 14, 2021, be adopted.

Carried Unanimously

8. Identification of Items Requiring Separate Discussion

Council consented to separate Items 13.3, 13.4, 13.6 and 17.1 a) for discussion.

9. Adoption of Remainder of Agenda Items

On a motion of Regional and Local Councillor Perrelli, seconded by Councillor West, Council adopted those items not identified for separate discussion and By-laws 23-21 and 52-21.

10. Public Hearings

There were no public hearings.

11. Presentations

There were no presentations.

12. Delegations**12.1 Elliot Offman, 26 Harmony Hill Crescent, regarding the Fence By-law Amendment Request - (Item 13.6)**

Elliot Offman, 26 Harmony Hill Crescent, addressed Council regarding the Fence By-law amendment request for 26 Harmony Hill Crescent. He advised that the 8-foot hedgerow at the rear of his property was removed in order to meet the pool enclosure requirements of the Fence By-law and to allow for sufficient setback from the water's edge of the swimming pool. Mr. Offman reviewed staff's assessment of his property as outlined in the staff report, explained the grading of his lands and neighbouring properties, and requested that Council grant a site-specific exemption to permit up to an 8-foot fence to maintain a level of privacy on his property.

13. Committee and Staff Reports**13.1 Minutes - Richmond Hill Heritage Centre Advisory Committee held January 27, 2021**

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

a) That the minutes of Richmond Hill Heritage Centre Advisory Committee meeting held January 27, 2021 be approved.

Carried Unanimously

13.2 Minutes - Youth Action Committee Meeting held March 31, 2021

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

a) That the minutes of Youth Action Committee meeting held March 31, 2021 be approved.

Carried Unanimously

13.3 SRPI.21.035 - Request for Approval - Private Street Naming Application - Fifth Avenue Homes (King West) Inc. - 4, 6, 8, 10 and 12 McCachen Street -- City File D15-21004

Moved by: Councillor Beros
Seconded by: Regional and Local Councillor Perrelli

a) That the request by Fifth Avenue Homes (King West) Inc. to add street names “Chiara Rose” and “Davide Nicola” to the City’s Council Approved Street Name List and the assignment of these street names to the private streets within the approved residential development on lands known as Lots 1, 2 and 3 and Block A, Registered Plan 484 (Municipal Addresses: 4,6,8,10 and 12 McCachen Street) be supported.

A recorded vote was taken:

In favour: (6): Councillor Beros, Acting Mayor DiPaola, Regional and Local Councillor Perrelli, Councillor Chan, Councillor Liu, Councillor Muench

Opposed: (2): Councillor West, Councillor Cilevitz

Motion Carried (6 to 2)

13.4 SRCM.21.05 - Member of Council Community Events Policy

Moved by: Councillor Beros
Seconded by: Regional and Local Councillor Perrelli

a) That Staff Report SRCM.21.05 regarding the Member of Council Community Events Policy, be received and no further action be taken.

A recorded vote was taken:

In favour: (4): Councillor Liu, Regional and Local Councillor Perrelli, Councillor Muench, Councillor Beros

Opposed: (4): Councillor Cilevitz, Acting Mayor DiPaola, Councillor West, Councillor Chan

Motion Failed to Carry on a Tie Vote (4 to 4)

Moved by: Councillor West

Seconded by: Councillor Cilevitz

a) That the Member of Council Community Event Policy, attached as Attachment “A” to Staff Report SRCM.21.05, be referred back to staff for further consultation and report back at one of the Special Council meetings scheduled for the week of May 3 to May 7, 2021, as determined by staff.

A recorded vote was taken:

In favour: (6): Councillor Cilevitz, Councillor West, Councillor Chan, Councillor Liu, Councillor Muench, Acting Mayor DiPaola

Opposed: (2): Regional and Local Councillor Perrelli, Councillor Beros,

Motion Carried (6 to 2)

13.5 SRCFS.21.023 – Ombudsman Report – Investigation into meetings held on April 16, 2019; May 14, 2019; April 1, 2020; April 22, 2020; and May 14, 2020 - (By-law 23-21)

Moved by: Regional and Local Councillor Perrelli

Seconded by: Councillor West

a) That Ombudsman’ March 2021 report, titled “Investigation into meetings held by the City of Richmond Hill on April 16, 2019; May 14, 2019; April 1, 2020; April 22, 2020; and May 14, 2020,” Attachment A to staff report SRCFS.21.023 (“Ombudsman’s Report”), be received.

b) That Council address the Ombudsman’s Report by approving the following:

- i) Council accepts and endorses all of the recommendations in the Ombudsman’s Report.

- ii) Council directs that the open session portion of every electronic Council and committee meeting be broadcast or livestreamed (including the adoption of a resolution to go into closed session and any business conducted after arising from closed session); and,
 - iii) Council directs where the City is prevented from broadcasting or livestreaming the open session portion of any electronic Council or committee meeting, or the broadcasting or livestreaming of a meeting ceases to function during the meeting, the meeting be delayed, deemed in recess or rescheduled as required.
- c) That Council enact By-law 23-21, a by-law to repeal and replace Article 12 of the Procedure By-law (By-law 74-12).
- d) That the City Clerk be directed to send a copy of this resolution to the Ontario Ombudsman confirming compliance with Section 239.2(12) of the Municipal Act, 2001.

Carried Unanimously

13.6 SRCS.21.05 – Fence By-law Amendment Request - 26 Harmony Hill Crescent

Moved by: Councillor West
 Seconded by: Councillor Cilevitz

- a) That Staff Report SRCS.21.05 regarding a Fence By-law amendment for 26 Harmony Hill Crescent be received;
- b) That the request to amend the Fence By-law 140-90 (Municipal Code Chapter 973) to permit a 2.43 metre (8 foot) fence in the rear yard of 26 Harmony Hill Crescent be denied.

Carried

13.7 SRPI.21.038 - Delegated Authority for Assumption of Municipal Services and related By-law

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

- a) That delegated authority be granted to the Executive Director, Infrastructure and Engineering Services within the Planning and Infrastructure Department to approve the assumption of municipal

services related to development applications including assuming road allowances within registered plans as public highway, establishing lands within registered plans as public highway and establishing assumption by-laws.

Carried Unanimously

13.8 Proclamation - Doctors and Healthcare Workers Day - May 1, 2021

Moved by: Regional and Local Councillor Perrelli

Seconded by: Councillor West

a) That May 1, 2021 be proclaimed as Doctors and Healthcare Workers Day in the City of Richmond Hill.

Carried Unanimously

14. Other Business

There were no other business items.

15. Emergency/Time Sensitive Matters

The Time Sensitive matter added to the agenda was considered during Closed Session - refer to Agenda Item 17.1.

16. By-laws

Moved by: Regional and Local Councillor Perrelli

Seconded by: Councillor West

That the following By-laws be approved:

16.1 By-law 23-21 - A By-law to Repeal and Replace Article 12 of By-law 74-12, a By-law to Govern the Proceedings of Council of the Corporation of the City of Richmond Hill, as amended

16.2 By-law 52-21 - A By-law to Permanently Stop-up and Close Collingwood Road, Plan 339 (Whitchurch), Richmond Hill

Carried Unanimously

17. Closed Session

17.1 Resolution to Move into Closed Session and General Nature Thereof:

Moved by: Councillor Chan

Seconded by: Councillor Liu

a) To consider a Time Sensitive Closed Session matter about an identifiable individual, including municipal or local board employees, pursuant to Section 239(2)(b) of the *Municipal Act, 2001*.

17.2 Resolution to Reconvene in Open Session

Council moved into closed and then returned to open session (11:24 a.m. to 12:54 p.m.

17.3 Adoption of Recommendations Arising from the Closed Session Meeting (if required)

The City Clerk advised that there were no recommendations to be made in open session.

18. By-law to Confirm the Proceedings of Council at this Meeting

18.1 By-law 56-21

Moved by: Councillor West

Seconded by: Councillor Liu

That By-law 56-21, A By-law to confirm the proceedings of Council at this meeting, be passed.

Carried

19. Adjournment

Moved by: Councillor West

Seconded by: Councillor Cilevitz

That the meeting be adjourned.

Carried Unanimously

The meeting adjourned at 12:58 p.m.

Joe DiPaola, Acting Mayor

Stephen M.A. Huycke, City Clerk