



Town of
RICHMOND HILL
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COUNCIL MEETING – C#31-10

Monday, July 12, 2010
7:30 p.m.

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

His Worship
Mayor David Barrow

AGENDA

Question and Answer Period (not to exceed 15 minutes)

Call to Order/Prayer

- 1. Adoption of Agenda**
- 2. Declaration of Intention to Raise Other Business**
- 3. Disclosures of Pecuniary Interest and General Nature Thereof**
- 4. Adoption of Previous Council Minutes:**
 - 4.1 Council Public Meeting C#28-10 held on June 23, 2010 – *Page Nos. 15 - 19*
 - 4.2 Council Meeting C#29-10 held on June 28, 2010 – *Page Nos. 21 - 37*
- 5. Separation of Issues Requiring Discussion**
- 6. Adoption of the Remainder of Agenda Items**
- 7. Presentations:**
 - 7.1 Presentation by Gary McNeil, Managing Director, GO Transit, Executive Vice President, Metrolinx, regarding property on Centre Street

(continued)

7. Presentations (continued):

- 7.2 Presentation by Graham Stackhouse, Manager, Access Richmond Hill, regarding the Access Richmond Hill Contact Centre

8. Delegation:

- 8.1 George Teichman, President, Upper Yonge Properties Ltd., regarding the Richmond Hill Draft Official Plan - Agenda Item No. 1.15

9. Public Hearing

10. Consideration of Separated Issues

11. Motion:

- 11.1 Transition Towns - (*Notice of Motion provided at the June 28, 2010 Council meeting*) - Agenda Item No. 8.0

12. Notice of Motion

13. By-laws

14. New Business

15. Resolution to Move into Closed Session and General Nature Thereof:

- 15.1 To consider proposed or pending dispositions of lands by the municipality relating to four public tenders put out by the Town.
- 15.2 To consider a proposed or pending disposition of land by the municipality relating to lands located on Leslie Street south of Bethesda Side Road.

16. Resolution to Reconvene in Open Session

17. Adoption of Recommendations Arising from Closed Session (if any)

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

- 18.1 By-law No. 88-10

19. Adjournment

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COMMITTEE REPORTS

**1.0 Minutes – Committee of the Whole meeting CW#12-10 held on July 5, 2010 –
Page Nos. 39 – 55**

The Committee of the Whole presents its Report for meeting CW#12-10 held on July 5, 2010 and respectfully recommends that the minutes be adopted as circulated and the following recommendations be approved:

**1.1 Extract - Heritage Richmond Hill meeting - HRH#06-10 of June 1, 2010
(Item No. 1)**

Headford Mill Farm Property - David Hislop Residence and Mill Remnants including the barn and silo, the landscape features - the remains of the mill dam, the mill race, the mill pond and the lane between the barn, the dam and the Hislop Residence

Rec. 1 That Heritage Richmond Hill recommend to Council that staff initiate the designation process for the Headford Mill Farm Property as a Cultural Heritage Landscape under Part IV of the *Ontario Heritage Act*, including the landscape features, remains of the mill dam, the mill race, the mill pond and the lane between the barn, the dam, the barn and silo.

**1.2 Extract - Fire Station 8-6 Project Steering Committee - FS#01-10 of June 23,
2010 (Item No.2)**

Draft Terms of Reference for the Fire Station 8-6 Project Steering Committee

Rec. 2 That the Terms of Reference for the Fire Station 8-6 Project Steering Committee be approved.

1.3 Tender Award TW-44-10 - Approval for the Road Rehabilitation and Placement of Hot Mix Asphalt Overlays on selected streets within the Town of Richmond Hill - (SRCS.10.042) (Item No.3)

Rec. 3 a) That the low bid which meets the terms and conditions of Tender TW-44-10 in the amount of \$577,167.00 exclusive of all taxes be awarded to the firm Furfari Paving Co. Ltd. for the road rehabilitation and placement of hot mix asphalt overlay on selected streets as outlined in Appendix A to SRCS.10.042 within the Town of Richmond Hill;

(continued)

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- b) That the Mayor and Town Clerk be authorized to execute such agreements as required upon the written recommendation from the Commissioner of Community Services;
- c) That the funding for this project be as recommended in the Financial Report attached to SRCS.10.042 and that an additional \$50,000.00 be allocated to the 2010 Community Services Operating Budget (652-103780) from the Development Repair and Replacement Reserve Fund (43-101190/652-109715);
- d) That the Manager of Purchasing Supplies and Services Branch be authorized to increase existing approved purchase orders, as necessary, utilizing the project contingencies as identified in SRCS.10.042 in relation to work performed for the 2010 Asphalt Overlay Program.

1.4 Wind Power Study (SREIS.10.053) (Item No.4)

- Rec. 4
- a) That the Wind Power Study final report attached as Appendix A to SREIS.10.053 be received for information purposes;
 - b) That staff be directed to not proceed to the phase three Detailed Feasibility Wind Power Study and that the Town continue to pursue other smaller-scale renewable energy opportunities at Town facilities.

1.5 School Crossing Guard Warrant – Intersection of Rollinghill Road and Jack Ashton Avenue - File No.: TO7-SC - (SRPRS.10.085) (Item No. 5)

- Rec. 5
- That a School Crossing Guard be approved for the intersection of Rollinghill Road and Jack Ashton Avenue including pavement markings and signage commencing in September 2010.

1.6 Old Colony Road - Proposed Stopping Restrictions - File No.: T07-R-OC - (SRPRS.10.089) (Item No. 6)

- Rec. 6
- That Chapter 1116, Schedule 'B' (Stopping Prohibited-Signs-Displayed) of the Municipal Code be amended by adding the following:

HIGHWAY	SIDE	FROM AND TO	PROHIBITED TIME OF DAY
Old Colony Road	North	Birdsong Street to a point approximately 150 metres east of the east leg of Lebovic Crescent	7:30AM – 3:30PM Monday – Friday July and August Exempt

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1.7 Assumption of Municipal Services - Anna Ramunno et al. - Plan 65M-3595 - File No.: D03-99011 - (SRPRS.10.091) (Item No. 7) (Proposed By-law No. 87-10)

- Rec. 7
- a) That the assumption of the internal above and belowground services within plan 65M-3595, for lands known as subdivision file 19T-99011 be approved;
 - b) That those lands more particularly described as Pairash Avenue within the limits of plan 65M-3595 be assumed as public highway;
 - c) That reserve Block 13 within Plan 65M-3595 be established as public highway to become part of Pairash Avenue;
 - d) That reserve Block 34 within Plan 65M-3335 be established as public highway to become part of Pairash Avenue.

1.8 Assumption of Municipal Services - Edna M. Wilson et al. - Plan 65M-3599 - File No.: D03-00002 - (SRPRS.10.093) (Item No. 8) (Proposed By-law No. 87-10)

- Rec. 8
- a) That the assumption of the internal above and belowground services within Plan 65M-3599, for lands known as subdivision file 19T-00002 be approved;
 - b) That the assumption of external above and belowground services within Oxford Street associated with subdivision file 19T-00002 be approved;
 - c) That those lands more particularly described as Pairash Avenue within the limits of Plan 65M-3599 be assumed as public highway;
 - d) That reserve Block 24 within Plan 65M-3599 be established as public highway to become part of Pairash Avenue.

1.9 Assumption of Municipal Services - Tormina Construction (Richmond Hill) Limited - Plans 65M-3744 and 65M-3827 - File No.: D03-98003 Phases 1 and 2 - (SRPRS.10.094) (Item No. 9) (Proposed By-law No. 87-10)

- Rec. 9
- a) That the assumption of the internal above and belowground services within Plans 65M-3744 and 65M-3827, for lands known as subdivision files 19T-98003 Phases 1 and 2 be approved;
 - b) That the assumption of external above and belowground services within Melbourne Drive and Lena Drive associated with subdivision file 19T-98003 Phase 1 be approved and Almejo Avenue and Old Orchard Crescent associated with subdivision file 19T-98003 Phase 2 be approved;

(continued)

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- c) That those lands more particularly described as Lena Drive and Melbourne Drive Crescent within the limits of Plan 65M-3744 and Almejo Crescent, Heritage Hollow Estate Street and Old Orchard Crescent within the limits of plan 65M-3827 be assumed as public highway;
- d) That reserve Block 263 within Plan 65M-3744 be established as public highway to become part of Lena Drive;
- e) That Town lands described as Parts 1 and 2, Plan 65R-26658 be established as public highway to become part of Melbourne Drive.

1.10 Application to the Federation of Canadian Municipalities Green Municipal Fund Program to Partner with the City of Vaughan and the City of Brampton to Undertake a Study on Measuring the Sustainability Performance of New Developments - File No.: D10-PL-EN - (SRPRS.10.096) (Item No.10)

- Rec. 10
- a) That a Town contribution of up to \$35,000 in order to apply for matching funding from the Federation of Canadian Municipalities (FCM) Green Municipal Fund (GMF) Program for a joint study on Measuring the Sustainability Performance of New Developments be approved;
 - b) That the contribution be funded from the Ecological Legacy Reserve Fund.

1.11 Delegation of Authority - Summer Recess - July 13 to September 6, 2010 - (SRCAO.10.19) (Item No. 11)

- Rec. 11
- That from July 13 to September 6, 2010, the Chief Administrative Officer be authorized to approve, grant or authorize:
- a) The award and entry into of a related contract for:
 - (i) Any competitive acquisition over \$500,000;
 - (ii) Any non-competitive acquisition over \$100,000;
 - b) The execution of Facade Improvement Grant Agreements and Cash-in-lieu of Parking Agreements;
 - c) The execution of Offers to Connect and Letters of Consent with PowerStream;

(continued)

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- d) The sale of municipal property where Council has previously considered such sale and declared the land surplus to the Town's needs and where any offer received for such lands (which the Chief Administrative Officer is prepared to accept pursuant to this delegated authority) meets or exceeds the reserve bid established by the Manager of Real Estate when the lands were offered for sale, or is 5% below such reserve bid, and to authorize the execution of any agreement related to such sale;
- e) The giving of consent to the alteration of a property and to the demolition or removal of a building or structure under Part IV and Part V of the *Ontario Heritage Act*;
- f) The determination, pursuant to Section 29 of the *Ontario Heritage Act*, of an intention to designate a property to be of cultural heritage value or interest and the authorization of the giving of notice of intention to designate the property;
- g) The execution and/or extension of any other agreements or documents which would otherwise require the express approval and authorization of Council, where the Chief Administrative Officer deems the matter either to be of a minor nature or determines that waiting until after September 6, 2010 would have adverse consequences.

That from July 13 to September 6, 2010, the procedure for obtaining comments on proposed site plans for properties located on arterial roads be revised as follows:

- a) Comments will not be sought from or through the Committee of the Whole; and
- b) Comments will be sought from and through the Mayor and the appropriate Ward Councillor.

1.12 Acquisition of Land for Stormwater Management Purposes - Block 195, Plan 65M-3947 - File No.: L03-99007 - (SRS.10.21) (Item No. 12)

- Rec. 12
- a) That the acquisition by the Town of Block 195 on Plan 65M-3947 from Zavala Developments Inc., for nominal consideration, be authorized;
 - b) That the Mayor and Clerk be authorized to execute all documents necessary to facilitate the transfer.

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1.13 OMEX 2009 Supplemental Assessment - (SRCFS. 10.034) (Item No. 13)

- Rec. 13
- a) That Council authorize a payment of \$1,062,050, plus any applicable taxes, to the Ontario Municipal Insurance Exchange ("OMEX"), to satisfy the Town of Richmond Hill's obligation for unfunded insurance liabilities associated with the period January 1, 1995 to December 31, 2008 to be paid from previously allocated funds in the 2009 Accrual Account; and
 - b) That the payment to be withheld until such time as the supporting documentation in calculation of the amount owed meets the satisfaction of the Treasurer.

1.14 Supplemental Report - Procurement and Financial Control Framework - (SRCFS.10.044) (Item No. 15)

- Rec. 14
- a) That Schedule 'A' of proposed By-law No. 44-10 reflect the spending authorities recommended in SRCFS.10.044;
 - b) That section 6.12 of proposed By-law No. 58-10 reflect Council's retention of authority to approve competitive acquisitions over \$500,000.

1.15 Comments Received on Richmond Hill Draft Official Plan - File Nos.: D10-CO-IN and D10-OP-DR - (SRPRS.10.081) (Item No. 14) (Proposed By-law No. 85-10)

- Rec. 15
- a) That the Draft Official Plan as revised by the proposed changes outlined in Table 1 to SRPRS.10.081 be adopted as the Town's new Official Plan;
 - b) That Section 5.3.7(f) (Development Impacts) of the new Official Plan is amended to include the submission of light pollution reports; and
 - c) That a policy be added to Section 6 of the new Official Plan as follows:

Notwithstanding any other provision of this Plan to the contrary, for lands located at the northeast corner of Highway 7 and Leslie Street within the Employment Corridor designation fronting onto the Highway 7 Regional Corridor where there are existing hotel uses, residential apartment uses shall be permitted provided they are integrated vertically within a hotel building.

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**1.16 Extract - Heritage Richmond Hill meeting - HRH#06-10 of June 1, 2010
(Item No. 1)**

Comments by Heritage Richmond Hill regarding the David Dunlap Observatory Lands *Draft Conservation Management Plan* – File No. D12-07228 – 123 Hillsvie Drive and 350 16th Avenue

Rec. 16 That Heritage Richmond Hill recommend to Council that every resource available under the *Ontario Heritage Act, Planning Act* and the *Provincial Policy Statement* be used to achieve the maximum protection of the David Dunlap Observatory Lands Cultural Heritage Landscape.

1.17 Sale of GO Transit Lands (New Business Item)

Rec. 17 That the Town continue discussion with GO Transit regarding their lands located on Centre Street.

2.0 Minutes – Budget Committee of the Whole meeting BCW#01-10 held on July 6, 2010 – Page Nos. 57 – 65

The Budget Committee of the Whole presents its Report for meeting BCW#01-10 held on July 6, 2010 and respectfully recommends that the minutes be adopted as circulated and the following recommendations be approved:

**2.1 Year-End Operating Results as of December 31, 2009 - (SRCFS.10.031)
(Item No. 3.1)**

- Rec. 1
- a) That SRCFS.10.031 regarding the overview of the Year End Report be received for information purposes;
 - b) That the 2009 budget carry-forwards items listed in Appendix “B” to SRCFS.10.031 totalling \$335,100, be approved;
 - c) That the surplus and deficit allocation measures listed in Appendix “E” to SRCFS.10.031 be approved.

2.2 2009 Investment Portfolio Results - (SRCFS.10.025) (Item No. 3.2)

- Rec. 2
- a) That the Town’s 2009 Investment Portfolio results as provided in SRCFS.10.025 be received for information purposes;
 - b) That the current investment policy be amended as outlined in SRCFS.10.025.

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2.3 2009 Development Charges Reserve Fund Statement - (SRCFS.10.040) (Item No. 3.3)

- Rec. 3
- a) That SRCFS.10.040 be received for information purposes;
 - b) That the 2009 Development Charges Reserve Fund Statement be forwarded to the Minister of Municipal Affairs and Housing as required under the *Development Charges Act, 1997*.

2.4 Capital Projects Status Report – April 30, 2010 - (SRCFS.10.027) (Item No. 3.4)

- Rec. 4
- a) That all capital projects listed in Appendix “A” to SRCFS.10.027:
 - i) Be closed;
 - ii) Projects with unexpended funds be returned to source(s) as identified; and
 - iii) Projects with overspent funds be funded as identified;
 - b) That budget and funding adjustments, as noted in Appendix “B” to SRCFS.10.027 be approved;
 - c) That the Summary of Capital Closures and Adjustments in Appendix “D” to SRCFS.10.027 be received;
 - d) That the Status of Capital Projects List in Appendix “E” to SRCFS.10.027 be received;
 - e) That the Grant Funded Capital Project as at April 30, 2010 Listed in Appendix “F” to SRCFS.10.027 be received.

2.6 2011 Ten Year Capital Forecast – (SRCFS.10.030) (Item No. 3.6)

- Rec. 5
- a) That SRCFS.10.30 regarding the *2011 Ten Year Capital Forecast* be received;
 - b) That staff include a Development Charges Study and a Lifecycle Replacement Funding Model Study in the 2011 Budget submission for consideration during budget deliberations.

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2.7 2011 Budget Strategy - (SRCFS.10.043) (Item No. 3.7)

- Rec. 6
- a) That staff present a draft 2011 budget that:
 - i) maintains existing service levels;
 - ii) provides for Council approved new items and service level changes adopted in 2010; and
 - iii) minimizes the tax rate impact;
 - b) That staff bring forward an updated four year operating forecast;
 - c) That staff be directed to proceed with the 2011 budget process in accordance with the timetable outlined in Appendix "C" to SRCFS.10.43 and guidelines described in SRCFS.10.043.

2.8 Richmond Hill Mobility Accessibility Foundation Grant Request - (SRCFS.10.041) (Item No. 3.8)

- Rec. 7
- a) That the Richmond Hill Mobility Accessibility Foundation grant request (provided in Appendix "A" to SRCFS.10.041) be received for consideration;
 - b) That a grant in the amount of \$50,000 be allocated from the Disabled Parking Fines Reserve.

**3.0 Extract – Mayor’s Endowment for the Arts Application Review Committee
MEA#02-10 of July 7, 2010 – Page No. xx**

3.1 2010 Applications - Mayor’s Endowment Fund for the Arts

- Rec. 1
- a) That the summary of 2010 applications for the Mayor’s Endowment Fund for the Arts be received;
 - b) That the allocation of grants determined by the Mayor’s Endowment for the Arts Application Review Committee be approved as follows:

Burr House Spinners and Weavers Guild	1,500
Motus O dance theatre	500
Opera York	1,000
Richmond Hill Camera Club	650
Richmond Hill Concert Band	2,500
Richmond Hill Philharmonic Orchestra (2010/11 Concert Series)	2,500
Steppin’ Out Theatrical Productions	1,000
York Symphony Orchestra	500

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STAFF REPORTS

4.0 Additional Item relating to the Richvale Athletic Field Redevelopment Project - Page Nos. 65 - 68

(An excerpt from the minutes of the July 5, 2010 Richvale Park Redevelopment Project Steering Committee Meeting as well as the report prepared by staff are attached for Committee's reference)

That Council provide direction regarding the relocation of the bocce court at the Richvale Athletic Park, at an estimated cost of \$85,515.00 inclusive of HST.

5.0 Correspondence from Rick Bonnette, Mayor, Town of Halton Hills, dated June 30, 2010 regarding a request to Province to cover all appeal costs to the Ontario Municipal Board for Growth Plan Conformity Exercises - Page Nos. 69 - 72

That direction be provided regarding the correspondence from Rick Bonnette, Mayor, Town of Halton Hills, dated June 30, 2010 regarding a request to Province to cover all appeal costs to the Ontario Municipal Board for Growth Plan Conformity Exercises.

6.0 Correspondence from Gloria Marsh, Executive Director, York Region Environmental Alliance, dated July 8, 2010 regarding the notice of motion relating to Transition Towns - Page No. 73

That the correspondence from Gloria Marsh, Executive Director, York Region Environmental Alliance, dated July 8, 2010 regarding the notice of motion relating to Transition Towns be received.

7.0 Additional Correspondence received regarding the Richmond Hill Draft Official Plan - Page Nos. 75 - 91

That the following additional correspondence regarding the Richmond Hill Draft Official Plan be received:

1. Correspondence from residents of Weldrick Road West and Yongehurst Road dated July 2, 2010 and submitted on July 5, 2010 *(Page Nos. 75 - 88)*
2. Correspondence from Gloria Boxen 117 Old Surrey Lane, dated July 6, 2010 *(Page Nos. 89 - 90)*
3. Correspondence from France and John Rays, residents of 103 Church Street South, dated June 28, 2010 and submitted on July 8, 2010 *(Page No. 91)*

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MOTION

8.0 Proposed Motion from Brenda Hogg, Regional and Local Councillor, dated June 28, 2010 regarding Transition Towns - (Notice of Motion provided at the June 28, 2010 Council meeting) - Page Nos. 93 - 94

Whereas communities across the world are concerned with the impact that 'peak oil' (loss of cheap, accessible oil supplies and still increasing demand for fossil fuel energy) will have on their daily lives and their communities,

Whereas communities world-wide realise the need to reduce our economic and life-style dependency on energy and products from fossil fuels,

Whereas communities world-wide are concerned that we need to protect our Standard of Living and Quality of Life as we make this transition from fossil fuel reliance to alternative methods of providing food, goods, services, transportation;

Whereas Richmond Hill wants to assist their public, private, and volunteer sector to support energy conservation efforts, energy efficiency programs, and any efforts to seek and share creative ways to support our quality of life and standard of living beyond our fossil fuel economy,

Be It Resolved That the Council of Richmond Hill recognizes the 'Transition Town Movement' as a world-wide volunteer movement which supports low carbon-based, local economies and encourages this awareness throughout our community,

BY-LAWS

By-law No. 16-10

A By-law to Amend By-law No. 2325-68, of the former Township of Markham and By-law No. 170-88, as amended, of The Corporation of the Town of Richmond Hill

Explanation: Approved by Council on January 20, 2010 - Theresa, Lina and Pasquale Cerundolo - 202 and 204 Hillsvie Drive (File No. D02-09027)

By-law No. 44-10

Financial Control By-law

Explanation: Approved by Council on June 28, 2010 (SRCFS.10.037)

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By-law No. 58-10

Procurement By-law

Explanation: Approved by Council on June 28, 2010 (SRCFS.10.037)

By-law No. 72-10

A By-law to Amend By-law No. 107-86, as amended, of The Corporation of the Town of Richmond Hill

Explanation: Approved by Council on February 8, 2010 - 1612072 Ontario Inc. (Liberty Development) - 9 and 15 Rockwell Road and 372, 376 and 382 Highway 7 (File No. D02-07037)

By-law No. 76-10

A By-law to Amend By-law No. 2523 of The Corporation of the former Township of Vaughan

Explanation: Approved by Council on June 23, 2010 - Ray Ivailo Bojiloff - 81 and 85 May Avenue (File No. D02-10004) -

By-law No. 80-10

A By-law to Remove Certain Lands from Part Lot Control

Explanation: Zavala Developments Inc. (File No. D04-10003)

By-law No. 81-10

A By-law to Amend By-law No. 137-09, as amended, of The Corporation of the Town of Richmond Hill

Explanation: Approved by Council on September 3, 2008 - Lacivita Investments Limited (File No. D02-02027)

By-law No. 85-10

A By-Law to Repeal the Official Plan for the Richmond Hill Planning Area adopted on December 24, 1981 and to Adopt the Richmond Hill Official Plan dated July 2010 as the Official Plan for the Town of Richmond Hill

Explanation: Agenda Item No. 1.0, Rec. 15

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By-law No. 86-10

A By-law to Amend the Town of Richmond Hill Municipal Code - Chapter 1010 to include Heritage Property Standards

Explanation: Approved by Council on June 14, 2010 (SRPRS.10.062)

By-law No. 87-10

A By-law to Assume internal aboveground and belowground services, and to assume and establish certain lands as public highway

Explanation: Agenda Item No. 1.0, Rec. 7, Rec. 8 and Rec. 9