



Town of  
**RICHMOND HILL**  
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## **COUNCIL MEETING – C#11-10**

**Monday, March 8, 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#04-10 held on February 3, 2010 – *Page Nos. 9 - 14*
  - 4.2 Council Meeting C#07-10 held on February 22, 2010 – *Page Nos. 15 - 25*
- 5. Separation of Issues Requiring Discussion**
- 6. Adoption of the Remainder of Agenda Items**

*(continued)*

**7. Presentation:**

7.1 Presentation by William Ho, Artist, Writer, Speaker, Goodwill Ambassador and Founder, One Heart Beat, regarding the 'One Heart Beat' art piece

**8. Delegations**

**9. Public Hearing**

**10. Consideration of Separated Issues**

**11. Motion**

**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 matters relating to the security of the property of the municipality regarding Town-owned property at 10184 Yonge Street

**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. 29-10

**19. Adjournment**

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**COMMITTEE REPORTS**

**1.0 Minutes – Committee of the Whole meeting CW#04-10 of March 1, 2010 – Page Nos. 27 - 39**

The Committee of the Whole presents its Report for meeting CW#04-10 held on March 1, 2010 and respectfully recommends that the minutes be adopted as circulated and the following recommendations be approved:

**1.1 Extract - Heritage Richmond Hill - HRH#02-10 of February 9, 2010 (Item No. 4)**

Heritage Grant Application - The Horner-Elliott House “Willow Grove” – 40 Frank Endean Road – File No. D12-07196 – (SRPD.10.014)

- Rec. 1
- a) That a Heritage Grant for the year 2010 in the amount of \$2,000 be approved for the installation of half round eavestroughs to the east portion of the original c1840 structure, The Horner-Elliott House “Willow Grove”;
  - b) That the issuance of the grant cheque from the Heritage bank account by the Treasurer be authorized upon inspection to verify that the work has been completed to the satisfaction of Town staff.

**1.2 Adoption of the Don River Watershed Plan and Implementation Guide — (SRPRC.10.02) (Item No. 6)**

- Rec. 2
- a) That the *Don River Watershed Plan and Implementation Guide*, dated 2009, prepared by Toronto and Region Conservation Authority, attached to SRPRC.10.02 as Appendix 1, be endorsed by the Town as guiding documents;
  - b) That the Town continue to work with, and where feasible, support the work of the Toronto and Region Conservation Authority and their partners on the implementation of the principals, objectives and recommendations of the *Don River Watershed Plan and Implementation Guide*, and provide ongoing staff support to meetings and forums on watershed initiatives;
  - c) That staff report further on any recommended initiatives, where Town participation is dependent on financial and/or land based resources.

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**1.3 Naming of Parks and Open Spaces – Follow Up Report - (SRPRC.10.11) (Item No. 8)**

Rec. 3 That the proposed names identified in SRPRC.09.59 attached as Appendix 1 to SRPRC.10.11 (“Larchmere Parkette”, “Miles Hill Parkette”, “Red Maple Parkette”, “Tadpole Parkette”, and “Saigeon Trail”) be granted final approval.

**1.4 Request for Comments – Municipal Street Renaming – Flato Management Inc. - File No. D15-10004 - (SRPD.10.021) (Item No. 9)**

Rec. 4 a) That the Town Clerk be directed to initiate the street name change process to change the name of Revilo Avenue to Long Hill Drive;

b) That staff be directed to schedule a Public Meeting to consider the proposed municipal street renaming request.

**1.5 Disposal of Lands to the Regional Municipality of York and the Giving of a Temporary Easement to the Region for Viva’s New Rapid Bus Transit System Along Highway 7 - (File No. L04-RE) (SRS.10.03) (Item No. 14)**

Rec. 5 a) That the lands described as part of Lot 11, Concession 2, geographic Township of Markham, designated as Parts 12, 20 and 21, Plan 65R-31706 be declared surplus to the Town’s need;

b) That the said lands be transferred to the Region of York for nominal consideration;

c) That the Town grant a temporary easement in, over, and along part of Lot 11, Concession 2, geographic Township of Markham, designated as Parts 25 and 26, Plan 65R-31706 to the Region of York for the purpose of providing for hard and soft landscaping, grading and re-shaping the lands to the limit of the reconstruction of Highway 7.

**1.6 Revised 2010 Richmond Hill Council and Committee Meeting Schedule - (SRCFS.10.009) (Agenda Item No. 15)**

Rec. 6 That the revised 2010 schedule of meetings of Richmond Hill Council and its Committees as set out in Appendix “A” to SRCFS.10.009 be approved.

**1.7 Establish Reserve Lands as Public Highway, Part of Ellsworth Avenue, Part of Block 205 Plan 65M-2614 Being Part 3 Plan 65R-32120 - File No.: D09-CO B032/09 - (SREPW. 10. 019) (Item No. 18)**

Rec. 7 That the establishment of a municipal reserve block being part of Block 205, Plan 65M-2614, described more particularly as Part 3, Plan 65R-32120 as public highway becoming part of Ellsworth Avenue, be approved.

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**1.8 Initiate New Fire Station 8-6 Project Startup - (SREPW.10.020) (Item No. 19)**

- Rec. 8
- a) That a project Steering Committee for the new Fire Station 8-6 be initiated and comprised of Mayor, Ward Councillor, Chief Administrative Officer, Commissioner of Fire and Emergency Services, Commissioner of Engineering and Public Works, Commissioner of Corporate and Financial Services, Deputy Fire Chief of Operations and Director of Asset Management;
  - b) That staff be authorized to commence the process in the selection of an architectural firm to undertake the design and contract administration services;
  - c) That capital accounts 902-2006400014180 and 902-2009410024180 be combined as an Engineering and Public Works Asset Management project and that both projects be closed;
  - d) That secretariat assistance to the Steering Committee be provided from within the staff compliment of the Office of the Town Clerk.

**1.9 693170 Ontario Limited - Assumption of Municipal Services, Plan 65M-3897 - File No.: D03-03008 - (SREPW.10.021) (Item No. 20) (Proposed By-law No. 28-10)**

- Rec. 9
- a) That the assumption of the above and belowground services within Plan 65M-3897 for lands known as subdivision file 19T-03008 be approved;
  - b) That those lands more particularly described as Battaglini Avenue within the limits of Plan 65M-3897 be assumed and established as public highway;
  - c) That the following 0.3 metre reserve block be established as public highway:

Block 12, Plan 65M-3628 to become part of Battaglini Avenue

**1.10 Fandor Homes (Bloomington Forest) Inc. - Assumption of Municipal Services, 19T-97011 - File No.: D03-97011 - (SREPW.010.022) (Item No. 21) (Proposed By-law No. 28-10)**

- Rec. 10
- a) That the assumption of the internal aboveground and belowground municipal services on Worthington Avenue and Briarhill Boulevard within Plan 65M-3729, known as subdivision file 19T-97011 from Fandor Homes (Bloomington Forest) Inc. be approved;

*(continued)*

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- b) That the assumption of the external watermain, storm and sanitary sewer works and above ground municipal services within the Snively Street and Briarhill Boulevard right-of-way associated with subdivision file 19T-97011 from Fandor Homes (Bloomington Forest) Inc. be approved;
- c) That the lands more particularly described as Worthington Avenue and Briarhill Boulevard within the limits of Plan 65M-3729 be assumed as public highway;
- d) That the following reserve blocks be established as public highway:
  - Block 30      Plan 65M-3729 (to form part of Briarhill Boulevard)
  - Block 31      Plan 65M-3729 (to form part of Worthington Avenue)
  - Block 33      Plan 65M-3729 (to form part of Snively Street)

**1.11 Army Cadet Tag Days - March 27 and 28, 2010 – Correspondence from Queen’s York Rangers Army Cadet Corps (2799) dated January 13, 2010 (Item No. 23)**

Rec. 11      That the request by the Queen’s York Rangers Army Cadet Corps (2799) for permission to sell Army Cadet tags in Richmond Hill on March 27 and 28, 2010, be approved.

**1.12 Comments on the Markham Langstaff Master Plan and Proposed Official Plan Amendment and Secondary Plan for the Langstaff area in the Town of Markham - File No. D10-ST-RE - (SRPD.10.031) (Agenda Item No. 24)**

- Rec. 12
- a) That SRPD.10.031 regarding the Markham Langstaff Built Form Master Plan and the proposed Official Plan Amendment and Secondary Plan for the Langstaff area in the Town of Markham be received and endorsed;
  - b) That the Town Clerk be directed to send a copy of SRPD.10.031 to the Clerk of the Town of Markham as a formal submission from the Town of Richmond Hill on the proposed Langstaff Official Plan Amendment and Secondary Plan;
  - c) That the Town of Markham be requested to defer the approval of the proposed Official Plan Amendment and Secondary Plan for the Langstaff area in the Town of Markham on the basis that it is premature pending the Regional Official Plan Amendment for the Urban Growth Centre (UGC) and completion of the necessary studies being undertaken by York Region in collaboration with the Town of Richmond Hill, City of Vaughan and Town of Markham;

*(continued)*

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- d) That the Town of Richmond Hill request notification from the Town of Markham with respect to the decision by the Town of Markham regarding the proposed Langstaff Official Plan Amendment and proposed Secondary Plan.

**1.13 Donation to the Canadian Association for the Advancement of Amateur Women's Hockey (Presentation and Item No. 26)**

Rec. 13 That the Town of Richmond Hill support the Canadian Women's Hockey League, Clarkson Cup Event to take place on March 26 to 28, 2010 being held at the Elgin Barrow Arena through a donation in the amount of \$10,000 to the Canadian Association for the Advancement of Amateur Women's Hockey with the source of funding to be identified and brought forward at the March 8, 2010 Council Meeting.

**1.14 Minutes – Heritage Richmond Hill meeting HRH#01-10 of January 12, 2010 (Item No. 3)**

Removal of Trees - David Dunlap Observatory Lands

Rec. 14 That Heritage Richmond Hill acknowledge to Council its full support of Council's position to lay charges and seek maximum fines for the unauthorized removal of trees on the David Dunlap Observatory lands.

**1.15 Tender Award for Richvale Athletic Field Redevelopment: TP-54-09 - (SRPRC.10.08) (Item No. 7)**

- Rec. 15
- a) That Tender TP-54-09 be awarded to Gateman Milloy Inc., in accordance with the Tender Analysis Report attached to SRPRC.10.08;
  - b) That the Supplies and Services Branch be authorized to issue a Purchase Order for the amount of \$2,109,880.26 + GST to Gateman Milloy Inc.,
  - c) That the Supplies and Services Branch be authorized to issue a Purchase Order for addenda up to \$237,181.00 for contract contingencies as detailed in the Financial Report attached to SRPRC.10.08;
  - d) That the Supplies and Services Branch be authorized to issue a purchase order in the amount of \$72,500.00 to Jagger Hims Ltd. for Site Engineering and Supervision;
  - e) That the Mayor and Clerk be authorized to execute the construction contract on behalf of the Town.

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**1.16 Draft Council Code of Conduct - (SRCAO.10.03) (Item No. 13)**

- Rec. 16
- a) That the draft Council Code of Conduct attached as Appendix A to SRCAO.10.03 be approved;
  - b) That the Council Code of Conduct take effect upon the appointment of an Integrity Commissioner;
  - c) That an RFP process to identify potential proponents to be the Town's Integrity Commissioner be undertaken with the Council Code of Conduct Committee recommending a preferred proponent to Council;
  - d) That up to \$25,000 be added to the 2010 budget of the Office of the Clerk, funded from Council contingency as required to allow for the establishment of the office of the Integrity Commissioner.

**1.17 Compliance Audit Committee - (SRCFS.10.010) (Item No. 16)**

- Rec. 17
- a) That SRCFS.10.010 regarding a Compliance Audit Committee be received;
  - b) That Council adopt Option B as outlined on Page 5 of SRCFS.10.010 and direct staff to work with the other interested municipalities within York Region to recruit applicants for a Joint Compliance Audit Committee;
  - c) That the Clerk report to Council in advance of the October 1, 2010 deadline with a list of candidates for consideration for appointment to a Joint Compliance Audit Committee.

**1.18 Reporting for Municipal Drinking Water Systems – *Safe Drinking Water Act, 2002* - (SREPW.10.018) (Item No. 17)**

- Rec. 18
- a) That the Summary Report, as set out in SREPW.10.018 on the Town's drinking water system as required under Schedule 22 of Ontario Regulation 170/03 be received;
  - b) That the Ministry of the Environment Annual Report of the Town's drinking water system as contained in Appendix 1 to SREPW.10.018 be received for information purposes;
  - c) That updates for the Municipal Drinking Water Licensing program, regarding the Quality Management System and the Financial Plans, be received for information purposes.

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**1.19 Appointment to York Central Hospital Board (New Business Item)**

Rec. 19 That Mayor Barrow be appointed as the Town of Richmond Hill representative to serve on the York Central Hospital Board as an ex-officio member until the new Hospital opens in Vaughan.

**STAFF REPORTS**

**2.0 Expropriation of Road Widening Lands for Orlon Crescent Road Widening from the Owner at 115 Edgar Avenue (Lot 51, Plan 1930) - File L04-OR - (SRS.10.10) - Page Nos. 41 - 44**

- a) That authority be granted for the application to expropriate a fee simple interest in part of Lot 51, Plan 1930, designated as Parts 6 and 8, Plan 65R-32192;
- b) That the Clerk be authorized to serve and publish a Notice of Application as required by the *Expropriations Act*, R.S.O. 1990 c.E. 26 (the "*Expropriations Act*");
- c) That the Clerk be authorized to forward to the Chief Inquiry Officer any requests for a hearing of necessity as required by the *Expropriations Act*.
- d) That the Town Solicitor be authorized to represent the Town at any hearing or inquiry;
- e) That, if a request for a hearing of necessity is not made or if made, is thereafter abandoned, the Mayor and Clerk be authorized to proceed to execute a Certificate of Approval, file the Plan of Expropriation, serve a Notice of Expropriation, a Notice of Election and a Notice of Possession, make an offer pursuant to Section 25 of the *Expropriations Act*, based on the appraised value, and take all steps necessary to take possession of the property interests, as required;
- f) That, if necessary, the Mayor and Clerk be authorized to execute and serve any additional notices required by the *Expropriations Act*;
- g) That staff be authorized to continue negotiations with the affected owner for the purposes of settling compensation, if possible.

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**BY-LAWS**

By-law No. 26-10

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

Explanation: Aurelio Filice and Gaetano Molinaro  
(File No.: D04-09019)

By-law No. 28-10

A By-law to assume internal aboveground and belowground services, including external watermain connection, storm and sanitary sewer works, and to assume and establish certain lands as public highway

Explanation: Agenda Item No. 1.0  
Recommendation 7, 9 and 10