Council Minutes

Meeting Number: 9
April 30, 2019, 6:00 PM
Council Chamber

Roll Call	Mayor Frank Scarpitti	Councillor Reid McAlpine
	Deputy Mayor Don Hamilton	Councillor Karen Rea
	Regional Councillor Jack Heath	Councillor Andrew Keyes
	Regional Councillor Joe Li	Councillor Amanda Collucci
	Regional Councillor Jim Jones	Councillor Khalid Usman
	Councillor Keith Irish	Councillor Isa Lee
	Councillor Alan Ho	
Staff	Andy Taylor, Chief Administrative Officer	Kimberley Kitteringham, City Clerk
		Martha Pettit, Deputy City Clerk
	Trinela Cane, Commissioner, Corporate Services	John Wong, Technology Support Specialist II
	Brenda Librecz, Commissioner, Community & Fire Services	Andrea Berry, Sr. Manager, Corp Comm & Community Engagement
	Catherine Conrad, City Solicitor & Acting Director, Human Resources	Hersh Tencer, Senior Manager, Real Property, Legal Services
	Joel Lustig, Treasurer	Biju Karumanchery, Director, Planning &Urban Design
	Bryan Frois, Chief of Staff	

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1. CALL TO ORDER

The meeting of Council convened at 6:15 PM on April 30, 2019 in the Council Chamber. Mayor Frank Scarpitti presided.

The meeting recessed at 8:32 pm and reconvened at **8:xxxxx pm.**

2. DISCLOSURE OF PECUNIARY INTEREST

None disclosed.

3. APPROVAL OF PREVIOUS MINUTES

3.1 COUNCIL MINUTES APRIL 16, 2019

Moved by Councillor Alan Ho
Seconded by Councillor Khalid Usman

1. That the Minutes of the Council Meeting held on April 16, 2019, be adopted.

Carried

4. PRESENTATIONS

There were no presentations.

5. DEPUTATIONS

5.1 DEPUTATIONS - RECOMMENDATION REPORT APPLICATIONS FOR OFFICIAL PLAN AMENDMENT, DRAFT PLAN OF SUBDIVISION, ZONING BY-LAW AMENDMENT, AND SITE PLAN APPROVAL BY

GEMTERRA (WOODBINE) INC. TO PERMIT TOWNHOUSES AT 9064 TO 9110 WOODBINE AVENUE (WARD 2) FILE NOS. OP/SU/ZA/SC 17 153653 (10.3, 10.7, 10.5 & 10.6)

Jeff Wong and Matthew Corey, from Malone Given Parsons, representing Gemterra (Woodbine) Inc., appeared before Council and provided an update on the changes made to the application. Council Members asked questions of the applicant about the proposed development.

The following individuals addressed Council on this matter:

1. Brian Ferrier spoke in opposition of the proposal.
2. Jennifer Li spoke in opposition of the proposal.
3. Fanny Sipidias spoke in opposition of the proposal.
4. Malcomn Ng spoke in opposition of the proposal.
5. Kiran Vagale spoke in opposition of the proposal.
6. Sarah Jin spoke in opposition of the proposal.
7. Alex Wong spoke in opposition of the proposal.
8. Eric Xia spoke in opposition of the proposal.
9. Cecilia Luk spoke in opposition of the proposal.
10. Lai Wong spoke in opposition of the proposal.

11. Ken Wong spoke in opposition of the proposal.

12. Susan Treki spoke in opposition of the proposal.

13. Mika Lai was not in attendance.

(Report No. 16, Item 8.1.1)

See Council's decision on this matter under Report No. 16, Item 8.1.1

Moved by Councillor Karen Rea
Seconded by Regional Councillor Jack Heath

That the rules of procedure be waived in order to allow Malcomn Ng to appear again before Council as he had appeared on the same matter at the Development Services Committee.

Carried by a Two Third Vote

5.2 DEPUTATION - FRIENDS OF THE MARKHAM MUSEUM BOARD MINUTES (16.0)

Sam Orrico provided comments on this matter.

6. COMMUNICATIONS

6.1 13-2019 COMMUNICATION - QUESTIONS REGARDING GEMTERRA (WOODBINE) INC., (10.3, 10.7, 10.5 & 10.6)

Letter dated April 29, 2019 from the Directors of YRSCP 982, 953 and 1003 (Millbrook Village) providing comments regarding the proposed recommendation report.

(Report No. 16, Item 8.1.1)

7. PROCLAMATIONS

7.1 PROCLAMATION AND FLAG RAISING REQUESTS (3.4)

Moved by Councillor Khalid Usman
Seconded by Councillor Keith Irish

1. That the following proclamation issued by the City Clerk in accordance with the City of Markham Proclamation Policy, be received for information purposes:

    - Be Kind to Animals Week - May 6-12, 2019
    - Markham Fair Week - September 30 - October 7, 2019

2. That the following request for flag to be raised at the Anthony Roman Markham Civic Centre flagpole, approved by the City Clerk in accordance with the City of Markham Community Flag Raisings & Flag Protocol Policy, be received for information purposes:

   - Innovation Week in the City of Markham - May 6-12, 2019 (Organized by the City of Markham)

Carried

8. REPORT OF STANDING COMMITTEE

8.1 REPORT NO. 16 - DEVELOPMENT SERVICES COMMITTEE (April 1, 2019)

Moved by Regional Councillor Jack Heath
Seconded by Councillor Alan Ho

That the report of the Development Services Committee be received & adopted. (1 Item):

Carried

8.1.1 RECOMMENDATION REPORT APPLICATIONS FOR OFFICIAL PLAN AMENDMENT, DRAFT PLAN OF SUBDIVISION, ZONING BY-LAW AMENDMENT, AND SITE PLAN APPROVAL

BY GEMTERRA (WOODBINE) INC. TO PERMIT TOWNHOUSES AT 9064 TO 9110 WOODBINE AVENUE (WARD 2) FILE NOS. OP/SU/ZA/SC 17 153653 (10.3, 10.7, 10.5 & 10.6)

waiting to hear back from Biju / Dave Miller on the recommendations

Moved by Regional Councillor Jack Heath
Seconded by Councillor Alan Ho

1. That the Staff report titled "Recommendation Report – Applications for Official Plan Amendment, Draft Plan of Subdivision, Zoning By-law Amendment, and Site Plan Approval by Gemterra (Woodbine) Inc. to permit townhouses at 9064 to 9110 Woodbine Avenue (Ward 2) File Nos. OP/SU/ZA/ /SC 17 153653" be received; and,

2. **That the deputation of Brian Ferrier, Jennifer Li, Fanny Sipidias, Malcomn Ng, Kiran Vagale, Sarah Jin, Alex Wong, Eric Xia, Cecilia Luk, Lai Wong, Ken Wong and Susan Treki, be received; and,**

3. **That the letter dated April 29, 2019 from the Directors of YRSCP 982, 953 and 1003 (Millbrook Village) providing comments regarding the proposed recommendation report; be received; and,**

4. That the proposed amendment to the 2014 Markham Official Plan, attached as Appendix 'A', be finalized and approved; and,

5. That Draft Plan of Subdivision 19TM-17004 submitted by Gemterra (Woodbine) Inc., be finalized and approved subject to the conditions outlined in Appendix 'B'; and,

6. That the draft plan approval for Plan of Subdivision 19TM-17004 will lapse after a period of three (3) years from the date of issuance in the event that a subdivision agreement is not executed within that period; and,

7. That the Director of Planning and Urban Design, or their designate be delegated authority to issue draft approval, subject to the conditions set out in Appendix 'B' as may be amended by the Director of Planning and Urban Design; and,

8. That the amendments to Zoning By-laws 19-94 and 177-96, as amended be approved and the draft implementing Zoning By-law, attached as Appendix 'C', be finalized and enacted without further notice; and,

9. **That staff continue to work with the applicant to address the issues raised and refine the site plan as appropriate, and that the Site Plan application by Gemterra (Woodbine) Inc. be brought back to the Development Services Committee for consideration;** and,

10. That Staff be directed to work with the applicant to explore the possibility of reducing the maximum elevations for units 32 and 33 to ensure an appropriate transition to the existing townhomes in the adjacent condominium complex to the north; and,

11. That site plan endorsement shall lapse after a period of three (3) years from the date of Staff endorsement in the event that the site plan agreement is not executed within that period; and,

12. That in accordance with the provisions of subsection 45(1.4) of the Planning Act, R.S.O. 1990, c.P.13, as amended, the owner shall, through this Resolution, be permitted to apply to the Committee of Adjustment for a variance from the provisions of the zoning by-law

attached as Appendix “B” to this report, before the second anniversary of the day on which the by-law was approved by Council; and,

13. That servicing allocation for thirty-three (33) townhouse units be assigned to the subject development; and,

14. That the City reserves the right to revoke or reallocate servicing allocation should the development not proceed in a timely manner; and,

15. That Staff be directed to place this matter on the April 30, 2019 Council agenda for consideration; and further,

16. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried as Amended

(See following motion to consider the matter immediately after Deputations)

Council consented to amend Recommendation No. 9 from:

9. That the Site Plan application by Gemterra (Woodbine) Inc. be endorsed, in principle, and that staff continue to work with the applicant to refine the site plan, prior to site plan endorsement by the Director of Planning and Urban Design; and,

to:

That staff continue to work with the applicant to address the issues raised and refine the site plan as appropriate, and that the Site Plan application by Gemterra (Woodbine) Inc. be brought back to the Development Services Committee for consideration; and,

Moved by Regional Councillor Jack Heath
Seconded by Councillor Alan Ho

That Council consider the matter of "Recommendation Report – Applications for Official Plan Amendment, Draft Plan of Subdivision, Zoning By-law Amendment, and Site Plan Approval by Gemterra (Woodbine) Inc. to permit townhouses at 9064 to 9110 Woodbine Avenue (Ward 2) File Nos. OP/SU/ZA/ /SC 17 153653”" immediately following the Deputations with respect thereto.

Carried

8.2 REPORT NO. 18 - DEVELOPMENT SERVICES COMMITTEE (April 15, 2019)

Moved by Regional Councillor Jim Jones
Seconded by Councillor Keith Irish

That the report of the Development Services Committee be received & adopted. (Items 1 - 5):

Carried

8.2.1 RECOMMENDATION REPORT DEMOLITION PERMIT APPLICATION 19 110922 DP SINGLE DETACHED DWELLING 29 SUMNER LANE, THORNHILL HERITAGE CONSERVATION DISTRICT WARD 1 (10.13, 16.11)

Moved by Regional Councillor Jim Jones
Seconded by Councillor Keith Irish

1. That the report entitled "Demolition Permit Application 19 110922 DP, Single Detached Dwelling, 29 Sumner Lane, Thornhill Heritage Conservation District, Ward 1", dated April 15, 2019, be received; and,

2. That the demolition of the derelict, vacant, non-heritage, single detached dwelling at 29 Sumner Lane be supported; and,

3. That final approval of the demolition permit application not be granted until the applicant provides documentation to the Building Department that a permit has been approved by the TRCA for the demolition of the structures and the infilling of the basement excavations; and,

4. That the applicant be advised of the timeline following the issuance of a demolition permit after which development charges will be reassessed; and further,

5. That staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

8.2.2 RECOMMENDATION REPORT INTENTION TO DESIGNATE A PROPERTY UNDER PART IV OF THE ONTARIO HERITAGE ACT THOMAS H. BRUELS HOUSE 2 AILEEN LEWIS COURT, WARD 4 (16.11.3)

Moved by Regional Councillor Jim Jones
Seconded by Councillor Keith Irish

1. That the staff report entitled "Intention to Designate a Property under Part IV of the Ontario Heritage Act, Thomas H. Bruels House, 2 Aileen Lewis Court", dated April 15, 2019, be received; and,
2. That as a condition of the approved Site Plan Agreement, the Thomas H. Bruels House at 2 Aileen Lewis Court be approved for designation under Part IV of the Ontario Heritage Act as a property of cultural heritage value or interest; and,
3. That the Clerk's Department be authorized to publish and serve Council's Notice of Intention to Designate as per the requirements of the Ontario Heritage Act; and,
4. That if there are no objections to the designation in accordance with the provisions of the Ontario Heritage Act, the Clerk be authorized to place a designation by-law before Council for adoption; and,
5. That if there are any objections in accordance with the provisions of the Ontario Heritage Act, the Clerk be directed to refer the proposed designation to the Ontario Conservation Review Board; and further,
6. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

8.2.3 TRAFFIC CONTROL SIGNALS BY-LAW AMENDMENT (CITY-WIDE) (5.12)

Moved by Regional Councillor Jim Jones
Seconded by Councillor Keith Irish

1. That the report entitled "Traffic Control Signals By-Law Amendment", be received; and,

2. That Schedule 19 of Traffic By-Law 106-71, pertaining to "Traffic Control Signals", be amended by including the following intersections:
    - Allstate Parkway at Norman Bethune Avenue / Centurian Drive
    - Birchmount Road at Aviva Way
    - Birchmount Road at Verdale Crossing
    - Birchmount Road, 125 metres south of Enterprise Boulevard
    - Bur Oak Avenue at Roy Rainey Avenue
    - Centurian Drive at Frontenac Drive
    - Enterprise Boulevard at Andre De Grasse Street
    - Enterprise Boulevard at Bill Crothers Drive
    - Enterprise Boulevard at University Boulevard (formerly Rivis Road)
    - Enterprise Boulevard / Unionville Gate at Main Street Unionville
    - John Street, 30 metres east of Rockingham Court (Lake to Lake Route)
    - Norman Bethune Avenue at Aristotle Avenue
    - YMCA Boulevard at University Boulevard (formerly Rivis Road)
3. That Schedule 12 of Traffic By-Law 106-71, pertaining to "Compulsory Stops", be amended by rescinding the stop controls at the following intersections:
    - Allstate Parkway at Centurian Drive
    - Bur Oak Avenue at Roy Rainey Avenue
    - Centurian Drive at Frontenac Drive
    - Main Street Unionville at Unionville Gate
4. That the amended by-law shall come into force and effect when the authorized traffic control signals have been energized; and,
5. That York Region Police be requested to enforce the traffic signals upon passing of the By-law; and further,

6. That staff be authorized and directed to do all things necessary to give effect to this resolution.

(By-law 2019-52)

Carried

8.2.4 DELEGATED AUTHORITY FOR ACCEPTANCE FOR MAINTENANCE AND ASSUMPTION (CITY WIDE) (10.7)

Moved by Regional Councillor Jim Jones
Seconded by Councillor Keith Irish

1. That the report "Delegated Authority for Acceptance for Maintenance and Assumption (City Wide)" be received; and,

2. That the Director of Engineering be authorized to accept 'Plan' (Registered 65M-Plans and/or Reference Plans that contain Municipal infrastructures) for Acceptance for Maintenance and establish the maintenance period commencement date; and,

3. That the Director of Engineering be authorized to accept 'Plan' (Registered 65M-Plans and/or Reference Plans that contain Municipal infrastructures) for Assumption; and further,

4. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

8.2.5 FRIENDS OF THE MARKHAM MUSEUM BOARD MINUTES DATED JANUARY 9, 2019 AND EXTRACT DATED MARCH 6, 2019 (16.0)

Moved by Regional Councillor Jim Jones
Seconded by Councillor Keith Irish

1. That the minutes of the Friends of the Markham Museum Board meeting held January 9, 2019, be received for information purposes; and,

2. That Council endorse the recommendations from the March 6, 2019 Friends of the Markham Museum Board Extract: "That the list of artifacts (Attachment A) from the Chapman House Main Floor, Spinning Wheels & Wool Winders, Sewing Machines and the

Maxwell Cabin be approved for deaccession and sent to the City of Markham for approval; and, That the list of artifacts (Attachment B) from the Chapman House Main Floor Cont'd, Furniture – Visible Storage (Batch#1) be approved for deaccession and submitted to the City of Markham for final approval."

Carried

8.3 REPORT NO. 19 - GENERAL COMMITTEE (April 23, 2019)

Moved by Regional Councillor Jack Heath
Seconded by Councillor Andrew Keyes

That the report of the General Committee be received & adopted. (Items 1 to 4):

Carried

8.3.1 AWARD OF RFP 196-R-18 SUPPLY AND DELIVERY OF WHEELED CURBSIDE GREEN BIN CONTAINERS (7.12)

Moved by Regional Councillor Jack Heath
Seconded by Councillor Andrew Keyes

1. That the report entitled "Award of RFP 196-R-18 Supply and Delivery of Wheeled Curbside Green Bin Containers" be received; and,
2. That the Contract for the supply and delivery of wheeled curbside green bin containers be awarded to the highest ranked / lowest priced bidder "Nova Products o/a Peninsula Plastics Ltd " in the annual amount of $112,731.76 inclusive of HST; and,
3. That the 2019 award amount of $112,731.76 inclusive of HST be funded from Operating account number 770-773-4132 "Green Bins For Resale"; and,
4. That the remaining budget in the amount of $17,268.24 be reported as part of the 2019 operating budget year-end variance and reduced from the 2020 Operating Budget; and,
5. That Staff be authorized to exercise the option to renew the contract for three (3) additional years (2020-2022) subject to the Consumer Price Index for Canada ("CPI") (September to September) and Council approval of the 2020 to 2022 Operating budget as follows;
    - Year 1 (2020) $112,731.76 (Incl. of HST) + CPI Index

- Year 2 (2021) $112,731.76 (Incl. of HST) + CPI Index
- Year 3 (2022) $112,731.76 (Incl. of HST) + CPI Index; and further,

6. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

8.3.2 2018 CONSOLIDATED FINANCIAL STATEMENTS (7.0)

Moved by Regional Councillor Jack Heath
Seconded by Councillor Andrew Keyes

1. That the presentation titled "2018 Consolidated Financial Statements" be received; and,
2. That the report titled "2018 Consolidated Financial Statements" be received; and
3. That Council approve the draft Consolidated Financial Statements of The Corporation of the City of Markham (the City), the City of Markham Public Library (the Library), Community Boards, Business Improvement Areas (BIAs) and Investment in Markham Enterprises Corporation (MEC), for the fiscal year ended December 31, 2018; and,
4. That Council authorize Staff to publish the final audited Statements for the fiscal year ended December 31, 2018 upon receiving the Independent Auditors' Report; and,
5. That the KPMG LLP Audit Findings Report for the year ended December 31, 2018 be received; and,
6. That this matter be forwarded to Council for adoption on April 30, 2019; and, further,
7. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

8.3.3 WATER RELATED BY-LAW UPDATE AND CONSOLIDATION (2.0 & 5.3)

Moved by Regional Councillor Jack Heath
Seconded by Councillor Andrew Keyes

1. That the report entitled “Water Related By-law Update and Consolidation”, dated April 23, 2019, be received; and,

2. That the proposed Water Use By-law, as described in this report and in the form set out in Attachment “A” be approved and enacted; and,

3. That the four new Waterworks Fees as described in this report be approved, and that an amendment to By-law No. 2002-276 “Fee By-law”, as amended, be approved and enacted in the form set out in Attachment “B”; and,

4. That an amendment to By-law No. 2016-84 “AMPS By-law for Non-Parking Offences”, as amended, be approved and enacted in the form set out in Attachment “C”; and,

5. That an amendment to By-law No. 2012-137 “Licensing, Permit and Service Fees By-law”, as amended, be approved and enacted in the form set out in Attachment “D”; and,

6. That each of the Director of Environmental Services and the Director of Engineering be authorized to execute agreements (i.e. “Water Service Connection Installation Agreement”) for the construction of Water Service Connections with property owners under section 6.1.1 of the Proposed Water Use By-law to the satisfaction of the Director of Environmental Services or the Director of Engineering ; and further,

7. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

(By-laws 2019-53 to 2019-56)

Carried

8.3.4 ADVISORY BOARD AND COMMITTEE (ABC) REVIEW FOR THE 2018-2022 TERM OF COUNCIL (16.0)

Moved by Regional Councillor Jack Heath
Seconded by Councillor Andrew Keyes

1. That the report titled “Advisory Board and Committee (ABC) Review for the 2018-2022 Term of Council” be received; and,

2. That Council maintain the ABCs as outlined in Appendix "E"; and,
3. That the following Advisory Committees be re-classified as Organizing Committees effective immediately: Canada Day Committee, Doors Open Markham Committee, Markham-Milliken Children's Festival Committee, Santa Claus Parade Committee; and,
4. That the decision to amalgamate or dissolve the ABCs as outlined in Appendix "F" as of June 30, 2019 be referred to the May 6, 2019 General Committee meeting; and,
5. That the composition of the Appointment Committee be maintained & that this Committee conduct interviews for the Heritage Markham Committee, Committee of Adjustment, & the Library Board; and, that the decision on how interviews will be conducted for all remaining ABCs be referred to the May 6, 2019 General Committee meeting, and,
6. That once a decision is made on the amalgamation or dissolution of ABCs, Council extend its sincere thanks to all citizen appointees & City staff liaisons of impacted ABCs for their contribution to Markham over the years; and,
7. That the following Councillors be appointed to Markham ABCs as follows:

Name of Committee	Council Members to be appointed for the 2018-2022 Term
Advisory Committee on Accessibility	Councillor Isa Lee
Animal Care Committee	Defer to May 6, 2019 General Committee
Appointment Committee	Mayor Frank ScarpittiDeputy Mayor Don HamiltonRegional Councillor Jack HeathRegional Councillor Jim JonesRegional Councillor Joe Li
Box Grove Community Centre Board	Councillor Khalid Usman

Canada Day Celebration Organizing Committee	Councillor Amanda CollucciCouncillor Khalid Usman
Cedar Grove Community Centre Board	Regional Councillor Jack HeathCouncillor Andrew Keyes
Cemetery Board	Defer to May 6, 2019 General Committee
Cycling & Pedestrian Advisory Committee	Deputy Mayor Don HamiltonCouncillor Reid McAlpineCouncillor Isa Lee
Doors Open Markham Organizing Committee	Councillor Andrew KeyesCouncillor Reid McAlpine
Environmental Advisory Committee	Regional Councillor Joe Li
Flato Markham Theatre Advisory Board	Councillor Alan HoCouncillor Keith Irish
Friends of the Markham Museum Board	Councillor Andrew KeyesCouncillor Karen Rea
German Mills Community Centre Board	Councillor Keith Irish
Heintzman House Community Centre Board	Councillor Keith Irish
Markham-Milliken Children's Festival Organizing Committee	Councillor Amanda CollucciCouncillor Isa LeeCouncillor Khalid Usman
Markham Sports Hall of Fame Committee	Mayor Frank Scarpitti

Markham Village Train Station Community Centre Board	Councillor Karen Rea
Mayor's Youth Council	Councillor Isa LeeCouncillor Khalid Usman
Public Art Advisory Committee	Councillor Reid McAlpine
Public Library Board	Deputy Mayor Don HamiltonCouncillor Keith IrishCouncillor Andrew Keyes
Race Relations Committee	Councillor Isa Lee
Santa Claus Parade Organizing Committee	N/A
Seniors Advisory Committee	Councillor Amanda Collucci Councillor Keith Irish
Varley-McKay Art Foundation of Markham	Councillor Reid McAlpine
Victoria Square Community Centre Board	Councillor Alan Ho

8. That Staff be authorized & directed to do all things necessary to give effect to this resolution.

Carried

9. MOTIONS

There were no motions.

10. NOTICE OF MOTION TO RECONSIDER

10.1 NOTICE OF MOTION - YONGE STREET SUBWAY (5.14)

Moved by Councillor Khalid Usman
Seconded by Councillor Isa Lee

That the rules of procedure be waived to introduce a Motion put forward by Regional Councillor Jim Jones, seconded by Regional Councillor Joe Li, as a Notice of Motion to be considered at the next Council meeting of May 14, 2019.

Carried by a Two Third Vote

Moved by Regional Councillor Jim Jones
Seconded by Regional Councillor Joe Li

Whereas the Yonge Street Subway was envisioned after the Second World War along with the highways 400, 401, and 402 by the then Premier of Ontario; and

Whereas the initial construction of the Subway was from Union Station to Eglinton Ave in 1954; and

Whereas this initial section was under Yonge Street and not considered the Terminus; and

Whereas further extensions of the Yonge Street Subway were constructed under Yonge Street from Eglinton to York Mills in 1973, and from York Mills to Finch Ave in 1974, neither of these were designed to be a terminus; and

Whereas the extension of the Yonge Street Subway to Highway 7 has been an ongoing conversation for decades; and

Whereas the Premier of the Province in 2011 announced the extension of the Yonge Street Subway to Highway 7 (Richmond Hill Centre/Langstaff Gateway) to be opened in the year 2020, and did not announce this as a terminus; and

Whereas the preliminary design appears to indicate that the design with the Subway for the first time is removed from under Yonge Street some distance to the East in the Richmond Hill Centre Lands; and

Whereas this has resulted in a station at Longbridge Ave on the west side of Yonge Street and in front of the graveyard on the East side of Yonge Street, not in front of the Langstaff Gateway (407/7) as would be expected; and

Whereas the Richmond Hill Centre Station being off Yonge Street for the first time, gives the appearance of a terminus; and

Whereas the Province has announced that the Province will assume the design, building and maintenance of the subway system; and,

Whereas the Province will have an opportunity to study the design and the location of the Richmond Hill Centre station and the Langstaff Gateway (407/7 Station; and

Whereas on April 2019, the Province of Ontario announced that the Yonge Subway extension will be one of 4 projects benefitting from Provincial investment in higher order transit; and

Whereas the Province has accelerated the completion of the Yonge Subway extension to a target timeframe of 2027; and

Whereas geotechnical and design work for the Yonge Subway extension has already commenced; and

Whereas several immediate actions can be undertaken in the planning of the Yonge Subway extension that will maximize the significant public sector investment in this project, including:

1. Fully aligning the Yonge Subway extension by staying on Yonge Street from Longbridge to High Tech Road and 16th Avenue beyond;
2. Burying hydro lines, from Red Cedar on Highway 7 to the Valley west of Yonge Street, south of Highway 407 to open additional lands for development;
3. Revising existing and proposed infrastructure, such as stormwater ponds and Highway 407 interchange ramps at Yonge Street, to create a more urban pedestrian friendly environment;
4. Studying the urban realm, densification opportunities and land value uplift resulting from these changes;
5. Locate the integrated destination transit hub in the lands between Highway 407 and Highway 7 east of Yonge Street at the Langstaff Gateway;
6. Plan the Vaughan lands west of Yonge Street as Rail Integrated Communities (TDD) instead of a 2,000-car parking lot;
7. Amend the 407 Transitway Environmental Assessment (also upgrade the EA to rail transit)

8. Amend the Yonge Subway Extension Environmental Assessment to stay on Yonge Street;

9. Conduct an environmental assessment to bury the 407 High Voltage Transmission Lines from east of Bayview to the valleyland west of Yonge Street;

10. Engage a world class Architectural, Engineering, Urban Planning and Design Firm to plan the communities and the integrated destination transit hub;

11. Set-up a Tri-city Task Force to make this proposal happen (Markham, Richmond Hill and Vaughan); and,

12. Investigate a process to obtain expression of interest to building, maintaining and owning the multi-use destination integrated hub.

Now therefore be it resolved that the Council of the City of Markham request through the Premier's office that the Environmental Assessments for the Yonge Subway Extension and the 407 Transitway be reviewed so that:

1. The Yonge Street Subway Extension be constructed under Yonge Street North of Highway 407/7; and

2. That the Longbridge station be relocated from in front of the graveyard North to the Markham Langstaff Gateway (407/7) under Yonge St as an integral part of the Langstaff / Richmond Hill Gateway; and

3. That the Richmond Hill Centre Station be relocated to Yonge Street at a location to provide service to the Richmond Hill Centre (High Tech Road or Bantry or 16th Avenue) and other High Density development on Yonge Street while still allowing for further extensions.

And further, be it resolved, that Infrastructure Ontario or MTO be requested to study the feasibility of a revised Yonge Subway extension and take appropriate action, including revisions to the environmental assessment process, to maximize the public-sector investment in the Langstaff/Richmond Hill area.

11. NEW/OTHER BUSINESS

11.1 RECOMMENDATION FROM THE APRIL 17, 2019 LICENSING COMMITTEE HEARING (10 LINDEMANN STREET) (2.0)

Moved by Regional Councillor Jim Jones
Seconded by Regional Councillor Jack Heath

That the following recommendation of the Licensing Committee from the Hearing held on April 17, 2019, be approved and adopted:

1. That the application to remove one (1) Austrian Pine at 10 Lindemann Drive, Markham, be denied; and further,

2. That the recommendation is based on the unique characteristics of this case only and is not intended to be precedent setting nor to be used as a basis for future cases.

Carried

11.2 RECOMMENDATION FROM THE APRIL 17, 2019 LICENSING COMMITTEE HEARING (29 HENDERSON AVENUE) (2.0)

Moved by Councillor Amanda Collucci
Seconded by Councillor Keith Irish

That the following recommendation of the Licensing Committee from the Hearing held on April 17, 2019, be approved and adopted:

1. That the application to remove one (1) Skyline Honey Locust tree at 29 Henderson Avenue, Markham, be approved; and,

2. That the applicant provide for four (4) replacement trees on the property of 29 Henderson Avenue or any other private property in Markham, and in a size and native species deemed appropriate by staff, by September 30, 2019, or provide a cash-in-lieu payment of $300.00 per tree; and further,

3. That the recommendations are based on the unique characteristics of this case only and are not intended to be precedent setting nor to be used as a basis for future cases.

Carried

11.3 NEW/ OTHER BUSINESS - REQUEST FOR TENDER 057-T-19 MARKHAM VILLAGE C.C. REFRIGERATION ROOM CONSTRUCTION (7.12)

Moved by Councillor Andrew Keyes
Seconded by Councillor Karen Rea

1. That the report entitled “057-T-19 Markham Village C.C. Refrigeration Room Construction” be received; and,

2. That the contract for tender 057-T-19 Markham Village C.C. Refrigeration Room Construction be awarded to the sole bidder, Black & McDonald Limited in the amount of $829,318.18 inclusive of HST; and,

3. That the cost of the award in the amount of $829,318.18 be funded from capital project 500-101-5399-19128 "Markham Village C.C. refrigeration Room Construction" which has an available budget of $716,439.52; and,

4. That the shortfall in the amount of $112,878.66 be funded from the Lifecycle Replacement and Capital Reserve Fund; and,

5. That the 2020 Operating Budget reflect savings as a result of the new system and legislative TSSA Standards; and further,

6. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

12. ANNOUNCEMENTS

Regional Councillor Jack Heath provided comments on the 104th Anniversary of the Armenian Genocide, which he attended together with Councillor Ho at the Forest of Hope located in Markham.

13. BY-LAWS - THREE READINGS

Moved by Councillor Amanda Collucci
Seconded by Councillor Reid McAlpine

Carried

Three Readings

13.1 BY-LAW 2019-51 KYMBERVILLE CAPITAL INC., PART LOT CONTROL EXEMPTION BY-LAW

A by-law to designate part of a certain plan of subdivision not subject to Part Lot Control Blocks 1 to 8 (inclusive), Registered Plan 65M-4603, located north of Highway 7 East and east of Bur Oak Avenue.

Carried

13.2 BY-LAW 2019-52 A BY-LAW TO AMEND TRAFFIC BY-LAW 106-71

To amend traffic control signals and compulsory stops at specific intersections within the City of Markham.

(Report 18, Item 8.2.3)

Carried

13.3 BY-LAW 2019-53 A BY-LAW TO ENACT RULES AND REGULATIONS COVERING THE CONSTRUCTION, OPERATION AND MAINTENANCE OF A WATERWORKS SYSTEM WITHIN THE SERVICED AREA OF THE CITY OF MARKHAM

(Report 19, Item 8.3.4)

Carried

13.4 BY-LAW 2019-54 A BY-LAW TO AMEND BY-LAW 2002-276 BEING A BY-LAW TO IMPOSE FEES OR CHARGES FOR SERVICES OR ACTIVITIES PROVIDED OR DONE BY THE CITY OF MARKHAM

(Report 19, Item 8.3.4)

Carried

13.5 BY-LAW 2019-55 TO AMEND BY-LAW 2016-84 BEING A BY-LAW TO IMPLEMENT AN ADMINISTRATIVE MONETARY PENALTY SYSTEM FOR NON-PARKING OFFENCES.

(Report 19, Item 8.3.4)

Carried

13.6 BY-LAW 2019-56 A BY-LAW TO AMEND BYLAW 2012-137 "LICENSING, PERMIT AND SERVICE FEES BY-LAW"

(Report 19, Item 8.3.4)

Carried

13.7 BY-LAW 2019-57 ARISTA HOMES (BOX GROVE VILLAGE) INC., PART LOT CONTROL EXEMPTION BY-LAW

A by-law to designate part of a certain plan of subdivision not subject to Part Lot Control, Blocks 1, 2, 4, 7, 8, 10, 14, 15, 17, 23 to 25 (inclusive) and 28 to 37 (inclusive), on Registered Plan 65M-4496, located on the north side of Copper Creek Drive, west of Donald Cousens Parkway.

Carried

14. CONFIDENTIAL ITEMS

Moved by Regional Councillor Jack Heath
Seconded by Councillor Khalid Usman

That, in accordance with Section 239 (2) of the Municipal Act, Council resolve into a private session to discuss the following confidential matters at 8:56 pm:

14.1 APPROVAL OF CONFIDENTIAL COUNCIL MINUTES - APRIL 16, 2019

14.2 GENERAL COMMITTEE - APRIL 23, 2019

14.2.1 A PROPOSED OR PENDING ACQUISITION OR DISPOSITION OF LAND BY THE MUNICIPALITY OR LOCAL BOARD (WARD) (8.2) [Section 239 (2) (c)]

14.2.2 A PROPOSED OR PENDING ACQUISITION OR DISPOSITION OF LAND BY THE MUNICIPALITY OR LOCAL BOARD (WARD 2) (8.2) [Section 239 (2) (c)]

14.3 COUNCIL - APRIL 30, 2019

14.3.1 PERSONAL MATTERS ABOUT AN IDENTIFIABLE INDIVIDUAL, INCLUDING MUNICIPAL OR LOCAL BOARD EMPLOYEES (BOARD/COMMITTEE APPOINTMENTS) (16.24) [SECTION 239 (2) b)]

14.4 NEW/ OTHER BUSINESS

14.4.1 LABOUR RELATIONS OR EMPLOYEE NEGOTIATIONS (11.0) [Section 239 (2) (d)]

14.4.2 A PROPOSED OR PENDING ACQUISITION OR DISPOSITION OF LAND BY THE MUNICIPALITY OR LOCAL BOARD (WARD 2) (8.2) [Section 239 (2) (c)]

Carried

That Council rise from confidential session at 11:12 pm.

The confidential items were approved by Council as follows:

14.1 APPROVAL OF CONFIDENTIAL COUNCIL MINUTES - APRIL 16, 2019

Moved by Regional Councillor Jack Heath
Seconded by Deputy Mayor Don Hamilton

1. That the Confidential Council minutes of April 16, 2019 be adopted.

Carried

14.2 GENERAL COMMITTEE - APRIL 23, 2019

14.2.1 A PROPOSED OR PENDING ACQUISITION OR DISPOSITION OF LAND BY THE MUNICIPALITY OR LOCAL BOARD (WARD) (8.2) [Section 239 (2) (c)]

Moved by Councillor Khalid Usman
Seconded by Councillor Isa Lee

Report

1. That the report entitled
2. "Reporting Out of Real Property Acquisition – 7100 Birchmount Road"
3. That the report entitled be received; and further,
4. That Staff be authorized and directed to take the actions set out in this report.

Carried

14.2.2 A PROPOSED OR PENDING ACQUISITION OR DISPOSITION OF LAND BY THE MUNICIPALITY OR LOCAL BOARD (WARD 2) (8.2) [Section 239 (2) (c)]

Moved by Councillor Alan Ho
Seconded by Councillor Reid McAlpine

1. That the confidential report on the proposed or pending acquisition or disposition of land by the municipality or local board (Ward 2) be received; and further,
2. That staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

14.3 COUNCIL - APRIL 30, 2019

14.3.1 PERSONAL MATTERS ABOUT AN IDENTIFIABLE INDIVIDUAL, INCLUDING MUNICIPAL OR LOCAL BOARD EMPLOYEES (BOARD/COMMITTEE APPOINTMENTS) (16.24) [SECTION 239 (2) b)]

Moved by Deputy Mayor Don Hamilton
Seconded by Regional Councillor Jack Heath

1. That the following persons be appointed or re-appointed to the Markham-Milliken Children's Festival Organizing Committee:

Kitty Leung	September 30, 2021
Farwa Jafri	September 30, 2021
Chelsea Wang	September 30, 2021
Sunil Channan	September 30, 2021
Jim Motton	September 30, 2021
Melissa Nicholas	September 30, 2021

2. That the following person be appointed to the Canada Day Organizing Committee:

Satya Arora	March 31, 2020

Carried

14.4 NEW/ OTHER BUSINESS

14.4.1 LABOUR RELATIONS OR EMPLOYEE NEGOTIATIONS (11.0) [Section 239 (2) (d)]

Moved by Councillor Khalid Usman
Seconded by Councillor Alan Ho

1. That the confidential report on labour relations or employee negotiations be received; and
2. That the recommendation be approved, and further;
3. That staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried by Recorded Vote

(See following recorded vote (7:6))

Recorded Vote (7:6)

YEAS:

Councillor Alan Ho, Councillor Karen Rea, Mayor Frank Scarpitti, Regional Councillor Jack Heath, Councillor Amanda Collucci, Councillor Khalid Usman, Councillor Isa Lee (7)

NAYS:

Councillor Keith Irish, Councillor Reid McAlpine, Regional Councillor Jim Jones, Deputy Mayor Don Hamilton, Regional Councillor Joe Li, Councillor Andrew Keyes, (6)

14.4.2 A PROPOSED OR PENDING ACQUISITION OR DISPOSITION OF LAND BY THE MUNICIPALITY OR LOCAL BOARD (WARD 2) (8.2) [Section 239 (2) (c)]

Moved by Councillor Alan Ho
Seconded by Councillor Khalid Usman

1. That the confidential presentation on a proposed or pending acquisition or disposition of land by the municipality or local board (Ward 2), be received; and,
2. That staff be authorized and directed to do all the things necessary to give effect to this resolution.

Carried

15. CONFIRMATORY BY-LAW - THREE READINGS

Moved by Councillor Isa Lee
Seconded by Councillor Keith Irish

That By-law 2019-58 be given three readings and enacted.

Three Readings

BY-LAW 2019-58 A BY-LAW TO CONFIRM THE PROCEEDINGS OF THE COUNCIL MEETING OF APRIL 30, 2019.

Carried

16. ADJOURNMENT

Moved by Councillor Isa Lee
Seconded by Councillor Keith Irish

That the Council meeting be adjourned at 11:18 pm

Carried

Kimberley Kitteringham	Frank Scarpitti
City Clerk	Mayor