

Electronic General Committee Meeting Minutes

Meeting Number: 5

March 22, 2021, 9:00 AM - 1:00 PM

Live streamed

Roll Call	Mayor Frank Scarpitti	Councillor Alan Ho
	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 Isa Lee
	Councillor Keith Irish	Councillor Reid McAlpine
Regrets	Councillor Khalid Usman	
Staff	Andy Taylor, Chief Administrative Officer	Alex Moore, Manager of Purchasing & Accounts Payable
	Trinela Cane, Commissioner, Corporate Services	Morgan Jones, Director, Operations
	Arvin Prasad, Commissioner, Development Services	Meg West, Manager of Business Planning and Projects
	Claudia Storto, City Solicitor and Director of Human Resources	Hristina Giantsopoulos, Election/Council & Committee Coordinator
	Bryan Frois, Chief of Staff	Laura Gold, Council/Committee Coordinator
	Kimberley Kitteringham, City Clerk	John Wong, Technology Support Specialist II
	Martha Pettit, Deputy City Clerk	Eddy Wu, Acting Director, Environmental Services
	Mary Creighton, Director, Recreation Services	Joel Lustig, Treasurer
	Hersh Tencer, Manager, Real Property	Lisa Chen, Sr. Manager, Financial Planning & Reporting
	Brian Lee, Director, Engineering	Jason Ramsaran, Facility Assets Coordinator
	Biju Karumanchery, Director, Planning & Urban Design	Bindi Patel, Supervisor, Community Program
	Graham Seaman, Director, Sustainability & Asset Management	

1. CALL TO ORDER

Under the authority of the *COVID-19 Economic Recovery Act, 2020* (Bill 197) and the City of Markham's *Council Procedural By-law 2017-5*, and in consideration of the advice of public health authorities, this meeting was conducted electronically with members of General Committee, staff, and members of the public participating remotely.

General Committee convened at 9:04 AM with Regional Councillor Jack Heath presiding as Chair for all items on the agenda.

2. DISCLOSURE OF PECUNIARY INTEREST

None were disclosed.

3. APPROVAL OF PREVIOUS MINUTES

3.1 MINUTES OF THE MARCH 1, 2021 GENERAL COMMITTEE (16.0)

Moved by Mayor Frank Scarpitti

Seconded by Regional Councillor Jim Jones

1. That the minutes of the March 1, 2021 General Committee meeting be confirmed.

Carried

4. PRESENTATION

4.1 PRESENTATION - METROLINX PRESENTATION ON THE YONGE NORTH SUBWAY EXTENSION (13.0)

Phil Verster, CEO, Metrolinx, addressed the Committee to provide an overview of the project and introduced Stephen Collins, Program Sponsor, and Rajesh Khetarpal VP, Community Engagement 905, who delivered a presentation entitled, Metrolinx Presentation on the Yonge North Subway Extension which outlined the current proposed routing alignment.

After the presentation, the following deputations were heard by the Committee:

Amir Farmanesh, Thornhill resident, addressed the Committee to express his concerns and opposition to the proposed routing alignment;

Bill McNaught, on behalf of the residents at 8111 Yonge Street, Thornhill, addressed the Committee to express overall support of the subway extension and their opposition of the proposed routing alignment;

Dev Chopra, Markham resident, addressed the Committee to state his concerns with the proposed routing option and his opposition of the subway extension as currently drafted;

Ian Reid, Markham resident, addressed the Committee to express his concerns and opposition to the current alignment of the subway extension;

John Sherin, of CHEC Energy, addressed the Committee to express his concerns with the current alignment option and his opposition to it;

Peter Palframan, Thornhill resident, addressed the Committee to express his concerns and opposition to the current alignment option;

David Yun, Thornhill resident, addressed the Committee on behalf of his parents to express his and their concerns in opposition to the current alignment option of the subway extension; and,

The Royal Orchard Rate Payers Association submitted a written deputation.

Councillor Keith Irish addressed the Committee and thanked Metrolinx for attending the meeting and for their presentation. He expressed the following concerns on behalf of his residents:

- The cost effectiveness of the current route diversion and the drivers that initiated raising the subway and stations to grade;
- The plan to initiate two stations within 400 meters of one another; and,
- The depth variance of the subway line and the overall significant impact to residents in the affected areas.

Mayor Scarpitti addressed the committee and thanked all of the deputants for their support of the subway and appreciates their concerns with the current routing contained in Option 3 and its potential impact. The Mayor noted that he will continue to advocate for; the subway extension, stations at Royal Orchard and Clarke, the sharing of information and extensive consultation as the project moves forward, and consideration to diversion options that incorporate minimal disruption.

There was discussion on the following in relation to the Yonge North Subway Extension;

- Consideration for alternative alignment options, other than what is being proposed;
- Suggestion to provide an alternative route that proceeds north on Yonge street towards Langstaff;

- The opposition for alignment Option 3 because it diverts away from Yonge Street;
- Concerns with safety, and the routing option that includes large turns;
- The inconsistent depth along the subway line;
- That the preference is to route under Yonge street as much as possible;
- Consideration to avoid running the subway under residential areas;
- Whether there will be ample parking to encourage public transit use and where the responsibility of one would fall;
- The importance of this investment opportunity in the subway expansion,
- The creation of affordable housing in areas that surround the subway stations;
- The preference to seeing the subway go underground rather than above ground and concerns over loss of land use as a result;
- The perceived accommodation of the golf course and cemetery over the residents;
- Questions regarding the creation of two station within close proximity of one another -400m;
- Whether there was consideration to run the subway under the golf course;
- The difference between above and underground stations/railways and the impact to surrounding land values, and the maintenance of each;
- Whether a new environmental assessment is required if alignment Option 1 is selected over alignment Option 3;
- The assessment and determination of minimal disruption to the homes above the subway;
- The support and protection of current residents in consideration with this development when evaluating the future benefits;
- The change in tunnel depth relative to the timing to reach project milestones;
- Consideration to incorporate tax incremental financing and a fee to new condominium units to assist the financing of the project;
- Undertake a current land value capture for future consideration;

- That there be consideration made to undertake three new studies to review re-development options in conjunction with the subway extension;
 - Steeles Avenue to the tracks;
 - Clarke Station to Elgin Street;
 - Royal Orchard to Holy Cross Cemetery;
- Consideration for stations at Royal Orchard and at Clark Street;
- Consideration for a station at Bridge Street and that it be created and funded through Development Charges;
- Consideration for the construction of a ghost station for future use in case required;
- Concerns regarding vibrations and right of ownership to the air above the land owned by homeowners and potential objection to the current project;
- The type of compensation available to residents may be entitled to as a result of the subway construction;
- The potential overcrowding downstream the subway line towards Toronto with the increased capacity; and,
- That in consideration of the importance of public consultation, an additional public meeting be scheduled.

Stephen Collins and Rajesh Khetarpal, thanked the Committee for the opportunity to address the Members of Council and responded to the questions and concerns raised. They indicated that the work moving forward is on the current alignment option and will continue to work with the community to mitigate concerns.

The Committee requested that an additional Development Services Committee meeting be scheduled in three weeks for residents, Members of Council and Metrolinx to further discuss the current update.

Moved by Councillor Keith Irish

Seconded by Mayor Frank Scarpitti

1. That Metrolinx's presentation on the Yonge North Subway Extension be received;

2. **That the deputations from Amir Farmanesh, Bill McNaught on behalf of the 200 residents at 8111 Yonge Street, Dev Chopra, Ian Reid, John Sherin, Peter Palframan, and David Yun be received;**
3. **That the written deputation from the Royal Orchard Rate Payers Association be received;**
4. **That an evening Special Development Services Meeting be scheduled within three week's time for further public consultation on the Yonge North Subway Extension; and,**
5. **That staff and Metrolinx provide information and deliver presentations on the design of the Yonge North Subway Extension; and further,**
6. **That staff be authorized and directed to do all things necessary to to give effect to this resolution.**

Carried

5. DEPUTATIONS

Deputations were made for the following item:

- 4.1 - Presentation - Metrolinx Presentation on the Yonge North Subway Extension

Please refer to the individual item for the deputation details.

6. COMMUNICATIONS

6.1 YORK REGION COMMUNICATIONS (13.4)

The Committee requested that staff provide a response to the Region on behalf of the City on both items.

Moved by Mayor Frank Scarpitti

Seconded by Deputy Mayor Don Hamilton

1. That the following communications dated March 3, 2021, from York Region be received for information purposes:
 - a. Parkland Dedication Bylaw Request
 - b. Land Request to Support Acceleration of Affordable Housing

Carried

7. PETITIONS

There were no petitions.

8. CONSENT REPORTS - FINANCE & ADMINISTRATIVE ISSUES

8.1 MINUTES AND NOTES OF THE NOVEMBER 16, 2020, DECEMBER 14, 2020 AND JANUARY 18, 2021 ADVISORY COMMITTEE ON ACCESSIBILITY (16.0)

Moved by Regional Councillor Jim Jones

Seconded by Councillor Isa Lee

1. That the minutes and notes of the November 16, 2020, December 14, 2020 and January 18, 2021 Advisory Committee on Accessibility meetings be received for information purposes.

Carried

8.2 MINUTES OF THE OCTOBER 8, 2020, SENIORS ADVISORY COMMITTEE (16.0)

Moved by Regional Councillor Jim Jones

Seconded by Councillor Isa Lee

1. That the minutes of the October 8, 2020 Seniors Advisory Committee meeting be received for information purposes.

Carried

8.3 MINUTES OF THE JANUARY 16, 2021 MARKHAM ENVIRONMENTAL ADVISORY COMMITTEE (16.0)

Moved by Regional Councillor Jim Jones

Seconded by Councillor Isa Lee

1. That the minutes of the January 16, 2021 Markham Environmental Advisory Committee meeting be received for information purposes.

Carried

8.4 MINUTES OF THE FEBRUARY 1, 2021 RACE RELATIONS COMMITTEE (16.0)

Moved by Regional Councillor Jim Jones

Seconded by Councillor Isa Lee

1. That the minutes of the February 1, 2021 Race Relations Committee meetings be received for information purposes.

Carried

8.5 2020 SUMMARY OF REMUNERATION AND EXPENSES FOR COUNCILLORS AND APPOINTEES TO BOARD (7.0)

The Committee consented to place this item, including the report update, on the March 31, 2021 Council Meeting Agenda for consideration.

Moved by Councillor Alan Ho

Seconded by Councillor Karen Rea

1. That the report titled “2020 Summary of Remuneration and Expenses for Councillors and Appointees to Boards” be received; and further,
2. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

8.6 078-R-15 JANITORIAL CLEANING SERVICES FOR VARIOUS CITY LOCATIONS CONTRACT EXTENSION (7.0)

Moved by Regional Councillor Jim Jones

Seconded by Councillor Isa Lee

1. That the report entitled “078-R-15 Janitorial Cleaning Services for Various City Locations Contract Extension” be received; and,
2. That the contract for Janitorial Cleaning Services for various City locations be extended for one (1) year with National Cleaning Contractors from April 2021

to March 2022 in the 2019 (Pre-COVID) amount of \$441,587.24 (2021 - \$343,022.06 and 2022 - \$98,565.17) (inclusive of HST); and,

3. That the contract for additional janitorial cleaning services due to COVID-19 pandemic in the amount of \$171,088.60 inclusive of HST be awarded to National Cleaning Contractors; and,
4. That the 2021 award amount of \$343,022.06 inclusive of HST be funded from various City Department's Operating Budgets; and,
5. That the 2022 award amount of \$98,565.17 inclusive of HST be subject to Council approval of the 2022 operating budgets and that the award amount be amended to reflect changes to the various departments' budget accounts as approved by Council during the 2022 budget process; and,
6. That the Director, Sustainability and Asset Management and Senior Manager, Procurement and Accounts Payable be authorized to approve additional enhanced cleaning in the event other facilities open during 2021; and,
7. That the additional cleaning requirements arising as a direct result of COVID-19 in the amount of \$171,088.45 (\$99,897.13 + \$71,191.32) inclusive of HST be charged directly to the COVID-19 cost centre and that it be funded from the COVID-19 Reserve by an amount determined as part of the 2021 year-end process; and,
8. That the tendering process be waived in accordance with the City's Purchasing By-law # 2017-8, Part II, Section 11.1(c), Non Competitive Procurement which states, "when the extension of an existing Contract would prove more cost-effective or beneficial"; and further,
9. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

9. CONSENT REPORTS - COMMUNITY SERVICES ISSUES

9.1 ANNUAL WATER QUALITY REPORT (JANUARY-DECEMBER 2020) (5.0)

The Committee made the following inquiries in relation to this report:

- Whether there was a copy of the report provided to Council;
- Clarification on what raw surface water is;
- Clarification on whether the City receives any water from the Region of Peel; and,
- The amount of Total Coliform in the water -during the summer months.

Staff responded to the inquiries posed by the Committee and confirmed that the report was sent to council, and that the majority of the City's water comes from the City of Toronto. It was further indicated that the amount of Total Coliform in the water is impacted by the hot summer months especially with high humidity and that regular testing is undertaken to monitor and ensure safe drinking water.

Moved by Councillor Andrew Keyes

Seconded by Mayor Frank Scarpitti

1. That the report titled “Annual Water Quality Report (January-December 2020)” as required by Schedule 22 of Ontario Regulation 170/03, under the *Safe Drinking Water Act, 2002*, enclosed herein be received; and
2. That the 2020 Annual Water Quality Report (Attachment “A”), containing information for the Ministry of the Environment, Conservation and Parks (MECP) on water supply and quality as required by Section 11 of Ontario Regulation 170/03, under the *Safe Drinking Water Act, 2002*, be received; and,
3. That Council acknowledge that staff posted the 2020 Annual Water Quality Report on the City’s website and that it has been made available electronically and in hard copy version by February 28, 2021 as per regulations; and further,
4. And That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

10. CONSENT REPORTS - LAND, BUILDING & PARKS CONSTRUCTION ISSUES

10.1 AMENDMENT TO BY-LAW 2013-113 TO DELEGATE AUTHORITY TO CONVEY EASEMENTS TO ALECTRA (8.1)

There was an inquiry on whether Council will receive a report in relation to easements conveyed to Alectra pursuant to the delegated authority By-Law 2013-113.

Staff confirmed that easements to Alectra would appear on the Real Property Transaction memo, which is provided to Council at various times throughout the year, typically on a quarterly basis.

Moved by Councillor Isa Lee

Seconded by Mayor Frank Scarpitti

1. That the report entitled “Amendment to By-Law 2013-113 to Delegate Authority to Convey Easements to Alectra” be received; and,
2. That By-Law 2013-113 – “A By-Law to Delegate Authority to Conduct Certain Real Property Transactions” be amended to authorize the Senior Manager of Real Property to:
 - a. execute any documents and/or agreements required to convey easements over City-owned lands to Alectra Utilities Corporation (“Alectra”) and/or its affiliates where such easements are required by Alectra to provide services to City-owned property, provided the form of the easement is satisfactory to the Senior Manager of Real Property and the City Solicitor or his/her designate; and
 - b. to determine the purchase price to be paid by Alectra for easements over City-owned lands as described in resolution #2(a), provided that the purchase price is at least 90% of Fair Market Value; and

- c. to determine the purchase price paid by Alectra, including a nominal purchase price where the requirement for easements as described in #2(a) are not prompted by third party development or construction
- 3. That Council adopt the By-law attached as Attachment No.1 of this Report to amend By-Law 2013-113 “A By-Law to Delegate Authority to Conduct Certain Real Property Transactions” at the next Council meeting; and,
- 4. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

11. PRESENTATIONS - COMMUNITY SERVICES ISSUES

11.1 2021-2022 THORNLEA POOL RESTORATION (3.0)

Mary Creighton, Director of Recreation introduced Graham Seaman, Director of Sustainability and Asset Management and Jason Tsien, Senior Manager, Business Development, Recreation Services who delivered a presentation entitled, 2021-2022 Thornlea Pool Restoration that provided an overview of the capital project requirements which include the required repairs, proposed design and construction.

There was discussion on the following in relation to the presentation:

- The current size of the pool;
- Clarification on the acquisition of the pool and maintenance responsibility; and,
- Consideration of providing additional aquatic facilities as the community demand increases.

Staff provided information in relation to their inquiries.

Moved by Councillor Keith Irish

Seconded by Regional Councillor Joe Li

- 1. That the presentation entitled “2021-2022 Thornlea Pool Restoration” be received; and,

2. That a capital project for Phase 1 and 2 be established in the amount of \$2,307,412. The capital project will include the design and construction as outlined in this presentation; and,
3. That the project be funded from the Lifecycle Reserve; and,
4. That authority be given to the Sr. Manager of Procurement & Accounts Payable to work with the applicable Director to undertake an informal pre-qualification and award process with a minimum of three (3) vendors and consultants to expedite the procurement process when necessary, by allowing a preferred vendor list to be developed, used and released to the market; and,
5. That authority be given to the CAO to award the tenders outlined in recommendation 4; and,
6. That a new contract Project Manager position in the Sustainability and Asset Management Department be funded from this project; and further,
7. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

12. REGULAR REPORTS - FINANCE & ADMINISTRATIVE ISSUES

12.1 STAFF AWARDED CONTRACTS FOR THE MONTH OF FEBRUARY 2021 (7.0)

There was discussion on the following contract:

- 265-Q-20 Traffic Data Collection and Data Submission

Moved by Councillor Isa Lee

Seconded by Regional Councillor Joe Li

1. That the report entitled “Staff Awarded Contracts for the Month of February 2021” be received; and further,
2. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

12.2 TRANSFER PAYMENT AGREEMENT FOR THE PROVINCIAL AUDIT AND ACCOUNTABILITY FUND (AAF) (7.0)

The Committee requested a brief overview of this initiative.

Trinela Cane, Commissioner, Corporate Services, addressed the Committee. She indicated that as part of the Province's second intake of the provincial Audit and Accountability Fund, Council had approved the submission of three projects for funding consideration:

- Standardized Terms of Reference for studies supporting development application submissions;
- Comprehensive review and update of the Development Fee By-law; and,
- Plan for Expansion of the Administrative Monetary Penalties System.

She advised that the City received approval for only one of these projects, the Plan for the Expansion of the Administrative Penalties System, and funding of up to \$110,000 to complete the project. A third party consultant must undertake the work and it must be completed before October 15, 2021. This project will provide a plan to expand the application of the current AMPS program beyond parking offences to include other regulatory by-laws across multiple City departments. It is a more cost effective method of dealing with minor offences compared to the current court process. The final report, including the recommended scope for AMPS expansion, proposed business processes and a cost benefit analysis, will be provided to General Committee in September, prior to submission to the Province in October.

Moved by Mayor Frank Scarpitti

Seconded by Regional Councillor Jim Jones

1. That the report entitled “Transfer Payment Agreement for Provincial Audit and Accountability Fund” be received; and,
2. That the Mayor and Clerk be authorized to execute the Ontario Transfer Payment Agreement with Her Majesty the Queen in right of Ontario as represented by the Minister of Municipal Affairs and Housing (the “Province”) to fund the Plan for Expansion of the Administrative Monetary Penalties System (AMPS) , provided the agreement is in a form satisfactory to the Commissioner of Corporate Services and the City Solicitor; and,
3. That a new capital project named, “Plan for Expansion of the Administrative Monetary Penalties System” be created in the amount of \$110,000.00 to be funded from the Provincial Audit and Accountability Fund; and,

4. That the tendering process be waived in accordance with Purchasing By-Law 2017-8 (Part II, Section 11.1 Non Competitive Procurement, item 1 item 1 (h)); and,
5. That the contract for consulting services for the expansion of the administrative penalties system be awarded to WSCS Consulting Inc. in the amount of \$89,511.25 (inclusive of HST); and,
6. That the remaining balance in the amount of \$20,488.75 be retained within the new capital project for any additional costs related to the project, and that authorization to approve expending of this amount up to the specified limit be in accordance with the Expenditure Control Policy; and further,
7. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

13. REGULAR REPORTS - COMMUNITY SERVICES ISSUES

13.1 ANIMAL CARE COMMITTEE MINUTES - NOVEMBER 18, 2020, DECEMBER 16, 2020 AND JANUARY 20, 2021 (16.34)

The Committee endorsed the recommendation from the December 16, 2020 Animal Care Committee Meeting.

Moved by Councillor Karen Rea

Seconded by Councillor Andrew Keyes

1. That the minutes of the Animal Care Committee meetings held November 18, 2020, December 16, 2020 and January 20, 2021 be received for information purposes; and,
2. **That the Animal Care Committee express its sincere appreciation to Council for approving the Legislative Services Animal Care Model and that it request that staff report back in one year on any impacts on the service level.**

Carried

14. MOTIONS

There were no motions.

15. NOTICES OF MOTION

There were no notices of motion.

16. NEW/OTHER BUSINESS

16.1 JOHN STREET MUP

The Committee made an inquiry in relation to the Cycling and Pedestrian Advisory Committee Memo that was sent to Members of Council last week which outlined that the John Street MUP was tendered however, not yet awarded.

Staff advised that due to the uncertainty and potential financial impacts surrounding the pandemic that capital projects were prioritized in 2020 and some were held off until 2021. With this particular project, staff undertook to confirm with the Province that the funding deadline for this initiative was extended in consideration of the Covid-19 restrictions. Staff are currently reviewing the 2021 projects and will report back to Committee.

The Committee requested that the report back include a list of projects and their progress status.

17. ANNOUNCEMENTS

There were no announcements.

18. CONFIDENTIAL ITEMS

The Committee did not resolve into confidential session.

The Committee consented to place item 18.2.1. A Proposed or Pending Acquisition or Disposition of Land by the City or Local Board; Surplus Lands Report (8.7) [Section 239 (2) (c)] on the March 31, 2021 Confidential Council Meeting agenda for consideration and item 18.1.1. General Committee Confidential Minutes of March 1, 2021 (16.0) [Section 239 (2) (f)], be placed on a future confidential meeting agenda for consideration.

Moved by Deputy Mayor Don Hamilton
Seconded by Regional Councillor Joe Li

That item, 18.2.1. A Proposed or Pending Acquisition or Disposition of Land By The City or Local Board; Surplus Lands Report (8.7) [SECTION 239 (2) (c)] be placed on the March 31, 2021 Confidential Council Meeting agenda for consideration.

Carried

19. ADJOURNMENT

General Committee adjourned at 2:36 PM and did not resolve into confidential session.

Moved by Deputy Mayor Don Hamilton

Seconded by Regional Councillor Joe Li

That the General Committee meeting adjourn at 2:36 PM.

Carried