



General Committee Minutes

Meeting Number: 24
October 22, 2019, 9:30 AM - 3:00 PM
Council Chamber

Roll Call	Mayor Frank Scarpitti Deputy Mayor Don Hamilton Regional Councillor Jack Heath Regional Councillor Jim Jones Councillor Keith Irish	Councillor Reid McAlpine Councillor Karen Rea Councillor Andrew Keyes Councillor Amanda Collucci Councillor Khalid Usman
Regrets	Regional Councillor Joe Li Councillor Alan Ho	Councillor Isa Lee
Staff	Andy Taylor, Chief Administrative Officer Trinela Cane, Commissioner, Corporate Services Brenda Librecz, Commissioner of Community & Fire Services Arvin Prasad, Commissioner Development Services Claudia Storto, City Solicitor and Director of Human Resources Joel Lustig, Treasurer	Bryan Frois, Chief of Staff Kimberley Kitteringham, City Clerk Martha Pettit, Deputy City Clerk Hristina Giantsopoulos, Elections & Council/Committee Coordinator Alida Tari, Manager, Access & Privacy

1. CALL TO ORDER

The General Committee meeting convened at the hour of 9:32 AM with Regional Councillor Jack Heath in the Chair. Councillor Khalid Usman assumed the Chair during Section 8.1, Motion.

2. DISCLOSURE OF PECUNIARY INTEREST

None disclosed.

3. APPROVAL OF PREVIOUS MINUTES

3.1 MINUTES OF THE OCTOBER 7, 2019 GENERAL COMMITTEE (16.0)

Deputy Mayor, Don Hamilton addressed the Committee relative to the New Business Item he raised and suggested that a motion be provided to ensure that staff report back on the current flag raising policy. There was brief discussion regarding whether the current policy requires a review.

Councillor Karen Rea addressed the Committee with respect to her New Business Item regarding Intersection Reconfiguration and requested clarification on next steps. Staff confirmed that a report will be considered at the November 12, 2019 Development Services Meeting.

Moved by Councillor Karen Rea

Seconded by Deputy Mayor Don Hamilton

1. That the minutes of the October 7, 2019 General Committee meeting be confirmed.

Carried

Moved by Deputy Mayor Don Hamilton

Seconded by Councillor Andrew Keyes

1. **The staff be directed to report back to General Committee with respect to the current City of Markham Flag Raising Policy and Protocol.**

Carried

4. DEPUTATIONS

Deputations were made for the following item:

8.1 City of Markham Single-Use Plastics Declaration (5.1)

Refer to the individual item for the deputation details.

5. PETITIONS

There were no petitions.

6. CONSENT REPORTS - FINANCE & ADMINISTRATIVE ISSUES

6.1 MINUTES OF THE SEPTEMBER 24, 2019 AND SEPTEMBER 27, 2019 BUDGET COMMITTEE (16.0)

Moved by Councillor Reid McAlpine

Seconded by Councillor Karen Rea

1. That the minutes of the September 24, 2019 and September 27, 2019 Budget Committee meeting be received for information purposes.

Carried

6.2 MINUTES OF THE MAY 15 2019, JUNE 19 2019, JULY 17, 2019 AND AUGUST 21, 2019 BOARD OF MANAGEMENT UNIONVILLE BUSINESS IMPROVEMENT AREA (16.0)

Moved by Councillor Karen Rea

Seconded by Deputy Mayor Don Hamilton

1. That the minutes of the May 15, 2019, June 19, 2019, July 17, 2019 and August 21, 2019 Board of Management Unionville Business Improvement Area Committee meeting be received for information purposes.

Carried

6.3 MINUTES OF THE AUGUST 22, 2019 WASTE DIVERSION COMMITTEE (16.0)

Moved by Councillor Reid McAlpine

Seconded by Councillor Karen Rea

1. That the minutes of the August 22, 2019 Waste Diversion Committee meeting be received for information purposes.

Carried

6.4 2020 INTERIM SPENDING AUTHORITY PENDING APPROVAL OF BUDGET (7.0)

Moved by Councillor Reid McAlpine

Seconded by Councillor Karen Rea

1. That the report titled “2020 Interim Spending Authority Pending Approval of Budget”, be received; and,

2. That Council approve 50% of the City's 2019 Operating, Waterworks, Planning & Design, Building Standards and Engineering budgets equal to \$197,546,839 as a pre-budget approval for 2020 operating expenditures; and further,
3. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

6.5 2020 INTERIM SPENDING AUTHORITY PENDING 2020 INTERIM SPENDING AUTHORITY PENDING APPROVAL OF UNIONVILLE AND MARKHAM VILLAGE IMPROVEMENT AREA BUDGETS (7.0)

Councillor Karen Rea requested clarification on the budget amounts for the Markham Village Business Improvement Area (MVBIA). Staff confirmed that the budget amounts reflected the additional revenue the MVBIA earned in order to facilitate additional expenses.

Moved by Councillor Reid McAlpine

Seconded by Councillor Karen Rea

1. That the report titled "2020 Interim Spending Authority Pending Approval of Unionville and Markham Village Business Improvement Area Budgets", be received; and,
2. That Council approve 50% of the 2019 Operating Budget equivalent to the amounts of \$105,500 for the Unionville BIA (UBIA) and \$165,709 for the Markham Village BIA (MBIA) as pre-budget approval for 2020 operating expenditures; and further,
3. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

6.6 2020 TEMPORARY BORROWING BY-LAW (7.0)

There was discussion regarding the standard municipal process to obtain approval for temporary borrowing if required. The Committee briefly discussed whether this should be brought forward at the same time as the budget approval.

Moved by Councillor Reid McAlpine

Seconded by Regional Councillor Jim Jones

1. That the report titled “2020 Temporary Borrowing By-law” be received; and,
2. That a by-law be brought forward for Council approval to authorize the temporary borrowing, if required, of amounts not to exceed \$197,546,839 from January 1, 2020 to September 30, 2020 and \$98,773,419 from October 1, 2020 to December 31, 2020 to meet the expenditures of the municipality until taxes are collected and other revenues are received; and,
3. That the Treasurer report to Council in advance of borrowing, if temporary borrowing is required; and further,
4. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

6.7 STAFF AWARDED CONTRACTS FOR THE MONTH OF SEPTEMBER 2019 (7.12)

The Committee discussed the following staff awarded contracts:

- 038-T-19 Grandview Park Construction
- 051-R-19 Highway 7 Flato Theatre Electronic Sign

Moved by Councillor Khalid Usman

Seconded by Councillor Andrew Keyes

1. That the report entitled “Staff Awarded Contracts for the Month of September 2019” be received; and,
2. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

6.8 CONTRACT EXTENSION # 110-R-15 AUDITOR GENERAL SERVICES (7.12)

Moved by Councillor Reid McAlpine

Seconded by Councillor Karen Rea

1. That the report “Contract Extension # 110-R-15 Auditor General Services” be received; and,

2. That the Contract for Auditor General Services be extended for an additional five (5) years (January 1, 2020 to December 31, 2024) with MNP LLP for a maximum annual amount of \$152,640 (\$150,000 + \$2,640) inclusive of HST;
 - \$152,640 – Year 1
 - \$152,640 – Year 2
 - \$152,640 – Year 3
 - \$152,640 – Year 4
 - \$152,640 – Year 5

\$763,200 – Total

3. That the annual amount of \$152,640.00 be funded from the Operating Account #110-110-5699 subject to Council approval of the annual budget; and,
4. That the tender process be waived in accordance with Purchasing By-Law 2017-8 Part II, Section 11.1 (c) which states “when the extension of an existing Contract would prove more cost effective or beneficial”; And (h) “where it is in the best interests of the City to acquire Consulting Services from a supplier who has a proven track record with the City in terms of pricing, quality and service”; and,
5. That the Chief Administrative Officer be authorized to execute an agreement with MNP LLP in a form satisfactory to the City Solicitor; and further,
6. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

6.9 JOINT AND SEVERAL LIABILITY AND INSURANCE REFORM FOR MUNICIPALITIES

Claudia Storto, City Solicitor and Director of Human Resources summarized the details of the report named Joint and Several Liability and Insurance Reform for Municipalities and provided further explanation to the Committee.

Moved by Mayor Frank Scarpitti
Seconded by Councillor Andrew Keyes

1. That the report entitled “Joint and Several Liability and Insurance Reform for Municipalities” be received; and,
2. That Council support the Association of Municipalities of Ontario’s (AMO) position that the joint and several liability principle requires reform, along with the recommendations to the Attorney General of Ontario contained within the AMO report entitled “Towards a Reasonable Balance: Addressing Growing Municipal Liability and Insurance Costs” as set out in Attachment 1 to this report; and,
3. That this resolution be forwarded to the Attorney General of Ontario and the Association of Municipalities of Ontario; and further,
4. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

7. REGULAR REPORTS - FINANCE & ADMINISTRATIVE ISSUES

7.1 2020 COUNCIL AND STANDING COMMITTEE MEETING CALENDAR (16.0)

Martha Pettit, Deputy City Clerk delivered a PowerPoint presentation on Option 1 for the 2020 Council and Standing Committee meeting calendar.

The Committee discussed the staff proposed option allowing for all Council meetings to be conducted from 1:00 PM to 6:00 PM, and with an option to hold an evening Council meeting if required. There was discussion regarding the pros and cons of holding daytime Council meetings. It was suggested that with this option there should be a motion included that resolution by Council is required to hold an evening Council meeting and that only simple majority is required to approve.

The Committee discussed support for the proposed Option 4 where Council meeting start times alternate between a daytime start time and evening start time. There was discussion regarding the pros of holding Council meetings in the evening.

Moved by Mayor Frank Scarpitti
Seconded by Councillor Khalid Usman

1. That the 2020 Council and Standing Committee Meeting Calendar for January-December as outlined in Appendix “C” and allowing for all Council

Meetings to be conducted starting at 1:00 PM to 6:00 PM with the option to host an evening Council meeting if so required, be adopted; and,

2. **That a simple majority of council be required to hold a council meeting in the evening; and further,**
3. That staff be authorized and directed to do all things necessary to give effect to this resolution.

Lost

Moved by Deputy Mayor Don Hamilton
Seconded by Councillor Andrew Keyes

1. **That Option 4 "Alternate Every Other Council Meeting between Daytime and Nighttime Starts (*Status Quo - same process used in 2019) be adopted as the 2020 Council and Standing Committee Meeting Calendar; and,**
2. That staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

8. MOTIONS

8.1 CITY OF MARKHAM SINGLE-USE PLASTICS DECLARATION (5.1)

Kevin Boon, a representative of the Markham Environmental Advisory Committee (MEAC) addressed the Committee regarding the proposed motion and spoke in support. He indicated that MEAC supports the Single-Use Plastic-Free City initiative.

Valerie Burke, Thornhill resident addressed the Committee with respect to the proposed motion and spoke in support. She indicated that she is a member of the City of Markham Waste Diversion Committee and Animal Care Committee and advised that both committees were in full support of this motion.

Regional Councillor Jack Heath addressed the Committee and briefly summarized the purpose of the proposed motion.

The Committee discussed their support in principle to the proposed motion and discussed the following concerns:

- Timeline of three months is unreasonable
- Elimination of plastic bags and pet clean up
- Lack of consultation with affected businesses
- Impact on local business owners
- Legislative authority to enforce
- Setting legal precedent
- Financial implications to:
 - o operations
 - o by-law enforcement
- Importance of Public Education
- More research is required
 - o what are other municipalities doing

The Committee suggested that this motion be deferred to staff and report back at the November 18, 2019 General Committee Meeting.

Moved by Mayor Frank Scarpitti

Seconded by Regional Councillor Jim Jones

That staff be directed to report back to General Committee relative to the proposed motion for Single Use Plastic Declaration.

Carried

The following motion was referred to staff for a report.

The Markham Declaration for Immediate Action on Single-Use Plastics & Litter

WHEREAS all Canadians have the right to live in clean, healthy and resilient communities, free of litter and single-use plastic-related pollution; and,

WHEREAS decades of over-consumption of single-use plastics have led to a global environmental crisis with millions of tonnes of single-use plastics annually polluting our communities and waterways; and,

WHEREAS most litter found during Canadian shoreline clean-ups include plastic bottles and caps, beverage cups and lids, shopping bags, straws, stir sticks, cutlery, take-out containers, etc.; and,

WHEREAS single-use plastics are problematic because they slowly breakdown in the environment and are consumed by wildlife and marine life with profoundly negative impacts to our food chain and ultimately human health; and,

WHEREAS the majority of single-use plastics originate from retail stores, food premises such as restaurants and grocery stores, convenience shops, beer & liquor outlets, temporary event vendors, etc.; and,

WHEREAS businesses that supply or offer single-use plastics do not factor in the total life-cycle environmental costs of these items, such as litter clean-up and disposal, as well as their toxic impact on humans, wildlife, marine life, soil, and water; and,

WHEREAS in a recent national poll conducted by Friends of the Earth, 80 percent of Canadians support a ban on the production and use of single-use disposable plastic containers and packaging; and,

WHEREAS the Canadian and Ontario governments have announced their intentions to address single-use plastics, but have taken no immediate concrete action; and

WHEREAS local governments like the City of Markham have taken a leadership role to mitigate pollution with bold action on textiles, waste diversion, air quality, and pesticide reduction; and,

WHEREAS Markham, its residents and innovative business leaders are committed to taking immediate action to reduce single-use plastics; and further,

WHEREAS the cost of inaction is dramatically greater than the cost of action and, as a community, there is recognition that we are all in this together; therefore,

BE IT RESOLVED THAT:

1. Markham Council declares that, within three months of the adoption of this declaration the following single-use plastics must not be used by businesses serving consumers in Markham:
 - a. **Plastic film retail shopping bags.** If a retail shopping bag is necessary, it would be permissible to substitute a non-plastic alternative to be provided on request. Charging a fee for such a product would also be permissible,
 - b. **Plastic straws, plastic stir sticks, plastic drink stoppers and other similar products.** The exception would be for medical and accessibility purposes. If such products are necessary, it would be permissible to substitute a non-plastic alternative to be provided on request,

- c. **Plastic, plastic-coated, or polystyrene take-out containers and lids.** For example, coffee cups and restaurant take-home food containers. Non plastic or non plastic-coated alternatives would be permitted,
 - d. **Plastic six-pack rings or similar items used for carrying pop, beer and other products.** Substituting them with non-plastic alternatives would be permitted,
 - e. **Single-portion condiments and single-use plastic utensils.** They may be supplied to consumers on request.
2. That this declaration applies all to retail stores, food premises such as restaurants and grocery stores, convenience shops, beer & liquor outlets, temporary event vendors, etc. across the City. Markham will monitor for non-compliance and use its enforcement powers to achieve compliance, and
 3. That this declaration be forwarded to the Prime Minister, the Minister of Environment and Climate Change, the Premiers and Ministers of the Environment in each of the provinces and territories, party leaders in the 14 jurisdictions, all municipalities in Canada, the Federation of Canadian Municipalities, all provincial and municipal associations, and all impacted Markham businesses.

9. NOTICES OF MOTION

There were none.

10. NEW/OTHER BUSINESS

*As per Section 2 of the Council Procedural By-Law, "New/Other Business would generally apply to an item that is to be added to the **Agenda** due to an urgent statutory time requirement, or an emergency, or time sensitivity".*

10.1 RICHMOND HILL BOUNDARY IN LANGSTAFF AREA (10.0)

Regional Councillor Jim Jones addressed the Committee requesting an update on the boundary line between the City of Markham and City of Richmond Hill in the Langstaff area.

Moved by Regional Councillor Jim Jones

Seconded by Mayor Frank Scarpitti

1. That staff be directed to provide an update relative to the boundary line between the City of Markham and City of Richmond Hill in the Langstaff area at a future Standing Committee meeting.

Carried

11. ANNOUNCEMENTS

11.1 FEDERAL ELECTION (14.0)

Mayor Frank Scarpitti addressed the Committee and offered congratulations to the Liberal Party, and thank you to all candidates for their hard work, and looking forward to working with them.

12. CONFIDENTIAL ITEMS

Moved by Mayor Frank Scarpitti

Seconded by Councillor Amanda Collucci

1. That, in accordance with Section 239 (2) of the Municipal Act, General Committee resolve into a confidential session to discuss the following matters (11:44 AM):

12.1 FINANCE & ADMINISTRATIVE ISSUES

12.1.1 GENERAL COMMITTEE CONFIDENTIAL MINUTES- OCTOBER 7, 2019 (16.0) [Section 239 (2) (a) (b) (c) (e) (f)]

General Committee adopted the October 7, 2019 General Committee meeting minutes.

12.1.2 A PROPOSED OR PENDING ACQUISITION OR DISPOSITION OF LAND BY THE MUNICIPALITY OR LOCAL BOARD (6.0) (WARD 4) [Section 239 (2) (c)]

General Committee directed staff to report back to a future Standing Committee meeting.

Carried

Moved by Mayor Frank Scarpitti

Seconded by Regional Councillor Jim Jones

That General Committee rise from confidential session (12:22PM)

Carried

13. ADJOURNMENT

Moved by Councillor Khalid Usman

Seconded by Councillor Andrew Keyes

1. That the General Committee Meeting adjourn at 12:23 PM.

Carried