

## Electronic Council Meeting Minutes

**Meeting No. 5**  
**March 31, 2021, 1:00 PM**  
**Live streamed**

Roll Call	Mayor Frank Scarpitti Deputy Mayor Don Hamilton Regional Councillor Joe Li Regional Councillor Jim Jones Councillor Keith Irish Councillor Alan Ho	Councillor Reid McAlpine Councillor Karen Rea Councillor Andrew Keyes Councillor Amanda Collucci Councillor Khalid Usman Councillor Isa Lee
Regrets	Regional Councillor Jack Heath	
Staff	Andy Taylor, Chief Administrative Officer Trinela Cane, Commissioner, Corporate Services Arvin Prasad, Commissioner, Development Services Claudia Storto, City Solicitor and Director of Human Resources Brian Lee, Director, Engineering Joel Lustig, Treasurer Bryan Frois, Chief of Staff Mary Creighton, Director, Recreation Services Meg West, Manager of Business Planning and Projects Kimberley Kitteringham, City Clerk	Martha Pettit, Deputy City Clerk John Wong, Technology Support Specialist II Hristina Giantsopoulos, Election/Council & Committee Coordinator Morgan Jones, Director, Operations Victoria Chai, Assistant City Solicitor Margaret Wouters, Senior Manager, Policy & Research Graham Seaman, Director, Sustainability & Asset Management Cathy Molloy, Manager, Museum, Culture and Economic Development Lisa Chen, Sr. Manager, Financial Planning & Reporting Barry Budhu, Sr. Mgr, Roads, Survey & Utility, Operation

**Alternate formats for this document are available upon request**

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## **1. CALL TO ORDER**

The meeting of Council convened at 1:06 PM on March 31, 2021. Mayor Frank Scarpitti presided.

## **INDIGENOUS LAND ACKNOWLEDGEMENT**

We begin today by acknowledging that we walk upon the traditional territories of Indigenous Peoples and we recognize their history, spirituality, culture, and stewardship of the land. We are grateful to all Indigenous groups for their commitment to protect the land and its resources and we are committed to reconciliation, partnership and enhanced understanding.

Mayor Frank Scarpitti recognized Markham resident, Paul Poirier, and his partner Piper Gilles, on winning the bronze medal at the World Figure Skating Championships.

Council recessed and reconvened at 2:45 pm.

## **2. DISCLOSURE OF PECUNIARY INTEREST**

None disclosed.

## **3. APPROVAL OF PREVIOUS MINUTES**

### **3.1 COUNCIL MINUTES - MARCH 9, 2021**

Moved by Councillor Isa Lee

Seconded by Councillor Keith Irish

1. That the Minutes of the Council Meeting held on March 9, 2021, be adopted.

**Carried**

## **4. PRESENTATIONS**

There were no presentations.

## **5. DEPUTATIONS**

There were no deputations.

## **6. COMMUNICATIONS**

### **6.1 3-2021 - LIQUOR LICENCE APPLICATION - BANG BANG BURRITO (WARD 2) (3.21)**

Moved by Councillor Alan Ho

Seconded by Councillor Andrew Keyes

1. That the request for the City of Markham to complete the Municipal Information Form be received for information and be processed accordingly.

**Carried**

## **7. PROCLAMATIONS**

### **7.1 PROCLAMATIONS (3.4)**

Moved by Regional Councillor Jim Jones

Seconded by Regional Councillor Joe Li

1. That the following proclamations, issued by the City Clerk in accordance with the City of Markham Proclamation Policy, be received for information purposes:
  - a. Pakistan National Day - March 23, 2021
  - b. National Wildlife Week - April 6-10, 2021
  - c. Be Kind To Animals Week - May 3-9, 2021
  - d. World Turtle Day - May 23, 2021
  - e. Animal Health Week - October 4-10, 2021
  - f. National Feral Cat Day - October 16, 2021
2. That the following new requests for proclamation be approved and added to the Five-Year Proclamations List approved by Council:
  - a. 150th Anniversary of the Toronto & York Region Labour Council - April 12, 2021
  - b. Personal Support Worker (PSW) Day - May 19, 2021
  - c. Markham Group of Artists Celebrating 40 Years - September 9-16, 2021

**Carried**

## **8. REPORT OF STANDING COMMITTEE**

### **8.1 REPORT NO. 8 - DEVELOPMENT SERVICES COMMITTEE (MARCH 8, 2021)**

Moved by Regional Councillor Jim Jones

Seconded by Councillor Keith Irish

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

**Carried**

#### **8.1.1 FRIENDS OF THE MARKHAM MUSEUM BOARD MINUTES – DECEMBER 9, 2020 (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 December 9, 2020, be received for information purposes.
2. That Council endorse the recommendation from the December 9, 2020 Friends of Markham Museum Board Minutes:

“That the Friends of the Markham Museum Board approve the transfer of control of the trust funds held by the City of Markham on behalf of the Markham Historical Society to the benefit of the Friends of the Markham Museum; and,

That a copy of this resolution be forwarded to the “members” of the Friends of the Markham Museum.”

**Carried**

### **8.2 REPORT NO. 9 - GENERAL COMMITTEE (MARCH 22, 2021)**

Moved by Councillor Khalid Usman

Seconded by Councillor Karen Rea

That the report of the General Committee be received & adopted. (Items 1 to 6):

**Carried**

8.2.1 078-R-15 JANITORIAL CLEANING SERVICES FOR VARIOUS CITY LOCATIONS CONTRACT EXTENSION (7.0)

Moved by Councillor Khalid Usman

Seconded by Councillor Karen Rea

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**

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

Moved by Councillor Khalid Usman

Seconded by Councillor Karen Rea

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

**Carried**

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

Moved by Councillor Khalid Usman

Seconded by Councillor Karen Rea

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 Cityowned 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**

#### 8.2.4 2021-2022 THORNLEA POOL RESTORATION (3.0)

Moved by Councillor Khalid Usman  
 Seconded by Councillor Karen Rea

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**

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

Moved by Councillor Khalid Usman  
Seconded by Councillor Karen Rea

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**

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

Moved by Councillor Khalid Usman

Seconded by Councillor Karen Rea

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**

8.3 REPORT NO. 10 - DEVELOPMENT SERVICES COMMITTEE (JANUARY 25, 2021)

Moved by Regional Councillor Jim Jones

Seconded by Councillor Keith Irish

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

**Carried**

8.3.1 RECOMMENDATION REPORT, NEST (VS) GP INC.,  
APPLICATIONS FOR ZONING BY-LAW AMENDMENT AND  
DRAFT PLAN OF SUBDIVISION TO PERMIT 12 TOWNHOUSES AT  
10165 VICTORIA SQUARE BLVD (WARD 2) (10.5, 10.7)

Moved by Regional Councillor Jim Jones

Seconded by Councillor Keith Irish

1. That the report titled “RECOMMENDATION REPORT, Nest (VS) GP Inc., Applications for Zoning By-law Amendment and Draft Plan of Subdivision to permit 12 townhouses at 10165 Victoria Square Blvd (Ward 2)” be received; and,
2. That the deputation from Joan Smith, be received; and,
3. That at the January 25, 2021 Development Services Committee, staff was directed to report back to a future Development Services Committee meeting on the following: a. The feasibility of the applicant covering all installation connection costs for municipal water and sanitary sewers to the property at 10183 Victoria Square Boulevard, at the time of construction as part of the reconstruction at Victoria Square Boulevard in 2022, and obtaining consent from the property owner; and, b. That staff be directed to discuss with the owner of 10183 Victoria Square Boulevard regarding the connection from the municipal property boundary to the private home and the associated costs, and whether the homeowner will be agreeing to pay for that connection.
4. That the update memorandum dated March 30, 2021 titled “Applications for Zoning By-law Amendment and Draft Plan of

Subdivision to permit 12 townhouses at 10165 Victoria Square Blvd (Ward 2)”, to address 3 (a) and 3 (b), be received, and,

5. That staff be directed to continue to work with the applicant to install landscaping along the north side of the property line adjacent to 10183 Victoria Square Boulevard;
6. That the maintenance of landscaping along the frontage of the development be maintained as part of the condominium development and ensure that the municipal boulevard is maintained;
7. That the record of the public meeting held on June 18, 2019, regarding the applications by Nest (VS) GP Inc. regarding the Draft Plan of Subdivision and Zoning By-law Amendment Applications to permit 12 townhouses at 10165 Victoria Square Blvd (Ward 2)” be received; and,
8. That the application submitted by Nest (VS) GP Inc. to amend Zoning By-law 304-87, as amended, be approved and the draft by-law attached as Appendix ‘B’ be finalized and brought forward to a future Council meeting to be enacted without further notice; and,
9. That Draft Plan of Subdivision application (SU 19 179147) submitted by Nest (VS) GP Inc. be approved subject to the conditions outlined as Appendix ‘A’ and the pre-conditions outlined in Appendix ‘C’; and,
10. That the Director of Planning and Urban Design, or his designate, be delegated authority to issue draft plan approval, subject to the conditions set out as Appendix ‘A’, as may be amended by the Director of Planning and Urban Design or designate; and,
11. That draft plan approval for Plan of Subdivision 19TM-19002 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,
12. That Council assign servicing allocation for a maximum of 12 townhouse units; and,
13. That in accordance with the provisions of subsections 45 (1.4) of the Planning Act, R.S.O. 1990, c.P.13, as amended, the Owners shall through this Resolution, be permitted to apply to the Committee of Adjustment for a variance from the provisions of the accompanying Zoning By-law, before the second anniversary of the day on which the by-law was approved by Council; and further,

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

(By-law 2021-26)

**Carried**

## **9. MOTIONS**

A request to waive the rules to introduce a Motion by Councillor Usman was lost.

## **10. NOTICE OF MOTION TO RECONSIDER**

There were no notices of motions.

## **11. NEW/OTHER BUSINESS**

### **11.1 2020 SUMMARY OF REMUNERATION AND EXPENSES FOR COUNCILLORS AND APPOINTEES TO BOARD (7.0)**

Moved by Councillor Amanda Collucci

Seconded by Councillor Andrew Keyes

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**

### **11.2 BILL 257, SUPPORTING BROADBAND AND INFRASTRUCTURE EXPANSION ACT, 2021 (7.13)**

Morgan Jones, Director, Operations introduced the item and Barry Budhu, Senior Manager, Roads, Survey & Utility, Operations presented the memorandum to Council on Bill 257. Marg Wouters, Senior Manager, Policy & Research discussed Schedule 3 of Bill 257, which proposes to amend the Planning Act to provide that Minister’s Zoning Orders are not required to be consistent with the Provincial Policy Statement.

Moved by Councillor Reid McAlpine  
Seconded by Councillor Andrew Keyes

Whereas the City of Markham supports the Province's initiatives to expand broadband infrastructure; and,

Whereas the Province of Ontario introduced Bill 257, Supporting Broadband and Infrastructure Expansion Act, 2021, on March 4, 2021; and,

Whereas the proposed legislation impacts municipal authorities and services in a manner that may be detrimental to the municipality, municipal stakeholders and the public; and,

Whereas Markham City Council has considered the proposed legislation; and,

Whereas City staff submitted correspondence dated March 26, 2021 to the Standing Committee on General Government identifying concerns with the proposed legislation;

Now therefore be it resolved that:

1. The City of Markham objects to certain proposed provisions in the Supporting Broadband and Infrastructure Expansion Act, 2021, (the "Act") including the following:

- a. The Act removes the City of Markham's autonomy over its Rights of Way. It is important that municipalities have full autonomy and that the ability to make decisions for their rights of way. The municipality is best placed to make such decisions as it has the best knowledge of present and future planned projects and can make appropriate decisions based on all relevant factors;
- b. The Act does not include adequate protections for public and stakeholder engagement. The Act does not mandate notification to the public and there may be limited opportunities and/or insufficient time for the municipality to address and/or accommodate conflicts or concerns that are raised by the public; and,

- c. The Act provides the Minister with the ability to authorize contractors to excavate in a Right of Way without obtaining locates, increasing the potential for damages including injuries, loss of life, and damage to or losses of existing services. This may impact existing utility owners and end users.
- 2. The City of Markham requests that the proposed legislation be amended to more adequately address these concerns and those identified in the letter from the City to the Standing Committee on General Government dated March 26, 2021; and,
- 3. The City of Markham requests that this resolution be considered as part of the deliberations in respect of Bill 257; and further,
- 4. A copy of this resolution be provided to the Premier of Ontario, the Standing Committee of General Government, the Minister of Infrastructure, the Minister of Municipal Affairs and Housing, Markham MPPs, the Regional Municipality of York, all municipalities within York Region, Alectra Utilities, Enbridge, and the Association of Municipalities of Ontario.

**Carried**

Moved by Regional Councillor Jim Jones  
Seconded by Councillor Keith Irish

Whereas on March 4, 2021, *Bill 257, Supporting Broadband and Infrastructure Expansion Act, 2021* (the “Act”) received first reading; and,

Whereas Schedule 3 of the Act proposes to amend Section 47 of the *Planning Act* to provide that Minister’s Zoning Orders (MZOs) are not required to be consistent with the Provincial Policy Statement (PPS) and that existing MZOs did not have to be consistent with the PPS, and specifies that the proposed amendment would not apply to lands within the Greenbelt Area; and,

Whereas the Ministry also issued an Environmental Registry of Ontario proposal (ERO) request specifically for comments on the legislative changes related to MZOs proposed in Schedule 3 of the Act and requested comments prior to the April 3, 2021 deadline; and,

Whereas, the ERO posting states the intent of this legislative change is to allow the Minister to take other considerations into account when making decisions to support strong communities, which would ensure that the Minister, acting at their discretion, has the authority to support and expedite the delivery of government

priorities, including transit-oriented communities, affordable housing, long-term care homes and strategic economic recovery projects by removing potential barriers and delays; and,

Whereas Markham City Council supports appropriate Provincial initiatives to streamline the development process; and,

Whereas The *Planning Act* provides for a land use system that is led by Provincial policy and provides the authority for the Minister to issue policy statements to address matters of Provincial interest and requires that planning decisions made by the council of a municipality, a local board, a planning board, a minister of the Crown and a ministry, board, commission or agency of the government, including the Tribunal shall be consistent with the PPS; and,

Whereas in removing the requirement for MZO's to be consistent with the PPS, the concern is that MZO's that are not consistent with the PPS will be used to achieve certain types of priority development at the expense of other equally important PPS principles such as environmental protection; and,

Whereas no other criteria have been identified for approval of MZO's if they do not comply with the PPS;

Now therefore be it resolved that:

1. The City of Markham does not support the proposed changes to the *Planning Act* in Bill 257 to provide that Minister's Zoning Orders are not required, and are deemed to never have been required, to be consistent with Provincial Policy Statements and recommend that Schedule 3 of Bill 257 be removed; and,
2. The Province be requested to provide criteria by which MZO's will be approved if not consistent with the PPS; and further,
3. A copy of this resolution be provided to the Premier of Ontario, the Standing Committee of General Government, the Minister of Infrastructure, the Minister of Municipal Affairs and Housing, Markham MPPs, the Regional Municipality of York, all municipalities within York Region, and the Association of Municipalities of Ontario.

**Carried**

## **12. ANNOUNCEMENTS**

There were no announcements.

### 13. BY-LAWS - THREE READINGS

Moved by Councillor Reid McAlpine

Seconded by Councillor Amanda Collucci

That By-laws 2021-21 to 2021-24 and 2021-26 be given three readings and enacted.

**Carried**

#### **Three Readings**

- 13.1 BY-LAW 2021-21 A BY-LAW TO AMEND PARKING BY-LAW 2005-188 (65M-2742)

**Carried**

- 13.2 BY-LAW 2021-22 A BY-LAW TO AMEND BY-LAW 2019-83 BEING A BY-LAW TO APPOINT DEPUTY CLERKS FOR THE CORPORATION OF THE CITY OF MARKHAM

**Carried**

- 13.3 BY-LAW 2021-23 B. MCGREGOR DEVELOPMENTS LIMITED, PART LOT CONTROL BY-LAW

**Carried**

- 13.4 BY-LAW 2021-24 LIVANTE HOLDINGS (VICTORIA SQUARE WOODBINE) INC.; HOLD REMOVAL BY-LAW

A By-law to amend By-law 177-96, as amended, in order to allow a mixed use mid-rise building.

**Carried**

- 13.5 BY-LAW 2021-26 NEST (VS) GP INC., PART OF LOT 22, CONCESSION 4, 10165 VICTORIA SQUARE BOULEVARD, ZONING BY-LAW AMENDMENT



A By-law to amend By-law 304-87, as amended, and to amend By-law 177-96, as amended in order to permit a residential development.

(Item 8.3.1, Report 10)

**Carried**

## **14. CONFIDENTIAL ITEMS**

Moved by Councillor Khalid Usman

Seconded by Councillor Isa Lee

That, in accordance with Section 239 (2) of the *Municipal Act*, Council resolve into a private session to discuss the following confidential matters at 2:18 pm:

### **14.1 COUNCIL**

14.1.1 APPROVAL OF CONFIDENTIAL COUNCIL MINUTES - MARCH 9, 2021 (10.0)

14.1.2 APPOINTMENTS AND RESIGNATIONS TO BOARDS/COMMITTEES (16.24) [SECTION 239 (2)(b)]

14.1.3 APPOINTMENTS AND RESIGNATIONS TO BOARDS/COMMITTEES - APPOINTMENT OF MEMBER TO THE BOARD OF MANAGEMENT FOR THE MARKHAM VILLAGE BUSINESS IMPROVEMENT AREA (MVBIA) (16.24) [SECTION 239 (2)(b)]

### **14.2 NEW/ OTHER BUSINESS**

14.2.1 A PROPOSED OR PENDING ACQUISITION OR DISPOSITION OF LAND BY THE CITY OR LOCAL BOARD; SURPLUS LANDS REPORT (8.7) [SECTION 239 (2) (c)]

### **14.3 DEVELOPMENT SERVICES COMMITTEE**

14.3.1 LITIGATION OR POTENTIAL LITIGATION, INCLUDING MATTERS BEFORE ADMINISTRATIVE TRIBUNALS, AFFECTING THE MUNICIPALITY OR LOCAL BOARD – LPAT APPEAL DEVELOPMENT GROUP (100 SAW) INC. (8.0) [Section 239 (2) (e)]

**Carried**

That Council rise from Confidential session at 2:53 pm.

The following Confidential items were approved by Council:

#### 14.1 COUNCIL

##### 14.1.1 APPROVAL OF CONFIDENTIAL COUNCIL MINUTES - MARCH 9, 2021 (10.0)

Moved by Councillor Khalid Usman

Seconded by Councillor Andrew Keyes

1. That the confidential Council minutes of March 9, 2021, be adopted.

**Carried**

##### 14.1.2 APPOINTMENTS AND RESIGNATIONS TO BOARDS/COMMITTEES (16.24) [SECTION 239 (2)(b)]

Moved by Councillor Keith Irish

Seconded by Councillor Reid McAlpine

1. That the following individuals be re-appointed to the Canada Celebration Organizing Committee with a term expiry as indicated:

Teresa Ing	March 31, 2022
Zulaika Hoosainny	March 31, 2022
Edward Chiu	March 31, 2022
Saadia Zakki	March 31, 2022
Satya Arora	March 31, 2022

2. That the following individuals be appointed to the Heintzman House Community Centre Board with a term expiry as indicated:

Caitlin Ammendoli	November 30, 2024
Gordon Cheung	November 30, 2023
Susan Corbeil	November 30, 2024

3. That the composition of the Heintzman House Community Centre Board be increased from 10 citizen members to up to 15 citizen members (see the enclosed Board extract from the February 25, 2021 Heintzman House Community Centre Board meeting requesting this change to the composition).
4. That the following individuals be appointed or re-appointed to the Box Grove Community Centre Board with a term expiry as indicated:
 

Nimisha Patel	November 30, 2023
Yash Kapur	November 30, 2023
Marcus Bansavator	November 30, 2024
Sharon Gabriel	November 30, 2024
5. **That the composition of the Box Grove Community Centre Board be expanded by 2 extra citizen positions.**

**Carried as Amended**

14.1.3 APPOINTMENTS AND RESIGNATIONS TO BOARDS/  
COMMITTEES - APPOINTMENT OF MEMBER TO THE BOARD OF  
MANAGEMENT FOR THE MARKHAM VILLAGE BUSINESS  
IMPROVEMENT AREA (MVBIA) (16.24) [SECTION 239 (2)(b)]

Moved by Councillor Andrew Keyes  
Seconded by Councillor Karen Rea

1. That Council appoint the following individuals as board members for the Markham Village Business Improvement Area with a term expiry as indicated:

Michelle Brady	November 14, 2022
Aly Daya	November 14, 2022

**Carried**

14.2 NEW/ OTHER BUSINESS

14.2.1 A PROPOSED OR PENDING ACQUISITION OR DISPOSITION OF  
LAND BY THE CITY OR LOCAL BOARD; SURPLUS LANDS  
REPORT (8.7) [SECTION 239 (2) (c)]

Moved by Councillor Keith Irish

Seconded by Councillor Andrew Keyes

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

**Carried**

#### 14.3 DEVELOPMENT SERVICES COMMITTEE

##### 14.3.1 LITIGATION OR POTENTIAL LITIGATION, INCLUDING MATTERS BEFORE ADMINISTRATIVE TRIBUNALS, AFFECTING THE MUNICIPALITY OR LOCAL BOARD – LPAT APPEAL DEVELOPMENT GROUP (100 SAW) INC. (8.0) [Section 239 (2) (e)]

Moved by Councillor Andrew Keyes

Seconded by Deputy Mayor Don Hamilton

1. That the confidential report on litigation or potential litigation, including matters before Administrative Tribunals, affecting the municipality or local board – LPAT Appeal Development Group (100 SAW) Inc., dated March 30, 2021, be received; and,
2. That Council direct the City Solicitor, or designate, and Staff to appear before the Local Planning Appeal Tribunal (“LPAT”) as a party to the appeal to defend the City’s interests; and,
3. That Council authorize the City Solicitor, or designate, and Staff to continue to appear before the Local Planning Appeal Tribunal as a party in future site-specific appeals within Vaughan’s Yonge Steeles Corridor Secondary Plan area, where staff concerns are the same, or similar to, concerns related to this and other appeals to which the City is already a party to in this area; and further,
4. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

**Carried**

**15. CONFIRMATORY BY-LAW - THREE READINGS**

Moved by Councillor Karen Rea

Seconded by Councillor Reid McAlpine

That By-law 2021-25 be given three readings and enacted.

Three Readings

BY-LAW 2021-25 - A BY-LAW TO CONFIRM THE PROCEEDINGS OF THE  
COUNCIL MEETING OF MARCH 31, 2021.

**Carried**

**16. ADJOURNMENT**

Moved by Councillor Alan Ho

Seconded by Councillor Isa Lee

That the Council meeting be adjourned at 3:10 pm.

**Carried**

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Kimberley Kitteringham

City Clerk

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Frank Scarpitti

Mayor