

Electronic Council Meeting Minutes

Meeting No. 10
June 29, 2021, 1:00 PM
Live streamed

Roll Call	Mayor Frank Scarpitti Regional Councillor Jack Heath 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	Deputy Mayor Don Hamilton	
Staff	Andy Taylor, Chief Administrative Officer Trinela Cane, Commissioner, Corporate Services Morgan Jones, Commissioner of Community Services Claudia Storto, City Solicitor and Director of Human Resources Biju Karumanchery, Acting Commissioner, Development Services Joel Lustig, Treasurer Bryan Frois, Chief of Staff Mary Creighton, Director, Recreation Services Kimberley Kitteringham, City Clerk Martha Pettit, Deputy City Clerk Meg West, Manager of Business Planning and Projects Loy Cheah, Acting Director, Engineering	Hristina Giantsopoulos, Council/Committee Coordinator John Wong, Technology Support Specialist II Alice Lam, Director, Operations David Plant, Senior Manager, Parks, Horticulture & Forestry Francesco Santaguida, Assistant City Solicitor Victoria Chai, Assistant City Solicitor Margaret Wouters, Senior Manager, Policy & Research Ronald Blake, Senior Manager, Development, Planning & Urban Design Regan Hutcheson, Manager - Heritage, Planning & Urban Design Lisa Chen, Senior Manager, Financial Planning & Reporting, Mark Visser, Sr Manager Strategy Innovation & Investments Jeff Madeley, Manager, Financial Services

Alternate formats for this document are available upon request

1. CALL TO ORDER

The meeting of Council convened at 1:06 PM on June 29, 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.

On behalf of Council, Mayor Frank Scarpitti recognized the 751 unmarked graves discovered at the Cowessess First Nation in southeast Saskatchewan, and advised that flags were lowered and lights were dimmed at the Civic Centre in recognition of the discovery. A moment of silence was observed.

2. DISCLOSURE OF PECUNIARY INTEREST

None disclosed.

3. APPROVAL OF PREVIOUS MINUTES

3.1 COUNCIL MINUTES - JUNE 8, 2021

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

1. That the Minutes of the Council Meeting held on June 8, 2021, be adopted.

Carried

4. PRESENTATIONS

There were no presentations.

5. DEPUTATIONS

There were no deputations.

6. COMMUNICATIONS

6.1 9-2021 SPECIAL OCCASION PERMIT - TOGETHER APART, SUMMER CIRQUE (WARD 6) (3.21)

Moved by Councillor Amanda Collucci

Seconded by Councillor Isa Lee

1. That the request for the City of Markham for a Special Occasion Permit be received and approved, subject to compliance with all applicable by-laws, regulations and City requirements for special occasion permits with respect to temporary facilities, and further;
2. That the City of Markham recognize the *Together Apart, Summer Cirque* as an event of "Municipal Significance".

Carried

7. PROCLAMATIONS

7.1 PROCLAMATIONS (3.4)

Moved by Councillor Alan Ho

Seconded by Councillor Khalid Usman

1. That the following new requests for proclamation be approved and added to the Five-Year Proclamations List approved by Council:
 - a. Emancipation Day - August 1, 2021
 - b. International Wrongful Conviction Day - October 2, 2021
2. That the following new requests for proclamation, issued by the City Clerk in accordance with the City of Markham Proclamation Policy, be received and added to the Five-Year Proclamations List approved by Council:
 - a. Italian Heritage Month, June 2021

- b. International Day Against Drug Abuse and Illicit Trafficking -June 26
2021

Carried

8. REPORT OF STANDING COMMITTEE

8.1 REPORT NO. 19 - DEVELOPMENT SERVICES COMMITTEE (JUNE 7, 2021

Moved by Regional Councillor Jim Jones

Seconded by Councillor Keith Irish

That the report of the Development Services Committee be received & adopted.
(Save and except for item 8.1.2):

Carried

8.1.1 GLYNNWOOD TRIBUTARY – MUNICIPAL CLASS ENVIRONMENTAL ASSESSMENT (EA) STUDY UPDATE (WARD 1)

Moved by Regional Councillor Jim Jones

Seconded by Councillor Keith Irish

1. That the staff report entitled “Glynnwood Tributary – Municipal Class Environmental Assessment (EA) Study Update, (Ward 1), be received; and,
2. That the revised preferred alternative for new storm sewer and channel from the Thornhill Community Centre to the Glynnwood pond, to alleviate flooding in the area as set out in the Environmental Study Report be endorsed; and,
3. That staff be authorized to issue a Notice of Study Completion for the project and make the Environmental Study Report available for public review for a period of 60 days commencing July 2021; and,
4. And that staff be directed to report back to Council on property acquisition, funding and negotiations with HCN-Revera (Glynnwood retirement Living Inc). and Liberty Development Corporation (Shouldice Hernia Centre) for the acquisition of certain lands /

easement and construction required for the new storm sewer and channel; and further,

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

Carried

8.1.2 RICHMOND HILL GO TRANSIT LINE - OPPORTUNITY FOR A TOC GO STATION AT GREEN LANE/JOHN STREET AREA (5.14)

This matter was deferred to the confidential session to receive legal advice.

After rising from confidential session, this matter was deferred to a future Development Services Committee meeting.

Whereas the Green Lane/John Street/Bayview Avenue area of Thornhill is and has been in transition for several years and contains a wide range of low-density employment lands; and,

Whereas there is the possibility that with a comprehensive and sophisticated level of urban planning, all stakeholders could see their land use priorities realized to their satisfaction; and,

Whereas significant traffic volumes are a concern with new development applications like Tridel (167 units) on the eastern edge of the Ladies Golf Course, Liberty Development proposed (1,287 units) development on the Shouldice lands and Timbercreek proposed (579 units) redevelopment of the Thornhill Square Shopping Centre lands; and,

Whereas significant amounts of land needed by GO Transit for traditional park and ride solutions are unavailable and/or not viable due to the high price of land at TOC GO Stations; and,

Whereas medium and high-density condos and office development will be in and around the TOC GO Station, minimal or no parking will be available at the station and mobility solutions will be walking, cycling and autonomous (minibus) vehicles to get around the “Village of Green Lane” community and GO Station; and,

Whereas YRT buses coming from the east will drop transit riders off at Green Lane / John Street GO Station and the potential Yonge Subway Stations at Royal Orchard Blvd. and/or Clark Avenue; and,

Whereas merging different modes of transit into one service to suit the mobility needs of individual customers is now an established business model, known as mobility-as-a-service (MaaS); and,

Whereas in the future, autonomous vehicles will have a role as an F/L/O mile option. People switch if they experience transit as fast, convenient, and affordable. People do not typically switch to sustainable modes of transport for their green credentials. They switch if the overall experience is fast and convenient. F/L/O mile options led to more sustainable mobility if they make the public transit experience as good as or better than that of using a car; and,

Whereas community planners need to be thinking about autonomous vehicle (like the Olli minibus) solutions because of the significant impacts they will have on travel within the TOC and to and from the GO transit station; and,

Whereas autonomous (minibus) vehicles would provide the F/L/O mile connectivity to transit users, increasing mobility options for people within a $\frac{3}{4}$ mile radius of the station and will greatly benefit the disabled, seniors, and children too; and,

Whereas construction of the Yonge North Subway Extension (YNSE) is scheduled to start 2022-23 near the Langstaff GO Transit Station; and,

Whereas Metrolinx in the latter part of 2021 or 2022, is planning to study the Richmond Hill GO Transit Line and prepare an initial Business Case; and,

Whereas the Richmond Hill GO Transit line, may have the potential to add several new TOC GO Station stops including Bloomington, Gormley, Elgin Mills Road, Major Mackenzie Road, 16th Ave, High-Tech Road, Green Lane/John Street, Steeles Ave, Finch Ave, York Mills, Eglinton Ave, Bloor Street, Queen Street and Corktown (Distillery District) in the future; and,

Whereas all RH TOC GO Stations should be planned as complete, integrated destination stations. Before the pandemic, ridership was 10,500 passengers a day. Every station should be planned as destination TOC

Stations with a ridership target for the RH GO line by 2051 of 300,000 passengers a day; and,

Whereas these lands are in a very strategic location with frontage on Green Lane/John Street, and abutting two rail lines, one of which is the Richmond Hill GO Transit Line going from Richmond Hill to Union Station, as well as being contiguous to, or a short distance from low and medium density residential uses; and,

Whereas this 65+ acres of employment lands at Green Lane and John Street is a strategic parcel for residential intensification infill, as well as for a significant increase in non-industrial employment opportunities for the residents of Markham; and,

Whereas there are few locations of this size in the GTA available for both residential intensification and non-industrial employment opportunities, leading to the conclusion that these lands should be thoroughly studied with the intent of having a comprehensive Green Lane / John Street TOC Secondary Plan; and,

Whereas with proper urban planning, it is extremely important that prior to any new development occurring a comprehensive local road and pathway network and land use plan be established; and,

Whereas the Village of Green Lane goal is to be planned as a net-zero green community, with district energy, automatic waste collection, energy from waste, solar and geo-thermal solutions be investigated; and,

Whereas it is in the interest of the city, local businesses, and residents to have this plan cover all the relevant lands and have an interactive planning process involving landowners, ratepayers, Metrolinx, I/O, MTO, YRT and professional world class TOC urban design and planning consultants; and,

Now Therefore Be It Resolved:

1. That staff be directed to report back on an estimated cost for the studies, timing, and potential financial resources; and,
2. That Staff engage consultants determined by Staff to be necessary, such as urban design architects, TOC urban planners, transportation engineers, landscape architects and retail consultant to complete a secondary plan study for the lands shown on the attached Appendix A; and,

3. That Staff investigate the feasibility of being part of the City of Toronto Transit Commission and Metrolinx automated vehicle trial at the Rouge Hill GO Station as it represents a key role in the establishment of complete destination rail transit integrated community station at Green Lane / John Street and other TOC rail stations in Markham and York Region, and further;
4. That a copy of this resolution be sent to:
 - Hon. Caroline Mulroney, Minister, Ministry of Transportation;
 - Hon. Kinga Surma, Associate Minister of Transportation;
 - Hon. Laurie Scott, Minister of Infrastructure;
 - Hon. Jeff Yurek, Minister of the Environment, Conservation & Parks;
 - Hon. Steve Clark, Minister of Municipal Affairs and Housing;
 - Hon. Victor Fedeli, Minister of Economic Development, Job Creation and Trade;
 - Hon. Catherine McKenna, Minister of Infrastructure and Communities;
 - Phil Verster, President and CEO, Metrolinx;
 - John MacKenize, CEO, Toronto, and Region Conservation Authority;
 - Chris Raynor, Regional Clerk, Regional Municipality of York;
 - All Members of Federal Parliament in the Regional Municipality of York;
 - All Members of Provincial Parliament in the Regional Municipality of York; and,
 - All Members of Regional Council in the Regional Municipality of York

Postponed

8.2 REPORT NO. 20 - GENERAL COMMITTEE (JUNE 14, 2021)

Moved by Regional Councillor Jack Heath

Seconded by Councillor Reid McAlpine

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

Carried

8.2.1 GENERAL INSURANCE PROGRAM (098-R-21) (7.9)

Moved by Regional Councillor Jack Heath

Seconded by Councillor Reid McAlpine

1. That the report entitled “General Insurance Program” be received; and,
2. That the contract for the General Insurance Program commencing on July 1, 2021 be awarded to Marsh Canada Limited (highest ranked/lowest priced bidder) in the amount of \$1,453,536 inclusive of PST where applicable (\$1,356,104 exclusive of PST); and,
3. That the award in the amount of \$1,453,536 inclusive of PST be funded from the Operating Budget account 840-846-5555 “Insurance Premium” account; and,
4. That the Treasurer be authorized to extend the contract for the General Insurance Program for five (5) additional one year periods (July 1, 2022 to June 30, 2027), provided that it is in the best interest of the City and the premium increase per year does not exceed 15% of the cost of the previous years' General Insurance Program, exclusive of annual coverage changes and asset growth related changes to the property and automotive portfolios; and,
5. That the Treasurer be further authorized to approve all annual asset changes related to the property and automotive portfolios and coverage changes 2021 to 2027; and further,
6. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

8.2.2 2022 BUDGET SCHEDULE (7.4, 7.5)

Moved by Regional Councillor Jack Heath

Seconded by Councillor Reid McAlpine

1. That the report dated June 14, 2021 titled “2022 Budget Schedule” be received; and,
2. That the following schedule for the 2022 Budget be approved with the dates and times below:
 - a. **Meeting #1** – Friday, October 1, 2021 (9:00 a.m. to 12:00 p.m.)
 - b. **Meeting #2** – Wednesday, October 6, 2021 (9:00 a.m. to 12:00 p.m.)
 - c. **Meeting #3** – Wednesday, October 13, 2021 (9:00 a.m. to 12:00 p.m.)
 - d. **Meeting #4** – Wednesday, October 20, 2021 (1:00 p.m. to 4:00 p.m.)
 - e. **Meeting #5** – Friday, October 22, 2021 (9:00 a.m. to 12:00 p.m.)
 - f. **Meeting #6** – Tuesday, November 2, 2021 (9:00 a.m. to 12:00 p.m.)
 - g. **Meeting #7 if required** – Tuesday, November 9, 2021 (9:00 a.m. to 12:00 p.m.)
 - h. **General Committee** – Monday, November 15, 2021 (9:30 a.m.)
 - Draft presentation of the proposed 2022 Budget for the public meeting
 - i. **Public Meeting** – Tuesday, November 23, 2021 (6:30 p.m. to 8:30 p.m.)
 - Feedback from the public meeting will be incorporated into the report to Council
 - j. **Council Decision** – Tuesday, December 7, 2021 (1:00 p.m.)
 - k. **Press Conference** – Wednesday, December 8, 2021 (10:00 a.m.)
3. That the following schedule for the 2022 Water & Wastewater Rate be approved with the dates and times below:

- a. **General Committee** – Monday, November 1, 2021 (9:30 a.m.)
 - b. **Public Meeting** – Thursday, November 18, 2021 (6:30 p.m. to 7:30 p.m.)
 - Feedback from the public meeting will be incorporated into the report to Council
 - c. **Council Decision** – Tuesday, December 7, 2021 (1:00 p.m.)
4. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

8.2.3 QUALITY MANAGEMENT SYSTEM - MANAGEMENT REVIEW (5.3)

Moved by Regional Councillor Jack Heath

Seconded by Councillor Reid McAlpine

- 1. That the report titled “Quality Management System Management Review” be received; and
- 2. That Council, as the Owner of the City’s drinking water system, acknowledge and support the outcome and action items identified from the Management Review; and further,
- 3. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

8.2.4 AWARD OF CONSTRUCTION TENDER 042-T-21, EROSION RESTORATION AT ROUGE RIVER AND TRIBUTARY TO GERMAN MILLS CREEK (5.3)

Moved by Regional Councillor Jack Heath

Seconded by Councillor Reid McAlpine

- 1. That the report entitled “Award of Construction Tender 042-T-21 Erosion Restoration at Rouge River and Tributary to German Mills Creek” be received; and,

2. That the contract for Tender 042-T-21 Erosion Restoration at Rouge River and Tributary to German Mills Creek be awarded to the second lowest priced Bidder, Hawkins Contracting Services Ltd. in the amount of \$403,251.88, inclusive of HST impact; and,
3. That a 10% contingency in the amount of \$40,325.19 inclusive of HST, be established to cover any additional construction costs and that authorization to approve expending of this contingency amount up to the specified limit be in accordance with the Expenditure Control Policy; and,
4. That the construction award in the amount of \$443,577.07 (\$403,251.88 + \$40,325.19) be funded from 750-101-5699-21157 “Erosion Restoration Program”; and,
5. That the remaining funds in project #21157 “Erosion Restoration Program” in the amount \$74,302.93 be retained in the account for other immediate restoration work that may be required in 2021-2022; and further,
6. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

8.3 REPORT NO. 21 - DEVELOPMENT SERVICES COMMITTEE (JUNE 21, 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 NASCENT SHER (9704 MCCOWAN) INC. REQUEST FOR THE ASSIGNMENT OF ADDITIONAL SERVICING ALLOCATION FOR A MIXED USE MID RISE DEVELOPMENT AT 9704 MCCOWAN ROAD FILE NO. SC 18 174837 (WARD 6)

Moved by Regional Councillor Jim Jones

Seconded by Councillor Keith Irish

1. That the memorandum titled “Memorandum, Nascent Sher (9704 McCowan) Inc., request for the assignment of additional servicing allocation for a mixed use mid rise development at 9704 McCowan Road, File No. SC 18 174837 (Ward 6)” be received; and,
2. That servicing allocation assigned to the subject development be increased from one hundred and twelve (112) dwelling units to one hundred and thirty one (131) dwelling units; and,
3. That the City reserves the right to revoke or reallocate servicing allocation should the proposed development not proceed in a timely manner; and further,
4. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

8.4 REPORT NO. 22 - DEVELOPMENT SERVICES COMMITTEE (JUNE 22, 2021)

Moved by Regional Councillor Jim Jones

Seconded by Councillor Keith Irish

That the report of the Development Services Committee be received & adopted.
(Save and except for Items No. 8.4.3 and 8.4.5):

Carried

8.4.1 INTENTION TO DESIGNATE A PROPERTY UNDER PART IV OF THE ONTARIO HERITAGE ACT, THOMAS FRISBY JR. HOUSE, 3151 ELGIN MILLS ROAD, WARD 2 (16.11.3)

Moved by Regional Councillor Jim Jones

Seconded by Councillor Keith Irish

1. That the report entitled “intention to Designate a Property under Part IV of the Ontario Heritage Act, Thomas Frisby Jr. House, 3151 Elgin Mills Road, Ward 2”, dated June 22, 2021, be received; and,
2. That as recommended by Heritage Markham, and required as a condition of development approval, the Thomas Frisby Jr. House – 3151 Elgin Mills Road 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,
6. That if the designation is referred to the Conservation Review Board, Council authorize the City Solicitor and appropriate staff to attend any hearing held by the Board in support of Council’s decision to designate the property; and further, and further,
7. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

8.4.2 REVISION TO LEGAL DESCRIPTION OF HERITAGE
DESIGNATION BY-LAWS, 9064 WOODBINE AVE AND 5933
FOURTEENTH AVE (16.11.3)

Moved by Regional Councillor Jim Jones
Seconded by Councillor Keith Irish

1. That the memo titled “Revision to Legal Description of Heritage Designation By-laws, 9064 Woodbine Ave and 5933 Fourteenth Ave”, dated June 22, 2021, be received; and,

2. And that the two amending by-laws, attached to this report be approved by Council.

(By-law Nos. 2021-47 and 2021-48)

Carried

8.4.3 RECOMMENDATION REPORT SCARDRED 7 COMPANY LIMITED APPLICATIONS FOR DRAFT PLAN OF SUBDIVISION AND ZONING BY-LAW AMENDMENT TO PERMIT 20 SINGLE DETACHED DWELLINGS ON THE NORTHERN PORTION OF 4038 HIGHWAY 7 (WARD 3) FILE NOS. SU/ZA 18 180309 (10.7, 10.5)

Moved by Regional Councillor Jim Jones

Seconded by Councillor Keith Irish

1. That the staff report dated June 21, 2021, titled “Recommendation Report, Scardred 7 Company Limited, Applications for Draft Plan of Subdivision and Zoning By-law Amendment to permit 20 single detached dwellings on the northern portion of 4038 Highway 7 (Ward 3), File Nos. SU/ZA 18 180309”, be received; and,
2. 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 Owner 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,
3. That the applications submitted by Scardred 7 Company Limited to amend Zoning By-law 118-79, as amended, be approved and the draft Zoning By-law, attached hereto as Appendix A, be finalized and brought forward to a future Council meeting to be enacted without further notice; and,
4. That Draft Plan of Subdivision 19TM-18011 be approved, subject to the conditions set out in Appendix B of this report; and,
5. 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 in Appendix B, as may be amended by the Director of Planning and Urban Design or his designate; and,

6. That Draft Plan Approval for Plan of Subdivision 19TM-18011 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 servicing allocation for 20 units be assigned to Draft Plan of Subdivision 19TM-18011; and further,
8. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

(By-law 2021-49)

Carried

8.4.4 RECOMMENDATION REPORT APPLICATIONS FOR A DRAFT PLAN OF SUBDIVISION AND ZONING BY-LAW AMENDMENT BY 1212763 ONTARIO LTD. TO FACILITATE APPROXIMATELY 371 GROUND-RELATED DWELLING UNITS ON PART OF LOTS 22 AND 23, CONCESSION 4, BERCZY GLEN COMMUNITY

Moved by Regional Councillor Jim Jones

Seconded by Councillor Keith Irish

1. THAT the staff report dated June 21, 2021 titled “RECOMMENDATION REPORT, Applications for a Draft Plan of Subdivision and Zoning By-law Amendment by 1212763 Ontario Ltd. to facilitate approximately 371 ground-related dwelling units on Part of Lots 22 and 23, Concession 4, Berczy Glen Community (Ward 2),” be received; and,
2. 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,
3. That the application submitted by 1212763 Ontario Ltd. to amend Zoning By-law 304-87, as amended, be approved and the draft by-law attached as Appendix ‘A’ be finalized and brought forward to a future Council meeting to be enacted without further notice; and,

4. That Draft Plan of Subdivision 19TM-19005 be approved, subject to the conditions set out in Appendix 'B' of this report; and,
5. 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 in Appendix 'B', as may be amended by the Director of Planning and Urban Design or his designate; and,
6. That draft plan approval for Draft Plan of Subdivision 19TM-19005 will lapse after a period of three (3) years from the date of Council approval in the event that a subdivision agreement is not executed within that period; and,
7. That servicing allocation for 378.5 units be assigned to Draft Plan of Subdivision 19TM-19005; and,
8. That the Mayor and Clerk be authorized to execute a Construction Agreement with the Trustee of Berczy Glen Landowners Group Inc. or its successors in title for the construction of the bridge over Street 'A' (the "South Bridge") and new external sanitary sewers and, upgrades to the existing downstream sanitary sewer system that eventually connects to the York-Durham Sanitary Sewer on 16th Avenue (the "East Sanitary Upgrades") upon terms to the satisfaction of the Director of Engineering and the City Solicitor, or their respective designates; and,
9. That Council authorize a City-Wide Hard Development Charge Credit and/or Reimbursement not exceeding \$8,000,000.00 to the Trustee of Berczy Glen Landowners Group Inc. for the design, contract administration, and construction costs associated with the construction of the South Bridge for the southerly east-west collector road (Street 'A') in the Berczy Glen Community; and,
10. That Council authorize a City Wide Hard Development Charge credit not exceeding \$940,679.00 to 1212763 Ontario Limited (Berczy-Azuria) relating to their portion of the construction and property costs associated with roads identified as Street A (from west limit of Subdivision, adjacent to Hydro One lands, to east limit of the Subdivision) and Street B (from west limit of Subdivision, adjacent to Hydro One lands, to north limit of the Subdivision) within the Plan of Subdivision; and,
11. That the Mayor and Clerk be authorized to execute a Development Charge Credit Agreement, if required, in accordance with the City's

Development Charge Credit and Reimbursement Policy, with 1212763 Ontario Limited (Berczy-Azuria), or their successors in title to the satisfaction of the Treasurer and City Solicitor; and further,

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

Carried

8.4.5 NOTICE OF INTENTION TO DEMOLISH – SINGLE DETACHED DWELLING 32 JOSEPH STREET, MARKHAM VILLAGE HERITAGE CONSERVATION DISTRICT, WARD 4 (16.11)

Moved by Regional Councillor Jim Jones

Seconded by Councillor Keith Irish

1. That the report entitled “Notice of Intention to Demolish, 32 Joseph Street, Markham Village Heritage Conservation District, Ward 4” dated June 22, 2021, be received; and,
2. That the recommendation from Heritage Markham Committee on June 9, 2021 in support of retaining the existing single detached dwelling at 32 Joseph Street be received as information; and,
3. That Council supports the proposed demolition of the existing single detached dwelling and associated garage at 32 Joseph Street located within the Markham Village Heritage Conservation District; and;
4. That the applicant be requested to adhere to the existing infill by-law at the time of the building application is submitted; and further,
5. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

8.4.6 PROVINCIAL CONSULTATION ON REGULATIONS UNDER THE CONSERVATION AUTHORITIES ACT (10.0)

Moved by Regional Councillor Jim Jones

Seconded by Councillor Keith Irish

1. That the report entitled “Provincial Consultation on Regulations under the *Conservation Authorities Act*” dated June 22, 2021 be received; and,
2. That the report be forwarded to the Ministry of the Environment, Conservation and Parks and the Toronto and Region Conservation Authority as City of Markham comments on the consultation on the proposed *Conservation Authorities Act* regulations (ERO #019-2986); and further,
3. That staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

8.5 REPORT NO. 23 - DEVELOPMENT SERVICES PUBLIC MEETING (APRIL 6, 2021)

8.5.1 PRELIMINARY REPORT, ROCKPORT (UNIONVILLE) INC., APPLICATIONS FOR OFFICIAL PLAN AND ZONING BY-LAW AMENDMENTS TO PERMIT A 32-STOREY STUDENT RESIDENCE LOCATED NORTH OF ENTERPRISE BOULEVARD AND ON THE WEST SIDE OF BILL CROTHERS DRIVE

Moved by Councillor Keith Irish

Seconded by Regional Councillor Jim Jones

1. That the Development Services Commission report dated February 22, 2021, entitled “Preliminary Report, Rockport (Unionville) Inc., Applications for Official Plan and Zoning By-law Amendments to permit a 32-storey student residence located north of Enterprise Boulevard and on the west side of Bill Crothers Drive, Markham Centre (Ward 3), File No. PLAN 20 129430”, be received, and,
2. That the Record of the Public Meeting held on April 6, 2021 with respect to the proposed Official Plan Amendment and Zoning By-law Amendment applications, be received; and,
3. That the applications by Rockport Unionville Inc. for a proposed Official Plan Amendment and Zoning By-law Amendment (PLAN 20 129430) be approved and the draft implementing Official Plan Amendment and Zoning By-law Amendment be finalized and enacted without further notice; and further,

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

(By-law No. 2021-51 and 2021-52)

Carried

9. MOTIONS

There were no motions.

10. NOTICE OF MOTION TO RECONSIDER

There were no notices of motions.

11. NEW/OTHER BUSINESS

11.1 NEW/ OTHER BUSINESS - DECLARATION OF SURPLUS LANDS - 0 WOODBINE AND 0 LILLIAN (8.6)

Moved by Councillor Alan Ho

Seconded by Councillor Andrew Keyes

1. That the notice of proposed sale for the City owned lands legally described as (a) Concession 3, Part Lot 15, and Parts Lots 3 to 8, Plan 3717, designated as Parts 8, 9, 10, 22, 24, 31, 32 and 33, Plan 65R-23183, comprising certain lands on the west side of Woodbine Avenue, between Millbrook Gate and Albert Bailey Way ("0 Woodbine"); and (b) Lot 55, Registrar's Compiled Plan 9767, designated as Parts 1 to 8, inclusive, Plan 65R-38783, comprising certain lands north of 22, 24, 26, 28, 30, 32, 24 and 36 Pheasant Valley Court ("0 Lillian"); both be confirmed.

(In-Camera Item No. 14.2.3, June 8, 2021 Council Meeting)

Carried

11.2 EXTENSION OF HOURS OF OPERATION FOR MORGAN POOL AND ROUGE RIVER POOL (6.4)

Morgan Jones, Commissioner, Community Services, and Mary Creighton, Director, Recreation Services provided a memo to Council and reviewed the highlights and impacts of extending the hours of operation at Morgan Pool and Rouge River Pool.

Moved by Councillor Andrew Keyes
Seconded by Councillor Khalid Usman

1. That the rules of procedure be waived in order to add an item of new business regarding the Extension of Hours of Operation for Morgan Pool and Rouge River Pool.

Carried by Two Thirds Vote

Moved by Councillor Andrew Keyes
Seconded by Councillor Khalid Usman

1. That Council approve the extension of hours and the installation of temporary lights at Morgan Pool; and,
2. That the Rouge River pool (Legacy) be reopened on July 17, 2021 to increase recreational swim and aquafit opportunities; and further,
3. That staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

12. ANNOUNCEMENTS

There were no announcements.

13. BY-LAWS - THREE READINGS

Moved by Councillor Amanda Collucci

Seconded by Councillor Isa Lee

That By-laws 2021-40 to 2021-52 be given three readings and enacted.

Carried

Three Readings

- 13.1 BY-LAW 2021-40 A BY-LAW TO AMEND PARKING BY-LAW 2005-188
(65R-32389)

Carried

- 13.2 BY-LAW 2021-41 LIVANTE HOLDINGS (BG PHASE V) INC., VETMAR
AVENUE, HOLD REMOVAL BY-LAW

A By-law to amend By-law 177-96, as amended, to allow a mixed use mid-rise building and stacked townhouses on these lands.

Carried

- 13.3 By-law 2021-42 HARTFORD HOMES INC., 5072 14TH AVENUE, HOLD
REMOVAL BY-LAW

A By-law to amend By-law 90-81, as amended, to permit the subject lands to be developed with eight (8) single-detached dwellings.

Carried

- 13.4 BY-LAW 2021-43 INDRAJIT CHAKRABORTY & UJJAINI SIRCAR,
SOUTHEAST CORNER OF 9TH LINE AND 14TH AVENUE, ZONING BY-
LAW AMENDMENT PART 2

A By-law to amend By-law 194-82, as amended, to permit the existing detached dwelling on site.

(Item No. 8.2.2, Report 37, October 16, 2019)

Carried

- 13.5 BY-LAW 2021-44 INDRAJIT CHAKRABORTY & UJJAINI SIRCAR,
SOUTHEAST CORNER OF 9TH LINE AND 14TH AVENUE, ZONING BY-
LAW AMENDMENT PART 3

A By-law to amend By-law 194-82, as amended, and By-law 177-96, as amended, to facilitate the construction of the dwelling unit as proposed.

(Item No. 8.2.2, Report 37, October 16, 2019)

Carried

13.6 BY-LAW 2021-45 BERCZY ELGIN HOLDINGS INC., 3575 ELGIN MILLS ROAD EAST, ZONING BY-LAW AMENDMENT

A By-law to amend By-law 304-87, as amended, and, and to amend By-law 177-96, as amended, to facilitate residential development consisting of single detached and townhouse dwellings, mixed use development, two schools, and parkland.

(Item No. 8.1.1, Report No. 12, May 26, 2020 Council)

Carried

13.7 BY-LAW 2021-46 BERCZY WARDEN HOLDINGS INC., 10348 WARDEN AVENUE, ZONING BY-LAW AMENDMENT

A By-law to amend By-law 304-87, as amended, and By-law 177-96, as amended, to facilitate residential development consisting of single detached and townhouse dwellings, a school, parkland, mixed use development, stormwater management facilities, and open space, including the introduction of site-specific development standards.

(Item No. 8.1.2, Report No. 12, May 26, 2020 Council)

Carried

13.8 BY-LAW 2021-47 A BY-LAW TO AMEND BY-LAW 2003-315 BEING A BY-LAW TO DESIGNATE BUTTONVILLE MILL HOUSE, 9064 WOODBINE AVENUE

(Item No. 8.4.2, Report No. 22)

Carried

13.9 BY-LAW 2021-48 A BY-LAW TO AMEND BY-LAW 190-2008 BEING A BY-LAW TO DESIGNATE GEORGE R COWIE HOUSE, 5933 14TH AVENUE

(Item No. 8.4.2, Report No. 22)

Carried

13.10 BY-LAW 2021-49 SCARDRED 7 COMPANY LIMITED, 4038 HIGHWAY 7,
ZONING BY-LAW AMENDMENT

(Item 8.4.3, Report 22).

Carried

13.11 BY-LAW 2021-50 AMENDMENT TO BY-LAW 2017-27, KEEPING
MARKHAM BEAUTIFUL (MAINTENANCE) BY-LAW 2017-27

To amend Bylaw Keeping Markham Beautiful (Maintenance) By-law 2017-27 being a By-law to regulate and prescribe standards for the maintenance of private property and municipal boulevards within the City of Markham.

Carried

13.12 BY-LAW 2021-51 ROCKPORT (UNIONVILLE) INC., NORTH OF
ENTERPRISE BOULEVARD ON THE WEST SIDE OF BILL CROTHERS
DRIVE, OFFICIAL PLAN AMENDMENT (REVISED 1987), AS AMENDED

A by-law to adopt an Official Plan Amendment to the in force Official Plan (Revised 1987), as amended, to amend the Markham Centre Secondary Plan to provide for either a 322-suite student residence or a high density residential building; and exempt the Subject Lands from the precinct plan requirements.

(Item No. 8.5.1, Report No. 23)

Carried

13.13 BY-LAW 2021-52 ROCKPORT (UNIONVILLE) INC., NORTH OF
ENTERPRISE BOULEVARD ON THE WEST SIDE OF BILL CROTHERS
DRIVE, ZONING BY-LAW AMENDMENT

A By-law to amend By-law 2004-196, as amended, to amend the site-specific use permissions and development standards contained in By-law 2010-48 to permit a 32-storey private academic accommodations or permits a high-density residential development.

(Item No. 8.5.1, Report No. 23).

Carried

14. CONFIDENTIAL ITEMS

Council consented to add Item No. 14.3.3 - Advice that is subject to Solicitor-Client privilege, including communications necessary for that purpose, Richmond Hill GO Transit Line (5.14) to the confidential Council agenda.

Moved by Councillor Khalid Usman

Seconded by Councillor Alan Ho

That, in accordance with Section 239 (2) of the *Municipal Act*, Council resolve into a private session to discuss the following confidential matters at 1:52 pm:

14.1 GENERAL COMMITTEE - JUNE 14, 2021

- 14.1.1 A PROPOSED OR PENDING ACQUISITION OR DISPOSITION OF LAND BY THE CITY OR LOCAL BOARD; (8.6) (WARD 2) [Section 239 (2)(c)]
- 14.1.2 THE SECURITY OF THE PROPERTY OF THE CITY OR LOCAL BOARD; (8.2) (WARD 8) [Section 239 (2)(a)]
- 14.1.3 A PROPOSED OR PENDING ACQUISITION OR DISPOSITION OF LAND BY THE CITY OR LOCAL BOARD; (8.6) (WARD 2) [Section 239 (2)(c)]

14.2 DEVELOPMENT SERVICES COMMITTEE - JUNE 22, 2021

- 14.2.1 LITIGATION OR POTENTIAL LITIGATION, INCLUDING MATTERS BEFORE ADMINISTRATIVE TRIBUNALS, AFFECTING THE MUNICIPALITY OR LOCAL BOARD; [Section 239 (2) (e)] AND ADVICE THAT IS SUBJECT TO SOLICITOR-CLIENT PRIVILEGE, INCLUDING COMMUNICATIONS NECESSARY FOR THAT PURPOSE; ARYEH CONSTRUCTION LIMITED OLT APPEAL (8.0) [SECTION 239 (2) (f)]

UPDATE REGARDING 8293 AND 8303 WARDEN AVENUE – ARYEH CONSTRUCTION LIMITED OLT APPEAL

14.3 NEW/ OTHER BUSINESS

- 14.3.1 LITIGATION OR POTENTIAL LITIGATION, INCLUDING MATTERS BEFORE ADMINISTRATIVE TRIBUNALS, AFFECTING THE MUNICIPALITY OR LOCAL BOARD; [Section 239 (2) (e)] AND ADVICE THAT IS SUBJECT TO

SOLICITOR-CLIENT PRIVILEGE, INCLUDING COMMUNICATIONS NECESSARY FOR THAT PURPOSE; 10-20 FINCHAM AVENUE OLT APPEAL (8.0) [SECTION 239 (2) (f)]

14.3.2 LITIGATION OR POTENTIAL LITIGATION, INCLUDING MATTERS BEFORE ADMINISTRATIVE TRIBUNALS, AFFECTING THE MUNICIPALITY OR LOCAL BOARD; [Section 239 (2) (e)] AND ADVICE THAT IS SUBJECT TO SOLICITOR-CLIENT PRIVILEGE, INCLUDING COMMUNICATIONS NECESSARY FOR THAT PURPOSE; OLT APPEAL (8.0) [SECTION 239 (2) (f)] 2695 ELGIN MILLS RD E AND 2705-2755 ELGIN MILLS ROAD E OLT APPEAL

14.3.3 ADVICE THAT IS SUBJECT TO SOLICITOR-CLIENT PRIVILEGE, INCLUDING COMMUNICATIONS NECESSARY FOR THAT PURPOSE, RICHMOND HILL GO TRANSIT LINE (5.14) [Section 239 (2) (f)]

Carried

Moved by Regional Councillor Jack Heath
Seconded by Councillor Andrew Keyes

1. That Council rise from Confidential session at 4:01 pm.

Carried

The following Confidential items were approved by Council:

14.1 GENERAL COMMITTEE - JUNE 14, 2021

14.1.1 A PROPOSED OR PENDING ACQUISITION OR DISPOSITION OF LAND BY THE CITY OR LOCAL BOARD; (8.6) (WARD 2) [Section 239 (2)(c)]

Moved by Councillor Alan Ho
Seconded by Regional Councillor Jack Heath

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 things necessary to give effect to this resolution.

Carried

14.1.2 THE SECURITY OF THE PROPERTY OF THE CITY OR LOCAL BOARD; (8.2) (WARD 8) [Section 239 (2)(a)]

Moved by Councillor Isa Lee

Seconded by Councillor Amanda Collucci

1. That the confidential report on the security of the property of the municipality or local board (Ward 8), be received; and,
2. That Staff be authorized and directed to do all things necessary to give effect to the actions set out in this report.

Carried

14.1.3 A PROPOSED OR PENDING ACQUISITION OR DISPOSITION OF LAND BY THE CITY OR LOCAL BOARD; (8.6) (WARD 2) [Section 239 (2)(c)]

Moved by Councillor Keith Irish

Seconded by Councillor Andrew Keyes

1. That the confidential presentation on the 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 things necessary to give effect to this resolution.

Carried

14.2 DEVELOPMENT SERVICES COMMITTEE - JUNE 22, 2021

- 14.2.1 LITIGATION OR POTENTIAL LITIGATION, INCLUDING MATTERS BEFORE ADMINISTRATIVE TRIBUNALS, AFFECTING THE MUNICIPALITY OR LOCAL BOARD; [Section 239 (2) (e)] AND ADVICE THAT IS SUBJECT TO SOLICITOR-CLIENT PRIVILEGE, INCLUDING COMMUNICATIONS NECESSARY FOR THAT PURPOSE; ARYEH CONSTRUCTION LIMITED OLT APPEAL (8.0) [SECTION 239 (2) (f)]

UPDATE REGARDING 8293 AND 8303 WARDEN AVENUE – ARYEH CONSTRUCTION LIMITED OLT APPEAL

Moved by Councillor Reid McAlpine

Seconded by Regional Councillor Jim Jones

1. That the confidential update on litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board, and advice that is subject to solicitor-client privilege, including communications necessary for that purpose - update regarding 8293 and 8303 Warden Avenue – Aryeh Construction Limited, be received.

Carried

14.3 NEW/ OTHER BUSINESS

- 14.3.1 LITIGATION OR POTENTIAL LITIGATION, INCLUDING MATTERS BEFORE ADMINISTRATIVE TRIBUNALS, AFFECTING THE MUNICIPALITY OR LOCAL BOARD; [Section 239 (2) (e)] AND ADVICE THAT IS SUBJECT TO SOLICITOR-CLIENT PRIVILEGE, INCLUDING COMMUNICATIONS NECESSARY FOR THAT PURPOSE; 10-20 FINCHAM AVENUE OLT APPEAL (8.0) [SECTION 239 (2) (f)]

Moved by Regional Councillor Jim Jones

Seconded by Councillor Keith Irish

1. That the confidential update on Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; and, advice that is subject to solicitor-client privilege, including communications necessary for that purpose (10-20 Fincham Avenue OLT Appeal); be received; and,

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

Carried

- 14.3.2 LITIGATION OR POTENTIAL LITIGATION, INCLUDING MATTERS BEFORE ADMINISTRATIVE TRIBUNALS, AFFECTING THE MUNICIPALITY OR LOCAL BOARD- [SECTION 239 (2) (e)] AND ADVICE THAT IS SUBJECT TO SOLICITOR-CLIENT PRIVILEGE, INCLUDING COMMUNICATIONS NECESSARY FOR THAT PURPOSE [SECTION 239 (2) (f)] (8.0); 2695 ELGIN MILLS RD E AND 2705-2755 ELGIN MILLS ROAD E OLT APPEAL

Moved by Regional Councillor Jack Heath

Seconded by Councillor Alan Ho

1. That the confidential report on litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board and advice that is subject to solicitor-client privilege, including communications necessary for that purpose; be received; and,
2. That Council authorize the City Solicitor, or her designate, and any necessary staff to attend the Ontario Land Tribunal in order to defend Council's decision to approve Zoning By-law Nos. 2021-15 and 2021-28; and further;
3. That staff be authorized and directed to do all things necessary to give effect to these resolutions.

Carried

- 14.3.3 ADVICE THAT IS SUBJECT TO SOLICITOR-CLIENT PRIVILEGE, INCLUDING COMMUNICATIONS NECESSARY FOR THAT PURPOSE, RICHMOND HILL GO TRANSIT LINE (5.14) [Section 239 (2) (f)]

That staff proceed as directed at the June 29, 2021 confidential Council meeting and that the matter be deferred to a future Development Services Committee meeting.

15. CONFIRMATORY BY-LAW - THREE READINGS

Moved by Regional Councillor Joe Li

Seconded by Councillor Isa Lee

That By-law 2021-53 be given three readings and enacted.

Three Readings

BY-LAW 2021-53 A BY-LAW TO CONFIRM THE PROCEEDINGS OF THE
COUNCIL MEETING OF JUNE 29, 2021.

Carried

16. ADJOURNMENT

Moved by Councillor Isa Lee

Seconded by Councillor Keith Irish

That the Council meeting be adjourned at 4:06 p.m.

Carried

Kimberley Kitteringham

City Clerk

Frank Scarpitti

Mayor