

Electronic General Committee Meeting Minutes

Meeting Number: 18
November 29, 2021, 9:30 AM - 4:00 PM
Live streamed

Roll Call	Mayor Frank Scarpitti Deputy Mayor Don Hamilton 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
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 Joel Lustig, Treasurer Kimberley Kitteringham, City Clerk Martha Pettit, Deputy City Clerk Catherine Biss, Chief Executive Officer Biju Karumanchery, Director, Planning & Urban Design Alex Moore, Manager of Purchasing & Accounts Payable Morgan Jones, Commissioner, Community Services	Shane Manson, Senior Manager, Revenue & Property Taxation Mark Visser, Sr Manager Strategy Innovation & Investments Eddy Wu, Acting Director, Environmental Services Hristina Giantsopoulos, Election/Council & Committee Coordinator Terence Tang, Technology Support Specialist II Frank Clarizio, Director, Engineering David Plant, Sr. Mgr, Parks, Horticulture & Forestry Sumon Acharjee, Chief Information Officer Tanya Lewinberg, Public Realm Coordinator Alice Lam, Director, Operations Christy Lehman, Supervisor, Animal Care

1. CALL TO ORDER

INDIGENOUS LAND ACKNOWLEDGEMENT

We begin today by acknowledging the traditional territories of Indigenous peoples and their commitment to stewardship of the land. We acknowledge the communities in circle. The North, West, South and Eastern directions, and Haudenosaunee, Huron-Wendat, Anishnabeg, Seneca, Chippewa, and the current treaty holders Mississaugas of the Credit peoples. We share the responsibility with the caretakers of this land to ensure the dish is never empty and to restore relationships that are based on peace, friendship, and trust. We are committed to reconciliation, partnership and enhanced understanding.

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

General Committee convened at 9:35 AM with Regional Councillor Jack Heath presiding as Chair for all items on the agenda.

The Committee recessed for lunch at 1:26 PM and reconvened at 2:10 PM.

2. DISCLOSURE OF PECUNIARY INTEREST

There were none disclosed.

3. APPROVAL OF PREVIOUS MINUTES

3.1 MINUTES OF THE NOVEMBER 15, 2021 GENERAL COMMITTEE (16.0)

Moved by Councillor Andrew Keyes

Seconded by Deputy Mayor Don Hamilton

1. That the minutes of the November 15, 2021 General Committee meeting be confirmed.

Carried

4. DEPUTATIONS

There were deputations in relation to item 7.1. Please refer to the item for additional details.

Moved by Mayor Frank Scarpitti

Seconded by Councillor Keith Irish

That the deputations in relation to the Coyote Response and Co-existence Strategy from the following citizens be received;

1. Valerie Burke;
2. Dale Swift;
3. Areez Remtulla;
4. Janet Andrews;
5. Minh Hang;
6. Kirkor Apel; and,
7. Philip Kestin.

Carried

5. COMMUNICATIONS

5.1 COMMUNICATIONS - COYOTE RESPONSE AND CO-EXISTENCE STRATEGY (2.8)

Note: Please refer to item 7.1 for staff report.

Moved by Mayor Frank Scarpitti
Seconded by Councillor Keith Irish

That the communications received from the following citizens providing comments regarding Coyote Response and Co-existence Strategy be received for information purposes:

1. Areez Remtulla, on behalf of the Animal Care Committee
2. Valerie Burke
3. Kaushik Roy
4. Gina Creta
5. Michelle Chin
6. Jin Shen
7. Emily Guest
8. Swan Lake Village, Board of Directors
9. Gail Lavery
10. Joan Honsberger

11. Margery Brown
12. John Ho
13. Nadine Ellul
14. Michael Fitz-Charles
15. Evelin Ellison, Vice-President Ward One (South) Thornhill Residents Inc.
16. Janet Andrews
17. Joan Wilson
18. John C. Y. Yeung
19. Jan Pinsonneault
20. Andrea Hagman
21. Ted Nasimok
22. Jax Nasimok
23. Monica Stanciu
24. Fred Lancelot
25. Debra Beattie
26. Suzanne Gagnon-Gould
27. Peter and Patty Kruka
28. Louis Mayrand
29. Nicole Rau
30. Janet Blackmore
31. Janice Lo and Kelvin Chun
32. Minh Hang

Carried

5.2 VACANT HOME TAX (VHT)

Moved by Mayor Frank Scarpitti
Seconded by Councillor Keith Irish

That the written communications in relation to item 9.1 Vacant Home Tax from, Patrick King, Mike Clare of the Markham Inter-Church Committee for Affordable Housing, and the Unionville Residents Association, be received.

Carried

6. PETITIONS

There were no petitions.

7. PRESENTATIONS - COMMUNITY SERVICES ISSUES

7.1 COYOTE RESPONSE AND CO-EXISTENCE STRATEGY (2.8)

Christy Lehman, Supervisor, Animal Care Services, addressed the Committee and provided a presentation entitled, Coyote Response and Co-Existence Strategy that outlined the City's proposed approach in addressing recent coyote encounters. Ms. Lehman indicated that the proposed strategy was created using a best practice, scientific and research based approach that outlines proactive, staged approaches to increase public education, post additional signage, continued upkeep of public parks and a zero tolerance for off-leash dogs to reduce the risk of coyote conflict. It was noted that this document is fluid and will be updated regularly as the situation evolves. Ms. Lehman indicated that there has been a lot of research conducted and that the City has the most comprehensive strategy to address the emerging conflicts between coyotes and the public and noted that the risk of a coyote attack is low. Additionally, there has been active feeding captured on surveillance cameras in the area of the coyote sightings and that this has been helpful to investigate the health of the coyote and target public education strategies.

The following deputations were heard:

Valerie Burke, addressed the Committee in support of the staff co-existence strategy and noted the importance of not feeding the coyotes.

Dale Swift, addressed the Committee and expressed concerns for his family's safety and that of the public while coyotes are out in the community. He also inquired on what will be done to address issues around safety.

Areez Remtulla, addressed the Committee to express support for the Coyote Response and Co-Existence Strategy.

Janet Andrews, addressed the Committee to express support for the Coyote Response and Co-Existence Strategy.

Minh Hang, addressed the Committee to express his concerns with public safety and coyote encounters in the Swan Lake area. He suggested that there be additional warning signs posted and that the coyotes be relocated.

Phil Kestin, addressed the Committee to express concerns with public safety and fear and that the current situation is not in co-existing with the coyotes. He noted that this approach is reactive and coyote approached and that the urban population has not been factored in the strategy.

Kirkor Apel, addressed the Committee to express support for the Coyote Response and Co-Existence Strategy and noted that despite that there are coyotes in the area, it doesn't indicate there is a problem.

The Committee thanked the deputants for attending the meeting and staff for their work on the strategy.

There was discussion on the following:

- That there are concerns in the community for the safety of people and pets;
- Reasons for the cause of the increase in the number of coyotes in the community;
- An inquiry into the projected size of the coyote population in the future;
- An inquiry into the true predator of the coyote;
- Concerns with safety and what the public can bring with them when out walking themselves and with their dogs to deter a coyote encounter;
- Methods to deter coyote encounters on private property;
- Inquiry into why there is intervention after a human interaction;
- That wildlife make their decisions regardless of human intervention and education;
- That there be consideration to enhance education at Swan Lake and other impacted areas;
- Inquiry into sightings at un-leashed dog parks;
- That the recommended tactics may not always work to deter coyote interactions;
- Inquiry on where coyotes are migrating and are they along with wolves and bears moving south;

- Inquiry into travelling patterns of coyotes and whether they travel in packs;
- That staff enact the strategy quickly to educate the public and address the concerns raised;
- Inquiry into whether there are any parameters for the hunting of coyotes;
- Consideration to increase the proposed fines, especially for repeat offences, in an effort to deter the feeding of coyotes;
- Consideration to highlight and advise the public to not leave young children and pets alone;
- That education and enforcement are necessary to promote the strategy and change public behaviour to limit any coyote encounters;
- That there be consideration to request that the Province address the issue of coyote encounters and provide a communication campaign with marketing materials to municipalities to assist with public awareness; and,
- That staff plan a public consultation meeting on this matter in the new year.

Lesley Sampson from Coyote Watch Canada, and she acknowledged safety concerns and noted the mitigation methods made in the presentation and that public education and public feedback are key elements in a co-existence strategy. Ms. Sampson further indicated that the increase of coyote activity is a result of increased outdoor activity during COVID-19, and feeding. The actions taken so far by the City are proactive and by-law officers are working with the public to address concerns and issues such as repeat feeding. She noted that coyotes will naturally return to their hunting and foraging behaviour once feeding by the public is stopped and indicated the importance of reporting coyote sightings and those at off-leash dog parks.

Staff advised that the coyote mortality rate is high and there have been many struck by vehicles. It was suggested that members of the public may consider carrying an umbrella, a green garbage bag to create noise, and to keep pets on a leash no longer than six feet as part of several aversion tactics.

The Committee requested that staff request the Minister of Northern Development, Mines, Natural Resources and Forestry review the issue of coyote conflict and provide a provincial strategy on this matter in addition to forwarding the resolution to local Members of Provincial Parliament. The Committee also requested that City fines for feeding wildlife be increased.

Moved by Regional Councillor Jim Jones

Seconded by Councillor Khalid Usman

That item 7.1 be moved forward and addressed prior to the deputations.

Carried

Moved by Councillor Amanda Collucci

Seconded by Councillor Khalid Usman

1. That the report entitled Proposed City of Markham *Coyote Response and Co-existence Strategy* be received; and,
2. That Markham City Council approve the proposed *Coyote Response and Co-existence Strategy* outlined in **Attachment “F”**; and,
3. **That the *Coyote Response and Co-existence Strategy* be amended to remind residents of the importance of not leaving young children unattended in yards, playgrounds, naturalized areas, etc.; and,**
4. **That the *Coyote Response and Co-existence Strategy* be further amended to reflect that staff have the discretion to use lethal intervention at any stage of the proposed *Incident Escalation Framework* should circumstances warrant it; and,**
5. **That the City host a Public Information Meeting in the first quarter of 2022 to obtain public input into the proposed *Coyote Response and Co-existence Strategy*; and,**
6. That Council request the **Minister of Northern Development, Mines, Natural Resources and Forestry** to formally review the complex issue of human/coyote conflict in Ontario and to develop a comprehensive, Province-wide solution **and public relations campaign, complete with marketing materials** to address same; and,
7. That Council direct staff to investigate the feasibility of partnering with a post-secondary institution in Ontario to conduct research on the effects of urbanization on coyotes, human/coyote conflicts in an urban setting and best practices and evidence based approaches to address related issues; and,
8. That Staff review the *Coyote Response and Co-existence Strategy* on a regular basis to ensure the information included is relevant and in compliance with evolving research and legislation; and,

9. **That staff be directed to increase the fine for people feeding wildlife in Markham to the legislated maximum of \$500.00; and,**
10. That a copy of this resolution be sent to **all municipalities in the Greater Toronto Hamilton Area (GTHA) and in York Region**, the Association of Municipalities of Ontario (AMO), the Association of Municipal Managers, Clerks, and Treasurers of Ontario (AMCTO); the Toronto Region Conservation Authority (TRCA), **Rouge Park, and local MPPs**; and further,
11. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

Moved by Councillor Andrew Keyes

Seconded by Councillor Keith Irish

1. **That council recommends that staff have the discretion to consider lethal intervention at an earlier stage within the strategy prior to there being a human interaction .**

Carried

8. PRESENTATIONS - FINANCE & ADMINISTRATIVE ISSUES

8.1 AUDIT AND ACCOUNTABILITY - ADMINISTRATIVE MONETARY PENALTY SYSTEM (AMPS) (2.17)

Note: Tammy Carruthers, Principal & CEO, WSCS Consulting Inc. will be in attendance to deliver a presentation.

The Committee consented to refer this item to the January 17, 2022, General Committee Meeting.

1. That the report and presentation on "Administrative Monetary Penalties - Business Case for Expansion"; be received.

Moved by Councillor Alan Ho

Seconded by Councillor Isa Lee

1. That this item be referred to the General Committee Meeting on January 17, 2022.

Carried

9. REGULAR REPORTS - FINANCE & ADMINISTRATIVE ISSUES

9.1 VACANT HOME TAX (VHT) REPORT BACK (7.3)

Joel Lustig, Treasurer, addressed the Committee to introduce the Vacant Home Tax (VHT) Report and advised that further to Markham City Council direction at the July 14, 2021, Council Meeting, staff is reporting back with an assessment on a VHT in other municipalities, the impact of a VHT on the housing supply, and an overview of resource requirements.

Shane Manson, Senior Manager, Revenue and Property Tax, addressed the Committee and indicated that this report is seeking direction on the potential next steps in relation to a VHT. It was noted that the accompanying report summarized the effectiveness of a VHT tax in Vancouver where a moderate reduction in vacant homes and an increase in occupancy of principal residences was experienced.

Mr. Manson advised that York Region staff are currently reviewing the feasibility of a VHT and will report back to Regional Council in September 2022. He noted that the current legislation indicates that the City of Toronto is the only municipality in Ontario that can implement a VHT without designation from the Minister of Finance and that it can only be applied to a single family dwelling or multi-unit residence of up to seven units. There are approximately 529 homes that have been estimated as vacant with the potential to generate up to \$5 million in tax revenue.

There was Council discussion on the following in relation to the information staff presented:

- That there be consideration to the Regional feasibility report before making any decisions at the City;
- The mechanisms used to determine if a property is vacant, i.e. the number of days a property is vacant;
- The method in which the property value is determined to calculate a VHT in relation to fluctuating property values;
- The exemption criteria for properties;
- How a VHT will apply to large luxury homes and homes under construction;
- That a VHT is not an effective mechanism to address the affordable housing issue;

- Enforcement of property standard by-laws can address vacant homes and their upkeep;
- Property standard complaints are not necessarily a good vacant home indicator as many vacant homes are well maintained;
- That there are unintended consequences of a VHT that include an increase in administration by staff;
- There are potential loopholes to avoid a VHT and make a residence uninhabitable i.e. renovation, construction, state of disrepair, and others;
- That the City of Vancouver is implementing a 3% VHT effective January 1, 2021;
- That a VHT may reduce the number of vacant homes in the City;
- The rental of otherwise vacant homes will have a positive effect on the rental supply inventory available;
- That housing should not be used as a commodity;
- A VHT will force people to determine how and when to use the property that they bought and paid for and that this decision should not be that of the City;
- Consideration that rental rates for large and luxury homes will not generate affordable housing;
- That property taxes are regressive and a VHT would be intrusive;
- An inquiry into how the tax revenue from this initiative would be used;
- The mechanisms the City has to expedite habitability of a property under construction and after an event such as a fire;
- That there be consideration to approve and expedite the current development applications to increase the housing supply;
- That the elements of rent and transit are components to affordable housing;
- Consideration of the negative impact of this program on snowbirds, and cottage owners;
- That this initiative is self-funding and may increase the number of units and the occupancy rate of housing units in the City; and,
- The impact of this initiative on foreign investment and real estate speculators.

Members of the Committee were both in support and against the implementation of a Vacant Home Tax. The Committee discussed the expedition of current building applications to contribute to the number of available housing units in the City and requested that additional information be provided once the Region completes their review of the feasibility of a VHT and reports back to Regional Council.

Moved by Mayor Frank Scarpitti

Seconded by Councillor Isa Lee

1. That the report entitled "Vacant Home Tax (VHT)" be received; and,
2. That Council provide direction on the Vacant Home Tax (VHT) as described in this report; and further,
3. That staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

Moved by Councillor Reid McAlpine

Seconded by Councillor Karen Rea

1. That the staff report be received; and,
2. That staff are directed to proceed with the necessary work to move forward towards a VHT to be implemented in the 2023 tax year; and,
3. That staff are directed to explore the most cost effective method of implementing and auditing the tax, including but not limited to owner declarations (as described in the staff report) and/or utility usage; and,
4. That net revenue generated through a Vacant Homes Tax must stay with the City of Markham; and,
5. That staff are directed to work with York Region and any other municipalities in York Region to establish a common approach to the rate and implementation of the tax, to avoid duplicating policy and bylaw development tasks; and further,
6. That staff be authorized and directed to do all things necessary to give effect to this resolutions.

10. CONSENT REPORTS - FINANCE & ADMINISTRATIVE ISSUES

10.1 MUNICIPAL CAPITAL FACILITY - REESOR PARK TENNIS DOME (7.3) (8.2)

Moved by Councillor Isa Lee

Seconded by Regional Councillor Joe Li

1. That the report entitled “Municipal Capital Facilities - Reesor Park Seasonal Tennis Bubbles” be received; and,
2. That, further to the City entering into a lease agreement (the “**Lease**”) with Premier Racquet Clubs Markham Corp. (the “**Tenant**”) for that part of the lands municipally known as 73 Wootten Way N, Markham, depicted in Appendix “A” (the “**Reesor Park Tennis Bubbles Lands**”), a by-law be passed pursuant to Section 110 of the *Municipal Act, 2001* in a form substantially similar to the draft by-law attached as Appendix “B” to:
 1. Authorize the City to enter into a Municipal Capital Facility Agreement (the “**MCF Agreement**”), and any and all associated or related agreements, with the Tenant for the provision of municipal capital facilities at the Reesor Park Tennis Bubbles Lands; and
 2. Exempt the Reesor Park Tennis Bubbles Lands from taxation for municipal, regional and education purposes. Tax exemption is to be effective from the later of the following dates: (i) the commencement date of the lease; (ii) the date the Municipal Capital Facility Agreement is signed; (iii) or the date the tax exemption by-law is enacted; and,
3. That further to the City and The Tenant entering into the Lease, Council declares that the Reesor Park Tennis Bubbles Lands are for the purposes of the municipality and are for public use as more particularly set out in the Lease; and,
4. That subject to the by-law described in Recommendation #2 being passed, the City Clerk be directed to give written notice of the by-law to the Minister of Education, and also provide a written notice of the contents of the by-law to the Municipal Property Assessment Corporation, the Secretary of any affected school board(s) and the clerk of the Region of York; and further,
5. That staff be authorized and directed to do all things necessary to give effect to these resolutions.

Carried

10.2 Q3 STATUS OF CAPITAL PROJECTS AS OF SEPTEMBER 30, 2021 (7.5)

Moved by Councillor Isa Lee

Seconded by Regional Councillor Joe Li

1. That the report dated November 29, 2021 titled “Status of Capital Projects as of September 30, 2021” be received; and,
2. That the Projects Completed within Scope with Surplus Funds and the Projects Completed within Scope without Surplus Funds, as identified on Exhibit B, be approved for closure and funds in the amount of \$1,914,897 be transferred to the original sources of funding as identified on Exhibit B; and,
3. That the Projects Closed and Not or Partially Initiated, as identified on Exhibit C, be approved for closure and funds in the amount of \$856,389 be transferred to the original sources of funding as identified in Exhibit C; and,
4. That the Non-Development Charge Capital Contingency Project be topped up from the Life Cycle Replacement and Capital Reserve Fund by \$486,404 to the approved amount of \$250,000; and,
5. That the Engineering Capital Contingency Project be topped up from the Development Charges - City-Wide Hard Reserve by \$224,966 to the approved amount of \$100,000; and,
6. That the Design Capital Contingency Project be topped up from the Development Charges – Parks Development Reserve by \$33,634 to the approved amount of \$100,000; and,
7. That the Waterworks Capital Contingency Project be topped up from the Waterworks Stabilization/Capital Reserve by \$54,020 to the approved amount of \$100,000; and,
8. That the Staff approved draws from Other Reserves as part of the Capital Contingency process in the amount of \$339,967 be received; and,
9. That a new Theatre capital project titled, “Technical Audio Visual Equipment” be established with a budget of \$59,907, funded \$30,215 from the Ramp-Up Reserve and \$29,692 from an external grant; and further,
10. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

10.3 2022 INTERIM PROPERTY TAX LEVY REPORT (7.3)

Moved by Councillor Isa Lee

Seconded by Regional Councillor Joe Li

1. That the report “2022 Interim Tax Levy By-law” be received; and,
2. That Council authorize an interim tax levy for 2022; and,
3. That the attached by-law be passed to authorize the 2022 interim tax levy; and further,
4. That staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

10.4 STAFF AWARDED CONTRACTS FOR OCTOBER 2021 (7.12)

Moved by Councillor Isa Lee

Seconded by Regional Councillor Joe Li

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

Carried

10.5 SCHOOL CROSSING GUARD PROGRAM CONTRACT EXTENSION (7.9)

Moved by Councillor Isa Lee

Seconded by Regional Councillor Joe Li

1. That the report entitled “ School Crossing Guard Program Contract Extension (City Wide)” be received; and,
2. 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,

3. That the contract for school crossing guard services be extended with Staffing Services Inc. for two (2) years from September 2022 to June 2024 in the estimated amount of \$1,437,507.30 (inclusive of HST); and,
 - \$ 718,753.65 September 2022 – June 2023
 - \$ 718,753.65 September 2023 – June 2024
 - \$1,437,507.30 Total (Incl. of HST)
4. That the award be funded from Operating Budget # 740-998-5642 “School Crossing Guards”; and,
5. That the Director of Engineering and Senior Manager, Procurement & Accounts Payable be authorized to exercise the option to renew the contract for two (2) additional years at the same rate subject to Council approval of the annual Operating Budgets; and,
6. That staff be authorized to amend the award amounts to reflect changes to the crossing guard operating budget account as approved by Council during the annual budgeting process; and further,
7. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

10.6 066-T-21 SHADE STRUCTURE AND RUBBERIZED SURFACE AT ARMADALE PARK (6.6) (7.9)

Moved by Councillor Isa Lee

Seconded by Regional Councillor Joe Li

1. That the report entitled “Tender 066-T-21 Shade Structure and Rubberized Surface at Armadale Park” be received; and,
2. That the contract for Tender 066-T-21 Shade Structure & Rubberized Surface at Armadale Park be awarded to the lowest priced bidder, Landco Group Inc. in the amount of \$369,010.25, inclusive of HST; and,
3. That a 5% contingency in the amount of \$18,450.51 inclusive of HST, be established to cover any additional construction costs and that authorization to approve expending of the contingency amount up to the specified limit be in accordance with the Expenditure Control Policy; and,

4. That the estimated costs of \$387,460.77 (\$369,010.25 + \$18,450.51) be funded from accounts as listed in the Financial Considerations section with budget available of \$283,500.00; and,
5. That the budget shortfall in the amount of \$103,960.77 (\$387,460.77 - \$283,500.00) be funded from the Development Charges - City-Wide Soft Reserve in the amount of \$93,564.69 (90%) and Non-DC Growth in the amount of \$10,396.08 (10%); and further,
6. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

**10.7 174-T-21 PLAY EQUIPMENT REPLACEMENT AND SITE WORK AT
VAROUS PARKS (7.9)**

Moved by Councillor Isa Lee

Seconded by Regional Councillor Joe Li

1. That the report entitled “Tender 174-T-21 Play Equipment Replacement & Site Work at Various Parks” be received; and,
2. That the contract for Tender Play Equipment Replacement & Site Work at Various Parks be awarded to the lowest priced bidder, J. Hoover Ltd. in the amount of \$515,822.68, inclusive of HST; and,
3. That a 5% contingency in the amount of \$25,791.13 inclusive of HST, be established to cover any additional construction costs and that authorization to approve expending of the contingency amount up to the specified limit be in accordance with the Expenditure Control Policy; and,
4. That the estimated costs of \$541,613.82 (\$515,822.68 + \$25,791.13) be funded from project #21130 Play Structure Replacement with budget available of \$378,720.00; and,
5. That the budget shortfall in the amount of \$162,893.82 (\$541,613.82 - \$378,720.00) be funded from the Life Cycle Capital and Replacement Reserve; and further,
6. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

10.8 201-S-21 AUTOMATED MATERIAL HANDLING EQUIPMENT FOR MILLIKEN MILLS, UNIONVILLE, AND THORNHILL COMMUNITY CENTRE LIBRARIES (7.9)

Moved by Councillor Isa Lee

Seconded by Regional Councillor Joe Li

1. That the report entitled “ 201-S-21 Automated Material Handling Equipment for Milliken Mills, Unionville and Thornhill Community Centre Libraries” be received; and,
2. That staff be authorized to award a contract to Bibliotheca Canada Inc. for Milliken Mills Branch for one (1) flex AMH System 5-bin sorter with one (1) patron return and one (1) staff induction station in the amount of \$177,321.67 (including freight, installation, training and HST impact); and,
3. That staff be authorized to award a contract to Bibliotheca Canada Inc. for Unionville Branch for two (2) self-check kiosks and Thornhill Community Centre Branch for two (2) self-check kiosks and one (1) flex AMH System 9-bin sorter with one (1) patron return and one (1) staff induction station in the amount of \$308,424.01 (including freight, installation, training and HST impact); and,
4. That the tendering process be waived in accordance with Purchasing By-Law 2017-8, Part II, Section 11.1 (b) Non Competitive Procurement, “Where there is only one source of supply for the goods to be purchased; and,
5. That the capital costs for Milliken Mills Branch be funded from capital project 20139, Milliken Mills Community Centre Lobby Enhancement, GL account 500-101-5399-20139, which has an available budget of \$280,000.00; and,
6. That the remaining budget in the amount of \$102,678.33 (\$280,000.00 – \$177,321.67) shall remain in the capital project 20139, Milliken Mills Community Centre Lobby Enhancement, to fund the budget shortfall of the construction works required for the Milliken Mills Community Centre Lobby Enhancement via separate procurement process RFT 133-T-21; and,
7. That the capital costs for Unionville Branch and Thornhill Community Centre Branch be funded from capital project 20282, ITS – Library Bibliotheca (3M), GL account 049-6150-20282-005, with an available budget of \$465,043.20; and,

8. That the remaining budget in the amount of \$156,619.19 (\$465,043.20 - \$308,424.01) remain in the project budget 20282, ITS – Bibliotheca (3M), to fund the media lab equipment at Thornhill Community Centre Branch; and,
9. That the net operating impact for maintenance cost of \$13,872.49 inclusive of HST be charged to the ITS Computer Hardware Acct #400-404-5460 following the expiry of the one year warranty period (mid 2023), which will be addressed during the 2023 operating budget process; and further,
10. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

10.9 133-T-21 MILLIKEN LOBBY ENHANCEMENT (7.9)

Moved by Councillor Isa Lee

Seconded by Regional Councillor Joe Li

1. That the report entitled “Tender 133-T-21 Milliken Mills Lobby Enhancement” be received; and,
2. That the contract for Tender 133-T-21 Milliken Mills Lobby Enhancement be awarded to the lowest priced bidder, Fina Construction Ltd. in the amount of \$540,128.05 inclusive of HST; and,
3. That a 8% contingency in the amount of \$43,210.24 inclusive of HST, be established to cover any additional construction costs and that authorization to approve expending of the contingency amount up to the specified limit be in accordance with the Expenditure Control Policy; and,
4. That the capital cost of \$583,338.29 (\$540,128.05 + \$43,210.24) be funded from capital project GL account 500-101-5399-20139 – Milliken Mills Lobby Enhancement, as summarized in the Financial Considerations section, with budget available of \$306,940.00; and,
5. That the budget shortfall in the amount of \$276,398.29 (\$583,338.29 - \$306,940.00) be funded from the favourable budget available in the amount of \$102,678.00 for the sorter component under the same project and the remaining shortfall in the amount of \$173,720.29 from the Facility Ramp Up Reserve Contingency, with a current balance of \$28,686,848; and further,
6. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

11. MOTIONS

There were no motions.

12. NOTICES OF MOTION

There were no notices of motion.

13. NEW/OTHER BUSINESS

There was no new or other business.

14. ANNOUNCEMENTS

The Committee extended Happy Hanukkah greetings to all members of the Jewish Community.

15. CONFIDENTIAL ITEMS

The Committee did not resolve in confidential session.

16. ADJOURNMENT

Moved by Councillor Isa Lee

Seconded by Regional Councillor Joe Li

That General Committee adjourn at 4:09 PM.

Carried