

Electronic Council Meeting Minutes

Meeting No. 5
March 29, 2022, 1:00 PM
Live streamed

Roll Call	Mayor Frank Scarpitti	Councillor Reid McAlpine
	Deputy Mayor Don Hamilton	Councillor Karen Rea
	Regional Councillor Jack Heath	Councillor Andrew Keyes
	Regional Councillor Joe Li	Councillor Amanda Collucci
	Regional Councillor Jim Jones	Councillor Khalid Usman
	Councillor Keith Irish	Councillor Isa Lee
	Councillor Alan Ho	
Staff	Andy Taylor, Chief Administrative Officer	John Wong, Technology Support Specialist II
	Trinela Cane, Commissioner, Corporate Services	Hristina Giantsopoulos, Election/Council & Committee Coordinator
	Arvin Prasad, Commissioner, Development Services	Chris Rickett, Director, Economic Development, Culture and Entrepreneurship
	Morgan Jones, Commissioner, Community Services	Matthew Keay, Deputy Fire Chief
	Claudia Storto, City Solicitor and Director of Human Resources	Graham Seaman, Director, Sustainability & Asset Management
	Adam Grant, Fire Chief	Ronji Borooah, City Architect
	Biju Karumanchery, Director, Planning & Urban Design	Darryl Lyons, Senior Manager, Policy & Research,
	Frank Clarizio, Director, Engineering	Brad Roberts, Manager, Zoning & Special Projects
	Joel Lustig, Treasurer	Geoff Day, Senior Planner II
	Bryan Frois, Manager, Executive Operations & Strategic Initiatives	Lisa Chen, Sr. Manager, Financial Planning & Reporting
	Hersh Tencer, Senior Manager, Real Property, Legal Services	Mark Visser, Senior Manager, Strategy, Innovation & Investments
	Kimberley Kitteringham, City Clerk	Shu Min Gao, Manager, System Engineering, Environmental Services
	Martha Pettit, Deputy City Clerk	

1. CALL TO ORDER

The meeting of Council convened at 1:13 PM on March 29, 2022. Mayor Frank Scarpitti presided.

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.

2. DISCLOSURE OF PECUNIARY INTEREST

None disclosed.

3. APPROVAL OF PREVIOUS MINUTES

3.1 COUNCIL MINUTES - MARCH 8, 2022

Moved by Councillor Isa Lee

Seconded by Councillor Keith Irish

1. That the Minutes of the Council Meeting held on March 8, 2022, be adopted.

Carried

4. PRESENTATIONS

There were no presentations.

5. DEPUTATIONS

There were no deputations.

6. COMMUNICATIONS

6.1 9-2022 LIQUOR LICENCE APPLICATION - JUMBO LOBSTER RESTAURANT (WARD 8) (3.21)

Moved by Councillor Reid McAlpine

Seconded by Councillor Amanda Collucci

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

Carried

6.2 10-2022 LIQUOR LICENCE APPLICATION - ZAAP THAI (WARD 7) (3.21)

Moved by Councillor Reid McAlpine

Seconded by Councillor Amanda Collucci

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

Carried

6.3 11-2022 COMMUNICATION - PREVENTING A SIGNIFICANT ECONOMIC LOSS FOR ONTARIO (10.0)

Moved by Councillor Reid McAlpine

Seconded by Councillor Amanda Collucci

1. That the communication regarding "Preventing a Significant Economic Loss for Ontario", dated March 11, 2022, from Regional Councillor Jim Jones be received.

(Item 8.3.1., Report No. 12)

Carried

6.4 12-2022 LIQUOR LICENCE APPLICATION - HAPPY FISHMAN SEAFOOD RESTAURANT (WARD 8) (3.21)

Moved by Councillor Reid McAlpine

Seconded by Councillor Amanda Collucci

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

Carried

6.5 13-2022 LIQUOR LICENCE APPLICATION - CAFE KINN RESTAURANT
(WARD 4) (3.21)

Moved by Councillor Reid McAlpine

Seconded by Councillor Amanda Collucci

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 Councillor Khalid Usman

Seconded by Councillor Andrew Keyes

1. That the following proclamation, issued by the City Clerk in accordance with the City of Markham Proclamation Policy, be received for information purposes:
 - a. Multiple Sclerosis Awareness Day - May 25, 2022
2. That the following new request for proclamation be approved and added to the Five-Year Proclamations List approved by Council:
 - a. Year of the Garden - 2022
3. That the following new request 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. Multiple Myeloma Awareness Day - March 31, 2022

Carried

8. REPORT OF STANDING COMMITTEE

8.1 REPORT NO. 10 - DEVELOPMENT SERVICES COMMITTEE (MARCH 7, 2022)

Moved by Regional Councillor Jim Jones

Seconded by Councillor Keith Irish

That the report of the Development Services Committee be received & adopted.
(Items 1 and 2):

Carried

8.1.1 CITY-WIDE PARKING STRATEGY TERMS OF REFERENCE (10.0)

Moved by Regional Councillor Jim Jones

Seconded by Councillor Keith Irish

1. That the report entitled “City-wide Parking Strategy Terms of Reference” be received; and,
2. That the Terms of Reference outlined in this report be endorsed; and further,
3. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

8.1.2 INTERIM REPORT APPLICATIONS BY 1107656 ONTARIO INC. (TIMES GROUP CORPORATION) FOR OFFICIAL PLAN AND ZONING BY-LAW AMENDMENTS TO PERMIT SIX (6) HIGH RISE APARTMENT BUILDINGS ALONG THE WEST SIDE OF SOUTH PARK ROAD SOUTH OF HIGHWAY 7

FILE NO.: PLAN 20 128679 (WARD 8) (10.5)

Moved by Regional Councillor Jim Jones

Seconded by Councillor Keith Irish

1. That the Report entitled “INTERIM REPORT, Applications by 1107656 Ontario Inc. (Times Group) for Official Plan and Zoning By-law Amendments to permit six (6) high rise apartment buildings along the west side of South Park Road, south of

Highway 7, File No. PLAN 20 128679 (Ward 8)", be received;
and,

2. That pursuant to Section 34(17) of the Planning Act, no further notice is required for the changes in the zoning by-law since the May 11, 2021, statutory Public Meeting; and further,
3. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

8.2 REPORT NO. 11 - GENERAL COMMITTEE (MARCH 21, 2022)

Moved by Regional Councillor Jack Heath

Seconded by Councillor Alan Ho

That the report of the General Committee be received & adopted, save and except for Item No. 8.2.6:

Carried

8.2.1 2021 YEAR END RESULTS OF OPERATIONS (7.4)

Moved by Regional Councillor Jack Heath

Seconded by Councillor Alan Ho

1. That the report titled "2021 Year-End Review of Operations" be received; and,
2. That the City's 2021 net operations favourable variance be transferred as follows, as per the approved Financial Planning and Budgeting Policy:
 - a. \$0.69M to the Corporate Rate Stabilization Reserve to achieve a balance equal to 15% of the local tax levy;
 - b. \$3.15M to balance the 2022 Operating Budget
 - c. \$3.15M to the Corporate Rate Stabilization Reserve to provide advance funding for the projected 2023 to 2024 Operating Budget requirements;
 - d. \$0.65M provision for future tax adjustments;

- e. The remaining \$14.94M to the Life Cycle Capital Replacement and Capital Reserve Fund; and further,
- 3. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

8.2.2 2021 SUMMARY OF REMUNERATION AND EXPENSES FOR COUNCILLORS AND APPOINTEES TO BOARD (7.0)

Moved by Regional Councillor Jack Heath

Seconded by Councillor Alan Ho

- 1. That the report titled “2021 Summary of Remuneration and Expenses for Councillors and Appointees to Boards” be received; and,
- 2. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

8.2.3 ANNUAL WATER QUALITY REPORT (JANUARY - DECEMBER 2021) (5.3)

Moved by Regional Councillor Jack Heath

Seconded by Councillor Alan Ho

- 1. That the report titled “Annual Water Quality Report (January-December 2021)” 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 Annual 2021 Regulatory 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 Annual 2021 Detailed Regulatory Water Quality Report on the City’s website and that it has been made available electronically and in hard copy version by February 28, 2022 as per regulations; and further,

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

Carried

8.2.4 AMENDMENT OF ENVIRONMENTAL SERVICES FEES (10.0)

Moved by Regional Councillor Jack Heath

Seconded by Councillor Alan Ho

1. That the report entitled” Amendment of Environmental Services Fees” be received; and,
2. That Council authorize staff to increase the proposed fees outlined in Attachment “A” for services provided by the Environmental Services Department including increases to existing waterworks meter fees for subdivision agreements, infill homes, industrial, commercial & institutional properties, as well as developer waste fees for new home and multi-residential unit recycling kits effective April 1, 2022; and,
3. That new fees be approved for Residential Infill background information requests, and new service connection application reviews, effective April 1, 2022; and,
4. That By-Law No. 2002-276 be amended to update the user fees set under “Community Services – Water”, and “Community Service – Waste” sections of Schedule A, with fees outlined in Attachment “A”; and,
5. That the By-Law No. 2002-276 be amended by deleting the following requirements: *“Supply water meter and remote readout device. Water Meter must be installed by purchaser’s licensed plumber. Installation costs are the responsibility of the purchaser”*; and *“Please Note: Water meters over 1" must be installed by a licensed plumber. ICI installation cost is the responsibility of the purchaser; and further,*
6. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

(By-law 2022-25)

Carried

8.2.5 AODA ACCESSIBILITY COMPLIANCE AUDIT - PRESENTATION & REPORT (7.0)

Moved by Regional Councillor Jack Heath

Seconded by Councillor Alan Ho

1. That the report and presentation entitled "City of Markham Report of the Auditor General Accessibility Audit", and "City of Markham AODA Accessibility Compliance Review", be received.

Carried

8.2.6 160 DUDLEY: CAPITAL PROJECTS (7.5)

Moved by Regional Councillor Jack Heath

Seconded by Councillor Alan Ho

1. That the presentation entitled "160 Dudley Capital Projects, March 21, 2022" be received; and,
2. That the deputations at the March 23, 2022 General Committee from Evelin Ellison and Jo Honsie be received; and,
3. That the site of 160 Dudley Ave. and proposed concept design of the Dudley Markham Fire Station be approved; and,
4. That staff provide a conceptual design of how recreation and greenspace facilities will be accommodated on the site; and,
5. That Staff proceed with detailed design development to tender ready documents; and,
6. That the goal of achieving LEED Silver Certification be established for this project and Staff be authorized to consider LEED Gold if it can be achieved within budget; and,
7. That the tendering process for Architectural/ Engineering design services be waived, in accordance with 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,

8. That Staff be authorized to award the contract for Architectural/ Engineering design services to Ron Awde Architect in the amount of \$451,773.70 (inclusive of HST impact); and,
9. That Staff be authorized to proceed with pre-qualifying bidders and issuing the construction tender; and,
10. That a new 2022 capital project be established for the Design and Construction of the Dudley Fire Station in the amount of \$7,569,200 (inclusive of the HST impact), and that the project be funded from the Development Charges Reserve Fund; and,
11. That a new 2022 Capital budget be established for 160 Dudley Roof Replacement and Interior Repairs in the amount of \$1,090,000 (inclusive of the HST impact), and that the project be funded from the Lifecycle Repair and Replacement Reserve Fund; and further,
12. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

8.3 REPORT NO. 12 - SPECIAL DEVELOPMENT SERVICES COMMITTEE
(MARCH 22, 2022)

Moved by Regional Councillor Jim Jones
Seconded by Councillor Keith Irish

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

Carried

8.3.1 IMPROVING THE TRANSIT ORIENTED COMMUNITIES
PROPOSALS IN THE RICHMOND HILL / LANGSTAFF GATEWAY
URBAN GROWTH CENTRE (10.0)

Moved by Regional Councillor Jim Jones
Seconded by Councillor Keith Irish

WHEREAS rapid population growth will continue in the Greater Toronto Area; and,

WHEREAS sprawl must be contained as much as possible, to reduce traffic congestion, maintain farmland, improve housing affordability, mitigate climate change, achieve carbon reduction, and keep property taxes low; and,

WHEREAS the optimum growth solution includes Transit Oriented Communities (TOCs), designed as dense complete communities (diversity of homes, jobs, retail, leisure) connected to each other with rapid transit; and,

WHEREAS the draft Secondary Plan for Richmond Hill Centre and the existing Secondary Plan for Markham Langstaff Gateway already meet and exceed TOC population density criteria & meet the goal of complete communities; and,

WHEREAS the recent Infrastructure Ontario proposals for TOCs at Bridge and High Tech Stations on the planned Yonge North Subway Extension have numerous concerns as outlined in Markham staff report of January 24, 2022, including:

- a. Excessive population density that would over-burden surrounding hard and soft infrastructure; and,
- b. Lack of sufficient jobs, meaning the Centre would not be a destination for in-bound commuters; and,
- c. Lack of sufficient parkland, leisure facilities and community amenities; and,
- d. Potential safety hazards by locating residences too close to high voltage transmission lines; and,

WHEREAS 82 ha of land in this area are undevelopable due to the presence of high-voltage hydro transmission lines. This land is largely owned by the province and has approximate real estate value of \$5B-7B and economic development potential of \$50B-100B; and,

WHEREAS Gas Insulated Lines (GIL) technology exists to safely bury 3,750m of 407 hydro transmission lines, at an estimate cost of \$220M; and,

WHEREAS utilizing these hydro lands as part of a unified Urban Growth Centre development plan would:

- a. Provide significant financial return to the landowner (i.e., Province); and,
- b. Provide more land for appropriate development, allowing complete communities to be developed; and,
- c. Reduce safety concerns from above ground high voltage hydro transmission lines; and,

WHEREAS this urban growth centre has the potential to be one of the top three centres in the GTA; and,

WHEREAS the City of Markham on January 26th, 2022 in a letter to the Premier of the Province stated that it anticipated forwarding further comments.

THEREFORE, BE IT RESOLVED:

- 1. That Markham Council urges the Province of Ontario to revisit the plans by Infrastructure Ontario for TOCs at High Tech and Bridge Stations and align more closely to the existing Richmond Hill and Langstaff Secondary Plans; and,
- 2. That Markham Council urges the Province of Ontario to promptly meet with York Region, Markham, and Richmond Hill representatives to understand the economic value that can be untapped from the high-voltage transmission lands; and,
- 3. That Markham Council urges the Province of Ontario to promptly commission a Blue-Sky Planning Exercise for the Richmond Hill/Langstaff Urban Growth Centre, including burial of the high-voltage hydro transmission lines and relocating the stormwater management pond; and,
- 4. That Markham Council urges the Province of Ontario to explore a solution with the City of Markham, **the City of Richmond Hill** and affected land owners to comprehensively plan **the remainder of the lands in and around the Langstaff Gateway Secondary Plan and the Richmond Hill Secondary Plan areas in conjunction** with the Province's proposed Bridge Station Transit Oriented Community **and**

High Tech Transit Oriented Community, and to address inter-dependencies and related issues such as cost sharing arrangements for parks, civic uses and infrastructure; and,

5. That this resolution be circulated to the following:
 - Doug Ford, Premier
 - Kinga Surma, Minister of Infrastructure Ontario
 - Caroline Mulroney, Minister of Transportation
 - Steve Clark, Minister of Municipal Affairs and Housing
 - Peter Bethlenfalvy, Minister of Finance
 - Vic Fedeli, Minister of Economic Development, Job Creation and Trade
 - Andre Horwath, Leader of the New Democratic Party of Ontario
 - Steven Del Duca, Leader of the Liberal Party of Ontario
 - Mike Schreiner, Leader of the Green Party of Ontario
 - Phil Verster, CEO, Metrolinx
 - Michael Lindsay, President and CEO, Infrastructure Ontario
 - York Region Councillors
 - Mayor and Councillors, Markham, Richmond Hill, Vaughan
 - CEOs and Commissioners of Planning, York Region, Markham, Richmond Hill, Vaughan
 - City Clerks – Markham, Richmond Hill, Vaughan, Durham, Brampton, Mississauga, Toronto
 - Local MPPs and MPs; and,
6. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

(Carried Unanimously by Recorded Vote (13:0))

(See following for Recorded Vote)

Recorded Vote (13:0):

YEAS: Councillor Keith Irish, Councillor Alan Ho, Councillor Reid McAlpine, Councillor Karen Rea, Regional Councillor Jim Jones, Deputy Mayor Don Hamilton, Mayor Frank Scarpitti, Regional Councillor Jack Heath, Regional Councillor Joe Li, Councillor Andrew Keyes, Councillor Amanda Collucci, Councillor Khalid Usman, Councillor Isa Lee **(13)**

Council had before it the following original recommendation for consideration:

- 1) **WHEREAS** rapid population growth will continue in the Greater Toronto Area; and,
- 2) **WHEREAS** sprawl must be contained as much as possible, to reduce traffic congestion, maintain farmland, improve housing affordability, mitigate climate change, achieve carbon reduction, and keep property taxes low; and,
- 3) **WHEREAS** the optimum growth solution includes Transit Oriented Communities (TOCs), designed as dense complete communities (diversity of homes, jobs, retail, leisure) connected to each other with rapid transit; and
- 4) **WHEREAS** the draft Secondary Plan for Richmond Hill Centre and the existing Secondary Plan for Markham Langstaff Gateway already meet and exceed TOC population density criteria & meet the goal of complete communities; and,
- 5) **WHEREAS** the recent Infrastructure Ontario proposals for TOCs at Bridge and High Tech Stations on the planned Yonge North Subway Extension have numerous concerns as outlined in Markham staff report of January 24, 2022, including:
 - a. Excessive population density that would over-burden surrounding hard and soft infrastructure; and,
 - b. Lack of sufficient jobs, meaning the Centre would not be a destination for in-bound commuters; and,
 - c. Lack of sufficient parkland, leisure facilities and community amenities; and,

d. Potential safety hazards by locating residences too close to high voltage transmission lines; and,

6) **WHEREAS** 82 ha of land in this area are undevelopable due to the presence of high-voltage hydro transmission lines. This land is largely owned by the province and has approximate real estate value of \$5B-7B and economic development potential of \$50B-100B; and,

7) **WHEREAS** Gas Insulated Lines (GIL) technology exists to safely bury 3,750m of 407 hydro transmission lines, at an estimate cost of \$220M; and,

8) **WHEREAS** utilizing these hydro lands as part of a unified Urban Growth Centre development plan would:

a. Provide significant financial return to the landowner (i.e., Province); and,

b. Provide more land for appropriate development, allowing complete communities to be developed; and,

c. Reduce safety concerns from above ground high voltage hydro transmission lines; and,

9) **WHEREAS** this urban growth centre has the potential to be one of the top three centres in the GTA; and,

10) WHEREAS the City of Markham on January 26th, 2022 in a letter to the Premier of the Province stated that it anticipated forwarding further comments.

THEREFORE, BE IT RESOLVED:

1) That Markham Council urges the Province of Ontario to revisit the plans by Infrastructure Ontario for TOCs at High Tech and Bridge Stations and align more closely to the existing Richmond Hill and Langstaff Secondary Plans; and,

2) That Markham Council urges the Province of Ontario to promptly meet with York Region, Markham, and Richmond Hill representatives to understand the economic value that can be untapped from the high-voltage transmission lands; and,

3) That Markham Council urges the Province of Ontario to promptly commission a Blue-Sky Planning Exercise for the Richmond Hill/Langstaff Urban Growth Centre, including burial of the high-voltage hydro transmission lines and relocating the stormwater management pond; and

4) That Markham Council urges the Province of Ontario to explore a solution with the City of Markham and affected landowners to comprehensively plan for the development of the lands within the Langstaff Gateway Secondary Plan area outside the Province's proposed Bridge Station Transit Oriented Community, and to address inter-dependencies and related issues such as cost sharing arrangements for parks, civic uses and infrastructure; and,

5) That this resolution be circulated to the following:

- Hon Doug Ford, Premier
- Hon Kinga Surma, Minister of Infrastructure Ontario
- Hon Caroline Mulroney, Minister of Transportation
- Hon Steve Clark, Minister of Municipal Affairs and Housing
- Hon Peter Bethlenfalvy, Minister of Finance
- Hon Vic Fedeli, Minister of Economic Development, Job Creation and Trade
- Andre Horwath, Leader of the New Democratic Party of Ontario
- Steven Del Duca, Leader of the Liberal Party of Ontario
- Mike Schreiner, Leader of the Green Party of Ontario
- Phil Verster, CEO, Metrolinx
- Michael Lindsay, President and CEO, Infrastructure Ontario
- York Region Councillors
- Mayor and Councillors, Markham, Richmond Hill, Vaughan
- CEOs and Commissioners of Planning, York Region, Markham, Richmond Hill, Vaughan

- City Clerks – Markham, Richmond Hill, Vaughan, Durham, Brampton, Mississauga, Toronto
- Local MPPs and MPs

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

8.4 REPORT NO. 13 - DEVELOPMENT SERVICES PUBLIC MEETING (MARCH 22, 2022)

Moved by Councillor Keith Irish

Seconded by Regional Councillor Jim Jones

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

Carried

8.4.1 PRELIMINARY REPORT KENNETH VOPNI & ANDREA CONLON C/O GREGORY DESIGN GROUP (SHANE GREGORY) ZONING BY- LAW AMENDMENT 36 WASHINGTON STREET (WARD 4) TO PERMIT THE SEVERANCE OF THE LAND TO CREATE A NEW BUILDING LOT AND THE CONSTRUCTION OF A NEW DETACHED

INFILL DWELLING FILE NO.: PLAN 21 127477 (10.5)

Moved by Councillor Keith Irish

Seconded by Regional Councillor Jim Jones

1. That the Development Services Commission report dated February 7, 2022, entitled “Preliminary Report. Kenneth Vopni & Andrea Conlon c/o Gregory Design Group (Shane Gregory), Zoning By-law Amendment, 36 Washington Street (Ward 4) to permit the Severance of the Property to create a New Building Lot, and the Construction of a new Detached Infill Dwelling PLAN 21 127477” be received; and,
2. That the Record of the Public Meeting held on March 22, 2022, with respect to the proposed amendments to By-law 1229 be received;

3. That the application by Kenneth Vopni & Andrea Conlon c/o Gregory Design Group (Shane Gregory) to amend By-law 1229 be approved; and further,
4. That the proposed amendment to By-law 1229 be enacted without further notice; and further,
5. That staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

8.5 REPORT NO. 14 - GENERAL COMMITTEE (MARCH 23, 2022)

Moved by Regional Councillor Jack Heath

Seconded by Councillor Karen Rea

That the report of the General Committee be received & adopted, save and except for Item No. 8.5.5.

Carried

8.5.1 162-T-13 PAVEMENT PRESERVATION AND SURFACE TREATMENT CONTRACT EXTENSION (5.10)

Moved by Regional Councillor Jack Heath

Seconded by Councillor Karen Rea

1. That the report entitled “162-T-13 Pavement Preservation and Surface Treatment Contract Extension” be received; and,
2. That the contract for Pavement Preservation and Surface Treatment be extended for one (1) year with an option to extend for an additional one (1) year to Miller Paving Limited in the estimated value of \$1,459,718.13 inclusive of HST;
 - a. January 1 – December 31, 2022 - \$759,718.13
 - b. January 1 – December 31, 2023 - \$700,000.00**Subject to CPI All Items Canada for the twelve (12) month period ending December; and,
3. That the award be funded from the capital accounts outlined in the Financial Considerations section with 2023 subject to Council approval; and,

4. That the tendering process be waived in accordance with Purchasing By-Law 2017-8, Part II, Section 11. Non-Competitive Procurement, items 11.1 (c) and (g), which state:
 - a. (c) When the extension of an existing Contract would prove more cost-effective or beneficial; and,
 - b. (g) Where it is in the City's best interest not to solicit a competitive bid; and further,
5. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

8.5.2 098-T-18 PAVEMENT MARKINGS CONTRACT EXTENSION (5.10)

Moved by Regional Councillor Jack Heath

Seconded by Councillor Karen Rea

That the report entitled "098-T-18 Pavement Markings Contract Extension" be received; and,

That the contract for Pavement Markings be extended for one (1) year with an option to extend for an additional one (1) year to Guild Electric Ltd. in the estimated value of \$975,454.90 inclusive of HST;

- a. January 1 – December 31, 2022 - \$487,727.45
 - b. January 1 – December 31, 2023 - \$487,727.45* *Subject to CPI All Items Ontario for the twelve (12) month period ending October; and,
2. That the award be funded from the various capital and operating accounts outlined in the Financial Considerations section; and,
 3. The budget shortfall of \$45,224.45 will be reported as an unfavourable variance at year end in the 2022 operating results and will be adjusted accordingly in the 2023 Operating budget; and,
 4. That the tendering process be waived in accordance with Purchasing By-Law 2017-8, Part II, Section 11. Non-Competitive Procurement, items 11.1 (c) and (g), which state:
 - a. (c) When the extension of an existing Contract would prove more cost-effective or beneficial; and,

- b. (g) Where it is in the City's best interest not to solicit a competitive bid; and further,
- 5. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

**8.5.3 239-T-21 SUPPLY AND DELIVERY OF ONE (1) CUBE VAN
CAMERA TRUCK (7.9)**

Moved by Regional Councillor Jack Heath

Seconded by Councillor Karen Rea

- 1. That the report entitled "239-T-21 Supply and Delivery of One (1) Cube Van Camera Truck" be received; and,
- 2. That the contract for the supply and delivery of one (1) cube van camera truck be awarded to the lowest priced bidder, JD Brule Equipment, in the amount of \$403,090.69, inclusive of HST; and,
- 3. That the award in the amount of \$403,090.69 be funded from project #22171 Corporate Fleet Replacement – Waterworks (account 057-6150-22171-005) with a budget available of \$389,179.00; and,
- 4. That the budget shortfall in the amount of \$13,911.69 (\$403,090.69 - \$389,179.00) be funded from the Waterworks Reserve Fund; and further,
- 5. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

**8.5.4 CONSULTING SERVICES FOR THE CORPORATE
ADMINISTRATIVE MONETARY PENALTY SYSTEM EXPANSION,
RESIDENTIAL INFILL DEVELOPMENT SERVICES DELIVERY
REVIEW AND BY-LAW ENFORCEMENT SERVICE REVIEW (7.5)**

Moved by Regional Councillor Jack Heath

Seconded by Councillor Karen Rea

- 1. That the report entitled " Consulting Services for the Corporate Administrative Monetary Penalty System Expansion, Residential Infill

Development Services Delivery Review and By-law Enforcement Service Delivery Review ” be received; and,

2. That the tendering process for Consulting Services for the Corporate Administrative Monetary Penalty System Expansion, Residential Infill Development Services Delivery Review and By-law Enforcement Service Delivery Review” be waived in accordance with 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 Consulting Services be awarded to WSCS Consulting Incorporated in the amount of \$317,822.94 (\$136,221.02 + \$96,439.99 + \$85,161.93) inclusive of HST:
 - Corporate Administrative Monetary Penalty System Expansion - \$136,221.02
 - Residential Infill Development Services Delivery Review - \$96,439.99
 - By-law Enforcement Service Delivery Review - \$85,161.93
4. That the award amount of \$317,822.94 be funded from the following accounts:
 - Account number 005-1600106 “Expanded AMPS set up” - \$136,221.02
 - Account number 600-101-5699-22306 “Residential Infill Development Strategy” - \$111,936.00
 - Account number 327-101-5699-22307 “By-law Enforcement Service Delivery Review” - \$100,080.00; and,
5. That Staff be authorized to engage WSCS Consulting Incorporated following General Committee approval to commence the projects immediately; and further,
6. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

8.5.5 IN-PERSON ATTENDANCE AT FUTURE COUNCIL AND STANDING COMMITTEE MEETINGS (16.0)

Moved by Regional Councillor Jack Heath

Seconded by Councillor Karen Rea

1. That Members of Council have the option to attend **Council and Standing Committee meetings in-person beginning the week of May 9, 2022**; and,
2. That, prior to the May 9, 2022 General Committee meeting, Members of Council be given an opportunity to see what the in-person user experience will be with respect to in-person attendance; and further,
3. That staff be authorized to do all things necessary to give effect to this resolution.

Carried as Amended

Council consented to amend clause 1 from:

1. That Members of Council have the option to attend the May 9, 2022 General Committee Meeting in-person; and,

to:

1. That Members of Council have the option to attend **Council and Standing Committee meetings in-person beginning the week of May 9, 2022**; and,

Council had before it the following original recommendation for consideration:

1. That Members of Council have the option to attend the May 9, 2022 General Committee Meeting in-person; and,
2. That, prior to the May 9, 2022 General Committee meeting, Members of Council be given an opportunity to see what the in-person user experience will be with respect to in-person attendance; and further,
3. That staff be authorized to do all things necessary to give effect to this resolution.

8.5.6 FEDERAL ACTIVE TRANSPORTATION GRANT (7.6)

Moved by Regional Councillor Jack Heath

Seconded by Councillor Karen Rea

1. That the memorandum titled “Submission for Funding to Infrastructure Canada’s Active Transportation Fund” be received for information; and,
2. That staff be authorized to do all things necessary to give effect to this resolution.

Carried

8.5.7 PROPOSED MINISTER’S ZONING ORDER (MZO) FOR LANDS LOCATED AT 3565 19TH AVENUE, CITY OF MARKHAM (8.6)

Note: At the March 23, 2022 General Committee meeting, this matter was considered as confidential item 13.2.1. Following the confidential session, a vote on the matter was taken at the public session of General Committee and the resolution below was reported out. Committee then resolved to place this matter on the March 29, 2022 Council public agenda as part of the General Committee Report No. 14.

At the start of the March 29, 2022 Council meeting, staff were asked to update the title of the matter to reference the Proposed Municipal Zoning Order. This was done post-meeting.

Moved by Regional Councillor Jack Heath

Seconded by Councillor Alan Ho

1. That the confidential presentation on a proposed or pending acquisition or disposition of land by the City or local board; (3565 19th Avenue - Ward 2); be received, and,
2. That the City of Markham request the Minister of Municipal Affairs and Housing issue a Minister’s Zoning Order to permit sports and education institutions and facilities, dormitories, private schools and ancillary uses at 3565 19th Avenue; and,

3. That the Ministry of Municipal Affairs and Housing be requested to provide the City of Markham with an opportunity to review and comment on the draft Minister's Zoning Order; and further;
4. That staff be authorized to do all things necessary to give effect to this resolution.

9. MOTIONS

Council consented to waive the rules and introduced the following motion.

Moved by Councillor Karen Rea

Seconded by Councillor Andrew Keyes

1. That the rules of procedure be waived in order to introduce a motion regarding the proposed demolition of houses located at 48 and 50 Snider Driver.

Carried by Two Thirds Vote

9.1 MOTION - PROPOSED DEMOLITION OF HOUSES LOCATED 48 AND 50 SNIDER DRIVE

Moved by Councillor Karen Rea

Seconded by Councillor Andrew Keyes

Whereas in 2015 Metrolinx purchased two residential properties; 48 and 50 Snider Drive to accommodate a realignment of the road and any requirements for the at-grade crossing; and,

Whereas the local community was not supportive of the realignment of Snider Drive; and,

Whereas Metrolinx has recently informed the City of Markham of their intention to demolish the two homes and leave the land vacant; and,

Whereas Metrolinx is still evaluating how much of the land might be ultimately required for the final configuration of the crossing; and,

Whereas the City of Markham Fire and Emergency Services has confirmed that the alignment of Snider Drive does not negatively impact Fire and Emergency Services; and,

Whereas all levels of government and community agencies acknowledge the housing crisis; and,

Whereas the homes at 48 and 50 Snider Drive are in need of renovations of approximately \$225,000 per dwelling, an amount that is not considered unreasonable; and,

Whereas the City of Markham owns the land to the south of the subject properties including a pathway through Cedar Valley Park, and that the demolition of the two homes situated at the end of a residential street creating 2 vacant lots is unnecessary and in-appropriate;

Now therefore be it resolved

1. That the City of Markham request Metrolinx to re-evaluate their intention to demolish the two houses and request that they be donated to York Region or a non-profit organization to be used for housing or to place the two homes up for sale with potential buyers completing the necessary renovations and allowing for the homes to be utilized; and further,
2. That a copy of this resolution be sent to the Ontario Minister of Transportation, Markham MPPs and Metrolinx.

Carried

10. NOTICE OF MOTION TO RECONSIDER

There were no notices of motion to reconsider.

11. NEW/OTHER BUSINESS

There were no new/ other business.

12. ANNOUNCEMENTS

There were no announcements.

13. BY-LAWS - THREE READINGS

Moved by Regional Councillor Joe Li

Seconded by Regional Councillor Jack Heath

That By-law 2022-25 be given three readings and enacted.

Carried

Three Readings

13.1 BY-LAW 2022-25 A BY-LAW TO AMEND BY-LAW 2002-276 BEING A BY-LAW TO IMPOSE FEES OR CHARGES FOR SERVICES OR ACTIVITIES PROVIDED OR DONE BY THE CITY OF MARKHAM

(Item No. 8.2.4, Report No. 11)

Carried

14. CONFIDENTIAL ITEMS

There were no confidential items.

15. CONFIRMATORY BY-LAW - THREE READINGS

Moved by Councillor Khalid Usman

Seconded by Regional Councillor Jim Jones

That By-law 2022-24 be given three readings and enacted.

Three Readings

BY-LAW 2022-24 - A BY-LAW TO CONFIRM THE PROCEEDINGS OF THE COUNCIL MEETING OF MARCH 29, 2022.

Carried

16. ADJOURNMENT

Moved by Councillor Isa Lee

Seconded by Councillor Keith Irish

That the Council meeting be adjourned at 2:10 PM.

Carried

Kimberley Kitteringham
City Clerk

Frank Scarpitti
Mayor