

Council Meeting Minutes

Meeting Number: 21
October 23, 2024, 1:00 PM
Live streamed

Roll Call	Mayor Frank Scarpitti Deputy Mayor Michael Chan Regional Councillor Jim Jones Regional Councillor Joe Li Regional Councillor Alan Ho Councillor Keith Irish	Councillor Ritch Lau Councillor Reid McAlpine Councillor Andrew Keyes Councillor Amanda Collucci Councillor Juanita Nathan Councillor Isa Lee
Regrets	Councillor Karen Rea	
Staff	Andy Taylor, Chief Administrative Officer Trinela Cane, Commissioner, Corporate Services Arvin Prasad, Commissioner, Development Services Claudia Storto, City Solicitor and Director of People Services Morgan Jones, Commissioner, Community Services Chris Nearing, Fire Chief Bryan Frois, Manager, Executive Operations & Strategic Initiatives Joseph Silva, Treasurer Sumon Acharjee, Chief Information Officer Kimberley Kitteringham, City Clerk Martha Pettit, Deputy City Clerk Rajeeth Arulanantham, Election and Committee Coordinator	Giulio Cescato, Director of Planning & Urban Design Frank Clarizio, Director, Engineering Graham Seaman, Director, Sustainability & Asset Management Stephanie DiPerna, Director, Building Standards Mary Creighton, Director, Recreation Services Alice Lam, Director, Operations Regan Hutcheson, Manager, Heritage Shane Manson, Senior Manager, Revenue & Property Taxation Lisa Riegel, Assistant City Solicitor Catherine Conrad, Counsel Ned Sirry, Sr Manager, ITS Operations & Project Delivery Salia Kalali, Sr. Manager, Infrastructure & Capital Works Steven Dollmaier, Senior Manager, Roads & Survey

David Plant, Sr. Manager, Parks,
Horticulture & Forestry
Stafford Hughes, Technology Support
Specialist II

Alternate formats for this document are available upon request

1. CALL TO ORDER

The meeting of Council convened at 1:15 PM on October 23, 2024. 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 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

There were no disclosure of pecuniary interest.

3. APPROVAL OF PREVIOUS MINUTES

3.1 COUNCIL MINUTES - OCTOBER 9, 2024

Moved by Councillor Isa Lee

Seconded by Councillor Keith Irish

1. That the Minutes of the Council Meeting held on October 9, 2024, be adopted.

Carried

4. PRESENTATIONS

There were no presentations.

5. DEPUTATIONS

There were no deputations.

6. COMMUNICATIONS

6.1 LIQUOR LICENCE APPLICATION - PAPA PIXELS CREPE SHOP HWY 7 (WARD 3) (3.21)

Moved by Councillor Reid McAlpine

Seconded by Councillor Ritch Lau

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 COMMUNICATION RE: ITEM 10.3- RECOMMENDATION REPORT, DRAFT PLAN OF SUBDIVISION APPLICATION SUBMITTED BY 1628740 AND 1628741 ONTARIO INC. TO PERMIT A 32-UNIT RESIDENTIAL SUBDIVISION AT 2716 AND 2730 ELGIN MILLS ROAD EAST (WARD 2) FILE PLAN 23 150156 (10.7)

Moved by Regional Councillor Jim Jones

Seconded by Regional Councillor Joe Li

1. That the communication regarding Item 10.3 "Recommendation Report, Draft Plan of Subdivision Application submitted by 1628740 and 1628741 Ontario Inc. to permit a 32-Unit Residential Subdivision at 2716 And 2730 Elgin Mills Road East (Ward 2) File Plan 23 150156 (10.7)" from the following be received for information purposes:

Bruno Tucciarone, A.S.O. (1628740 AND 1628741 Ontario Inc.)

Peter S. Zourntos, P. Eng. Project Manager, Principal, Valdor Engineering Inc.

(Item 10.3)

Carried

6.3 MEMORANDUM RE: ITEM 10.3 - RECOMMENDATION REPORT, DRAFT PLAN OF SUBDIVISION APPLICATION SUBMITTED BY 1628740 AND 1628741 ONTARIO INC. TO PERMIT A 32-UNIT RESIDENTIAL SUBDIVISION AT 2716 AND 2730 ELGIN MILLS ROAD EAST (WARD 2) FILE PLAN 23 150156 (10.7)

Moved by Regional Councillor Jim Jones
 Seconded by Regional Councillor Joe Li

1. That the memorandum titled “Draft Plan of Subdivision application submitted by 1628740 and 1628741 Ontario Inc. to permit a 32-unit residential subdivision at 2716 and 2730 Elgin Mills Road East (Ward 2)File PLAN 23 150156” be received; and further,
2. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

7. REPORT OF STANDING COMMITTEE

7.1 REPORT NO. 38 DEVELOPMENT SERVICES COMMITTEE (OCTOBER 15, 2024)

Moved by Regional Councillor Jim Jones
 Seconded by Regional Councillor Joe Li

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

Carried

7.1.1 CITY OF MARKHAM’S RESPONSE TO PROPOSED AMENDMENT TO O. REG 299/19 (ADDITIONAL RESIDENTIAL UNITS) MORE HOMES BUILT FASTER ACT, 2022, FILE NO: PR 24 193731 (10.0, 10.5)

Moved by Regional Councillor Jim Jones
 Seconded by Regional Councillor Joe Li

1. That the report titled, “City of Markham’s Response to proposed Amendment to O. Reg 299/19 (Additional Residential Units), File: PR 24 193731”, be received; and,
2. That this report be forwarded to the Minister of Municipal Affairs and Housing as the City of Markham’s comments to the proposed Amendment to O. Reg 299/19; and,
3. That Staff be authorized to bring forward proposed amendments to any in-force zoning By-law to address any zoning issues or

inconsistencies in Markham's zoning by-laws, and to give effect to changes made as a result of the proposed Amendment to O. Reg 299/19 receiving Royal Assent; and further,

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

Carried

7.2 REPORT NO. 39 GENERAL COMMITTEE MEETING (OCTOBER 22, 2024)

Moved by Councillor Keith Irish

Seconded by Councillor Andrew Keyes

That the report of the General Committee Meeting be received & adopted. (Items 1 to 12):

Carried

7.2.1 2025 INTERIM SPENDING AUTHORITY PENDING APPROVAL ADOPTION OF THE 2025 BUDGET (7.0)

Moved by Councillor Keith Irish

Seconded by Councillor Andrew Keyes

1. That the report entitled "2025 Interim Spending Authority Pending Adoption of the 2025 Budget", be received; and,
2. That Council provide the Treasurer authority to make payments necessary to support the City's ongoing operations, up to a total of 50% of the City's 2024 Primary Operating, Waterworks, Planning & Design, Building Standards, and Engineering budgets (\$234,716,497); and further,
3. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

7.2.2 2025 INTERIM TAX LEVY BYLAW (7.3)

Moved by Councillor Keith Irish

Seconded by Councillor Andrew Keyes

1. That the report entitled "2025 Interim Tax Levy By-law" be received; and,

2. That Council authorize an interim tax levy for 2025; and,
3. That the attached by-law be passed to authorize the 2025 interim tax levy; and further,
4. That staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

7.2.3 2025 INTERIM SPENDING AUTHORITY PENDING ADOPTION OF THE 2025 UNIONVILLE AND MARKHAM VILLAGE IMPROVEMENT AREAS BUDGETS (7.0)

Moved by Councillor Keith Irish

Seconded by Councillor Andrew Keyes

1. That the report entitled “2025 Interim Spending Authority Pending Adoption of the 2025 Unionville and Markham Village Business Improvement Areas Budgets” be received; and,
2. That Council authorize spending for the Unionville BIA (UBIA) and the Markham Village BIA (MBIA) to support their ongoing operations, up to a total of 50% of the UBIA and MBIA 2024 Operating Budgets (\$218,250 and \$167,350, respectively); and further,
3. That staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

7.2.4 2025 TEMPORARY BORROWING BY-LAW (7.3)

Moved by Councillor Keith Irish

Seconded by Councillor Andrew Keyes

1. That the report entitled “2025 Temporary Borrowing By-law” be received; and,
2. That a by-law be brought forward for Council approval to authorize temporary borrowing, if required, of amounts not to exceed \$234,716,497 from January 1, 2025 to September 30, 2025 and \$117,358,249 from October 1, 2025 to December 31, 2025 to meet the expenditures of the municipality until taxes are collected and other revenues are received; and,

3. That the Treasurer report to Council in advance of borrowing, if temporary borrowing is required; and further.
4. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

7.2.5 AWARD OF RFP 142-R-24 - ELGIN MILLS ROAD - DETAILED DESIGN WOODBINE AVE TO WARDEN AVENUE - REQUEST FOR PROPOSAL TERMS OF REFERENCE (7.0)

Moved by Councillor Keith Irish

Seconded by Councillor Andrew Keyes

1. That the report entitled “Award of Proposal 142-R-24 - Consulting Services for Pre-Design and Detailed Design for Elgin Mills Road Widening - Woodbine Avenue to Warden Avenue” be received; and,
2. That the contract for consulting engineering services for pre-design and detailed design for Elgin Mills Road widening from Woodbine Avenue to Warden Avenue be awarded to the highest ranked, lowest priced proponent, WSP Canada Inc. in the amount of \$1,972,952.11 inclusive of HST; and,
3. That allowances in the amount of \$825,649.71 inclusive of HST, be established for subsurface utility engineering investigations during the design, permit to take water, environmental monitoring, CCTV inspection, additional engineering survey, utility relocation, overall benefit plan for permitting for Redside Dace, technical memorandums, Yorknet fiber optic conduit design, additional public consultation, tree clearing, Stage 3 archaeological investigation, foundation investigation and soil quality sampling which may be required and approved by the Director of Engineering; and,
4. That a 10% contingency in the amount of \$279,860.18 inclusive of HST, be established to cover any additional consulting services to deliver the project and that authorization to approve expenditures of this contingency amount up to the specified limit be in accordance with the Expenditure Control Policy; and,

5. That the Engineering Department Capital Administration fee in the amount of \$277,061.58 be transferred to revenue account 640-998-8871 (Capital Administration Fee); and,
6. That the cost in the amount of \$3,355,523.58 (\$1,972,952.11+ \$825,649.71+ \$279,860.18 + \$277,061.58) be funded from capital account 083-5350-21181-005 and York Region with available budget of \$2,418,661.00; and,
7. That additional allowances in the amount of \$200,000.00 be established for engagement with Indigenous communities, permit applications and additional consultation with the public, FUA developers and regulatory agencies; and,
8. That the budget shortfall in the amount of \$1,136,862.58 be funded from the Development Charges Reserve; and further,
9. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

7.2.6 AWARD OF RFP 120-R-24 - CONSULTING ENGINEERING SERVICES FOR SI/CA OF VICTORIA SQUARE RECONSTRUCTION PROJECT - PHASE 1 (7.0)

Moved by Councillor Keith Irish

Seconded by Councillor Andrew Keyes

1. That the report entitled “Award of Proposal 120-R-24 - Contract Administration, Site Inspection & Post Construction Services for Victoria Square Boulevard (Phase 1) Road Improvement” be received; and,
2. That the contract for contract administration, site inspection and post construction services for Victoria Square Boulevard (Phase 1) Road improvement be awarded to the highest ranked / 3rd lowest priced bidder, EXP Services Inc. (EXP) in the amount of \$695,941.52 inclusive of HST; and,
3. That an allowance in the amount of \$230,995.20, inclusive of HST, be established for geotechnical investigations, material testing during construction, excess soil management, coordination with the Design Consultant during construction, coordination with

utility companies and for an external financial audit of the consulting fees, which may be required; and,

4. That a 10% contingency in the amount of \$92,693.67, inclusive of HST, be established to cover any additional services to deliver the project and that authorization to approve expenditures of this contingency amount up to the specified limit be in accordance with the Expenditure Control Policy; and,
5. That the Engineering Department Capital Administration fee in the amount of \$91,766.74 be transferred to revenue account 640-998-8871 (Capital Administration Fee); and,
6. That the cost in the amount of \$1,111,397.13 (\$695,941.52 + \$230,995.20 + \$92,693.67 + \$91,766.74) be funded from capital account 23113 with available budget of \$1,349,868.00; and,
7. That the remaining budget in the amount of \$238,470.87 will be retained in the account until after the award of the construction contract and any remaining amount will be returned to original funding source at that time; and,
8. That the Mayor and Clerk be authorized to execute an agreement with the property owner of 10183 Victoria Square Boulevard for the property owner to pay for all costs for the design and construction of the lateral service connections (sanitary and watermain) for their property within the overall project construction tender for the Victoria Square Boulevard Improvement (Phase 1) Project; and further,
9. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

7.2.7 AWARD OF CONTRACT 174-S-24 AUTOMATED ZONING COMPLIANCE SOFTWARE SOLUTION (7.0)

Moved by Councillor Keith Irish

Seconded by Councillor Andrew Keyes

1. That the report entitled “Award of Contract 174-S-24 Automated Zoning Compliance Software Solution” be received; and,
2. **That the deputation from Ali Akbar Mihankhah be received; and,**

3. That the contract 174-S-24 Automated Zoning Compliance Software Solution (One time - implementation and training costs) (Recurring - software licenses, ongoing support and maintenance cost for Year-1 pro-rated six months and Year 2) be awarded to Archistar in the amount of 821,285.63 inclusive of HST; and,
4. That a contingency in the amount of \$65,702.85 inclusive of HST be established to cover any additional project costs be approved, and that authorization be granted to approve expenditures of this contingency amount up to the specified limit in accordance with the Expenditure Control Policy; and,
5. That the capital costs in the amount of \$886,988.48 (821,285.63 + \$65,702.85) inclusive of HST be funded from capital project account 600-101-5399-24318, with an available budget of \$889,000.00 inclusive of HST; and,
6. That the remaining budget in the amount of \$2,011.52 be returned to the original funding source; and,
7. That the contract for software and license, ongoing support and maintenance costs for 8 years be awarded to Archistar in the amount of \$2,674,659.82 inclusive of HST (\$1,298,380.26 fee for 4 years + \$1,376,279.56 fees for the 4 renewal options) to be funded from 400-400-5361 with a net new operating annual budget of \$324,595.07 and subject to the adoption of the 2025 and future operating budgets in the negotiated annual amounts of:
 - Year 3 - \$ 324,595.07
 - Year 4 - \$ 324,595.07
 - Year 5 - \$ 324,595.07
 - Year 6 - \$ 324,594.05
 - Year 7 - \$ 344,069.89 *
 - Year 8 - \$ 344,069.89 *
 - Year 9 - \$ 344,069.89 *
 - Year 10 - \$ 344,069.89 *
 - Total - \$2,674,659.82 (* Optional Year Renewal)

8. That the annual operating costs starting in year 3 be transferred to Building Standards and Planning & Urban Design departments (to be shared 50/50) through indirect transfer and ultimately be funded by Building Fees and Development Fees; and,
9. That the Chief Administrative Officer and Commissioner, Corporate Services be authorized to approve the additional renewal years (Years 7 to 10) on behalf of the City (in its sole discretion), and execute any required documentation in a form satisfactory to the City Solicitor; and,
10. That the tendering process be waived in accordance Purchasing By-Law 2017-8, Part II, Section 11 Non Competitive Procurement, item 1 (g) which states “where it is in the City’s best interest not to solicit a competitive Bid;” and item (b) which states “where there is only one source of supply for the goods to be purchased”; and,
11. That Archistar be designated as the preferred vendor for the City’s Automated Zoning Compliance service needs at the sole discretion of the City for the term of this contract; and,
12. That the Chief Administrative Officer and Commissioner, Corporate Services be authorized to approve any new purchases related to this contract needed due to growth and/or future Automated Zoning Compliance upgrades due to change in technology or system integration with other applications related to the project during the term of this contract, subject to the Expenditure Control Policy and budget approval; and further,
13. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

7.2.8 024-R-24 CITYWIDE SECURITY GUARD SERVICES (7.0)

Moved by Councillor Keith Irish

Seconded by Councillor Andrew Keyes

1. That the report entitled “Award of Contract #024-R-24 Citywide Security Guard Services” be received; and,
2. That the contract be awarded to the highest ranked / lowest priced bidder, Paladin Security Group Ltd, for a term of two years in the

total amount of \$869,901.17 inclusive of HST as per the following;

- November 1, 2024 - October 31, 2025 - \$434,950.85
 - November 1, 2025 - October 31, 2026 - \$434,950.85
 - Total: \$869,901.17; and,
3. That the contract includes an option for the City (in its sole discretion) to extend the contract for up to four additional one-year terms. Pricing will be firm for the initial term of the contract (2024-2026), and options to extend in years 3-4 (2026-2028) and years 5-6 (2028-2030) will be subject to Consumer Price Index (CPI) increase to a maximum of 4%; and,
 4. That the Director of Sustainability & Asset Management and Senior Manager of Procurement & Accounts Payable be authorized to extend the contract for an additional four, one-year periods subject to adoption of the annual operating budget, vendor performance, and an increase based on the CPI to a maximum of 4% in years three and five; and,
 5. That the award in the amount of \$434,950.85 (inclusive of HST) be funded from account 750-751-5312 (Security Guard Services); and,
 6. That staff be authorized to award a one-year pilot program in the amount of \$170,503.77 inclusive of HST for the mobile security guard services; and,
 7. That the Commissioner, Corporate Services and Treasurer be authorized to extend the pilot program for mobile security guard services from November 1, 2025 – October 31, 2026 pending the success of the program and extension years from November 1, 2026 – October 31, 2030, in the additional annual amount of \$170,503.77 inclusive of HST per year; and,
 8. That the award amounts in 2025 to 2030 be subject to Council adoption of the respective annual operating budgets; and,
 9. That the shortfall for the period November 1, 2024 – December 31, 2024 be reported as part of the 2024 year-end results of operations and that the operating budget starting in 2025 be adjusted accordingly for the contract escalation and extension of the pilot

for mobile security guard services, if approved, subject to adoption of the 2025-2030 operating budgets; and further,

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

Carried

7.2.9 AWARD OF CONTRACT 211-S-24 SUPPLY AND DELIVERY OF VARIOUS ROTARY MOWERS (7.0)

Moved by Councillor Keith Irish

Seconded by Councillor Andrew Keyes

1. That the report entitled “211-S-24 Supply and Delivery of Various Rotary Mowers” be received; and,
2. That the contract for the supply and delivery of various rotary mowers be awarded to Turf Care Products Canada Limited, in the amount of \$1,316,979.96 inclusive of HST; and,
3. That the total award amount of \$1,316,979.96 inclusive of HST be funded from in-year addition capital project #24418 (057-6150-24418-005 Corporate Fleet Replacement – Non-Fire) with available budget of \$1,731,227.62; and,
4. That the budget remaining in the amount of \$414,247.66 (\$1,731,227.62 - \$1,316,979.96) be returned to the original funding source; and,
5. That the tendering process be waived in accordance with Purchasing By-Law 2017-18, Part II, Section 11.1:
 - (b) where there is only one source of supply for the goods to be purchased; and,
 - (e) where the City is acquiring specialized vehicles or equipment...in which case the sources of supply may be identified based on technical specifications prepared by the User Department; and further,
6. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

7.2.10 TENDER 185-T-24 MOUNT JOY ARTIFICIAL TURF AND GRADE BEAM REPLACEMENT (7.0)

Moved by Councillor Keith Irish

Seconded by Councillor Andrew Keyes

1. That the report entitled “Tender 185-T-24 Mount Joy Artificial Turf and Grade Beam Replacement” be received; and,
2. That the contract for Mount Joy Artificial Turf and Grade Beam Replacement be awarded to the lowest priced bidder, Ritchfield Inc., in the amount of \$2,187,966.18 inclusive of HST; and,
3. That a 10% contingency in the amount of \$218,796.62 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 \$2,406,762.80 (\$2,187,966.18 + \$218,796.62) be funded from accounts as listed in the Financial Considerations section with budget available of \$2,077,436.00; and,
5. That the budget shortfall in the amount of \$329,326.80 (\$2,077,436.00 - \$2,406,762.80) be funded as follows:
 - a. \$284,301.85 (estimated) to be reimbursed from Mount Joy Sports Dome Inc. for their share of the total cost of the project; and,
 - b. \$45,024.95 (\$329,326.80 - \$284,301.85) being the net shortfall for the City’s share of the total project cost be funded from the Life Cycle Replacement and Capital Reserve Fund; and,
6. That Mount Joy Sports Dome Inc. (the owner/operator of the dome) reimburse the City for costs related to the extension of the dome and associated amenities as per their lease agreement in the estimated amount of \$284,301.85; and,
7. That the award of the contract and issuance of the purchase orders be contingent on the finalized letter of agreement between the City and Mount Joy Sports Dome Inc. regarding their financial commitment approved by the Director, Recreation and the City’s Treasurer to fund their portion of the work; and further,

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

Carried

7.2.11 237-S-24 SUPPLY AND DELIVERY OF VEHICLE/INDUSTRIAL EXTRICATION EQUIPMENT FOR FIRE & EMERGENCY SERVICES (7.0)

Moved by Councillor Keith Irish

Seconded by Councillor Andrew Keyes

1. That the report entitled “237-S-24 Supply and Delivery of Vehicle/Industrial Extrication Equipment for Fire & Emergency Services” be received; and,
2. That the contract for 237-S-24 Supply and Delivery of Vehicle/Industrial Extrication Equipment for Fire & Emergency Services be awarded to Darch Fire Inc. in the amount of \$364,860.48 inclusive of HST; and,
3. That the tendering process be waived in accordance with Purchasing By-Law 2017-8, Part II, Section 11.1 (e), Non-Competitive Procurement, whereby “the City is acquiring specialized... equipment, such as firefighting equipment..., in which case the sources of supply may be identified based on technical specifications prepared by the User Department,”; and,
4. That the award be funded from project #24067 Vehicle/Industrial Extrication Modernization (account 067-6150-24067-005) with available budget of \$366,300; and,
5. That the remaining budget of \$1,439.52 (\$366,300.00 - \$364,860.48) be returned to original funding source; and further,
6. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

7.2.12 2024 ASSET MANAGEMENT PLAN (7.0)

Moved by Councillor Keith Irish

Seconded by Councillor Andrew Keyes

1. That the report and presentation titled “2024 Asset Management Plan” be received; and,
2. That Council endorse the findings from the update of the City’s Asset Management Plan, for all city owned and/or managed assets assessed at current levels of service; and,
3. That Council direct staff to submit the 2024 Asset Management Plan (the document) to the Ministry of Infrastructure, informed by the findings noted under Recommendation two and as outlined in this report; and make the document publicly available on the City’s website upon its completion; and further,
4. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

8. MOTIONS

There were no motions.

9. NOTICE OF MOTION TO RECONSIDER

There were no notices of motion to reconsider.

10. NEW/OTHER BUSINESS

10.1 DESTINATION MARKHAM CORPORATION (DMC) - SIGNING AUTHORITIES FOR PAYMENT OF INVOICES

Moved by Councillor Andrew Keyes

Seconded by Councillor Amanda Collucci

Whereas the DMC Board of Directors seeks to improve operational efficiencies in the invoice payment approval process of Destination Markham Corporation (DMC); and

Whereas DMC’s governance documents (DMC By-Law No.1 and the Agreement between DMC and the City of Markham (the “Agreement”)) require that invoices must be approved (at a minimum) by the DMC Treasurer;

Therefore be it resolved:

1. That Council of the City of Markham approves the DMC Board of Directors recommendation that authority for approving the payment of DMC invoices, incurred in accordance with DMC’s approved annual

budget, be delegated as follows: (a) to the DMC Executive Director and Business Manager (jointly), or such other person(s) approved by the Board of Directors from time to time, for invoices up to \$50,000 (exclusive of applicable taxes); and (b) to the DMC Treasurer and Chair (jointly) for invoices exceeding \$50,000 (exclusive of applicable taxes); and,

2. That DMC By-Law No.1 and the Agreement be amended to reflect the foregoing resolution, and that the Mayor and City Clerk be authorized to sign the amended Agreement; and further,
3. That staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

10.2 DESTINATION MARKHAM CORPORATION (DMC) - AGREEMENT WITH THE FEDERAL ECONOMIC DEVELOPMENT AGENCY FOR SOUTHERN ONTARIO (FEDDEV ONTARIO) UNDER THE TOURISM GROWTH PROGRAM (TGP)

Moved by Councillor Andrew Keyes
Seconded by Councillor Isa Lee

Whereas Destination Markham Corporation (DMC) seeks to enhance its culinary tourism product and experience development through additional funding;

Whereas DMC's governance document (the Agreement between DMC and the City of Markham (the "Agreement")) requires City approval for DMC to enter into any agreement with a value of \$50,000.00 or greater;

Therefore, be it resolved:

1. That Council of the City of Markham approves Destination Markham Corporation (DMC) entering into an agreement with the Federal Economic Development Agency for Southern Ontario / Government of Canada under the Tourism Growth Program (TGP) for a nonrepayable contribution of \$200,000, to be utilized for DMC's culinary tourism product and experience development initiative ; and further,
2. That staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

10.3 RECOMMENDATION REPORT, DRAFT PLAN OF SUBDIVISION APPLICATION SUBMITTED BY 1628740 AND 1628741 ONTARIO INC. TO PERMIT A 32-UNIT RESIDENTIAL SUBDIVISION AT 2716 AND 2730 ELGIN MILLS ROAD EAST (WARD 2) FILE PLAN 23 150156 (10.7)

Moved by Regional Councillor Jim Jones

Seconded by Regional Councillor Joe Li

1. That the report titled, “RECOMMENDATION REPORT, Draft Plan of Subdivision application submitted by 1628740 and 1628741 Ontario Inc. to permit a 32-unit residential subdivision at 2716 and 2730 Elgin Mills Road East (Ward 2), File PLAN 23 150156”, be received; and,
2. That the deputation and written correspondence from James Stevenson be received; and,
3. That the deputation from Billy Tung be received; and,
4. **That the written correspondence from Bruno Tucciarone and Peter S. Zourntos be received; and,**
5. **That the memorandum from the City Solicitor and Director of People Services and the Director of Planning and Urban Design regarding the above-mentioned application, dated October 21, 2024 be received; and,**
6. **That the recommendations of the report dated September 17th, 2024 in respect of the above-mentioned application be approved, subject to amended conditions of draft approval attached to the October 21, 2024 memorandum titled "Draft Plan of Subdivision application submitted by 1628740 and 1628741 Ontario Inc. to permit a 32-unit residential subdivision at 2716 and 2730 Elgin Mills Road East (Ward 2) File PLAN 23 150156", as Attachment “A”;** and,
7. That the Director of Planning and Urban Design, or designate, be delegated authority to issue Draft Plan Approval, subject to the conditions set out in Attachment ‘A’ to the memorandum, as may be amended by the Director of Planning and Urban Design, or designate; and,
8. That Draft Plan Approval for Draft Plan of Subdivision 19TM-23009 will lapse after a period of three years from the date of Council approval in the event that a Subdivision Agreement is not executed within that period; and further,

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

Carried

11. ANNOUNCEMENTS

There were no announcements.

12. BY-LAWS - THREE READINGS

Moved by Councillor Juanita Nathan

Seconded by Regional Councillor Alan Ho

That By-laws 2024-188 to 197 be given three readings and enacted.

Carried

Three Readings

- 12.1 BY-LAW 2024-188, A BY-LAW TO AUTHORIZE THE TEMPORARY BORROWING OF AN AMOUNT NOT TO EXCEED \$234,716,497 FROM JANUARY 1 TO SEPTEMBER 30, 2025 AND \$117,358,249 FROM OCTOBER 1 TO DECEMBER 31, 2025 TO MEET THE CURRENT

EXPENDITURES OF THE CORPORATION FOR THE YEAR, UNTIL TAXES ARE COLLECTED AND OTHER REVENUES RECEIVED.

Being a by-law to authorize the temporary borrowing of an amount not to exceed \$234,716,497 from January 1 to September 30, 2025 and \$117,358,249 from October 1 to December 31, 2025 to meet the current expenditures of the corporation for the year, until taxes are collected and other revenues received.

Carried

- 12.2 BY-LAW 2023-189, BEING A BY-LAW TO PROVIDE FOR AN INTERIM TAX LEVY IN 2025

Being a By-Law to Provide for an Interim Tax Levy in 2025.

Carried

- 12.3 BY-LAW 2024-190, A BY-LAW TO DESIGNATE A PROPERTY AS BEING OF CULTURAL HERITAGE VALUE OR INTEREST "FRISBY HOUSE" 15 VICTORIA STREET

Being a By-law to designate the Frisby House, 15 Victoria Street under Part IV, Section 29 of the Ontario Heritage Act as a property of cultural heritage value or

interest. (Development Services Report No. 27, June 26, 2024 Council, Item 8.1.1)

Carried

- 12.4 BY-LAW 2024-191, A BY-LAW TO DESIGNATE A PROPERTY AS BEING OF CULTURAL HERITAGE VALUE OR INTEREST “PHILIP JR. AND SUSANNAH ECKARDT HOUSE” 60 MEADOWBROOK LANE

Being a By-law to designate the Philip Jr. and Susannah Eckardt House, 60 Meadowbrook Lane, under Part IV, Section 29 of the Ontario Heritage Act as a property of cultural heritage value or interest. (Development Services Report No. 27, June 26, 2024 Council, Item 8.1.1)

Carried

- 12.5 BY-LAW 2024-192, A BY-LAW TO DESIGNATE A PROPERTY AS BEING OF CULTURAL HERITAGE VALUE OR INTEREST “LYDIA BEEBE HOUSE” 6864 FOURTEENTH AVENUE

Being a By-law to designate the Lydia Beebe House, 6864 Fourteenth Avenue, under Part IV, Section 29 of the Ontario Heritage Act as a property of cultural heritage value or interest. (Development Services Report No. 27, June 26, 2024 Council, Item 8.1.1)

Carried

- 12.6 BY-LAW 2024-193, A BY-LAW TO DESIGNATE A PROPERTY AS BEING OF CULTURAL HERITAGE VALUE OR INTEREST “WILLIAM AND MARY JANE MACKLIN HOUSE” 2501 DENISON STREET

Being a By-law to designate the William and Mary Jane Macklin House, 2501 Denison Street, under Part IV, Section 29 of the Ontario Heritage Act as a property of cultural heritage value or interest. (Development Services Report No. 27, June 26, 2024 Council, Item 8.1.1)

Carried

- 12.7 BY-LAW 2024-194, A BY-LAW TO DEDICATE CERTAIN LANDS AS PART OF THE HIGHWAYS OF THE CITY OF MARKHAM (BERCZY GREEN DRIVE)

Being a By-law to dedicate certain lands as part of the highways of the City of Markham named Berczy Green Drive (Part Lot 22, Concession 4, designated as Part 1, Plan 65R-41056).

Carried

12.8 BY-LAW 2024-195, TO AMEND BY-LAW 2005-188

Being a by-law to add “prohibited parking” at specific intersections within the City of Markham. (Lichfield Road)

Carried

12.9 BY-LAW 2024-196, TO AMEND BY-LAW 106-71

Being a by-law to add “compulsory stop signs” at specific intersections within the City of Markham. (Lichfield Road)

Carried

12.10 BY-LAW 2024-197, TO AMEND BY-LAW 2017-104

Being a by-law to authorize speed limits at specific intersections within the City of Markham. (Lichfield Road)

Carried

13. CONFIDENTIAL ITEMS

Moved by Councillor Ritch Lau

Seconded by Councillor Isa Lee

That, in accordance with Section 239 (2) of the *Municipal Act*, Council resolve into a private session to discuss the following confidential matters at 1:30 PM:

Carried

Council resumed in Open Session at 2:43 PM and passed the following resolutions.

13.1 COUNCIL

13.1.1 CONFIDENTIAL COUNCIL MINUTES – Oct 9, 2024

Moved by Regional Councillor Alan Ho

Seconded by Deputy Mayor Michael Chan

1. That the confidential Council minutes of the Council Meeting held on October 9, 2024, be adopted.

Carried

13.2 GENERAL COMMITTEE

13.2.1 ENFORCEMENT OF HERITAGE EASEMENT AGREEMENT, 233 MAIN STREET, UNIONVILLE (8.1)

Moved by Councillor Reid McAlpine
 Seconded by Councillor Andrew Keyes

1. That the confidential report entitled “Enforcement of Heritage Easement Agreement, 233 Main Street, Unionville” be received; and,
2. That the 2024 Heritage Permit Application for 233 Main Street, Unionville to allow for the retention of an existing rear yard concrete sports court/hockey rink and cabana structure, and the installation of a new wooden deck above the cabana structure not be processed due to its conflict with the Heritage Easement Agreement and Council’s decision to remediate the property thereunder; and,
3. That a project budget in the amount of \$351,747 inclusive of HST be established, funded by the Ramp Up Reserve; and,
4. That Staff be directed to take all steps necessary to recover costs incurred by the City to remedy the breaches under the Heritage Easement Agreement from the property owner of 233 Main Street, Unionville; and further
5. That Staff be authorized and directed to do all things necessary to give effect to these resolutions.

Carried

14. CONFIRMATORY BY-LAW - THREE READINGS

Moved by Deputy Mayor Michael Chan
 Seconded by Regional Councillor Joe Li

That By-law 2024-187 be given three readings and enacted.

Three Readings

BY-LAW 2024-187 A BY-LAW TO CONFIRM THE PROCEEDINGS OF THE COUNCIL MEETING OF OCTOBER 23, 2024.

Carried

15. ADJOURNMENT

Moved by Councillor Juanita Nathan

Seconded by Councillor Ritch Lau

That the Council meeting of October 23, 2024 be adjourned be adjourned at 2:45 PM.

Carried

Kimberley Kitteringham

City Clerk

Frank Scarpitti

Mayor