



Council Minutes

April 15, 2015, 7:00 PM

Council Chamber, Anthony Roman Markham Civic Centre

Meeting No. 10

Alternate formats for this document are available upon request

Roll Call

Deputy Mayor Jack Heath, Regional Councillor Jim Jones, Regional Councillor Nirmala Armstrong, Councillor Valerie Burke, Councillor Alan Ho, Councillor Don Hamilton, Councillor Karen Rea, Councillor Colin Campbell, Councillor Amanda Collucci, Councillor Logan Kanapathi, Councillor Alex Chiu.

Regrets

Mayor Frank Scarpitti, Regional Councillor Joe Li.

Staff

Andy Taylor, Chief Administrative Officer
Catherine Conrad, City Solicitor
Jim Baird, Commissioner of Development Services
Trinela Cane, Commissioner of Corporate Services
Brenda Librecz, Commissioner of Community and Fire Services
Joel Lustig, Treasurer
Dennis Flaherty, Director of Communications and Community Relations
John Wong, Technology Support Specialist
Moe Hosseini-Ara, Director, Culture
Kimberley Kitteringham, City Clerk
Martha Pettit, Deputy City Clerk

The regular meeting of Council convened at 7:10 PM on April 15, 2015 in the Council Chamber. Deputy Mayor Jack Heath presided.

1. DISCLOSURE OF PECUNIARY INTEREST

(1) None declared.

2. MINUTES

- (1) COUNCIL MINUTES – MARCH 31, 2015
[Minutes](#)

Moved by Councillor Alex Chiu

Seconded by Councillor Logan Kanapathi

- 1) That the Minutes of the Council Meeting held on March 31, 2015, be adopted.

Carried

3. PRESENTATIONS

- (1) 1ST UNIONVILLE SCOUTS (12.2.6)

Council welcomed 1st Unionville Scouts to the Council meeting.

4. DELEGATIONS

There were no delegations.

5. PETITIONS

There were no petitions.

6(a) REPORT NO. 18 - DEVELOPMENT SERVICES COMMITTEE (April 7, 2015)

Moved by Councillor Colin Campbell

Seconded by Councillor Alan Ho

That Report No. 18 – Development Services Committee comprised of 2 items be received and adopted, except Item No. 2. (See following Item No. 2)

- (1) YORK REGION DISTRICT SCHOOL BOARD
APPLICATION FOR SITE PLAN APPROVAL
FOR A PROPOSED THREE-STOREY SECONDARY SCHOOL
AT 100 DONALD SIM AVENUE
FILE NUMBER SC 14-110102 (10.6)

[Memo](#)

- 1) That the Memorandum dated April 7, 2015, entitled “York Region District School Board, Application for Site Plan Approval for a Proposed Three-storey Secondary School at 100 Donald Sim Avenue, File Number SC 14-110102”, be received; and,
- 2) That the Site Plan application (SC 14 110102) submitted by the York Region District School Board to facilitate a three-storey secondary school at 100 Donald Sim Avenue be endorsed in principle, subject to the revised conditions attached as Appendix ‘C’; and,
- 3) That Site Plan Approval (SC 14 110102) be delegated to the Director of Planning and Urban Design or his designate, to be issued following execution of a site plan undertaking; and,
- 4) That site plan endorsement shall lapse after a period of three (3) years from the date of endorsement in the event that a site plan undertaking is not executed within that period; and,
- 5) That the All Way Stopping Control By-law (attached as Appendix ‘B’) be forwarded to Council for approval to implement four way stopping control where Donald Sim Avenue and Almira Avenue both intersect with Bur Oak Avenue; and,
- 6) That staff report back one year after school goes into operation on the viability of the traffic recommendations; and further,
- 7) That Staff be authorized and directed to do all things necessary to give effect to this resolution.

(By-law 2015-39)

Carried

- (2) RECOMMENDATION REPORT
EP VICTORIA MANORS LTD.
10925 AND 10945 WOODBINE AVENUE
APPLICATIONS FOR ZONING BY-LAW AMENDMENT
AND DRAFT PLAN OF SUBDIVISION
FILE NOS. SU & ZA 14 136727 (10.5, 10.7)
[Report](#)

Moved by Councillor Karen Rea
Seconded by Councillor Alan Ho

- 1) That the Staff report entitled “RECOMMENDATION REPORT, EP Victoria Manors Ltd., 10925 and 10945 Woodbine Avenue, Applications for Zoning By-law Amendment and Draft Plan of Subdivision, File No’s. SU & ZA 14 136727”, be received; and,
- 2) That the record of the Public Meeting held on January 20, 2015, relating to the applications for Zoning By-law Amendment and Draft Plan of Subdivision Approval by EP Victoria Manors Ltd., located on the east side of Woodbine Avenue, north of Elgin Mills Road, within the Highway 404 North Secondary Plan area, be received; and,
- 3) That Draft Plan of Subdivision 19TM-14008, identified as Project Number 14.2027 dated March 25, 2015, be endorsed subject to modifications contained in this report and conditions of draft plan approval set out in Appendix ‘B’ to this report; and,
- 4) That Draft Plan of Subdivision 19TM-14008, identified as Project Number 14.2027 dated October 29, 2014, be finalized prior to being forwarded to Council for approval; and,
- 5) That servicing allocation for 32 units be granted to plan of subdivision 19TM-14008 from the total allocation for the Highway 404 North Secondary Plan area, assigned in accordance with the June 11, 2014 report on servicing allocation; and,
- 6) That the draft plan approval for plan of subdivision 19TM-14008 will lapse after a period of three years commencing on the date of issuance of draft plan approval, in the event that a subdivision agreement is not executed within that period; and,
- 7) That the City reserves the right to revoke or reallocate the servicing allocation should the development not proceed in a timely manner; and,
- 8) That the Region of York be advised of the servicing allocation for this development; and,

- 9) That the draft amendments to Zoning By-laws 304-87 and 177-96 for the subject lands, attached to this report as Appendix 'A', be finalized and enacted; and,
- 10) That following the Region transferring jurisdiction of Woodbine Avenue to the City, a By-law to stop and close the road over that portion of Woodbine Avenue legally described as Part of Lot 28, Concession 4, designated as Part 1 on Reference Plan 65R-14560 ("Part 1") and a By-law to declare Part 1 surplus to City requirements, be enacted; and,
- 11) That following Council passing the by-laws noted in recommendation #10 above, the Manager of Real Property be authorized to execute an agreement to convey Part 1 to EP Victoria Manors Ltd., on terms satisfactory to the Chief Administrative Officer; and further,
- 12) That Staff be authorized and directed to do all things necessary to give effect to this resolution.
(By-law 2015-40)

Carried

6(b) REPORT NO. 19 - GENERAL COMMITTEE (April 13, 2015)

Moved by Councillor Amanda Collucci

Seconded by Councillor Colin Campbell

That Report No. 19 – General Committee comprised of 6 items be received and adopted, except Item Nos. 1 and 3. (See following Item Nos. 1 and 3)

(1) AUDITOR GENERAL (11.0)
[Presentation](#)

Moved by Councillor Amanda Collucci

Seconded by Councillor Colin Campbell

- 1) That the deputation by Eira Keay, regarding the Auditor General, be received; and,
- 2) That the presentation by Ms. Kimberley Kitteringham, City Clerk, and Trinela Cane, Commissioner of Corporate Services, entitled "Auditor General," be received; and,

- 3) That the Auditor General's mandate be: to assist Council in holding itself and its administrators accountable for the quality of stewardship over public funds and for the achievement of value of money in operations; and,
- 4) That the Auditor General report to Markham City Council through General Committee, which is a Committee that is generally open to the public; and,
- 5) That the Auditor General be appointed for a four year term (outside of the term of Council); and,
- 6) That amendments to the Auditor General's Audit Plan be permitted with 2/3 support of Markham City Council; and,
- 7) That the City of Markham implement an outsourced service model (Option 3) for an Auditor General and retain an Auditor General through an RFP process, with a review of the effectiveness of the service model after 2 years; and further,
- 8) That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried by recorded votes
(See following recorded votes)

Council consented to amend the proposed Resolution No. 4 by adding the words "...which is a Committee that is generally open to the public" to the end of the paragraph. Council also consented to separate the matter for voting purposes.

Recorded vote for Resolution No. 4, as amended by Council this date (10:1):

YEAS: Councillor Valerie Burke, Councillor Alan Ho, Councillor Don Hamilton, Councillor Karen Rea, Regional Councillor Nirmala Armstrong, Deputy Mayor Jack Heath, Councillor Colin Campbell, Councillor Amanda Collucci, Councillor Logan Kanapathi, Councillor Alex Chiu. (10)

NAYS: Regional Councillor Jim Jones. (1)

ABSENT: Mayor Frank Scarpitti, Regional Councillor Joe Li. (2)

Recorded vote for Resolution Nos. 1, 2, 3, 5, 6, 7 and 8 (11:0):

YEAS: Councillor Valerie Burke, Councillor Alan Ho, Councillor Don Hamilton, Councillor Karen Rea, Regional Councillor Nirmala Armstrong, Regional Councillor Jim Jones, Deputy Mayor Jack Heath, Councillor Colin Campbell, Councillor Amanda Collucci, Councillor Logan Kanapathi, Councillor Alex Chiu. (11)

ABSENT: Mayor Frank Scarpitti, Regional Councillor Joe Li. (2)

- (2) MINUTES OF THE NOVEMBER 24, 2014
AND JANUARY 26, 2015 FLATO MARKHAM
THEATRE ADVISORY BOARD (16.0)
[November](#) [January](#) [Staff Memo](#)

- 1) That the deputation by John Tidball, Chair of the Theatre Advisory Board, regarding minutes of the Flato Markham Theatre Advisory Board, be received; and,
- 2) That the minutes of the November 24, 2014 and January 26, 2015 Flato Markham Theatre Advisory Board meeting be received for information purposes; and further,
- 3) That staff recommend that Council consider approval of a one-time withdrawal of up to \$75,000 from the Theatre Endowment Fund to be used to undertake the Theatre's 2016-2020 Strategic Plan and brand review, and that surplus funds from the theatre's operating budget not be returned to the Endowment Fund as this is not aligned with the City's financial management practices.

Carried

- (3) AWARD OF REQUEST FOR PROPOSAL 210-Q-13
SUPPLY AND DELIVERY OF WORKPLACE UNIFORMS
FOR STAFF & MARKHAM-BRANDED PRODUCTS (7.12)
[Report](#)

Moved by Councillor Amanda Collucci
Seconded by Councillor Colin Campbell

- 1) That the report entitled "Award of Request for Proposal 210-R-13 Supply and Delivery of Workplace Uniforms for Staff & Markham-Branded Products" be received; and,
- 2) That the contract for Supply and Delivery of Workplace Uniforms for Staff & Markham-Branded Products be awarded to the highest ranked / lowest priced bidder, Commercial Marketing; and,

- 3) That the term of the contract be for two (2) years with an option to renew for an additional two (2) years in the total award amount of \$421,520 (inclusive of HST);

2015 - \$105,380*
2016 - \$105,380*
2017 - \$105,380**
2018 - \$105,380**
Total: \$421,520

*For the two (2) year contract term (2015-2016), costs will be at the same itemized pricing.

**The two (2) optional renewal years (2017-2018), costs will be adjusted to reflect negotiated pricing as mutually agreed by Purchasing Staff and the vendor; and,

- 4) That the contract be funded from various City Department's Operating and Capital Budget's as identified within the Financial Consideration Section of this report; and,
- 5) That the Director of Corporate Communications & Community Engagement and Senior Manager of Purchasing & Accounts Payable be authorized to exercise the option to renew the contract in year 3 and 4 dependent on assessment of performance in consultation with key City stakeholders and Council approval of the annual budget; and further,
- 6) That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

- (4) AWARD OF CONTRACT 035-S-15 PURCHASE
OF ONE (1) ICE RESURFACING MACHINE (7.12)
[Report](#)

- 1) That the report entitled "Award of Contract 035-S-15 Purchase of One (1) Ice Resurfacing Machine be received; and,
- 2) That the tendering process be waived in accordance with Purchasing By-Law 2004-341, Part II, Section 7 (1) (e) "where the City is acquiring specialized equipment, such as equipment in which case the sources of supply may be based on technical specifications prepared by the User Department Staff"; and,

- 3) That the purchase of one (1) Ice Resurfacing Machine for the Mount Joy Community Centre be awarded to Zamboni Company Ltd. in the amount of \$91,535.31 inclusive of HST; and,
- 4) That funding for the purchase of one (1) ice resurfacing machine be funded from the 2014 Fleet capital account 057-6150-14232-005 (Corp Fleet Replacement – Non Fire) in the amount of \$89,961.00; and;
- 5) That the shortfall in the amount of \$1,574.31 be funded from the Life Cycle Replacement and Capital Reserve Fund; and,
- 6) That upon delivery of the new ice resurfacing machine, unit number 525-9229 (Model Year 2009) be traded in for an amount of \$15,000.00, with the proceeds from the sale posted to account 890-890-9305; and,
- 7) That Zamboni Company Ltd. be the preferred supplier for five (5) years (2015 – 2019) for ice resurfacing machines; and,
- 8) That the Director of Recreation and Senior Manager of Purchasing be authorized to approve annual purchases of new ice resurfacing machines in years 2015-2019 subject to 1.75%; and further,
- 9) That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

(5) ELECTRIC VEHICLE QUICK CHARGING
STATION AT THE CIVIC CENTRE (5.7)

[Report](#) [Appendix A](#) [Appendix B](#) [Appendix C](#)

- 1) That the report “Electric Vehicle Quick Charging Station at the Civic Centre” be received; and,
- 2) That the CAO be authorized to enter into a three-way funding partnership with Nissan Canada and PowerStream Inc in a form satisfactory to the City Solicitor to install an electric vehicle fast charger as part of the Civic Centre’s parking lot upgrade project; and,

- 3) That the tendering process be waived in accordance with Purchasing By-Law 2004-341, Part II, Section 7 (1) (e) “where the City is acquiring specialized equipment, such as equipment in which case the sources of supply may be based on technical specifications prepared by the User Department Staff”; and,
- 4) That the purchase of one SmartDC, 50kW multi-standard 208 V electric vehicle fast charger with five years of service and warranty be awarded to Add Energie Technologies Inc. in the amount of \$35,580.80 inclusive of HST; and,
- 5) That the electric vehicle charger provisional item from the Civic Centre parking lot upgrade project of \$30,609 inclusive of HST for conduit, duct, distribution panel, foundation and install be approved; and,
- 6) That of the total of cost of equipment, site preparation and installation equal to \$66,189.80 (\$35,580.80 + \$30,609) be funded from the MECO Account # 31-2220034; and,
- 7) That the City of Markham cost will be \$22,063.27 after two-third funding from Nissan and PowerStream for \$22,063.27 each; and,
- 8) That Council endorse the preferred location of the charging station at the Civic Centre across from the Flato Markham Theatre as shown on Appendix # B; and,
- 9) That the CAO be authorized to enter into a revenue sharing agreement, in a form satisfactory to the City Solicitor with PowerStream Inc. and Add Energie Technologies Inc. to retain 50% of net revenues (approximately 42% after fees) with a payback of five years; and,
- 10) That Markham’s share of the net revenues be contributed to the original funding source (MECO Account); and further,
- 11) That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

(6) CITYWIDE MULTI-PHASE SANITARY SYSTEM
DOWNSPOUT DISCONNECTION PROGRAM
- ANNUAL PROGRESS UPDATE PHASE 3 DETAILS (5.3)

[Report](#) [Attachment A-F](#)

- 1) That the report entitled “Citywide Multi-phase Sanitary System Downspout Disconnection Program – Annual Progress Update and Phase 3 Details” be received; and,
- 2) That Council approve the Phase 3 program area, covering 3,690 properties pending 2015 Capital Budget Approval, as follows:
 - a. Thornhill Area - bounded by John Street to the north, Highway 404 to the east, Chumleigh Crescent to the south, and Don Mills Road to the west;
 - b. Milliken Area - bounded by Denison Street to the north, McCowan Road to the east, Steeles Avenue to the south, and Brimley Road to the west;
 - c. Unionville Area - bounded by Highway 7 to the north, McCowan Road to the east, Highway 407 to the south, and Kennedy Road to the west; and,
- 3) That the project be funded in the amount of \$361,700 from the 2015 capital project request # 15294 Sanitary System Downspout Disconnection Program – Phase 3 of 5; and further,
- 4) That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

7. MOTIONS

(1) MARKHAM PUBLIC LIBRARY (5.0)

Note: Councillor Don Hamilton and Councillor Colin Campbell consented to Council deferring the consideration of this motion to the April 28, 2015 Council meeting.

Moved by Councillor Don Hamilton

Seconded by Councillor Colin Campbell

That a report be provided to Council on the current and future role of the library system in the City of Markham with a view to providing quality service at the lowest possible cost to taxpayers before the commencement of the next budget process.
(The notice of this motion was given to Council at the March 31, 2015 meeting)

8. NOTICES OF MOTIONS

There were no notices of motions.

9. COMMUNICATIONS

Moved by Councillor Logan Kanapathi
Seconded by Councillor Colin Campbell

That Council receive and consent to the disposition of communications in the following manner:

Received

- 21-2015 LIQUOR LICENCE APPLICATION FOR COURTYARD BY MARRIOTT MARKHAM, 7095 WOODBINE AVENUE (WARD 8) (3.21)
[Info](#)
Forwarding a request for the City of Markham to complete the Municipal Information Form.
(Application is for the expansion of existing licensed indoor and outdoor areas)
Carried
- 22-2015 LIQUOR LICENCE APPLICATION FOR PHO QUINN AUTHENTIC VIETNAMESE CUISINE, 5284 HIGHWAY 7 EAST, SUITE 1 (WARD 4) (3.21)
[Info](#)
Forwarding a request for the City of Markham to complete the Municipal Information Form.
(Change of ownership and application of a liquor licence for indoor areas not previously licenced).
Carried
- 23-2015 LIQUOR LICENCE APPLICATION FOR ASIAN LEGEND, 3636 STEELES AVENUE EAST, SUITES 151 TO 153 (WARD 8) (3.21)
[Info](#)
Forwarding a request for the City of Markham to complete the Municipal Information Form.
(Application for the expansion of existing indoor licenced areas – Application is for Unit 151 only as Units 152 and 153 are currently licenced).
Carried

- 24-2015 TEMPORARY EXTENSION APPLICATION (LIQUOR SALES LICENCE) FOR OLD COUNTRY INN RESTAURANT, 198 MAIN STREET (WARD 3) (3.21)

[Info](#)

Requesting an approval from the City of Markham to extend their existing liquor licence for the patio areas at 198 Main Street Unionville. The proposed extension will be utilized on June 6 and 7, 2015, in conjunction with the Unionville Festival.

Carried

- 25-2015 TEMPORARY EXTENSION APPLICATION (LIQUOR SALES LICENCE) FOR JAKES ON MAIN PUB & GRILLE, 202 MAIN STREET UNIONVILLE (WARD 3) (3.21)

[Info](#)

Requesting an approval from the City of Markham to extend their existing liquor licence for the patio areas at 202 Main Street Unionville. The proposed extension will be utilized on June 5, 6 and 7, 2015, in conjunction with the Unionville Festival.

Carried

10. PROCLAMATIONS

- (1) PROCLAMATION AND FLAG RAISING REQUESTS (3.4)

Moved by Regional Councillor Jim Jones

Seconded by Regional Councillor Nirmala Armstrong

- 1) That the following proclamations, issued by the City Clerk in accordance with the City of Markham Proclamation Policy, be received for information purposes:
 - Israel Independence Day (April 23, 2015)
 - Armenian National Day; and,
- 2) That the following requests for flag to be raised at the Anthony Roman Markham Civic Centre flagpole, approved by the City Clerk in accordance with the City of Markham Community Flag Raisings & Flag Protocol Policy, be received for information purposes:
 - Flag of Israel
 - Flag of Armenia.

Carried

11. NEW/OTHER BUSINESS**(1) ACCEPTANCE FOR MAINTENANCE
OF PLANS OF SUBDIVISION
REGISTERED PLAN NUMBERS:**

65M-3488 (BLOCKS 1, 2, 3 & 20), 65M-3490 (BLOCK 1)
65M-3491 (BLOCK 1), 65M-3493 (BLOCK 29)
65M-3494 (BLOCK 127 & 128), 65M-3610 (BLOCK 175)
65M-3567 (BLOCK 36), 65M-3788 (BLOCKS 142, 143 & 146)
65R-23185 (PARTS 30, 32 & 40), 65R-25214 (PARTS 4 & 5)
65M-4092, 65M-4097, 65M-4141 (COPPER CREEK DRIVE ONLY)
65M-4161, 65M-4180, 65M-4193, 65M-4222, 65M-4236, 65M-4237
65M-4238, 65M-4239, 65M-4247, 65M-4257, 65M-4305
65R-24026 (PARTS 1, 2 10, 12 & 13), 65M-4306, 65M-4310, 65M-4315
65M-4319, 65M-4345, 65M-4414, AND 65R-32936 (PART 2) (10.7)

[Report](#)

Moved by Councillor Karen Rea

Seconded by Councillor Don Hamilton

- 1) That the report entitled "Acceptance for Maintenance of Plans of Subdivision" Registered Plan Numbers 65M-3488 (Blocks 1, 2, 3 & 20), 65M-3490 (Block 1), 65M-3491 (Block 1), 65M-3493 (Block 29), 65M-3494 (Block 127 & 128), 65M-3610 (Block 175), 65M-3567 (Block 36), 65M-3788 (Blocks 142, 143 & 146), 65R-23185 (Parts 30, 32 & 40), 65R-25214 (Parts 4 & 5), 65M-4092, 65M-4097, 65M-4141 (Copper Creek Drive Only), 65M-4161, 65M-4180, 65M-4193, 65M-4222, 65M-4236, 65M-4237, 65M-4238, 65M-4239, 65M-4247, 65M-4257, 65M-4305, 65R-24026 (Parts 1, 2, 10, 12 & 13), 65M-4306, 65M-4310, 65M-4315, 65M-4319, 65M-4345, 65M-4414, and 65R-32936 (Part 2) be received; and,
- 2) That the municipal services in Subdivision Registered Plan numbers 65M-3488 (Blocks 1, 2, 3 & 20), 65M-3490 (Block 1), 65M-3491 (Block 1), 65M-3493 (Block 29), 65M-3494 (Block 127 & 128), 65M-3610 (Block 175), 65M-3567 (Block 36), 65M-3788 (Blocks 142, 143 & 146), 65R-23185 (Parts 30, 32 & 40), 65R-25214 (Parts 4 & 5), 65M-4092, 65M-4097, 65M-4141 (Copper Creek Drive Only), 65M-4161, 65M-4180, 65M-4193, 65M-4222, 65M-4236, 65M-4237, 65M-4238, 65M-4239, 65M-4247, 65M-4257, 65M-4305, 65R-24026 (Parts 1, 2 10, 12 & 13), 65M-4306, 65M-4310, 65M-4315, 65M-4319, 65M-4345, 65M-4414, and 65R-32936 (Part 2) be Accepted for Maintenance; and,

- 3) That by-laws be enacted by Council to accept these subdivisions and to establish each of the roads within the residential subdivisions as a public highway of the City of Markham; and,
- 4) That the Community Services Commission accepts the responsibility for operating and maintaining the infrastructure within the subdivisions as part of the City's system; and,
- 5) That the Acceptance for Maintenance Period be backdated and to commence December 1, 2014; and,
- 6) That acceptance of the subdivisions be taken into consideration in future operating budgets; and,
- 7) That the by-law to amend Schedule '12' of Traffic By-law #106-71, by including compulsory stops to the indicated streets, be approved; and,
- 8) That the by-law to amend Schedule 'A' of the Speed By-law #105-71, by including a maximum speed of 40 kilometers per hour for the streets indicated, be approved; and,
- 9) That the by-law to amend Schedule 'F' of the speed by-law #105-71, by including a maximum speed of 50 kilometers per hour for the streets indicated, be approved; and,
- 10) That the by-law to amend Schedule 'C' of the Parking of Vehicles By-law #2005-188, by including prohibited parking on the streets indicated, be approved; and,
- 11) That the Mayor and Clerk be authorized to execute the necessary releases from the terms of the Subdivision Agreements, subject to confirmation from the Director of Engineering that the final two year guarantee periods have been completed; and further,
- 12) That Staff be authorized and directed to do all things necessary to give effect to this resolution.
(By-laws 2015-41 to 2015-57)

Carried

Note: This matter was deferred from the April 7, 2015 Development Services Committee meeting.

- (2) RECOMMENDATION REPORT
TOWN AND COUNTRY VOLKSWAGEN
7997 KENNEDY ROAD
(EAST SIDE OF KENNEDY ROAD BETWEEN
HIGHWAY 407 AND HELEN AVENUE)
APPLICATION FOR SITE PLAN APPROVAL
FOR RENOVATIONS AND AN ADDITION TO
AN EXISTING AUTOMOBILE DEALERSHIP
FILE NO. SC 14 000009 (10.6)
[Report](#)
S. Heaslip, ext. 3140

Moved by Councillor Don Hamilton

Seconded by Regional Councillor Jim Jones

- 1) That the staff report dated April 7, 2015 titled “RECOMMENDATION REPORT, Town and Country Volkswagen, 7997 Kennedy Road, (east side of Kennedy Road between Highway 407 and Helen Avenue), Application for site plan approval for renovations and an addition to an existing automobile dealership, File No. SC 14 000009” be received; and,
- 2) That the application be endorsed, in principle; and,
- 3) That site plan approval be delegated to the Director of Planning and Urban Design, or his designate, to be issued (Site Plan Approval is issued only when the Director or his designate has signed the site plan “approved”) when the following conditions have been met:
 - The Owner has entered into a site plan agreement with the City and the Region of York containing all standard and special provisions and requirements of the City and public agencies and the provisions outlined in Appendix ‘A’ to the April 7, 2015 staff report.
 - The Owner has conveyed the drainage channel which runs along the perimeter of the property, together with associated access easements, to the City in the configuration generally as shown on Figure 4 to the staff report; and,
- 4) That the Owner provide the City with the required payment of 60% planning processing fees in accordance with the City’s applicable Fee By-law; and,
- 5) That site plan endorsement shall lapse after a period of three (3) years from the date of endorsement in the event that the site plan agreement is not executed within that period; and further,
- 6) That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

Note: This matter was deferred from the April 7, 2015 Development Services Committee meeting.

Jim Baird, Commissioner of Development Services, provided an outline of the site plan application for Town and Country Volkswagen, 7997 Kennedy Road. Mike Everard, representing the applicant, presented detailed drawings to Council.

12. BY-LAWS

Moved by Councillor Alan Ho
Seconded by Councillor Valerie Burke

That By-laws 2015-39 to 2015-56 and 2015-58 to 2015-60 be given three readings and enacted.

Carried

Moved by Councillor Colin Campbell
Seconded by Councillor Amanda Collucci

That By-law 2015-57 be given three readings and enacted.

Carried

Three Readings

BY-LAW 2015-39 A BY-LAW TO AMEND TRAFFIC BY-LAW 106-71 (ALL WAY STOPPING CONTROL WHERE DONALD SIM AVENUE AND ALMIRA AVENUE BOTH INTERSECT WITH BUR OAK AVENUE)
(Item No. 1, Report No. 18)
[By-law](#)

Carried

BY-LAW 2015-40 EP VICTORIA MANORS LTD. (VICTORIA SQUARE), 10925 AND 10945 WOODBINE AVENUE, ZONING BY-LAW AMENDMENTS
A by-law to amend By-law 304-87, as amended, and 177-96, as amended, to permit a plan of subdivision comprised of 32 street-accessed and lane-accessed townhouses and a public walkway.
(Item No. 2, Report No. 18)
[By-law](#)

Carried

- BY-LAW 2015-41 A BY-LAW TO ESTABLISH STREETS LAID OUT ACCORDING TO PLAN OF SUBDIVISION 65M-4161 AS PUBLIC HIGHWAY BLOCK 9, PLAN 65M-4141 (BOX GROVE HILL DEVELOPMENTS INC.)
(Bernbridge Road, Gooseman Crescent, Haskett Drive, Stargazer Crescent and Turnhouse Crescent)
(New/Other Business Item No. 1)
[By-law](#)
Carried
- BY-LAW 2015-42 A BY-LAW TO ESTABLISH STREETS LAID OUT ACCORDING TO PLAN OF SUBDIVISION 65M-4222 AS PUBLIC HIGHWAY, PART OF WEST HALF OF LOT 16, CONCESSION 7 (MATTAMY (ROBINSON CREEK) LIMITED)
(James Parrott Avenue and Kelly Crescent)
(New/Other Business Item No. 1)
[By-law](#)
Carried
- BY-LAW 2015-43 A BY-LAW TO ESTABLISH STREETS LAID OUT ACCORDING TO PLAN OF SUBDIVISION 65M-4236 AS PUBLIC HIGHWAY, PART OF LOT 19, CONCESSION 7 (DOVCOM REALTY INC.)
(Silkgrove Terrace)
(New/Other Business Item No. 1)
[By-law](#)
Carried
- BY-LAW 2015-44 A BY-LAW TO ESTABLISH STREETS LAID OUT ACCORDING TO PLAN OF SUBDIVISION 65M-4237 AS PUBLIC HIGHWAY, PART OF LOT 20, CONCESSION 8 (DIGRAM DEVELOPMENTS INC.)
(Alfred Paterson Drive, Bitola Drive, Dame Gruev Drive, Darren Hill Trail, Desjardin Drive, Martinau Drive, Pelister Drive, Scheel Drive, Sedore Street, Swan Park Road and Williamson Road)
(New/Other Business Item No. 1)
[By-law](#)
Carried

- BY-LAW 2015-45 A BY-LAW TO ESTABLISH STREETS LAID OUT ACCORDING TO PLAN OF SUBDIVISION 65M-4238 AS PUBLIC HIGHWAY, PART OF LOT 20, CONCESSION 8 (DIGRAM DEVELOPMENTS INC.)
(Alfred Paterson Drive, Iannucci Crescent and Jeffrey Nihda Crescent)
(New/Other Business Item No. 1)
[By-law](#)
Carried
- BY-LAW 2015-46 A BY-LAW TO ESTABLISH STREETS LAID OUT ACCORDING TO PLAN OF SUBDIVISION 65M-4239 AS PUBLIC HIGHWAY, PART OF LOT 20, CONCESSION 8 (PORTSIDE DEVELOPMENTS (GREENSBOROUGH) INC.)
(Alfred Paterson Drive and Iannucci Crescent)
(New/Other Business Item No. 1)
[By-law](#)
Carried
- BY-LAW 2015-47 A BY-LAW TO ESTABLISH STREETS LAID OUT ACCORDING TO PLAN OF SUBDIVISION 65M-4247 AS PUBLIC HIGHWAY, PART OF LOT 17, CONCESSION 7 (GREAT ELDIN INVESTMENTS LTD.)
(Prebble Drive)
(New/Other Business Item No. 1)
[By-law](#)
Carried
- BY-LAW 2015-48 A BY-LAW TO ESTABLISH STREETS LAID OUT ACCORDING TO PLAN OF SUBDIVISION 65M-4257 AS PUBLIC HIGHWAY, PART OF LOT 12, CONCESSION 9 (CORNELL ROUGE DEVELOPMENT CORP.)
(Riverlands Avenue, Golden Fern Street, Peace Walk Road, Greenery Road, Crossbrooks Street, Stroller Lane and Lane)
(New/Other Business Item No. 1)
[By-law](#)
Carried

- BY-LAW 2015-49 A BY-LAW TO ESTABLISH STREETS LAID OUT ACCORDING TO PLAN OF SUBDIVISION 65M-4306 AS PUBLIC HIGHWAY, PART OF LOTS 12, 13 AND 14, CONCESSION 9 AND PART OF BLOCK 18 AND PART OF LANE CC, PLAN 65M-3637 (WYKLAND ESTATES INC.)
(Church Street, Cinemark Avenue, Cornell Park Avenue, Demott Avenue, Dimma Street, Disk Drive, Donald Sim Avenue, Frank Davis Street, Peer Street, Raven Cross Avenue, Riverlands Avenue, Terry Fox Street, The Meadows Avenue, Wagon Works Street and Lane)
(New/Other Business Item No. 1)
[By-law](#)
Carried
- BY-LAW 2015-50 A BY-LAW TO ESTABLISH STREETS LAID OUT ACCORDING TO PLAN OF SUBDIVISION 65M-4345 AS PUBLIC HIGHWAY, PART OF LOT 17, CONCESSION 9 (1473092 ONTARIO LIMITED)
(Chauncey Court, Highbury Court, Toulouse Court, Vinod Road and Lane)
(New/Other Business Item No. 1)
[By-law](#)
Carried
- BY-LAW 2015-51 A BY-LAW TO ESTABLISH STREETS LAID OUT ACCORDING TO PLAN OF SUBDIVISION 65M-4414 AS PUBLIC HIGHWAY, PART OF LOT 17, CONCESSION 3 (JOLIS INVESTMENTS (ONTARIO) LIMITED)
(Cachet Woods Court)
(New/Other Business Item No. 1)
[By-law](#)
Carried
- BY-LAW 2015-52 A BY-LAW TO ESTABLISH STREETS AS PUBLIC HIGHWAY PART OF LOTS 18 AND 19, CONCESSION 6, DESIGNATED AS PARTS 1, 2, 10, 12 AND 13, PLAN 65R-24026 (KENNEDY MACKENZIE CONSIX INVESTMENTS LIMITED)
(Part 1 – Westlake Road, Part 2 – Gable Avenue, Part 10 – Thomas Foster Street, Part 12 – Viscount Drive and Part 13 – Westlake Road)
(New/Other Business Item No. 1)
[By-law](#)
Carried

- BY-LAW 2015-53 A BY-LAW TO ESTABLISH STREETS AS PUBLIC HIGHWAY,
PART OF EAST ¾ OF LOT 18, CONCESSION 7, BEING PART 2 ON
REFERENCE PLAN 65R-32936
(Hammersly Boulevard)
(New/Other Business Item No. 1)
[By-law](#)
Carried
- BY-LAW 2015-54 A BY-LAW TO AMEND TRAFFIC BY-LAW 106-71 (ACCEPTANCE
OF MAINTENANCE, AMENDMENTS TO SCHEDULE "12" TO
INCLUDE COMPULSORY STOPS FOR THE STREETS LISTED IN
THE BY-LAW)
(New/Other Business Item No. 1)
[By-law](#)
Carried
- BY-LAW 2015-55 A BY-LAW TO AMEND SPEED BY-LAW 105-71 (ACCEPTANCE OF
MAINTENANCE, AMENDMENTS TO SCHEDULE "A" TO INCLUDE
A MAXIMUM SPEED OF 40 KM PER HOUR FOR THE STREETS
LISTED IN THE BY-LAW)
(New/Other Business Item No. 1)
[By-law](#)
Carried
- BY-LAW 2015-56 A BY-LAW TO AMEND SPEED BY-LAW 105-71 (ACCEPTANCE OF
MAINTENANCE, AMENDMENTS TO SCHEDULE "F" TO INCLUDE
A MAXIMUM SPEED OF 50 KM PER HOUR FOR THE STREETS
LISTED IN THE BY-LAW)
(New/Other Business Item No. 1)
[By-law](#)
Carried
- BY-LAW 2015-57 A BY-LAW TO AMEND PARKING BY-LAW 2005-188
(ACCEPTANCE OF MAINTENANCE, AMENDMENTS TO
SCHEDULE "C" TO INCLUDE PARKING PROHIBITION FOR THE
STREETS LISTED IN THE BY-LAW)
(New/Other Business Item No. 1)
[By-law](#)
Carried

BY-LAW 2015-58 A BY-LAW TO AMEND SIGN BY-LAW 2002-94
(ADMINISTRATIVE AMENDMENTS FOR ENFORCEMENT
PURPOSES)

[By-law](#)

Carried

BY-LAW 2015-59 GAETANO MOLINARO, 9 SABISTON DRIVE, ZONING BY-LAW
AMENDMENTS

A by-law to amend By-law 122-72, as amended, to facilitate a severance to create one additional building lot, the demolition of the existing dwelling and the construction of two new two-storey dwellings, one on each new lot.

(Item No. 1, Report No. 16 – March 31, 2015 Council Meeting)

[By-law](#)

Carried

BY-LAW 2015-60 PAGNELLO HOMES INC. AND OSTRYA HOMES LTD., 10 ROUGE
BANK DRIVE, AND 2, 6 AND 8 PAGNELLO COURT, ZONING BY-
LAW AMENDMENTS

A by-law to amend By-laws 304-87, as amended, and 177-96, as amended, to permit the development of a single detached dwelling on each of the subject properties, once the Holding provisions have been removed.

(Item No. 2, Report No. 16 – March 31, 2015 Council Meeting)

[By-law](#)

Carried

13. IN-CAMERA ITEMS

Moved by Councillor Valerie Burke

Seconded by Councillor Alan Ho

That, in accordance with Section 239 (2) of the *Municipal Act*, Council resolve into an in-camera session to discuss the following matters (8:03 PM):

Carried

- (1) MINUTES OF IN-CAMERA COUNCIL MEETING
- MARCH 31, 2015 (16.0)
[Section 239 (2) (a) (b) (c) (e)]

Development Services Committee – April 7, 2015

- (2) LITIGATION OR POTENTIAL LITIGATION, INCLUDING MATTERS BEFORE ADMINISTRATIVE TRIBUNALS, AFFECTING THE MUNICIPALITY OR LOCAL BOARD (OMB - WARD 4) (8.0)
[Section 239 (2) (e)]

Council – April 15, 2015

- (3) PERSONAL MATTERS ABOUT AN IDENTIFIABLE INDIVIDUAL, INCLUDING MUNICIPAL OR LOCAL BOARD EMPLOYEES
(BOARD/COMMITTEE APPOINTMENTS) (16.24)
[Section 239 (2) (b)]
- (4) THE SECURITY OF THE PROPERTY OF THE MUNICIPALITY OR LOCAL BOARD
AND
ADVICE THAT IS SUBJECT TO SOLICITOR-CLIENT PRIVILEGE, INCLUDING COMMUNICATIONS NECESSARY FOR THAT PURPOSE
(CENTENNIAL COMMUNITY CENTRE LEASE) (6.0)
[Section 239 (2) (a) (f)]
- (5) ADVICE THAT IS SUBJECT TO SOLICITOR-CLIENT PRIVILEGE, INCLUDING COMMUNICATIONS NECESSARY FOR THAT PURPOSE
(COUNCIL CODE OF CONDUCT) (16.23)
[Section 239 (2) (f)]

Moved by Councillor Colin Campbell
Seconded by Councillor Amanda Collucci

That Council rise from the in-camera session. (9:28 PM)

Carried

The in-camera items were approved by Council as follows:

- (1) MINUTES OF IN-CAMERA COUNCIL MEETING
- MARCH 31, 2015 (16.0)

Moved by Councillor Don Hamilton

Seconded by Regional Councillor Nirmala Armstrong

- 1) That the Council In-camera Minutes dated March 31, 2015 be confirmed.

Carried

- (2) LITIGATION OR POTENTIAL LITIGATION, INCLUDING MATTERS BEFORE
ADMINISTRATIVE TRIBUNALS, AFFECTING THE MUNICIPALITY OR LOCAL
BOARD (OMB - WARD 4) (8.0)
[Section 239 (2) (e)]

Moved by Councillor Karen Rea

Seconded by Regional Councillor Jim Jones

- 1) That In-camera Item No. 2 be defer to the April 28, 2015 Council meeting.

Carried

- (3) PERSONAL MATTERS ABOUT AN IDENTIFIABLE INDIVIDUAL, INCLUDING
MUNICIPAL OR LOCAL BOARD EMPLOYEES
(BOARD/COMMITTEE APPOINTMENTS) (16.24)

Moved by Regional Councillor Jim Jones

Seconded by Councillor Karen Rea

- 1) That the following persons be appointed to the Cycling Pedestrian Advisory Committee

Name

Justin Lok Chung Hung

Daniel Yeung

Anthony Ko

Joe Doria

Paul Traicoff

Term

November 30, 2018

November 30, 2018

November 30, 2017

November 30, 2017

November 30, 2018; and,

- 2) That the following persons be appointed to the Public Realm Advisory Committee:

Name	Term
Ivan Cheung	November 30, 2018
Shadi Aghaei	November 30, 2017
Mavis Fung	November 30, 2018
Shichun Chen	November 30, 2017
Karen Lau	November 30, 2018
Noel Shippey	November 30, 2017; and,

- 3) That the Public Realm Advisory Committee Terms of Reference be amended to increase the number of citizen members on the committee from two to six to eight; and,

- 4) That the following persons be appointed to the Doors Open Markham Committee:

Name	Term
Amanda Frechette	November 30, 2018
Ola Oduneye	November 30, 2017
Anita Chadha	November 30, 2017
Sue Smitko	November 30, 2018; and,

- 5) That the following persons be appointed to the Public Art Advisory Committee:

Name	Term
Alina Tarbhai	November 30, 2017
Adam Keung	November 30, 2017
Ken Wightman	November 30, 2018
Rahul Shastri	November 30, 2017
Jenny Tung	November 30, 2018
Julie Tiefenbach	November 30, 2018; and,

- 6) That the following persons be appointed to the Environmental Advisory Committee:

Name	Term
Vikas Gautam	November 30, 2017
Fanny Luk	November 30, 2018
Philip Ling	November 30, 2018
Allan Lee	November 30, 2018
Mavis Fung	November 30, 2018
Ashok Bangia	November 30, 2017
Adam Poon	November 30, 2017; and,

- 7) That the following persons be appointed to the Heritage Markham Committee with a term start date of May 7, 2015:

Name	Term
Julie Chapman	November 30, 2017
Evan Gelman	November 30, 2017; and,

- 8) That the following persons be appointed to the Public Library Board with a term start date of May 1, 2015:

Name	Term
Marilyn Aspevig	November 30, 2018
Alfred Kam	November 30, 2018
Jennifer Yip	November 30, 2018
Yemisi Dina	November 30, 2018
Claire Chester	November 30, 2018
Ben Hendriks	November 30, 2018
Jeanette Lewis	November 30, 2018
Farzana Jiwani	November 30, 2018
Lillian Tolensky	November 30, 2018
Alick Siu	November 30, 2018
Pearl Mantell	November 30, 2018
Isa Lee	November 30, 2018
Atif Ahmand	November 30, 2018; and further,

- 9) That the following persons be appointed to the Advisory Committee on Accessibility:

Name	Term
Jaqueline Bell	November 30, 2018
Arlene Juanillo	November 30, 2018

Carried

- (4) THE SECURITY OF THE PROPERTY OF THE MUNICIPALITY OR LOCAL BOARD
AND
ADVICE THAT IS SUBJECT TO SOLICITOR-CLIENT PRIVILEGE, INCLUDING COMMUNICATIONS NECESSARY FOR THAT PURPOSE
(CENTENNIAL COMMUNITY CENTRE LEASE) (6.0)

Moved by Regional Councillor Jim Jones
Seconded by Councillor Colin Campbell

- 1) That the confidential presentation regarding Centennial Community Centre Lease on the security of the property of the municipality or local board and advice that is subject to solicitor-client privilege, including communications necessary for that purpose, be received; and,
- 2) That staff be authorized to proceed as directed by Council on April 15, 2015.

Carried

- (5) ADVICE THAT IS SUBJECT TO SOLICITOR-CLIENT PRIVILEGE, INCLUDING COMMUNICATIONS NECESSARY FOR THAT PURPOSE
(COUNCIL CODE OF CONDUCT) (16.23)

Council consented to not report out on this matter.

14. CONFIRMATORY BY-LAW

Moved by Councillor Colin Campbell
Seconded by Councillor Logan Kanapathi

That By-law 2015-61 be given three readings and enacted.

Three Readings

BY-LAW 2015-61 A BY-LAW TO CONFIRM THE PROCEEDINGS OF THE COUNCIL MEETING OF APRIL 15, 2015.
[By-law](#)

Carried

15. ADJOURNMENT

Moved by Councillor Don Hamilton

Seconded by Councillor Alan Ho

That the Council Meeting be adjourned at 9:31 PM.

Carried

Kimberley Kitteringham
City Clerk

Jack Heath
Deputy Mayor

(Signed)