



Council Minutes

March 20, 2018, 7:00 PM

Council Chamber, Anthony Roman Markham Civic Centre

Meeting No. 5

Roll Call

Mayor Frank Scarpitti, 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

Regional Councillor Joe Li

Staff

Andy Taylor, Chief Administrative Officer
Catherine Conrad, City Solicitor and Acting Director of Human Resources
Trinela Cane, Commissioner of Corporate Services
Brian Lee, Acting Commissioner of Development Services
Brenda Librecz, Commissioner of Community and Fire Services
Joel Lustig, Treasurer
Kimberley Kitteringham, City Clerk
Martha Pettit, Deputy City Clerk
John Wong, Technology Support Specialist
Bryan Frois, Chief of Staff
Sandra Skelcher, Manager, Financial Reporting & Payroll
Scott Heaslip, Senior Project Coordinator, Central
Andrea Berry, Senior Manager, Corporate Communications & Community Engagement

The meeting of Council convened at 7:03 PM on March 20, 2018 in the Council Chamber. Mayor Frank Scarpitti presided.

INDIGENOUS LAND ACKNOWLEDGEMENT

We begin today by acknowledging that we walk upon the traditional territories of Indigenous Peoples and we recognize their history, spirituality, culture, and stewardship of the land. We are grateful to all Indigenous groups for their commitment to protect the land and its resources and we are committed to reconciliation, partnership and enhanced understanding.

Councillor Don Hamilton recommended that an acknowledgement on veterans and first responders also be included at the beginning of the agenda. A copy of the proposed acknowledgement is provided below. Staff were requested to investigate the matter.

"The Council of the City of Markham values the sacrifices made by veterans both living and deceased and appreciates the contribution to freedom made by our armed forces and all first responders."

1. DISCLOSURE OF PECUNIARY INTEREST

- (1) None declared

2. APPROVAL OF PREVIOUS MINUTES

- (1) COUNCIL MINUTES FEBRUARY 27 AND MARCH 5, 2018
[February 27](#) [March 5](#)

Moved by Councillor Alex Chiu
Seconded by Councillor Alan Ho

- 1) That the Minutes of the Council Meeting held on February 27, 2018 and March 5, 2018, be adopted.

Carried

3. PRESENTATIONS

There were no presentations.

4. DEPUTATIONS

- (1) DEPUTATIONS – 4031 16TH AVENUE (UNIONVILLE) INC., 4031 16TH AVENUE (WARD 3) (8.0)
(Item No. 13(7) under Confidential Items)

The following individuals addressed Council on this matter:

1. Michael Gannon
2. Mavis Smylie
3. Malcolm Lowe
4. Barry Nelson

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

That all deputations be received.

Carried

Moved by Councillor Don Hamilton
Seconded by Councillor Logan Kanapathi

That Council consider Item 13 (7) from the Confidential agenda regarding 4031 16TH Avenue (Unionville) Inc., immediately upon the conclusion of the deputations.

Carried

5. COMMUNICATIONS

Moved by Regional Councillor Jim Jones
Seconded by Councillor Alan Ho

5-2018 LIQUOR LICENSE: APPLICATION FOR CAFÉ ALICE, 8333 KENNEDY ROAD (WARD 3) (3.21)
[Info](#)

Request for the City of Markham to complete the Municipal Information Form.
(New liquor licence for indoor areas)

Carried

6. PROCLAMATIONS

Moved by Councillor Logan Kanapathi
Seconded by Councillor Alex Chiu

(1) PROCLAMATIONS AND FLAG RAISING REQUESTS (3.4)

- 1) That the following proclamations, issued by the City Clerk in accordance with the City of Markham Proclamation Policy, be received for information purposes:
 - Greek Independence Day – March 25, 2018
 - World Autism Awareness Day – April 2, 2018
 - National Volunteer Week – April 15 – 21, 2018
 - Human Values Day – April 24, 2018

- 2) That the following requests for flags 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:
 - Greek Independence Day – March 22, 2018
(Organized by Greek Orthodox Community of Markham)
 - World Autism Awareness Day – April 4, 2018
(Organized by Autism Ontario York Region Chapter)

Carried

**7(A) REPORT NO. 9 DEVELOPMENT SERVICES COMMITTEE
(FEBRUARY 26, 2018)**

- (1) RECOMMENDATION REPORT
TIMES GROUP CORPORATION
SOUTH OF HIGHWAY 7, EAST OF BAYVIEW AVENUE
BLOCK 45, PLAN 65M-3226
WARD NO. 8
APPLICATIONS FOR OFFICIAL PLAN AND
ZONING BY-LAW AMENDMENTS AND
SITE PLAN APPROVAL TO PERMIT TWO
CONDOMINIUM APARTMENT BUILDINGS (37 AND 34 STOREYS)
FILE NO.'S: OP 13 131100, ZA 14 131100 AND SC 17 137260 (10.3, 10.5 & 10.6)
[Report](#)

Moved by Regional Councillor Jim Jones
Seconded by Councillor Don Hamilton

- 1) That the Staff report dated February 26, 2018 entitled “RECOMMENDATION REPORT, Times Group Corporation, South of Highway 7, east of Bayview Avenue, Block 45, Plan 65M-3226, Official Plan and Zoning By-law Amendment and site plan approval applications to permit two apartment buildings (37 and 34 storeys)” be received; and,
- 2) That Staff be authorized and directed to finalize for adoption by Council an amendment to the 2014 Official Plan to provide for two apartment buildings with maximum heights of 37 and 34 storeys respectively and a 7.65 Floor Space Index (FSI), and to secure a public elementary school site in the Leitchcroft community; and,
- 3) That Staff be authorized and directed to finalize for approval by Council an amendment to Zoning By-law 177-96, as amended, to permit the proposed apartment buildings; and,

- 4) That servicing allocation for 769 apartment units be assigned for the proposed apartment buildings; and,
- 5) That the City reserves the right to revoke or reallocate the servicing allocation should the development not proceed in a timely manner; and,
- 6) That the Region of York be advised that servicing allocation for 769 apartment units has been confirmed; and,
- 7) That the proposed development concept plan be endorsed in principle and site plan endorsement and final approval be delegated to the Director of Planning and Urban Design; and,
- 8) That no further Public Meetings be required for the Official Plan and Zoning By-law applications; and further,
- 9) That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

7(B) REPORT NO. 10 GENERAL COMMITTEE (MARCH 5, 2018)

Moved by Deputy Mayor Jack Heath
Seconded by Councillor Colin Campbell

That the report of the General Committee comprised of 3 items be received and adopted, except Item No. 1.

- (1) 2017 SUMMARY OF REMUNERATION
& EXPENSE FOR COUNCILLORS AND
APPOINTEES TO BOARDS (7.0)
[Report](#) [Appendix A](#) [Appendix B](#) [Appendix C](#)

Moved by Deputy Mayor Jack Heath
Seconded by Councillor Colin Campbell

- 1) That the **revised** report titled “2017 Summary of Remuneration & Expenses for Councillors and Appointees to Boards” be received; and, further,
- 2) That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

(2) REQUEST FOR TENDER 248-T-17
SUMMER CAMP BUSSING (7.12)

[Report](#)

- 1) That the report entitled “Request for Tender 248-T-17 Summer Camp Bussing” be received; and,
- 2) That the contract for tender 248-T-17 Summer Camp Bussing be awarded to the lowest priced bidder, First Student ULC in the amount of \$462,808.45 inclusive of HST for a period of two (2) years with options to renew for three (3) additional one (1) year periods at the same itemized pricing:

\$92,561.29 - (2018)
\$92,561.29 - (2019)
\$92,561.29 - (2020)
\$92,561.29 - (2021)
\$92,561.29 - (2022)
\$462,808.45 (Total); and,
- 3) That the 2018 award be funded from the various operating budget accounts for bus rental as identified within the Financial Considerations Section; and,
- 4) That Staff be authorized to amend the award amounts in years 2019-2022 to reflect changes in growth, subject to Council approval, as part of the annual budget process; and further,
- 5) That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

(3) 2017 YEAR-END RESULTS OF OPERATIONS (7.0)

[Presentation](#) [Report](#) [Appendices 1-14](#)

- 1) That the presentation by Ms. Andrea Tang, Senior Manager, Financial Planning entitled “2017 Year-End Review of Operations,” be received; and,
- 2) That the report entitled “2017 Year-End Review of Operations” be received; and,
- 3) That the City’s 2017 net favourable variance of \$5.60M be transferred as follows, as per the approved Financial Planning and Budgeting Policy :
 - a. \$0.95M to the Corporate Rate Stabilization Reserve to achieve a balance equal to 15% of the local tax levy as per City policy;
 - b) \$4.65M to the Life-Cycle Capital Repair and Replacement Reserve; and further,
- 4) That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

**7(C) REPORT NO. 11 DEVELOPMENT SERVICES COMMITTEE
(MARCH 19, 2018)**

- (1) AFFORDABLE RENTAL HOUSING PROJECT
20 WATER STREET
MARKHAM VILLAGE HERITAGE DISTRICT
REQUEST FOR DELEGATED APPROVAL AUTHORITY (10.6)
[Presentation](#)

Moved by Regional Councillor Jim Jones

Seconded by Councillor Don Hamilton

- 1) That the presentation provided by Regan Hutcheson, Manager, Heritage Planning entitled “Affordable Rental Housing Project 20 Water Street Markham Village Heritage District Request for Delegated Approval Authority” be received; and,
- 2) That notwithstanding By-law 2002-202, as amended, the Director of Planning and Urban Design (and his or her designate) is delegated the authority to approve plans and drawings pursuant to section 41 of the Planning Act for a site plan control application at 20 Water Street, Markham for a four storey, 32 unit affordable rental apartment building (File Number SC 18 124680); and further,
- 3) That the reduced cash-in-lieu of parkland contribution (equivalent to 5% of the land value) payable, estimated at \$48,696, be supported.

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

There was no new/other business.

11. ANNOUNCEMENTS

There were no announcements.

12. BY-LAWS

There were no By-laws.

13. CONFIDENTIAL ITEMS

Moved by Regional Councillor Jim Jones

Seconded by Regional Councillor Nirmala Armstrong

That, in accordance with Section 239 (2) of the *Municipal Act*, Council resolve into a private session to discuss the Item No. 7 below listed on the Confidential agenda at 8:10 PM

Carried

Development Services Committee - March 19, 2018

- (7) LITIGATION OR POTENTIAL LITIGATION, INCLUDING MATTERS BEFORE ADMINISTRATIVE TRIBUNALS, AFFECTING THE MUNICIPALITY OR LOCAL BOARD – ONTARIO MUNICIPAL BOARD – 4031 16TH AVENUE (UNIONVILLE) INC., 4031 16TH AVENUE (WARD 3) (8.0)
[Section 239 (2) (e)]

Moved by Councillor Colin Campbell

Seconded by Councillor Amanda Collucci

That Council rise from the confidential session and reconvene the regular session 8:41 PM.

Carried

Moved by Regional Councillor Nirmala Armstrong

Seconded by Councillor Valerie Burke

That, in accordance with Section 239 (2) of the *Municipal Act*, Council resolve into a private session to discuss the following Item Nos. 1 to 6 listed on the Confidential matters at 8:53 PM:

- (1) MINUTES OF CONFIDENTIAL COUNCIL MEETING
FEBRUARY 26, 2018 (16.0)
[Section 239 (2) (b) (c) (e)]

Development Services Committee – February 26, 2018

- (2) LITIGATION OR POTENTIAL LITIGATION, INCLUDING MATTERS BEFORE ADMINISTRATIVE TRIBUNALS, AFFECTING THE MUNICIPALITY OR LOCAL BOARD – MINOR VARIANCE APPEAL, 8 TUSCAY COURT (WARD 3) (8.0)
[Section 239 (2) (e)]
- (3) LITIGATION OR POTENTIAL LITIGATION, INCLUDING MATTERS BEFORE ADMINISTRATIVE TRIBUNALS, AFFECTING THE MUNICIPALITY OR LOCAL BOARD – MINOR VARIANCE APPEAL, 2815 14TH AVENUE (WARD 8) (8.0)
[Section 239 (2) (e)]

General Committee - March 5, 2018

- (4) A PROPOSED OR PENDING ACQUISITION OR DISPOSITION OF LAND BY THE MUNICIPALITY OR LOCAL BOARD (WARD 5) (8.0)
[Section 239 (2) (c)]

Council - March 20, 2018

- (5) PERSONAL MATTERS ABOUT AN IDENTIFIABLE INDIVIDUAL, INCLUDING MUNICIPAL OR LOCAL BOARD EMPLOYEES (BOARDS/COMMITTEES RESIGNATIONS AND APPOINTMENTS) (16.24)
[Section 239 (2) (b)]
- (6) ADVICE THAT IS SUBJECT TO SOLICITOR-CLIENT PRIVILEGE, INCLUDING COMMUNICATIONS NECESSARY FOR THAT PURPOSE - PERSONNEL MATTERS (16.0)
[Section 239 (2) (f)]

Carried

Moved by Councillor Colin Campbell
Seconded by Councillor Alex Chiu

That Council rise from the confidential session at 9:27 PM.

Carried

The confidential items were approved by Council as follows:

**1. MINUTES OF CONFIDENTIAL COUNCIL MEETING
- FEBRUARY 27 MARCH 5, 2018 (16.0)**

Moved by Councillor Alex Chiu
Seconded by Councillor Alan Ho

- 1) That the Confidential Council minutes dated February 27, 2018 and March 5, 2018 be confirmed.

Carried

DEVELOPMENT SERVICES COMMITTEE – FEBRUARY 26, 2018

**2. MINOR VARIANCE APPLICATION APPEAL
NAZANIN EYALATI
8 TUSCAY COURT (WARD 3)
A/106/17 (8.0)**

Moved by Councillor Don Hamilton
Seconded by Councillor Colin Campbell

- 1) That the confidential report titled “Minor Variance Application Appeal, Nazanin Eyalati, 8 Tuscaay Court (Ward 3), A/106/17” be received; and,
- 2) That Council direct the City Solicitor and Staff not to attend the Ontario Municipal Board hearing regarding the decision of the Committee of Adjustment to approve the minor variances, provided that the applicant agrees to request the OMB to impose the staff recommended conditions of approval set out below in the event that the OMB allows the variances;
 - a) The variances apply only to the proposed development as long as it remains;
 - b) That the variances apply only to the subject development, in substantial conformity with the plan(s) attached as ‘Appendix A’ to the Staff Report dated November 21, 2017 as determined by the Director of Planning and Urban Design or designate and that the Secretary-Treasurer receive written confirmation from the Director of Planning and Urban Design or designate that this condition has been fulfilled to his or her satisfaction;
 - c) Submission of a detailed Siting, Lot Grading and Servicing Plan designed and stamped by a Professional Engineer/Ontario Land Surveyor/Landscape Architect satisfactory to the Director of Engineering, and that the Secretary-Treasurer

receive written confirmation that this condition has been fulfilled to the satisfaction of the Director of Engineering or designate;

- d) Submission of a Tree Assessment and Preservation Plan, prepared by a qualified arborist in accordance with the City's Streetscape Manual (2009), as amended, to be reviewed and approved by the City, and that the Secretary-Treasurer receive written confirmation from the Director of Planning and Urban Design or designate that this condition has been fulfilled to his or her satisfaction, and that any detailed Siting, Lot Grading and Servicing Plan required as a condition of approval reflects the Tree Assessment and Preservation Plan;
 - e) That the proposed driveway design layout/driveway configuration is revised to ensure Tree A's protection and sufficient Tree Protection Zone as per the City's Streetscape Manual where possible, and that the Secretary-Treasurer receive written confirmation that this condition has been fulfilled to the satisfaction of the Director of Planning and Urban Design or designate;
 - f) That the subject development comply with the City's Bird Friendly Guidelines, and incorporate bird-friendly treatments as outlined in the Bird Friendly Guidelines Specifications Checklist;
 - g) That prior to the commencement of construction or demolition, tree protection be erected and maintained around all trees on site including street trees, in accordance with the City's Streetscape Manual (2009) as amended, and inspected by City Staff to the satisfaction of the Director of Planning and Urban Design or their designate; and,
 - h) That tree replacements be provided and/or tree replacement fees be paid to the City, if required, in accordance with the Tree Assessment and Preservation Plan, and that the Secretary-Treasurer receive written confirmation that this condition has been fulfilled to the satisfaction of the Director of Planning and Urban Design or designate.
- 3) That Staff be authorized and directed to do all things necessary to give effect to this resolution; and,
 - 4) That the forgoing resolutions be reported out at a future public Council meeting.

Carried

**3. MINOR VARIANCE APPEAL
TRANSFORCE ADMINISTRATION INC.
AND 2534929 ONTARIO INC.
2815 14TH AVENUE, WARD 8, FILE NO. A/127/17 (8.0)**

Moved by Councillor Alex Chiu

Seconded by Councillor Logan Kanapathi

- 1) That the report titled “Minor Variance Appeal, Transforce Administration Inc. and 2534929 Ontario Inc., 2815 14th Avenue, Ward 8, File No. A/127/17”, dated February 26, 2018, be received; and,
- 2) That Council direct Staff not to attend the Ontario Municipal Board (“OMB”) hearing regarding the decision of the Committee of Adjustment to **deny** the requested minor variance application, provided that the applicant requests the OMB to impose the following conditions:
 1. That the variances apply only to the proposed development as long as it remains;
 2. That the variances apply only to the subject development, in substantial conformity with the plan submitted to the Committee of Adjustment dated June 1, 2017, or as revised to fulfill the conditions set out below, and that the Secretary-Treasurer receive written confirmation from the Director of Planning and Urban Design or designate that this condition has been fulfilled to his or her satisfaction;
 3. That the Owner be required to enter into an agreement with the City to the satisfaction of the City Solicitor and the Director of Engineering, with such agreement to require the owner to comply with, but not limited to, the following:
 - a) Pave all operational and traffic areas with asphalt in accordance with the City’s standards and specifications prior to the commencement of the proposed operation on the property;
 - b) Provide confirmation that a cost-sharing arrangement for the street cleaning program as detailed in September 2017 *14th Avenue Dust Management Study Final* report prepared Dillon Consulting has been entered into with the property owners identified in the said Dillon report upon execution of the agreement, and prior to the City issuing approval any Zoning By-Law amendment or Site Plan Control application;
 - c) Obtain an Environmental Compliance Approval (ECA) from the Ministry of the Environment and Climate Change for the proposed operation of the site, and provide a copy of such ECA to the Director of Engineering, prior to the commencement of the said operation;
 - d) Implement storm water management for the property in accordance with the City’s standards, specifications and guidelines, to the satisfaction of the

- Director of Engineering and prior to the commencement of the proposed operation;
- e) Install a wheel-wash system, when and as required by the Director of Engineering, to remove any accumulated dirt and silt from trucks exiting the property;
 - f) Reconfigure driveways to better delineate and improve traffic ingress and egress, to the satisfaction of the Director of Engineering, prior to the commencement of the proposed operation on the property;
 - g) Implement appropriate traffic controls, including but not limited to, stop controls and speed humps, on the property to reduce the speed of vehicles entering and exiting the property prior to the commencement of the proposed operation;
 - h) Submit a site-specific dust and odour control program for implementation to minimize the dust and odour leaving the property, to the satisfaction of the Director of Engineering, prior to the commencement of the proposed operation on the property. The site-specific dust and odour control program to include measures that include, but are not limited to, the use of all necessary vehicles, equipment, and materials to suppress and remove dust and odour generated by the proposed operation on the property; and,
 - i) Install landscaping on the boulevard abutting the property to adequately screen the operation of the property, to the satisfaction of the Director of Planning and Urban Design prior to the commencement of the proposed operation on the property.
- 3) That the forgoing resolutions be reported out in public at a future Council Meeting; and further,
 - 4) That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

GENERAL COMMITTEE – MARCH 5, 2018

4. POTENTIAL LAND ACQUISITION SOUTHEAST CORNER OF HIGHWAY 7 AND REESOR ROAD (8.0)

Council acknowledged the map of the subject property included in the agenda as requested by the General Committee on March 5, 2018.

COUNCIL – MARCH 20, 2018**5. APPOINTMENTS TO BOARDS/COMMITTEES (16.24)**

Moved by Regional Councillor Nirmala Armstrong

Seconded by Deputy Mayor Jack Heath

- 1) That the following persons be appointed/reappointed to the Public Art Advisory Committee:

Name	Term
Ardy Reid	November 30, 2021
Bill Pickering	November 30, 2021
Stephen Lusk	November 30, 2020
Taleen Der Haroutiounian	November 30, 2020
Adam Keung	November 30, 2021
Frankie IP	November 30, 2020

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

Name	Term
Jewell Lofsky	November 30, 2020
Barry Martin	November 30, 2021
Laura Meffen	November 30, 2020
Wanda Wright	November 30, 2021

- 3) That the following persons be appointed to the Markham Sport Hall of Fame Committee:

Name	Term
Jeff Lem	November 30, 2020
John Writte	November 30, 2020

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

Name	Term
Antonette DiNova	November 30, 2021
Sency Gomes	November 30, 2020
Victor Lobo	November 30, 2020
Jamie Oren	November 30, 2021
Eleanor Wint	November 30, 2020
Yan Yan Zhu	November 30, 2021

- 5) That the following person be appointed to the Race Relations Committee:

Name	Term
Nayani Nandakumar	November 30, 2021
Sabat Ismail	November 30, 2021
Harmony Law	November 30, 2021

Devendra Mishra November 30, 2020
Arul Rajasingam November 30, 2020

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

Name	Term
Ricardo Mashregi	November 30, 2020
Ramy Shath	November 30, 2021

- 7) The following persons be appointed to the Senior's Hall of Fame Awards Committee:

Name	Term
Tony Murphy	November 30, 2020
Raj Sethi	November 30, 2018
Manickampillai Veauthapillai	November 30, 2018

- 8) That the resignation of Osman Akhtar from the Race Relations Committee be received with regret for information purposes and that a letter of appreciation be forwarded by Mayor Frank Scarpitti.

- 9) That the resignation of Paul Cosburn from the Public Art Advisory Committee be received with regret for information purposes and that a letter of appreciation be forwarded by Mayor Frank Scarpitti.

Carried

6. PROPOSED REPORT ON THE REMUNERATION FOR THE COUNCILLOR DIRECTORS OF MARKHAM ENTERPRISES CORPORATION, MARKHAM DISTRICT ENERGY INC., POWERSTREAM INC. AND ALECTRA INC.

Moved by Regional Councillor Jim Jones

Seconded by Councillor Karen Rea

- 1) That the confidential presentation regarding advice that is subject to solicitor-client privilege, including communications necessary for that purpose – personnel matters be received;
- 2) That Appendix "C" be added to the staff report "2017 Summary of Remuneration and Expense for Councillors and Appointees to Boards"; and,
- 3) That staff be authorized to proceed as directed by Council on March 20, 2018."

Carried

DEVELOPMENT SERVICES COMMITTEE - MARCH 19, 2018

**7. 4031 16TH AVENUE (UNIONVILLE) INC.
(LIVANTE DEVELOPMENTS)
4031 16TH AVENUE
LEGAL ADVICE REGARDING SETTLEMENT OF APPEALS
APPLICATIONS FOR ZONING BY-LAW AMENDMENT
AND DRAFT PLAN OF SUBDIVISION TO
PERMIT A RESIDENTIAL DEVELOPMENT (WARD 3)
FILE NOS. ZA/SU 16 133028 (8.0)**

Moved by Councillor Don Hamilton

Seconded by Regional Councillor Jim Jones

- 1) That the confidential report dated March 19, 2018 titled “4031 16th Avenue (Unionville) Inc. (Livante Developments), 4031 16th Avenue, Legal advice regarding settlement of appeals, Applications for Zoning By-law Amendment and draft plan of subdivision to permit a residential development, File Nos. ZA/SU 16 133028,” be received; and,
- 2) That the City Solicitor or her designate be directed to attend the Ontario Municipal Board (OMB) hearing to support the settlement of the appeal by the applicant, as described in this report; and,
- 3) That staff be authorized to negotiate the content of the zoning by-law amendment and conditions of draft plan approval with the applicant, in consultation with applicable public agencies and in accordance with this report; and,
- 4) That Council authorize the City Solicitor or her designate to execute minutes of settlement in a form satisfactory to, and as deemed necessary by, the City Solicitor to ensure that the applicant supports the proposed settlement and conditions described in this Report at the Ontario Municipal Board; and further,
- 5) That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

14. CONFIRMATORY BY-LAW

Moved by Councillor Alex Chiu
Seconded by Councillor Valerie Burke

That By-law 2018-16 be given three readings and enacted.

Three Readings

BY-LAW 2018-16 A BY-LAW TO CONFIRM THE PROCEEDINGS OF THE COUNCIL
MEETING OF MARCH 20, 2018.
By-Law

Carried

15. ADJOURNMENT

Moved by Councillor Alex Chiu
Seconded by Councillor Valerie Burke

That the Council Meeting be adjourned at 9:30 PM.

Kimberley Kitteringham
City Clerk
(Signed)

Frank Scarpitti
Mayor