



Council Minutes

May 17 and 18, 2016, 7:00 PM

Council Chamber, Anthony Roman Markham Civic Centre

Meeting No. 8

Alternate formats for this document are available upon request

Roll Call

Mayor Frank Scarpitti, Deputy Mayor Jack Heath, Regional Councillor Joe Li, 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 Jim Jones.

Staff

Andy Taylor, Chief Administrative Officer
Catherine Conrad, City Solicitor and Acting Director of Human Resources
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
Raj Raman, Mayor's Chief of Staff
Kimberley Kitteringham City Clerk
Martha Pettit, Deputy City Clerk
John Wong, Technology Support Specialist

The meeting of Council convened at 7:07 PM on May 17, 2016 in the Council Chamber. Mayor Frank Scarpitti presided.

At 11:59 PM on May 17, 2016, Council passed a motion to waive Section 3.28 of Procedural By-law 2001-1 allowing the meeting to continue further than 12:01 a.m. on May 18, 2016. The motion moved by Councillor Alex Chiu and seconded by Councillor Alan Ho was carried by a two-thirds vote of the Members present.

1. DISCLOSURE OF PECUNIARY INTEREST

- (1) None declared.

2. MINUTES

- (1) COUNCIL MINUTES – MAY 3, 2016
[Minutes](#)

Moved by Councillor Alex Chiu

Seconded by Councillor Valerie Burke

- 1) That the Minutes of the Council Meeting held on May 3, 2016, be adopted.

Carried

3. PRESENTATIONS

- (1) 2016 MARKHAM DISTRICT ENERGY SUSTAINABILITY
BURSARY AWARDS CEREMONY (12.2.6)

Mr. Bruce Ander, President and CEO, Markham District Energy Inc., provided background information on the role of Markham District Energy and Markham District Energy Sustainability Bursary.

The Markham District Energy Sustainability Bursary was established to help cultivate and nurture environmental leadership. The Bursary encourages and rewards graduating Markham high school students who have distinguished themselves through academic excellence and participation in environmental extracurricular, volunteer and community service activities; and who intend to study sciences related to the environment full-time at a Canadian post-secondary institution.

Council extended congratulations to the recipients of the 2016 Markham District Energy Sustainability Bursary. The recipients are:

York Region Catholic District School Board

Zachary Bédard, Father Michael McGivney Catholic Academy

Melissa Hardy, St. Augustine Catholic High School

Kathryn Chen, St. Brother Andre Catholic High School

Shavaun Chan, St. Robert Catholic High School

York Region District School Board

Jessica Reid, Bill Crothers Secondary School
Stephanie Vong, Bur Oak Secondary School
Katelyn Gao, Markham District High School
Maddison McCormick, Markville Secondary School
Ashoke Mohanraj, Middlefield Collegiate Institute
Angela Lin, Milliken Mills High School
Jonathan Lam, Pierre Elliott Trudeau High School
Yael Lewis, Thornhill Secondary School
Hayley Preece, Thornlea Secondary School
Justin Tso, Unionville High School

4. DELEGATIONS

There were no delegations.

5. PETITIONS

There were no petitions.

6(A) REPORT NO. 18 - DEVELOPMENT SERVICES COMMITTEE (May 9, 2016)

Moved by Councillor Don Hamilton

Seconded by Deputy Mayor Jack Heath

That Report No. 18 – Development Services Committee comprised of 8 items be received and adopted, except Item Nos. 4, 5, and 6. (See following Item Nos. 4, 5, and 6)

(1) ADDITION OF A PROPERTY
TO THE MARKHAM REGISTER OF
PROPERTY OF CULTURAL HERITAGE VALUE OR INTEREST
9048 YORK DURHAM LINE (16.11.3)

[Report](#)

- 1) That the report entitled “Addition of a Property to the Markham Register of Property of Cultural Heritage Value or Interest, 9048 York-Durham Line”, dated May 9, 2016, be received; and,

- 2) That Council endorse the inclusion of the property at 9048 York-Durham Line (which has been reviewed by Heritage Markham, the City's municipal heritage committee) on the Markham Register of Property of Cultural Heritage Value or Interest; and further,
- 3) That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

(2) DESIGNATED HERITAGE PROPERTY
GRANT APPLICATIONS - 2016 (16.11)
[Report](#)

- 1) That the report entitled "Designated Heritage Property Grant Applications - 2016" dated May 9, 2016, be received; and,
- 2) That Designated Heritage Property Grants for 2016 be approved in the amounts noted for the following properties, totaling \$21,792.96, provided that the applicants comply with eligibility requirements of the program;
 1. 6 David Gohn Circle Markham Heritage Estates-\$3,169.55 for the replication of wooden shutters and painting of exterior woodwork;
 2. 7050 York Durham Line, Markham-\$5,000.00 for the replication of the wooden windows and exterior doors;
 3. 10 Centre Street, Markham Village-\$5,000.00 for the replication of the historic wooden windows on the second storey portion of the heritage building in residential use;
 4. 26 John Street, Thornhill-\$3,623.41 for the replication of the historic wooden windows on the second storey;
 5. 131 Main Street Unionville-\$5,000.00 for the repair and water-proofing of the southern stone foundation wall; and,
- 3) That the grants be funded through the Designated Heritage Property Grant Project Fund, Account 620-101-5699-16003 (\$30,000.00 available for 2016); and,
- 4) That any grant monies allocated to the 2016 Program that are not utilized be returned to the Heritage Loan Fund Reserve as per Council policy (87-2800-125); and further,
- 5) That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

(3) COMMERCIAL FAÇADE IMPROVEMENT
GRANT PROGRAM FOR 2016 (16.11)

[Report](#)

- 1) That the report entitled “Commercial Façade Improvement Grant Program for 2016”, dated May 9, 2016, be received; and,
- 2) That the identified applications for the Commercial Façade Improvement Grant Program be approved, provided that the applicants comply with the eligibility requirements of the program; and,
- 3) That 10 Centre Street Markham Village receive up to \$12,500.00 of grant assistance from the Commercial Façade Improvement Grant Program; and,
- 4) That 79 Main Street North Markham Village receive up to \$12,500.00 of grant assistance from the Commercial Façade Improvement Grant Program; and,
- 5) That Council authorizes the Mayor and Clerk to enter into a Façade Easement Agreements with the owners of 10 Centre Street and 79 Main Street North for any grant amount exceeding \$5,000.00 (required for grant assistance over \$5,000.00); and,
- 6) That the grants be funded from the Heritage Façade Improvement Program Account 620-101-5699-16006 which has a budget of \$25,000.00 for the year 2016; and further,
- 7) That staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

(4) REVISION TO THE GUIDELINES FOR THE
IMPLEMENTATION OF SECTION 37 BENEFITS (10.0)
[Report](#)

Moved by Councillor Don Hamilton

Seconded by Deputy Mayor Jack Heath

- 1) That the report entitled “Revision to the Guidelines for the Implementation of Section 37 Benefits” be received; and,
- 2) That the Guidelines for the Implementation of Section 37 Benefits be amended to allow for the collection of Section 37 contributions through the approval of developments under four storeys in height, for the sole purpose of funding public art; and further,
- 3) That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Referred

(See following to refer)

Moved by Councillor Karen Rea

Seconded by Deputy Mayor Jack Heath

That the recommendation titled “Revision to the Guidelines for the Implementation of Section 37 Benefits” be referred back to the May 24, 2016 Development Services Committee meeting for further information and discussion.

Carried

(5) RECOMMENDATION REPORT
189 BULLOCK LIMITED PARTNERSHIP
ZONING BY-LAW AMENDMENT TO
PERMIT RETAIL STORES, RESTAURANTS AND
A COMMERCIAL SELF STORAGE WAREHOUSE FACILITY
AT 189 BULLOCK DRIVE
FILE ZA 14-135226 (10.5)
[Report](#)

Moved by Councillor Don Hamilton

Seconded by Deputy Mayor Jack Heath

- 1) That the report titled “Recommendation Report, 189 Bullock Limited Partnership, Zoning By-law Amendment to permit retail stores, restaurants and a commercial self storage warehouse facility at 189 Bullock Drive, File ZA 14-135226; dated May 9, 2016, be received; and,

- 2) That the letter dated May 6, 2016 from Harry Froussios, Senior Associate, Zelinka Priamo Ltd. be received; and,
 - 3) That the record of the Public Meeting held on April 21, 2015, regarding the application for approval of the Zoning By-law Amendment to permit retail stores, restaurants and a commercial self storage warehouse facility at 189 Bullock Drive, be received; and,
 - 4) That the Zoning By-law Amendment application submitted by 189 Bullock Limited Partnership, to permit retail stores, restaurants and a commercial self storage warehouse facility at 189 Bullock Drive, be approved and that a revised draft by-law, that includes additional provisions requested by Harry Froussios of Zelinka Priamo Ltd. in the letter dated May 6, 2016, be finalized and enacted without further notice; and,
 - 5) That the site plan for 189 Bullock Drive be brought back to a future Development Services Committee meeting for its approval; and,
 - 6) That the applicant work with Councillor Karen Rea, Councillor Don Hamilton, and the Deputy Mayor on the Site Plan; and further,
 - 7) That Staff be authorized and directed to do all things necessary to give effect to this resolution.
- (By-law 2016-53)

Carried by a recorded vote (9:3)

(See following recorded vote)

YEAS: Councillor Valerie Burke, Councillor Alan Ho, Regional Councillor Nirmala Armstrong, Mayor Frank Scarpitti, Deputy Mayor Jack Heath, Regional Councillor Joe Li, Councillor Colin Campbell, Councillor Amanda Collucci, Councillor Alex Chiu. (9)

NAYS: Councillor Don Hamilton, Councillor Karen Rea, Councillor Logan Kanapathi. (3)

ABSENT: Regional Councillor Jim Jones. (1)

- (6) INFORMATION REPORT
NEW COMPREHENSIVE ZONING BY-LAW PROJECT
– OPTIONS FOR UPDATING DEVELOPMENT SERVICES COMMITTEE
AND OBTAINING THEIR FEEDBACK DURING PHASE 3A
(REVIEW OF POTENTIAL NEW ZONING AND LICENSING
REGULATIONS FOR ROOMING HOUSES, SECOND SUITES
& SHORT-TERM RENTAL ACCOMMODATIONS)
PR 13 128340 (10.5)
[Report](#)

Moved by Councillor Don Hamilton
Seconded by Deputy Mayor Jack Heath

- 1) That the memo entitled, “REPORT: New Comprehensive Zoning By-law Project - Options for updating Development Services Committee (DSC) and obtaining their feedback during Phase 3a (Review of potential new zoning and licensing regulations for rooming houses, second suites & short-term rental accommodations) be received.

Carried

(See following Council’s direction)
(See following motions which were lost)

Council directed that Staff schedule Special Development Services Committee meetings to consider the New Comprehensive Zoning By-law Project with respect to rooming houses, second suites & short-term rental accommodations.

Moved by Councillor Don Hamilton
Seconded by Deputy Mayor Jack Heath

The Council adopt the following proposed Resolution Nos. 2 and 3:

- “2) That a Sub-Committee be established and that it report back to Development Services Committee every 6 weeks when possible; and,
3) That staff be authorized and directed to do all things necessary to give effect to this resolution.”

Motion lost

Moved by Deputy Mayor Jack Heath
Seconded by Regional Councillor Nirmala Armstrong

That a Sub-Committee of Development Services Committee comprised of all Members of Council be established to review the New Comprehensive Zoning By-law Project.

Motion lost

(7) GLYNNWOOD TRIBUTARY
CLASS ENVIRONMENTAL ASSESSMENT (EA) STUDY (5.7)
[Report](#)

- 1) That the report entitled “Glynnwood Tributary - Class Environmental Assessment (EA) Study”, be received; and,
- 2) That the preferred alternative for a relief storm sewer from the Thornhill Community Centre to the Glynnwood pond, to alleviate flooding in the area as outlined in this report be endorsed; and,
- 3) That staff be authorized to file the Environmental Study Report in accordance with the Class Environmental Assessment Act; and,
- 4) That subject to Class EA approval, staff be authorized to proceed with Phase 1 - detailed design of the new storm sewer west of Bayview Ave to relieve flooding in the Glynnwood property; and,
- 5) That staff be directed to report back to Council on property acquisition, funding and negotiations with Glynnwood Retirement Residence and Shouldice Hospital for the acquisition of certain lands / easement and construction required for the new storm sewer; and further,
- 6) That staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

(8) SMART COMMUTE - MARKHAM, RICHMOND HILL
2016 BUSINESS PLAN (5.10)
[Presentation](#)

- 1) That the presentation provided by Flo McLellan, Program Director, Smart Commute – Markham, Richmond Hill Transportation Management Association (TMA) entitled “Smart Commute – Markham, Richmond Hill 2016 Business Plan”, at the May 9 , 2016 Development Services Committee, be received; and,
- 2) That staff be authorized to issue a purchase order to Smart Commute – Markham, Richmond Hill in the amount of \$75,000; and,

- 3) That the Regional Municipality of York, the Town of Richmond Hill and Smart Commute – Markham, Richmond Hill be advised accordingly; and further,
- 4) That staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

6(B) REPORT NO. 19 - GENERAL COMMITTEE (May 16, 2016)

Moved by Deputy Mayor Jack Heath

Seconded by Councillor Alan Ho

That Report No. 19 – General Committee comprised of 3 items be received and adopted.

- (1) AWARD OF CONSTRUCTION TENDER
017-T-16 WEST THORNHILL – PHASE 1C
STORM SEWER AND WATERMAIN REPLACEMENT (7.12)
[Report](#) [Attachment](#)
 - 1) That the report entitled “Award of Construction Tender 017-T-16 West Thornhill – Phase 1C Storm Sewer and Watermain Replacement” be received; and,
 - 2) That the contract for Tender 017-T-16 West Thornhill – Phase 1C Storm Sewer and Watermain Replacement be awarded to the lowest priced Bidder, Kapp Contracting Inc., in the amount of \$2,391,469.60, inclusive of HST; and,
 - 3) That a 10% contingency in the amount of \$239,146.96, inclusive of HST, be established to cover any additional construction costs and that authorization to approve expenditures of this contingency amount up to the specified limit be in accordance with the Expenditure Control Policy; and,
 - 4) That the construction award in the amount of \$2,630,616.56 (\$2,391,469.60 + \$239,146.96) be funded from the following capital projects; 1) 058-6150-15014-005 “West Thornhill Flood Control Construction - Phase 1B & 1C”; 2) 053-5350-15301-005 “Watermain Construction and Replacement Program – West Thornhill” and 3) 053-5350-16246-005 “Watermain Construction and Replacement Program” as outlined under the financial considerations section in this report; and,
 - 5) That the budget remaining in project #15301 “Watermain Construction and Replacement Program – West Thornhill” in the amount of \$85,231.23 will be returned to the original funding source; and,

- 6) That a 5-year moratorium be placed on any major servicing and utility installation along restored areas in Canadian Road; and further,
- 7) That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

(2) DRAFT PARKS RENAISSANCE STRATEGY (6.3)

[Presentation](#) [Report](#) [Appendix A](#)

- 1) That the presentation by Ms. Barb Rabicki, Director, Operations entitled “Parks Renaissance Strategy,” received; and,
- 2) That the Report titled “Draft Markham Parks Renaissance Strategy” be received; and,
- 3) That the Draft Parks Renaissance Strategy for the purposes of engaging our community and to guide the launch of a pilot program for 2016 be approved; and further,
- 4) That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried

(3) EUCLID STREET, PAVILLION STREET AND
UNION STREET PROPOSED PARKING PROHIBITION (2.17)

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

- 1) That the report entitled “Euclid Street, Pavillion Street and Union Street Parking Prohibition,” be received; and,
- 2) That Schedule “C” of Parking By-law 2005-188 be amended to prohibit parking on the north side of Euclid Street, south side of Pavillion Street and east side of Union Street north of Pavillion Street, in its entirety; and,
- 3) That the Operations Department be directed to install the appropriate signs at the subject locations, funded through the Operations Department account # 061-5350-15238-005; and,

- 4) That the Parking Control Department be directed to enforce the parking prohibition upon installation of the signs and passing of the by-law; and further,
- 5) That staff be authorized and directed to do all things necessary to give effect to this resolution.

(By-law 2016-55)

Carried

7. MOTIONS

- (1) SUPPORT BILL 158,
SAVING THE GIRL NEXT DOOR ACT, 2016 (HUMAN TRAFFICKING) (13.0)

Moved by Regional Councillor Nirmala Armstrong

Seconded by Councillor Alan Ho

Whereas human trafficking is a heinous crime that has been referred to as modern day slavery; and,

Whereas traffickers recruit, transport, harbor and control the girl next door for sexual exploitation or forced labour; and,

Whereas it is one of the fastest growing crimes that starts and stays in Canada, targeting victims - 90 percent of which are Canadian-born and predominantly female, averaging the age of 14; and,

Whereas Ontario is a major hub of human trafficking in Canada, and victims are lured, manipulated and coerced, often over the internet from every part of Ontario; and,

Whereas human trafficking is in our neighbourhoods and our communities; and,

Whereas the City of Markham requests that an additional clause be added under Section 6. (1) (b) of Bill 158 to include a Police Officer to the list of those able to apply for a protection order for children under 18 years of age;

Therefore be it resolved:

- 1) That the Council of the City of Markham support Bill 158, *Saving the Girl Next Door Act, 2016*, support MPP Laurie Scott's motion for a multi-jurisdictional and coordinated task force of law enforcement agencies, Crown prosecutors, judges, victims' services and frontline agencies; and,

- 2) That a copy of this resolution be forwarded to the Federation of Canadian Municipalities (FCM), Association of Municipalities of Ontario (AMO), the Premier of Ontario, all Members of Parliament, all Members of Provincial Parliament and municipalities.

Carried by a recorded vote (12:0)

(See following recorded vote)

(See following to consider the matter)

YEAS: Councillor Valerie Burke, Councillor Alan Ho, Councillor Don Hamilton, Councillor Karen Rea, Regional Councillor Nirmala Armstrong, Mayor Frank Scarpitti, Deputy Mayor Jack Heath, Regional Councillor Joe Li, Councillor Colin Campbell, Councillor Amanda Collucci, Councillor Logan Kanapathi, Councillor Alex Chiu. (12)

ABSENT: Regional Councillor Jim Jones. (1)

Moved by Regional Councillor Nirmala Armstrong
Seconded by Councillor Alan Ho

That the rules of procedure be waived in order to introduce a motion for consideration by Council regarding Bill 158, *Saving The Girl Next Door Act, 2016* (Human Trafficking).

Carried by a 2/3 vote of Council Members present

(2) QUEEN'S 90TH BIRTHDAY CELEBRATION (12.2.6)

Moved by Deputy Mayor Jack Heath
Seconded by Councillor Valerie Burke

Whereas her Majesty Queen Elizabeth II has been the reigning sovereign of Canada since her accession to the throne in 1952; and,

Whereas Her Majesty is the longest reigning Monarch in British history serving 60 years on the throne; and,

Whereas Her Majesty is celebrating her 90th Birthday in 2016; and,

Whereas it has been reported that the Queen has a special fondness for Canada because it was the first place she went to represent her father in 1951; and,

Whereas the Queen has visited Canada 22 times, more than any other country during her reign; and,

Whereas she has continued to express her love for Canada and its people during her reign; and,

Whereas Markham City Council held a 90th Birthday Community Celebration on May 17, 2016 in honour of Her Royal Majesty;

Therefore be it resolved:

- 1) That the Markham City Council, on behalf of all residents, expresses its sincere congratulations to Her Royal Majesty Queen Elizabeth II on the occasion of her 90th birthday.

Carried by a recorded vote (12:0)

(See following recorded vote)

(See following to consider the matter)

YEAS: Councillor Valerie Burke, Councillor Alan Ho, Councillor Don Hamilton, Councillor Karen Rea, Regional Councillor Nirmala Armstrong, Mayor Frank Scarpitti, Deputy Mayor Jack Heath, Regional Councillor Joe Li, Councillor Colin Campbell, Councillor Amanda Collucci, Councillor Logan Kanapathi, Councillor Alex Chiu. (12)

ABSENT: Regional Councillor Jim Jones. (1)

Moved by Deputy Mayor Jack Heath
Seconded by Councillor Valerie Burke

That the rules of procedure be waived in order to introduce a motion for consideration by Council regarding Queen's 90th Birthday Celebration.

Carried by a 2/3 vote of Council Members present

8. NOTICES OF MOTIONS

There were no notices of motions.

9. COMMUNICATIONS

Moved by Councillor Alex Chiu

Seconded by Councillor Karen Rea

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

Received

- 17-2016 ONTARIO MEDAL FOR GOOD CITIZENSHIP NOMINATIONS (13.2)
[Letter](#)
Minister of Citizenship, Immigration and International Trade, calling nominations for the 2016 Ontario Medal for Good Citizenship to honour Ontarians who, through exceptional, long-term efforts, have made outstanding contributions to community life. The deadline for nominations is July 17, 2016.
Carried
- 18-2016 LIQUOR LICENCE APPLICATION FOR MAIN STREET GREEK RESTAURANT, 60 MAIN STREET NORTH, UNIT 6 (WARD 4) (3.21)
[Info](#)
Forwarding a request for the City of Markham to complete the Municipal Information Form.
(New premises and application of a new liquor licence for indoor and outdoor areas).
Carried
- 19-2016 LIQUOR LICENCE APPLICATION FOR ROUGE RIVER BREWING COMPANY, 50 BULLOCK DRIVE, UNIT 8 (WARD 4) (3.21)
[Info](#)
Forwarding a request for the City of Markham to complete the Municipal Information Form for a Retail Liquor Store Authorization.
(Type of Retail Store Authorization – Brewery)
Carried
- 20-2016 TEMPORARY EXTENSION APPLICATION (LIQUOR SALES LICENCE) – MARKHAM VILLAGE BIA (3.21)
[Info](#)
Requesting an approval from the City of Markham to extend their existing liquor licence for the outdoor areas created by using the sidewalks located directly in front of the establishment while the street is closed to vehicular traffic. The proposed extension will be utilized in conjunction with the events as follows:

Markham Village Music Festival

(Friday, June 17, 2016, 4:00 PM to 11:00 PM)

(Saturday, June 18, 2016, 11:00 AM to 9:00 PM)

- Marca on Main, 96 Main Street North.
- Liberty Burgers & Wings, 144 Main Street North, Unit 17.
- Main's Mansion Restaurant and Bar, 144 Main Street North.
- Al Dente Restaurant, 39 Main Street North.
- Folco's Restaurant, 42 Main Street North.
- Rawlicious Restaurant, 116 Main Street North.
- Inspire Restaurant, 144 Main Street North, Unit 1.

Markham Village Music Festival

(Friday, June 17, 2016, 4:00 PM to Saturday, June 18, 2016, 2:00 AM)

(Saturday, June 18, 2016, 11:00 AM to 9:00 PM)

- The Duchess of Markham, 53 Main Street North***

***Note:

The approval to extend the patio for the Duchess of Markham from Friday, June 17, 2016, 4:00 PM to Saturday, June 18, 2016, 2:00 AM, is subject to the following conditions:

1. Over-night road closure has been approved by the City of Markham for Friday June 17, 2016 from 3:00 PM to Saturday June 18, 2016 9:30 PM to facilitate the Markham Village Music Festival.
2. Hiring (and confirmation) of a pay duty officer from 10:00 PM to 2:00 AM for each establishment operating past 11:00 PM.
3. Provision of stable and secure fence enclosure, with a minimum 0.91 m height, for any licenced patio areas established on municipal property.
4. Inspection and approval of fence enclosure by City Staff.
5. No amplified music past 11:00 PM.

Markham Auto Classic

(Sunday September 11, 2016, 11:00 AM to 6:00 PM)

- Marca on Main, 96 Main Street North.
- Liberty Burgers & Wings, 144 Main Street North, Unit 17.
- The Duchess of Markham, 53 Main Street North.
- Main's Mansion Restaurant and Bar, 144 Main Street North.
- Al Dente Restaurant, 39 Main Street North.
- Folco's Restaurant, 42 Main Street North.
- Rawlicious Restaurant, 116 Main Street North.
- Inspire Restaurant, 144 Main Street North, Unit 1.

Carried

10. PROCLAMATIONS**(1) PROCLAMATION REQUESTS (3.4)**

Moved by Councillor Amanda Collucci

Seconded by Councillor Colin Campbell

- 1) That the following proclamations, issued by the City Clerk in accordance with the City of Markham Proclamation Policy, be received for information purposes:
 - Seniors' Month (June 2016).
 - Markham Fair Week (September 26 to October 2, 2016)

Carried

11. NEW/OTHER BUSINESS**(1) RECOMMENDATION FROM THE MAY 3, 2016
LICENSING COMMITTEE HEARING (136 BRIARWOOD ROAD) (2.0)**

Moved by Regional Councillor Joe Li

Seconded by Councillor Don Hamilton

- 1) That the following recommendation of the Licensing Committee from the Hearing held on May 3, 2016 be approved and adopted:
 - "a) That the application to remove a Norway Maple tree at 136 Briarwood Road, Markham, be approved; and,
 - b) That the recommendation is based on the unique characteristics of this case only and is neither intended to be precedent setting nor to be used as a basis for future cases."

Carried

(2) SOUTH EAST COMMUNITY CENTRE AND LIBRARY
- PROJECT UPDATE (6.6)

[Presentation](#) [Report](#) [Correspondence](#)

Andy Taylor, Chief Administrative Officer, provided a brief overview and background of the Southeast Community Centre and Library Project. He explained the reasons for the construction contingency.

Moved by Deputy Mayor Jack Heath

Seconded by Councillor Logan Kanapathi

- 1) That the presentation by Mr. Gary Adamkowski, Senior Project Manager entitled “Southeast Community Centre and Library - Project Update,” be received; and,
- 2) That the correspondence from Eira Keay, Markham resident be received; and,
- 3) That the report entitled “Southeast Community Centre and Library - Project Update” be received; and,
- 4) That the construction contingency be increased in the amount of \$2,571,000.00 (excluding HST) to fund anticipated and potential additional costs required to complete the construction phase of the project; and,
- 5) That the funding shortfall of \$2,571,000 (excluding HST) be funded as follows:
 - a. That 90% of the shortfall be funded from the Development Charges Reserve in the amount of \$2,313,900, and,
 - b. That 10% of the shortfall be funded from the Ramp Up Reserve in the amount of \$257,100; and,
- 6) That Staff be authorized to approve the expenditure of this contingency amount up to the specified limits in accordance with the City’s Expenditure Control Policy; and,
- 7) That staff report back every six to eight weeks on construction progress and project budget; and further,
- 8) That Staff be authorized and directed to do all things necessary to give effect to this resolution.

Carried by a recorded vote (11:1)
(See following recorded vote)

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

NAYS: Regional Councillor Joe Li. (1)

ABSENT: Regional Councillor Jim Jones. (1)

Council consented to add the following to the proposed recommendation as Resolution No. 7:

“That staff report back every six to eight weeks on construction progress and project budget;”

Council consented to discuss the item entitled “Southeast Community Centre and Library - Project Update” immediately following the in-camera session.

(3) FUNDRAISING BY COMMUNITIES TO SUPPORT
FORT MCMURRAY WILDFIRE (12.2.6)

Council recognized all the various communities for their fundraising efforts to support the Fort McMurray wildfire.

12. BY-LAWS

Moved by Councillor Alex Chiu

Seconded by Councillor Logan Kanapathi

That By-law 2016-53 and 2016-55 be given three readings and enacted.

Three Readings

BY-LAW 2016-53 189 BULLOCK LIMITED PARTNERSHIP, 189 BULLOCK DRIVE,
ZONING BY-LAW AMENDMENT

A by-law to amend By-law 1229, as amended, to permit restaurants, retail stores and one commercial self storage facility as additional uses within the existing building on the subject property.

(Item No. 5, Report No. 18)

[By-law](#)

Carried

BY-LAW 2016-55 A BY-LAW TO AMEND PARKING BY-LAW 2005-188 (EUCLID STREET, PAVILION STREET AND UNION STREET PARKING PROHIBITION)
(Item No. 3, Report No. 19)
[By-law](#)

Carried

13. IN-CAMERA ITEMS

Moved by Councillor Alan Ho

Seconded by Regional Councillor Nirmala Armstrong

That, in accordance with Section 239 (2) of the *Municipal Act*, Council resolve into an in-camera session to discuss the following matters (8:40 PM on May 17, 2016):

- (1) MINUTES OF IN-CAMERA COUNCIL MEETING
 - MAY 3, 2016 (16.0)
 [Section 239 (2) (b) (c)]

General Committee – May 16, 2016

- (2) PERSONAL MATTERS ABOUT AN IDENTIFIABLE INDIVIDUAL, INCLUDING MUNICIPAL OR LOCAL BOARD EMPLOYEES
 AND
 ADVICE THAT IS SUBJECT TO SOLICITOR-CLIENT PRIVILEGE, INCLUDING COMMUNICATIONS NECESSARY FOR THAT PURPOSE
 (KINDRED SPIRITS ORCHESTRA) (7.6)
 [Section 239 (2) (b) (f)]
- (3) PERSONAL MATTERS ABOUT AN IDENTIFIABLE INDIVIDUAL, INCLUDING MUNICIPAL OR LOCAL BOARD EMPLOYEES
 (WARDS 3 & 4) (7.3)
 [Section 239 (2) (b)]

- (4) LITIGATION OR POTENTIAL LITIGATION, INCLUDING MATTERS BEFORE ADMINISTRATIVE TRIBUNALS, AFFECTING THE MUNICIPALITY OR LOCAL BOARD
AND
ADVICE THAT IS SUBJECT TO SOLICITOR-CLIENT PRIVILEGE, INCLUDING COMMUNICATIONS NECESSARY FOR THAT PURPOSE
(SOUTHEAST COMMUNITY CENTRE AND LIBRARY)
[Section 239 (2) (e) (f)]

Moved by Councillor Alan Ho
Seconded by Councillor Alex Chiu

That Council rise from the in-camera session. (11:58 PM on May 17, 2016)

Carried

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

- (1) MINUTES OF IN-CAMERA COUNCIL MEETING - MAY 3, 2016 (16.0)

Moved by Councillor Alex Chiu
Seconded by Councillor Valerie Burke

- 1) That the Council In-camera Minutes dated May 3, 2016 be confirmed.

Carried

- (2) PERSONAL MATTERS ABOUT AN IDENTIFIABLE INDIVIDUAL, INCLUDING MUNICIPAL OR LOCAL BOARD EMPLOYEES
AND
ADVICE THAT IS SUBJECT TO SOLICITOR-CLIENT PRIVILEGE, INCLUDING COMMUNICATIONS NECESSARY FOR THAT PURPOSE
(KINDRED SPIRITS ORCHESTRA) (7.6)

Moved by Councillor Karen Rea

Seconded by Councillor Amanda Collucci

- 1) That the confidential presentation from Mohammed Hosseini-Ara, Director of Culture and Joel Lustig, Treasurer, with respect to personal matters about an identifiable individual, including municipal or local board employees and advice that is subject to solicitor-client privilege, including communications necessary for that purpose (Kindred Spirits Orchestra) be received; and,
- 2) That staff be authorized to proceed as directed by Council on May 17, 2016.

Carried

- (3) PROPERTIES READY FOR TAX SALE REGISTRATION (7.3)

Moved by Councillor Logan Kanapathi

Seconded by Councillor Amanda Collucci

- 1) That the confidential report entitled "Properties Ready for Tax Sale Registration" be received; and,
- 2) That staff be authorized to proceed as directed by Council on May 17, 2016.

Carried

- (4) SOUTH EAST COMMUNITY CENTRE AND LIBRARY - PROJECT UPDATE (6.6)

See New/Other Business Item No. 2 for Council's decision on this matter.

14. CONFIRMATORY BY-LAW

Moved by Councillor Alex Chiu
Seconded by Councillor Karen Rea

That By-law 2016-54 be given three readings and enacted.

Three Readings

BY-LAW 2016-54 A BY-LAW TO CONFIRM THE PROCEEDINGS OF THE COUNCIL
MEETING OF MAY 17 AND 18, 2016
[By-law](#)

Carried

15. ADJOURNMENT

Moved by Councillor Alex Chiu
Seconded by Councillor Valerie Burke

That the Council Meeting be adjourned at 12:07 AM on May 18, 2016.

Carried

Kimberley Kitteringham
City Clerk

(Signed)

Frank Scarpitti
Mayor