

**CITY OF MARKHAM
SPECIAL COUNCIL MEETING
May 9, 2020**

Mayor Roger Agpawa called the Regular Meeting of the Markham City Council to order at 4:47 p.m. with the Pledge of Allegiance. Prayer led by Ald. McDowell. Roll Call was taken by City Clerk, Jennifer Coles.

ROLL CALL: ALDERMEN PRESENT Alderman Rondal Jones
 Alderman William Barron
 Alderwoman Brenna Hampton
 Alderwoman Wanda McDowell

ALSO PRESENT: Attorney, Steven Miller
 Treasurer, Belinda Richardson

CITY ATTORNEY'S REPORT 3 Ordinances

OPEN FLOOR Motion by Ald. McDowell, seconded by Ald. Barron
 to open the floor to Howard Powers, Attorney
 Fountain and Attorney Bernie Citron.
 Voice Vote: 4 Ayes/0 Nays

Howard Powers – The forced main runs down 161st St and is in the way of their current development. The intergovernmental agreement allows the City of Markham to relocate this forced main. Scannell agreed to pay for the relocation which is the second ordinance on the agenda.

Attorney Citron – The agreements are what's needed in order to keep the project moving forward. Relocation agreement is between the City of Markham and MWRD because Intergovernmental Agreements can only be between two or more bodies of government. MWRD had a meeting a couple weeks ago in which Mayor Agpawa was present for and provided support for. Because Markham will not assume responsibility for the undertaking of this project, the second agreement between Markham and Scannell #420 will shift responsibility to Scannell #420.

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The IGA contemplates the forced main will be constructed and then inspected by MWRD, once completed the existing forced main will be allowed to be cut and taken out. Last ordinance deals with an easement where the storm water has to get over the CUDD ditch. It was required by MWRD.

Attorney Fountain – Worked to make sure all parties were satisfied and obligations are met to ensure compliance and the developers taking on responsibility.

Attorney Miller – Will the billing come to Markham? Or directly to Scannell?

Mayor Agpawa – It's been both and those received at Markham have been turned over to Scannell.

Ald. Jones – Is this a million dollar project?

Attorney Miller – Yes, I believe \$1,080,000 on page 6.

Ald. Jones – Wanted to make sure that there weren't going to be issues with water and how it's flowing with this changeover.

Mayor Agpawa – This is partly why MWRD wanted the city to stay involved to ensure we don't have water flow issues and this is done correctly and retention is in the right place.

Attorney Fountain – This is why it took some time for the agreements to get drawn up. MWRD looked at all those issues and some things that needed to be negotiated.

Ald. Jones – What are the City's obligations?

Attorney Fountain – The first agreement between the City and MWRD list obligations. Our name is on the property so we're responsible. The second agreement between Scannell transfers responsibility and will do so when the property is no longer in our name.

Ald. Jones – So just want to make sure the city won't be ultimately responsible for this.

Attorney Citron – The forced main will be MWRD's responsibility once completed and Markham will not be responsible for it all. Once this is complete, the development can continue on, but can't proceed until it's done.

Ald. Jones – Do you have a preliminary timeline for this project?

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Howard Powers – Projected to complete the building in September or October 2021. Forced main will be done first and anticipate completion in the next four months.

WAIVE READING ORDINANCE 20-O-2266 Motion by Ald. McDowell, seconded by Ald. Jones to waive the reading of Ordinance 20-O-2266 – AN ORDINANCE AUTHORIZING THE EXECUTION OF THE INTERGOVERNMENTAL AGREEMENT BY AND BETWEEN THE CITY OF MARKHAM (“MARKHAM”) AND THE METROPOLITAN WATER RECLAMATION DISTRICT OF GREATER CHICAGO FOR RELOCATION OF THE EAST MARKHAM FORCE MAIN AND AN EASEMENT FOR THE RELOCATED EAST MARKHAM FORCED MAIN.
Voice Vote: 4 Ayes/0 Nays

ADOPT ORDINANCE 20-O-2266 Motion by Ald. McDowell, seconded by Ald. Jones to adopt Ordinance 20-O-2266.
Roll Call: 4 Ayes/0 Nays

WAIVE READING ORDINANCE 20-O-2267 Motion by Ald. McDowell, seconded by Ald. Jones to waive the reading of Ordinance 20-O-2267 – AN ORDINANCE AUTHORIZING THE EXECUTION OF THE FORCE MAIN RELOCATION AGREEMENT BY AND BETWEEN THE CITY OF MARKHAM AND SCANNELL PROPERTIES #420, LLC.
Voice Vote: 4 Ayes/0 Nays

ADOPT ORDINANCE 20-O-2267 Motion by Ald. McDowell, seconded by Ald. Jones to adopt Ordinance 20-O-2267.
Roll Call: 4 Ayes/0 Nays

WAIVE READING ORDINANCE 20-O-2268 Motion by Ald. McDowell, seconded by Ald. Jones to waive the reading of Ordinance 20-O-2268 – AN ORDINANCE APPROVING THE GRANTING OF AN EASEMENT BY THE CITY OF MARKHAM TO SCANNELL PROPERTIES #420, LLC OVER A PORTION OF UNIMPROVED 161ST PLACE.
Voice Vote: 4 Ayes/0 Nays

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ADOPT ORDINANCE
20-O-2268

Motion by Ald. McDowell, seconded by Ald. Jones to adopt Ordinance 20-O-2268.
Roll Call: 4 Ayes/0 Nays

PUBLIC SESSION

None

NEW BUSINESS

ALD JONES

Have we received any funding from the land on the project at 159th and Dixie Highway?
Mayor Agpawa – Doesn't know.
Treasurer Richardson – Not that she knows of.
Mayor Agpawa – Will look closer to give a definitive answer.
Ald. Hampton – Wasn't the finances already discussed many times as to how this would be dealt with? It was part of the contractual agreement we had.
Ald. Jones – Was asking for a report from the Treasurer and received an answer

ALD BARRON

None

ALD. HAMPTON

None

ALD. MCDOWELL

Wish all the mothers a Happy Mother's Day.

MAYOR AGPAWA

Happy Mother's Day and want to thank the media team for their hard work.

CLOSE FLOOR

Motion to Ald. McDowell, seconded by Ald. Barron to close the floor to the Attorneys.
Voice Vote: 4 Ayes/0 Nays

ADJOURNMENT

Motion by Ald. Barron, seconded by Ald. Hampton, to adjourn at 5:24 p.m.
Voice Vote: 4 Ayes/0 Nays

DATED: 5/21/2020



Jennifer Coles, City Clerk