



RESOLUTION OF COUNCIL MEETING NO. 2 DATED FEBRUARY 12, 2008

REPORT NO. 5 – DEVELOPMENT SERVICES COMMITTEE

(2) NINTH LINE SEWER IN THE CORNELL COMMUNITY (5.5)

That the February 5, 2008 report entitled “Ninth Line Sewer in the Cornell Community” be received;

And that the Chief Administrative Officer be authorized to finalize negotiations with the Region of York, 605918 Ontario Limited and the Markham Stouffville Hospital, on the cost sharing of the Ninth Line storm sewer;

And that the Mayor and the Clerk be authorized to execute a Cost Sharing Agreement with the Region of York, 605918 Ontario Limited, the Markham Stouffville Hospital, and any other necessary parties, to the satisfaction of the Chief Administrative Officer and Town Solicitor;

And that the Cornell Landowners Group and/or Lindvest Properties (Cornell) Limited be provided additional servicing allocation of two hundred (200) residential units (132 units upon financing of the sewer and the remaining 68 units in 2011) for the payment of the Town’s and at least 50% of Markham Stouffville Hospital’s shares of the 9th Line storm sewer;

And that the CAO be authorized to execute a Memorandum of Understanding with the Cornell Landowners Group and/or Lindvest Properties (Cornell) Limited related to the financing of the 9th Line storm sewer and additional servicing allocation;

And that the Region of York be requested to contribute 50% of the Markham Stouffville Hospital’s share of the 9th Line storm sewer;

And that staff be authorized and directed to do all things necessary to give effect to this resolution.

A handwritten signature in black ink, reading 'Sheila Birrell'.

Sheila Birrell
Town Clerk

Copy to: Brian Lee, Manager, Development Engineering
 John Livey, Chief Administrative Officer
 Catherine Conrad, Town Solicitor
 Denis Kelly, Region of York

February 13, 2008

Mr. Denis Kelly
Regional Clerk
The Regional Municipality of York
17250 Yonge Street
Newmarket, ON L3Y 6Z1

RE: NINTH LINE SEWER IN THE CORNELL COMMUNITY (5.5)

Dear Mr. Kelly:

This will confirm that at the meeting of Council held on February 12, 2008, Clause 2 of Report No. 5, was approved as follows:

“That the February 5, 2008 report entitled “Ninth Line Sewer in the Cornell Community” be received;

And that the Chief Administrative Officer be authorized to finalize negotiations with the Region of York, 605918 Ontario Limited and the Markham Stouffville Hospital, on the cost sharing of the Ninth Line storm sewer;

And that the Mayor and the Clerk be authorized to execute a Cost Sharing Agreement with the Region of York, 605918 Ontario Limited, the Markham Stouffville Hospital, and any other necessary parties, to the satisfaction of the Chief Administrative Officer and Town Solicitor;

And that the Cornell Landowners Group and/or Lindvest Properties (Cornell) Limited be provided additional servicing allocation of two hundred (200) residential units (132 units upon financing of the sewer and the remaining 68 units in 2011) for the payment of the Town’s and at least 50% of Markham Stouffville Hospital’s shares of the 9th Line storm sewer;

And that the CAO be authorized to execute a Memorandum of Understanding with the Cornell Landowners Group and/or Lindvest Properties (Cornell) Limited related to the financing of the 9th Line storm sewer and additional servicing allocation;

And that the Region of York be requested to contribute 50% of the Markham Stouffville Hospital’s share of the 9th Line storm sewer;

And that staff be authorized and directed to do all things necessary to give effect to this resolution.”

Yours sincerely,



Sheila Birrell
Town Clerk