

Open Forum

Public Notices (if required)

Additions & Corrections to the Agenda

Additional items to this Agenda are shown under the Addendum heading.

Declarations of Pecuniary Interest

Presentations & Recognitions

1. Presentation to Commanding Officer Lieutenant Colonel Phillip J. Halton, Honorary Colonel Darrell Brickner and Regimental Sergeant Major Chief Warrant Officer David Goldenberg, recognizing the historic relationship between the Town of Newmarket and the Queen's York Rangers, and their many contributions to the Town of Newmarket.

Deputations

Approval of Minutes

2. Council Minutes of June 23, 2014. p. 1
3. Special Council Minutes of July 21, 2014. p. 33
4. Special Council Minutes of August 25, 2014. p. 41

Correspondence & Petitions

Reports by Regional Representatives

Reports of Committees and Staff

5. Special Committee of the Whole Minutes of June 23, 2014. p. 45
6. Special Committee of the Whole (Closed Session) Minutes of June 23, 2014.

7. Committee of the Whole Minutes of July 21, 2014. p. 47
8. Committee of the Whole Minutes of August 25, 2014. p. 53
9. Committee of the Whole (Closed Session) Minutes of August 25, 2014.
10. Community Services - Recreation and Culture Report 2014-27 dated September 8, 2014 regarding the Newmarket Sports Hall of Fame - 2014 Induction Nominees. p. 69

The Commissioner of Community Services and Director of Recreation and Culture recommend:

THAT Community Services Report – Recreation and Culture Report 2014-27 dated September 8, 2014 regarding Newmarket Sports Hall of Fame be received and the following recommendations be adopted:

a) THAT council endorse the recommendations of the Newmarket Sports Hall of Fame inductions for November 2014 as outlined in the confidential Community Services - Recreation and Culture Report 2014-26 (enclosed in agenda);

b) AND THAT staff work with the Newmarket Sports Hall of Fame to prepare the celebration to be held at the Newmarket Magna Centre on Sunday, November 16, 2014.

By-laws

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| 2014-47 | A By-law to Amend By-law Number 2010-40, as amended by By-law 2013-61, being a Zoning By-law (487 Queen Street). | p. 71 |
| 2014-48 | A By-law to provide an exemption to the Noise By-law to facilitate the necessary work by the Regional Municipality of York for the road rehabilitation program on Mulock Drive. | p. 73 |

Notices of Motions

Announcements & Community Events

New Business

Closed Session (if required)

The Closed Session Agenda and Reports will be circulated under separate cover (Goldenrod).

13. Community Services - Recreation and Culture (Closed Session) Report 2014-26 dated September 8, 2014 regarding personal matters about identifiable individuals.

Confirmatory By-law

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| 2014-49 | A By-law to confirm the proceedings of a meeting of Council - p. 74 September 8, 2014. |
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Addendum

Adjournment

The meeting of the Council was held on Monday, June 23, 2014 in Council Chambers, 395 Mulock Drive, Newmarket.

Members Present: Mayor Van Bynen
Regional Councillor Taylor
Councillor Vegh
Councillor Kerwin
Councillor Twinney
Councillor Hempen
Councillor Sponga
Councillor Di Muccio
Councillor Emanuel

Staff Present: R.N. Shelton, Chief Administrative Officer
A. Moore, Commissioner of Corporate Services
I. McDougall, Commissioner of Community Services
R. Prentice, Commissioner of Development and Infrastructure Services
A. Brouwer, Director of Legislative Services/Town Clerk
R. Nethery, Director of Planning and Building Services
J. Patel, Project Support Business Analyst
C. Finnerty, Council/Committee Coordinator

The meeting was called to order at 7:01 p.m.

Mayor Van Bynen in the Chair.

Mayor Van Bynen announced the upcoming retirement of Robert Prentice, Commissioner of Development and Infrastructure Services. He thanked the Commissioner on behalf of Council for his service to the Town of Newmarket.

Public Notices

None.

Additions & Corrections to the Agenda

1. Additions & Corrections to the Agenda

Moved by: Councillor Emanuel

Seconded by: Councillor Sponga

THAT the Additions and Corrections to the Agenda noted in the addendum be adopted.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Di Muccio, Councillor Emanuel

Opposed: (None)

(9 in favour, 0 opposed)

Carried

Declarations of Pecuniary Interest

Councillor Hempen declared a conflict in Item 17 being Development and Infrastructure Services - Planning and Building Services Planning Report 2014-31 regarding Official Plan Amendment # 10 – Town of Newmarket Urban Centres Secondary Plan and Associated Amendments to the Official Plan as plan boundary modifications may refer to the properties known as 20 Hill Street and 232 Penn Avenue, which he is the registered owner. He advised that he would not take part in the discussion or voting on the matter as it relates to the subject properties.

Regional Councillor Taylor declared a conflict in Item 31 of the Committee of the Whole Minutes of June 17, 2014 being Development and Infrastructure Services Report – Planning and Building Services 2014-28 regarding the Municipal Register of Non-Designated Heritage Properties as he is the owner of a building on the register. He advised he would not take part in the discussion or voting on this matter.

Presentations & Recognitions

2. Mayor Van Bynen and Members of Council recognized the accomplishments of the York North Basketball Association Avengers Under 15 Girls Basketball Team who have gone 29-0 this season and have ranked in the top 5 each year for the past 5 years. The team is heading to tournaments in Ohio, Boston and Washington this summer.

Deputations

3. Mr. Scott Cholewa regarding a petition for a splash pad in the Copper Hills subdivision (Ward 1).

Moved by: Councillor Vegh
 Seconded by: Regional Councillor Taylor

THAT the deputation of Mr. Scott Cholewa regarding a petition for a splash pad in the Frank Stronach Park be received;

AND THAT the request for a splash pad in Frank Stronach Park be referred to the 2015 budget process and added to the Recreation Master Plan.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Di Muccio, Councillor Emanuel
 Opposed: (None)
 (9 in favour, 0 opposed)

Carried

4. Ms. Adelina Urbanski, Commissioner, Community and Health Services Department, York Region regarding endorsement of the Human Services Planning Board of York Region's Make Rental Happen and Fair Access Projects.

Ms. Urbanski provided a PowerPoint presentation regarding the Make Rental Happen and Fair Access Projects.

Moved by: Councillor Kerwin
 Seconded by: Councillor Twinney

THAT Ms. Adelina Urbanski, Commissioner, Community and Health Services Department, York Region be allotted an additional five minute time limit for her presentation.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Di Muccio, Councillor Emanuel
 Opposed: (None)
 (9 in favour, 0 opposed)

Carried

Moved by: Regional Councillor Taylor
 Seconded by: Councillor Emanuel

THAT the presentation by Ms. Adelina Urbanski, Commissioner, Community and Health Services Department, York Region regarding endorsement of the Human Services Planning Board of York Region's Make Rental Happen and Fair Access Projects be received.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Di Muccio, Councillor Emanuel
 Opposed: (None)
 (9 in favour, 0 opposed)

Carried

5. Ms. Karin Hamalainen addressed Council regarding reassessment of Newmarket Hydro's Good Coins program.

Moved by: Councillor Emanuel
 Seconded by: Councillor Sponga

THAT the deputation of Ms. Karin Hamalainen regarding reassessment of Newmarket Hydro's Good Coins program be received.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Di Muccio, Councillor Emanuel
 Opposed: (None)
 (9 in favour, 0 opposed)

Carried

6. Mr. Paul Ferguson, President, Newmarket-Tay Power Distribution Limited regarding the Good Coins program.

Moved by: Councillor Sponga
 Seconded by: Councillor Emanuel

THAT the deputation of Mr. Paul Ferguson, President, Newmarket-Tay Power Distribution Limited regarding the Good Coins program be received.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Di Muccio, Councillor Emanuel

Opposed: (None)
 (9 in favour, 0 opposed)

Carried

7. Mr. Luc Sagar regarding cycling to work.

Moved by: Regional Councillor Taylor
 Seconded by: Councillor Twinney

THAT the deputation of Mr. Luc Sagar regarding cycling to work be received.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Di Muccio, Councillor Emanuel

Opposed: (None)
 (9 in favour, 0 opposed)

Carried

Approval of Minutes

8. Council Minutes of May 26, 2014.

Moved by: Councillor Sponga
 Seconded by: Councillor Emanuel

THAT the Council Minutes of May 26, 2014 be approved.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Di Muccio, Councillor Emanuel

Opposed: (None)
 (9 in favour, 0 opposed)

Carried

Correspondence & Petitions

None.

Reports by Regional Representatives

a) Regional Councillor Taylor advised that the City of Markham Official Plan and the City of Vaughan Secondary Plans have moved forward at Regional Council and are expected to be finalized later this week.

b) Regional Councillor Taylor advised that he attended the Rental Housing Symposium on Friday, June 20, 2014. The symposium was well attended with informative presentations and speakers.

c) Regional Councillor Taylor congratulated the City of Markham on their selection as the successful location for the York University satellite campus.

Reports of Committees and Staff

9. Special Committee of the Whole Minutes of May 26, 2014.

Moved by: Councillor Emanuel

Seconded by: Councillor Kerwin

THAT the Special Committee of the Whole Minutes of May 26, 2014 be received and the following recommendation be adopted:

10. THAT Joint CAO and Commissioners of Corporate Services, Development and Infrastructure Services and Community Services Report 2014-08 dated May 20, 2014 regarding the 2014 Development Charges Review be received.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Di Muccio, Councillor Emanuel

Opposed: (None)
(9 in favour, 0 opposed)

Carried

11. Council Workshop Record of June 9, 2014.

Moved by: Councillor Emanuel
 Seconded by: Councillor Di Muccio

THAT the Council Workshop Record of June 9, 2014 be received.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh,
 Councillor Kerwin, Councillor Twinney, Councillor Hempen,
 Councillor Sponga, Councillor Di Muccio, Councillor Emanuel

Opposed: (None)
 (9 in favour, 0 opposed)

Carried

12. Special Committee of the Whole Minutes of June 16, 2014 at 10:00 a.m.

Moved by: Councillor Emanuel
 Seconded by: Councillor Sponga

THAT the minutes of the Special Committee of the Whole of June 16, 2014 be received and the recommendation noted within be adopted.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh,
 Councillor Kerwin, Councillor Twinney, Councillor Hempen,
 Councillor Sponga, Councillor Di Muccio, Councillor Emanuel

Opposed: (None)
 (9 in favour, 0 opposed)

Carried

13. Special Committee of the Whole (Closed Session) Minutes of June 16, 2014 at 10:00 a.m.

Moved by: Councillor Sponga
 Seconded by: Councillor Emanuel

THAT the minutes of the Special Committee of the Whole (Closed Session) of June 16, 2014 be approved.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh,
 Councillor Kerwin, Councillor Twinney, Councillor Hempen,
 Councillor Sponga, Councillor Di Muccio, Councillor Emanuel

Opposed: (None)
 (9 in favour, 0 opposed)

Carried

14. Joint Chief Administrative Officer, Commissioner of Development and Infrastructure Services and Commissioner of Community Services (Closed Session) Report 2014-41 dated June 12, 2014 regarding a potential disposition of land by the municipality. (Ward 3)

Moved by: Councillor Sponga

Seconded by: Councillor Vegh

THAT Joint Chief Administrative Officer, Commissioner of Development and Infrastructure Services and Commissioner of Community Services (Closed Session) Report 2014-41 dated June 12, 2014 regarding Hollingsworth Arena be received;

AND THAT staff be directed to proceed as authorized at the June 16, 2014 Special Committee of the Whole (Closed Session) meeting.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Hempen, Councillor Sponga, Councillor Emanuel

Opposed: Councillor Twinney, Councillor Di Muccio
(7 in favour, 2 opposed)

Carried

15. Development and Infrastructure Services - Planning and Building Services (Closed Session) Report 2014-27 dated June 16, 2014 regarding the potential acquisition of land by the municipality. (Ward 5)

Moved by: Councillor Sponga

Seconded by: Councillor Emanuel

THAT Development and Infrastructure Services – Planning and Building Services (Closed Session) Report 2014-27 dated June 16, 2014 regarding a strategic acquisition of land by the municipality be received;

AND THAT staff be directed to proceed as authorized at the June 16, 2014 Special Committee of the Whole (Closed Session) meeting.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Di Muccio, Councillor Emanuel

Opposed: (None)
(9 in favour, 0 opposed)

Carried

16. Joint Chief Administrative Officer and Commissioners (Closed Session) Report 2014-42 dated June 6, 2014 regarding the potential acquisition of land by the municipality. (Ward 5)

Moved by: Councillor Sponga
Seconded by: Councillor Emanuel

THAT Joint Chief Administrative Officer and Commissioners (Closed Session) Report 2014-42 dated June 6, 2014 regarding potential acquisition of property be received;

AND THAT the recommendations in the Joint Chief Administrative Officer and Commissioners (Closed Session) Report 2014-42 be adopted.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Di Muccio, Councillor Emanuel
Opposed: (None)
(9 in favour, 0 opposed)

Carried

17. Joint Chief Administrative Officer and Commissioners (Closed Session) Report 2014-26 dated June 16, 2014 regarding the potential acquisition of land by the municipality. (Ward 5)

Moved by: Councillor Sponga
Seconded by: Councillor Hempen

THAT Joint Chief Administrative Officer and Commissioners (Closed Session) Report 2014-26 dated June 16, 2014 regarding a strategic acquisition of land by the municipality be received;

AND THAT staff be directed to proceed as authorized at the June 16, 2014 Special Committee of the Whole (Closed Session) meeting.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Hempen, Councillor Sponga, Councillor Emanuel
Opposed: Councillor Twinney, Councillor Di Muccio
(7 in favour, 2 opposed)

Carried

18. Joint Chief Administrative Officer and Commissioners (Closed Session) Report 2014-14 dated June 12, 2014 regarding the potential acquisition of land by the municipality. (Ward 6)

Moved by: Councillor Di Muccio

Seconded by: Councillor Emanuel

THAT Joint Chief Administrative Officer and Commissioners (Closed Session) Report 2014-14 dated June 12, 2014 regarding a potential acquisition of property be received;

AND THAT the recommendations in the Joint Chief Administrative Officer and Commissioners (Closed Session) Report 2014-14 be adopted.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Di Muccio, Councillor Emanuel

Opposed: (None)

(9 in favour, 0 opposed)

Carried

19. Committee of the Whole Minutes of June 16, 2014.

Moved by: Councillor Emanuel

Seconded by: Councillor Sponga

THAT Committee of the Whole Minutes of June 16, 2014 excluding items 7, 27, 31 and 36 be received the following recommendations be adopted:

20. THAT the PowerPoint presentation by Mr. Mike Walters, General Manager, Watershed Management, Lake Simcoe Region Conservation Authority regarding the Rainscaping Program be received.
21. THAT the PowerPoint presentation by Ms Helena Grdadolnik, Workshop Architecture regarding the Public Art Plan and Policy be received; and the guiding principles of the Policy include artwork adjudication deemed generally acceptable by the community.
22. a) THAT Joint Community Services - Recreation and Culture, Development and Infrastructure Services Planning Report 2014-17 dated May 30, 2014 regarding a Public Art Plan and Policy for the Town of Newmarket be received and the following recommendations be adopted:

- i) THAT the Town of Newmarket Public Art Plan and Policy be approved;
 - ii) AND THAT the vision, objectives and guiding principles for the Public Art Program be approved as outlined in the Public Art Plan and Policy;
 - iii) AND THAT the definition of public art including the criteria, inclusions and exclusions be approved as outlined in the Public Art Policy;
 - iv) AND THAT the public art site selection criteria and the 14 priority sites for public art be approved;
 - v) AND THAT the roles of Council and staff be approved as outlined in the Public Art Plan and Policy;
 - vi) AND THAT the acquisition process as outlined in the Public Art Policy which includes adjudication from a qualified Art Selection Committee be approved;
 - vii) AND THAT the donation process as outlined in the Public Art Policy which includes adjudication from a qualified Art Selection Committee be approved;
 - viii) AND THAT the maintenance and conservation process for Newmarket's Civic Public Art Inventory be approved as stated in the Public Art Policy;
 - ix) AND THAT the de-accessioning and disposal process for Newmarket's Civic Public Art Inventory as outlined in the Public Art Policy be approved;
 - x) AND THAT any pieces of art are deemed to be acceptable to all members of the community.
23. THAT the deputation by Mr. Bob Kwapis regarding his support of the recommendations contained within Development and Infrastructure Services Report – Engineering Services 2014-32 dated June 16, 2014 regarding Town-Wide Traffic Mitigation Strategy and the e-mail correspondence by Ms. Nancy Fish dated June 16, 2014 be received.
 24. THAT the deputation by Mr. Bob Kwapis regarding his support of the recommendations contained within Development and Infrastructure Services Report – Engineering Services 2014-37 dated June 16, 2014 regarding Queen/Parkview – All Way Stop Review Update be received.
 25. THAT Development and Infrastructure Services Report - Engineering Services 2014-37 dated June 16, 2014 regarding Queen/Parkview (east leg) - All Way Stop Review Update and Safety Audit Report and the Traffic Infiltration Study - Ward 5 (north half) be received and the following recommendations be adopted:

i) THAT an edge line as described in the IBI Group report as being a required improvement be implemented in 2014;

ii) AND THAT vegetative trimming be undertaken to enhance sight lines in the recommended area in 2014;

iii) AND THAT, if vegetative trimming is not completely effective, turning restrictions be considered;

iv) AND THAT if needed, the larger dollar value enhancements be considered as part of the parks and trails program for enhancing Haskett Park;

v) AND THAT the road section continue to be monitored, and that an O-D study (license plate trace) be undertaken for Queen Street after the completion of the vivaNext construction on Davis Drive.

26. Correspondence dated April 15, 2014 from Ms. Sheila Nicholas, Chair, Teachers of English as a Second Language Association of Ontario requesting that October 12 to 18, 2014 be proclaimed 'English as a Second Language Week' in the Town of Newmarket.

a) THAT the correspondence dated April 15, 2014 from Ms. Sheila Nicholas be received and the following recommendations be adopted:

i) THAT the Town of Newmarket proclaim October 12 to 18, 2014 as 'English as a Second Language Week';

ii) AND THAT the proclamation be advertised in the Town Page advertisement and on the Town's website www.newmarket.ca

27. Correspondence dated March 7, 2014 from Mr. James Nuttall, O.M.C., 1st Newmarket Commissioner, Scouts Canada requesting proclamation of 'October 17 and 18, 2014 as Scouts Apple Day'.

a) THAT the correspondence dated March 7, 2014 from Mr. James Nuttall, O.M.C., 1st Newmarket Commissioner, Scouts Canada be received and the following recommendations be adopted:

i) THAT the Town of Newmarket proclaim October 17 and 18, 2014 as 'Scouts Apple Day';

ii) AND THAT the proclamation be advertised in the Town Page advertisement and on the Town's website www.newmarket.ca

28. Correspondence dated May 21, 2014 from Mr. Alain Beaudoin, President, L'AFRY requesting proclamation of September 25, 2014 as 'Franco-Ontarian Day' in the Town of Newmarket.
- a) THAT the correspondence dated May 21, 2014 from Mr. Alain Beaudoin, President, L'AFRY be received and the following recommendations be adopted:
- i) THAT the Town of Newmarket proclaim September 25, 2014 as 'Franco-Ontarian Day';
- ii) AND THAT the proclamation be advertised in the Town Page advertisement and on the Town's website www.newmarket.ca
29. Correspondence dated June 5, 2014 from Ms. Heather Howe, Communications Coordinator, York Region Children's Aid Society requesting that October, 2014 be proclaimed 'Child Abuse Prevention Month' in the Town of Newmarket.
- a) THAT the correspondence dated June 5, 2014 from Ms. Heather Howe, Communications Coordinator, York Region Children's Aid Society be received and the following recommendations be adopted:
- i) THAT the Town of Newmarket proclaim October, 2014 as 'Child Abuse Prevention Month';
- ii) AND THAT the proclamation be advertised in the Town Page advertisement and on the Town's website www.newmarket.ca
30. Newmarket Public Library Board Minutes of April 16, 2014.
- a) THAT the Newmarket Public Library Board Minutes of April 16, 2014 be received.
31. Main Street District Business Improvement Area Board of Management Minutes of April 15, 2014.
- a) THAT the Main Street District Business Improvement Area Board of Management Minutes of April 15, 2014 be received.
32. Heritage Newmarket Advisory Committee Minutes of April 1 and May 6, 2014.
- a) THAT the Heritage Newmarket Advisory Committee Minutes of April 1 and May 6, 2014 be received.

33. Item 9 b) of the Heritage Newmarket Advisory Committee Minutes of April 1, 2014 - New Business.

The Operational Leadership Team recommends that the following recommendation of the Heritage Newmarket Advisory Committee be referred to Council's review of its boards and committees in the 2014-2018 term of Council:

a) Having consulted with the Planning Department, the Heritage Newmarket Advisory Committee recommends to Council that as the Heritage District is imminent and many of the applications to the subcommittee are within the district boundaries, that Council direct the membership of the NDDS be revised to include a member of the Heritage Newmarket Advisory Committee to begin in the 2014 term.

34. Site Plan Review Committee Minutes of May 26, 2014.

a) THAT the Site Plan Review Committee Minutes of May 26, 2014 be received.

35. Item 1 of the Site Plan Review Committee Minutes of May 26, 2014 - Request for Exemption from Site Plan Approval - 380 Bayview Parkway.

a) THAT the request for an exemption from Site Plan Approval for the proposed external emergency generator and replacement of the electrical substation and the installation of a proposed temporary modular unit at the Newmarket Pumping Station located on the subject lands be granted;

i) AND THAT James Steele, Manager of Engineering, The Regional Municipality of York, 17250 Yonge Street, Newmarket, ON L3Y 6Z1 be notified of this action;

ii) AND THAT Allan Hewitt, Manager of Business Support and Administration, Engineering Services of the Regional Municipality of York, 17250 Yonge Street, Newmarket, ON L3Y 6Z1 be notified of this decision.

36. Office of the CAO - Corporate Communications and Corporate Policy Committee Joint Report 2014-02 dated June 16, 2014 regarding Revised Corporate Policy - Use of Corporate Logo COMM 2-01.

a) THAT Corporate Communications and Corporate Policy Committee Joint Report 2014-02 dated June 16, 2014 regarding amended Corporate Policy - Use of Town Logo Policy be received and the following recommendation be adopted:

i) THAT Council approves the attached amended Use of Corporate Logo, Crest and Images Policy COMM 2-01.

37. Community Services - Economic Development Corporate Services - Procurement Development and Infrastructure Services Engineering Services Joint Information Report 2014-16 dated June 4, 2014 regarding Town Entrance Signs.

a) THAT the Joint Community Services, Development and Infrastructure Services, Corporate Services Joint Report 2014-16 dated June 4, 2014 regarding Town Entrance Signs be received and the following recommendations be adopted:

i) THAT a design/build request for proposals be issued for town entrance signs for the two locations within the report;

ii) AND THAT staff be authorized to award the contract with the selected proponent subject to available funds.

38. Development and Infrastructure Services Report - ES 2014-39 dated June 3, 2014 regarding East Park Residential Subdivision - Request for Final Acceptance.

a) THAT Development and Infrastructure Services Report - ES 2014-39 dated June 3, 2014 regarding the Final Acceptance be received and the following recommendations be adopted:

i) THAT the request for Final Acceptance of the East Park Residential Subdivision as shown on the attached map be finally accepted and assumed by the Town;

ii) AND THAT Mr. Ignazio Giardina of East Park Homes Ltd., and Mr. Robert DeAngelis, P. Eng., of Condeland Engineering Ltd. be notified of these recommendations.

39. Development and Infrastructure Services Report - ES 2014-40 dated June 3, 2014 regarding the Final Acceptance and Assumption of Underground and Aboveground Works for Summerhill Woods.

a) THAT Development and Infrastructure Services Report - ES 2014-40 dated June 3, 2014 regarding the Final Acceptance and Assumption of Underground and Aboveground Works be received and the following recommendations be adopted:

i) THAT the request for Final Acceptance and Assumption of Underground and Aboveground Works of the Summerhill Woods Residential Subdivision, excluding the Stormwater Management Facility, as shown on the attached map be finally accepted and assumed by the Town;

ii) AND THAT Mr. Paul Minz of Criterion Development Corporation and Mr. John Kaczor, A.Sc,T., of MMM Group Limited be notified of these recommendations.

40. Corporate Services - Legislative Services Report 2014-02 dated June 10, 2014 regarding "Municipal Election Compliance Audit Committee".

a) THAT Corporate Services Report - Legislative Services 2014-02 dated June 10, 2014 regarding "Municipal Election Compliance Audit Committee" be received and the following recommendations be adopted:

i) THAT Council adopt the terms of reference for the Municipal Election Compliance Audit Committee (attached as Appendix "A");

ii) AND THAT Council appoint the individuals identified in Corporate Services - Legislative Services (Closed Session) Report 2014-03 as the roster from which the Municipal Election Compliance Audit Committee is constituted if required;

iii) AND THAT the Clerk be delegated the authority to establish, in response to any compliance audit applications received, panels of three (3) persons from the Council-approved roster of individuals to serve as the Municipal Election Compliance Audit Committee.

41. Community Services - Recreation and Culture Report 2014-19 dated June 12, 2014 regarding Newmarket Off Leash Dog Park Naming Rights.

a) THAT Community Services - Recreation and Culture Report 2014-19 dated June 12, 2014 regarding naming rights for the planned Newmarket Off Leash Dog Park be received and the following recommendations be adopted:

i) THAT staff be delegated authority to support the ongoing community led fundraising efforts in achieving their target of minimum target of \$50,000 including any related contract development and fulfillment of potential naming/sponsorship agreement(s) specific to an Off Leash Dog Park;

ii) AND THAT Legal Services and Recreation and Culture complete final contracts for execution by the Mayor and Clerk with prospective naming rights holders.

42. List of Outstanding Matters.

a) THAT the list of Outstanding Matters be received.

43. a) THAT Corporate Services Report - Financial Services 2014-24 dated June 2, 2014 regarding the 2014 Budget Reconciliation be adopted.

44. THAT Corporate Services Report - Financial Services 2014-27 dated June 2, 2014 regarding the Municipal Funding Agreement for the transfer of Federal Gas Tax Funds.
- a) THAT Corporate Services - Financial Services Report 2014-27 dated June 2, 2014 regarding the Municipal Funding Agreement for the Transfer of Federal Gas Tax Funds be received and the following recommendations be adopted:
- i) THAT the Mayor and Clerk be authorized to enter in a new Municipal Funding Agreement for the Transfer of Federal Gas Tax Funds;
- ii) AND THAT a by-law be enacted to confirm this.
45. a) THAT Development and Infrastructure Services - Joint Planning and Building Services/Engineering Services Report 2014-23 dated June 16, 2014 regarding the Greenbelt Cycling Route be received and the following recommendation be adopted:
- i) THAT the Town of Newmarket endorses the proposed alignment of the Greenbelt Route within the Town's municipal boundaries, subject to the following: The official, signed cycling route is to be the Nokiidaa/Tom Taylor Trail alignment at least until such time as Yonge Street between Savage Road and St. John's Sideroad (i.e. the alternate unsigned on-road route) is appropriately urbanized to better accommodate cyclists.
46. i) THAT the PowerPoint presentation by the Senior Planner, Policy be received;
- ii) AND THAT the deputations by Mr. Brent Clarkson and Mr. Ryan Moore of MHBC Planning, Ms. Angela Sciberras of Macaulay, Shiomi Howson Ltd. and Mr. Daniel Berholz of Green and Rose Developments Inc. be received;
- iii) AND THAT the correspondence listed on the agenda regarding Official Plan Amendment #10 - Town of Newmarket Urban Centres Secondary Plan and Official Plan Amendment #11 - Active Transportation Network be received.
47. a) THAT Development and Infrastructure Services - Planning and Building Services Planning Report 2014-29 dated June 16, 2014 regarding Official Plan Amendment # 10 - the Town of Newmarket Urban Centres Secondary Plan and Associated Amendments to the Official Plan be received and the following recommendations be adopted:
- i) THAT Official Plan Amendment # 10 - the Town of Newmarket Urban Centres Secondary Plan and Associated Amendments to the Official Plan be modified to include the refinements to the policies with the exception of #2 and #5 as identified in Attachment 1;

ii) AND THAT further direction from staff be provided with respect to refinements #2 and #5 as identified on Attachment 1 prior to adoption by Council and the forwarding of Official Plan Amendment # 10 to the Region of York for approval.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Di Muccio, Councillor Emanuel

Opposed: (None)
(9 in favour, 0 opposed)

Carried

48. Development and Infrastructure Services Report - Engineering Service 2014-32 dated June 16, 2014 regarding Town-Wide Traffic Mitigation Strategy.

Moved by: Councillor Sponga
Seconded by: Councillor Kerwin

a) THAT Development and Infrastructure Services Report - Engineering Services 2014-32 dated June 16, 2014 regarding Town-Wide Traffic Mitigation Strategy be received and the following recommendations be adopted:

i) THAT Town Council support the concept of a Traffic Mitigation Strategy;

ii) AND THAT Town Council adopt in principle the contents of the Traffic Calming Policy as noted in the report, subject to Corporate Policy Review;

iii) AND THAT a public consultation process be conducted prior to presenting the final draft of the Traffic Calming Policy to Council for review and approval;

iv) AND THAT all other related approved Policies and By-laws, such as the Parking and Transportation Management Policies, be amended to reflect the approved Traffic Calming Policy;

v) AND THAT temporary speed humps not be installed on Millard Avenue;

vi) AND THAT, since traffic safety is the top priority identified by Newmarket residents in previous Community Satisfaction Surveys, and since requests by the community requiring action by the Town to address traffic safety concerns have increased significantly and will continue to increase into the future, additional resources to support traffic safety programs be considered in the 2015 budget process.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Di Muccio, Councillor Emanuel

Opposed: (None)
(9 in favour, 0 opposed)

Carried

49. Item 2 of the Site Plan Review Committee Minutes of May 26, 2014 - Application for Site Plan Approval - 17150 Yonge Street.

Moved by: Councillor Emanuel
Seconded by: Councillor Sponga

THAT Item 2 of the Site Plan Review Committee Minutes of May 26, 2014 - Application for Site Plan Approval - 17150 Yonge Street be received and the following recommendations be adopted:

a) THAT the Application for Site Plan Approval to permit an 8 storey Administrative Centre Annex Building with a gross floor area of 37,628.6 square metres together with 2 levels of underground parking and a pedestrian bridge of 137.76 square metres connecting the proposed annex building to the main administrative building at 17250 Yonge Street on the subject lands be approved in principle and referred to staff for processing, subject to the following:

i) THAT the preliminary review comments provided to the applicant be addressed to the satisfaction of Town staff;

ii) AND THAT Michael Del Buono, Project Manager, Capital Delivery, Property Services Branch, The Regional Municipality of York, 17250 Yonge Street, Newmarket, ON L3Y 6Z1 be notified of this decision;

iii) AND THAT Lauren Capilongo of Malone Given Parsons Ltd., 140 Renfrew Drive, Suite 201, Markham, ON L3R 6B3 be notified of this decision.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Emanuel

Opposed: Councillor Di Muccio
(8 in favour, 1 opposed)

Carried

50. Development and Infrastructure Services Report - Planning and Building Services 2014-28 dated June 10, 2014 regarding the Municipal Register of Non-Designated Heritage Properties.

Moved by: Councillor Sponga
Seconded by: Councillor Emanuel

a) THAT Development and Infrastructure Services Report - Planning and Building Services 2014-28 dated June 10, 2014 regarding the Municipal Register of Non-Designated Heritage Properties be received and the following recommendation be adopted:

i) THAT Council endorses the inclusion of the properties of cultural heritage value or interest identified in Appendix "A" of this report (which have been reviewed by the Town's municipal heritage committee), on the Newmarket Register of Property of Cultural Heritage Value or Interest.

In Favour: Mayor Van Bynen, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Di Muccio, Councillor Emanuel

Opposed: (None)
(8 in favour, 0 opposed)

Regional Councillor Taylor did not participate in the discussion or vote on this matter.

Carried

51. Development and Infrastructure Services - Planning and Building Services - Planning Report 2014-24 dated June 16, 2014 regarding Official Plan Amendment # 10 - Town of Newmarket Urban Centres Secondary Plan and Associated Amendments to the Official Plan.

Discussion ensued and an alternate motion was presented.

Moved by: Regional Councillor Taylor
Seconded by: Councillor Sponga

a) THAT the Plan be amended to include the following language in section 4.0 titled 'Vision' or another appropriate section:

i) "It is the policy of this plan that phasing of development shall be coordinated with the provision of human services, transit, roads, parks and recreation facilities, schools and infrastructure (for example water and wastewater). As such, development in the Town of Newmarket shall proceed in a coordinated and phased approach in conjunction with the necessary infrastructure to support it."

b) In order to further define and address the appropriate sequencing of development, staff be directed to report back prior to Regional approval of the Plan with a binding implementation strategy addressing population thresholds and the infrastructure necessary to support the identified population targets. Infrastructure considerations might include but not be limited to the following: roads, parks, recreation facilities, schools and water and wastewater conveyance.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Di Muccio, Councillor Emanuel

Opposed: (None)
(9 in favour, 0 opposed)

Carried

52. Development and Infrastructure Services - Planning and Building Services - Planning Report 2014-24 dated June 16, 2014 regarding Official Plan Amendment # 10 - Town of Newmarket Urban Centres Secondary Plan and Associated Amendments to the Official Plan.

Moved by: Councillor Emanuel

Seconded by: Councillor Sponga

THAT the following be moved related to the properties municipally known as 232 Penn Avenue and 20 Hill Street:

a) THAT the Plan be amended to include the following language in section 4.0 titled 'Vision' or another appropriate section:

i) "It is the policy of this plan that phasing of development shall be coordinated with the provision of human services, transit, roads, parks and recreation facilities, schools and infrastructure (for example water and wastewater). As such, development in the Town of Newmarket shall proceed in a coordinated and phased approach in conjunction with the necessary infrastructure to support it."

b) In order to further define and address the appropriate sequencing of development, staff be directed to report back prior to Regional approval of the Plan with a binding implementation strategy addressing population thresholds and the infrastructure necessary to support the identified population targets. Infrastructure considerations might include but not be limited to the following: roads, parks, recreation facilities, schools and water and wastewater conveyance.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Sponga, Councillor Di Muccio, Councillor Emanuel

Opposed: (None)
(8 in favour, 0 opposed)

Councillor Hempen did not participate in the discussion or vote on this matter.

Carried

53. Committee of the Whole (Closed Session) Minutes of June 16, 2014.

Moved by: Councillor Di Muccio

Seconded by: Councillor Emanuel

THAT the minutes of the Committee of the Whole (Closed Session) of June 16, 2014 be approved.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Di Muccio, Councillor Emanuel

Opposed: (None)
(9 in favour, 0 opposed)

Carried

54. Development and Infrastructure Services - Planning and Building Services (Closed Session) Report 2014-22 dated June 16, 2014 regarding a proposed acquisition of land by the municipality. (Ward 7)

Moved by: Councillor Emanuel

Seconded by: Councillor Vegh

THAT Development and Infrastructure Services – Planning and Building Services (Closed Session) Report 2014-22 dated June 16, 2014 regarding a proposed acquisition of land by the municipality be received;

AND THAT staff be directed to proceed as authorized at the June 16, 2014 Committee of the Whole (Closed Session) meeting.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Di Muccio, Councillor Emanuel

Opposed: (None)
(9 in favour, 0 opposed)

Carried

55. Corporate Services - Legal Services (Closed Session) Report 2014-15 regarding a proposed disposition of land by the municipality. (Ward 2)

Moved by: Councillor Kerwin

Seconded by: Regional Councillor Taylor

THAT the Office of the Chief Administrative Officer and Corporate Services – Legal Services (Closed Session) Report 2014-15 dated June 13, 2014 regarding a proposed disposition of property be received;

AND THAT the recommendations in the Office of the Chief Administrative Officer and Corporate Services – Legal Services (Closed Session) Report 2014-15 be adopted.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Di Muccio, Councillor Emanuel

Opposed: (None)

(9 in favour, 0 opposed)

Carried

56. Special Committee of the Whole Minutes of June 23, 2014 regarding the Development Charges Review Study/By-law.

Moved by: Councillor Emanuel

Seconded by: Councillor Sponga

THAT the Minutes of the Special Committee of the Whole meeting of June 23, 2014 regarding the Development Charges Review Study/By-law be adopted.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Di Muccio, Councillor Emanuel

Opposed: (None)

(9 in favour, 0 opposed)

Carried

Ratification of actions related to matters arising from the Special Committee of the Whole (Closed Session) meeting of June 23, 2014.

58. Chief Administrative Officer/Human Resources (Closed Session) Report 2014-09 regarding Employee Negotiations.

Moved by: Councillor Emanuel
 Seconded by: Councillor Sponga

THAT CAO/Human Resources Closed Session Report 2014-09 dated June 19, 2014 be received;

AND THAT the CAO work within the provisions of the approved 2014 budget with respect to employee negotiations as per the approved policies, including the Salary Administration Policy (HR.9-01) and Economic Adjustment Policy (HR.9-03).

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Hempen, Councillor Sponga, Councillor Emanuel
 Opposed: Councillor Twinney, Councillor Di Muccio
 (7 in favour, 2 opposed)

Carried

59. Chief Administrative Officer/Human Resources (Closed Session) Report 2014-10 regarding Employee Negotiations.

Moved by: Councillor Hempen
 Seconded by: Councillor Kerwin

THAT CAO/Human Resources Closed Session Report 2014-10 dated June 18, 2014 be received;

AND THAT staff proceed as per the recommendations set out in the report.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Di Muccio, Councillor Emanuel
 Opposed: (None)
 (9 in favour, 0 opposed)

Carried

60. Chief Administrative Officer/Human Resources (Closed Session) Report 2014-08 regarding personal matters about an identifiable individual.

Moved by: Regional Councillor Taylor
 Seconded by: Councillor Vegh

THAT CAO/Human Resources Closed Session Report 2014-08 dated June 20, 2014 be received;

AND THAT staff proceed as per the recommendation set out in the report.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh,
Councillor Kerwin, Councillor Hempen, Councillor Sponga,
Councillor Emanuel
Opposed: Councillor Twinney, Councillor Di Muccio
(7 in favour, 2 opposed)

Carried

61. Corporate Services - Financial Services - 2014-28 regarding 2013 Consolidated Financial Statements.

Moved by: Councillor Sponga
Seconded by: Councillor Di Muccio

a) THAT the excerpt from the Audit Committee Meeting of June 23, 2014 be received;

b) AND THAT the Town of Newmarket's Draft 2013 Consolidated Financial Statements, Trust Fund Financial Statements and Main Street District BIA Financial Statements, Representation Letter dated June 23, 2014 and Summary Letter dated June 23, 2014 from Mr. M. Jones, BDO Canada LLP be approved.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh,
Councillor Kerwin, Councillor Twinney, Councillor Hempen,
Councillor Sponga, Councillor Di Muccio, Councillor Emanuel
Opposed: (None)
(9 in favour, 0 opposed)

Carried

62. Development and Infrastructure Services - Engineering Services Report 2014-45 dated June 23, 2014 regarding Oxford Homes Residential Subdivision - Phase 1C, Petition - Sidewalk Removal.

Moved by: Councillor Di Muccio
Seconded by: Councillor Emanuel

a) THAT Development and Infrastructure Services Report – Engineering Services 2014-45 dated June 23, 2014 regarding Oxford Homes Residential Subdivision – Phase 1C, Valley Green Trail, Petition – Sidewalk Removal, be received and the following recommendations be adopted:

i) THAT the attached petition (Schedule A) dated June 12, 2014 from residents of Valley Green Trail and Emily Grove be received;

ii) AND THAT the proposed sidewalk that was previously approved by Council, continue to be constructed in accordance with the Subdivision Agreement and approved plans;

iii) AND THAT the residents who have signed the petition be provided with a copy of the report.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Di Muccio, Councillor Emanuel

Opposed: (None)
(9 in favour, 0 opposed)

Carried

63. Development and Infrastructure Services - Planning and Building Services Planning Report 2014-31 dated June 23, 2014 regarding Official Plan Amendment # 10 – Town of Newmarket Urban Centres Secondary Plan and Associated Amendments to the Official Plan.

Council discussed the recommendations and an alternate motion was presented.

Moved by: Councillor Emanuel
Seconded by: Regional Councillor Taylor

a) THAT Development and Infrastructure Services/Planning & Building Services - Planning Report 2014-31 dated June 23, 2014 regarding Official Plan Amendment # 10 – the Town of Newmarket Urban Centres Secondary Plan and Associated Amendments to the Official Plan save and except for the properties municipally known as 232 Penn Avenue and 20 Hill Street be received and that the following recommendations be adopted:

i) THAT the road network as identified as private road/lanes on Schedule 5 located at 212 Davis Drive be deferred for further consideration;

ii) AND THAT Official Plan Amendment #10 – the Town of Newmarket Urban Centres Secondary Plan and Associated Amendments to the Official Plan (June 16, 2014) be adopted, as amended by Council, subject to the modifications as outlined in Attachment 1 including any technical, typographical, formatting or administrative modifications, as required, and forwarded to the Region of York for approval.

b) AND THAT the correspondence from Mr. Vassili Pantelidis and Mr. Daniel Berholz be received.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Emanuel

Opposed: Councillor Di Muccio
(8 in favour, 1 opposed)

Carried

Moved by: Councillor Sponga
Seconded by: Councillor Kerwin

a) THAT Development and Infrastructure Services/Planning & Building Services - Planning Report 2014-31 dated June 23, 2014 regarding Official Plan Amendment # 10 – the Town of Newmarket Urban Centres Secondary Plan and Associated Amendments to the Official Plan related to the properties municipally known as 232 Penn Avenue and 20 Hill Street be received and that the following recommendations be adopted:

i) THAT the road network as identified as private road/lanes on Schedule 5 located at 212 Davis Drive be deferred for further consideration;

ii) AND THAT Official Plan Amendment #10 – the Town of Newmarket Urban Centres Secondary Plan and Associated Amendments to the Official Plan (June 16, 2014) be adopted, as amended by Council, subject to the modifications as outlined in Attachment 1 including any technical, typographical, formatting or administrative modifications, as required, and forwarded to the Region of York for approval.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Sponga, Councillor Emanuel

Opposed: Councillor Di Muccio
(7 in favour, 1 opposed)

Councillor Hempen did not participate in the discussion or vote on this matter.

Carried

By-laws

64. By-laws 2014-35, 2014-36, 2014-38, 2014-39 and 2014-40.

2014-35 A By-law to authorize the execution of an agreement for the transfer of federal gas tax revenues between the Association of Municipalities of Ontario and the Corporation of the Town of Newmarket.

- 2014-36 A By-law to exempt certain lands from the Part Lot Control Provisions of the Planning Act. (Zamani Homes (Eagle Heights) Ltd., Block 1, 2, 3 and 4, Plan 65M-4356)
- 2014-38 A By-law to Appoint a Provincial Offences Officer (Brian Williams)
- 2014-40 A By-law to adopt Official Plan Amendment #11 - Active Transportation Network.

Moved by: Councillor Sponga
 Seconded by: Councillor Emanuel

THAT By-laws 2014-35, 2014-36, 2014-38 and 2014-40 be enacted.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Di Muccio, Councillor Emanuel

Opposed: (None)
 (9 in favour, 0 opposed)

Carried

65. 2014-39 A By-law to Adopt Official Plan Amendment #10 - Newmarket
 (a) Urban Centres Secondary Plan and Associated Amendments to the Town of Newmarket Official Plan.

Moved by: Councillor Sponga
 Seconded by: Councillor Emanuel

THAT A By-law to Adopt Official Plan Amendment #10 - Newmarket Urban Centres Secondary Plan and Associated Amendments to the Town of Newmarket Official Plan excluding the properties municipally known as 232 Penn Avenue and 20 Hill Street be adopted.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Emanuel

Opposed: Councillor Di Muccio
 (8 in favour, 1 opposed)

Carried

66. 2014-39 (b) A By-law to Adopt Official Plan Amendment #10 - Newmarket Urban Centres Secondary Plan and Associated Amendments to the Town of Newmarket Official Plan related to the properties municipally known as 232 Penn Avenue and 20 Hill Street.

Moved by: Councillor Sponga
Seconded by: Councillor Emanuel

THAT A By-law to Adopt Official Plan Amendment #10 - Newmarket Urban Centres Secondary Plan and Associated Amendments to the Town of Newmarket Official Plan excluding the properties municipally known as 232 Penn Avenue and 20 Hill Street be adopted.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Emanuel
Opposed: Councillor Di Muccio
(7 in favour, 1 opposed)

Councillor Hempen did not participate in the discussion or vote on this matter.

Carried

Notices of Motions

None.

Announcements & Community Events

a) Councillor Di Muccio invited residents to experience cultures of the world right in Newmarket at the 5th Annual Around the World Multicultural Event on July 20, 2014 from noon to 8:30 p.m. at Newmarket Riverwalk Commons, 200 Doug Duncan Drive. The event features international cuisine, cultural music and dance, heritage displays, story-telling, folklore and more. Admission is free.

b) Councillor Sponga invited Ward 5 residents to the Ward 5 meeting on Wednesday, June 25, 2014 at 7:30 p.m. at the Newmarket Community Centre and Lions Hall, 200 Doug Duncan Drive. Come and find out what's happening in our Town and in Ward 5. For more information, call 905-953-5323 or email jsponga@newmarket.ca

c) Councillor Sponga thanked the impending retiring Commissioner of Development and Infrastructure Services for his work in establishing the Farmer's Market.

d) Councillor Hempen advised that starting on August 18, 2014 Moonlight Movies will be returning for another season. Watch your favourite movies on a huge inflatable screen outside under the stars. Don't forget to bring a lawn chair or blanket and a donation of a non-perishable food item for the Newmarket Food Pantry. Movies begin at dusk. For a list of dates and locations, please view the Community Events Listing available online at www.newmarket.ca and through our Recreation & Culture Department.

e) Regional Councillor Taylor advised that the Town of Newmarket will be hosting the ever popular Kanata Festival on Tuesday, July 1, 2014. Celebrations begin with a \$4.00 Pancake Breakfast hosted by the Newmarket Car Club from 8:00 a.m. to noon at the Newmarket Community Centre & Lions Hall, 200 Doug Duncan Drive. The fun continues at Fairy Lake Park from 11:00 a.m. to 4:00 p.m. where there will be many Kanata Summer Festival Activities. Newmarket Riverwalk Commons will feature "Sports Village" an area dedicated to sport activities, games, the Craz-E-Crew Stunt team show, live performances by the Time Cats Band, and an opportunity to meet Gabrielle Daleman, Canadian women's figure skater and 2014 Canadian Olympic Team athlete. Fireworks will be on display at dusk (10:00 p.m.) at George Richardson Park on Bayview Parkway.

f) Councillor Twinney advised that the Town of Newmarket is holding a Public Meeting on Thursday, June 26, 2014 from 6:30 p.m. to 8:30pm in the Council Chambers of the Municipal Offices at 395 Mulock Drive in order to provide information and receive input regarding a proposed Leash Free Dog Park. The proposed location is across from George Richardson Park off Bayview Parkway. To proceed, this project requires 50 percent of the project to be funded by the community. Written comments can be submitted at the public meeting or to Engineering Services by June 27, 2014. If you are unable to attend and have questions, please contact Meredith Goodwin at 905-953-5300 ext. 2518 or email mgoodwin@newmarket.ca

g) Councillor Kerwin advised that beginning on July 2, 2014 join us Sunday and Wednesday evenings from 7:00 p.m. to 8:30 p.m. at Fairy Lake and Newmarket Riverwalk Commons as local entertainers showcase their talents. Admission is free. For a schedule and further details, please visit www.newmarket.ca or call 905-895-5193.

h) Councillor Vegh advised that Outdoor Discovery & Adventure Night begins on June 24, 2014 from 6:00 p.m. to 7:00 p.m. at Newmarket Riverwalk Commons, 200 Doug Duncan Drive. Join in for an evening of discovery and interactive fun with Mister Magik. Please bring a lawn chair. Inclement weather location is inside Newmarket Community Centre and Lions Hall. Admission is free and residents are invited to visit www.newmarket.ca or call 905-895-5193 for more information.

i) Mayor Van Bynen advised that Humber River Shakespeare returns to Fairy Lake Park to present Romeo & Juliet. There will be three performances at the park at 7:00 p.m. on July 17, 19 and 24, 2014. The emphasis is on making the text understandable and accessible to both the Shakespearean novice and the experienced theatre patrons. The production will inspire and captivate audiences of all ages. All performances are Pay-What-You-Can with a suggested donation of \$20.00.

j) Mayor Van Bynen advised that the Municipal Offices will be closed on Tuesday, July 1, 2014 to observe the Canada Day holiday.

k) Mayor Van Bynen advised that a Special Council Meeting regarding the proposed development charges is scheduled for Monday, July 21, 2014 at 1:30 p.m. and the next Council meeting is Monday, August 11, 2014 at 7:00 p.m.

New Business

a) Councillor Kerwin reminded residents cycling on the Tom Taylor Trail or the Nokiidaa railway system to ring their bicycle bell to alert pedestrians on the trail of their presence.

b) Councillor Di Muccio requested an update on the Old Town Hall fundraising initiatives.

The Commissioner of Community Services advised that the community group has been working to raise funds. One donation of \$50,000 has been received however the group is optimistic that they will meet the target of \$550,000 and plan to provide an update to Council in the future.

Closed Session

Mayor Van Bynen advised that there was no requirement for a closed session.

Confirmatory By-law

67. 2014-37 A By-law to confirm the proceedings of a meeting of Council - June 23, 2014.

Moved by: Councillor Sponga
 Seconded by: Councillor Kerwin

THAT By-law 2014-37 be enacted.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh,
 Councillor Kerwin, Councillor Twinney, Councillor Hempen,
 Councillor Sponga, Councillor Di Muccio, Councillor Emanuel

Opposed: (None)
 (9 in favour, 0 opposed)

Carried

Adjournment

68. Adjournment.

Moved by: Councillor Sponga
 Seconded by: Councillor Kerwin

THAT the meeting adjourn.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh,
 Councillor Kerwin, Councillor Twinney, Councillor Hempen,
 Councillor Sponga, Councillor Di Muccio

Opposed: Councillor Emanuel
 (8 in favour, 1 opposed)

Carried

There being no further business, the meeting adjourned at 9:43 p.m.

Tony Van Bynen, Mayor

Andrew Brouwer, Town Clerk

The meeting of the Special Council was held on Monday, July 21, 2014 in Council Chambers, 395 Mulock Drive, Newmarket.

Members Present: Mayor Van Bynen
Regional Councillor Taylor
Councillor Vegh
Councillor Kerwin
Councillor Twinney
Councillor Hempen
Councillor Sponga
Councillor Di Muccio
Councillor Emanuel (2:17 to 2:18 p.m.)

Staff Present: R.N. Shelton, Chief Administrative Officer
A. Moore, Commissioner of Corporate Services
I. McDougall, Commissioner of Community Services
R. Prentice, Commissioner of Development and Infrastructure Services
L. Lyons, Deputy Clerk
M. Mayes, Director of Financial Services/Treasurer
R. Prudhomme, Director of Engineering Services
C. Service, Director of Recreation and Culture
J. Patel, Project Support Business Analyst
C. Finnerty, Council/Committee Coordinator

The meeting was called to order at 1:31 p.m.

Mayor Van Bynen in the Chair.

Additions & Corrections to the Agenda

Moved by: Councillor Kerwin
Seconded by: Councillor Sponga

THAT the agenda be amended to include Corporate Services – Financial Services Information Report 2014-13 regarding corrections to the 2014 Development Charges Review – By-laws 2014-41 and 2014-42 and withdrawal of correspondence from Mr. Chris Barnett, Davis LLP related to Item #2.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Di Muccio

Opposed: (None)
(8 in favour, 0 opposed)

Carried

Declarations of Pecuniary Interest

None.

Reports of Committees and Staff

1. Joint CAO and Commissioners of Corporate Services, Development and Infrastructure Services and Community Services/Finance Report 2014-11 dated July 16, 2014 regarding 2014 Development Charges Review - Final Report.

Mayor Van Bynen asked if anyone in the audience wished to provide a deputation on the report. No one from the audience came forward.

Moved by: Councillor Kerwin
Seconded by: Councillor Sponga

a) THAT Joint CAO & Commissioners of Corporate Services, Development Infrastructure Services and Community Services/Finance Report #2014-11 dated July 16, 2014 regarding 2014 Development Charges Review – Final Report be received, as amended and that the following recommendations be adopted:

i) THAT it is Council's intent to ensure that the increase in the need for services attributable to the anticipated development, including any capital costs, will be met, by updating its capital budget and forecast where appropriate recognizing that projects and timing of same may be revised from time to time at the discretion of Council;

ii) AND THAT pursuant to the *Development Charges Act, 1997* Council resolve that there is no requirement for any further public meeting;

iii) AND THAT the development charges by-laws attached to this report as Appendices A and B and the 2014 Development Charges Transition Plan as set out in Appendix C be adopted by Council;

iv) AND THAT the Development Charges Background Study dated June 6, 2014 with the revisions as set out in this report be adopted.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Di Muccio

Opposed: (None)
(8 in favour, 0 opposed)

Carried

By-Laws

2. By-laws 2014-41, 2014-42, 2014-43 and 2014-44

- | | |
|---------|--|
| 2014-41 | A By-law to Establish Area Specific Development Charges for the Town of Newmarket. (Northwest Quadrant Development Area) |
| 2014-42 | A By-law to Establish Development Charges for the Town of Newmarket. (Town Wide) |
| 2014-43 | A By-law to Permanently Close Part of a Highway that is no longer required for Road Widening Purposes and convey the land to adjacent owners. (Part of Lots 12 and 13 South Side of Eagle Street, Plan 85 designated as Parts 1, 3 and 5 Plan 65R34352; Newmarket in the Regional Municipality of York) (South Side of Eagle Street between Lorne Avenue and Ellen Street) |
| 2014-44 | A By-law to provide an exemption to By-law 2004-94, as amended, being a by-law to prohibit and regulate unusual noises or noises likely to disturb the inhabitants of the Town of Newmarket. (Old Town Hall) |

Moved by: Councillor Sponga

Seconded by: Councillor Kerwin

THAT By-laws 2014-41, as amended to incorporate final minor corrections, 2014-42, as amended to incorporate final minor corrections, 2014-43 and 2014-44, be enacted.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Di Muccio

Opposed: (None)
(8 in favour, 0 opposed)

Carried

3. Convene into Committee of the Whole

Moved by: Councillor Di Muccio

Seconded by: Councillor Sponga

THAT Special Council recess and convene into Committee of the Whole.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh,
Councillor Kerwin, Councillor Twinney, Councillor Hempen,
Councillor Sponga, Councillor Di Muccio

Opposed: (None)

(8 in favour, 0 opposed)

Carried

Special Council recessed at 1:37 p.m.

Special Council reconvened at 2:17 p.m.

3. Ratification of Actions of Committee of the Whole of July 21, 2014

Moved by: Councillor Sponga

Seconded by: Councillor Emanuel

THAT the actions of the Committee of the Whole meeting of July 21, 2014 be ratified and the following recommendations be adopted:

4. a) THAT Development and Infrastructure Services - Planning and Building Services Report 2014-32 dated July 21, 2014 regarding Proposed Zoning By-law Amendment Application D 14-NP-14-04 - 212 Davis Drive be received and the following recommendations be adopted:

i) THAT the Application for a Zoning By-law Amendment submitted by Green and Rose Developments Inc. for lands municipally known as 212 Davis Drive be referred to a public meeting;

ii) AND THAT following the public meeting, the issues identified together with comments from the public, Committee and those received through the agency and departmental circulation of the application, be addressed by staff in a comprehensive report to the Committee of the Whole, if required;

iii) AND THAT Brad Rogers of Groundswell Urban Planners, 30 West Beaver Creek Road Unit 109 Richmond Hill, ON L4B 3K1 be notified of this action.

5. a) THAT Development and Infrastructure Services - Planning and Building Services Report 2014-33 dated July 21, 2014 regarding Proposed Zoning By-law Amendment Application D 14-NP-13-29, 345-351 Davis Drive be received and the following recommendations be adopted:
 - i) THAT the Application for a Zoning By-law Amendment submitted by 1738357 Ontario Limited for lands municipally known as 345-351 Davis Drive be referred to a public meeting;
 - ii) AND THAT following the public meeting, issues identified together with comments from the public, Committee and those received through the agency and departmental circulation of the application, be addressed by staff in a comprehensive report to the Committee of the Whole, if required;
 - iii) AND THAT Andrew Fernacik, Walker, Nott, Dragicevic Assoc. Limited 90 Eglinton Avenue East Suite 970 Toronto ON M4P 2Y3 be notified of this action.
6. a) THAT Development and Infrastructure Services Report - Engineering Services 2014-46 dated July 3, 2014 regarding the Final Acceptance and Assumption of Underground and Aboveground Works be received and the following recommendation be adopted:
 - i) THAT the request for Final Acceptance and Assumption of Underground and Aboveground Works of the Paolini Residential Subdivision as shown on the attached map be finally accepted and assumed by the Town.
7. a) THAT Development and Infrastructure Services Report - Engineering Services 2014-47 dated July 3, 2014 regarding the Final Acceptance and Assumption of Underground and Aboveground Works - Stickwood Walker Eco Development Farm Residential Subdivision be received and the following recommendations be adopted:
 - i) THAT the request for Final Acceptance and Assumption of Underground and Aboveground Works of the Stickwood Walker Eco Development Farm Residential Subdivision as shown on the attached map be finally accepted and assumed by the Town;
 - ii) AND THAT Mr. Vince Naccarato of Rodeo Fine Enterprises Inc. and Mr. Robert De Angelis, P. Eng., of Condeland Engineering Ltd. be notified of these recommendations.
8. a) THAT Development and Infrastructure Services Report - Engineering Services 2014-48 dated July 3, 2014 regarding the Menkes - Stickwood Walker Farm Estates Final Acceptance and Assumption of Underground and Aboveground Works be received and the following recommendations be adopted:

i) THAT the request for final Acceptance and Assumption of Underground and Aboveground Works of the Residential Subdivision as shown on the attached map be finally accepted and assumed by the Town;

ii) AND THAT Mr. Steven Menkes - Walker Farm Estates Inc., and Mr. John Kaczor, P. Eng., of MMM Group Ltd. be notified of these recommendations.

9. a) THAT Development and Infrastructure Services Report - Planning and Building Services 2014-34 dated July 10, 2014 regarding Application for Official Plan and Zoning By-law Amendments be received and the following recommendations be adopted:

i) THAT the Application for Official Plan and Zoning By-law Amendments as submitted by Mulock Canada Med Inc. for lands located at 536 and 550 Mulock Court be denied;

ii) AND THAT Mulock Canada Med Inc., 11 Whitfield Court, Aurora, ON L4G 5L8 be notified of this action;

iii) AND THAT iPLANcorp, c/o Bart Ryan, 189 Beechwood Crescent Newmarket ON L3Y 1W2 be notified of this action.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Di Muccio, Councillor Emanuel

Opposed: (None)
(9 in favour, 0 opposed)

Carried

10. Joint Development and Infrastructure Services and Community Services Report ES 2014-49 dated July 21, 2014 entitled Leash Free Dog Park.

Moved by: Councillor Sponga
Seconded by: Councillor Emanuel

a) THAT Joint Development and Infrastructure Services and Community Services Report ES 2014-49 dated July 21, 2014 entitled Leash Free Dog Park be received and the following recommendations be adopted:

i) THAT staff be authorized to proceed with the construction of the proposed Leash Free Dog Park on the west side of Bayview Parkway south of the entrance to the Tom Taylor Trail in accordance with the design reviewed at the Public Information Centre conducted on June 26, 2014;

- ii) AND THAT the 2014 Capital Budget be increased from \$100,000 to \$150,000;
- iii) AND THAT financing of \$50,000 be from Development Charges;
- iv) AND THAT pending the collection of sponsorship funds, interim financing of \$100,000 be advanced from reserves;
- v) AND THAT the proposed sponsorship funding in the amount of \$100,000 as outlined in this report be accepted subject to the execution of the appropriate sponsorship agreements;
- vi) AND THAT staff be directed to provide a follow-up information report with respect to the proposed operating procedures which would be based on best practices from existing facilities in other jurisdictions, including a delineation of the responsibilities of the Town and the volunteer organizing Committee;
- vii) AND THAT staff be directed to report back to Council on revisions necessary to applicable by-laws, if any;
- viii) AND THAT staff be directed to review the warrants for pedestrian crossing of Bayview Parkway at this location and report back to Council.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Emanuel

Opposed: Councillor Di Muccio

(8 in favour, 1 opposed)

Carried

Confirmatory By-Law

- 11. 2014-45 A By-law to confirm the proceedings of a meeting of Council - July 21, 2014.

Moved by: Councillor Sponga
 Seconded by: Councillor Emanuel

THAT By-law 2014-45 be enacted.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh,
 Councillor Kerwin, Councillor Twinney, Councillor Hempen,
 Councillor Sponga, Councillor Di Muccio, Councillor Emanuel

Opposed: (None)
 (9 in favour, 0 opposed)

Carried

Adjournment

12. Adjournment.

Moved by: Councillor Sponga
 Seconded by: Councillor Vegh

THAT the meeting adjourn.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh,
 Councillor Kerwin, Councillor Twinney, Councillor Hempen,
 Councillor Sponga, Councillor Di Muccio, Councillor Emanuel

Opposed: (None)
 (9 in favour, 0 opposed)

Carried

There being no further business, the meeting adjourned at 2:18 p.m.

Tony Van Bynen, Mayor

Lisa Lyons, Deputy Clerk

The meeting of the Special Council was held on Monday, August 25, 2014 in Council Chambers, 395 Mulock Drive, Newmarket.

Members Present: Mayor Van Bynen
Regional Councillor Taylor
Councillor Vegh
Councillor Kerwin
Councillor Twinney
Councillor Sponga
Councillor Di Muccio
Councillor Emanuel

Members Absent: Councillor Hempen

Staff Present: R. N. Shelton, Chief Administrative Officer
A. Moore, Commissioner of Corporate Services
P. Noehammer, Commissioner of Development and Infrastructure Services
E. Armchuk, Director of Legal Services/Municipal Solicitor
R. Nethery, Director of Planning and Building Services
L. Lyons, Deputy Clerk
J. Patel, Project Support Business Analyst
C. Finnerty, Council/Committee Coordinator

The meeting was called to order at 8:21 p.m.

Mayor Van Bynen in the Chair.

1. Section 6. Suspension of Rules

Moved by: Councillor Emanuel
Seconded by: Councillor Kerwin

THAT Council waive the notice requirement for providing the agenda at least 24 hours prior to the meeting.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Sponga, Councillor Di Muccio, Councillor Emanuel

Opposed: (None)
(8 in favour, 0 opposed)

Carried

Declarations of Pecuniary Interest

None.

Reports of Committees and Staff

2. Ratification of Actions regarding Corporate Services (Legal Services) Report 2014-22 dated August 20, 2014 regarding Tools to Support Rental Housing (Pilot Project).

Moved by: Councillor Sponga
Seconded by: Councillor Emanuel

a) THAT Corporate Services (Legal Services) Report 2014-22 dated August 20, 2014 being the tools, terms and conditions related to a Pilot Project for a proposed rental housing development at 212 Davis Drive be received and the following recommendations be adopted:

i) THAT staff be directed to finalize the Development Charges Deferral Agreement for the Pilot rental housing Project at 212 Davis Drive on the basis that the applicable Town of Newmarket Development Charges fees to be deferred are those in effect as at August 25, 2014 (including applicable indexing) under By-law 2009-73 and set out in Schedule "A";

ii) AND THAT the deferral of the Development Charges for the Pilot Project is conditional on the issuance of a building permit within 18 months from the date of Site Plan approval of the development application;

iii) AND THAT Staff be authorized to do all things necessary to finalize the Development Charges Deferral Agreement together with any related mortgage, collateral security or other required agreements and documents with Malter Holdings Ltd. and its affiliated entities;

iv) AND THAT Staff be authorized to execute and electronically register all agreements and documents necessary to give effect to the foregoing and that the Associate Solicitor or her staff be authorized to electronically sign and register all Agreements;

v) AND THAT all other tools, terms and conditions of the Pilot Project previously approved by Council are conditional on issuance of a building permit within 18 months of the date of Site Plan approval of the development application.;

vi) AND THAT the applicable Planning Application fees to be deferred are those fees in effect on the date the Planning Application was submitted;

vii) AND THAT the applicable Building Permit fees to be deferred are those fees in effect on the date the Building permit(s) is/are issued.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Sponga, Councillor Di Muccio, Councillor Emanuel

Opposed: (None)
(8 in favour, 0 opposed)

Carried

Confirmatory By-Law

3. By-law 2014-46.

2014-46 A By-law to confirm the proceedings of a meeting of Council - August 25, 2014.

Moved by: Councillor Sponga
Seconded by: Councillor Emanuel

THAT By-law 2014-46 be enacted.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Sponga, Councillor Di Muccio, Councillor Emanuel

Opposed: (None)
(8 in favour, 0 opposed)

Carried

Adjournment

Moved by: Councillor Emanuel

Seconded by: Councillor Twinney

THAT the meeting adjourn.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh,
Councillor Kerwin, Councillor Twinney, Councillor Sponga,
Councillor Di Muccio, Councillor Emanuel

Opposed: (None)
(8 in favour, 0 opposed)

Carried

There being no further business, the meeting adjourned at 8:23 p.m.

Tony Van Bynen, Mayor

Lisa Lyons, Deputy Clerk

Monday, June 23, 2014 at 12:00 PM
Council Chambers

For consideration by Council
on September 8, 2014

The meeting of the Special Committee of the Whole was held on Monday, June 23, 2014 in Council Chambers, 395 Mulock Drive, Newmarket.

Members Present: Mayor Van Bynen
Regional Councillor Taylor
Councillor Kerwin
Councillor Hempen
Councillor Sponga
Councillor Di Muccio
Councillor Emanuel

Absent: Councillor Twinney
Councillor Vegh

Staff Present: R.N. Shelton, Chief Administrative Officer
A. Brouwer, Director of Legislative Services/Town Clerk
L. Georgeff, Director of Human Resources
L. Moor, Council/Committee Coordinator
C. Finnerty, Council/Committee Coordinator

The meeting was called to order at 12:10 p.m.

Mayor Van Bynen in the Chair.

Declarations of Pecuniary Interest

None.

The Committee recessed at 12:11 p.m.

The Committee reconvened at 12:29 p.m.

Closed Session

Moved by: Councillor Emanuel
Seconded by: Councillor Kerwin

THAT the Special Committee of the Whole resolve into a Closed Session for the purpose of discussing employee negotiations and personal matters about an identifiable individual.

Carried

The Special Committee of the Whole resolved into Closed Session at 12:30 p.m.

The Special Committee of the Whole (Closed Session) Minutes are recorded under separate cover.

The Special Committee of the Whole resumed into public session at 2:30 p.m.

Adjournment

Moved by: Councillor Emanuel
Seconded by: Councillor Sponga

THAT the meeting adjourn.

Carried

There being no further business, the meeting adjourned at 2:31 p.m.

Tony Van Bynen, Mayor

Andrew Brouwer, Town Clerk

The meeting of the Committee of the Whole was held on Monday, July 21, 2014 in Council Chambers, 395 Mulock Drive, Newmarket.

Members Present: Mayor Van Bynen
Regional Councillor Taylor
Councillor Vegh
Councillor Kerwin
Councillor Twinney
Councillor Hempen
Councillor Sponga
Councillor Di Muccio
Councillor Emanuel (2:01 to 2:17 p.m.)

Staff Present: R.N. Shelton, Chief Administrative Officer
A. Moore, Commissioner of Corporate Services
I. McDougall, Commissioner of Community Services
R. Prentice, Commissioner of Development and Infrastructure Services
L. Lyons, Deputy Clerk
M. Mayes, Director of Financial Services/Treasurer
R. Prudhomme, Director of Engineering Services
C. Service, Director of Recreation and Culture
J. Patel, Project Support Business Analyst
C. Finnerty, Council/Committee Coordinator

The meeting was called to order at 1:37 p.m.

Mayor Van Bynen in the Chair.

Additions & Corrections to the Agenda

None.

Declarations of Pecuniary Interests

None.

Items

1. Development and Infrastructure Services - Planning and Building Services Report 2014-32 dated July 21, 2014 regarding Proposed Zoning By-law Amendment - 212 Davis Drive.

Moved by: Councillor Kerwin

Seconded by: Regional Councillor Taylor

a) THAT Development and Infrastructure Services - Planning and Building Services Report 2014-32 dated July 21, 2014 regarding Proposed Zoning By-law Amendment Application D14-NP-14-04 – 212 Davis Drive be received and the following recommendations be adopted:

i) THAT the Application for a Zoning By-law Amendment submitted by Green and Rose Developments Inc. for lands municipally known as 212 Davis Drive be referred to a public meeting;

ii) AND THAT following the public meeting, the issues identified together with comments from the public, Committee and those received through the agency and departmental circulation of the application, be addressed by staff in a comprehensive report to the Committee of the Whole, if required;

iii) AND THAT Brad Rogers of Groundswell Urban Planners, 30 West Beaver Creek Road Unit 109 Richmond Hill, ON L4B 3K1 be notified of this action.

Carried

2. Development and Infrastructure Services - Planning and Building Services Report 2014-33 dated July 21, 2014 regarding Proposed Zoning By-law Amendment - 345-351 Davis Drive.

Moved by: Councillor Vegh

Seconded by: Regional Councillor Taylor

a) THAT Development and Infrastructure Services - Planning and Building Services Report 2014-33 dated July 21, 2014 regarding Proposed Zoning By-law Amendment Application D14-NP-13-29, 345-351 Davis Drive be received and the following recommendations be adopted:

i) THAT the Application for a Zoning By-law Amendment submitted by 1738357 Ontario Limited for lands municipally known as 345-351 Davis Drive be referred to a public meeting;

ii) AND THAT following the public meeting, issues identified together with comments from the public, Committee and those received through the agency and departmental circulation of the application, be addressed by staff in a comprehensive report to the Committee of the Whole, if required;

iii) AND THAT Andrew Fernacik, Walker, Nott, Dragicevic Assoc. Limited 90 Eglinton Avenue East Suite 970 Toronto ON M4P 2Y3 be notified of this action.

Carried

3. Development and Infrastructure Services Report - Engineering Services 2014-46 dated July 3, 2014 regarding the Final Acceptance and Assumption of Underground and Aboveground Works - Paolini Residential Subdivision.

Moved by: Councillor Vegh
Seconded by: Councillor Sponga

a) THAT Development and Infrastructure Services Report - Engineering Services 2014-46 dated July 3, 2014 regarding the Final Acceptance and Assumption of Underground and Aboveground Works be received and the following recommendation be adopted:

i) THAT the request for Final Acceptance and Assumption of Underground and Aboveground Works of the Paolini Residential Subdivision as shown on the attached map be finally accepted and assumed by the Town.

Carried

4. Development and Infrastructure Services Report - Engineering Services 2014-47 dated July 3, 2014 regarding the Final Acceptance and Assumption of Underground and Aboveground Works - Stickwood Walker Eco Development Farm Residential Subdivision.

Moved by: Councillor Vegh
Seconded by: Councillor Sponga

a) THAT Development and Infrastructure Services Report - Engineering Services 2014-47 dated July 3, 2014 regarding the Final Acceptance and Assumption of Underground and Aboveground Works - Stickwood Walker Eco Development Farm Residential Subdivision be received and the following recommendations be adopted:

i) THAT the request for Final Acceptance and Assumption of Underground and Aboveground Works of the Stickwood Walker Eco Development Farm Residential Subdivision as shown on the attached map be finally accepted and assumed by the Town;

ii) AND THAT Mr. Vince Naccarato of Rodeo Fine Enterprises Inc. and Mr. Robert De Angelis, P. Eng., of Condeland Engineering Ltd. be notified of these recommendations.

Carried

5. Development and Infrastructure Services Report - Engineering Services 2014-48 dated July 3, 2014 regarding Menkes - Stickwood Walker Farm Estates Final Acceptance and Assumption of Underground and Aboveground Works.

Moved by: Councillor Vegh
Seconded by: Councillor Sponga

a) THAT Development and Infrastructure Services Report - Engineering Services 2014-48 dated July 3, 2014 regarding the Menkes - Stickwood Walker Farm Estates Final Acceptance and Assumption of Underground and Aboveground Works be received and the following recommendations be adopted:

i) THAT the request for Final Acceptance and Assumption of Underground and Aboveground Works of the Residential Subdivision as shown on the attached map be finally accepted and assumed by the Town;

ii) AND THAT Mr. Steven Menkes - Walker Farm Estates Inc., and Mr. John Kaczor, P. Eng., of MMM Group Ltd. be notified of these recommendations.

Carried

6. Joint Development and Infrastructure Services and Community Services Report ES 2014-49 dated July 21, 2014 entitled Leash Free Dog Park.

On a Point of Order raised by Councillor Di Muccio regarding a question with respect to notice requirements, Mayor Van Bynen ruled that Councillor Di Muccio state her question and requested that staff be afforded the opportunity to respond without interruption.

Committee discussed the recommendations and an alternate motion was presented.

Moved by: Councillor Twinney
Seconded by: Regional Councillor Taylor

a) THAT Joint Development and Infrastructure Services and Community Services Report ES 2014-49 dated July 21, 2014 entitled Leash Free Dog Park be received and the following recommendations, as amended, be adopted:

i) THAT staff be authorized to proceed with the construction of the proposed Leash Free Dog Park on the west side of Bayview Parkway south of the entrance to the Tom Taylor Trail in accordance with the design reviewed at the Public Information Centre conducted on June 26, 2014;

ii) AND THAT the 2014 Capital Budget be increased from \$100,000 to \$150,000;

iii) AND THAT financing of \$50,000 be from Development Charges;

iv) AND THAT pending the collection of sponsorship funds, interim financing of \$100,000 be advanced from reserves;

v) AND THAT the proposed sponsorship funding in the amount of \$100,000 as outlined in this report be accepted subject to the execution of the appropriate sponsorship agreements;

vi) AND THAT staff be directed to provide a follow-up information report with respect to the proposed operating procedures which would be based on best practices from existing facilities in other jurisdictions, including a delineation of the responsibilities of the Town and the volunteer organizing Committee;

vii) AND THAT staff be directed to report back to Council on revisions necessary to applicable by-laws, if any;

viii) AND THAT staff be directed to review the warrants for pedestrian crossing of Bayview Parkway at this location and report back to Council.

Carried

7. Development and Infrastructure Services Report - Planning and Building Services 2014-34 dated July 10, 2014 regarding Application for Official Plan and Zoning By-law Amendments - Proposed Medical Development - Mulock Canada Med Inc. - 536 and 550 Mulock Court.

Moved by: Councillor Kerwin
Seconded by: Councillor Sponga

a) THAT Development and Infrastructure Services Report - Planning and Building Services 2014-34 dated July 10, 2014 regarding Application for Official Plan and Zoning By-law Amendments be received and the following recommendations be adopted:

i) THAT the Application for Official Plan and Zoning By-law Amendments as submitted by Mulock Canada Med Inc. for lands located at 536 and 550 Mulock Court be denied;

ii) AND THAT Mulock Canada Med Inc., 11 Whitfield Court, Aurora, ON L4G 5L8 be notified of this action;

iii) AND THAT iPLANcorp, c/o Bart Ryan, 189 Beechwood Crescent Newmarket ON L3Y 1W2 be notified of this action.

Carried

Correspondence & Petitions

None.

Reports by Regional Representatives

None.

Notices of Motion

None.

New Business

None.

Closed Session (if required)

None.

Adjournment

Moved by: Councillor Sponga

Seconded by: Councillor Di Muccio

THAT the meeting adjourn.

Carried

There being no further business, the meeting adjourned at 2:17 p.m.

Tony Van Bynen, Mayor

Lisa Lyons, Deputy Clerk

The meeting of the Committee of the Whole was held on Monday, August 25, 2014 in Council Chambers, 395 Mulock Drive, Newmarket.

Members Present: Mayor Van Bynen
Regional Councillor Taylor
Councillor Vegh
Councillor Kerwin
Councillor Twinney
Councillor Sponga
Councillor Di Muccio (1:30 to 3:27; 4:04 to 5:28;
7:00 to 8:17 p.m.)
Councillor Emanuel

Absent: Councillor Hempen

Staff Present: R.N. Shelton, Chief Administrative Officer
A. Moore, Commissioner of Corporate Services
I. McDougall, Commissioner of Community Services
P. Noehammer, Commissioner of Development
and Infrastructure Services
E. Armchuk, Director of Legal Services/Municipal Solicitor
R. Nethery, Director of Planning and Building Services
M. Plaunt, Senior Planner – Policy
D. Schellenberg, Acting Director of Financial Services
R. Prudhomme, Director of Engineering Services
C. Service, Director of Recreation and Culture
A. Brouwer, Director of Legislative Services/Town Clerk
L. Lyons, Deputy Clerk
L. Moor, Council/Committee Coordinator
J. Patel, Project Support Business Analyst
C. Finnerty, Council/Committee Coordinator

The meeting was called to order at 1:30 p.m.

Mayor Van Bynen in the Chair.

The Chief Administrative Officer advised of Addendum # 1 and Addendum # 2 items.

Additions & Corrections to the Agenda

Moved by: Councillor Kerwin
Seconded by: Councillor Emanuel

THAT the items listed on the agenda as addendum items be included.

Carried

Declarations of Pecuniary Interest

- a) Councillor Vegh declared a pecuniary interest in Item 4 of the Committee of the Whole (Closed Session) agenda being Office of the CAO and Corporate Services (Legal Services) Joint (Closed Session) Report 2014-20 regarding a proposed acquisition of land by the municipality in Ward 5 which references his employer. He advised that he would take no part in the discussion or voting of the foregoing matter.
- b) Councillor Sponga declared a pecuniary interest in Item 10 and 10a) with respect to Heritage Newmarket Advisory Committee Minutes of June 3, 2014 and Item 6 of the Heritage Newmarket Advisory Committee Minutes of June 3, 2014 regarding Designated Maintenance Property and Concerns as his home is designated under the Heritage Act. He advised that he would take no part in the discussion or voting of the foregoing matter.

Consent Items

Moved by: Councillor Sponga
Seconded by: Councillor Emanuel

THAT the following items be adopted on consent.

- 1. Newmarket Economic Development Advisory Committee Minutes of March 20, 2014 and July 21, 2014.
 - a) THAT the Newmarket Economic Development Advisory Committee Minutes of March 20, 2014 and July 21, 2014 be received.
- 2. Correspondence dated July 15, 2014 from Ms. Donna Pelrine, Support Committee, Queen's York Rangers Army Cadet Corps. 2799 requesting permission to conduct tag days on September 13 and 14, 2014 at various retail outlets in Town.

a) THAT the correspondence dated July 15, 2014 from Ms. Donna Pelrine, Support Committee, Queen's York Rangers Army Cadet Corps, 2799, be received and the following recommendations be adopted:

i) THAT permission be granted to permit the Queen's York Rangers Army Cadet Corps (#2799) to conduct tag days in the Town of Newmarket on September 13 and 14, 2014;

ii) AND THAT the announcement be advertised in the Town Page advertisement and on the Town's website www.newmarket.ca

3. Correspondence dated July 30, 2014 from Mr. Geoff Morgan, Vice-President, Public Relations, The Court of Blarney Toastmasters requesting proclamation of October, 2014 as 'Toastmasters Month'.

a) THAT the correspondence dated July 30, 2014 from Mr. Geoff Morgan, Vice-President, Public Relations, The Court of Blarney, Toastmasters be received and the following recommendations be adopted:

i) THAT the Town of Newmarket proclaim October 2014 as "Toastmasters Month" in the Town of Newmarket;

ii) AND THAT the proclamation be advertised in the Town Page advertisement and on the Town's website www.newmarket.ca

4. Correspondence dated July 31, 2014 from Ms. Stephanie Blum, Administrative Assistant, Prostate Cancer Canada requesting proclamation of September, 2014 as 'Prostate Cancer Awareness Month'.

a) THAT the correspondence dated July 31, 2014 from Ms. Stephanie Blum, Administrative Assistant, Prostate Cancer Canada be received and the following recommendations be adopted:

i) THAT the Town of Newmarket proclaim September, 2014 as 'Prostate Cancer Awareness Month';

ii) AND THAT the proclamation be advertised in the Town Page advertisement and on the Town's website www.newmarket.ca

5. Newmarket Public Library Board Minutes of May 21, 2014.

a) THAT the Newmarket Public Library Board Minutes of May 21, 2014 be received.

6. Central York Fire Services - Joint Council Committee Minutes of May 13, 2014.

THAT the Central York Fire Services - Joint Council Committee Minutes of May 13, 2014 be received.

7. Development and Infrastructure Services - Engineering Services Report 2014-52 dated August 25, 2014 regarding Foxtail Ridge - Parking Review Update.

a) THAT Development and Infrastructure Services Report 2014-52, dated August 25, 2014 entitled "Foxtail Ridge – Parking Review Update" be received and the following recommendation be adopted:

i) THAT the parking restrictions remain as they currently exist.

8. Development and Infrastructure Services Report - ES 2014-38 dated June 3, 2014 regarding Final Acceptance and Assumption of Underground and Aboveground Works - Mattamy-Toth Residential Subdivision - Phase 2.

a) THAT Development and Infrastructure Services Report - ES 2014-38 dated June 3, 2014 regarding the Final Acceptance and Assumption of Underground and Aboveground Works be received and the following recommendations be adopted:

i) THAT the request for Final Acceptance and Assumption of Underground and Aboveground Works of the Mattamy Toth Farm Phase 2 Residential Subdivision as shown on the attached map be finally accepted and assumed by the Town;

ii) AND THAT Mr. Gary Gregoris of Mattamy (Newmarket) Ltd., and Mr. Dragan Zec, P. Eng., of Urbantech Consulting Ltd. be notified of these recommendations.

9. Corporate Services (Legal Services) Report 2014-22 dated August 20, 2014 regarding Tools to Support Rental Housing (Pilot Project)

a) THAT Corporate Services (Legal Services) Report 2014-22 dated August 20, 2014 being the tools, terms and conditions related to a Pilot Project for a proposed rental housing development at 212 Davis Drive be received and the following recommendations be adopted:

i) THAT staff be directed to finalize the Development Charges Deferral Agreement for the Pilot rental housing Project at 212 Davis Drive on the basis that the applicable Town of Newmarket Development Charges fees to be deferred are those in effect as at August 25, 2014 (including applicable indexing) under By-law 2009-73 and set out in Schedule "A";

ii) AND THAT the deferral of the Development Charges for the Pilot Project is conditional on the issuance of a building permit within 18 months from the date of Site Plan approval of the development application;

iii) AND THAT Staff be authorized to do all things necessary to finalize the Development Charges Deferral Agreement together with any related mortgage, collateral security or other required agreements and documents with Malter Holdings Ltd. and its affiliated entities;

iv) AND THAT Staff be authorized to execute and electronically register all agreements and documents necessary to give effect to the foregoing and that the Associate Solicitor or her staff be authorized to electronically sign and register all Agreements;

v) AND THAT all other tools, terms and conditions of the Pilot Project previously approved by Council are conditional on issuance of a building permit within 18 months of the date of Site Plan approval of the development application.;

vi) AND THAT the applicable Planning Application fees to be deferred are those fees in effect on the date the Planning Application was submitted;

vii) AND THAT the applicable Building Permit fees to be deferred are those fees in effect on the date the Building permit(s) is/are issued.

10. Community Services - Recreation and Culture Report 2014-24 dated August 25, 2014 regarding Municipal Asset Naming Program - Penn Avenue Parkette.

a) THAT Community Services Report - Recreation and Culture Report 2014-24 dated August 25, 2014 regarding Municipal Asset Naming Program - Penn Avenue Parkette be received and the following recommendations be adopted:

i) THAT the Penn Avenue Parkette in Ward 4 be named as outlined in Community Services - Recreation and Culture (Closed Session) Report 2014-22;

ii) AND THAT staff prepare an official ceremony in Spring, 2015.

11. List of Outstanding Matters.

a) THAT the list of Outstanding Matters be received.

Carried

Presentations & Recognitions

12. Mr. Jim Gragtmans, Chair, Newmarket Economic Development Advisory Committee addressed the Committee with a presentation regarding the Gigabit Corridor Pilot Project.

Moved by: Councillor Emanuel
Seconded by: Councillor Kerwin

THAT the presentation by Mr. Jim Gragtmans, Chair, Newmarket Economic Development Advisory Committee regarding the Gigabit Corridor Pilot Project be received.

Carried

13. Community Services Report - Economic Development 2014-20 dated August 11, 2014 regarding Implementation Strategy for Gigabit Corridor Pilot Project.

Moved by: Councillor Emanuel
Seconded by: Regional Councillor Taylor

THAT Community Services Report - Economic Development 2014-20 dated August 11, 2014 regarding the Implementation Strategy for Gigabit Corridor Pilot Project be received and the following recommendations be adopted:

a) THAT Council receive the 'Initial Stakeholder Meeting and Economic Development Impact Statement' report prepared by Sandel and Associates (Attachment A);

b) AND THAT staff be directed to issue a Request for Proposals (RFP) seeking interested Internet Services providers (ISP's) willing to provide specified service levels and cost structure;

c) AND THAT staff provide a further report to Council with the RFP results, including alternate options if necessary, implementation recommendations and budget impact.

Carried

14. Item 2 of the Newmarket Economic Development Advisory Committee Minutes of July 21, 2014 regarding Gigabit Corridor Draft Report.

Moved by: Regional Councillor Taylor
Seconded by: Councillor Emanuel

THAT Item 2 of the Newmarket Economic Development Advisory Committee Minutes of July 21, 2014 regarding Gigabit Corridor Draft Report be received and the following recommendations be adopted:

- i) WHEREAS the Newmarket Economic Development Advisory Committee reaffirms that broadband is a key economic driver;
- ii) AND WHEREAS the Newmarket Economic Development Advisory Committee endorses the Sandel & Associates report in principle;
- iii) THEREFORE BE IT RESOLVED THAT Council implement a gigabit corridor pilot project in early 2015.

Carried

Deputations

15. Ms. Melanie Bell and Mr. Paul Harrison addressed the Committee regarding the Tom Taylor Crescent Proposed Walkway.
- 15a) Photographic Images related to deputation by Ms. Melanie Bell and Mr. Paul Harrison with respect to Tom Taylor Crescent Proposed Walkway.

Moved by: Councillor Emanuel
Seconded by: Councillor Di Muccio

THAT the deputation by Ms. Melanie Bell and Mr. Paul Harrison regarding the Tom Taylor Crescent Proposed Walkway be received.

Carried

16. Mr. George Ivanhoff addressed the Committee regarding the Tom Taylor Crescent Proposed Walkway.

Moved by: Councillor Emanuel
 Seconded by: Councillor Kerwin

THAT the deputation by Mr. George Ivanhoff regarding the Tom Taylor Crescent proposed Walkway be received.

Carried

Moved by: Regional Councillor Taylor
 Seconded by: Councillor Sponga

THAT any construction plans and future work on the proposed walkway on Tom Taylor Crescent be immediately halted;

AND THAT staff explore all options associated with alternate treatments for that area and report back to Committee of the Whole.

Carried

17. Ms. Phyllis Brady addressed the Committee regarding a petition to have No Parking signs installed on Queen's Crescent.

Moved by: Councillor Kerwin
 Seconded by: Councillor Twinney

THAT the deputation by Ms. Phyllis Brady regarding a petition to have No Parking signs installed on Queen's Crescent be received.

Carried

Moved by: Councillor Kerwin
 Seconded by: Councillor Twinney

THAT staff review parking issues and explore the possibility of permit parking on streets surrounding the hospital corridor.

Carried

The Committee recessed at 3:40 p.m.

The Committee reconvened at 4:04 p.m.

18. Heritage Newmarket Advisory Committee Minutes of June 3, 2014.

Moved by: Regional Councillor Taylor
 Seconded by: Councillor Twinney

THAT the Heritage Newmarket Advisory Committee Minutes of June 3, 2014 be received.

Carried

Councillor Sponga took no part in the discussion or voting of the foregoing matter.

19. Item 6 of the Heritage Newmarket Advisory Committee Minutes of June 3, 2014 - Designated Maintenance Property and Concerns.

Moved by: Regional Councillor Taylor
 Seconded by: Councillor Twinney

THAT Item 6 of the Heritage Newmarket Advisory Committee Minutes of June 3, 2014 – Designated Maintenance Property and Concerns be received and the following recommendation of the Heritage Newmarket Advisory Committee be referred to staff.

Whereas some Newmarket historic buildings are deteriorating due to lack of proper maintenance;

And whereas such inaction leads to demolition by neglect;

And whereas the loss of our built heritage weakens the distinctiveness of our community and our cultural identity;

And whereas other municipal jurisdictions have by-laws that would prevent demolition of heritage buildings by neglect;

Therefore be it resolved that the Heritage Newmarket Advisory Committee recommends that a by-law to prevent demolition of heritage properties by neglect be considered for the Town of Newmarket and that Council direct staff to conduct the necessary research and analysis to said by-law.

Carried

Councillor Sponga took no part in the discussion or voting of the foregoing matter.

20. Correspondence dated July 2, 2014 from Ms. Dora Boylen-Pabst, Vice President, Philanthropy and Engagement, Southlake Regional Health Centre Foundation requesting waiving of fees for billboard permit and stamping.

Moved by: Councillor Emanuel

Seconded by: Councillor Kerwin

THAT the correspondence dated July 2, 2014 from Ms. Dora Boylen-Pabst, Vice-President, Philanthropy and Engagement, Southlake Regional Health Centre Foundation be received.

Carried

21. Joint Corporate Services - Legislative Services and Development and Infrastructure Services - Planning and Building Services Report 2014-38 dated August 14, 2014 regarding a Development Charges Exemption and Request to Waive and Refund Fees for the Proposed Hospice.

Discussion ensued and an alternate motion was presented.

Moved by: Councillor Emanuel

Seconded by: Councillor Kerwin

THAT Joint Planning and Building Services, Financial Services, and Legislative Services Report 2014-38 dated August 14, 2014 regarding a Development Charges Exemption and a request to waive Building Permit and Sign Permit fees and refund planning application fees be received and the following recommendations be adopted:

i) THAT staff be provided with confirmation that the Hospice qualifies for the new Development Charges exemptions by By-law 2014-42, once it is in full force and effect;

ii) AND THAT Southlake Regional Health Centre Foundation be refunded the requested fees to be funded from the Rate Stabilization Fund;

iii) AND THAT staff be directed to undertake a review of the impacts of creating a policy to reduce fees for charitable foundations, community organizations, public agencies and other similar uses;

iv) AND THAT Dora Boylen-Pabst, Vice President, Philanthropy and Engagement, Southlake Regional Health Centre Foundation 102-581 Davis Drive Newmarket, L3Y 2P6 be notified of this action;

Carried

22. Corporate Services Report - Legislative Services 2014-17 dated August 13, 2014 regarding Relief from Fees and Charges related to Signs on Davis Drive.

Committee discussed the recommendations and an alternate motion was presented.

Moved by: Regional Councillor Taylor
Seconded by: Councillor Sponga

a) THAT Corporate Services Report – Legislative Services 2014-17 dated August 13, 2014 regarding Relief from the fees and charges related to signs on Davis Drive be received;

i) AND THAT sign permit fees for businesses located on Davis Drive and Yonge Street and streets immediately abutting Davis Drive and Yonge Street within one intersection impacted by the VivaNext rapid transit expansion project be waived and where applicable, refunded, effective January, 2014;

ii) AND THAT a staff report be brought back outlining a recommended implementation procedure and other considerations.

Carried

23. Development and Infrastructure Services - Engineering Services Report 2014-51 dated August 25, 2014 regarding Kingsmere Avenue/Ataire Road – All-way Stop Review.

Committee discussed the recommendations and an alternate motion was presented:

Moved by: Councillor Vegh
Seconded by: Councillor Sponga

THAT Development and Infrastructure Services Report – ES2014-51 dated August 25, 2014 regarding Kingsmere Avenue/Ataire Road – All-way Stop Review be received and the following recommendations be adopted:

a) THAT the matter of Kingsmere Avenue/Ataire Road – All-Way Stop Review be deferred in order for another traffic study to be conducted in that area.

Carried

24. Joint Procurement Corporate Services - Financial Services and Development and Infrastructure Services - Public Works Services Report 2014-45 dated August 11, 2014 regarding RJT and Magna Solar Photovoltaic FIT Project Updates.

Moved by: Regional Councillor Taylor

Seconded by: Councillor Emanuel

THAT Joint Procurement Corporate Services - Financial Services and Development and Infrastructure Services - Public Works Services Report 2014-45 dated August 11, 2014 regarding RJT and Magna Solar Photovoltaic FIT Project Updates be received and the following recommendations be adopted:

- i) THAT the RFP 2012-27 Solar Photovoltaic FIT contract be extended to include an estimated value of \$1,493,321.00 for the Magna Centre (excluding bonding fees, maintenance, LDC connection fees and applicable taxes);
- ii) AND THAT the Director, Public Works Services and the Manager, Procurement Services be authorized to execute the contract and all agreements and documents necessary to give effect to the Magna Solar project on Council's behalf;
- iii) AND THAT staff be authorized and directed to do all things necessary to give effect to the foregoing recommendations;
- iv) AND THAT staff be directed to fund the Magna FIT project through implementation of an internal loan with an amortization period not to exceed ten (10) years, and that this loan be provided for in conjunction with the 2015 budget and align with the investment strategy;
- v) AND THAT staff be directed to include the revenue surplus as outlined in the Loan Repayment Schedule contained in the Budget Impact section of this report in the 2015 and subsequent years Operating Budgets.

Carried

Action Items

None.

Correspondence & Petitions

None.

Reports by Regional Representatives

None.

Notices of Motion

Councillor Sponga provided notice that he would be bringing forward a motion to the next scheduled Committee of the Whole meeting requesting a report on GO Train operations as it relates to east/west road connections, grade separations, speed within the downtown core, frequency of train whistles at Water Street and Doug Duncan Drive as well as Fairy Lake.

Motions

None.

New Business

- a) Councillor Di Muccio requested an update report be brought back regarding the standards associated with replacement of playground equipment.
- b) Councillor Kerwin also expressed concerns relating to feedback he has received from area residents related to new playground equipment.

Closed Session

Moved by: Councillor Sponga
Seconded by: Councillor Emanuel

THAT the Committee of the Whole resolve into a Closed Session for the purpose of discussing potential litigation, including a matter before the Ontario Municipal Board related to a Committee of Adjustment decision affecting the municipality and two matters related to proposed acquisitions of land by the municipality, both in Ward 5.

Carried

The Committee resolved into Closed Session at 4:41 p.m.

The Committee of the Whole (Closed Session) Minutes are recorded under separate cover.

The Committee of the Whole resumed into Public Session at 5:27 p.m.

The Committee recessed at 5:28 p.m.

The Committee reconvened at 7:00 p.m.

The continuation of the Committee of the Whole meeting was called to order at 7:00 p.m.

Public Hearing Matter

Mayor Van Bynen welcomed the public to the Committee of the Whole meeting.

The Deputy Clerk advised that the Planning Act requires that the Town hold at least one Public Meeting on any proposed Zoning By-law Amendment. She advised that the Zoning By-law Amendment application was submitted to permit a 15 storey apartment building containing 225 units on the property municipally known as 212 Davis Drive.

The Deputy Clerk further advised that the purpose of the meeting was to receive comments on the proposed Zoning By-law Amendment. The Committee of the Whole would not be making any decisions regarding the proposal at this meeting. All written and verbal comments will be provided to Planning staff for consideration.

It was stated that any individual or party that wishes to be notified of a subsequent meeting, or any individual who makes a presentation at the public meeting must complete a notification form.

In accordance with the Planning Act, the Ontario Municipal Board may dismiss an appeal without holding a hearing, if the appellant failed to make either oral submission at the Public Meeting or provide written submissions to Council prior to adoption.

The Deputy Clerk thanked everyone for their participation and interest in the meeting.

25. Public Meeting Notice and Related Council Extract - Development and Infrastructure Services Report - Planning and Building Services 2014-32 dated July 21, 2014 regarding Application for Zoning By-law Amendment - Green and Rose Developments Inc., 212 Davis Drive.
26. Public Comments received regarding Application for Zoning By-law Amendment - Green and Rose Developments Inc. - 212 Davis Drive.

Mr. Brad Rogers, Groundswell Urban Planners and Mr. Daniel Berholz of Green and Rose Developments Inc. provided a PowerPoint presentation regarding the proposed Zoning By-law Amendment Application for 212 Davis Drive.

Mayor Van Bynen invited members of the public to come forward.

- a) Mr. Wayne Pilkey, 107 Forest Glen Road commented that the building footprint appears small and questioned whether there were opportunities to increase the building footprint, decrease the overall height and provide for underground parking.
- b) Ms. Evelyn Stocks, 270 Davis Drive expressed concern regarding the height of the building and commented that the proposed building should not be greater in height than other rental buildings along the Davis Drive corridor. She also questioned the height of the parking garage, concerns regarding excessive noise and the possibility of having the view from her building blocked.
- c) Mr. Ian Hutchinson, 235 Queen Street expressed concerns regarding building and parking garage height and traffic ingress and egress, including traffic spillover onto adjacent side streets, and where children who live in the building would attend school.
- d) Mr. Glen Lutton, 71 Forest Glen Road expressed concerns regarding road connections, including the proposed minor collector road adjacent to the property, grading and setback concerns that may increase the platform of the building and the interface between existing residential and the proposed building.
- e) Mr. Heinz Dickfeld, 250 Davis Drive advised that he has observed the traffic pattern onto Davis Drive from the proposed shared access driveway with the Church and concluded that people along the sidewalk are often inconvenienced by cars blocking the driveway, particularly on Sunday after the Church service concludes. Future residents in the proposed building will be poorly served as there will be no permitted left hand turns across the Viva lanes. Mr. Dickfeld suggested that the proposal be delayed until the site can be provided access through the intersection of Parkside Drive and Longford Drive.
- f) Mr. Rogers and Mr. Berholz responded to concerns raised by the public and advised that building heights are consistent with the permitted heights with bonusing contained within the Secondary Plan. A noise study and traffic study have been completed and circulated to Town staff. The School Board was circulated with the application and no concerns have been brought forward to date. The applicant is working with staff regarding the elevation of the parking structure and other site plan details. Underground parking was deemed to be unaffordable and therefore was not pursued.
- g) Mr. Kim Nystron, Cole Engineering addressed the Committee regarding the Traffic Impact Study and Parking Review. The traffic study looked at peak morning and afternoon hours and concluded that approximately 70 – 75 vehicles will move through the site during a one hour peak period. The building traffic is not expected to conflict with Church traffic on Sunday after Church service.

The Committee considered and discussed various aspects of the application including parking structure height, impacts on adjacent single family dwellings on Queen Street to the south, shadow studies/impacts, setbacks between parking structure and proposed road allowance, rental cost estimates, ingress and egress points, number of subsidized units and wait list statistics.

Moved by: Councillor Sponga
Seconded by: Regional Councillor Taylor

THAT the presentations, depositions and correspondence related to the Application for Zoning By-law Amendment - Green and Rose Developments Inc., 212 Davis Drive be received.

Carried

The Senior Planner – Policy provided the next steps associated with the application. Comments in writing will continue to be received to mplaunt@newmarket.ca

Adjournment

Moved by: Councillor Emanuel
Seconded by: Councillor Sponga

THAT the meeting adjourn.

Carried

There being no further business, the meeting adjourned at 8:17 p.m.

Tony Van Bynen, Mayor

Lisa Lyons, Deputy Clerk



Community Services- Recreation and Culture
 TOWN OF NEWMARKET
 395 Mulock Drive
 P.O. Box 328
 Newmarket, ON L3Y 4X7

www.newmarket.ca
 info@newmarket.ca
 905.895.5193

September 8, 2014

COMMUNITY SERVICES- RECREATION AND CULTURE REPORT 2014-27

TO: Members of Council

SUBJECT: Newmarket Sports Hall of Fame – 2014 Induction Nominees

ORIGIN: Community Services- Recreation and Culture

RECOMMENDATIONS

THAT Community Services Report – Recreation and Culture Report 2014-27 dated September 8, 2014 regarding Newmarket Sports Hall of Fame be received and the following recommendation(s) be adopted:

- a) **THAT council endorse the recommendations of the Newmarket Sports Hall of Fame inductions for November 2014 as outlined in the confidential Community Services - Recreation and Culture Report 2014-26 (enclosed in agenda),**
- b) **AND THAT staff work with the Newmarket Sports Hall of Fame to prepare the celebration to be held at the Newmarket Magna Centre on Sunday November 16, 2014.**

COMMENTS

The purpose of this report is to have Council endorse the recommendations for induction to the Newmarket Sports Hall of Fame for 2014 as outlined in Community Services Recreation and Culture (Closed Session) Report 2014-26.

BUSINESS PLAN AND STRATEGIC PLAN LINKAGES

Well Balanced

Arts, culture, entertainment and heritage preservation
 Events that help shape the identity and contribute to the community spirit.

Well Respected

Being tradition based and forward looking
 Being a champion for co-operation and collaboration

CONSULTATION

The Newmarket Sports Hall of Fame Committee (NSHOFC) is made up of one Councillor, and 5 community representatives with diverse experience in Newmarket athletics. This committee has worked closely with staff and has been very successful with the first three inductions.

The committee, chaired by Wayne Bulger, is comprised of Don Bond, Ken Smith, Don Wright and Trevor Morrison.

The committee calls for nominations each year. To remain transparent and accountable the NSOFC appoints a subcommittee to rank the nominations.

HUMAN RESOURCE CONSIDERATIONS

Staffing levels are not impacted as a result of the recommendations in this report.

BUDGET IMPACT

Operating Budget (Current and Future)

The operating budget for this ceremony will be funded by existing 2014 budgets

CONTACT

For more information on this report, please contact Colin Service at 905 953-5300 ext. 2601 or at [cservice @newmarket.ca](mailto:cservice@newmarket.ca)



Director, Recreation and Culture



Commissioner, Community Services

BB:bb



CORPORATION OF THE TOWN OF NEWMARKET

BY-LAW NUMBER 2014-47

A BY-LAW TO AMEND BY-LAW NUMBER 2010-40, AS AMENDED BY BY-LAW 2013-61, BEING A ZONING BY-LAW (487 Queen Street)

WHEREAS the lands affected by this By-law are subject to a Holding (H) prefix in conjunction with a zoning category, as permitted under section 34 and 36 of the *Planning Act*, R.S.O. 1990;

AND WHEREAS Council is satisfied that the conditions for the removal of the Holding (H) prefix have been met in respect of the subject lands;

THEREFORE BE IT ENACTED by the Municipal Council of the Corporation of the Town of Newmarket as follows:

THAT By-law Number 2010-40 be and the same is hereby further amended by:

1. Deleting from Schedule "A", Map No.12, the "(H)" Holding prefix preceding the Downtown Urban Centre Exception 121 (UC-D2-121) zone on Map 12 as shown more particularly on Schedule 'X' attached hereto;
2. AND THAT the provisions of this By-law shall come into force and be effective upon the final passage thereof.

ENACTED THIS 8TH DAY OF SEPTEMBER, 2014.

Tony Van Bynen, Mayor

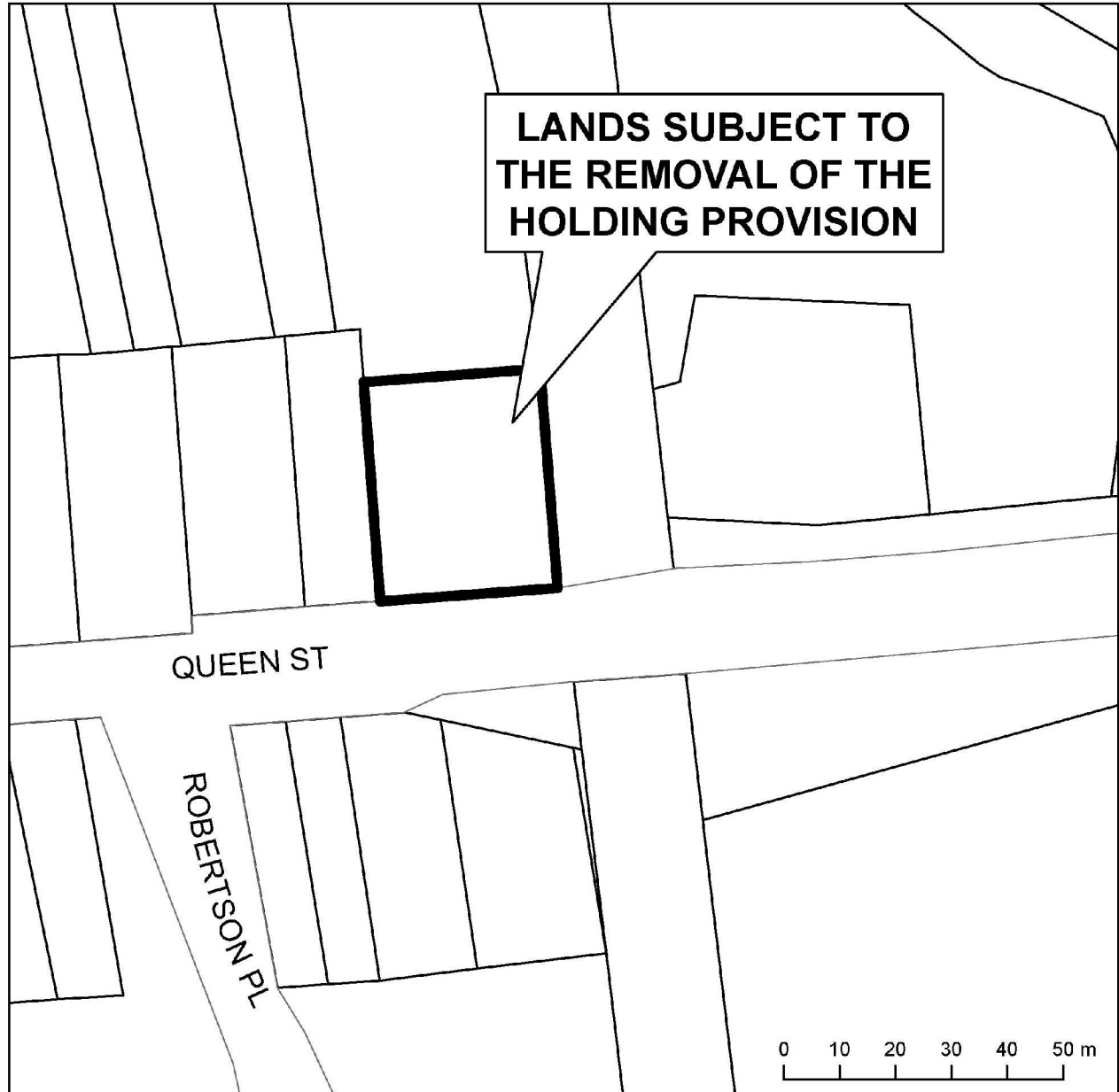
Andrew Brouwer, Town Clerk

487 Queen Street
Town of Newmarket
Regional Municipality of York

This is Schedule 'X'
To Bylaw 2014-
Passed this _____ Day
of _____, 2014.

MAYOR _____

CLERK _____



SCHEDULE "X" TO BY-LAW 2014- 47
TOWN OF NEWMARKET PLANNING DEPARTMENT



Designed & Produced by Information Technology – GIS Printed: July, 2014. Land Parcel Boundaries - © Teranet Inc. and its suppliers. All rights reserved. NOT A PLAN OF SURVEY. 2014. Zoning - Town of Newmarket, 2014. DISCLAIMER: This mapping is based on the POLARIS parcel fabric product compiled using Land Registry System records and recent surveys and control points where available. This mapping is a representation of the earth's surface and provides estimates of area and distance. This map has been produced for illustrative purposes only. It is not a substitute for a legal survey. G:\Projects 10\Development and Infrastructure Services\Planning\Map Documents\Zoning\Bylaw_Amendments\ZBA_487QueenSt_July2014.mxd



CORPORATION OF THE TOWN OF NEWMARKET

BY-LAW NUMBER 2014-48

A BY-LAW TO PROVIDE AN EXEMPTION TO BY-LAW 2004-94, AS AMENDED, BEING A BY-LAW TO PROHIBIT AND REGULATE UNUSUAL NOISES OR NOISES LIKELY TO DISTURB THE INHABITANTS OF THE TOWN OF NEWMARKET.

WHEREAS Section 129 of the *Municipal Act, 2001*, S.O. 2001, c.25, as amended, authorizes a municipality to pass a by-law to prohibit and regulate noise in the municipality;

AND WHEREAS Council enacted By-law 2004-94, being a By-law to Prohibit and Regulate Unusual Noises or Noises Likely to Disturb the Inhabitants of the Town of Newmarket, on July 19, 2004;

AND WHEREAS Council amended Schedule "A" to By-law 2004-94 with the enactment of By-law 2005-158 on November 28, 2005;

AND WHEREAS the Council of the Town of Newmarket enacted By-law 2014-21 to provide an exemption to By-law 2004-94, as amended, to facilitate the necessary work by the Regional Municipality of York for the road rehabilitation program on Mulock Drive.

THEREFORE BE IT ENACTED by the Municipal Council of the Corporation of the Town of Newmarket as follows:

THAT By-law 2014-21 be amended by removing the words "September 12, 2014" and replacing with "to project completion".

ENACTED THIS 8TH DAY OF SEPTEMBER, 2014.

Tony Van Bynen, Mayor

Andrew Brouwer, Town Clerk



CORPORATION OF THE TOWN OF NEWMARKET

BY-LAW NUMBER 2014-49

A BY-LAW TO CONFIRM THE PROCEEDINGS OF A MEETING OF COUNCIL
– SEPTEMBER 8, 2014.

WHEREAS s. 5(1) of the *Municipal Act, 2001*, S.O. 2001, c. 25 provides that the powers of a municipal corporation shall be exercised by its Council;

AND WHEREAS s. 5(3) of the *Municipal Act, 2001*, S.O. 2001, c. 25 provides that a municipal power, including a municipality's capacity, rights, powers and privileges, shall be exercised by by-law unless the municipality is specifically authorized to do otherwise;

AND WHEREAS the Council of the Town of Newmarket deems it advisable to pass such a by-law;

THEREFORE BE IT ENACTED by the Council of the Corporation of the Town of Newmarket as follows:

1. THAT subject to Section 3 of this by-law, every decision of Council, as evidenced by resolution or motion, taken at the meeting at which this by-law is passed, shall have the same force and effect as if each and every one of them had been the subject matter of a separate by-law duly enacted;
2. AND THAT the execution and delivery of all such documents as are required to give effect to the decisions taken at the meeting at which this by-law is passed and the resolutions passed at that meeting are hereby authorized;
3. AND THAT nothing in this by-law has the effect of giving to any decision or resolution the status of a by-law where any legal prerequisite to the enactment of a specific by-law has not been satisfied;
4. AND THAT any member of Council who disclosed a pecuniary interest at the meeting at which this by-law is passed shall be deemed to have disclosed that interest in this confirmatory by-law as it relates to the item in which the pecuniary interest was disclosed.

ENACTED THIS 8TH DAY OF SEPTEMBER, 2014.

Tony Van Bynen, Mayor

Andrew Brouwer, Town Clerk