



Monday, March 30, 2015 at 7:00 PM Council Chambers

Agenda compiled on 26/03/2015 at 10:36 AM

## **Open Forum**

## **Public Notices (if required)**

## Additions & Corrections to the Agenda

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

## **Declarations of Pecuniary Interest**

## **Presentations & Recognitions**

- The Recreation Programmer Community and Special Events (Rhonda Pogue) and the Communications Coordinator (Amanda Lee) to address Council with a Video Clip, Details of Process, Celebration Events, Torch Relay and Torch Bearer Presentation - 2015 Pan Am Games.
- 2. Mayor Van Bynen and Members of Council, along with the Recreation Programmer (Lindsay Burwash) to present recipients with awards - Secondary School Art.

Acrylic - 'Elderly Lady' - Huron Heights Secondary School; Dry Medium -'Equivalence' - Huron Heights Secondary School; Photography - 'Child at Play' -Sacred Heart Catholic High School; Mixed Media - 'James Franco - Huron Heights Secondary School; Watercolour - 'Untitled' - Pickering College

#### **Deputations**

- 3. Ms. Michelle Smith, Women's Support Network of York Region to address Council regarding an overview of the services offered by the Women's Support Network.
- 4. Mr. Brent Kopperson and Mr. Josh Gottlieb to address Council regarding the p. 1 Craft Beer Tasting at Windfall Ecology Festival.
- 5. Ms. Teena Bogner, Newmarket Taxpayers Advocacy Group Inc. to address p. 2 Council regarding Ratepayers Association and Related Issues.

## Approval of Minutes



- 6. Special Council Meeting Minutes of February 2, 2015. p. 3
- 7. Council Meeting Minutes of February 2, 2015.

## **Correspondence & Petitions**

8. Correspondence dated March 19, 2015 from Ms. Sandra Reid, Drug p. 25 Reimbursement Specialist, Stronach Regional Cancer Centre requesting proclamation of April 7, 2015 as "Oncology Nurses Day" in the Town of Newmarket.

Recommendations:

a) THAT the correspondence dated March 19, 2015 from Ms. Sandra Reid, Drug Reimbursement Specialist, Stronach Regional Cancer Centre be received and the following recommendations be adopted:

i) THAT the Town of Newmarket proclaim April 7, 2015 as "Oncology Nurses Day";

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

## **Reports by Regional Representatives**

## **Reports of Committees and Staff**

9.	Council Workshop Record of March 23, 2015.	p. 26
10.	Committee of the Whole Minutes of March 23, 2015.	р. 29

## **By-laws**

- 2015-10 A By-law to provide an exemption to By-law 2004-94, as amended, p. 42 being a by-law to prohibit and regulate unusual noises or noises likely to disturb the inhabitants of the Town of Newmarket.
- 2015-11 A By-law to amend By-law 2012-27 (Parks By-law). p. 43

## **Notices of Motions**

## Motions

p. 6

## **Announcements & Community Events**

### **New Business**

## **Closed Session (if required)**

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

## **Confirmatory By-law**

2015-12 A By-law to confirm the proceedings of a meeting of Council - p. 44 March 30, 2015.

## Addendum (Additions and Corrections)

## Adjournment

# Deputation and Further Notice Request Form

Please complete this form to speak at a meeting of Town Council or Committee of the Whole. If filling out by hand please print clearly.

Please email to clerks@newmarket.ca, fax to 905-953-5100 or mail or drop off at Legislative Services Department, Town of Newmarket Municipal Offices, 395 Mulock Drive, PO Box 328, STN Main, L3Y 4X7

Subject: Craft Beer Tasting at Windfall Ecolo	ogy Festival (Fairy Lake Park)			
Date of Meeting: March 30, 2015	Agenda Item No.:			
✓ I wish to address Council / Committee				
I request future notification of meeti	ngs.			
Name: Brent Kopperson & Josh Gottlieb				
Organization / Group/ Business represe	ented:			
Windfall Ecology Centre				
Address	Postal Code:			
Email:				
Home Phone:	Business Phone:			

Be advised that all Council and Committee of the Whole meetings are audio-video recorded and live streamed online. If you make a presentation to Council or Committee of the Whole, your presentation becomes part of the public record and you will be listed as a presenter in the minutes of the meeting. We post our minutes online, so the listing of your name in connection with the agenda item may be indexed by search engines like Google.

Personal information on this form will be used for the purposes of sending correspondence relating to matters before Council. Your name, address, comments, and any other personal information, is collected and maintained for the purpose of creating a record that is available to the general public in a hard copy format and on the internet in an electronic format pursuant to Section 27 of the Municipal Freedom of Information and Protection of Privacy Act, R.S.O. 1990, c.M.56, as amended. Questions about this collection should be directed to the Director of Legislative Services/Town Clerk, Town of Newmarket, 395 Mulock Drive, P.O. Box 328, STN Main, Newmarket, ON L3Y 4X7; Telephone 905 895-5193 Ext. 2211 Fax 905-953-5100.

# Deputation and Furth<sup>2</sup> Notice Request Form

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Subject: ratepayers association and related issues				
Date of Meeting: March 30, 2015 Agenda Item No.:				
✓ I wish to address Council / Committee				
I request future notification of meeti	ngs.			
Name: Teena Bogner				
Organization / Group/ Business represe	nted:			
Newmarket Taxpayers Advocacy Group Inc.				
Address	Postal Code:			
Email				
Home Phone:	Business Phone:			

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Town of Newmarket **MINUTES** 

SPECIAL COUNCIL

Monday, March 2, 2015 at 6:30 PM Council Chambers

For consideration by Council on March 30, 2015

The meeting of the Special Council was held on Monday, March 2, 2015 in Council Chambers, 395 Mulock Drive, Newmarket.

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- Members Present: Mayor Van Bynen Regional Councillor Taylor Councillor Vegh Councillor Kerwin Councillor Twinney Councillor Hempen Councillor Sponga Councillor Broome-Plumley
- Absent: Councillor Bisanz
- Staff Present: R.N. Shelton, Chief Administrative Officer A. Brouwer, Acting Commissioner of Corporate Services Noehammer. Commissioner of Development Ρ. and Infrastructure Services I. McDougall, Commissioner of Community Services E. Armchuk, Director of Legal Services/Municipal Solicitor L. Lyons, Acting Town Clerk M. Mayes, Director of Financial Services/Treasurer R. Nethery, Director of Planning and Building Services C. Finnerty, Council/Committee Coordinator

The hearing was called to order at 6:30 p.m.

Mayor Van Bynen in the Chair.

The Deputy Clerk advised that the hearing was being conducted under the Section 20(4) of the *Development Charges Act* as a result of a complaint filed on January 9, 2015 by Mr. Brent Fleming on behalf of Brixton Commercial Realty Advisors Ltd. regarding development charges for 487 Queen Street. The purpose of the meeting is to hold a hearing regarding the matter and provide the complainant the opportunity to make representations to the hearing panel, being Council. Questions of clarification will be addressed at the end of each presentation. After hearing the evidence and submissions of the complainant, Council may dismiss the complaint, or rectify any incorrect determination or error that was the subject of the complaint. The Clerk shall mail the complainant a notice indicating Council's decision and advise of the last day for appealing the decision.

The complainant may appeal the decision of Council to the Ontario Municipal Board.

## **Declarations of Pecuniary Interest**

None.

## Identification of Parties

The Director of Legal Services/Municipal Solicitor advised of the nature of the hearing and summarized the proceedings for the hearing.

## Presentation by Appellant

2. Presentation by Mr. Brent N. Fleming, Brixton Commercial Realty Advisors Ltd.

Mr. Brent N. Fleming, Brixton Commercial Realty Advisors Ltd. addressed Council regarding his appeal related to development charges imposed for the redevelopment of 487 Queen Street and advised that upon consideration of the Town's rationale for imposing the development charges, he would like to withdraw his appeal.

Moved by: Councillor Hempen Seconded by: Councillor Kerwin

THAT the appeal by Mr. Brent Fleming be withdrawn at the appellant's request.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Broome-Plumley Opposed: (None) (8 in favour, 0 opposed)

#### Carried

Moved by: Councillor Vegh Seconded by: Regional Councillor Taylor

THAT the correspondence and presentation from Mr. Brent N. Fleming, Brixton Commercial Realty Advisors Ltd. be received.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Broome-Plumley Opposed: (None) (8 in favour, 0 opposed)

#### Carried

## **Confirmatory By-law**

3. 2015-09 A By-law to confirm the proceedings of a Special meeting of Council - March 2, 2015.

Moved by: Councillor Sponga Seconded by: Councillor Broome-Plumley

THAT By-law 2015-09 be enacted.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Broome-Plumley Opposed: (None) (8 in favour, 0 opposed)

#### Carried

#### Adjournment

4. Adjournment.

Moved by: Regional Councillor Taylor Seconded by: Councillor Hempen

THAT the meeting adjourn.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Broome-Plumley Opposed: (None) (8 in favour, 0 opposed)

#### Carried

There being no further business, the meeting adjourned at 6:41 p.m.

Tony Van Bynen, Mayor

Lisa Lyons, Deputy Clerk



Town of Newmarket **MINUTES** 

Monday, March 2, 2015 at 7:00 PM Council Chambers

For consideration by Council on March 30, 2015

The meeting of the Council was held on Monday, March 2, 2015 in Council Chambers, 395 Mulock Drive, Newmarket.

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Members Present: Mayor Van Bynen Regional Councillor Taylor Councillor Vegh Councillor Kerwin Councillor Twinney Councillor Hempen Councillor Sponga Councillor Broome-Plumley

Absent: Councillor Bisanz

Staff Present: R.N. Shelton, Chief Administrative Officer A. Brouwer, Acting Commissioner of Corporate Services P. Noehammer, Commissioner of Development and Infrastructure Services I. McDougall, Commissioner of Community Services L. Lyons, Acting Town Clerk C. Finnerty, Council/Committee Coordinator

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

Mayor Van Bynen in the Chair.

## **Public Notices**

None.

## Additions & Corrections to the Agenda

The Chief Administrative Officer advised that administrative corrections to the Council Minutes of February 9, 2015 were circulated electronically and have been posted online for the benefit of residents.

## **Declarations of Pecuniary Interest**

a) Regional Councillor Taylor declared an interest with respect to Items 3 and 4 of the Committee of the Whole Minutes of February 23, 2015 being a deputation by Mr. John Blommesteyn related to the Integrity Commissioner correspondence and correspondence from Ms. Suzanne Craig in relation to a Council Code of Conduct complaint received by the Chief Administrative Officer on December 1, 2014 as the matters relate to a potential Integrity Commissioner investigation against him.

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b) Councillor Broome-Plumley declared an interest with respect to Item 4 of the Committee of the Whole Minutes of February 23, 2015 being correspondence from Ms. Suzanne Craig in relation to a Council Code of Conduct complaint received by the Chief Administrative Officer on December 1, 2014 as her employer is mentioned in the document.

## **Presentations & Recognitions**

None.

#### Deputations

1. Mr. John Blommesteyn addressed Council regarding Council misconduct and summarized cases related to the *Municipal Conflict of Interest Act* and charitable donations from private businesses related to the Town of Newmarket. He also provided recommendations for items to be considered through the Code of Conduct update.

Moved by: Councillor Kerwin Seconded by: Councillor Twinney

THAT the deputation by Mr. John Blommesteyn regarding Council misconduct be provided an additional 5 minutes.

In Favour: Mayor Van Bynen, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Broome-Plumley Opposed: (None) (7 in favour, 0 opposed)

Carried

Moved by: Councillor Vegh Seconded by: Councillor Kerwin

THAT the deputation by Mr. John Blommesteyn regarding Council misconduct be received.

In Favour: Mayor Van Bynen, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Broome-Plumley Opposed: (None) (7 in favour, 0 opposed)

#### Carried

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

Deputations from Mr. Jack Blommesteyn, Mr. Alexander Blommesteyn and Mr. Nicolas Blommesteyn were not required.

Mayor Van Bynen advised that Items 4 and 5 of the Committee of the Whole Minutes of February 23, 2015 would be considered at this time.

2. Item 4 of the Committee of the Whole Minutes of February 23, 2015 -Correspondence dated February 4, 2015 from Ms. Suzanne Craig in relation to a Council Code of Conduct complaint received by the Chief Administrative Officer on December 1, 2014.

Moved by: Councillor Vegh Seconded by: Councillor Sponga

THAT the correspondence dated February 4, 2015 from Ms. Suzanne Craig in relation to a Council Code of Conduct complaint received by the Chief Administrative Officer on December 1, 2014 be received and referred to staff.

In Favour: Mayor Van Bynen, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga Opposed: (None) (6 in favour, 0 opposed)

#### Carried

Regional Councillor Taylor and Councillor Broome-Plumley took no part in the discussion or voting of the foregoing matter.

3. Item 5 of the Committee of the Whole Minutes of February 23, 2015 - Chief Administrative Officer Report 2015-02 dated February 11, 2015 regarding Council Code of Conduct Update.

Discussion ensued and Recommendation iii) of the original motion was voted on separately.

Moved by: Councillor Hempen Seconded by: Councillor Kerwin

a) THAT Chief Administrative Officer Report 2015-02 dated February 11, 2015 regarding Council Code of Conduct Update be received and the following recommendations be adopted:

i) THAT staff be directed to investigate best practices on policy issues such as Councillor supported community events/not for profit organizations and clarification of official e-mail address use;

ii) AND THAT findings be brought back as part of the draft Council Code of Conduct;

iv) AND THAT future Code complaints follow the Interim Code Complaint Process as outlined in this report until a new Council Code of Conduct has been adopted.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Broome-Plumley Opposed: (None) (8 in favour, 0 opposed)

#### Carried

Moved by: Councillor Hempen Seconded by: Councillor Kerwin

iii) AND THAT future Code complaints related to matters currently under review be held in abeyance until the review has been completed and reported on to Council.

In Favour: Mayor Van Bynen, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga Opposed: Regional Councillor Taylor, Councillor Vegh, Councillor Broome-Plumley

(5 in favour, 3 opposed)

Carried

## Approval of Minutes

4. Council Minutes of February 9, 2015.

Moved by: Councillor Kerwin Seconded by: Councillor Vegh

THAT the Council Minutes of February 9, 2015, as amended, be approved.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Broome-Plumley Opposed: (None) (8 in favour, 0 opposed)

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#### Carried

## **Correspondence & Petitions**

None.

## **Reports by Regional Representatives**

- a) Regional Councillor Taylor provided a synopsis of the Make Rental Happen Symposium that was held in Markham on February 27, 2015.
- b) Regional Councillor Taylor advised that York Region recently passed its budget. The Region has been able to reduce the proposed budget increase to 2.97% and provides for budget projections through to 2018.

## **Reports of Committees and Staff**

5. Council Workshop Record of February 9, 2015.

Moved by: Councillor Broome-Plumley Seconded by: Councillor Kerwin

THAT the Council Workshop Record of February 9, 2015 be received.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Broome-Plumley Opposed: (None) (8 in favour, 0 opposed)

#### Carried

6. Council Workshop Record of February 17, 2015.

Moved by: Councillor Vegh Seconded by: Councillor Sponga

THAT the Council Workshop Record of February 17, 2015 be received.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Broome-Plumley Opposed: (None) (8 in favour, 0 opposed)

#### Carried

7. Special Committee of the Whole Minutes of February 23, 2015.

Moved by: Regional Councillor Taylor Seconded by: Councillor Twinney

THAT the Special Committee of the Whole Minutes of February 23, 2015 be received and the following recommendations be adopted:

8. THAT Joint CAO/Commissioners and Financial Services Report 2015-08 dated February 18, 2015 regarding the Preliminary Draft 2015 Budgets be received and staff be authorized to provide the public with details of the Preliminary Draft 2015 Tax-supported, Utility and Capital Budgets based on Option 2 as identified in Joint CAO/Commissioners and Financial Services Report 2015-08.  THAT Joint CAO/Commissioners, Community Services, Corporate Services and Development and Infrastructure Services Report 2015-01 dated February 11, 2015 regarding the 2015 Budget – Referred Items be received and the approach identified within the report be confirmed.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Broome-Plumley Opposed: (None) (8 in favour, 0 opposed)

#### Carried

10. Committee of the Whole Minutes of February 23, 2015.

Moved by: Councillor Hempen Seconded by: Councillor Sponga

THAT the Committee of the Whole Minutes of February 23, 2015 be received and the following recommendations be adopted:

11. Mr. Paul Ferguson, President, Newmarket Hydro Holdings Inc. addressed the Committee regarding Newmarket Hydro Holdings Inc. Annual General Meeting.

a) THAT the Newmarket Hydro Holdings Inc. Report of the President dated January 12, 2015 regarding the financial statements of Newmarket Hydro Holdings Inc. (the "Corporation"), the written resolutions of Newmarket – Tay Power Distribution Ltd. ("NT Power") and appointment of the sole director and auditors be received and the following recommendations be adopted:

i) WHEREAS the Corporation of the Town of Newmarket (the "Sole Shareholder") is the sole shareholder of the Corporation;

ii) AND WHEREAS the Sole Shareholder by a Shareholder Declaration dated November 1, 2000 appointed the Mayor as its legal representative for the purpose of communicating any shareholder consent or approval required by either the terms of the Shareholder Declaration or the *Business Corporations Act* (Ontario) (the "*OBCA*");

iii) AND WHEREAS the Corporation owns a majority of the common shares of NT Power;

iv) AND WHEREAS pursuant to s.102(2) of the OBCA where a body corporate is the shareholder of a corporation the corporation shall recognize any individual properly authorized by the body corporate to represent it at meetings of shareholders of the corporation;

v) AND WHEREAS pursuant to s.104 of the OBCA a written resolution dealing with all the matters required to be dealt with at a shareholders meeting and signed by the shareholders entitled to vote at that meeting satisfies all requirements of the OBCA relating to that meeting of shareholders;

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

1) THAT the Mayor, as the Sole Shareholder's legal representative, is directed to sign the following Corporation Shareholder resolutions:

a) THAT the Corporation's financial statements for the financial year ended December 31, 2013 together with the report of the Corporation's auditors, Collins Barrow, thereon dated June 26, 2014 be approved and adopted.

b) THAT Collins Barrow, Chartered Accountants, be appointed auditors of the Corporation to hold office until the next annual meeting of shareholders at such remuneration as may be fixed by the sole director and the sole director is authorized to fix such remuneration.

c) THAT R.N. Shelton be appointed as the sole director of the Corporation to hold office until the next annual meeting of shareholders or until his successor is elected or appointed.

d) THAT R.N. Shelton, so long as he is the sole director of the Corporation, shall represent the Corporation at meetings of shareholders of NT Power;

e) AND THAT all acts, contracts, by-laws, proceedings, appointments elections and payments, enacted, made, done and taken by the sole director and sole officer of the Corporation to December 31, 2013, as the same are set out or referred to in the resolutions of the sole director, or in the financial statements of the corporation, are approved, sanctioned and confirmed;

2) AND THAT the Mayor, as the Sole Shareholder's legal representative, direct R.N. Shelton, the sole director and legal representative of the Corporation, to sign the following NT Power shareholder resolutions in lieu of an annual meeting:

a) THAT the financial statements of NT Power for the financial year ended December 31, 2013 together with the report of NT Power's auditors, Collins Barrow, thereon dated April 23, 2014 be approved and adopted.

b) THAT Collins Barrow, Chartered Accountants, be appointed auditors of NT Power to hold office until the next annual meeting of shareholders at such remuneration as may be fixed by the directors and the directors are authorized to fix such remuneration.

c) THAT T. Van Bynen, S. Warnock, P. Daniels, R. Betts, A. Ott, C. Prattas and P. Ferguson are elected directors of NT Power to hold office until the next annual meeting of shareholders or until their successors are elected or appointed;

d) AND THAT all acts, contracts, by-laws, proceedings, appointments elections and payments, enacted, made, done and taken by the directors and officers of NT Power to December 31, 2013, as the same are set out or referred to in the resolutions of the board of directors, the minutes of the meetings of the board of directors or in the financial statements of NT Power, are approved, sanctioned and confirmed.

- 12. THAT the presentation by Mr. Paul Ferguson, President, Newmarket Hydro Holdings Inc. regarding the Newmarket Hydro Holdings Inc. Annual General Meeting be received.
- 13. THAT the presentation by Mr. Andrew Walasek, Manager, Municipal Engagement, Government Affairs, and Mr. Chad Schella, Director of Government Affairs, Canada Post Corporation regarding changes to postal service and public engagement measures be received.
- 14. Correspondence from Ms. Beverly Verwey, Branch Council Chair, Region of York Branch of the Canadian Red Cross dated January 9, 2015 requesting proclamation of the month of March, 2015 as "Red Cross Month" in the Town of Newmarket.

a) THAT the correspondence dated January 9, 2015 from Ms. Beverly Verwey, Branch Council Chair, Region of York Branch of the Canadian Red Cross be received and the following recommendations be adopted:

i) THAT the Town of Newmarket proclaim the month of March, 2015 as "Red Cross Month";

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

15. Correspondence from Ms. Tracey Nesbitt, Manager, OASW Central Ontario Branch dated January 28, 2015 requesting proclamation of the week of March 2 to 8, 2015 as "Social Work Week" in the Town of Newmarket.

a) THAT the correspondence dated January 28, 2015 from Ms. Tracey Nesbitt, Manager, OASW Central Ontario Branch be received and the following recommendations be adopted:

i) THAT the Town of Newmarket proclaim the week of March 2 to 8, 2015 as "Social Work Week";

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

16. Correspondence from Mr. Peter Stojanov, Director, Canadian Institute of Plumbing and Heating, Ontario Region dated February 10, 2015 requesting proclamation of March 11, 2015 as "World Plumbing Day" in the Town of Newmarket.

a) THAT the correspondence dated February 10, 2015 from Mr. Peter Stojanov, requesting proclamation of March 11, 2015 as "World Plumbing Day" be received and the following recommendations be adopted:

i) THAT the Town of Newmarket proclaim March 11, 2015 as "World Plumbing Day";

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

17. Central York Fire Services - Joint Council Committee Minutes of September 2, 2014 and January 6, 2015.

a) THAT the Central York Fire Services - Joint Council Committee Minutes of September 2, 2014 and January 6, 2015 be received.

 Item 3 of the Central York Fire Services - Joint Council Committee Minutes of September 2, 2014 - Joint Central York Fire Services and Corporate Services Report 2014-33 dated July 17, 2014 regarding the 2014 Central York Fire Services Budget Report - Second Quarter.

a) THAT the Joint Central York Fire Services and Corporate Services Report 2014-33 dated July 17, 2014 regarding the 2014 Central York Fire Services Budget Report - Second Quarter be received for information purposes;

b) AND THAT the Town of Newmarket be requested to transfer the balance in its Fire Training Reserve to Central York Fire Services' Asset Replacement Fund.

19. Central York Fire Services - Joint Council Committee (Closed Session) Minutes of January 6, 2015.

a) THAT the Central York Fire Services - Joint Council Committee (Closed Session) Minutes of January 6, 2015 be received.

20. Newmarket Public Library Board Minutes of December 17, 2014.

a) THAT the Newmarket Public Library Board Minutes of December 17, 2014 be received.

21. List of Outstanding Matters.

a) THAT the list of Outstanding Matters be received.

22. Development and Infrastructure Services Report - Public Works Services 2015-16 dated February 9, 2015 regarding Sidewalk Snow Clearing Operations.

a) THAT Development and Infrastructure Services Report - Public Works Services 2015-16 dated February 9, 2015 regarding Sidewalk Snow Clearing for All Sidewalks be received and the following recommendation be adopted:

i) THAT Council consider the proposed enhancement of winter sidewalk maintenance service levels to include all municipally owned sidewalks with priority to be given to schools, Main Street, Regional roads and primary transit locations as part of the 2015 draft budget deliberations.

23. Joint Development and Infrastructure Services, Public Works Services and Corporate Services - Financial Services Report 2015-17 dated February 10, 2015 regarding Advanced Metering Infrastructure Proposed Fixed Network System.

a) THAT Joint Development and Infrastructure Services Report - Public Works Services and Corporate Services - Financial Services Report 2015-17 dated February 10, 2015 regarding Advanced Metering Infrastructure be received and the following recommendations be adopted:

i) THAT Council consider the benefits of Advanced Metering Infrastructure as outlined in conjunction with the draft 2015 capital budget submission;

ii) AND THAT Council give consideration to initiating a Meter Replacement Program in the 2015 budget through a Request for Proposal process.

 Development and Infrastructure Services Report - Public Works Services 2015-12 dated January 29, 2015 regarding Northern Six Waste Collection Contract, 2017-2027 – Tender Preparation Update.

a) THAT Development and Infrastructure Services Report - Public Works Services 2015-12 dated January 29, 2015 regarding Northern Six Waste Collection Contract 2017-2027 – Tender Preparation Update be received and the following recommendations be adopted:

i) THAT staff be directed to work collaboratively with the Northern Six municipalities on the preparation of the procurement documents and tender for a Northern Six Waste Collection Contract;

ii) AND THAT Council directs staff to prepare an updated Memorandum of Understanding between the Northern Six Municipalities to provide governance and direction during the next Contract period;

iii) AND THAT Council directs staff to prepare the Tender for a Contract period of eight (8) to ten (10) years commencing from the expiry or termination of the existing contract;

iv) AND THAT Council continues to endorse the principles of the Region of York 2012 Integrated Waste Management Master Plan (SM4RT Living Plan) including waste reduction and the provision of a three stream waste diversion program with Blue Box Material recycling and Source Separated Organics recycling;

v) AND THAT Staff report back with opportunities to harmonize all Waste Collection By-laws in the Northern Six municipalities with the aim to improve efficiencies in the Contract Administration and customer service;

vi) AND THAT Staff report back to Council for direction with respect to opportunities for improvements in the service level(s) provided, range of services provided, opportunities for further waste diversion, and cost efficiencies;

vii) AND THAT staff report back to Council in one hundred and fifty (150) days analyzing performance levels with the existing contract and provide any additional information as deemed appropriate;

viii) AND THAT staff explore the option of providing customer service delivery through one of the municipal partners.

(8 in favour, 0 opposed)

#### Carried

25. Mr. John Blommesteyn addressed the Committee regarding the Integrity Commissioner's Report.

Moved by: Councillor Hempen Seconded by: Councillor Twinney

THAT the deputation by Mr. John Blommesteyn regarding the Integrity Commissioner's Report be received.

In Favour: Mayor Van Bynen, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Broome-Plumley Opposed: (None)

(7 in favour, 0 opposed)

#### Carried

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

26. Development and Infrastructure Services Report - Public Works Services 2015-18 dated February 17, 2015 regarding Snow Storage at Ray Twinney Complex.

Discussion ensued and an alternate motion was presented.

Moved by: Regional Councillor Taylor Seconded by: Councillor Vegh

a) THAT Development and Infrastructure Services Report - Public Works Services 2015-18 dated February 17, 2015 regarding Snow Storage at Ray Twinney Complex be received and the following recommendations be adopted:

i) THAT staff continue to try to secure temporary or permanent snow disposal site(s) for the remainder of the 2014/2015 winter and onwards, and work with partners such as York Region to establish alternates for the existing Ray Twinney Complex site; ii) AND THAT staff limit the amount of snow storage at the Ray Twinney Complex parking lot site by limiting the operations to 4:00 p.m. whenever possible and depending on weather, 11:00 p.m. in rare and more extreme circumstances;

iii) AND THAT staff and contractors utilize the Eagle Street entrance as the primary route into and out of the complex, to minimize the use of the other entrances where possible;

iv) AND THAT staff, provide full security fencing and signage around snow holding area and provide daily checks for any breaches or concerns;

v) AND THAT staff establish regular garbage/debris pickups during melting periods;

vi) AND THAT staff communicate with drivers and contractors to minimize noise where possible;

vii) AND THAT staff be directed to request Regional support and assistance to facilitate use of 145 Harry Walker Parkway (former Snap-on Tools site) for temporary snow storage for the remainder of the winter season;

viii) AND THAT Council request Regional support to secure the 145 Harry Walker Parkway site for temporary snow storage.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Broome-Plumley Opposed: (None) (8 in favour, 0 opposed)

#### Carried

## **By-laws**

None.

## **Notices of Motions**

None.

## Motions

27. Regional Councillor Taylor regarding Earth Hour.

Moved by: Regional Councillor Taylor Seconded by: Councillor Kerwin

WHEREAS climate change is the biggest environmental threat to our planet and a major concern for all Canadians;

AND WHEREAS at exactly 8:30 p.m. on Saturday, March 28, 2015, major cities around the world will turn off their lights and electrical power for one hour to raise awareness about climate change and to symbolize that, working together, the people of the world can make a difference in the fight against global warming;

AND WHEREAS the event, called "Earth Hour", began in Sydney, Australia in 2007 as 2.2 million people turned off their lights to take a stand against climate change;

AND WHEREAS since then, it has become an annual, globally observed event;

AND WHEREAS participating in Earth Hour sends a powerful message to every citizen and business around the world that it's possible to take action on climate change and that switching off our lights and electrical power is just one simple action we can take to help make a difference;

AND WHEREAS in the last several years, Newmarket has been a leader in this effort, with one of the highest rates of reduction in electricity consumption in the GTA;

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

1. THAT at 8:30 p.m. on Saturday, March 28, 2015, the Corporation of the Town of Newmarket will join other cities around the world in literally "turning out the lights" by shutting off all non-essential lighting and power in all of its facilities, where feasible, and without jeopardizing safety, for one full hour;

2. AND THAT the Corporation of the Town of Newmarket's participation in Earth Hour will be widely promoted and publicized in order to raise awareness about this important issue and in order to encourage every individual, household and business in town to join in by turning off their lights and electrical power for one hour at 8:30 p.m. on Saturday, March 28, 2015;

3. AND THAT a copy of this Resolution will be forwarded to every municipality in the GTA, encouraging them to participate in Earth Hour.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Broome-Plumley (None) (8 in favour, 0 opposed)

#### Carried

#### Announcements & Community Events

- a) Councillor Vegh invited residents to attend the Ward 1 meeting on Tuesday, March 3, 2015 from 7:00 p.m. to 9:00 p.m. at the Magna Centre, 800 Mulock Drive. Attend to find out what's happening in the Town and your ward. For more information, contact Councillor Vegh at 905-953-5323 or e-mail tvegh@newmarket.ca
- b) Councillor Kerwin invited residents to get into the spirit of St. Patrick's Day and enjoy afternoon tea from 2:00 p.m. to 4:00 p.m. on Sunday, March 15, 2015 at the Newmarket Seniors' Meeting Place, 474 Davis Drive. Enjoy tea, snacks and good company! Admission is \$5.00 for members and \$6.00 for non-members. Call 905-953-5325 for further details.
- c) Councillor Kerwin advised that he will be unable to attend the March 30 Council meeting as he will be participating in an Ontario Municipal Board hearing on that day representing Ward 2 residents.
- d) Councillor Twinney advised that registration for the Town's leisure and aquatic spring programs begins Wednesday, March 4, 2015 at 6:30 a.m. for residents and Wednesday, March 11, 2015 at 8:30 a.m. for non-residents. Registration can be done online using Quik-e-Link at <u>www.newmarket.ca</u>, by faxing a completed registration form to 905-953-5135, or in person at the Municipal Office, 395 Mulock Drive, Magna Centre, 800 Mulock Drive, or at the Ray Twinney Complex, 100 Eagle Street West. Please call 905-895-5193 for further information.
- e) Councillor Twinney invited residents to participate in NewRoads Girls Night Out on Thursday, March 5, 2015 at 6:30 p.m. Cost is \$25.00 per person with the proceeds to benefit the Women's Centre of York Region. For further information please visit <u>www.newroadsgno.com</u>

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of 19

- f) Regional Councillor Taylor advised that the Town is hosting its 8<sup>th</sup> annual Earth Hour initiative on Saturday, March 28, 2015 from 8:30 p.m. to 9:30 p.m. All businesses and residents are encouraged to participate along with the Town and major communities around the world in this symbolic event by turning off your lights and non-essential electrical power for one hour to raise awareness regarding climate change and to symbolize that, working together, the people of the world can make a difference in the fight against global warming.
- g) Regional Councillor Taylor congratulated local resident Kevin Mills on his completion of a marathon in Fort Lauderdale. Mr. Mills has a spinal cord injury and was the only participant to compete in a wheelchair at the event.
- h) Councillor Hempen advised that the Town of Newmarket is hosting a St. Patrick's Day event. Join the festivities at the Magna Centre, 800 Mulock Drive, on Tuesday March 17, 2015 from 9:00 a.m. until noon. Enjoy live entertainment, spring crafts, fun games and activities. Admission is \$4.00 per child and parents and guardians are free. Don't forget to wear something green to celebrate St. Patrick's Day! For more information visit <u>www.newmarket.ca</u> or call 905-895-5193.
- Councillor Sponga invited residents to drop in to the Elman Campbell Museum, i) 134 Main Street South from Tuesday, March 17, 2015 to Saturday, March 21, 2015 between 10:00 a.m. and 3:00 p.m. to participate in a variety of March Break activities. On March 17 and March 18 take part in Creative crafts. The cost is \$5.50 per participant per day. From March 19 to March 21 enjoy free games and activities during Museum Mayhem. These programs are suitable for children ages 4-10 years. Children under 12 must be accompanied by a caregiver 18 years of age or over. This is not a day camp and there are no lunchroom facilities. Please 905-953-5314 call or email elmanmuseum@newmarket.ca for further information.
- j) Councillor Sponga advised that a Ward 5 meeting will be held on March 24, 2015 at 40 William Roe Boulevard in the Community Room.
- k) Councillor Broome-Plumley invited residents to attend Zootek at the Newmarket Public Library on Thursday March 19, 2015. This highly interactive and educational program introduces children to a variety of fascinating animals. Two shows are available – at 10:00 a.m. and 11:00 a.m. This program is suitable for children ages four and up and registration is required. Admission is \$7.50 per child. Please call 905-953-5110 to register.

- I) Mayor Van Bynen advised that the Town of Newmarket's annual budget process is currently underway and Council wants to know how you would like to see your tax dollars invested. Get involved in the 2015 budget process by providing your feedback using the interactive budget survey on our website, attending or online viewing of Public Budget Meetings held in the Council Chambers on March 23, March 30, April 13, and April 20, or by contacting your Council representative. Visit www.newmarket.ca for more information or call 905-895-5193.
- m) Mayor Van Bynen advised that the next Council meeting is Monday, March 30, 2015 at 7:00 p.m.

#### **New Business**

a) Regional Councillor Taylor advised that Council expenses for the last quarter of 2015 have been posted online. He indicated that a former Member of Council used their expense account to solicit personal legal advice and to place advertisements in local media and requested a report from staff on whether these are permitted expenses.

Moved by: Regional Councillor Taylor Seconded by: Councillor Twinney

THAT staff prepare an Information Report advising whether former Councillor Maddie Di Muccio's use of her expense account for obtaining personal legal advice and for payment of advertisements while seeking the provincial nomination are permitted by Town policy.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Broome-Plumley Opposed: (None) (8 in favour, 0 opposed)

#### Carried

## **Closed Session**

Mayor Van Bynen advised that there was no requirement for a Closed Session.

## **Confirmatory By-law**

28. 2015-08 A By-law to confirm the proceedings of a meeting of Council -March 2, 2015.

Moved by: Councillor Kerwin

Seconded by: Councillor Broome-Plumley

THAT By-law 2015-08 be enacted.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Broome-Plumley Opposed: (None) (8 in favour, 0 opposed)

## Carried

## Adjournment

29. Adjournment.

Moved by: Councillor Vegh Seconded by: Councillor Sponga

THAT the meeting adjourn.

In Favour: Mayor Van Bynen, Regional Councillor Taylor, Councillor Vegh, Councillor Kerwin, Councillor Twinney, Councillor Hempen, Councillor Sponga, Councillor Broome-Plumley Opposed: (None) (8 in favour, 0 opposed)

## Carried

There being no further business, the meeting adjourned at 7:59 p.m.

Tony Van Bynen, Mayor

Lisa Lyons, Deputy Clerk

#### Mendonca, Barbara

From: Sent:	Bates, Tina on behalf of Mayor Van Bynen March-18-15 4:45 PM
То:	Clerks
Cc:	Mayor Van Bynen
Subject:	FW: Request for proclamation 7th April

Please see the proclamation request below.

**Tina Bates** Assistant to the Office of the Mayor Town of Newmarket 905-953-5300, press 2, ext. 2003

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From: Sandra Reid [mailto:SReid@southlakeregional.org]
Sent: March 18, 2015 4:37 PM
To: Mayor Van Bynen
Subject: Request for proclaimation 7th April

Hello,

I would like my request for a proclamation to be considered to honor the Oncology Nurses at The Stronach Regional Cancer Centre, Newmarket to celebrate Oncology Nurses Day 7<sup>th</sup> April 2015.

I am responsible for arranging education dinners for the oncology nurses of our LHIN (Local Health Integrated Network) and have arranged an education dinner in honor of our nurses of the central LHIN on 9<sup>th</sup> April 2015 at which if approved we would like to present the certificate to them at that time.

Our oncology nurses of the LHIN are devoted to offering quality oncology care to patients living with cancer. They demonstrate excellence in the enhancement of nursing practice through continued and advanced education.

Cancer is a chronic illness with acute phases, which affects people at all stages of the life cycle.

Our oncology nurses have a key role not only as care givers but with patients and their families to educate in the prevention and treatment of cancer and are involved with the process of cancer care from prevention, detection, treatment, rehabilitation and palliative care.

I hope this request is successful as we need to recognize what wonderful people we have in oncology.

Please do not hesitate to contact me if you require anything further. I will be on vacation 27<sup>th</sup> March to 6<sup>th</sup> April 2015 inclusive I will be picking up emails intermittently.

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Please advise of the process and how will I know if this request has been successful

Kind regards

Sandra Reid

Drug Reimbursement Specialist Roon 105 Stronach Regional Cancer Centre 596 Davis Drive Newmarket L3Y 2P9 905 895 4521 x2977 25





## COUNCIL WORKSHOP RECORD

Monday, March 23, 2015 at 9:00 AM Council Chambers

> For consideration by Council on March 30, 2015

The Council Workshop was held on Monday, March 23, 2015 in Council Chambers, 395 Mulock Drive, Newmarket.

Members Present: Mayor Van Bynen Councillor Bisanz Councillor Broome-Plumley Councillor Kerwin Councillor Vegh

Town of Newmarket

**MINUTES** 

- Absent: Regional Councillor Taylor Councillor Hempen Councillor Sponga Councillor Twinney
- Staff Present:R.N. Shelton, Chief Administrative OfficerI. McDougall, Commissioner of Community ServicesC. Kalimootoo, Acting Commissioner of Development andInfrastructure ServicesA. Brouwer, Acting Commissioner of Corporate ServicesI. McDougall, Commissioner of Corporate ServicesL. Georgeff, Director of Human ResourcesL. Lyons, Deputy ClerkB. Wilson, Manager, Water/WastewaterC. Finnerty, Council / Committee Coordinator

Mayor Van Bynen convened the workshop at 9:04 a.m.

Mayor Van Bynen in the Chair.

## **Declarations of Pecuniary Interest**

None.

#### ltems

1. Overview

The Chief Administrative Officer provided an overview of the workshop material and advised that this session is one of the final components of the Council Orientation.

He further advised that the workshop will be live streamed and available to those unable to attend in person.

2. Safe Drinking Water Act.

The Acting Commissioner of Development and Infrastructure Services introduced Mr. Brian Jobb, Manager of the Walkerton Clean Water Centre Training Institute.

Mr. Jobb addressed those present with a PowerPoint presentation regarding municipal requirements under the Safe Drinking Water Act, duties of owners and operating authorities, duties and liabilities of decision makers and enforcement of the statutory standard of care. Members of Council queried Mr. Jobb about various aspects of the presentation including, chlorination, backflow connections, compliance reporting and ongoing training programs.

The Council Workshop recessed at 10:34 a.m.

The Council Workshop reconvened at 10:51 a.m.

3. Health and Safety Training

The Director of Human Resources introduced Ms. Jayne Smith, Regional Consultant, Public Services Health and Safety Association. Ms. Smith addressed those present with a PowerPoint presentation highlighting health and safety information including duties of employers, duties of directors and officers of a corporation, due diligence and liability examples.

4. Workplace Harassment and Accessibility for Ontarians with Disabilities Act.

The Director of Human Resources and the Deputy Clerk addressed those present with an overview of Workplace Violence and Harassment legislation and the Accessibility for Ontarians with Disabilities Act.

## Adjournment

There being no further business, the Council Workshop adjourned at 12:13 p.m.

Tony Van Bynen, Mayor

Lisa Lyons, Deputy Clerk





**COMMITTEE OF THE WHOLE** 

Monday, March 23, 2015 at 1:30 PM Council Chambers

For consideration by Council on March 30, 2015

The meeting of the Committee of the Whole was held on Monday, March 23, 2015 in Council Chambers, 395 Mulock Drive, Newmarket.

- Members Present: Mayor Van Bynen Councillor Vegh Councillor Kerwin Councillor Sponga Councillor Broome-Plumley Councillor Bisanz
- Absent: Regional Councillor Taylor Councillor Twinney Councillor Hempen
- Staff Present:R.N. Shelton, Chief Administrative Officer<br/>A. Brouwer, Acting Commissioner of Corporate Services<br/>C, Kalimootoo, Acting Commissioner of Development and<br/>Infrastructure Services<br/>I. McDougall, Commissioner of Community Services<br/>M. Mayes, Director of Financial Services/Treasurer<br/>C. Service, Director of Recreation and Culture<br/>R. Prudhomme, Director of Engineering Services<br/>L. Lyons, Deputy Clerk<br/>C. Finnerty, Council/Committee Coordinator

The meeting was called to order at 1:32 p.m.

Mayor Van Bynen in the Chair.

## Additions & Corrections to the Agenda

The Chief Administrative Officer advised of the addendum items, being Community Services Report – Recreation & Culture 2015-03 regarding Artificial Turf Soccer Field, a deputation by Mr. Dave Hanson, Newmarket Soccer Club related to the Artificial Turf Soccer Field report, a PowerPoint presentation by the Director of Financial Services/Treasurer regarding the 2015 Preliminary Draft Budget, Corporate Services Report – Financial Services 2015-20 regarding Decision Packages and Infrastructure Levy and Development & Infrastructure Services – Planning and Building Services Report 2015-09 regarding Application for Draft Plan of Subdivision, Draft Plan of Condominium, Official Plan and Zoning By-law Amendment – Metrolinx Rail Corridor.

Town of Newmarket I Committee of the Whole Minutes - Monday, March 23, 2015

He further advised of the Closed Session items and advised that Item 2 of the Closed Session being a verbal update from the Chief Administrative Officer and Director of Legal Services/Municipal Solicitor regarding a property in Ward 5 would be deferred to a future meeting.

Moved by: Councillor Sponga Seconded by: Councillor Kerwin

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

Carried

## **Declarations of Pecuniary Interest**

None.

#### **Presentations & Recognitions**

1. Ms. Debra Scott, President and CEO, Newmarket Chamber of Commerce, addressed the Committee with a PowerPoint presentation outlining the achievements of Smart Commute Central York over the past year and presented Members of Council with a certificate recognizing the Town's 2015 Workplace Designation and offered congratulations for receiving the gold level for the second year in a row.

Moved by: Councillor Broome-Plumley Seconded by: Councillor Bisanz

THAT the presentation by Ms. Debra Scott, President and CEO, Newmarket Chamber of Commerce regarding Year in Review - Smart Commute Central York be received.

#### Carried

2. Mr. Peter Sturrup, Headmaster, Pickering College addressed the Committee with a PowerPoint presentation outlining plans for the implementation of a Global Leadership Program and renovations and improvements associated with the Pickering College Campus Master Plan.

Moved by: Councillor Kerwin Seconded by: Councillor Vegh

THAT the presentation by Mr. Peter Sturrup, Headmaster, Pickering College regarding Campus Plans be received.

#### Carried

Town of Newmarket I Committee of the Whole Minutes - Monday, March 23, 2015

## Deputations

The Mayor asked if there were any members of the public who wished to make a deputation regarding the draft budget. No members of the public came forward.

3. Mr. David Hanson, Newmarket Soccer Club addressed the Committee regarding Artificial Turf Soccer Fields and expressed support for the initiative.

Moved by: Councillor Sponga Seconded by: Councillor Vegh

THAT the deputation by Mr. David Hanson, Newmarket Soccer Club regarding Artificial Turf Soccer Fields be received.

#### Carried

4. Community Services Report - Recreation and Culture 2015-03 regarding Artificial Turf Soccer Field.

Discussion ensued regarding funding, cost sharing, potential partnerships and timing for the York Region District School Board to implement the project and an alternate motion was presented.

Moved by: Councillor Kerwin Seconded by: Councillor Sponga

a) THAT Community Services Report - Recreation and Culture 2015-03 regarding Artificial Turf Soccer Field be received and the following recommendations be adopted:

i) THAT Council direct staff to explore a partnership agreement with York Region District School Board for the construction and ongoing operation of an Artificial Turf Sports Field;

ii) AND THAT staff report back at the April 13, 2015 Committee of the Whole with information related to York Region District School Board's timing on this matter.

#### Carried

## **Consent Items**

Moved by: Councillor Kerwin Seconded by: Councillor Broome-Plumley

THAT the following items be adopted on consent:

5. Correspondence dated February 19, 2015 from Ms. Karen Beaulieu, Fundraising Coordinator, Canadian Cancer Society requesting an exemption from the Noise By-law for the 2015 Relay for Life event scheduled for June 19, 2015 from 7:00 p.m. to June 20, 2015 at 7:00 a.m.

a) THAT the correspondence dated February 19, 2015 from Ms. Karen Beaulieu, Fundraising Coordinator, Canadian Cancer Society, Holland River Community Office, requesting an exemption from the Noise By-law for the 2015 Relay for Life event at Pickering College from June 19, 2015 at 7:00 p.m. to June 20, 2015 at 7:00 a.m. be received and approved subject to notification being provided to area residents;

b) AND THAT Ms. Beaulieu be notified in this regard.

6. Correspondence received from Mr. James Nuttall, O.M.C., 1st Newmarket Group Commissioner, Scouts Canada requesting proclamation of October 16 and October 17, 2015 as 'Scouts Apple Days' in the Town of Newmarket.

a) THAT the correspondence 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 16 and 17, 2015 as 'Scouts Apple Days';

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

7. Correspondence dated March 2, 2015 from Ms. Andrea McKechnie, Support Committee - Tagging Coordinator, Queen's York Rangers, 2799 Army Cadet Corp requesting permission to conduct tag days on Saturday, September 19, 2015.

a) THAT the correspondence dated March 2, 2015 from Ms. Andrea McKechnie, Support Committee - Tagging Coordinator, Queen's York Rangers, 2799 Army Cadet Corp be received and the following recommendations be adopted: i) THAT permission be granted to conduct tag days in the Town of Newmarket on Saturday, September 19, 2015;

ii) AND THAT Ms. McKechnie be notified in this regard.

8. Newmarket Public Library Board Minutes of January 21, 2015.

a) THAT the Newmarket Public Library Board Minutes of January 21, 2015 be received.

9. Central York Fire Services - Joint Council Committee Minutes and (Closed Session) Minutes of February 3, 2015.

a) THAT the Central York Fire Services - Joint Council Committee Minutes and (Closed Session) Minutes of February 3, 2015 be received.

10. Newmarket - Tay Power Distribution Ltd. Report of the President dated February 18, 2015 regarding Succession Planning for Director Appointments.

THAT the Newmarket – Tay Power Distribution Ltd. (the "Corporation") Report of the President dated February 18, 2015 regarding succession planning for director appointments be received and the following resolution be adopted:

WHEREAS in keeping with good governance practice, the Shareholders desire to maintain a board of directors that has the ability and experience to exercise the care, diligence and skill to act in the best interests of the Corporation;

AND WHEREAS a staggered change in directors giving new appointees time to gain experience and knowledge in the affairs of the Corporation while maintaining a majority of experienced directors that ensures overall board of director competence is a critical component of good governance;

AND WHEREAS Non-Municipal Appointees A. Ott and P. Daniels will have been elected directors of the Corporation for three consecutive terms of three years as of the date of the 2015 annual general meeting and would otherwise not be eligible for election;

AND WHEREAS the loss of directors A. Ott and P. Daniels at the same time would cause a change of 50 percent in the Non-Municipal Appointees to the board of directors;

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

1. THAT Article 3, Section 3.03, Paragraph (3) of the Shareholders Agreement between Tay Hydro Inc., Newmarket Hydro Holdings Inc., Newmarket – Tay Power Distribution Ltd., the Corporation of the Township of Tay and the Corporation of the Town of Newmarket which states "Elected directors shall be elected for a three (3) year term. All elected directors shall be eligible for election for a total of three (3) consecutive terms" be waived for the election of two Non-Municipal Appointees at the 2015 Annual General Meeting of Newmarket –Tay Power Distribution Ltd.;

2. AND THAT A. Ott be elected to a one year term;

3. AND THAT P. Daniels be elected to a two year term.

11. Corporate Services Report - Legislative Services 2015-04 dated February 20, 2015 regarding Carnival - D.A. Campbell Amusement Ltd. - Upper Canada Mall.

a) THAT Corporate Services Report - Legislative Services 2015-04 dated February 20, 2015 regarding Carnival - D.A. Campbell Amusement Ltd. Upper Canada Mall be received and the application be approved subject to the following terms:

i) THAT the license be issued for a period of seven consecutive days from May 6 to May 12, 2015 to permit the setting up and dismantling of amusement devices;

ii) AND THAT the actual operation of the carnival not exceed five consecutive days within that permitted time period.

12. Development and Infrastructure Services - Public Works Services Report 2015-22 dated March 5, 2015 regarding 2014 Newmarket Water Distribution System Annual Water Quality Summary Report.

a) THAT Development and Infrastructure Services - Public Works Services Report 2015-22 dated March 5, 2015 regarding the 2014 Newmarket Water Distribution System Annual Water Quality Summary Report be received and the following recommendations be adopted:

i) THAT the 2014 Newmarket Water Distribution System Annual Water Quality Summary Report for the period of 1 January 2014 to 31 December 2014 be received for information; ii) AND THAT the information in the Annual Water Quality Summary report be available for public viewing on the Town's website at <u>newmarket.ca/en/townhall/resourcelibrary/2014WQSummaryReportFinal.pdf</u>, at the Customer Service counter at 395 Mulock Drive and the Operations Centre at 1275 Maple Hill Court.

13. Development and Infrastructure Services Report - Planning and Building Services 2015-07 dated March 12, 2015 regarding Application for Zoning By-law Amendment - 17844 Leslie Street.

a) THAT Development and Infrastructure Services Report - Planning and Building Services 2015-07 dated March 12, 2015 regarding Application for Zoning By-law Amendment be received and the following recommendations be adopted:

i) THAT the Application for Zoning By-law Amendment, as submitted by 2398804 Ontario Inc. for lands being located at the southwest corner of Janette Street and Leslie Street be referred to a public meeting;

ii) AND THAT following the public meeting, issues identified in this report, 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 R. Ursini, Evans Planning Inc., 8481 Keele Street, Unit 12, Vaughan, ON L4K 1Z7 be notified of this action.

14. Corporate Services Report - Financial Services 2015-12 dated March 23, 2015 regarding Property Tax Adjustments Pursuant to the Municipal Act, 2001.

a) THAT Corporate Services Report - Financial Services 2015-12 dated March 23, 2015 regarding Property Tax Adjustments Pursuant to the Municipal Act, 2001 be received and that the tax adjustments outlined in Appendix 1 (attached) be approved.

15. Corporate Services Report - Financial Services 2015-15 dated March 6, 2015 regarding Statement of Remuneration and Expenses - 2014 Payments to Elected and Appointed Officials.

a) THAT Corporate Services Report - Financial Services 2015-15 dated March 6, 2015 regarding Statement of Remuneration and Expenses - 2014 Payments to Elected and Appointed Officials be received.

16. List of Outstanding Matters.

THAT the List of Outstanding Matters be received.

17. Development and Infrastructure Services - Planning and Building Services Report 2015-09 dated March 19, 2015 regarding Application for Draft Plan of Subdivision, Draft Plan of Condominium, Official Plan and Zoning By-law Amendment by 292145 Ontario Limited, Town File 19TN 2013 002, Part of Lot 89, Concession 1, E.Y.S., lands west of the terminus of Silken Laumann Drive between the Metrolinx Rail Corridor and the existing Hydro Corridor, Files: D7, D9, D12 & D14-NP13 16.

a) THAT Development and Infrastructure Services/Planning and Building Services Report 2015-09 dated March 19, 2015 regarding Application for Official Plan Amendment, Zoning By-law Amendment, Draft Plan of Condominium and Draft Plan of Subdivision be received and the following recommendations be adopted:

i) THAT the Application for Official Plan Amendment, Zoning By-law Amendment, Draft Plan of Condominium and Draft Plan of Subdivision, as submitted by 292145 Ontario Limited for lands being composed of part of Lot 89, Concession 1 E.Y.S. not be supported by Council at the Ontario Municipal Board due to substantial unresolved issues regarding the proposed form of development as set out within this report;

ii) AND THAT Council direct staff and legal counsel to request Party status at the Ontario Municipal Board hearing, and that if required, Staff be authorized to retain external counsel and any required expert witnesses to attend and give evidence at the Ontario Municipal Board in support of Council's decision;

iii) AND THAT staff and legal counsel continue to work with the proponent and commenting agencies toward the resolution of issues in advance of the Ontario Municipal Board hearing;

iv) AND THAT Gary Templeton, Templeton Planning Ltd, 71 Tyler Street, Aurora, ON, L4G 2N1 be notified of this action.

#### Carried

18. Main Street District Business Improvement Area Board of Management Minutes of November 18, 2014.

Moved by: Councillor Sponga Seconded by: Councillor Broome-Plumley

a) THAT the Main Street District Business Improvement Area Board of Management Minutes of November 18, 2014 be received;

b) AND THAT the request for an additional accessible parking space to be added to Main Street between Botsford Street and Timothy Street be referred to staff.

#### Carried

19. Joint CAO/Commissioners, Community Services, Corporate Services and Development and Infrastructure Services Report 2015-02 dated February 26, 2015 regarding Referred Items to 2014 - 2018 Term of Office.

Moved by: Councillor Sponga Seconded by: Councillor Vegh

a) THAT Joint CAO/Commissioners, Community Services, Corporate Services, Development and Infrastructure Services Report 2015-02 dated February 26, 2015 regarding Referred Items to 2014-2018 Term of Office be received and the following recommendations be adopted:

i) THAT the approach identified within the report be confirmed;

ii) AND THAT items identified as needing Council direction be referred to Council's Strategic Planning Session for consideration.

#### Carried

20. Development and Infrastructure Services Report - Engineering Services 2015-20 dated March 5, 2015 regarding Water Street Crossing - Update.

Discussion ensued and an alternate motion was presented.

Moved by: Councillor Sponga Seconded by: Councillor Kerwin

a) THAT Development and Infrastructure Services Report - Engineering Services 2015-20 dated March 5, 2015 regarding 'Water Street Crossing - Update' be received and the following recommendations be adopted: i) THAT the implementation of a pedestrian traffic signal not be pursued at this time;

ii) AND THAT a pedestrian refuge island be considered as the medium term solution to enhancing pedestrian safety;

iii) AND THAT a consultant be retained to design a pedestrian refuge island, conduct a safety review and provide costing and that the report be brought back to Council for final approval;

iv) AND THAT the design options explore reserving the left turn movements while addressing any safety issues;

iv) AND THAT a copy of this report and Council extract be forwarded to representatives of Metrolinx and York Region.

#### Carried

## **Correspondence & Petitions**

21. Correspondence from the Town of Aurora dated Tuesday, February 10, 2015 regarding Interchange at Highway 404 and St. John's Sideroad.

Discussion ensued and an alternate motion was presented.

Moved by: Councillor Vegh Seconded by: Councillor Kerwin

a) THAT the correspondence from the Town of Aurora dated February 10, 2015 regarding Interchange at Highway 404 and St. John's Sideroad be received and endorsed;

i) AND THAT the ongoing request of the Town of Newmarket for a Mulock Drive Interchange at Highway 404 be supported;

ii) AND THAT a third lane be constructed from the current termination in Aurora north to Green Lane.

#### Carried

The Committee recessed at 3:06 p.m.

The Committee reconvened at 3:21 p.m.

## **Action Items**

22. The Director of Financial Services provided a PowerPoint presentation regarding the draft preliminary budget and summarized the tax supported budget, average residential all-in tax increase, funded enhancements, infrastructure levy, enhancement funding options and further considerations related to the sustainable financial strategy and asset replacement fund. Discussion ensued regarding use of funding for the approved Business Development Officer position, sidewalk snow clearing and other enhancement options.

Moved by: Councillor Kerwin Seconded by: Councillor Vegh

THAT the PowerPoint presentation by the Director of Financial Services/Treasurer regarding the 2015 Preliminary Draft Budget be received.

#### Carried

23. Corporate Services Report - Financial Services 2015-20 dated March 18, 2015 regarding Decision Packages and Infrastructure Levy.

Discussion ensued and an alternate motion was presented.

Moved by: Councillor Vegh Seconded by: Councillor Sponga

a) THAT Corporate Services Report - Financial Services 2015-20 dated March 18, 2015 regarding Decision Packages and Infrastructure Levy be received and the following recommendations be adopted:

i) THAT Council direct staff to move forward with Option G as indicated in the enhancement options;

ii) AND THAT splash pads (line 105) move from the deferred list in order to be considered in the 2015 capital budget funded from available development charges and reserve funds.

#### Carried

Moved by: Councillor Sponga Seconded by: Councillor Vegh

a) THAT staff provide a report within 120 days on the use of the funds budgeted for the Business Development Officer position;

b) AND THAT staff advise of the recommended approach for realignment of the added resource and provide goals, timelines, implementation and projected outcomes for each of the next five years.

#### Carried

Moved by: Councillor Bisanz Seconded by: Councillor Sponga

a) THAT staff provide a report outlining the cost of increasing the frequency of the Community Survey to an annual basis for the period of 2015 to 2018.

#### Carried

Moved by: Councillor Sponga Seconded by: Councillor Vegh

a) THAT staff provide a report within 90 days outlining the required resources, related costs and sources of funding available to implement a targeted marketing program to advance the redevelopment of Davis Drive properties for implementation by Q4 2015;

b) AND THAT the report include how this can be accomplished without impacting the current and proposed economic development plans initiatives.

#### Carried

## **Reports by Regional Representatives**

None.

## **Notices of Motion**

None.

## Motions

None.

## **New Business**

 a) Councillor Kerwin advised that he would be absent from the Council meeting on Monday, March 30, 2015 as he would be representing Ward 2 at an Ontario Municipal Board hearing being held at the Newmarket Municipal Office in Cane A & B.

- b) Councillor Sponga requested information on how to deal with infill and variances to the Zoning By-law as it relates to residential areas in downtown Newmarket.
- c) Mayor Van Bynen advised that the Environmental Advisory Committee has committed to annual events which require funding as the Committee has not been reestablished as it is subject to the Boards and Committees review.

Moved by: Councillor Kerwin Seconded by: Councillor Broome-Plumley

a) THAT Council grant pre-budget approval for up to \$1000.00 for the annual Community Garage Sale and Ian Gray Award for staff to coordinate with community volunteers.

#### Carried

## **Closed Session**

Mayor Van Bynen advised that there was no requirement for a Closed Session.

## **Public Hearing Matters**

None.

## Adjournment

Moved by: Councillor Sponga Seconded by: Councillor Bisanz

THAT the meeting adjourn.

#### Carried

There being no further business, the meeting adjourned at 4:48 p.m.

Tony Van Bynen, Mayor

Lisa Lyons, Deputy Clerk



#### CORPORATION OF THE TOWN OF NEWMARKET

#### BY-LAW NUMBER 2015-10

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 deems it advisable to provide an exemption to By-law 2004-94, as amended, to facilitate the Canadian Cancer Society, Holland River Unit, Relay for Life event at Pickering College.

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

THAT the Canadian Cancer Society, Holland River Unit be exempted from the Noise Bylaw 2004-94, as amended, from 7:00 p.m. on June 19, 2015 to 7:00 a.m. on June 20, 2015 to permit their 2015 Relay for Life event at Pickering College, subject to notification being provided to area residents.

ENACTED THIS 30TH DAY OF MARCH, 2015.

Tony Van Bynen, Mayor

Andrew Brouwer, Town Clerk



CORPORATION OF THE TOWN OF NEWMARKET

#### BY-LAW NUMBER 2015-11

A BY-LAW TO AMEND BY-LAW 2013-14, BEING A BY-LAW TO REGULATE THE USE AND ENJOYMENT OF MUNICIPAL PARKS IN THE TOWN OF NEWMARKET.

WHEREAS it is deemed necessary to amend By-law 2013-14, being a By-law to regulate the use and enjoyment of municipal parks in the Town of Newmarket.

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

- a) THAT Section 2.8.1 be replaced with the following:
- 2.8.1 While in a park, no person shall smoke tobacco or hold lighted tobacco:
  - a) Anywhere within the boundaries of the property designated by the Town as Sunnyhill Park.
  - b) Within a 20 metre radius surrounding the edge of all municipal sports surfaces, play structures\areas or other outdoor youth related pilot project sites.
  - c) Within a 20 metre radius surrounding an entrance/exit to a facility except where otherwise posted.

b) THAT Section 6.2.2 a) be replaced with the following:

### 6.2.2 While in a park, every person having control of a dog shall:

a) ensure that the dog is on a leash or chain, except within a designated off leash park area as designated by the Town;

ENACTED THIS 30TH DAY OF MARCH, 2015

Tony Van Bynen, Mayor

Lisa Lyons, Deputy Clerk



CORPORATION OF THE TOWN OF NEWMARKET

BY-LAW NUMBER 2015-12

A BY-LAW TO CONFIRM THE PROCEEDINGS OF A MEETING OF COUNCIL – MARCH 30, 2015.

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 bylaw 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	30TH	DAY	OF	MARCH,	2015.
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Tony Van Bynen, Mayor

Lisa Lyons, Deputy Clerk