

The meeting of the Council was held on Monday, June 1, 2015 in Council Chambers, 395 Mulock Drive, Newmarket.

Members Present: Mayor Van Bynen
Regional Councillor Taylor
Councillor Vegh
Councillor Kerwin
Councillor Twinney
Councillor Hempen (7:01 to 8:04 p.m.)
Councillor Sponga
Councillor Broome-Plumley
Councillor Bisanz

Staff Present: P. Noehammer, Acting Chief Administrative Officer/
Commissioner of Development and Infrastructure Services
A. Moore, Commissioner of Corporate Services
C. Service, Acting Commissioner of Community Services
A. Brouwer, Director of Legislative Services/Town Clerk
J. Patel, Business Support 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 sudden passing of Christopher Tremain, Water/Wastewater Operator in Public Works Services. The Acting Chief Administrative Officer spoke of Mr. Tremain's achievements and expressed sympathy to the Tremain family. Those in attendance observed a moment of silence in his honour.

Public Notices

None.

Additions & Corrections to the Agenda

The Acting Chief Administrative Officer advised of additions and corrections to the agenda, being an administrative correction to Item 17 a) ii) of the Committee of the Whole Minutes of May 25, 2015 and the inclusion of correspondence and a petition from Mr. and Mrs. Ray and Lois Judges regarding the property known as 17235 Yonge

Street (Carmichael Garden Centre)

Moved by: Councillor Vegh
Seconded by: Councillor Twinney

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

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

Carried

Declarations of Pecuniary Interest

None.

Presentations & Recognitions

1. [Mayor Van Bynen and Members of Council, along with Ms. Lindsay Burwash, Recreation Programmer, presented the Heritage Art Awards.](#) Honourable mentions to Mr. Jason Wighton for 'All Along the Clock Tower', Mr. Norman (Ted) Fletcher for 'Back in the Day', Mr. Steve Brown for 'Salvation Through Harmony', and Mr. David Ribbans for 'Veteran's Memorial'. The winning piece was 'Rusto's Ghost (II)' by Mr. Greg King.
2. [Mayor Van Bynen and Members of Council, along with Ms. Lindsay Burwash, Recreation Programmer presented the 2015 Newmarket Celebrates the Arts Grant Recipients, being the](#) Newmarket Jazz+ Festival, A Christmas Carol Comedy, 7th Annual Newmarket Studio Tour, VPAN Young Artists' Showcase, Shakespeare at Fairy Lake - The Merry Wives of Windsor, Charissa Vandikas, Daniel Barak and Gregory Vandikas.

Deputations

None.

Approval of Minutes

3. [Council Minutes of May 11, 2015.](#)

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

THAT the Council Minutes of May 11, 2015 be approved.

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

Carried

Correspondence & Petitions

4. [Correspondence and Petition dated June 1, 2015 from Mr. and Mrs. Ray and Lois Judges regarding 17235 Yonge Street.](#)

Moved by: Councillor Sponga
Seconded by: Councillor Hempen

a) THAT the correspondence and petition dated June 1, 2015 from Mr. and Mrs. Ray and Lois Judges regarding 17235 Yonge Street be received and the petition referred to staff.

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

Carried

Reports by Regional Representatives

- a) Regional Councillor Taylor provided an overview of Regional recommendations that have been submitted to the province related to the five year review of the Greenbelt Plan, Oak Ridges Moraine Conservation Plan and Growth Plan legislation.

Reports of Committees and Staff

5. [Special Committee of the Whole Minutes of May 19, 2015.](#)

Moved by: Councillor Kerwin
Seconded by: Councillor Vegh

THAT the Special Committee of the Whole Minutes of May 19, 2015 be approved and the following recommendations be adopted:

6. THAT the analysis and strategic advice PowerPoint presentation by Mr. Troy MacDonald, Grant Thornton regarding Newmarket Tay Power and the Ontario Local Distribution Company Market be received.
7. THAT the deputation by Mr. John Heckbert regarding gigabit broadband be received and referred to staff, for their information.
8. a) THAT Community Services Report 2015-18 dated May 19, 2015 regarding Update for Ultra-High Speed Corridor Pilot Project be approved noting staff's information provided with respect to some of the questions raised in the deputation;
 - i) AND THAT staff be directed to proceed to the next step of negotiations with the preferred proponent;
 - ii) AND THAT staff be directed to provide a further report to Council with the results of the negotiations, considered preferences and a proposed option, governance structure and budget impact;
 - iii) AND THAT all negotiations be conditional on Council approval.

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

Carried

9. [Council Workshop Record of May 25, 2015.](#)

Moved by: Councillor Twinney
Seconded by: Councillor Kerwin

THAT the Council Workshop Record of May 25, 2015 be received.

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

Carried

10. [Committee of the Whole Minutes of May 25, 2015.](#)

Moved by: Councillor Sponga
Seconded by: Councillor Twinney

THAT the Committee of the Whole Minutes of May 25, 2015 be approved, as amended and the following recommendations be adopted:

11. THAT the PowerPoint presentation by the Senior Planner - Policy regarding the Newmarket Parkland Dedication By-law be received.
12. Correspondence from Ms. Kathy Somers, Member, Canadian Trigeminal Neuralgia Association, requesting proclamation of October 7, 2015 as 'International Trigeminal Neuralgia Awareness Day' and light up in teal request in the Town of Newmarket.
 - a) THAT the correspondence from Ms. Kathy Somers, Canadian Trigeminal Neuralgia Association be received and the following recommendations be adopted:
 - i) THAT the Town of Newmarket proclaim October 7, 2015 as 'International Trigeminal Neuralgia Awareness Day';
 - ii) AND THAT the Riverwalk Commons be lit in teal (if feasible) on October 7, 2015;
 - ii) AND THAT the proclamation be advertised in the Town Page advertisement and on the Town's website www.newmarket.ca
13. Correspondence from Ms. Debbie White dated May 6, 2015 requesting proclamation of June 1 to 8, 2015 as 'World Oceans Week' in the Town of Newmarket.
 - a) THAT the correspondence from Ms. Debbie White be received and the following recommendations be adopted:
 - i) THAT the Town of Newmarket proclaim June 1 to 8, 2015 as 'World Oceans Week';
 - ii) AND THAT the proclamation be advertised in the Town Page advertisement and on the Town's website www.newmarket.ca
14. Correspondence dated May 1, 2015 from Ms. Sheila Nicholas, Chair, Teachers

of English as a Second Language Association of Ontario requesting November 8 to 14, 2015 be proclaimed 'English as a Second Language Week' in the Town of Newmarket.

a) THAT the correspondence from Ms. Sheila Nicholas, Chair, Teachers of English as a Second Language Association of Ontario be received and the following recommendations be adopted:

i) THAT November 8 to 14, 2015 be proclaimed 'English as a Second Language Week' in the Town of Newmarket;

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

15. Joint Report - Development and Infrastructure Services - Public Works and Corporate Services Commission - Procurement Services Department Report 2015-12 dated May 7, 2015 regarding Natural Gas Consulting and Supply Agreement.

a) THAT Joint Development and Infrastructure Services - Public Works Services and Corporate Services Commission Report - Procurement Services 2015-12 dated May 7, 2015 regarding Natural Gas Consulting and Supply Agreement be received and the following recommendations be adopted:

i) THAT the Director, Public Works Services be authorized to enter into contract with and retain Blackstone Energy Services, at a cost of approximately \$800.00 per month plus H.S.T. until July 22, 2017 with the option to extend for one two (2) year period, as the Town's Contract Agent for the purchase of Natural Gas;

ii) AND THAT the Director, Public Works Services be authorized to enter into Natural Gas Supply agreements with the Royal Bank of Canada, Shell Energy North America (Canada) Inc. and any other Natural Gas Supplier, where it is in the best interest of the Town of Newmarket, provided the supplier has an equal to or better credit rating, in accordance with the Hedging Policy;

iii) AND THAT Director, Public Works Services shall report back to Council at least once each fiscal year, in accordance with the Hedging policy with respect to any and all commodity price agreements in place.

16. Development and Infrastructure Services Report - Engineering Services 2015-32 dated May 12, 2015 regarding Cedar Manor Phase 1, 65M-4285 Final Acceptance and Assumption of Underground Works.

a) THAT Development and Infrastructure Services Report ES 2015-32 dated May 12, 2015 regarding the Final Acceptance and Assumption of Underground

Works be received and the following recommendations be adopted:

i) THAT the request for Final Acceptance and Assumption of Underground Works of the Cedar Manor Residential Subdivision, Phase 1 as shown on the attached map be finally accepted and assumed by the Town;

ii) AND THAT Mr. Mauro Baldassarra of Cedar Manor Home Corp., and Mr. Angelo A. Maurizio, P. Eng., of Schaeffers Consulting Engineers Ltd. be notified of these recommendations.

17. Corporate Services Report - Financial Services 2015-27 dated May 25, 2015 regarding Property Tax Rates and By-law for 2015.

a) THAT Corporate Services Report - Financial Services 2015-27 dated May 25, 2015 regarding Property Tax Rates and By-law for 2015 be received and the following recommendations be adopted:

i) THAT the property tax rates for 2015, as applied to the assessment roll returned for taxation 2015, be set for Town purposes, as follows:

Property Class	Tax Rate
Residential	0.390965%
Multi-Residential	0.390965%
Commercial	0.436786%
Industrial	0.513102%
Pipelines	0.359297%
Farmland/Managed Forest	0.097741%

ii) AND THAT the applicable tax rate by-law attached as Appendix 'A' be forwarded to Council for approval.

18. Corporate Services Report - Financial Services 2015-30 dated May 6, 2015 regarding 2015 Reserves and Reserve Funds Budget.

a) THAT Corporate Services Report - Financial Services 2015-30 dated May 6, 2015 regarding 2015 Reserves and Reserve Funds Budget be received and the following recommendations be adopted:

i) THAT the projected revenues for the 2015 Reserves and Reserve Funds Budget, as set out in the attachment be approved.

19. List of Outstanding Matters.

a) THAT the List of Outstanding Matters be received.

20. Chief Administrative Officer Report 2015-05 dated May 14, 2015 regarding 'Council's Strategic Priorities'.
- a) THAT Chief Administrative Officer Report 2015-05 dated May 14, 2015 regarding 'Council's Strategic Priorities' be received and the following recommendation be adopted:
- i) THAT Council approve the suggested wording of its strategic priorities for the 2014-2018 term, as outlined in Column 'B' of Attachment 'A', with the following amendments to c) and k) specifically :
- c) Creating a strategy for vibrant and livable corridors along Davis Drive and Yonge Street;
- k) Measuring and benchmarking financial performance.
21. Community Services - Recreation and Culture Report 2015-09 dated May 12, 2015 regarding Newmarket Theatre Operations.
- a) THAT Community Services - Recreation and Culture Report 2015-12 dated May 12, 2015 regarding Newmarket Theatre Operations in the Town of Newmarket be received and the following recommendations be adopted:
- i) THAT Council endorse the Task Force Vision of: The Newmarket Theatre is a professional theatre dedicated to providing high quality entertainment. Community theatre will remain an important part of the cultural fabric through space at Old Town Hall or when space permits at the Newmarket Theatre;
- ii) AND THAT Council endorse the recommendations of the Theatre Task Force, recognizing that recommendations that have budgetary impact will be reported on separately for consideration.
22. Development and Infrastructure Services Report - Engineering Services 2015-31 dated April 27, 2015 regarding William Stickwood House (Fernbank Farmhouse) Update.
- a) THAT Development and Infrastructure Services Report - Engineering Services 2015-31 dated April 27, 2015 regarding William Stickwood House (Fernbank Farmhouse) Update be received and the following recommendations be adopted:
- i) THAT Council not pursue a rental agreement with a potential community-based lease client due to the extensive renovations that would be required to accommodate this particular client and the capital costs associated with those

renovations;

ii) AND THAT the potential community-based lease client be advised of Council's decision as soon as possible;

iii) AND THAT staff consider recommendations for the short-term and long-term use of the William Stickwood house and property as part of a long-term Facility Accommodation Plan being undertaken for the Town's Strategic Properties;

iv) AND THAT staff will come forward with a future amended capital budget request for the William Stickwood House consistent with the long-term plan as determined through the Accommodation Plan;

v) AND THAT the existing residence continue to be occupied by a residential tenant to maintain the security and integrity of the property.

23. Development and Infrastructure Services - Planning and Building Services Report 2015-20 dated May 14, 2015 regarding a request to waive fees and charges for proposed hospice.

a) THAT Development and Infrastructure Services - Planning & Building Services Report 2015-20 dated May 14, 2015 regarding a request to waive fees and charges associated with Site Plan Approval be received and the following recommendations be adopted:

i) THAT the request from the Southlake Regional Health Centre Foundation for waived fees be received;

ii) AND THAT Council approve the request to waive the security (performance guarantee) of \$65,000 and the Tree Security of \$12,020 and the Town of Newmarket will rely on Southlake Regional Health Centre to complete its obligations under the Site Plan Agreement;

iii) AND THAT Council waive the requirement for a cash-in-lieu of parkland contribution;

iv) AND THAT Council approve the request to waive the following fees to be funded through the Rate Stabilization Fund:

Tree Compensation of \$9,450

Finance Administration Fee of \$3,250

v) AND THAT Council deny the request to waive the following fees:

Engineering Review fees of \$37,309.80
Town's Consulting Arborist peer review fees of \$1,040

vi) AND THAT Mr. Paul Clarry, Vice-President, Clinical Support and Facilities, Southlake Regional Health Centre, 596 Davis Drive, Newmarket, ON L3Y 2P9 be notified of this action.

24. THAT the Town establish the Office of the Regional Councillor as the 'Office of the Deputy Mayor and Regional Councillor';

AND THAT staff take the appropriate actions to implement such direction, including any required amendments to by-laws and policies.

25. Corporate Services (Legal Services) Report 2015-02 regarding the potential disposition of land by the municipality (Ward 2) as per the Municipal Act, 2001, Section 239 (2) (c)

THAT Corporate Services (Legal Services) Report 2015-02 dated May 19, 2015 regarding the potential declaration of surplus lands, permanent closure and sale of part of Lydia Street, on Plan 23 lying east of Muriel Street and north of Gorham Street, between 233 and 241 Muriel Street and 763 Gorham Street, and highlighted in yellow on the attached GIS map in Schedule "A" (herein referred to as the "Lydia Street Lands") be received and the following recommendations be adopted:

a) THAT Council enact a resolution to permanently close, declare surplus and sell the Lydia Street Lands;

b) THAT Council enact a by-law to permanently close and sell the Lydia Street Lands in substantial form as included in Schedule "B";

c) THAT staff be authorized to list the Lydia Street Lands for sale on the Multiple Listing Service with the Town's real estate broker of record for an amount that is greater than the fair market appraisal of the property, and that staff be authorized to enter into discussions with interested parties who may wish to purchase the Lydia Street Lands, and report back to Council with a recommendation for the sale of the Lydia Street Lands after an appraisal of the fair market value has been obtained;

d) THAT staff be authorized to do all things necessary to give effect to the above permanent closure procedure, declaration of surplus lands and negotiations respecting the Lydia Street Lands, including but not limited to obtaining any surveys, reference plans and appraisals, and registering any required documents.

26. Hollingsworth Arena Site Facility.

a) THAT staff prepare a public report for an upcoming Committee of the Whole meeting outlining the options, issues and opportunities related to the Hollingsworth Arena site and facility, including the San Michael Homes Developments proposal presented at the May 25, 2015 Council Workshop and previous Council direction;

b) AND THAT any negotiation matters related to the potential sale of the Hollingsworth Arena site and facility be considered in closed session in accordance with Section 239 (2) (c) of the Municipal Act, 2001.

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

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

Carried

27. Development and Infrastructure Services Report – Planning and Building Services 2015-11 dated May 25, 2015 regarding the Newmarket Parkland Dedication By-law.

An alternate motion was presented and discussion ensued.

Moved by: Regional Councillor Taylor
Seconded by: Councillor Broome-Plumley

a) THAT Development and Infrastructure Services/Planning & Building Services - Planning Report 2015-11 dated May 25, 2015 regarding the Newmarket Parkland Dedication By-law be received and the following recommendations be adopted:

i) THAT the Parkland Dedication By-law for the Town of Newmarket as contained in Attachment 1 be received;

ii) AND THAT phasing be amended as follows:

- Before January 1, 2016: 0.6 ha/300 units
- After January 1, 2016: 1.0 ha/300 units

iii) AND THAT staff be directed to provide notice to the public, the development community and BILD of the proposed by-law;

iv) AND THAT following public input that staff summarize in a report to the Committee of the Whole the issues identified and the comments received along with the final

recommendation for the Parkland Dedication By-law for Council's approval;

v) AND THAT staff be directed to report back to Committee of the Whole on the other funding strategies to address the identified shortfall of Town-wide parkland in conjunction with the Parkland Implementation Strategy identified in the Implementation Strategy for the Newmarket Urban Centres Secondary Plan.

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

Carried

28. Corporate Services Report - Financial Services 2015-31 dated May 6, 2015 regarding the 2014 Capital Carry-overs Report.

Moved by: Councillor Sponga
Seconded by: Councillor Twinney

a) THAT Corporate Services Report - Financial Services 2015-31 dated May 6, 2015 regarding the 2014 Capital Carry-overs be received for information purposes.

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

Carried

29. Development and Infrastructure Services Report - Engineering Services 2015-30 dated April 23, 2015 regarding Metrolinx/GO Transit Rail Corridor.

Moved by: Councillor Sponga
Seconded by: Regional Councillor Taylor

a) THAT Development and Infrastructure Services Report – ES2015-30 dated April 23, 2015 regarding Metrolinx/GO Transit Rail Corridor - Newmarket be received and the following recommendations be adopted:

i) THAT Metrolinx and York Region be forwarded a copy of this report and Town Council extract;

ii) AND THAT Metrolinx be requested to attend Committee of the Whole to provide a presentation regarding their planned rail enhancements within Newmarket including an estimated schedule for the works within Town.

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

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

Carried

30. Joint Development and Infrastructure Services - Planning and Building Services and Corporate Services - Financial Services Report 2015-13 dated May 4, 2015 regarding the Coordinated Provincial Plan Review.

An alternate motion was presented and discussion ensued.

Moved by: Regional Councillor Taylor

Seconded by: Councillor Sponga

a) THAT Joint Development and Infrastructure Services - Planning and Building Services and Corporate Services - Financial Services Report 2015-13 dated May 4, 2015 regarding the Coordinated Provincial Plan Review, Proposed Bill 73 (Planning Act Amendments) and Development Charges System Review be received and the following recommendations be adopted:

i) THAT the comments and issues identified and addressed in this report be forwarded to the Province of Ontario as the Town of Newmarket's comments on the 2015 Coordinated Provincial Plan Review, Proposed Planning Act amendments and Development Charges System review;

ii) AND THAT the Province develop a process to allow municipalities to access strategically located employment lands, if deemed necessary through a Municipal Comprehensive Review, in particular on the east side of Highway 404 adjacent to Newmarket, in support of optimizing existing infrastructure, promoting development where infrastructure expansions would be minimal, and where employment lands would be strategically located along major transportation corridors;

iii) AND THAT staff be authorized to submit the Town of Newmarket's comments prior to Council ratification;

iv) AND THAT the following be notified of this action:

1. Mr. Chris Ballard, MPP, Newmarket-Aurora, 238 Wellington Street East, Suite 203,

Aurora, ON L4G 1J5

2. Mr. Richard Stromberg, Manager, Ministry of Municipal Affairs and Housing, Ontario Growth Secretariat, 777 Bay Street, Toronto, ON M5G 2E5

3. Mr. Ken Petersen, Manager, Provincial Planning Policy Branch, Ministry of Municipal Affairs and Housing, 777 Bay Street, 13th floor, Toronto, ON M5G 2E5

4. Ms. Valerie Shuttleworth, Chief Planner, The Regional Municipality of York, 17250 Yonge Street, Newmarket, ON L3Y 6Z1

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

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

Carried

31. Waste Management Solutions – Main Street Area.

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

THAT staff prepare a report in 90 days on possible waste management solutions for the Main Street Area, specifically as it pertains to weekend waste storage and collection.

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

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

Carried

32. Film Permit Policy and Permitting Process.

Moved by: Councillor Sponga
Seconded by: Councillor Vegh

THAT staff review the Film Permit Policy and Permitting Process and report back within 150 days to include maps with designated locations for parking and production and that the cost of additional parking enforcement be added to the permit on a cost recovery basis.

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

Carried

33. [Committee of the Whole \(Closed Session\) Minutes of May 25, 2015.](#)

Moved by: Councillor Twinney
Seconded by: Councillor Vegh

THAT the Committee of the Whole (Closed Session) Minutes of May 25, 2015 be approved.

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

Carried

Mayor Van Bynen advised that Corporate Services – Legal Services Report 2015-02 was dealt with in Open Session and the disposition of the report is recorded as item 22 on page 12 of the May 25, 2015 Committee of the Whole minutes. He further advised that the Status Report regarding potential disposition of land by the municipality in Ward 3 was dealt with in Open Session and disposition of the report is recorded as item 23 on page 13 of the May 25, 2015 Committee of the Whole Minutes.

34. [Corporate Services Report - Legislative Services 2015-09 dated May 28, 2015 regarding Councillor Appointments to Audit Committee.](#)

Moved by: Councillor Kerwin
Seconded by: Regional Councillor Taylor

a) THAT Corporate Services – Legislative Services Report 2015-09 dated May 28, 2015 regarding “Councillor Appointments to Audit Committee” be received;

b) AND THAT Mayor Van Bynen, Councillor Bisanz and Councillor Hempen be appointed to the Audit Committee for the 2014-2018 Term of Council.

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

Councillor Sponga, Councillor Broome-Plumley, Councillor Bisanz
Opposed: (None)
(9 in favour, 0 opposed)

Carried

By-laws

35. By-laws 2015-26.

2015-26 [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.](#)

Councillor Hempen declared an interest as his mother owns property adjacent to Old Town Hall.

An amendment to the By-law to prohibit noise exemptions on long weekends was proposed and discussion ensued.

Moved by: Councillor Kerwin
Seconded by: Councillor Sponga

THAT By-law 2015-26, as amended, be enacted.

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

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

Carried

Councillor Hempen did not take part in the discussion or voting of the foregoing matter.

36. By-law 2015-25.

2015-25 [A by-law to provide for the levy and collection of the sums required by the Corporation of the Town of Newmarket for 2015 and to provide for the mailing of notices requisitioning the payment of taxes for 2015.](#)

Moved by: Councillor Sponga
Seconded by: Councillor Vegh

THAT By-law 2015-25 be enacted.

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

Carried

Notices of Motions

None.

Motions

37. Operational Leadership Team: Proposed Amendments to the Planning Act and Development Charges Act under Bill 73.

Moved by: Regional Councillor Taylor
Seconded by: Councillor Kerwin

WHEREAS the Province of Ontario has introduced Bill 73, being proposed amendments to the Planning Act and the Development Charges Act;

AND WHEREAS the Council of the Town of Newmarket on June 1, 2015 adopted the recommendations and endorsed the contents of Joint Development and Infrastructure/Planning and Building Services and Corporate Services/Financial Services Report 2015-13 dated May 4, 2015 which comments on and identifies issues related to the proposed Bill 73;

AND WHEREAS the Council of the Town of Newmarket wishes to make further comments with respect to the proposed Bill 73;

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

i) THAT the Province of Ontario be requested to amend Bill 73 to include the authority for a municipality to establish a sunset clause associated with the approval of privately initiated Planning Act applications;

ii) AND THAT the Province of Ontario be requested to amend Bill 73 to restrict appeals of conformity amendments to reflect provincial plans and policy unless the municipal official plan policy provides for more protection or is more restrictive than the provincial plan or policy;

iii) AND THAT the Province of Ontario be requested to amend Bill 73 to extend the review timeframe to 360 days for official plan amendments and plans of subdivision, 240 days for zoning by-law amendment applications, and 60 days for site plan applications, and that these review timeframes be established as-of-right in the Planning Act, as opposed to requiring special notice from the applicant or approval authority;

iv) AND THAT this resolution be circulated to Mr. Ken Petersen, Manager, Provincial Planning Policy Branch, Ministry of Municipal Affairs and Housing, 777 Bay Street, 13th Floor, Toronto, ON, M5G 2E5

v) AND THAT this resolution be circulated to Mr. Chris Ballard, MPP, Newmarket-Aurora, 238 Wellington Street East, Suite 203, Aurora, ON L4G 1J5

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

Opposed: (None)

(9 in favour, 0 opposed)

Carried

38. Councillor Sponga: Community Mailboxes

Moved by: Councillor Sponga

Seconded by: Councillor Twinney

WHEREAS the installation of community mailboxes raises several of the same concerns as the installation of above-ground plant (e.g., utility boxes) in municipally-owned right-of-way; and

WHEREAS the installation of community mailboxes might require installation requests for additional sidewalks where no sidewalks currently exist; and

WHEREAS the installation of community mailboxes might require installation of additional sidewalk approach ramps for easier access, for persons with disabilities or pushing strollers and/or seniors; and

WHEREAS increased snow clearing responsibilities for adjacent property owners and the Town would be needed; and

WHEREAS installation of additional sign posts, adjacent to community mailboxes for parking regulation changes will be needed; and

WHEREAS the installation of community mailboxes might require additional street light requests to improve visibility to and from community mailbox locations and security at these locations.

NOW THEREFORE BE IT HEREBY RESOLVED THAT Council direct the Mayor to send a letter, copied to Members of Parliament, Ontario Members of Provincial Parliament, and all Ontario municipalities, that requests the Federal Minister of Transport, who oversees Canada Post, to require Canada Post to halt installation of community mailboxes immediately and to adhere to its Five-point Action Plan requirement to engage in full and meaningful consultation with all stakeholders, including the Town and its residents; and

BE IT FURTHER RESOLVED THAT Council direct staff to bring forward recommendations to the next Committee of the Whole or Council meeting to align the Town's by-laws with the City of Hamilton's By-law Number 15-091 which regulates the installation of equipment on roads; and

BE IT FURTHER RESOLVED THAT Council direct staff to develop appropriate standards to require Canada Post to apply for permits with an appropriate fee that reflects the resources required and costs incurred by the Town to install and maintain community mailboxes in established neighbourhoods; and

BE IT FURTHER RESOLVED THAT staff bring back a new by-law for Council's enactment at the next Council meeting.

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

Carried

Announcements & Community Events

- a) Mayor Van Bynen advised that the MoneySense Magazine released its list of Canada's Best Place to Live 2015. Newmarket has ranked 23rd overall in Canada and is the top ranked municipality in York Region.
- b) Councillor Vegh thanked all the community volunteers, sponsors and Members of Council that participated in the Ward 1 Community Waste Disposal and Recycling event this past weekend. Over twenty tonnes of waste were collected over a four hour period, including two tonnes of scrap metal, four tonnes to e-waste, over 25 large bins of paper for shredding. In addition, a bottle drive was

held in support of the Newmarket Soccer Girls Rep Under 12 team.

- c) Councillor Vegh invited Ward 1 residents to a drop-in meeting on Tuesday, June 2, 2015 at 7:00 p.m. at the Magna Centre. Come out to hear what's happening in Ward 1. For more information, contact Councillor Vegh at 905-953-5323 or e-mail tvegh@newmarket.ca
- d) Councillor Kerwin advised that June is Senior's month. Come celebrate as the Town showcases the artwork of the Newmarket Seniors' Meeting Place on Saturday, June 6, 2015 from 11:00 a.m. to 4:00 p.m. at the Newmarket Community Centre and Lions Hall, 200 Doug Duncan Drive. Admission is free. For more information, please call 905-953-5325.
- e) Councillor Kerwin advised that he will be hosting the Stewardship Youth Rangers this summer as they undertake tree planting, creek cleaning and laying down wood chips under the leadership of Ward 2 residents.
- f) Councillor Twinney advised that in honour of Canadian Environment Week, the Town of Newmarket is offering green bins, blue boxes, kitchen catchers and backyard composters at reduced prices while quantities last. From June 1 to June 7, 2015 prices are: blues boxes \$6.00, green bins \$15.00, kitchen catchers \$3.00 and backyard composters \$20.00. Backyard composters are only available for purchase at the Operations Centre at 1275 Maple Hill Court; all other items can be purchased at the Municipal Offices, Magna Centre, Ray Twinney Recreation Complex and the Operations Centre.
- g) Regional Councillor Taylor advised that the Mowat Centre completed a study several months ago that ranked York Region as the number one region to live in nationwide, further supporting MoneySense Magazine's rating of Newmarket as the top York Region municipality to live in.
- h) Regional Councillor Taylor advised that the Voices of Joy Annual Spring Concert and Fundraiser will be held on Friday, June 5, 2015 at Trinity Anglican Church at 79 Victoria Street, Aurora.
- i) Councillor Sponga invited residents to experience a triathlon in a non-competitive environment at "Try the Tri" Triathlon! Participants will swim, bike and run different distances for each age category on Saturday, June 6, 2015 at the Ray Twinney Recreation Complex. Race kit pickup and information sessions are being held on Thursday, June 4, 2015 from 5:00 to 8:00 p.m. at the Ray Twinney Recreation Complex. All abilities are welcome for age categories three years through to adult. For information, visit www.newmarket.ca or call 905-895-5193.
- j) Councillor Sponga invited Ward 5 residents to attend a Ward meeting on

Wednesday June 17, 2015 from 7:00 to 8:30 p.m. in the Council Chambers at the Municipal Offices. Join Councillor Sponga to hear about what's happening in your ward as it is a good chance to chat and let your voice be heard. For more information, please email Councillor Sponga at jsponga@newmarket.ca or call 905-895-5193.

- k) Councillor Broome-Plumley invited residents to a barbecue hosted by the Relay for Life Moms on the Run on Saturday, June 6, 2015 from 11:00 a.m. to 3:00 p.m. at Jim Bond Park located on Jordanray Boulevard. There will be a bake sale and raffle baskets, rummage sale and more.
- l) Councillor Broome-Plumley advised that Terry Fox Public School, 161 Sawmill Valley Drive will be hosting its Fun Fair on Thursday, June 4, 2015 from 5:00 to 8:00 p.m. All people are welcome to come out and support the students.
- m) Councillor Bisanz advised that for the month of June, which is Recreation Month, the Town of Newmarket, in partnership with the Upper Canada Mall is excited to bring residents the Recreation Pop Up Shop located in Unit 105 of the Upper Canada Mall. At the Recreation Pop Up Shop you can speak with Newmarket staff, register for Recreation and Culture Programs and participate in a variety of free recreational activities. For a full list of programming, visit www.newmarket.ca/recreation
- n) Councillor Bisanz advised that this week is National Access Awareness Week in the Town. This evening at Upper Canada Mall, the Celebrating Accessibility and Abilities was held. Celebrations will continue with a number of activities throughout the week. The Town is committed to making Newmarket an accessible and inclusive community for people of all abilities.
- o) Mayor Van Bynen advised that at the recently held annual Local Media Association Editorial Contest, Metroland newspapers received 86 awards for editorial excellence. Our local Metroland newspaper, the Newmarket Era, received several of these prominent awards including: Newspaper of the Year, Best Spot News Photo, Best Opinion Column, Best Coverage on Health and Wellness, Best Photojournalism, and Best Wildcard/Niche Product. Congratulations to Metroland newspapers and specifically The Newmarket Era on these achievements!
- p) Mayor Van Bynen advised that if anyone has anything they wish to discuss with him, he will be at "Mayor in the Square" at the Newmarket Farmer's Market on Saturday, June 20, 2015 from 10:00 a.m. until noon.
- q) Mayor Van Bynen advised that the next Council meeting is Monday, June 22, 2015 at 7:00 p.m.

New Business

- a) Councillor Twinney advised that she has received a request for the installation of a larger stop sign at the intersection of Patterson Street and Mountview Place as the intersection is near a school and drivers often roll through the sign without seeing it. In addition, Councillor Twinney requested an update on line painting activities as the crosswalk and stop sign lines at that location are faded. The Acting Chief Administrative Officer advised that the annual line painting program will commence shortly and staff will investigate the location to determine if it warrants a larger stop sign and line painting.
- b) Councillor Bisanz commented on the recent media coverage related to the shooting of a black bear in Newmarket and lack of adequate and responsive processes for this type of situation.

Moved by: Councillor Bisanz
Seconded by: Councillor Twinney

THAT the Mayor be requested to send a letter to the Ministry of Natural Resources, Ontario Society for the Prevention of Cruelty to Animals and York Regional Police asking that a more responsive process be developed for instances where wildlife and human conflicts exist so that unfortunate incidents, such as the one that occurred on June 1, 2015 will be better managed;

AND THAT the Town of Newmarket be advised as to what measures will be implemented.

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

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

Carried

- c) Councillor Broome-Plumley requested an update on sidewalk installation on Mulock Drive between Yonge Street and Doubletree Lane. The Acting Chief Administrative Officer advised that he would report back to the Councillor with an update.
- d) Councillor Kerwin commented that the paint used in line painting is no longer as resistant as it once was and asked that staff investigate the durability of the paint product. The Acting Chief Administrative Officer advised that he would review the various products available and provide information back to Members of Council.

- e) Councillor Bisanz inquired regarding the possibility of providing Members of Council with a list of the streets and intersections being considered for line painting, along with a schedule of anticipated time frames. Mayor Van Bynen recommended that the schedule be posted online, if possible. The Acting Chief Administrative Officer advised that he would review the feasibility of circulating and posting the schedule.

Closed Session

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

Confirmatory By-law

39. Confirmatory By-law.

2015-27 [A By-law to confirm the proceedings of a meeting of Council - June 1, 2015.](#)

Moved by: Councillor Twinney
Seconded by: Councillor Sponga

THAT By-law 2015-27 be enacted.

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

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

Carried

Adjournment

40. Adjournment.

Moved by: Councillor Sponga
Seconded by: Councillor Bisanz

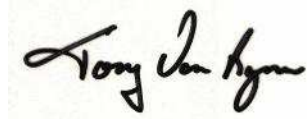
THAT the meeting adjourn.

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


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



Andrew Brouwer, Town Clerk