

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

1. Mr. Stephen Collins, Director, Infrastructure Management and Project Management Office, Regional Municipality of York to address the Committee with a PowerPoint presentation regarding the York Region Transportation Master Plan Update. (PowerPoint Presentation will be distributed at meeting)

Deputations

2. Ms. Noeline Burk, Head of Arts, Pickering College to address Council regarding 102.7 CHOP FM radio station. p. 1

Approval of Minutes

3. Council Minutes of February 29, 2016. p. 2

Reports by Regional Representatives

Reports of Committees and Staff

4. Joint Report Community Services - Recreation and Culture, Development and Infrastructure Services - Public Works, Engineering, Corporate Services - Finance 2016-14 dated March 31, 2016 regarding Implementation Plan - Future Facilities and Land Use. p. 20

The Commissioners of Development and Infrastructure Services, Community Services and Corporate Services and the Directors of Recreation and Culture, Public Works Services, Engineering Services and Financial Services recommend:

a) THAT Community Services - Recreation and Culture, Development and Infrastructure Services - Public Works, Engineering and Corporate Services - Finance Joint Report 2016-14 dated March 31, 2016 regarding the Implementation Plan - Future Facilities and Land Use be received and the following recommendations be adopted:

i) THAT Phase 2 of the Recreation Playbook Implementation Plan be approved as outlined in the report, with public consultation done as part of applicable design processes;

ii) AND THAT Phase 3 of the Recreation Playbook Implementation Plan be shared with the community through a public consultation process and that staff then report back;

iii) AND THAT Council and the Newmarket Public Library Board conduct a facilitated Joint Planning Workshop in Q3, 2016 to explore future library considerations;

iv) AND THAT future Council Workshops be done to consider specific uses and negotiation strategies on potential property acquisitions, as outlined in the report;

v) AND THAT as part of the 2016 Capital Budget the design for an outdoor basketball court at Ken Sturgeon Park be undertaken, and funding for construction be requested in the 2017 Capital Budget funded from Development Charges and Capital Reserves, in order to include this project in Phase 2 of the Recreation Playbook implementation plan.

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| 5. | Council Workshop Record of March 21, 2016. (Strategic Properties) | p. 29 |
| 6. | Council Workshop Record (Closed Session) of March 21, 2016. (Strategic Properties) | |
| 7. | Committee of the Whole Minutes of March 21, 2016. | p. 32 |

By-laws

- | | | |
|---------|--|-------|
| 2016-12 | 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. | p. 51 |
|---------|--|-------|

2016-13	A By-law to amend By-law 1993-62, as amended, being a By-law to regulate parking within the Town of Newmarket. (Schedule X - No Parking) (Alex Doner Drive)	p. 52
2016-14	A By-law to amend By-law 1993-62, as amended, being a by-law to regulate parking within the Town of Newmarket. (Schedule X - No Parking) (Walter Avenue)	p. 53

Notices of Motions

Motions

Announcements & Community Events

New Business

Closed Session (if required)

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

11. Personal matters about identifiable individual(s), including municipal employees as per Section 239 (2) (b) of the Municipal Act, 2001.

Confirmatory By-law

2016-15	A By-law to confirm the proceedings of Council - April 4, 2016.	p. 54
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Addendum (Additions and Corrections)

Adjournment



TOWN OF NEWMARKET
Legislative Services Department
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Newmarket, ON L3Y 4X7

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clerks@newmarket.ca
905.895.5193

Request for Deputation

Request for deputation and/or any written submissions and background information for consideration by either Council or Committee of the Whole must be submitted to the Legislative Service's Department by the following deadline:

For Council – by 12 noon on the Wednesday immediately prior to the requested meeting.

For Committee of the Whole (for items not on the agenda) – by 12 noon on the Wednesday twelve days prior to the requested meeting.

PLEASE PRINT

COUNCIL/COMMITTEE DATE: April 4, 2016

AGENDA ITEM NO. _____ SUBJECT: 102.7 CHOP FM at Pickering College, communication opportunities for the Town and our broader community

NAME: Noeline Burk, Head of Arts, Pickering College

ADDRESS: 16945 Bayview Ave.

Street Address

Newmarket

Town/City

L3Y 4X2

Postal Code

PHONE: HOME: _____ BUSINESS: 905 895 1120 x 288

FAX NO.: _____ 905 895 8916 E-MAIL ADDRESS: nburk@pickeringcollege.on.ca

NAME OF GROUP OR PERSON(S) BEING REPRESENTED (if applicable)

Representatives of the staff and student community of Pickering College who are engaged with our radio station, the mighty 102.7 CHOP FM

BRIEF STATEMENT OF ISSUE OR PURPOSE OF DEPUTATION

We would like an opportunity to advise Council and our community about the opportunity to work with our student run, CRTC-licensed radio station. We have new capabilities including remote broadcasting and soon, an Emergency Broadcasting System. We have a strong commitment to engaging others and providing a forum for local not-for-profit organizations, businesses, artists of all kinds and especially helping to advertise local musical talent. We believe we can offer some great services to our Town in a mutually beneficial partnership, by making use of our station which is not just heard locally, but around the world. Thank you!

The meeting of the Council was held on Monday, February 29, 2016 in Council Chambers, 395 Mulock Drive, Newmarket.

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

Absent: Councillor Twinney

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

Open Forum

None.

The meeting was called to order at 7:00 p.m.

Mayor Van Bynen in the Chair.

Public Notices (if required)

None.

Additions & Corrections to the Agenda

None.

Declarations of Pecuniary Interest

None.

Presentations & Recognitions

None.

Deputations

1. Ms. Lynn Conforti, Manager, Philanthropy & Engagement, and Ms. Erin Rogers, Event Specialist, Southlake Regional Health Centre Foundation addressed Council with a PowerPoint presentation updating Council on programs and services offered at Southlake Regional Health Centre, their needs and fundraising initiatives and invited Members of Council to participate in the 2016 Run or Walk for Southlake.

Moved by: Councillor Kerwin

Seconded by: Councillor Vegh

THAT the deputation by Ms. Lynn Conforti, Manager, Philanthropy & Engagement, and Ms. Erin Rogers, Event Specialist, Southlake Regional Health Centre Foundation be provided an additional five minutes.

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

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

Carried

Moved by: Councillor Broome-Plumley

Seconded by: Councillor Sponga

THAT the deputation by Ms. Lynn Conforti, Manager, Philanthropy & Engagement, and Ms. Erin Rogers, Event Specialist, Southlake Regional Health Centre Foundation regarding Southlake Foundation's fundraising activities and 2016 Run or Walk for Southlake be received.

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

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

Carried

2. Ms. Gigi O'Brien addressed Council with an invitation to the MS Walk on May 1, 2016 and requested that Council encourage Town staff to create a team to participate in the MS Walk. In addition, she requested that Council proclaim May, 2016 as 'Multiple Sclerosis Awareness Month'.

Moved by: Councillor Sponga
Seconded by: Councillor Hempen

a) THAT the deputation by Ms. Gigi O'Brien, York Region MS Chapter regarding an invitation to the MS Walk on May 1, 2016 and to request proclamation of May, 2016 as 'Multiple Sclerosis Awareness Month' be received;

b) AND THAT the correspondence and request for proclamation of May, 2016 as 'Multiple Sclerosis Awareness Month' be received and the following recommendations be adopted:

i) THAT the Town of Newmarket proclaim May, 2016 as 'Multiple Sclerosis Awareness Month';

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

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

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

Carried

Approval of Minutes

3. Council Minutes of February 8, 2016.

Moved by: Councillor Vegh
 Seconded by: Councillor Bisanz

THAT the Council Minutes of February 8, 2016 be approved.

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

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

Carried

Reports by Regional Representatives

- a) Deputy Mayor & Regional Councillor Taylor provided an update on the Municipal Comprehensive Plan Review and Official Plan Review currently being undertaken at the Region and provided background information on the review, including current population targets assigned by the Province, the Region's position on the intensification targets and impacts on Newmarket.
- b) Mayor Van Bynen advised that the Regional Chair led a delegation to Parliament Hill to promote York Region's infrastructure priorities and to seek funding from the Federal Government. The delegation met with Prime Minister Trudeau and representatives from the Departments of Finance, Environment and Climate Change, Infrastructure and Innovation, Science and Economic Development. The Mayor summarized the Region's infrastructure priorities, being extending the Yonge subway line, completion of the final four legs of the Viva rapidway, increased social infrastructure, support for the infrastructure costs associated with water reuse in the Lake Simcoe basin and support for public sector broadband initiatives.

Reports of Committees and Staff

- 4. Memorandum dated February 25, 2016 from the Deputy Clerk regarding the Code of Conduct for Members of Council.

Moved by: Councillor Bisanz
 Seconded by: Councillor Kerwin

THAT the Memorandum dated February 25, 2016 from the Deputy Clerk regarding the Code of Conduct for Members of Council be received.

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

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

Carried

5. Council Workshop Record of February 22, 2016.

Moved by: Councillor Hempen

Seconded by: Councillor Sponga

THAT the Council Workshop Record of February 22, 2016 be received.

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

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

Carried

6. Council Workshop (Closed Session) Record of February 22, 2016.

Moved by: Councillor Vegh

Seconded by: Councillor Broome-Plumley

THAT the Council Workshop (Closed Session) Record of February 22, 2016 be received.

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

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

Carried

7. Committee of the Whole Minutes of February 22, 2016.

Moved by: Councillor Kerwin
 Seconded by: Councillor Sponga

THAT the Committee of the Whole Minutes of February 22, 2016 be received and the following recommendations be adopted:

8. THAT the deputation by Mr. Naccarato regarding construction timing associated with the proposed Rita's Avenue/Yonge Street Walkway be received and referred to staff.
9. THAT the deputation by Ms. Lauren Capilongo, Malone Given Parsons Ltd. regarding the scheduling associated with a statutory public meeting and site plan review process with respect to an Application for Official Plan and Zoning By-law Amendment for the properties known as 429/445 Harry Walker Parkway South be received.
10. a) THAT Development and Infrastructure Services - Planning and Building Services Report 2016-08 dated February 11, 2016 regarding Application for Official Plan Amendment, Zoning By-law Amendment and Draft Plan of Subdivision be received and the following recommendations be adopted:
 - i) THAT the Application for Official Plan Amendment and Zoning By-law Amendment as submitted by the Regional Municipality of York for lands being municipally known as 429 and 445 Harry Walker Parkway South be referred to a public meeting to be scheduled at the earliest possible opportunity;
 - ii) AND THAT following the public meeting, issues identified in this report, together with comments of 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 staff be authorized to proceed in tandem with the statutory public meeting and the Site Plan Review process;
 - iii) AND THAT Ms. Lauren Capilongo, Malone, Given Parsons Ltd., 140 Renfrew Drive, Suite 201, Markham, ON L3R 6B3 be notified of this action.
11. THAT the deputation and photograph slide show by Mr. Glenn Wilson and Ms. Anne Martin, Chair and Co-Chair of Main Street District Business Improvement Area Board of Management regarding 'BIA Year in Review' be received.

12. Corporate Services Report - Legislative Services 2016-07 dated February 8, 2016 regarding Carnival - D.A. Campbell Amusement Ltd. - Upper Canada Mall.
 - a) THAT Corporate Services Report - Legislative Services 2016-07 dated February 8, 2016 regarding Carnival - D.A. Campbell Amusement Ltd. - Upper Canada Mall be received and the following recommendations be adopted:
 - i) THAT the application be approved subject to the following terms:
 - ii) THAT the license be issued for a period of seven consecutive days from May 10 to May 16, 2016 to permit the setting up and dismantling of amusement devices;
 - iii) AND THAT the actual operation of the carnival not exceed five consecutive days within that permitted time period.
13. Corporate Services Report - Financial Services 2016-07 dated February 22, 2016 regarding the delegation of authority for a tax relief application.
 - a) THAT Corporate Services Report - Financial Services 2016-07 dated February 22, 2016 regarding the delegation of authority to the Assessment Review Board (ARB) be received and the following recommendations be adopted:
 - i) THAT the attached By-law be approved;
 - ii) AND THAT a certified copy of the By-law be forwarded to the Registrar of the Assessment Review Board.
14. Correspondence dated January 21, 2016 from Ms. Karen Beaulieu, Fundraising Specialist, Canadian Cancer Society requesting an exemption from the Noise By-law on June 24, 2016 from 6:00 p.m. to 12:00 a.m. for the 2016 Relay for Life event at Pickering College.
 - a) THAT the correspondence dated January 21, 2016 from Ms. Karen Beaulieu, Fundraising Coordinator, Canadian Cancer Society requesting an exemption from the Noise By-law for the 2016 Relay for Live event at Pickering College on June 24, 2016 from 6:00 p.m. to 12:00 a.m. be received and approved subject to notification being provided to area residents:
 - i) AND THAT Ms. Beaulieu be notified in this regard.

15. Newmarket Public Library Board Minutes of December 16, 2015.
 - a) THAT the Newmarket Public Library Board Minutes of December 16, 2015 be received.
16. Appointment Committee Minutes of February 8, 2016.
 - a) THAT the Appointment Committee Minutes of February 8, 2016 be received.
17. Item 2 of the Appointment Committee Minutes of February 8, 2016 regarding Resignation from the Newmarket Environmental Advisory Committee.
 - a) THAT staff be directed to advertise the vacancy on the Newmarket Environmental Advisory Committee in accordance with the Committee Public Appointment Policy.
18. Item 3 of the Appointment Committee Minutes of February 8, 2016 regarding Accessibility Advisory Committee.
 - a) THAT staff be directed to advertise the vacancy on the Accessibility Advisory Committee in accordance with the Committee Public Appointment Policy.
19. Item 4 of the Appointment Committee Minutes of February 8, 2016 regarding Heritage Newmarket Advisory Committee.
 - a) THAT the Council Extract regarding Item 7 of the Heritage Newmarket Advisory Committee Minutes of October 6, 2015 be received;
 - b) AND THAT the current composition of Heritage Newmarket be maintained and that community volunteers be engaged to assist with special projects, where possible, to educate those volunteers on the role of Heritage Newmarket and in an effort to build capacity for future years.
20. Correspondence dated January 25, 2016 from Mr. Michael Dukart, Tournament Chairman, Newmarket House League Hockey Committee requesting proclamation of March 16 to March 19, 2016 as 'House League Hockey Week'.
 - a) THAT the correspondence from Mr. Michael Dukart, Tournament Chairman be received and the following recommendations be adopted:
 - i) THAT the Town of Newmarket proclaim March 16 to 19, 2016 as 'House League Hockey Week';
 - ii) AND THAT the proclamation be advertised in the Town Page advertisement and on the Town's website www.newmarket.ca

21. Correspondence dated January 19, 2016 from Ms. Tracey Nesbitt, Manager, OASW Central Ontario Branch requesting proclamation of March 7 to 13, 2016 as 'Social Work Week' in the Town of Newmarket.
- a) THAT the correspondence from Ms. Tracey Nesbitt, Manager, OASW Central Ontario Branch be received and the following recommendations be adopted:
- i) THAT the Town of Newmarket proclaim March 7 to 13, 2016 as 'Social Work Week';
- ii) AND THAT the proclamation be advertised in the Town Page advertisement and on the Town's website www.newmarket.ca
22. Development and Infrastructure Services - Planning and Building Services Report 2016-05 dated February 22, 2016 regarding Development Charge Credits and Tri-Party Agreements.
- a) THAT Development and Infrastructure Services - Planning and Building Services Report 2016-05 dated February 22, 2016 regarding development charge credits and tri-party agreements be received and the following recommendation be adopted:
- i) THAT the position taken by staff relative to mutually-beneficial Tri-Party Agreements in the floodplain be approved as it relates to Development Charges.
23. Correspondence dated February 3, 2016 from Ms. Claudia Cozza, Executive Director, Epilepsy York Region requesting proclamation of March, 2016 as 'Epilepsy Awareness Month' and March 26, 2016 as 'Purple Day' in the Town of Newmarket.
- a) THAT the correspondence from Ms. Claudia Cozza, Executive Director, Epilepsy York Region be received and the following recommendations be adopted:
- i) THAT the Town of Newmarket proclaim March, 2016 as 'Epilepsy Awareness Month' and March 26, 2016 as 'Purple Day';
- ii) AND THAT the proclamation be advertised in the Town Page advertisement and on the Town's website www.newmarket.ca

24. Central York Fire Services Joint Council Committee Minutes of January 12, 2016.

THAT the Central York Fire Services Joint Council Committee Minutes of January 12, 2016 be received.

25. Item 2 of the Central York Fire Services Joint Council Committee Minutes of January 12, 2016 regarding Fire Services Report 2015-09 dated December 14, 2015 regarding Fire Master Plan Staffing Strategy.

a) THAT the Central York Fire Services Joint Council Committee (JCC) recommend Option 4 as the preferred staffing strategy;

b) AND THAT JCC request the release of operating budget funds from a Town of Newmarket reserve account in order to initiate a multi-year hiring program which will enable Central York Fire Services to appropriately deal with emergency situations in Aurora and Newmarket.

26. Central York Fire Services Joint Council Committee (Closed Session) Minutes of January 12, 2016.

THAT the Central York Fire Services Joint Council Committee (Closed Session) Minutes of January 12, 2016 be received.

27. List of Outstanding Matters.

a) THAT the list of Outstanding Matters be received.

28. THAT the PowerPoint Presentation by the Director of Legislative Services/Town Clerk regarding Joint Office of the CAO and Corporate Services - Legislative Services Report 2016-02 dated January 28, 2016 with respect to Appointment of Municipal Ombudsman be received.

29. Joint Office of the CAO and Corporate Services - Legislative Services Report 2016-02 dated January 28, 2016 regarding Appointment of Municipal Ombudsman.

a) THAT Joint Office of the CAO and Corporate Services - Legislative Services Report 2016-02 dated January 28, 2016 regarding 'Appointment of Municipal Ombudsman' be received and the following recommendations be adopted:

i) THAT Council appoint ADR Chambers, Inc. as municipal ombudsman for the Town of Newmarket and applicable local boards and Newmarket-Tay Power Distribution Limited for the period of March 1, 2016 through December 31, 2020;

ii) AND THAT a by-law be brought forward to Council appointing ADR Chambers, Inc. as municipal ombudsman for the Town of Newmarket and applicable local boards and Newmarket-Tay Power Distribution Limited for the period of March 1, 2016 through December 31, 2020 in accordance with Section 223.13 (1) of the Municipal Act, 2001;

iii) AND THAT the Mayor and Clerk be authorized to execute an agreement with ADR Chambers Incorporated to provide Ombudsman Services on a fee for service basis for the period March 1, 2016 to December 31, 2020;

iv) AND THAT staff provide an information update report after a 6 month period once the agreement has been executed;

v) AND THAT the Clerk provide Ms. Barbara Finlay, Acting Provincial Ombudsman and Mr. Paul Ferguson, President, Newmarket-Tay Power Distribution Limited the York Region municipalities with a copy of Council's resolution on this matter for their information.

30. THAT the PowerPoint Presentation by the Deputy Clerk regarding Corporate Services Report - Legislative Services 2016-05 dated February 11, 2016 with respect to the Code of Conduct for Members of Council be received.

31. THAT the deputation by Mr. John Heckbert regarding the Code of Conduct be received.

32. Corporate Services Report - Legislative Services 2016-05 dated February 11, 2016 regarding Draft Code of Conduct for Members of Council.

a) THAT Corporate Services Report - Legislative Services 2016-05 dated February 11, 2016 regarding Draft Code of Conduct for Members of Council be received and the following recommendations be adopted:

i) THAT Council approve the draft Code of Conduct for Members of Council, as presented in Appendix B of the report, amended to reflect further housekeeping/editorial revisions intended to clarify wording; and to initiate a Code of Conduct complaint the alleged violation shall have taken place within sixty (60) days of filing the complaint with the Integrity Commissioner;

ii) AND THAT a By-law establishing a Code of Conduct for Members of Council be considered at the February 29, 2016 Council meeting;

iii) AND THAT in addition to general public notice, individuals who previously provided input on the Code, and where contact information is available, be notified directly.

33. Correspondence dated February 2, 2016 from Mr. Stephen M.A. Huycke, Town Clerk, Town of Aurora regarding Council Resolution of January 26, 2016 - Motion - Ontario Municipal Board Jurisdiction.

a) THAT the correspondence dated February 2, 2016 from Mr. Stephen M.A. Huycke, Town Clerk, Town of Aurora regarding Council Resolution of January 26, 2016 - Motion - Ontario Municipal Board Jurisdiction be received.

34. THAT staff report back on the feasibility and suitable location for the installation of a community welcome entrance sign at the intersection of Longford Drive and Davis Drive;

AND THAT staff also provide a suitable design for the welcome sign. The cost of the sign will be covered by private fundraising.

35. THAT staff report back within 90 days outlining directions and potential priorities for anticipated federal infrastructure funding applications.

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

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

Carried

By-laws

36. By-laws 2016-07, 2016-08, 2016-09 and 2016-10

2016-07 A By-law to Appoint a Municipal Ombudsman for the Town of Newmarket (ADR Chambers Inc.)

2016-08 A By-law to provide an exemption to By-law 2004-94, as amended, being a by-law to prohibit and regulate unusual noise or noises likely to disturb the inhabitants of the Town of Newmarket.

2016-09 A By-law to authorize the Assessment Review Board to exercise certain powers and functions of Council pursuant to the Municipal Act, 2001 S.357 (1) (d.1)

Moved by: Councillor Sponga
 Seconded by: Councillor Vegh

THAT By-laws 2016-07, 2016-08 and 2016-09 be enacted.

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

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

Carried

2016-10 A By-law to establish a Code of Conduct for Members of Council.

Moved by: Deputy Mayor & Regional Councillor Taylor
 Seconded by: Councillor Kerwin

THAT By-law 2016-10 be enacted, as amended by removing the words "or processed" in Section 12.2 c).

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

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

Carried

Notices of Motions

None.

Motions

None.

Announcements & Community Events

- a) Councillor Vegh invited residents to attend a Ward 1 meeting on Tuesday March 1, 2016 from 7:00 p.m. to 9:00 p.m. at the Magna Centre, 800 Mulock Drive. Further information can be obtained from Councillor Vegh at 905-953-5323 or tomvegh@gmail.com

- b) Councillor Kerwin advised of an upcoming Ward Meeting being held on Thursday, March 10, 2016 at 7:00 p.m. at Pickering College. He encouraged residents who live in Ward 2 and nearby Ward 5 residents to attend and learn more about a proposed expansion at Pickering College.
- c) Councillor Kerwin advised of an upcoming Public Information Centre on Wednesday, March 9, 2016 from 6:00 p.m. to 8:00 p.m. in the Council Chambers, 395 Mulock Drive regarding the proposed reconstruction of Arnold Crescent. Project drawings will be on display and representatives from the Town's Engineering Services Division and the Town's consulting engineers will be available to answer questions and provide information. Further information is available by contacting Tom Ungar, Capital Projects Coordinator at 905-953-5300 ext. 2504 or tungar@newmarket.ca
- d) Councillor Kerwin advised of the Active Living and Information Fair for Adults 55+ on Saturday, March 5, 2016 from 10:00 a.m. to 3:00 p.m. at the Newmarket Seniors' Meeting Place, 474 Davis Drive. The fair includes presentations, active living demonstrations, vendors, refreshments and a light lunch. For more information call 905-953-5325.
- e) Deputy Mayor & Regional Councillor Taylor advised that the 10th Annual Earth Hour will take place on Saturday, March 19, 2016 at 8:30 p.m. The Town is running a "War of the Wards" contest - Wards 1 through 7 will battle to see which Ward can register the most pledges to conserve energy this Earth Hour for a chance to win a ward party. Visit www.newmarket.ca/EarthHour to sign up.
- f) Councillor Hempen invited residents to attend Discovery and Adventure Night on Tuesday, March 29, 2016 from 6:00 p.m. to 7:00 p.m. at the Newmarket Community Centre & Lions Hall, 200 Doug Duncan Drive.
- g) Councillor Sponga advised of the upcoming March Music and Magic event, being held on Tuesday, March 15, 2016 from 9:00 a.m. to noon at the Magna Centre, 800 Mulock Drive. Tickets are available for purchase online. Volunteers interested in helping out with the event can sign up at www.newmarket.ca/volunteer
- h) Councillor Sponga encouraged Ward 5 residents to participate in Earth Hour and pledge online at www.newmarket.ca/EarthHour
- i) Councillor Sponga provided an update on ongoing tree inventory initiatives on Park Avenue and advised that the inventory is part of a watermain construction project that is currently in the design phase.

- j) Councillor Sponga advised of a Food Truck Challenge that will take place on September 9 and September 10, 2016 in Quaker Hill Park. For further information and to volunteer, contact jsponga@newmarket.ca or at 905-953-5300 ext. 2025.
- k) Councillor Sponga provided an update on the Bank of Montreal closure on Main Street and advised that work is being done to ensure that an ATM is provided in the area of Main Street and Timothy Street.
- l) Councillor Broome-Plumley advised that the Newmarket Sports Hall of Fame is calling for applications for 2016. Applications for eligibility for 2016 in the Athlete, Team or Builder categories can be submitted until March 31, 2016 to the Recreation and Culture Department at the Municipal Offices, 395 Mulock Drive. Applications can be obtained at the Newmarket Sports Hall of Fame on the lower level of the Magna Centre, 800 Mulock Drive or by emailing Dave Sheridan at dsheridan@newmarket.ca
- m) Councillor Bisanz advised that the Dave Kerwin Trail is closed until March 18, 2016 to accommodate the removal of ash trees affected by Emerald Ash Borer. For more information call 905-895-5193.
- n) Councillor Bisanz advised that she will be cohosting an information session on a new Headstart for Young Women program on Monday, March 14, 2016 at the Ray Twinney Recreation Centre in Lounge 1. The purpose of the session is to increase the ability of young women to develop leadership skills so that they can become engaged in civic, political and community life in Canada. Women aged 16 to 24 are invited to attend and for further information, contact headstartqta@gmail.com or cbisanz@newmarket.ca
- o) Councillor Kerwin provided an update on plans to extend the Dave Kerwin Trail to Green Lane.
- p) Mayor Van Bynen expressed congratulations on the 50th Anniversary of the Annual Newmarket House League Hockey Tournament, the longest continually running house league hockey tournament in Ontario. The tournament will take place from Wednesday, March 16 to Saturday, March 19, 2016 at the Ray Twinney Recreation Complex.
- q) Mayor Van Bynen advised that the Town Offices will be closed for to observe Easter on Friday, March 25, 2016 and will re-open on Tuesday, March 29, 2016
- r) Mayor Van Bynen advised that the next Council meeting is Monday, April 4, 2016 at 7:00 p.m.

New Business

- a) Deputy Mayor & Regional Councillor Taylor advised Earth Hour, being held on Saturday, March 19, 2016 beginning at 8:30 p.m.

Moved by: Deputy Mayor & 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 19, 2016, 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 continued to be 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 19, 2016, 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 19, 2016;

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

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

Carried

- b) Deputy Mayor & Regional Councillor Taylor provided an update on whistle cessation being suggested in Markham and the Region's current position on train whistle cessation and advised of a forthcoming report from Metrolinx on the matter.

Moved by: Deputy Mayor & Regional Councillor Taylor
Seconded by: Councillor Sponga

a) THAT staff provide a report to Council on grade separation and whistle cessation within 90 days of the Metrolinx report on grade separation;

b) AND THAT the report take into consideration the experience of other communities and provide options and cost implications.

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

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

37. Confirmatory By-law.

2016-11 A By-law to confirm the proceedings of Council - February 29, 2016.

Moved by: Councillor Vegh
Seconded by: Councillor Bisanz

THAT By-law 2016-11 be enacted.

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

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

Carried

Adjournment

38. Adjournment.

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

THAT the meeting adjourn.

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

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

Carried

There being no further business, the meeting adjourned at 7:52 p.m.

Tony Van Bynen, Mayor

Andrew Brouwer, Town Clerk



COMMUNITY SERVICES – RECREATION AND CULTURE
TOWN OF NEWMARKET
395 Mulock Drive
P.O. Box 328
Newmarket, ON L3Y 4X7

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March 31, 2016

JOINT REPORT # 2016 - 14

COMMUNITY SERVICES REPORT – RECREATION AND CULTURE DEVELOPMENT AND INFRASTRUCTURE SERVICES – PUBLIC WORKS DEVELOPMENT AND INFRASTRUCTURE SERVICES – ENGINEERING CORPORATE SERVICES - FINANCE

TO: Mayor Van Bynen
Members of Council

SUBJECT: Implementation Plan – Future Facilities and Land Use

ORIGIN: Community Services – Recreation and Culture
Development and Infrastructure Services – Public Works
Development and Infrastructure Services – Engineering
Corporate Services - Finance

RECOMMENDATIONS

THAT Community Services – Recreation and Culture, Development and Infrastructure Services – Public Works; Engineering and Corporate Services - Finance Joint Report # 2016 – 14 dated March 31, 2016 regarding the Implementation Plan – Future Facilities and Land Use be received and the following recommendation(s) be adopted:

1. THAT Phase 2 of the Recreation Playbook implementation plan be approved as outlined in the report, with public consultation done as part of applicable design processes;
2. AND THAT Phase 3 of the Recreation Playbook implementation plan be shared with the community through a public consultation process and that staff then report back;
3. AND THAT Council and the Newmarket Library Board conduct a facilitated Joint Planning Workshop in Q3, 2016 to explore future library considerations;
4. AND THAT future Council Workshops be done to consider specific uses and negotiation strategies on potential property acquisitions, as outlined in the report;
5. AND THAT as part of the 2016 Capital Budget the design for an outdoor basketball court at Ken Sturgeon Park be undertaken, and funding for construction be requested in the 2017 Capital Budget funded from Development Charges and Capital Reserves, in order to include this project in Phase 2 of the Recreation Playbook implementation plan.

COMMENTS

The purpose of this report is to provide Council with more detailed information and follow up from the Council Closed Session Workshop on February 22nd, 2016 – *Framework for Future Facilities and Land Use*. During that workshop a number of facilities and potential land options were presented to Council for feedback. This report will serve to consolidate that feedback and provide recommendations moving forward.

Background

In June, 2014 Council approved the Recreation Playbook – a 10 year Strategic Master Plan that shapes the vision for service delivery, facility improvement & development, and pricing philosophy. On specific relevance to the February 22nd Council Workshop and this report is the section on facility improvement and development. The Recreation Playbook contains 24 recommendations that specifically address opportunities to improve existing facilities or add additional facilities.

In addition to the recommendations contained within the Recreation Playbook, there are a number of emerging opportunities and potential alignment with other strategic initiatives of the Town. These include long term strategies for the Community Centre Lands, need to address the former Operations Centre on Pine Street, emerging needs for additional library services, potential development on the Hollingsworth Arena property and potential property acquisitions.

The various recommendations and emerging opportunities are intricately linked with one another in terms of timing, funding, and long term implications on service delivery. Please note that any addition of facility or amenity will have associated operating expenses. Those expenses will be included and specifically highlighted in future budget approval processes. Please also note that the estimated capital costs are high level estimates only and subject to detailed design and more fulsome costing. In addition, the locations are subject to Council approval as projects are implemented and may be subject to revisions as determined by Council. In order to most comprehensively address these various intricacies, the following matrices will address the relevant issues in phases as outlined:

Phase 1 – Already in Progress

Facility Improvement or Opportunity	Recommended Location	Estimated Capital Costs <i>(Note additional operating expenses will be included as part of the annual budget process)</i>	Funding Source	Related Impacts
Develop a Town operated, equipment based fitness centre.	Magna Centre	\$300,000	Development Charges (DC's) / Future Revenues	No related impacts
Build an Artificial Turf Field in partnership with YRDSB	Dr. Denison High School	\$1 Million Municipal Share	\$900,000 DC's \$100,000 Op.Capital	No related impacts
Expansion of Shared Use School Opportunities in Northwest Quadrant	In discussion with YRDSB about options	No additional cost	NA	No related impacts
Convert two tennis courts at Quaker Park to 3 Pickleball courts.	Quaker Park	\$220,000	Asset Replacement Fund	Two new tennis courts will be developed in an underserved area

Additional Recreation Playbook items also ongoing or in progress:

- ✓ Maintain an ice supply of seven ice pads over the next 10 years;
- ✓ Explore how to re-develop the lawn bowling facility in Lion's Park to continue offering lawn bowling while accommodating other recreational opportunities;
- ✓ Continue with existing natural outdoor ice rink program;
- ✓ Continue to operate a supply of two municipally run indoor aquatic facilities and one outdoor pool over the next 10 years;

- ✓ Develop a sense of community stewardship of parks through creation of park-user feedback and programming groups;
- ✓ Continue to focus the delivery of youth oriented programing through the Newmarket Youth Recreation Centre and SK8 Park with more outreach programming;
- ✓ Continue to focus core programming of older adults through a centralized, dedicated facility with more outreach programming in other facilities as well;
- ✓ Conduct a tri-annual review of potential park development opportunities to ensure that the Town is positioned to respond to emerging trends;
- ✓ Begin planning for the provision of community recreation services to serve the corridors affected by intensification;
- ✓ Identify and evaluate public-private partnership opportunities that improve the availability of emerging sport facilities

Phase 2 – To Be Started in 2016/2017 with Completion by 2017/2018

Facility Improvement or Opportunity	Recommended Location	Estimated Capital Costs (Note additional operating expenses will be included as part of the annual budget process)	Funding Source	Related Impacts
Design and Construct two Spray Pads	Frank Stronach Park and Arkinstall Park	\$400,000 per park	\$700,000 DC's; \$100,000 approved budget in 2015	No related impacts
Construct two outdoor skate parks	Bonshaw Park and Regional Snow Dump Site (this site construction will be related to site considerations)	\$300,000 per park	\$640,000 DC's; \$60,000 Op.Capital – to be included in 2017 budget	Youth Centre will continue in operation so outdoor parks should balance existing park in terms of location and features

Secure former Glenway Golf Course Works Shop for a Satellite Park's Maintenance Building	Adjacent to Northwest Corner of Ray Twinney Complex Property	TBD – Subject to negotiation with Property Owner and additional approval by Council	DC's, or potential negotiation	No related impacts
Design and Construct an outdoor basketball court	Ken Sturgeon Park	\$150,000.00 to \$200,000.00	DCs (90% of cost), remaining cost from Operating Capital	Facilitates community outdoor ice rink at same location

Phase 3 – 2 to 5 Years Subject to Budget Approval

Facility Improvement or Opportunity	Recommended Location	Estimated Capital Costs (Note additional operating expenses will be included as part of the annual budget process)	Funding Source	Related Impacts
Design and Construct one Spray Pad	SM Development Site on Davis Dr OR Glen Cedar Park (subject to School Board approval) or George Richardson Park	\$400,000	\$360,000 DC's; \$40,000 Op.Capital – Council approval required in future budget process	No related impacts

Relocate six tennis courts from Community Centre Lands to free up land for potential development. Facilitate up to 4 additional courts being built by Newmarket Tennis Club or Private Provider with capacity for bubbling all courts by a private provider in winter months.	Art Ferguson Park	\$130,000 per court – 6 courts to be built by Town (\$780,000)	Asset Replacement Fund	Ball Diamond at Art Ferguson Park relocated to Fairgrounds
Replacement of Ball Diamond at Art Ferguson Park	Fairgrounds – Repositioning of existing diamonds Relocation of Central York Fire Training	\$750,000 to \$1.5 Million	Asset Replacement Fund / DC's	Soccer Field needs met through addition of artificial turf soccer field.
Develop a full size, outdoor, artificial ice rink with boards and lighting.	Location to be determined	\$1.0 to \$2.0 Million (excluding land costs)	DC's, Community Fundraising, Sponsorship	If located at Magna Centre, laneways and limited parking will also need to be addressed at the same time.
Construct an outdoor basketball court	Environmental Park or other area in Northwest Quadrant	\$150,000 to \$200,000 per court	DC's (90% of costs), remaining costs from Op. Capital	No related impacts

Construct a fully accessible playground with historical tribute to the location of Canada's first ever fully accessible playground	Quaker Park – original location of Canada's first fully accessible playground	\$300,000	Asset Replacement Fund – as part of the Park replacement Program	No related impacts
Construct one fully accessible playground per quadrant	Locations will be determined as part of the budget process	\$900,000	Asset Replacement Fund	No related impacts
Construct two outdoor community tennis courts.	In either Northwest quadrant or Southeast quadrant	\$300,000	DC's (up to 90% of costs)	No related impacts
Explore a partnership with a third party to build and operate a gymnasium as part of an existing facility.	Ray Twinney Complex	TBD – subject to partnership negotiations and further Council Approval	DC's (up to 90% of costs)	Site considerations for Ray Twinney Complex

Additional Considerations to be Addressed Separately

There are a number of items that represent significant opportunity and/or investment for the Town over the next 10 years. These items are identified below, with recommendations for action:

Public Washrooms in Parks

Staff recommends that outdoor washrooms be considered in future, annual budget processes. Areas of particular projected need include: Frank Stronach Park and Fairy Lake Park.

Library Services

There is currently a funding envelope of approximately \$2.4 Million in Development Charges over the next 10 years. It is recommended that a joint workshop or Council and the Library Board be conducted in Q3, 2016 to explore opportunities for enhanced library services.

Replacement of Hollingsworth Arena

Council has provided direction to staff to continue discussions with San Michael Homes for a development on Davis Drive that would include the Hollingsworth Property. Staff continues to engage in ongoing discussions with Pickering College to partner in constructing a rink at Pickering College. In the event negotiations don't culminate with a mutually beneficial partnership it would be the staff recommendation that the Town then construct of an additional ice pad at Ray Twinney Complex, in support of past Council direction of maintaining the current municipal service level. Any decision with respect to the replacement of Hollingsworth Arena is to be subject to an approved development at the Hollingsworth Site.

Strategic Property Acquisitions

There are a variety of properties the Town is currently considering that have potential to advance a variety of initiatives – some of which are directly related to recreation facility development. It is recommended that these properties be explored through a series of specific Council Workshops where potential uses and negotiation considerations can be discussed, with final approval coming back to Council on a case by case basis.

Future Spray Pad

In the future as the community continues to develop, staff recommend that Ward 7 be studied/considered for an additional spray pad post green field development of a couple of existing development sites.

BUSINESS PLAN AND STRATEGIC PLAN LINKAGES

This report represents virtually all recommendations related to Facility Development and Improvement as outlined in the Recreation Playbook.

This report also links with several of Newmarket's Council strategic priorities including:

- Enhanced recreational opportunities and community facilities;
- Creating a strategy for vibrant and liveable corridors along Davis & Yonge;
- Revitalizing our Community Centre Lands;
- Supporting innovative projects and partnerships with various sectors;
- Supporting community and neighbourhood projects;
- Community engagement.

The recommendations in this report also support the links to the Town's Strategic Plan:

Well-Equipped and Managed by implementation processes that reflect innovative and accountable governance in achieving service excellence.

Well-Planned and Connected goal of ensuring the revitalization of neighbourhoods and improved interaction with the community.

CONSULTATION

This report has been developed as a result of a staff workshop and Council workshop. Further public engagement is recommended.

HUMAN RESOURCE CONSIDERATIONS

Future human resource considerations will be subject to budgetary approvals.

BUDGET IMPACT


These recommendations are tied to previously approved budgets or are subject to further budget approval processes.

CONTACT

For more information on this report, contact:

Colin Service, Director of Recreation & Culture, ext. 2601, cservice@newmarket.ca

Ian McDougall, Commissioner of Community Services, ext. 2441, imcdougall@newmarket.ca



Colin Service
 Director of Recreation & Culture



Ian McDougall
 Commissioner of Community Services



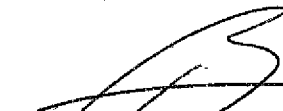
Peter Noehammer
 Commissioner of Development & Infrastructure Services



for Chris Kalimootoo
 Director of Public Works Services



Rachel Prudhomme
 Director, Engineering Services



Mike Mayes
 Acting Commissioner of Corporate
 Services
 Director of Finance/Treasurer

The meeting of the Council Workshop was held on Monday, March 21, 2016 in Council Chambers, 395 Mulock Drive, Newmarket.

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

Staff Present: R.N. Shelton, Chief Administrative Officer
P. Noehammer, Commissioner of Development and Infrastructure Services
M. Mayes, Acting Commissioner of Corporate Services
I. McDougall, Commissioner of Community Services
E. Armchuk, Director of Legal Services/Municipal Solicitor
A. Mollicone, Senior Solicitor
R. Nethery, Director of Planning and Building Services
J. Unger, Assistant Director of Planning
C. Kallio, Economic Development Officer
A. Brouwer, Director of Legislative Services/Town Clerk
L. Lyons, Deputy Clerk
T. Ferus, GIS Technician
L. Moor, Council/Committee Coordinator

Notice

Mayor Van Bynen advised that in accordance with the Town's Procedure By-law, no decisions will be made but rather this meeting is an opportunity for Council to have an informal discussion regarding various matters.

Declarations of Pecuniary Interest

None.

Items

1. Strategic Properties.

The Chief Administrative Officer advised that the Director of Legal Services/Municipal Solicitor and the Senior Solicitor would be providing a high level overview PowerPoint presentation regarding Strategic Properties and proposed or pending acquisition/disposition of land by the municipality or local board.

The Director of Legal Services/Municipal Solicitor and the Senior Solicitor addressed those present with a PowerPoint Presentation providing a legislative overview of Municipal Act requirements for municipalities related to sale and disposition of land. The Town's Sale of Land Policy was reviewed in addition to the current process followed related to the disposition of land. An update was also provided on the following three completed property matters, 230 Davis Drive, 44 Isaacson Crescent, Aurora and Lydia Street.

Moved by: Councillor Hempen
Seconded by: Councillor Twinney

THAT the Strategic Properties PowerPoint Presentation by the Director of Legal Services/Municipal Solicitor be received.

Carried

Closed Session

2. Proposed or pending acquisition/disposition of land by the municipality or local board as per Section 239, 2 (c) of the Municipal Act, 2001 and advice that is subject to solicitor-client privilege, including matters before administrative tribunals affecting the municipality or local board as per Section 239, 2 (f) of the Municipal Act, 2001 – Strategic Properties.

Moved by: Councillor Vegh
Seconded by: Councillor Hempen

THAT the Council Workshop convene into Closed Session regarding a proposed or pending acquisition/disposition of land by the municipality or local board as per Section 239, 2 (c) of the Municipal Act, 2001 and advice that is subject to solicitor-client privilege, including matters before administrative tribunals affecting the municipality or local board as per Section 239, 2 (f) of the Municipal Act, 2001 – Strategic Properties.

Carried

The Council Workshop resolved into Closed Session at 10:31 a.m.

The Council Workshop (Closed Session) Minutes are recorded under separate cover.

The Council Workshop (Closed Session) Resumed into Public Session at 1:22 p.m.

Adjournment

Moved by: Councillor Kerwin

Seconded by: Councillor Bisanz

THAT the meeting adjourn.

Carried

There being no further business, the meeting adjourned at 1:23 p.m.

Tony Van Bynen, Mayor

Lisa Lyons, Deputy Clerk

Monday, March 21, 2016 at 1:30 PM
Council Chambers

For consideration by Council
on April 4, 2016

The meeting of the Committee of the Whole was held on Monday, March 21, 2016 in Council Chambers, 395 Mulock Drive, Newmarket.

Members Present: Mayor Van Bynen
Deputy Mayor & Regional Councillor Taylor (1:36 to 7:19 p.m.)
Councillor Vegh (1:36 to 7:19 p.m.)
Councillor Kerwin
Councillor Twinney
Councillor Hempen
Councillor Sponga
Councillor Broome-Plumley
Councillor Bisanz

Staff Present: R. N. Shelton, Chief Administrative Officer
M. Mayes, Acting Commissioner of Corporate Services
I. McDougall, Commissioner of Community Services
P. Noehammer, Commissioner of Development and Infrastructure Services
E. Armchuk, Director of Legal Services/Municipal Solicitor
A. Brouwer, Director of Legislative Services/Town Clerk
R. Nethery, Director of Planning and Building Services
C. Service, Director of Recreation and Culture
J. Unger, Assistant Director of Planning
M. Kryzanowski, Manager, Transportation Services
L. Lyons, Deputy Clerk
T. Horton, Planner
C. Finnerty, Council/Committee Coordinator

The meeting was called to order at 1:36 p.m.

Mayor Van Bynen in the Chair.

Additions & Corrections to the Agenda

The Chief Administrative Officer advised that the presentations by Mr. Paul Ferguson, President, Newmarket-Tay Hydro regarding CustomerFirst Shareholding and the Ontario Energy Board Scorecard have been rescheduled to the April 18, 2016 Committee of the Whole meeting. In addition, he advised of the addendum item, being a deputation by Ms. Annabel Arnison regarding Item 33 of the agenda, being

Development and Infrastructure Services Report – Planning and Building Services Report 2016-04 and related Council Extract, Public Meeting Notice regarding an Application for Official Plan and Zoning By-law Amendment – 260 Eagle Street.

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

THAT the addendum items be included on the agenda.

Carried

Declarations of Pecuniary Interest

- a) Deputy Mayor & Regional Councillor Taylor declared an interest in Item 33 of the agenda, being a Public Hearing regarding an Application for Official Plan and Zoning By-law Amendment – 260 Eagle Street as he owns property in close proximity to the subject lands.
- b) Councillor Vegh declared an interest in Item 33 of the agenda, being a Public Hearing regarding an Application for Official Plan and Zoning By-law Amendment – 260 Eagle Street as his employer is currently working with Groundswell Urban Planners.

Presentations & Recognitions

1. Ms. Sharon Sterling, Director, Transportation Planning, WSP Canada Inc. addressed the Committee with a PowerPoint presentation regarding Hospital Area Parking Review and provided an overview of the project phasing, consultation results, project methodology, enforcement trends and best practices. She further advised of the proposed short and long-term recommendations, being communication to the public regarding 15 minute grace periods and improvements to public transit in the hospital area, further developments to area parking, annual on-street parking and signage monitoring program, increased enforcement in the area, expansion of a transit incentive program, comprehensive on-street parking review and a partnership between the Town and Hospital for a Parking Master Place for the Hospital zone. Discussion ensued regarding the cost of parking at the hospital, clarification of historic complaint numbers, parking infractions on Lundy's Lane, options to expand parking and adequate resourcing of parking enforcement measures.

Moved by: Councillor Kerwin
 Seconded by: Councillor Twinney

THAT the PowerPoint Presentation by Ms. Sharon Sterling, Director, Transportation Planning, WSP Canada Inc. regarding Hospital Area Parking Review be received.

Carried

2. The Director of Legislative Services/Town Clerk and the Manager of Customer Services addressed the Committee with a PowerPoint presentation regarding the proposed Customer Complaint Policy and provided an overview of the Town's current Customer Service practices, the need for a Customer Complaint Policy as a result of Bill 8 and its preparation and corporate value, key mechanisms and highlights of the complaint process and the role of the Municipal Ombudsman in the process. Discussion ensued regarding escalation of issues to Members of Council, what constitutes a vexatious or frivolous complaint and tests to determine same.

Moved by: Councillor Vegh
 Seconded by: Councillor Bisanz

THAT the PowerPoint Presentation by the Director of Legislative Services/Town Clerk and the Manager of Customer Services regarding 'Customer Complaint Policy' be received.

Carried

Deputations

None.

Consent Items

Moved by: Councillor Kerwin
 Seconded by: Councillor Twinney

THAT the following items be adopted on consent:

3. Development and Infrastructure Services Report - Engineering Services 2016-09 dated February 10, 2016 regarding 955-995 Mulock Drive, Application for Official Plan Amendment, Zoning By-law Amendment, Draft Plan of Subdivision - Lorne Park Gardens Inc. - Letter Received from YRSCC 969 and YRCC 944.

a) THAT Development and Infrastructure Services Report - Engineering Services 2016-09 dated February 10, 2016 regarding the letter received from YRSCC 969 and YRCC 944 with respect to the Application for Official Plan Amendment, Zoning By-law Amendment and Draft Plan of Subdivision for Lorne Park Gardens Inc. located at 955-995 Mulock Drive be received and the following recommendations be adopted:

i) THAT the Town not consider assuming responsibility for maintenance of the storm sewer system located within the YRSCC 969 and YRCC 944 lands;

ii) AND THAT Ms. Wendy Gamoyda, President of YRSCC 969 and Mr. Scott Stewart, President of YRCC 944 be notified of this action.

4. Development and Infrastructure Services Report - Engineering Services 2016-11 dated March 1, 2016 regarding Cedar Manor Residential Subdivision Phase 2 Request for Final Acceptance and Assumption.

a) THAT Development and Infrastructure Services Report - Engineering Services 2016-11 dated March 1, 2016 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 2, 65M-4340 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.

5. Development and Infrastructure Services Report - Engineering Services 2016-13 dated March 1, 2016 regarding Cedar Manor Residential Subdivision Phase 3 Request for Final Acceptance and Assumption.

a) THAT Development and Infrastructure Services Report - Engineering Services 2016-13 dated March 1, 2016 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 3 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.

6. Development and Infrastructure Services Report - Engineering Services 2016-12 dated February 22, 2016 regarding Servicing Extension Agreement (By-law 2001-102).

a) THAT Development and Infrastructure Services Report - Engineering Services 2016-12 dated February 22, 2016 regarding Servicing Extension Agreement (By-law 2001-102) be received and the following recommendations be adopted:

i) THAT staff be authorized to work with the Town of East Gwillimbury to complete a servicing justification study to assess the impact on the existing Newmarket sanitary sewer system of extending servicing beyond the lands identified in the 'Servicing Extension Agreement' (By-law 2001-102), in order to service East Gwillimbury's Highway 404 Employment Lands to meet immediate needs;

ii) AND THAT the Town of East Gwillimbury engages the Town of Newmarket's Engineering Consultant, WSP, currently undertaking the Town's 'Water/Wastewater Master Planning Study' to complete a servicing justification study, at their sole cost and to the satisfaction of the Town;

iii) AND THAT subject to the recommendations in the servicing justification study that the Servicing Extension Agreement be amended accordingly;

iv) AND THAT the CAO, Town of East Gwillimbury be notified of this action by the Clerk.

7. Development and Infrastructure Services Report - Engineering Services 2016-15 dated March 4, 2016 regarding Amendments to the Parking By-law 1993-62 - Alex Doner Drive.

a) THAT Development and Infrastructure Services Report - Engineering Services 2016-15 dated March 4, 2016 regarding Amendments to the Parking By-law 1993-62 - Alex Doner Drive be received and the following recommendations be adopted:

i) THAT Schedule X (No Parking) of the Parking By-law 1993-62, as amended, be further amended by deleting the following:

The south side of Alex Doner Drive between #302 and #334 - prohibited time - anytime.

ii) AND THAT the necessary By-law be prepared and submitted to Council for its approval.

8. Development and Infrastructure Services Report - Engineering Services 2016-18 dated March 4, 2016 regarding Amendments to the Parking By-law 1993-62 - Walter Avenue.

a) THAT Development and Infrastructure Services Report - Engineering Services 2016-18 dated March 4, 2016 regarding Amendments to the Parking By-law 1993-62 - Walter Avenue be received and the following recommendations be adopted:

i) THAT Schedule X (No Parking) of the Parking By-law 1993-62, as amended, be further amended by deleting the following:

Both Sides of Walter Avenue between Newbury Drive to north limit - prohibited times - anytime

ii) AND THAT Schedule X (No Parking) of the Parking By-law 1993-62, as amended, be further amended by adding the following:

North Side of Walter Avenue between Newbury Road and #48 Walter Avenue - prohibited times – anytime

West Side of Walter Avenue between Barbara Road and Cardinal Crescent - prohibited times - anytime

iii) AND THAT the necessary By-law be prepared and submitted to Council for its approval.

9. Development and Infrastructure Services - Planning and Building Services Report 2016-10 dated March 10, 2016 regarding Application for Official Plan Amendment and Zoning By-law Amendment - 16333 Leslie Street.

a) THAT Development and Infrastructure Services - Planning and Building Services Report 2016-10 dated March 10, 2016 regarding Application for Official Plan Amendment and Zoning By-law Amendment be received and the following recommendations be adopted:

i) THAT the Application for Official Plan Amendment and Zoning By-law Amendment, as submitted by 724903 Ontario Inc. for lands being composed of Block 102, Plan 65M-3963, municipally known as 16333 Leslie Street be referred to a public meeting;

ii) AND THAT following the public meeting, issues identified in this report, together with comments of 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 Ms. Janice A. Robinson, Goldberg Group, 2098 Avenue Road, Toronto, ON M5M 4A8 be notified of this action.

10. Newmarket Public Library Board Minutes of January 20, 2016.

a) THAT the Newmarket Public Library Board Minutes of January 20, 2016 be received.

11. Main Street District Business Improvement Area Board of Management Minutes of January 19, 2016.

a) THAT the Main Street District Business Improvement Area Board of Management Minutes of January 19, 2016 be received.

12. New Business Item of the Main Street District Business Improvement Area Board of Management Minutes of January 19, 2016 regarding cellular service.

a) THAT the following be referred to staff.

The Main Street District Business Improvement Area Board of Management recommends to Council:

a) THAT the Main Street District Business Improvement Area Board of Management requests the Town of Newmarket staff investigate the feasibility of improved cellular phone coverage and extension of Wi-Fi network service in the downtown core.

13. Newmarket Environmental Advisory Committee Minutes of December 9, 2015.

a) THAT the Newmarket Environmental Advisory Committee Minutes of December 9, 2015 be received.

14. Newmarket Downtown Development Committee Minutes of November 27, 2015.

a) THAT the Newmarket Downtown Development Committee Minutes of November 27, 2015 be received.

15. Joint Newmarket Downtown Development Committee and Lower Main Street South Heritage Conservation District Advisory Group Minutes of November 27, 2015.
 - a) THAT the Joint Newmarket Downtown Development Committee and Lower Main Street South Heritage Conservation District Advisory Group Minutes of November 27, 2015 be received.
16. Accessibility Advisory Committee Minutes of January 21, 2016 and March 10, 2016.
 - a) THAT the Accessibility Advisory Committee Minutes of January 21, 2016 and March 10, 2016 be received.
17. Central York Fire Services - Joint Council Committee Minutes of November 3, 2015.
 - a) THAT the Central York Fire Services - Joint Council Committee Minutes of November 3, 2015 be received.
18. Central York Fire Services - Joint Council Committee (Closed Session) Minutes of November 3, 2015.
 - a) THAT the Central York Fire Services - Joint Council Committee (Closed Session) Minutes of November 3, 2015 be received.
19. Correspondence dated March 6, 2016 from Ms. Marilyn McIvor on behalf of Senator Nancy Greene Raine requesting proclamation of Saturday, June 4, 2016 as 'National Health and Fitness Day' in the Town of Newmarket.
 - a) THAT the correspondence from Ms. Marilyn McIvor on behalf of Senator Nancy Greene Raine be received and the following recommendations be adopted:
 - i) THAT the Town of Newmarket proclaim Saturday, June 4, 2016 as 'National Health and Fitness Day';
 - ii) AND THAT the proclamation be advertised in the Town Page advertisement and on the Town's website www.newmarket.ca
20. List of Outstanding Matters.
 - a) THAT the List of Outstanding Matters be received.

Carried

21. Development and Infrastructure Services Report - Engineering Services 2016-17 dated March 2, 2016 regarding Hospital Area Parking Review.

An alternate motion was presented and discussion ensued.

Moved by: Councillor Twinney

Seconded by: Councillor Sponga

a) THAT Development and Infrastructure Services Report - Engineering Services 2016-17 dated March 2, 2016 entitled 'Hospital Area Parking Review' be received and the following recommendations be adopted:

i) THAT the Strategic Action Plan contained in Appendix A of this report be implemented with the exception of Item 9.2i) to address parking issues in the Southlake Regional Health Centre area;

ii) AND THAT a copy of this report and the Council Extract and the WSP report be forwarded to representatives of Southlake Regional Health Centre and the Property Owner and Property Management of the Medical Arts Building on Lundy's Lane and Dixon Medical on Bayview Parkway for their review and coordination with Town staff;

iii) AND THAT increased municipal enforcement be a key consideration through the next budget cycle.

Carried

22. Joint Community Services - Customer Services and Corporate Services - Legislative Services Report 2016-03 dated March 9, 2016 regarding 'Customer Complaint Policy'.

An alternate motion was presented and discussion ensued.

Moved by: Deputy Mayor & Regional Councillor Taylor

Seconded by: Councillor Vegh

a) THAT Joint Community Services - Customer Services and Corporate Services - Legislative Services Report 2016-03 dated March 9, 2016 regarding 'Customer Complaint Policy' be received and the following recommendation be adopted:

i) THAT Council adopt Policy No. CORP.1-10 'Customer Complaint Policy' (attached as Appendix A), to be implemented within 90 days of Council adoption to allow for staff training.

Carried

23. Corporate Services Report - Legislative Services 2016-08 dated March 8, 2016 regarding Regional Municipality of York - Road Rehabilitation Program (Noise By-law Exemption).

Moved by: Councillor Kerwin

Seconded by: Deputy Mayor & Regional Councillor Taylor

a) THAT Corporate Services Report - Legislative Services 2016-08 dated March 8, 2016 regarding Regional Municipality of York - Road Rehabilitation Program Request for Exemption from the Noise By-law be received and the following recommendations be adopted:

i) THAT a by-law to exempt the Regional Municipality of York from the Noise By-law (2004-94) be enacted to facilitate their road rehabilitation program on Prospect Street in the Town of Newmarket for a period from April 11, 2016 to June 10, 2016 between the hours of 8:00 p.m. to 10:00 p.m. Monday through Saturday;

ii) AND THAT the Regional Municipality of York notify area residents one week prior to the start of the work.

Carried

24. Joint Community Services Report - Economic Development, Recreation and Culture, Development and Infrastructure Services Public Works Services, Corporate Services - Legislative Services 2016-10 dated March 2, 2016 regarding the Town of Newmarket Food Truck Program.

An alternate motion was presented and discussion ensued.

Moved by: Deputy Mayor & Regional Councillor Taylor

Seconded by: Councillor Kerwin

a) THAT Community Services Report - Economic Development, Community Services - Recreation and Culture, Development and Infrastructure Services - Public Works and Corporate Services - Legislative Services Joint Report 2016-10 dated March 2, 2016 regarding the Town of Newmarket Food Truck Program be received and the following recommendations be adopted:

i) THAT effective in 2016, the Town issue a Request for Proposal for annual permits for up to two food trucks at Fairy Lake Parking Lot # 1 (see Attachment A for specific location);

ii) AND THAT in follow-up to his February 1, 2016 Committee of the Whole deputation, Mr. Andrew Tedford - Wickedly Sinful Truck Eats and Sweets be informed of Council direction with respect to this report.

Carried

Moved by: Deputy Mayor & Regional Councillor Taylor

Seconded by: Councillor Kerwin

i) AND THAT effective in 2016, the Town issue a Request for Proposal for annual permits for up to two food trucks along Cane Parkway adjacent to Fairy Lake Park (see Attachment B for specific location).

Motion Lost

25. Joint Community Services - Recreation and Culture, Development and Infrastructure Services - Public Works Services, Engineering Services, Corporate Services - Finance Report 2016-11 dated March 2, 2016 regarding Implementation Plan - Future Facilities and Land Use.

An alternate motion was presented and discussion ensued.

Moved by: Deputy Mayor & Regional Councillor Taylor

Seconded by: Councillor Vegh

a) THAT Joint Community Services - Recreation and Culture, Development and Infrastructure Services - Public Works Services, Engineering Services, Corporate Services - Finance Report 2016-11 dated March 2, 2016 regarding Implementation Plan - Future Facilities and Land Use be received and the following recommendations be adopted:

i) THAT Phase 2 of the Recreation Playbook Implementation Plan be approved as outlined in the report, with public consultation done as part of applicable design processes;

ii) AND THAT Phase 3 of the Recreation Playbook Implementation Plan be shared with the community through a public consultation process and report back to Council;

iii) AND THAT Council and the Newmarket Library Board conduct a facilitated Joint Planning Workshop in Q3, 2016 to explore future library considerations;

iv) AND THAT future Council Workshops be held to consider specific uses and negotiation strategies on potential property acquisitions, as outlined in the report;

v) AND THAT staff report back on the feasibility of moving the basketball court in Ken Sturgeon Park from Phase 3 to Phase 2 of the Recreation Playbook Implementation Plan.

Carried

The Committee of the Whole recessed at 4:24 p.m.

The Committee of the Whole reconvened at 4:46 p.m.

26. Corporate Services Report - Legal Services 2016-02 dated March 9, 2016 regarding the Review and Update of Delegation By-law 2007-114.

An alternate motion was presented and discussion ensued.

Moved by: Deputy Mayor & Regional Councillor Taylor

Seconded by: Councillor Sponga

a) THAT Corporate Services Report - Legal Services 2016-02 dated March 9, 2016 regarding the Review and Update of Delegation By-law 2007-114 be received and the following recommendations be adopted:

i) THAT staff be directed to bring forward the Delegation By-law, as amended;

ii) AND THAT the revised, approved Delegation By-law be updated from time to time to reflect new areas of delegated authority;

iii) AND THAT Council retain the right to reconsider any fee or charge delegated through this By-law.

Carried

27. Item 1 of the Accessibility Advisory Committee Minutes of March 10, 2016.

Moved by: Councillor Bisanz

Seconded by: Deputy Mayor & Regional Councillor Taylor

a) THAT the Town of Newmarket enter into an agreement with the City of Vaughan for the provision of accessible taxicab services;

i) AND THAT the Accessibility Advisory Committee work with Town staff to develop a communication and marketing plan.

Carried

28. Correspondence dated February 27, 2016 from Mr. Jack Hurst, President, Triton Sales & Marketing Inc. requesting proclamation of April 4 to 17, 2016 as 'Stop the Illegal and Illicit Trade of Wildlife in York Region Weeks' in the Town of Newmarket.

Moved by: Councillor Twinney

Seconded by: Councillor Bisanz

a) THAT the correspondence by Mr. Jack Hurst, President, Triton Sales & Marketing Inc. be received;

i) AND THAT the Town of Newmarket proclaim April 4 to 17, 2016 as 'Stop the Illegal and Illicit Trade of Wildlife in York Region Weeks';

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

Carried

29. Correspondence dated February 9, 2016 from Mr. Jason Hagan, LAS Program Manager, Association of Municipalities of Ontario requesting support of resolution regarding 'Prudent Investor Standard'.

Moved by: Councillor Sponga

Seconded by: Councillor Kerwin

a) THAT the correspondence from Mr. Jason Hagan, LAS Program Manager, Association of Municipalities of Ontario requesting support of resolution regarding 'Prudent Investor Standard' be received and the following recommendations be adopted:

i) WHEREAS municipalities are required to invest their reserves in accordance with the Municipal Act, 2001 and Ontario Regulation 438/97 (as amended), which specifically outlines allowable investments;

ii) AND WHEREAS to ensure the sustainability and sound stewardship of the municipality's investments, the municipality is of the opinion that changes should be made to the Municipal Act, 2001 and Ontario Regulation 438/97 (as amended), to allow for the prudent investment of reserves, if those investments are professionally managed and part of a broader investment strategy;

iii) AND WHEREAS the Prudent Investor Standard is an industry accepted best practice in effectively managing a portfolio of investments, and the Standard applies to investments, not in isolation, but in the context of the portfolio of investments and as part of an overall strategy, that should incorporate acceptable risk and return objectives suitable to the stakeholders;

iv) AND WHEREAS the Province is conferring "Prudent Investor" status on the City of Toronto to enable greater diversification in portfolio management;

v) AND WHEREAS the Association of Municipalities of Ontario (AMO), Local Authority Services (LAS), and the Municipal Finance Officers Association of Ontario (MFOA), have long requested that the Prudent Investor Standard apply to all municipal investments that are invested with The One Investment Program;

vi) AND WHEREAS in 2005, municipalities were granted the ability to invest in longer-term corporate bonds and Canadian equity investments via only the One Investment Program, and the One Investment Program has demonstrated strong investment returns for municipalities within these 'new' investment sectors;

vii) AND WHEREAS the institutional portfolio managers utilized by the One Investment Program recommend that the Prudent Investor Standard approach is a more appropriate approach to investing;

viii) AND WHEREAS operating municipal investments under the Prudent Investor Standard is precluded by the Municipal Act, Eligible Investments, in its current form;

ix) THEREFORE BE IT RESOLVED THAT Council support the request of AMO, LAS, and MFOA to amend Ontario Regulation 438/97 (as amended) of the Municipal Act, 2001, to allow municipalities to invest consistent with the Prudent Investor Standard, if such investments are through the One Investment Program.

Carried

Action Items

None.

Reports by Regional Representatives

None.

Notices of Motion

None.

Motions

None.

New Business

- a) Councillor Sponga inquired whether there is an opportunity to expand the Urban Hens Pilot Project town wide in order to receive further applications. The Director of Legislative Services/Town Clerk provided an update on applications to date. Councillor Sponga advised that pending further information, he may bring a motion forward recommending expansion of the program.
- b) Councillor Sponga provided information on a King Township based farm that incubates a Canadian chicken breed and will provide education on raising chickens and proper chicken coops.
- c) Councillor Sponga requested that staff monitor the former Goodwill site as there has been a significant amount of dumping at that location. The Director of Legislative Services/Town Clerk advised that staff is working to find alternate community groups who will accept donations left outside the building.
- d) Deputy Mayor & Regional Councillor Taylor provided an update regarding Earth Hour and thanked all Ward Councillors and residents for their commitment to energy conservation. He announced that there was a tie for the War of the Wards and that Ward 1 and Ward 7 would each be receiving a community barbecue.
- e) Mayor Van Bynen advised that he will be requesting an update from Viva staff regarding the Union Hotel.

Closed Session

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

The Committee of the Whole recessed at 5:41 p.m.

The Committee of the Whole reconvened at 7:02 p.m.

Public Hearing Matters

The Deputy Clerk welcomed the public to the Committee of the Whole meeting. She advised that the *Planning Act* requires the Town to hold at least one Public Meeting on any proposed Official Plan Amendment, Zoning By-law Amendment and Proposed Draft Plan of Subdivision.

The Deputy Clerk advised that the purpose of the meeting was to hear from anyone who has an interest in the Applications for Official Plan Amendment and Zoning By-law Amendment related to the lands located on the east side of Harry Walker Parkway South, north of Mulock Drive, municipally know as 429 and 445 Harry Walker Parkway South to permit outdoor storage to facilitate a Region of York snow management facility and a parking reduction for a proposed future York Regional Police station and also related to the lands located on the southeast corner of Eagle Street and Cawthra Boulevard, municipally known as 260 Eagle Street to permit a 6 storey apartment building consisting of 124 rental units.

She further advised that the Committee of the Whole would not be making a decision regarding the proposed amendments, but would refer all written and verbal comments to Planning Staff to consider in a report that will be brought forward to a future Committee of the Whole or Council meeting.

The Deputy Clerk advised that if anyone present wished to be notified of subsequent meetings, or if making a presentation, to please complete a form with your name and address and submit it to the Clerk's staff.

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

She thanked everyone for their participation and interest in the meeting.

30. Development and Infrastructure Services Report - Planning and Building Services Report 2016-08 dated February 11, 2016 and related Council Extract, Public Meeting Notice regarding Application for Official Plan Amendment and Zoning By-law Amendment - 429 and 445 Harry Walker Parkway South.
31. Ms. Lauren Capilongo, Malone Given Parsons Ltd. addressed the Committee regarding an application by the Regional Municipality of York related to 429/445 Harry Walker Parkway and provided an overview of the proposed site plan and uses, being a York Regional Police station and associated office uses and a snow management facility. An EMS station is proposed as part of a separate application. She summarized the snow melt water management plans and the justification for the official plan and zoning by-law amendments.

Moved by: Councillor Kerwin
 Seconded by: Councillor Bisanz

THAT the presentation by Ms. Lauren Capilongo, Malone Given Parsons Ltd. regarding an Application for Official Plan and Zoning By-law Amendment for the properties known as 429/445 Harry Walker Parkway South be received.

Carried

Deputy Mayor & Regional Councillor Taylor left the Council dias at 7:19 p.m.

Councillor Vegh left at 7:19 p.m.

32. Development and Infrastructure Services Report - Planning and Building Services Report 2016-04 dated January 21, 2016 and related Council Extract, Public Meeting Notice regarding Application for Official Plan and Zoning By-law Amendment - 260 Eagle Street.
33. Mr. Brad Rogers, Groundswell Urban Planners addressed the Committee regarding an application by Oxford Developments related to 260 Eagle Street and provided an overview of the proposed site plan and uses, being a 6 storey apartment building consisting of 124 rental units. He summarized the surrounding land uses, proposed concept plan and development application.
34. Mr. Mike Roberts, resident, Rogers Road, expressed concern about the proposal, increased traffic on Eagle Street and the existing residential area and questioned whether the school board has been consulted on the application.
35. Mr. Mark Smith, resident, Cawthra Boulevard, commented that the proposed building will stand out as an eyesore in the community and overlook existing backyards. He further expressed concern over increased traffic on Cawthra Boulevard.
36. Mr. John Williams, resident, Rogers Road, expressed strong opposition to the proposal and concerns related to increased traffic and potential crime associated with the rental building and related declines in property value.
37. Ms. Annabel Arnison, resident, Andrew Street, commented that the proposed lighting will impede her ability to see fireflies in her backyard at night and may disrupt the bird habitat. She further expressed her opinion that the proposal is not complimentary to the existing residential community.
38. Mr. Paul Thorner, resident, Andrew Street, suggested that other areas of town would better support rental development and that a six storey building, in his opinion, is not complimentary to the existing residential community.

39. Mr. Don Jennett, resident, Andrew Street, questioned why the proposal is being considered at that particular location as, in his opinion, it would be better suited to another area of the town. He further expressed concern related to potential increased traffic in the area that would result from the proposal.
40. Ms. Theresa Cressatti, resident, Roywood Crescent, expressed concern related to current traffic in the area and the potential increase that would result from the proposal and her preference for a one to two storey building in the area.
41. Ms. Valerie Luttrell, resident, Towercrest Drive, suggested that the development should be proportionate to the neighbourhood.
42. Mr. Andrew Lundy, resident, Andrew Street, purchased his home because it is a safe and quiet area and expressed concern that the security of his family may be compromised.
43. Mr. Alex Stevenson, resident, Andrew Street, advised that he attended to receive information about the application and suggested that, in his opinion, the proposed development will not cater to families due to the proposed unit sizes.
44. Mayor Van Bynen advised of the correspondence that has been received to date related to the subject application.
44. Councillor Sponga queried staff related to angular plane provisions in the Secondary Plan and clarified concerns related to assumed crime.
45. The Director of Planning and Building Services advised of the next steps, being an analysis of all comments received and further report to Committee of the Whole, which is not anticipated sooner than May, 2016 after which a determination will be made by Council. He further advised that any additional comments can be forwarded to planning@newmarket.ca

Moved by: Councillor Sponga

Seconded by: Councillor Bisanz

THAT the presentation by Mr. Brad Rogers, Groundswell Urban Planners Inc. regarding an Application for Official Plan and Zoning By-law Amendment - 260 Eagle Street, deputations and all correspondence be received.

Carried

Adjournment

Moved by: Councillor Sponga
Seconded by: Councillor Hempen

THAT the meeting adjourn.

Carried

There being no further business, the meeting adjourned at 8:01 p.m.

Tony Van Bynen, Mayor

Lisa Lyons, Deputy Clerk



CORPORATION OF THE TOWN OF NEWMARKET

BY-LAW NUMBER 2016-12

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 Regional Municipality of York road rehabilitation program on Prospect Street in the Town of Newmarket for a period from April 11, 2016 to June 10, 2016 between the hours of 8:00 p.m. to 10:00 p.m. Monday through Saturday.

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

THAT the Regional Municipality of York be exempted from the Noise By-law 2004-94, as amended, from 8:00 p.m. to 10:00 p.m.; Monday through Saturday; from April 11, 2016 to June 10, 2016 to permit the road rehabilitation program on Prospect Street, subject to notification being provided to area residents one week prior to the start of the work.

ENACTED THIS 4TH DAY OF APRIL, 2016.

Tony Van Bynen, Mayor

Andrew Brouwer, Town Clerk



CORPORATION OF THE TOWN OF NEWMARKET

BY-LAW NUMBER 2016-13

A BY-LAW TO AMEND BY-LAW 1993-62, AS AMENDED, BEING A BY-LAW TO REGULATE PARKING WITHIN THE TOWN OF NEWMARKET.

(Schedule X – No Parking)

WHEREAS it is deemed necessary to amend By-law 1993-62, as amended, being a By-law to Regulate Parking within the Town of Newmarket.

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

1. THAT Schedule X (No Parking) of the Parking By-law 1993-62, as amended, be further amended by deleting the following:

ROAD	SIDE	BETWEEN	PROHIBITED TIMES
Alex Doner Drive	South	302 Alex Doner Drive and 334 Alex Doner Drive	Anytime

ENACTED THIS 4TH DAY OF APRIL, 2016.

Tony Van Bynen, Mayor

Andrew Brouwer, Town Clerk



CORPORATION OF THE TOWN OF NEWMARKET

BY-LAW NUMBER 2016-14

A BY-LAW TO AMEND BY-LAW 1993-62, AS AMENDED, BEING A BY-LAW TO REGULATE PARKING WITHIN THE TOWN OF NEWMARKET.

(Schedule X – No Parking)

WHEREAS it is deemed necessary to amend By-law 1993-62, as amended, being a By-law to Regulate Parking within the Town of Newmarket.

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

1. THAT Schedule X (No Parking) of the Parking By-law 1993-62, as amended, be further amended by deleting the following:

ROAD	SIDE	BETWEEN	PROHIBITED TIMES
Walter Avenue	Both	Newbury Drive to north limit	Anytime

2. THAT Schedule X (No Parking) of the Parking By-law 1993-62, as amended, be further amended by adding the following:

ROAD	SIDE	BETWEEN	PROHIBITED TIMES
Walter Avenue	North	Newbury Drive and # 48 Walter Avenue	Anytime
Walter Avenue	West	Barbara Road and Cardinal Crescent	Anytime

ENACTED THIS 4TH DAY OF APRIL, 2016.

Tony Van Bynen, Mayor

Andrew Brouwer, Town Clerk



CORPORATION OF THE TOWN OF NEWMARKET

BY-LAW NUMBER 2016-15

A BY-LAW TO CONFIRM THE PROCEEDINGS OF A MEETING OF COUNCIL
– APRIL 4, 2016.

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

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

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

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

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

ENACTED THIS 4TH DAY OF APRIL, 2016.

Tony Van Bynen, Mayor

Andrew Brouwer, Town Clerk